



# City of Pflugerville

## Minutes - Final City Council

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Tuesday, October 25, 2011

7:00 PM

100 East Main Street, Suite 500

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### Regular Meeting

#### 1. Call to order

Mayor Jeff Coleman called the meeting to order at 7:00 p.m. Councilmembers Wayne Cooper, Brad Marshall, Darelle White, Starlet Sattler and Victor Gonzales were in attendance. City employees attending: Brandon Wade, City Manager; Lauri Gillam, Assistant City Manager; Trey Fletcher, Assistant City Manager; George Hyde, Interim City Attorney; Blake Overmyer, Building Official; Amy Good, Assistant Finance Director; Terri Waggoner, Public Information Officer; Jose Madrigal, Interim Parks Director.

#### 2. Opening

**A. Pledge of Allegiance to the Flag of the United States of America: I pledge allegiance to the flag of the United States of America, and to the republic for which it stands: one nation under God, indivisible, with liberty and justice for all.**

Mayor Coleman led those in attendance in reciting the Pledge of Allegiance to the Flag of the United States of America.

**B. Pledge of Allegiance to the Texas State Flag: Honor the Texas flag; I pledge allegiance to thee, Texas, one state under God, one and indivisible.**

Mayor Coleman led those in attendance in reciting the Pledge to the Texas State Flag.

#### 3. Public Comment

Dana Leary of the Friends of the Library provided information on the upcoming used books sale taking place November 2 to November 5 at the Library. She stated that the 2011 ornament would also be available for purchase at the book sale.

Kim Waters, 17508 Kessler Drive, thanked everyone for coming to the Animal Shelter opening last Saturday. She stated that she would like the volunteer age requirement of 18 years old changed to allow high school students and other children to volunteer at the Animal Shelter. Mr. Wade stated that he would investigate. Ms. Waters stated that she would also like the Council to adopt a "no kill" philosophy. She provided handouts to the City Secretary for distribution to the Council.

**Brent Hurta, 3104 Murrelet Way, did not wish to speak but requested that the Mayor announce for the record his support for the development of a skate spot.**

#### **Reading of the Consent Agenda**

**Mayor Coleman noted that on item 7C, that Mayor Pro Tem Gonzales would be attending the Williamson County Growth Summit in his place. Ms. Thompson read the items along with the captions of the ordinances under consideration.**

#### **4. Approval of Minutes**

- 4A. 2011-0864** Approval of the minutes of the October 11, 2011 Worksession and Regular Meeting.

**The minutes were approved on the consent agenda.**

#### **5. Ordinances First Reading**

- 5A. ORD-0080** Approving an ordinance on first reading with the caption reading: AN ORDINANCE OF THE CITY OF PFLUGERVILLE, TEXAS, AMENDING THE CITY OF PFLUGERVILLE, TEXAS CODE OF ORDINANCES, CHAPTER 150, REGARDING THE ADOPTION OF THE NATIONAL ELECTRICAL CODE, 2011 EDITION; DELETION OF ARCHAIC AMENDMENTS; ESTABLISHING PENALTIES NOT TO EXCEED \$2000.00 PER OFFENSE; AND PROVIDING AN EFFECTIVE DATE.

**The ordinance was approved on first reading on the consent agenda.**

#### **6. Ordinances Second Reading**

- 6A. ORD-0073** Approving an ordinance on second reading with the caption reading: AN ORDINANCE AMENDING THE CITY OF PFLUGERVILLE CODE OF ORDINANCES TITLE XV LAND USAGE, CHAPTER 157 UNIFIED DEVELOPMENT CODE AMENDING SUBCHAPTER 5 ESTABLISHMENT OF OVERLAYS AND SPECIAL DISTRICTS, SECTION (B) SH 130 AND SH 45 CORRIDOR DISTRICTS, TABLE 1: PERMITTED USES (WHOLESALE, MANUFACTURING AND INDUSTRIAL USES); REPLACING ALL ORDINANCES IN CONFLICT; CONTAINING A SAVINGS CLAUSE AND DECLARING AN EFFECTIVE DATE. (CA1109-01)

**The ordinance was approved on second and final reading on the consent agenda.**

- 6B.     **ORD-0074**     Approving an ordinance on second reading with the caption reading: AN ORDINANCE OF THE CITY OF PFLUGERVILLE, TEXAS AMENDING ORDINANCE NO. 874-07-04-10 OF THE CITY OF PFLUGERVILLE, TEXAS, AS AMENDED, BY APPROVING A SPECIAL DISTRICT FOR LIGHT INDUSTRIAL USES FOR APPROXIMATELY 15 ACRES OUT OF THE W. CALDWELL SURVEY NO. 66, ABSTRACT 162, PFLUGERVILLE, TX, GENERALLY LOCATED NEAR THE SOUTHWEST CORNER OF SH130 AND E. PECAN STREET, TO BE KNOWN AS THE PROJECT JERSEY SPECIAL DISTRICT (SD 1108-01), AND PROVIDING AN EFFECTIVE DATE.

**The ordinance was approved on second and final reading on the consent agenda.**

## **7.     Other Actions**

- 7A.     **2011-0862**     Approving a reimbursement request in the amount of \$230.74 by Mayor Pro Tem Victor Gonzales for business meeting mileage and expenses for attendance at a Capital Area Metropolitan Planning Organization meeting and Texas Municipal League Annual Conference and approving hotel expenses in the amount of \$663.39 for attendance at the Texas Municipal League Annual Conference.

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

- 7B.     **2011-0863**     Approving a reimbursement request in the amount of \$26.40 by City Councilmember Wayne Cooper for business meeting expenses.

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

- 7C.     **2011-0859**     Approving registration fees for Mayor Jeff Coleman in the amount of \$75.00 to attend the Williamson County Growth Summit in Round Rock on November 4, 2011.

**The item was amended to approve registration fees for Mayor Pro Tem Victor Gonzales to attend in place of Mayor Jeff Coleman. The item was approved as amended on the consent agenda.**

## **Action on the Consent Agenda**

**Mr. White made a motion to approve the consent agenda as read. Mr. Marshall seconded the motion. All voted in favor. The motion carried.**

## **8.     Resolution**

- 8A. RES-0057 Approving a resolution nominating a candidate for the Board of Directors of the Travis Central Appraisal District (TCAD).
- Mayor Coleman provided information on the item and explained that Rico Reyes and Robert Spoonemore are both interested in the nomination. Mayor Coleman stated that he would like Mr. Reyes to continue on the Board, stating that he was proactive last summer in stating his interest. Discussion followed. Mr. Cooper made a motion to nominate Rico Reyes as a candidate for the Board of Directors of the Travis Central Appraisal District. Mr. White seconded the motion. All voted in favor. The motion carried.

**9. Discuss only**

- 9A. RES-0059 Discussion regarding Senate Bill 100 and the City of Pflugerville's options for holding its General Elections.
- Ms. Thompson reviewed the options to leave the City's General Election in May or to change to November. Council discussion followed. The City Council discussed the benefits in cost savings and increased voter participation with holding general elections in November as well as concerns for straight party voting and being lost on the ballot with November elections. Mr. White explained that he was elected in November and did not find an issue. He stated in November, they would have more people giving their opinions and voting. Mr. Gonzales stated support for moving to November from the standpoint of getting more people involved and saving taxpayer money. Mayor Coleman noted that this would extend the current terms by six months. Mr. Hyde provided information on taking action soon or waiting until later next year. He noted a concern for voter confusion for having a primary and then local elections soon after in May. Mr. Cooper stated that he thinks that moving to November is a good idea. He asked regarding the cost division and Ms. Thompson and Mr. Hyde provided information. Mayor Coleman asked that a Councilmember request an item under future agenda items if they would like to take future action on the item.

**10. Discuss and consider action**

- 10A. 2011-0865 Discuss and consider action regarding future agenda items.
- Mr. Gonzales requested a future agenda item to move the City's general elections to November. Mayor Coleman requested an item to discuss the City allowing volunteers under the age of 18. Mr. White indicated agreement with the item. Mr. Wade indicated that he would follow up on it.

**Executive Session**

Mayor Coleman announced that the City Council was retiring to executive session on items 10B, 10C, 10D and 11A and read the items. The time was 7:28 p.m.

- 10B. 2011-0869 1.) Executive Session Item: Deliberations regarding economic development negotiations pursuant to Chapter 551.087 of the Texas Government Code. 2.) Open Session Item: Discuss and consider action regarding economic development negotiations.

**Discussion on the item was to take place in executive session.**

- 10C. 2011-0866 1.) Executive Session Item: Consultation with legal counsel regarding agreements with Manville Water Supply Corporation pursuant to Chapter 551.071 of the Texas Government Code. 2.) Open Session Item: Discuss and consider action regarding agreements with Manville Water Supply Corporation.

**Discussion on the item was to take place in executive session.**

- 10D. 2011-0807 1.) Executive Session Item: Discussion of personnel matters pursuant to Chapter 551.074 of the Texas Government Code regarding search and hiring for the position of City Attorney. 2.) Open Session Item: Discuss and consider action regarding search and hiring for the position of City Attorney.

**Discussion on the item was to take place in executive session.**

## 11. Discuss only

- 11A. 2011-0870 1.) Executive Session Item: Discussion of personnel matters pursuant to Chapter 551.074 of the Texas Government Code regarding matters regarding the performance of the City Manager.

**Discussion on the item was to take place in executive session.**

## Executive Session Closed

**Mayor Coleman reconvened in open session at 9:13 p.m. No action was taken.**

## 12. Adjourn

**Mr. Cooper made a motion to adjourn. Ms. Sattler seconded the motion. All voted in favor. The motion carried. The meeting was adjourned at 9:13 p.m.**

Respectfully submitted,

Karen Thompson  
City Secretary

Approved as \_\_\_\_\_ on November 8, 2011.