



# City of Pflugerville

## Meeting Agenda - Final

### City Council

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Tuesday, November 22, 2016

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. Presentations

- 3A. [2016-5286](#) Presentation on the Pfestival of Lights and Parade in downtown Pflugerville.
- 3B. [2016-5346](#) Police Department presentation on the City of Pflugerville Blue Santa program.

#### 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. Resolutions

- 5A. [RES-0360](#) Discuss and consider action to approve a resolution canvassing the votes of the November 8, 2016 General Election.
- 5B. [RES-0359](#) Discuss and consider action to approve a resolution canvassing the votes of the November 8, 2016 Special Election for consideration of amendments to the City Charter.
- 5C. [RES-0364](#) Discuss and consider action to approve a resolution establishing City Council Place 6; integrating City Council Place 6 into the City Council Election Cycle; establishing a vacancy in City Council Place 6; and providing for the appointment to fill the vacancy in City Council Place 6.

## 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.

### 6. Approval of Minutes

- 6A. [2016-5364](#) Approval of the minutes of the November 8, 2016 Worksession and Regular Meeting and November 15, 2016 Quorum.

### 7. Ordinances Second Reading

- 7A. [ORD-0330](#) Approving an ordinance on second reading with the caption reading: AN ORDINANCE OF THE CITY OF PFLUGERVILLE, TEXAS, ADOPTING THE FOURTH AMENDMENT TO THE FISCAL YEAR 2016 BUDGET FOR THE CITY OF PFLUGERVILLE; AND PROVIDING AN EFFECTIVE DATE.
- 7B. [ORD-0332](#) Approving an ordinance on second reading with the caption reading: AN ORDINANCE OF THE CITY OF PFLUGERVILLE AMENDING SECTION 4 OF THE 2014 ENGINEERING DESIGN MANUAL AND CONSTRUCTION STANDARDS, REPLACING ALL ENGINEERING AND CONSTRUCTION STANDARDS IN CONFLICT; CONTAINING A SAVINGS CLAUSE; CONTAINING A SEVERABILITY CLAUSE; AND PROVIDING FOR PUBLICATION AND AN EFFECTIVE DATE.

### 8. Ordinances Third Reading

- 8A. [ORD-0331](#) Approving an ordinance on third and final reading with the caption reading: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PFLUGERVILLE, TEXAS, AMENDING THE CITY OF PFLUGERVILLE, TEXAS CODE OF ORDINANCES, BY AMENDING TITLE XV TITLED LAND USAGE, BY AMENDING CHAPTER 154, TITLED SIGNS, SECTION 154.002 TITLED APPLICABILITY; EFFECT, SECTION 154.003 TITLED DEFINITIONS AND INTERPRETATIONS, SECTION 154.103 TITLED SIGNS EXEMPT FROM REGULATION UNDER THIS CHAPTER AND SECTION 154.108 TITLED SIGNS IN THE PUBLIC RIGHT-OF-WAY; PROVIDING A CUMULATIVE CLAUSE; PROVIDING FOR A PENALTY OF UP TO \$500; REPEALING ALL ORDINANCES TO THE EXTENT THEY ARE IN CONFLICT WITH THE AMENDED SECTIONS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

### 9. Other Actions

- 9A. [2016-5291](#) Cancelling the December 27, 2016 City Council Worksession and Regular Meeting.
- 9B. [2016-5242](#) Authorizing the City Manager to execute a Water Easement Agreement with Overman Properties VII, LLC, and the City of Pflugerville for a water easement associated with the Children's Lighthouse project.
- 9C. [2016-5365](#) Authorizing the City Manager to execute a Water Easement Agreement with Frank Ismail, and the City of Pflugerville for a water easement associated with the Children's Lighthouse project.
- 9D. [2016-5366](#) Authorizing the City Manager to execute a Water Easement Agreement with 735 Henna, LLC, and the City of Pflugerville for a water easement associated with the Children's Lighthouse project.
- 9E. [2016-5358](#) Authorizing the City Manager to execute a Special Warranty Deed accepting the conveyance of real property from Sorento Holdings 2012 LLC to the City of Pflugerville, to be dedicated as public right of way, legally described as Tract 2, a strip of land containing 1.243 acre, a tract of land out of the remnant portion of a called 237.56 acre tract recorded in document no. 2012164042 of the official Public Records of Travis County, Texas, and situated in the John C. Bray, Survey No. 10, Abstract 73 in the City of Pflugerville, in Travis County, Texas.
- 9F. [2016-5369](#) Authorizing the City Manager to execute two Special Warranty Deeds accepting the conveyance of real property from Sorento Holdings 2012, LLC to the City of Pflugerville legally described as a 4.63-acre tract out of a called 10.0-acre tract conveyed to Sorento Holdings 2012 LLC recorded in Document No. 2013132325 of the Official Public Records of Travis County, Texas situated in the John C Bray Survey No. 10, Abstract 73, in the City of Pflugerville, Travis County, Texas, and a 0.27-acre tract out of a called 10.0-acre tract conveyed to Sorento Holdings 2012 LLC recorded in Document No. 2013132325 of the Official Public Records of Travis County, Texas situated in the John C Bray Survey No. 10, Abstract 73, in the City of Pflugerville, Travis County, Texas.
- 9G. [2016-5401](#) Approving the Fifth Amendment to the Development Agreement Regarding Bohls North and PCDC Tracts (also known as Sorento) and authorizing the City Manager to execute the amendment.
- 9H. [2016-5325](#) Authorizing the City Manager to execute a contract for crack sealing services to Stripe It Up, the lowest responsible bidder of two bids, in the amount of \$119,293.04.
- 9I. [2016-5347](#) Authorize the City Manager to execute a contract for sludge hauling and disposal with Sheridan Environmental, LLC in the amount of \$495 per load.

### Action on the Consent Agenda

**10. Discuss and consider action**

- 10A.** [RES-0363](#) Discuss and consider action to approve a resolution designating Mayor Elect Victor Gonzales as the City of Pflugerville representative on the Capital Area Metropolitan Planning Organization (CAMPO) Transportation Policy Board.
- 10B.** [2016-5356](#) Discuss and consider action to change City of Pflugerville representation on the Capital Area Council of Governments (CAPCOG) General Assembly.
- 10C.** [RES-0367](#) Discuss and consider action to adopt a Resolution approving a Pflugerville Community Development Corporation (PCDC) Performance Agreement with LDDF (TESCOM) (Project Gauge).
- 10D.** [RES-0369](#) Discuss and consider action to adopt a Resolution and approving the First Amendment to the Pflugerville Community Development Corporation (PCDC) Performance Agreement with Lightwater Hospitality No. 1 LTD., Ramran Holding, LLC, DBA Pflugerville Hospitality (Best Western).
- 10E.** [2016-5392](#) 1.) Executive Session Item: Consultation with legal counsel pursuant to Chapter 551.071 of the Texas Government Code for legal advice concerning enabling legislation to give effect to Charter amendments approved by the voters on November 8, 2016. 2.) Discuss and consider action concerning enabling legislation to give effect to Charter amendments approved by the voters on November 8, 2016.

**11. Discuss only**

- 11A.** [2016-5361](#) 1.) Executive Session Item: Consultation with legal counsel pursuant to Chapter 551.071 of the Texas Government Code and deliberation regarding real property pursuant to Chapter 551.072 of the Texas Government Code regarding the purchase, exchange, lease, transfer and/or sale of real property.
- 11B.** [2016-5362](#) 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.
- 11C.** [2016-5402](#) Discussion regarding responsibilities of the Mayor concerning appointments.

**12. 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 November 18, 2016, 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 7-1-1 or may utilize the statewide Relay Texas program at 1-800-735-2988.

