



City of Pflugerville

Meeting Agenda - Final

City Council

Tuesday, March 14, 2023

7:00 PM

1611 Pfennig Lane

Regular Meeting

1. Call to Order

2. Opening

A. Pledge of Allegiance to the Flag of the United States of America

B. Pledge of Allegiance to the Texas State Flag

C. Moment of Silence

3. Items of Community Interest

Pursuant to Texas Government Code Sec. 551.0415, a member of the governing body may make an announcement about items of community interest during a meeting of the governing body without having given notice of the subject of the announcement. "Items of community interest" includes:

- (1) expressions of thanks, congratulations, or condolence;
- (2) information regarding holiday schedules;
- (3) an honorary or salutory recognition of a public official, public employee, or other citizen, except that a discussion regarding a change in the status of a person's public office or public employment is not an honorary or salutory recognition for purposes of this subdivision;
- (4) a reminder about an upcoming event organized or sponsored by the governing body;
- (5) information regarding a social, ceremonial, or community event organized or sponsored by an entity other than the governing body that was attended or is scheduled to be attended by a member of the governing body or an official or employee of the political subdivision; and
- (6) announcements involving an imminent threat to the public health and safety of people in the political subdivision that has arisen after the posting of the agenda.

4. Public Comment

In accordance with the Texas Attorney General's Opinion, any public comment that is made on an item that is not on the published final agenda will only be heard by the City Council. No formal action, discussion, deliberation, or comment will be made by the City Council. Each person providing public comment will be limited to 3 minutes.

5. Presentation

- 5A. [2023-0066](#) Proclamation declaring March 2023 as Women's History Month.
- 5B. [2023-0173](#) Proclamation recognizing March 14, 2023 through March 18, 2023 as Flood Safety Awareness Week in the City of Pflugerville.

Reading of the Consent Agenda

The following items may be acted upon in a single motion. No separate discussion or action on any of these items will be held unless requested by a member of the City Council. Public comment on consent agenda items may be heard without removing the item from the consent agenda. Each person providing public comment will be limited to 3 minutes.

6. Other Actions

- 6A. [ORD-0683](#) Approving an ordinance on second reading with a caption reading: An Ordinance of the City of Pflugerville, Texas, Amending Ordinance No. 1563-22-10-11 of the City of Pflugerville, Texas, as amended, by changing the zoning designation of an approximate 3.248 acres of unplatted land situated in the John Davis Survey No. 13, Abstract No. 231, City of Pflugerville, in Travis County, Texas, from Agriculture/Development Reserve (A) to Urban Center (Level 5: CL5) to be known as the East Pflugerville Parkway Commercial Rezoning (2022-5-REZ); providing for repeal of conflicting ordinances; providing for severability; and providing an effective date.
- 6B. [2023-0209](#) Approving the minutes of the February 27, 2023 Worksession, February 28, 2023 Worksession, and February 28, 2023 Regular Meeting.
- 6C. [2023-0189](#) Approving a contract with Smith Pump Company, Inc. in the amount of \$1,596,407 for the Pre-purchase of Equipment associated with the Second Colorado River Raw Water Pump Station Expansion - Package A Project, and authorizing the City Manager to execute the same.
- 6D. [2023-0191](#) Approving a contract with Alterman, Inc. in the amount of \$1,667,229 for the pre-purchase of Generator Equipment for the Wilbarger Creek Regional Wastewater Treatment Facility (WCRWWTF) Project, and authorizing the City Manager to execute the same.
- 6E. [2023-0199](#) Approving a Professional Services Agreement with Cobb-Fendley in the amount of \$157,370 for professional engineering services associated with the Downtown Utility Study, and authorizing the City Manager to execute the same.
- 6F. [2023-0226](#) Approving a member agreement with Community Action Network (CAN), and authorizing the City Manager to execute the same.

- 6G. [RES-1085](#) Approving a resolution regarding joining opioid settlements with Allergan, CVS, Walgreens, and Walmart.

Action on the Consent Agenda

Items pulled from the consent agenda will be addressed under Item 8.

7. Regular Agenda

- 7A. [2023-0228](#) Discussion regarding Art in Public Places goals and policies.
- 7B. [2023-0247](#) 1.) Executive Session Item: Consultation with legal counsel pursuant to Section 551.071 of the Texas Government Code for discussion regarding litigation: Court of Appeals Cause No 03-21-00374-CV; Trial Court Cause No. D-1-GN-18-001908; City of Pflugerville, Texas v. 735 Henna, LLC. pending in the 345th Judicial District Court of Travis County, Texas. 2.) Open Session Item: Discuss and consider action regarding litigation: Court of Appeals Cause No 03-21-00374-CV; Trial Court Cause No. D-1-GN-18-001908; City of Pflugerville, Texas v. 735 Henna, LLC. pending in the 345th Judicial District Court of Travis County, Texas.

8. Discuss and Consider Items Pulled from Consent Agenda

9. Adjourn

This agenda has been reviewed and approved by the City's legal counsel and the presence of any subject in any Executive Session portion of the agenda constitutes a written interpretation of Texas Government Code Chapter 551 by legal counsel for the governmental body and constitutes an opinion by the attorney that the items discussed therein may be legally discussed in the closed portion of the meeting considering available opinions of a court of record and opinions of the Texas Attorney General known to the attorney. This provision has been added to this agenda with the intent to meet all elements necessary to satisfy Texas Government Code Chapter 551.144(c) and the meeting is conducted by all participants in reliance on this opinion.

This is to certify that a copy of this agenda for this meeting was posted on the bulletin board located at the City Municipal Building on March 10, 2023 at 5:00 PM pursuant to Section 551.041, Government Code.

Trista Evans, City Secretary

The City of Pflugerville is committed to compliance with the Americans with Disabilities Act. Reasonable modifications and equal access to communications will be provided upon request. Please contact Breanna Higgins at breannah@pflugervilletx.gov or 512-990-6129 for information. Hearing-impaired or speech-disabled persons equipped with telecommunications devices for the deaf may call 7-1-1 or may utilize the statewide Relay Texas program at 1-800-735-2988.

