



City of Pflugerville

Meeting Agenda - Final

City Council

Tuesday, February 23, 2021

7:00 PM

100 East Main Street, Suite 500

Regular Meeting (Telephone/Video Conference)

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=e65fdac80914e303553a8d718f4e2722f

Meeting Code/Number: 187 059 6480

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

Public comment 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. 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. Name and address must be included. Written comments are limited to 250 words.

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. Presentations

- 3A. [2021-0196](#) Pflugerville Animal Welfare Services annual department presentation.

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. Public Hearing and Ordinance First Readings

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

- 5A. [ORD-0569](#) Conduct a public hearing and consider approving an ordinance on first 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 approving a specific use permit for a proposed office/warehouse on lot 3D of the Renewable Energy Park Replat of lot 3C, consisting of approximately 15.5-acres zoned Urban Center Corridor Level 5 (CL5) district located generally south of the Helios Way and Impact Way intersection, to be known as the SH-130 and Pecan Industrial Park Specific Use Permit (SUP2012-01); Providing a cumulative and repealer clause; providing for a severability clause; and providing an effective date.
- 5B. [ORD-0570](#) Conduct a public hearing and consider approving an annexation ordinance on first reading with the caption: An ordinance of the City of Pflugerville, Texas, annexing, for full purposes, tracts of land totaling approximately 56.24 acres out of a 96.341-acre tract of land situated in the William Caldwell Survey No. 66, Abstract No. 162, in Travis County, Texas, of the

Real Property Records of Travis County, being all the remaining portions of the 96.341-acre tract of land not previously annexed by Ordinance No. 899-07-08-14; generally located along Cameron Road east of Weiss Lane and west of 1849 Park; extending the boundaries of the City to include land; and to be zoned Agriculture / Development Reserve (A); to be known as the Kuempel Tract 2021 Annexation; binding the land to all of the acts, ordinances, resolutions and regulations of the City; approving a service plan; providing for severability; and providing an effective date. (located on the north side of Cameron Road, approximately a third of a mile west of 1849 Park)

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. Ordinances First Reading

- 6A. [ORD-0571](#) Approving an ordinance on first reading with the caption reading: An Ordinance Amending Chapter 53 of the City of Pflugerville, Texas, Code of Ordinances, Title V Public Works, Chapter 53 Cross Connection Control and Backflow Prevention, by amending Sections 53.003 through 53.014 to comply with Federal and State regulations; providing for severability and repealer; and providing an effective date.

7. Ordinances Second Reading

- 7A. [ORD-0561](#) Approving an annexation ordinance on second reading with the caption: An ordinance of the City of Pflugerville, Texas, annexing, for full purposes, tracts of land totaling approximately 5.205 acres situated in the Joseph Wiehl Survey No. 8, Abstract No. 802, Travis County, Texas, of the Real Property Records of Travis County, being one tract of land totaling 4.724 acres and the second tract of land totaling 0.481 acres representing the abutting Jesse Bohls Road right-of-way; generally located along the west side of Weiss Lane at the intersection of Jesse Bohls Road; extending the boundaries of the City to include land; and to be zoned Agriculture / Development Reserve (A); to be known as the 17705 Weiss Lane 2021 Annexation; binding the land to all of the acts, ordinances, resolutions and regulations of the City; approving a service plan; providing for severability; and providing an effective date.

8. Approval of Minutes

- 8A. [2021-0182](#) Approval of the minutes of the February 2, 2021 and February 3, 2021 Special Meetings and February 9, 2021 Worksession and Regular

Meeting.

9. Resolutions

- 9A. [RES-0837](#) Approving a resolution with the caption reading: A Resolution of the City of Pflugerville, Texas accepting a Stormwater Facilities Maintenance Covenant, License and Agreement for Wuthrich Hill Farms Pond Maintenance between 100 Dessau LP (“Owner”) and the City of Pflugerville (“City”).
- 9B. [RES-0838](#) Approving a resolution with the caption reading: A Resolution of the City of Pflugerville, Texas accepting a Stormwater Facilities Maintenance Covenant, License and Agreement for PFISD Park Crest Middle School Pond Maintenance between Pflugerville Independent School District (“Owner”) and the City of Pflugerville (“City”).
- 9C. [RES-0839](#) Approving a resolution with the caption reading: A Resolution of the City of Pflugerville, Texas accepting a Stormwater Facilities Maintenance Covenant, License and Agreement for Village at Wells Branch Pond Maintenance between 1305 Wells Branch LP (“Owner”) and the City of Pflugerville (“City”).
- 9D. [RES-0836](#) Approving a resolution opposing the restriction on the use of public funds for hiring of lobbyists and paying dues to organizations that hire lobbyists.
- 9E. [RES-0840](#) Approving a resolution extending the Mayor's Disaster Declaration issued February 16, 2021 in response to severe winter weather and providing approval of payment for related expenses.

10. Other Actions

- 10A. [2021-0033](#) Submission of the 2020 Racial Profiling Data Report to the City Council as required by Texas Statute Code of Criminal Procedure, Chapter 2 General Duties of Officers, Art. 2.132 Law Enforcement on Racial Profiling.
- 10B. [2021-0208](#) Approving and authorizing the City Manager to execute a contract renewal for Utility Billing statement production and processing from DataProse using budgeted fiscal year 2021 funds utilizing the interlocal agreement with the City of Baytown with an estimated amount of \$91,000.
- 10C. [2021-0128](#) Authorizing the City Manager to purchase a replacement dump truck for the Utility Maintenance division through Santex Truck Centers, LTD utilizing their HGACBuy contract in the amount of \$105,931.00.

Action on the Consent Agenda

11. Discuss only

- 11A. [2021-0144](#) Discussion regarding New Sweden MUD 1 and Sorento MUD

development and infrastructure proposal.

12. Discuss and consider action

- 12A. [2021-0209](#) Discuss and consider action to provide any position statements and to authorize to the Mayor to participate in proceedings on State Affairs on February 25, 2021 related to Statewide electrical blackouts-contributing factors and response.
- 12B. [2021-0205](#) Discuss and consider authorizing the City Manager to provide a waiver of resident fees for limb disposal due to the severe winter weather event.
- 12C. [RES-0828](#) Discuss and consider action to approve a resolution establishing a City of Pflugerville Purchasing Policy.
- 12D. [RES-0829](#) Discuss and consider action to approve a resolution authorizing the City Manager or authorized designee the authority to execute contracts as approved in the budget in an amount up to \$50,000, and for contracts specifically approved in the authorized purchase list approved by City Council in the annual budget in the maximum amount of \$200,000.
- 12E. [2021-0198](#) 1.) Executive Session Item: Discussion of personnel matters pursuant to Chapter 551.074 Texas Government Code regarding Police Chief and consultation with legal counsel pursuant to Section 551.071 of the Texas Government Code for discussion regarding resignation, severance and release agreement. 2.) Open Session Item: Discuss and consider action to approve resignation, severance and release agreement with Police Chief and authorize the City Manager to execute same.

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 February 19, 2021 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 Ali Abdelfattah, Americans with Disabilities Act (ADA) Coordinator, at alia@pflugervilletx.gov or 512-990-6300 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.