



City of Pflugerville

Meeting Agenda - Final

City Council

Tuesday, July 28, 2020

7:00 PM

100 East Main Street, Suite 500

Regular Meeting (Telephone/Video Conference)

The City Council is scheduled to hold a Worksession starting at 5:00 p.m. Please see the Worksession Agenda for a list of items for discussion at the Worksession and how to connect to the Worksession telephone/video conference meeting.

NOTICE IS HEREBY GIVEN in accordance with order of the Office of the Governor issued March 16, 2020, the City Council will conduct this Regular Meeting by telephone/video conference in order to advance the public health goal of limiting face-to-face meetings to slow the spread of the COVID-19. There will be no public access to the location described above.

This Regular Meeting Agenda, and the Agenda Packet, are posted online at <https://pflugerville.legistar.com>

This telephonic/video meeting will be hosted through WebEx.

Meeting Link: <https://pflugervilletx.webex.com/pflugervilletx/onstage/g.php?MTID=e638abd67abe7683c7304526f74f6f3c0>

Meeting Code/Number: 146 877 8867

Dial-in number: (US toll): = +1-408-418-9388

Public comment under Public Hearing items will be allowed via telephone/video conference at the Regular Meeting scheduled to begin at 7:00 p.m. All speakers under Public Hearing items must register to speak at least 2 hours in advance of the Regular Meeting. Speakers must call in at least 15 minutes prior to the start of the Regular Meeting in order to speak. Written comments may also be submitted 2 hours in advance of the meeting.

Public comment on all items other than Public Hearing items will be allowed via telephone/video conference at the Regular Meeting scheduled to begin at 7:00 p.m. All speakers must register to speak at least 2 hours in advance of the Regular Meeting. Public comment on all items other than Public Hearing items will occur under the Public Comment item. Speakers must call in at least 15 minutes prior to the start of the Regular Meeting in order to speak. Written comments may also be submitted 2 hours in advance of the meeting.

To register to speak or to submit written comments, please email citysecretary@pflugervilletx.gov at least 2 hours in advance of the Regular Meeting.

A recording of the telephone/video meeting will be made, and will be available to the public upon written request.

The meeting will be available live for viewing on PFTV on the City website:
<https://www.pflugervilletx.gov/city-government/communications/pftv>

1. Call to order

2. 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.

3. Public Hearing

Each person providing public comment at the public hearing will be limited to 3 minutes.

- 3A. [RES-0731](#) Conduct a public hearing regarding the Community Development Block Grant (CDBG) program proposed 2020 Action Plan.

4. Public Hearing and Ordinance First Reading

Each person providing public comment at the public hearing will be limited to 3 minutes.

- 4A. [ORD-0532](#) Conduct a public hearing and consider approving the first reading of an ordinance with a caption reading: An ordinance of the City of Pflugerville, Texas, amending Ordinance NO. 1203-15-02-24 of the City of Pflugerville, Texas, as amended, by changing the zoning designation of approximately 41.31 acres, of unplatted land out of the Austin A. Survey 19, Abstract NO. 38, and the Zambrano J. Survey 38, Abstract NO. 844, in Travis County, Texas, from Agriculture/Development Reserve (A) District to Single Family

Residential (SF-R) District; to be known as the Enclave at Cele rezoning (REZ2006-01); providing for repeal of conflicting ordinances; providing for severability; and providing an effective date.

5. 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.

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 will be heard under the public comment item. Each person providing public comment will be limited to 3 minutes.

6. Ordinance First Reading

- 6A. [ORD-0533](#) Approving an ordinance on first reading with the caption reading: An Ordinance of the City of Pflugerville, Texas, authorizing the lease agreement between the City of Pflugerville and Cellco Partnership DBA Verizon Wireless for City land located at 901 Old Austin-Hutto Road; providing for repeal of conflicting ordinances; providing for severability; and providing an effective date.

7. Ordinance Third Reading

- 7A. [ORD-0529](#) Approving an ordinance on third and final reading with the caption reading: An Ordinance amending the Code of Ordinances of the City of Pflugerville, Texas, Title XIII "General Offenses," Chapter 130, "Offenses against City Regulations," to add Section 130.12, "Obstructing Streets and Sidewalks," and 130.13, "Repair of defective sidewalks" in order to administer and regulate the use of public rights-of-way for the public interest, health, safety and welfare; providing for a penalty in an amount in accordance with Code of Ordinances, Section 10.99 General Penalty, for violation of any provision hereof; repealing all Ordinances or parts of Ordinances inconsistent or in conflict herewith; and providing for severability and an effective date.

8. Approval of Minutes

- 8A. [2020-8528](#) Approval of the minutes of the July 14, 2020 Worksession and Regular Meeting.

9. Resolution

- 9A.** [RES-0737](#) Approving a Resolution with a caption reading "Resolution of the City of Pflugerville, Texas authorizing the City Manager to execute an Information Sharing Access Agreement with the Department of Homeland Security/Federal Emergency Management Agency Federal Insurance and Mitigation Administration"

10. Other Actions

- 10A.** [2020-8555](#) Approving the acquisition of laptops, monitors and docking stations from GTS Technology Solutions Inc. via the Buyboard Purchasing Cooperative in the amount of \$181,875.01 to improve teleworking capabilities and effectiveness of city employees and to enable compliance with COVID-19 public health precautions.
- 10B.** [2020-8556](#) Approving a contract with BCL of Texas in the amount of \$80,000 for administration of a small business grant program as provided under the Travis County Interlocal Agreement for Administration of CRF Funding Under the CARES Act and authorizing the City Manager to execute same.
- 10C.** [2020-8519](#) Authorizing the City Manager to execute an easement purchase agreement and associated conveyance documents between Charles Hardin Camp II and the City of Pflugerville as necessary to acquire real property interests for the SH 45 Water and Wastewater Line Project.
- 10D.** [2020-8538](#) Authorizing the purchase and installation of playground equipment for Creekside Park from Whirlix Design, Inc. in the amount of \$147,920 utilizing the Texas Association of School Boards (TASB) cooperative purchasing contract (BuyBoard).
- 10E.** [2020-8543](#) Approving a Change Order in the amount of \$89,118.40 and 135 additional days for the construction contract for the Wilbarger Creek Park Project with QA Construction Services, Inc. and authorize the City Manager to execute the same.
- 10F.** [2020-8542](#) Approving a supplemental agreement with Halff Associates, Inc. in the amount of \$197,256.00 for professional engineering services associated with the Heatherwilde Subdivision Pavement Rehabilitation Project as part of the 2020 Pavement Maintenance Program and authorizing the City Manager to execute same.
- 10G.** [2020-8553](#) Approving a construction agreement with Andale Construction, Inc. in the amount of \$290,256.30 for placement of HA5 on designated City streets as part of the 2020 Pavement Maintenance Program and authorizing the City Manager to execute the same.
- 10H.** [2020-8547](#) Approving a professional services agreement with kga (architects) in the amount of \$45,000 for improvements to 100 W. Main Street for municipal offices.

Action on the Consent Agenda**11. Discuss only**

- 11A. [2020-8495](#) Discussion regarding study assumptions related to the Roadway Impact Fee Study in preparation for future public hearing.
- 11B. [2020-8476](#) Presentation of the quarterly report and discussion about the City's Capital Improvement Program.
- 11C. [2020-8524](#) Discussion regarding the FY21 proposed budget.

12. Discuss and consider action

- 12A. [2020-8529](#) Conduct introductions and take action to make appointment to the Parks and Recreation Commission for a regular member with an unexpired term ending December 31, 2021 and alternate member with a term ending December 31, 2020 as needed.
- 12B. [RES-0735](#) Discuss and consider action to approve a resolution with the caption reading: "Resolution authorizing the publication of Notice of Intention to Issue City of Pflugerville, Texas Combination Tax and Limited Revenue Certificates of Obligation and other matters related thereto" (Water, Wastewater, and Transportation capital improvement projects)
- 12C. [RES-0736](#) Discuss and consider action to approve a resolution with the caption reading: "Resolution Expressing Official Intent to Reimburse Certain Expenditures" (advanced project costs from Certificates of Obligation issuance)
- 12D. [2020-8391](#) Discuss and consider action to approve a Supplemental Agreement No. 3 with Johnson, Mirmiran & Thompson, Inc. (JMT) to provide additional professional engineering for the Kelly Lane Ph 2 Project in the amount of \$455,311.85.
- 12E. [2020-8518](#) Discuss and consider action to approve proposition language for the November 3, 2020 bond election.

13. Adjourn

The City Council may retire to executive session any time between the meeting's opening and adjournment for the purpose of consultation with legal counsel pursuant to Chapter 551.071 of the Texas Government Code; discussion of personnel matters pursuant to Chapter 551.074 of the Texas Government Code; deliberation regarding real property pursuant to Chapter 551.072 of the Texas Government Code; deliberation regarding economic development negotiations pursuant to Chapter 551.087 of the Texas Government Code; and/or deliberation regarding the deployment, or specific occasions for implementation of security personnel or devices pursuant to Chapter 551.076 of the Texas Government Code. Action, if any, will be taken in open session.

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.

Attendance By Other Elected or Appointed Officials:

It is anticipated that members of other city board, commissions and/or committees may attend the meeting in numbers that may constitute a quorum of the other city boards, commissions and/or committees. Notice is hereby given that the meeting, to the extent required by law, is also noticed as a meeting of the other boards, commissions and/or committees of the City, whose members may be in attendance. The members of the boards, commissions and/or committees may participate in discussions on the same items listed on the agenda, which occur at the meeting, but no action will be taken by such in attendance unless such item and action is specifically provided for on an agenda for that board, commission or committee subject to the Texas Open Meetings Act.

Sereniah Breland, City Manager

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 July 24, 2020 at 5:00 PM pursuant to Section 551.041, Government Code.

Karen Thompson, 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 Aileen Dryden, Americans with Disabilities Act (ADA) Coordinator, at aileend@pflugervilletx.gov or 512-990-6400 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.