



# City of Pflugerville

## Minutes - Final

### City Council

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Tuesday, June 11, 2024

7:00 PM

1611 Pfennig Lane

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#### Regular Meeting

#### 1. Call to Order

Mayor Pro Tem Doug Weiss called the regular meeting to order at 7:00pm. Councilmembers Cesar Ruiz, Kimberly Holiday, Rudy Metayer, Jim McDonald, and David Rogers were in attendance. Mayor Victor Gonzales was not in attendance.

City staff in attendance: City staff in attendance: Sereniah Breland, City Manager; James Hartshorn, Deputy City Manager; Emily Barron, Assistant City Manager; Thomas Hunter, Assistant City Manager; Terri Toledo, Director of Management Services; Trista Evans, City Secretary; Brandon Pritchett, Public Utility Director; Tracy Waldron, Finance Director; Jeremy Frazzell, Planning and Development Services Director; Evan Groeschel, Operations Director; Abby Morrison, Public Works Services Director; Shane Mize, Parks and Recreation Director; Jonathan Hanson, Recreation Superintendent.

#### 2. Opening

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

Mayor Pro Tem Weiss led those in attendance in the Pledge of Allegiance to the Flag of the United States of America.

##### B. Pledge of Allegiance to the Texas State Flag

Mayor Pro Tem Weiss led those in attendance in the Pledge of Allegiance to the Texas State Flag.

##### C. Moment of Silence

Mayor Pro Tem Weiss led those in attendance in a moment of silence.

#### 3. Public Comment

Terry Newsom discussed the potential increase in customer traffic to the Three Legged Goat from the Main Street extension project. Mr. Newsom stated Mr. McDonald initiated the motion to approve the extension and discussed the food truck item is back after being denied twice. Mr. Newsom stated any food trucks on the land should go through a bidding process and discussed liability on the City if an accident occurs.

Mindy Sue Cohen discussed door to door solicitors, stating she has two no soliciting signs on her door and still continually gets people knocking on her door. Ms. Cohen stated it shows on the permit that they are not to knock on a door with a sign but that word is not getting out. Ms. Cohen recommended enhancing the definition of aggressive soliciting and requested clarity to the citizens on how to report a solicitor who is not following the permit rules.

Vernagene Mott discussed the history of the Pfluger brothers and reunions in the Pfluger Grove. Ms. Mott stated this July 4th is the 90th reunion and only one reunion has been missed which was during World War II to conserve for the war efforts.

#### 4. Presentation

- 4A. [2024-0572](#) Mayor's proclamation declaring June 2024 as Pollinator Month in the City of Pflugerville.

Mayor Pro Tem Weiss read the proclamation and presented it to Mr. Hanson and a member of the Parks and Recreation Commission Pollinator Subcommittee.

- 4B. [2024-0565](#) Presentation to open the public comment period for the Community Development Block Grant five year Consolidated Plan.

Mayor Pro Tem Weiss opened the item for discussion. Mr. Frazzell reviewed the 2024-2028 Consolidated Plan process and provided information about future public hearings and where to view the draft for public comments. Mr. Rogers asked questions regarding the projects and eligible locations in the city. Mr. Frazzell provided information stated the areas are staying relatively the same and provided clarification about the projects.

#### Reading of the Consent Agenda

Ms. Evans stated item 5L. was removed from the consent agenda, read the caption of the ordinance, and stated all items remaining on the consent agenda may be acted upon in a single motion.

#### 5. Other Actions

- 5A. [ORD-0772](#) Approving an ordinance on second reading with the 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 an 1.6-acre tract of land known as Lot 2A, Block E of the Amending Plat of Block E 685 Commercial Park Subdivision, from General Business-2 (GB2) Zoning District to the Urban (Level 4:CL4) Zoning District, to be known as the 20205 FM 685 Rezoning (REZ2024-00109).

The ordinance was approved on second reading on the consent agenda.

- 5B. [2024-0555](#) Approving the minutes of the May 28, 2024 Worksession and Regular Meeting.

The minutes were approved on the consent agenda.

- 5C. [2024-0443](#) Approving a procurement agreement with Texas Gas Service in the amount of \$423,297 for a natural gas pipeline for emergency standby generator gas service associated with the Secondary Colorado River Raw Water Line project, and authorizing the City Manager to execute the same.
- The item was approved on the consent agenda.
- 5D. [2024-0559](#) Approving a reconciliation agreement and final payment from Kelly Lane WCID 1, and authorizing the City Manager to execute the same.
- The item was approved on the consent agenda.
- 5E. [2024-0560](#) Approving a reconciliation agreement and final payment from Kelly Lane WCID 2, and authorizing the City Manager to execute the same.
- The item was approved on the consent agenda.
- 5F. [2024-0505](#) Approving an agreement with Boss Lady Mobile Laundry & Cleaning, LLC in the amount of \$142,480 for janitorial services associated with park restrooms, and authorizing the City Manager to execute the same.
- The item was approved on the consent agenda.
- 5G. [2024-0529](#) Approving a professional services agreement with Pape-Dawson Consulting Engineers, LLC in the amount of \$370,043.00 to provide engineering services associated with the New Sweden Lift Station and Force Main project (WW2503), and authorizing the City Manager to execute the same.
- The item was approved on the consent agenda.
- 5H. [2024-0570](#) Approving a three-year contract with JEC Concrete & Landscape in the amount of \$40,176 per year for landscaping services associated with parks and recreation facilities, and authorizing the City Manager to execute the same.
- The item was approved on the consent agenda.
- 5I. [2024-0554](#) Approving a work authorization with Seven Arrows Land Staff, LLC. in the amount of \$443,800 for right-of-way and appraisal services associated with the 1849 Park Reclaimed Water Line Project, and authorizing the City Manager to execute the same.
- The item was approved on the consent agenda.
- 5J. [2024-0562](#) Approving a lease agreement with the Capital Area Council of Governments (CAPCOG) for an air quality monitor, and authorizing the

City Manager to execute the same.

**The item was approved on the consent agenda.**

- 5K.** [2024-0579](#) Approving a professional services supplemental agreement with LJA Engineering, Inc., in the amount of \$126,247.50 to perform work related to Traffic Signal Improvement Implementation, and authorizing the City Manager to execute the same.

**The item was approved on the consent agenda.**

- 5M.** [RES-1231](#) Approving a resolution consenting New Sweden Municipal Utility District No.3 in Travis County, Texas to design, acquire, construct, finance, issue bonds for roads that will benefit the New Sweden Municipal Utility District No.3 (also referred to as road powers).

**The resolution was approved on the consent agenda.**

- 5N.** [RES-1228](#) Approving a resolution to amend the New Sweden Development Agreement to include wholesale wastewater service and a wastewater construction agreement for New Sweden Municipal Utility District No. 1 and authorizing the City Manager to execute the same.

**The resolution was approved on the consent agenda.**

- 5O.** [RES-1229](#) Approving a resolution to amend the New Sweden Development Agreement to include wholesale wastewater service and a wastewater construction agreement for New Sweden Municipal Utility District No. 2 and authorizing the City Manager to execute the same.

**The resolution was approved on the consent agenda.**

- 5P.** [RES-1230](#) Approving a resolution to amend the New Sweden Development Agreement to include wholesale wastewater service and a wastewater construction agreement for New Sweden Municipal Utility District No. 3 and authorizing the City Manager to execute the same.

**The resolution was approved on the consent agenda.**

### **Action on the Consent Agenda**

**Mr. Rogers moved to approve the consent agenda. Ms. Holiday seconded the motion. All voted in favor. The motion carried.**

**Items pulled from the consent agenda will be addressed under Item 7.**

### **6. Regular Agenda**

- 6A.** [2024-0561](#) Discuss and consider action to approve an amendment to the

construction contract with PLW Waterworks in the amount of \$201,902,913 for construction services associated with the Wilbarger Creek Regional Wastewater Treatment Facility, and authorize the City Manager to execute the same.

Mayor Pro Tem Weiss opened the item for discussion. Mr. Pritchett reviewed the overall project and the Construction Manager at Risk delivery method. Mr. Pritchett provided information about the balance of the project and the pieces included. Mr. Pritchett reviewed the delivery timeline. Mr. Rogers asked about the timing of decommissioning the lift station. Mr. Pritchett provided information about the process and reviewed the project total. Mr. Metayer asked about potential to provide direct potable reuse. Mr. Pritchett provided information about indirect and direct potable reuse that will be available. Mayor Pro Tem Weiss asked about purple pipe reuse. Mr. Pritchett stated that is targeted to come from the Central Wastewater Treatment Plant. Mr. Rogers moved to approve the item. Ms. Holiday seconded the motion. All voted in favor. The motion carried.

**6B.** [RES-1233](#)

Discuss and consider action to approve a resolution amending the Pflugerville Community Development Corporation Bylaws.

Mayor Pro Tem Weiss stated the item will be postponed to the June 25th council meeting.

**6C.** [2024-0582](#)

Discuss and consider action to approve a license agreement with Three Legged Goat, LLC, to host two food trucks at 103 N. Railroad, and authorize the City Manager to execute the same.

Mayor Pro Tem Weiss opened the item for discussion. Mr. McDonald excused himself from the dais due to conflict of interest. Ms. Barron reviewed the license agreement for the Three Legged Goat to host food trucks and reviewed the location where they would be parked. Ms. Barron stated the Three Legged Goat would be responsible for ensuring compliance with all regulations.

Terry Newsom gave public comment stated the rental of property by the councilmember who lobbied for the piece of land is a conflict of interest. Mr. Newsom stated he looked at cost of rental for food trucks around Austin and found the average cost to be \$1,000. Mr. Newsom stated the City is taking on responsibility of any injury that happens and that taxpayers should not be paying for it.

Mr. Rogers moved to table the item. The motion died for lack of second. Ms. Holiday asked why the item should be tabled. Mr. Rogers stated think tabling is the best way to move forward with the item. Ms. Holiday asked about insurance at the location. Mr. Metayer requested council move to executive session. Mayor Pro Tem Weiss stated council was moving to executive session at 7:41pm. Mayor Pro Tem Weiss reconvened the meeting in open session at 7:52pm. Mr. Rogers moved to table the item. The motion died for lack of second. Mr. Rogers moved to approve the item. Mr. Ruiz seconded the motion. Ms. Holiday asked about much the food trucks would be paying to park at the location. Dale Woodkey stated they want to cover expenses only. Mayor Pro Tem Weiss called the vote. Mr. McDonald abstained. All voted in opposition. The motion failed.

- 6D. [2024-0596](#) Discuss and consider action regarding FY25 budget preparations and budget assumptions for General Fund, Pflugerville Community Development Corporation, General Debt Service, and Hotel Occupancy Tax Fund.

The item was discussed during the earlier posted worksession.

- 6E. [2024-0556](#) 1.) Executive Session Item: Deliberation regarding real property pursuant to Chapter 551.072 of the Texas Government Code regarding the purchase, exchange, lease, and/or value of real property related to real estate proposal for Downtown East. 2.) Open Session Item: Discuss and consider action regarding real estate proposal for Downtown East.

The item was discussed in executive session during the earlier posted worksession.

## 7. Discuss and Consider Items Pulled from Consent Agenda

- 5L. [RES-1227](#) Approving a resolution authorizing the City Manager to enter into a license agreement for RPC Stone Hill Investments, LP. to maintain Pfluger Farm's public parkland; and providing an effective date.

Mayor Pro Tem Weiss opened the item for discussion. Mr. Rogers asked for information about the purpose behind the license agreement. Mr. Mize stated the agreement is for RPC Stone Hill Investments to maintain the public parkland for three years, at which point the agreement will be reevaluated. Mr. Mize reviewed the area under consideration and discussed plans moving forward for those who design pocket parks to maintain them. Mr. Metayer moved to approve the item. Mr. Rogers seconded the motion. All voted in favor. The motion carried.

## 8. Adjourn

Mayor Pro Tem Weiss adjourned the meeting at 8:01pm.

Respectfully submitted,

Trista Evans, City Secretary

Approved as submitted on June 25, 2024.