



# City of Pflugerville

## Meeting Agenda - Final

### City Council

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Tuesday, July 8, 2014

7:00 PM

100 East Main Street, Suite 500

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#### Regular Meeting

**1. Call to order**

**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.**

**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.**

**3. Public Hearing**

- 3A. [2014-2740](#)** Conduct the second of two required public hearings and receive feedback regarding the Community Development Block Grant (CDBG) program Consolidated Plan.

**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.

#### 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.

**5. Approval of Minutes**

- 5A. [2014-3072](#)** Approval of the minutes of the June 24, 2014 City Council Worksession and Regular Meeting.

**6. Other Actions**

- 6A. [2014-2971](#) Authorizing the City Manager to execute a Right of Way License Agreement between the City of Pflugerville and the Carrington Court Residential Community Inc. applicable to all City streets within the subdivision.
- 6B. [2014-3020](#) Authorizing the City Manager to execute an agreement with S&B Infrastructure, LTD in the amount of \$49,727.07 for professional engineering services associated with design, bidding, and construction administration of the Gilleland Creek Trail Project.
- 6C. [2014-3071](#) Appointing Mr. Raul Capetillo as a regular member of the Parks and Recreation Commission for an unexpired term ending December 31, 2015.
- 6D. [2014-3073](#) Receive report on City Council, Commission, Board and Committee expenditures for June 2014.
- 6E. [2014-3082](#) Appointing Mayor Jeff Coleman to serve as City Council liaison to the Parks and Recreation Commission.
- 6F. [2014-3094](#) Approving a reimbursement request in the amount of \$291.07 by City Councilmember Victor Gonzales for business meeting mileage and expenses.

### Action on the Consent Agenda

#### 7. Resolution

- 7A. [RES-0212](#) Discuss and consider approving a resolution of the City of Pflugerville, Texas declaring support of the Project Connect High Capacity Transit System Plan efforts.

#### 8. Discuss and consider action

- 8A. [2014-3084](#) Discuss and consider approval of additional funding for a total proposed allocation of \$965,000 for Lake Pflugerville Pump Station Emergency Repairs.
- 8B. [2014-3083](#) Discuss and consider action to approve a professional services supplemental agreement with Freese and Nichols, Inc. to amend the original agreement's scope of services and fee to add an additional amount of \$77,166 for emergency repairs at the Lake Pflugerville Pump Station and authorizing the City Manager to execute the agreement.
- 8C. [2014-3034](#) Discuss and consider action regarding the City of Pflugerville's participation in the Austin Chamber of Commerce Intercity visit to San Francisco, California from September 21 to September 23, 2014.
- 8D. [2014-3102](#) Discuss and consider action to provide direction to city staff to prepare materials for ordering a November 4, 2014 general obligation bond election for Capital Improvement Program (CIP) Transportation, Parks,

and/or any other projects.

**8E.** [2014-3078](#) Discuss and consider action regarding future agenda items.

**8F.** [2014-3080](#) 1.) Executive Session Item: Discussions regarding deliberations on economic development negotiations pursuant to Chapter 551.087 of the Texas Government Code and consultation with legal counsel pursuant to Chapter 551.071 of the Texas Government Code for legal advice concerning economic development negotiations regarding a Pflugerville Community Development Corporation (PCDC) Performance Agreement with Project Bowl. 2.) Open Session Item: Discuss and consider action regarding a Pflugerville Community Development Corporation (PCDC) Performance Agreement with Project Bowl.

**8G.** [2014-3081](#) 1.) Executive Session Item: Discussions regarding deliberations on economic development negotiations pursuant to Chapter 551.087 of the Texas Government Code and consultation with legal counsel pursuant to Chapter 551.071 of the Texas Government Code for legal advice concerning economic development negotiations regarding an amended Pflugerville Community Development Corporation (PCDC) Performance Agreement with Project Exit. 2.) Open Session Item: Discuss and consider action regarding an amended Pflugerville Community Development Corporation (PCDC) Performance Agreement with Project Exit.

**9. Discuss only**

**9A.** [2014-2852](#) Discussion regarding the Fiscal Year 2015 budget and City Council Fiscal Year 2015 goals.

**9B.** [2014-3074](#) 1.) Executive Session Item: Discussions regarding deliberations on economic development negotiations pursuant to Chapter 551.087 of the Texas Government Code and consultation with legal counsel pursuant to Chapter 551.071 of the Texas Government Code for legal advice concerning economic development negotiations.

**9C.** [2014-3075](#) 1.) Executive Session Item: Consultation with legal counsel regarding provision of emergency services within the City pursuant to Chapter 551.071 of the Texas Government Code.

**9D.** [2014-3076](#) 1.) Executive Session Item: Consultation with legal counsel pursuant to Chapter 551.071 of the Texas Government Code for legal advice regarding the provision of public utilities within the City of Pflugerville.

**9E.** [2014-3077](#) 1.) Executive Session Item: Deliberations regarding real property acquisition pursuant to Chapter 551.072 of the Texas Government Code and consultation with legal counsel pursuant to Chapter 551.071 of the Texas Government Code for legal advice concerning real property acquisition.

**9F.** [2014-3079](#) 1.) Executive Session Item: Deliberations with legal counsel regarding what steps are necessary to preserve, protect and pursue the City's

legal options related to the Lake Pflugerville Pump Station failure pursuant to Chapter 551.071 of the Texas Government Code .

**10. Adjourn**

Executive sessions held during this meeting will generally take place in Suite 300, at the discretion of the City Council.

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.

**Jeff Coleman, Mayor**

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 2, 2014, 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 call the City Secretary's Office at 512-990-6101 for information. Hearing-impaired or speech-disabled persons equipped with telecommunications devices for the deaf may call 512-272-9116 or may utilize the statewide Relay Texas program at 1-800-735-2988.