



City of Pflugerville

Meeting Agenda - Final City Council

Tuesday, April 8, 2014

7:00 PM

100 East Main Street, Suite 500

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. [2014-2854](#) Proclamation declaring April 2014 as Volunteer Appreciation Month.

3B. [2014-2866](#) Proclamation declaring April 2014 as Fair Housing Month.

3C. [2014-2867](#) Presentation on Public Works staff continuing efforts to encourage environmental stewardship and water conservation by holding an annual Clean Up Day on April 12 and selling rain barrels to Pflugerville citizens.

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. [2014-2857](#) Approval of the minutes of the March 25, 2014 City Council

Worksession and Regular Meeting, and April 1, 2014 Quorum.

6. Ordinance First Reading

- 6A. [ORD-0196](#) Approving an ordinance on first reading with the caption reading: AN ORDINANCE OF THE CITY OF PFLUGERVILLE, TEXAS, ADOPTING THE SECOND AMENDMENT TO FISCAL YEAR 2014 BUDGET FOR THE CITY OF PFLUGERVILLE; AND PROVIDING AN EFFECTIVE DATE.

7. Resolutions

- 7A. [RES-0193](#) Approving a resolution setting a May 27, 2014 public hearing date before the Pflugerville City Council to receive public comment regarding revisions to Pflugerville's water and wastewater impact fees.
- 7B. [RES-0200](#) Adopting a resolution approving the Land Use Assumptions and Capital Improvements Plan Amendments for the Impact Fee Study conducted by Lockwood, Andrews, and Newnam, Inc. (LAN).
- 7C. [RES-0201](#) Approving a resolution excusing absences of Councilmember Omar Peña.

8. Other Actions

- 8A. [2014-2822](#) Approving an agreement with the Williamson County YMCA for summer 2014 facility usage and authorizing the City Manager to execute same.
- 8B. [2014-2842](#) Authorizing the City Manager to execute a Water, Wastewater and Drainage Easements Agreement with Timmerman Hagn, Ltd. and the City of Pflugerville for the necessary utility and drainage construction associated with the Town Center 2 subdivision construction project, generally located at the southeast corner of FM 685 and Pfennig Lane.
- 8C. [2014-2863](#) Authorizing the City Manager to execute a Water Easement Agreement with A-S 93 SH130-SH45, L.P. and the City of Pflugerville for the necessary water construction associated with the I.H.O.P. site development project.
- 8D. [2014-2860](#) Receive report on City Council, Commission, Board and Committee expenditures for March 2014.

Action on the Consent Agenda

9. Discuss and consider action

- 9A. [2014-2850](#) Discuss and consider action to authorize the City Manager to approve the purchase of pumps, motors, and variable frequency drives for the Pfennig Pump Station Improvements Project from Smith Pump Company in the amount of \$581,558.

- 9B.** [2014-2851](#) Discuss and consider action to authorize the City Manager to approve the purchase of electrical switchboard equipment for the Pfennig Pump Station Improvements Project from Graybar in the amount of \$122,995.
- 9C.** [2014-2859](#) Discuss and consider action regarding future agenda items.
- 9D.** [2014-2856](#) 1.) Executive Session Item: Discussion of personnel matters pursuant to Chapter 551.074 of the Texas Government Code regarding considerations related to the appointment, performance evaluation and duties of City Attorney. 2.) Open Session Item: Discuss and consider action regarding the appointment, performance evaluation and duties of City Attorney.
- 10. Discuss only**
- 10A.** [2014-2858](#) 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.
- 10B.** [2014-2861](#) 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.
- 10C.** [2014-2862](#) 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.
- 10D.** [2014-2864](#) 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.
- 11. 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 April 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.