



City of Pflugerville

Meeting Agenda - Final

City Council

Tuesday, September 22, 2020

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=e4ba96fd24e9cfc46bd25075b409c1a27

Meeting Code/Number: 146 543 1347

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. 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. Presentation

- 3A. [2020-8685](#) Mayor's proclamation declaring September 15, 2020 to October 15, 2020 as Hispanic Heritage Month in the City of Pflugerville.

4. Public Hearing and Action

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

- 4A. [2020-8665](#) Conduct a public hearing and consider approving the Roadway Impact Fee Study Capital Improvements Plan and Land Use Assumptions.

5. Public Hearing and Ordinance First Readings

Public hearings on items 4A, 4B, 4C and 4D will be held at the same time. Each person providing public comment at the public hearing will be limited to 3 minutes.

- 5A. [ORD-0540](#) Conduct a public hearing regarding the issuance of City of Pflugerville, Texas Combination Tax and Limited Revenue Certificates of Obligation, Series 2020 and consideration and action on first and final reading with respect to an ordinance with the caption reading: Ordinance Authorizing the Issuance of City of Pflugerville, Texas Combination Tax and Limited Revenue Certificates of Obligation, Series 2020; Authorizing the Levy of an Ad Valorem Tax and the Pledge of Certain Net Revenues in Support of the Certificates; Approving an Official Statement, a Purchase Agreement and a Paying Agent/Registrar Agreement; and Authorizing Other Matters

Related to the Certificates.

- 5B.** [ORD-0541](#) Conduct a public hearing regarding the issuance of City of Pflugerville, Texas Limited Bonds, Series 2020A and consideration and action on first and final reading with respect to an ordinance with the caption reading: Ordinance Authorizing the Issuance of City of Pflugerville, Texas Limited Tax Bonds, Series 2020A; Authorizing the Levy of an Ad Valorem Tax in Support of the Bonds; Approving an Official Statement, a Purchase Agreement and a Paying Agent/Registrar Agreement; and Authorizing Other Matters Related to the Bonds.
- 5C.** [ORD-0542](#) Conduct a public hearing regarding the issuance of City of Pflugerville, Texas Limited Refunding Bonds, Series 2020B and consideration and action on first and final reading with respect to an ordinance with the caption reading: Ordinance Authorizing the Issuance of City of Pflugerville, Texas Limited Tax Refunding Bonds, Series 2020B; Authorizing the Levy of an Ad Valorem Tax in Support of the Bonds; Approving an Official Statement, a Purchase Agreement, an Escrow Agreement and a Paying Agent/Registrar Agreement; Calling Certain Obligations for Redemption and Authorizing Other Matters Related to the Bonds.
- 5D.** [ORD-0543](#) Conduct a public hearing regarding the issuance of City of Pflugerville, Texas Limited Refunding Bonds, Taxable Series 2020C and consideration and action on first and final reading with respect to an ordinance with the caption reading: Ordinance Authorizing the Issuance of City of Pflugerville, Texas Limited Tax Refunding Bonds, Taxable Series 2020C; Authorizing the Levy of an Ad Valorem Tax in Support of the Bonds; Approving an Official Statement, a Purchase Agreement, an Escrow Agreement and a Paying Agent/Registrar Agreement; Calling Certain Obligations for Redemption and Authorizing Other Matters Related to the Bonds.

6. 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.

7. Ordinances First Reading

- 7A.** [ORD-0544](#) Approving an ordinance on first reading with the caption reading: An

ordinance of the City of Pflugerville, Texas, amending rates, charges and fees for water and wastewater utility service; repealing all ordinances to the extent they are in conflict; providing for severability; and providing an effective date.

- 7B. [ORD-0537](#) Approving an ordinance on first reading with the caption reading: An ordinance of the City of Pflugerville, Texas granting the lease of City property by easement totaling approximately 3.105 acres of land out of the J. Bray survey, abstract no. 373, in Travis County, Texas; more specifically described in four deeds to the City of Pflugerville, of record in document numbers 2006060407tr, 2012195160tr, 2019169055, and 2015165200 of the official public records of Travis County, Texas. (Granting a Temporary Easement to Atmos)

8. Ordinances Second Reading

- 8A. [ORD-0523](#) Approving an ordinance on second reading with the caption reading: An Ordinance of the City of Pflugerville, Texas, amending the City of Pflugerville, Texas Code of Ordinances Title VII Traffic Code, Chapter 72 Traffic Schedules, Section I Speed Limits on State Highways to amend provision for F.M. Highway 1825 (Pecan Street); providing for a penalty for a violation of Chapter 70.99 as a Class C Misdemeanor and a fine in an amount not to exceed \$200.00; providing that this Ordinance shall be cumulative; repealing all ordinances to the extent they are in conflict; providing for severability; and providing an effective date.

9. Approval of Minutes

- 9A. [2020-8647](#) Approval of the minutes of the September 8, 2020 Worksession and Regular Meeting.

10. Resolutions

- 10A. [RES-0762](#) Approving a resolution approving the Mayor's nomination and appointment of Michael Martin to Position 3 of the City of Pflugerville Reinvestment Zone No. One Board of Directors (TIRZ Board) for an unexpired term ending December 31, 2020.
- 10B. [RES-0763](#) Approval of a resolution setting a public hearing to discuss the imposition of a Roadway Impact Fee.
- 10C. [RES-0766](#) Approving a resolution with a caption reading: A Resolution of the City of Pflugerville, Texas approving a Right-of-Way License and Agreement with Ashton Austin Residential, LLC for Vine Creek Development Pursuant to the Pflugerville Code of Ordinances, Chapter 96 Right-of-Way Management, Division V. ROW Licenses.

11. Other Actions

- 11A. [2020-8591](#) Approving a construction contract with T. Morales in the amount of \$71,500 for necessary Electrical and Automation Improvements on the Dunes and Blackhawk Wastewater Lift Stations and authorize the City Manager to execute the same.
- 11B. [2020-8621](#) Approving an Interlocal Agreement with Capital Metropolitan Transit Authority (CMTA) and authorizing the City Manager to execute said agreement.
- 11C. [2020-8630](#) Approving a City / Owner Agreement for Roadway Improvements by and between the City of Pflugerville and LC Pflugerville, LLC and authorizing the City Manager to execute the same.
- 11D. [2020-8632](#) Approving a professional services agreement with Plante Moran, PLLC in the amount of \$128,535 for Enterprise Resource Planning (ERP) system requirements analysis, Request for Proposal development and ERP acquisition, and authorizing the City Manager to execute said agreement.
- 11E. [2020-8671](#) Authorize the procurement of services by D.I.J. Construction, Inc. for pavement marking in an amount not to exceed \$190,000 based on an Interlocal Purchasing Cooperative agreement and authorize the City Manager to execute same.
- 11F. [2020-8668](#) Approving the selection of Garver Engineering for professional engineering services associated with the Wilbarger Creek Regional Wastewater Treatment Facility Project and authorizing the City Manager to enter into negotiations regarding a scope of work and fee proposal.
- 11G. [2020-8670](#) Approving the selection of Kimley-Horn for professional engineering services associated with the Wilbarger Wastewater Interceptor Project and authorizing the City Manager to enter into negotiations regarding a scope of work and fee proposal.
- 11H. [2020-8674](#) Approving the award of a construction contract for the Justice Center Sewer Improvements Project to HCS, Inc., the lowest responsible bidder of three (3) bids received on September 4, 2020 in the amount of \$74,600 and authorizing the City Manager to execute same.
- 11I. [2020-8667](#) Approving the award of a construction contract for the Kelly Lane at Jakes Hill/Vilamoura Temporary Traffic Signal Project to EARTC, the lowest responsible bidder of two (2) bids received on September 10, 2020, in the amount of \$84,210.70 and authorizing the City Manager to execute same.
- 11J. [2020-8596](#) Approving a City of Pflugerville and Travis County Emergency Services District No. 2 Interlocal Agreement for Administration of CRF Funding under the Cares Act and authorize the Mayor to execute said agreement.
- 11K. [2020-8676](#) Approving the selection of Halff Associates, Inc. for professional services associated with the Comprehensive Drainage Master Plan and Drainage

Fee Study and authorizing the City Manager to execute a professional services agreement in the amount of \$247,215.00.

Action on the Consent Agenda

12. Discuss and consider action

- 12A. [2020-8682](#) Discuss and consider action to appoint a delegate from the City Council to participate at the 2020 Texas Municipal League Annual Business Meeting on behalf of the City of Pflugerville.
- 12B. [2020-8540](#) Discuss and consider action to approve the selection of Gupta and Associates, Inc. for professional services associated with the design of an emergency generator power system for the Water Treatment Plant and Lake Pump Station and authorizing the City Manager to execute a professional services agreement in the amount of \$652,914.
- 12C. [2020-8669](#) Discuss and consider action to award a construction contract for Heatherwilde Roadway Rehabilitation Project to QA Construction Services, Inc., the lowest responsible bidder of five (5) bids received on September 11, 2020, in the amount of \$1,341,665.00 and authorizing the City Manager to execute same.
- 12D. [2020-8675](#) Discuss and consider action to award a construction contract for the Well 6 Ground Storage Tank Rehabilitation Project to Tank Builders, Inc, the lowest responsible bidder of 4 bids received on September 14, 2020, in the amount of \$499,200.00 and authorizing the City Manager to execute same.
- 12E. [2020-8622](#) Discuss and consider action to authorize the City Manager to execute a purchasing agreement with the Public Restroom Company in the amount of \$678,231.00 for the purchase and installation of a shower/restroom facility and an office facility utilizing the Texas Association of School Boards (TASB) cooperative purchasing contract (BuyBoard).

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 September 18, 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 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.