



City of Pflugerville

Minutes - Final - Final

City Council

Tuesday, November 28, 2017

7:00 PM

100 East Main Street, Suite 500

Regular Meeting

The City Council is scheduled to hold a Worksession starting at 6:00 p.m. Please see the Worksession Agenda for a list of items for discussion at the Worksession.

1. Call to order

Mayor Victor Gonzales called the regular meeting to order at 7:06 p.m. Councilmembers Doug Weiss, Jeff Marsh, Omar Peña, Rudy Metayer, Mike Heath and Jim McDonald were in attendance. City employees attending: Brandon Wade, City Manager; Scott Osburn, Assistant City Attorney; Karen Thompson, City Secretary; Jennifer Stubbs, Assistant City Secretary; Lauri Gillam, Assistant City Manager; Trey Fletcher, Assistant City Manager; Tom Word, Assistant City Manager; James Hemenes, Parks Director; Emily Barron, Planning Director; Aileen Dryden, Park Development Manager; Jennifer Coffey, Library Director; Amy Good, Finance Director; Terri Toledo, Communications Director; Jason Smith, Assistant Police Chief; Cindy Pierce, Development Engineering Director; Tracy Hibbs, Utility Business Supervisor; Chad Wood, Senior Transportation Engineer; Maggie Holman, Special Events Coordinator; Rhonda McLendon, Animal Shelter Director.

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.

Mayor Gonzales led those in attendance in reciting the Pledge of Allegiance to the Flag of the United States of America.

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.

Mayor Gonzales led those in attendance in reciting the Pledge of Allegiance to the Texas State Flag.

3. City Council Announcements

Mr. Weiss announced the upcoming Pflugerville Education Foundation Gala.

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 salutary 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 salutary 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.

Items were addressed in the order as recorded in the minutes.

4. Presentations

- 4A. [2017-6342](#) Invitation to all Pflugerville citizens to come to the Pfestival of Lights on Saturday, December 2, 2017.

Ms. Holman provided information and a video. She announced that Blue Santa donations would be collected throughout the event.

- 4B. [2017-6329](#) PfunTX launches a new way to plan your visit to Pflugerville

Ms. Toledo provided information. Mayor Gonzales provided comments on the robust downtown holiday decorations this year.

5. Public Hearings

- 5A. [RES-0472](#) Conduct the first public hearing for the resolution providing approval of the Community Development Block Grant (CDBG) program proposed 2014 Amended Action Plan.

Mayor Gonzales opened items 5A, 5B, and 5C to be considered at the same time. Ms. Barron provided information and answered questions of the Council. Mr. Weiss asked that staff solicit input of those affected by the roadways. There were no requests to speak at the public hearings. Mayor Pro Tem Peña made a motion to close the public hearings on items 5A, 5B, and 5C. Mr. Heath seconded the motion. All voted in favor. The motion carried.

- 5B. [RES-0473](#) Conduct the first public hearing of the resolution providing approval of the

Community Development Block Grant (CDBG) program proposed 2015 Second Amended Action Plan.

Mayor Gonzales opened items 5A, 5B, and 5C to be considered at the same time. Ms. Barron provided information and answered questions of the Council. Mr. Weiss asked that staff solicit input of those affected by the roadways. There were no requests to speak at the public hearings. Mayor Pro Tem Peña made a motion to close the public hearings on items 5A, 5B, and 5C. Mr. Heath seconded the motion. All voted in favor. The motion carried.

- 5C. [RES-0474](#) Conduct the first public hearing of the resolution providing approval of the Community Development Block Grant (CDBG) program proposed 2016 Second Amended Action Plan.

Mayor Gonzales opened items 5A, 5B, and 5C to be considered at the same time. Ms. Barron provided information and answered questions of the Council. Mr. Weiss asked that staff solicit input of those affected by the roadways. There were no requests to speak at the public hearings. Mayor Pro Tem Peña made a motion to close the public hearings on items 5A, 5B, and 5C. Mr. Heath seconded the motion. All voted in favor. The motion carried.

6. Public Hearing and Ordinance First Readings

- 6A. [ORD-0387](#) Conduct a public hearing and consider approving the first reading of an ordinance with a 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 CHANGING THE ZONING DESIGNATION OF TWO TRACTS CONSISTING OF APPROXIMATELY 17.593-ACRE OF LAND OUT OF THE GEORGE M. MARTIN SURVEY NO. 9, ABSTRACT NO. 529, LOCATED GENERALLY NORTHWEST OF SILENT HARBOR LOOP ON BECKER FARM ROAD, NORTH OF E. PFLUGERVILLE PARKWAY FROM AGRICULTURE/CONSERVATION (A) TO SINGLE FAMILY MIXED USE (SF-MU); TO BE KNOWN AS BECKER FARM SUBDIVISION AT BECKER FARM RD. REZONING (REZ1710-01); PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Mayor Gonzales opened the public hearing and consideration of the ordinance on first reading and read the caption of the ordinance. Ms. Barron provided information and answered questions of the Council. There were no requests to speak at the public hearing. Mr. McDonald made a motion to close the public hearing. Mayor Pro Tem Peña seconded the motion. All voted in favor. The motion carried.

Mr. Marsh made a motion to approve the ordinance on first reading. Mr. McDonald seconded the motion. All voted in favor. The motion carried.

7. Public Comment

There were no requests to speak under the public comment item.

Reading of the Consent Agenda

Item 9G was removed from the consent agenda. Ms. Thompson read the items to include the captions of the ordinances under consideration.

8. Approval of Minutes

- 8A. [2017-6325](#) Approval of the minutes of the November 14, 2017 Worksession and Regular Meeting.

The minutes were approved on the consent agenda.

9. Ordinances First Reading

- 9A. [ORD-0376](#) Approving an ordinance on first reading with the caption reading: AN ORDINANCE OF THE CITY OF PFLUGERVILLE, TEXAS, GRANTING A NON-EXCLUSIVE FRANCHISE TO REPUBLIC SERVICES, INC. FOR THE COLLECTION OF REFUSE FOR MULTI-FAMILY, COMMERCIAL AND INDUSTRIAL ESTABLISHMENTS; PROVIDING THE TERMS AND CONDITIONS OF THE FRANCHISE GRANT; ESTABLISHING A TERM OF THE FRANCHISE; AND PROVIDING AN EFFECTIVE DATE.

The ordinance was approved on first reading on the consent agenda.

- 9B. [ORD-0378](#) Approving an ordinance on first reading with the caption reading: AN ORDINANCE OF THE CITY OF PFLUGERVILLE, TEXAS, GRANTING A NON-EXCLUSIVE FRANCHISE TO PROGRESSIVE WASTE SOLUTIONS OF TX, INC. d/b/a WC OF TEXAS FOR THE COLLECTION OF REFUSE FOR MULTI-FAMILY, COMMERCIAL AND INDUSTRIAL ESTABLISHMENTS; PROVIDING THE TERMS AND CONDITIONS OF THE FRANCHISE GRANT; ESTABLISHING A TERM OF THE FRANCHISE; AND PROVIDING AN EFFECTIVE DATE.

The ordinance was approved on first reading on the consent agenda.

- 9C. [ORD-0379](#) Approving an ordinance on first reading with the caption reading: AN ORDINANCE OF THE CITY OF PFLUGERVILLE, TEXAS, GRANTING A NON-EXCLUSIVE FRANCHISE TO TEXAS DISPOSAL SYSTEMS, INC. FOR THE COLLECTION OF REFUSE FOR MULTI-FAMILY, COMMERCIAL AND INDUSTRIAL ESTABLISHMENTS; PROVIDING THE TERMS AND CONDITIONS OF THE FRANCHISE GRANT; ESTABLISHING A TERM OF THE FRANCHISE; AND PROVIDING AN EFFECTIVE DATE.

The ordinance was approved on first reading on the consent agenda.

- 9D. [ORD-0380](#) Approving an ordinance on first reading with the caption reading: AN

ORDINANCE OF THE CITY OF PFLUGERVILLE, TEXAS, GRANTING A NON-EXCLUSIVE FRANCHISE TO WASTE MANAGEMENT OF TEXAS, INC. FOR THE COLLECTION OF REFUSE FOR MULTI-FAMILY, COMMERCIAL AND INDUSTRIAL ESTABLISHMENTS; PROVIDING THE TERMS AND CONDITIONS OF THE FRANCHISE GRANT; ESTABLISHING A TERM OF THE FRANCHISE; AND PROVIDING AN EFFECTIVE DATE.

The ordinance was approved on first reading on the consent agenda.

9E. [ORD-0381](#)

Approving an ordinance on first reading with the caption reading: AN ORDINANCE OF THE CITY OF PFLUGERVILLE, TEXAS, GRANTING A NON-EXCLUSIVE FRANCHISE TO DUMP IT, LLC FOR THE COLLECTION OF REFUSE FOR MULTI-FAMILY, COMMERCIAL AND INDUSTRIAL ESTABLISHMENTS; PROVIDING THE TERMS AND CONDITIONS OF THE FRANCHISE GRANT; ESTABLISHING A TERM OF THE FRANCHISE; AND PROVIDING AN EFFECTIVE DATE.

The ordinance was approved on first reading on the consent agenda.

9F. [ORD-0384](#)

Approving an ordinance on first reading with the caption reading: AN ORDINANCE OF THE CITY OF PFLUGERVILLE, TEXAS, GRANTING A NON-EXCLUSIVE FRANCHISE TO CENTRAL TEXAS REFUSE, INC. FOR THE COLLECTION OF REFUSE FOR MULTI-FAMILY, COMMERCIAL AND INDUSTRIAL ESTABLISHMENTS; PROVIDING THE TERMS AND CONDITIONS OF THE FRANCHISE GRANT; ESTABLISHING A TERM OF THE FRANCHISE; AND PROVIDING AN EFFECTIVE DATE.

The ordinance was approved on first reading on the consent agenda.

10. Ordinances Second Reading

10A. [ORD-0382](#)

Approving an ordinance on second reading with the caption reading: AN ORDINANCE OF THE CITY OF PFLUGERVILLE, TEXAS CONVEYING 1.263 ACRES OF LAND IN THE CITY OF PFLUGERVILLE, TEXAS AT THE SOUTHEAST CORNER OF SH 130 AND KELLY LANE TO COSTCO WHOLESALE CORPORATION PURSUANT TO AN ECONOMIC DEVELOPMENT AGREEMENT AUTHORIZED UNDER CHAPTER 380 OF THE LOCAL GOVERNMENT CODE; AUTHORIZING THE CITY MANAGER TO EXECUTE A SPECIAL WARRANTY DEED; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE; REPEALING ALL ORDINANCES TO THE EXTENT THEY ARE IN CONFLICT; PROVIDING FOR SEVERABILITY.

The ordinance was approved on second and final reading on the consent agenda.

11. Resolutions

- 11A. [RES-0465](#) Approving a resolution with the caption reading: RESOLUTION OF THE CITY OF PFLUGERVILLE, TEXAS APPOINTING REPRESENTATIVES TO THE TECHNICAL ADVISORY COMMITTEE OF THE CAPITAL AREA METROPOLITAN PLANNING ORGANIZATION'S TRANSPORTATION POLICY BOARD
- The resolution was approved on the consent agenda.

12. Other Actions

- 12A. [2017-6319](#) Authorizing the City Manager to Grant and Execute a Water Line Easement Agreement with the Manville Water Supply Corporation and the City of Pflugerville for a Water Line Easement associated with the Idea School Project.
- The item was approved on the consent agenda.
- 12B. [2017-6339](#) Approving the Mayor's appointment of Mr. Tony Ellis and Ms. Doris Williams to the Personnel Appeal Board for three year terms beginning January 1, 2018.
- The item was approved on the consent agenda.
- 12C. [2017-6334](#) Approving the selection of Dannenbaum Engineering Company - Austin, LLC for professional engineering services associated with the Community Development Block Grant (CDBG) 2018 Pavement Rehabilitation Program Project and authorizing the City Manager to enter into negotiations regarding a scope of work and fee proposal.
- The item was approved on the consent agenda.

Action on the Consent Agenda

Mayor Pro Tem Peña made a motion to approve the consent agenda. Mr. Heath seconded the motion. All voted in favor. The motion carried.

9. Ordinances First Reading- Removed from the Consent Agenda

- 9G. [ORD-0389](#) Approving an ordinance on first reading with the caption reading: AN ORDINANCE OF THE CITY OF PFLUGERVILLE TEXAS CLOSING, VACATING, ABANDONING AND CONVEYING A PORTION OF BECKER FARM ROAD IN THE CITY OF PFLUGERVILLE, TEXAS; AUTHORIZING THE CITY MANAGER TO EXECUTE A DEED WITHOUT WARRANTY; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE; REPEALING ALL ORDINANCES TO THE EXTENT THEY ARE IN CONFLICT; PROVIDING FOR SEVERABILITY; AND

DECLARING AN EFFECTIVE DATE

Mayor Gonzales read the item to include the caption of the ordinance under consideration. Mr. Wade and Ms. Pierce provided information. Mr. Heath indicated a need to take the drainage into account. Ms. Pierce stated that they would be detaining on site. Mr. Weiss made a motion to approve the ordinance on first reading. Mr. Marsh seconded the motion. All voted in favor. The motion carried.

13. Discuss and consider action

- 13A.** [2017-6330](#) Discuss and consider action to award a construction contract for the 1849 Park Phase 1B to Denucci Constructors, LLC., the lowest responsible bidder of eight (8) bids received on October 26, 2017, in the amount of \$6,473,218.00 and authorizing the City Manager to execute same.

Mr. Hemenes provided information. He indicated that this includes a wastewater line. He stated that they would try to be done by Memorial Day. Council discussion followed with Mr. Hemenes. Mr. Weiss made a motion to approve. Mr. Marsh seconded the motion. All voted in favor. The motion carried.

- 13B.** [2017-6332](#) Discuss and consider action regarding traffic congestion and recommended improvements within the FM 685 and SH 130 corridors from Rowe Lane to Pflugerville Parkway.

Mr. Wood discussed staff's recommended improvements with the Council to include: improvements of FM 685 and Pflugerville Parkway intersection to include addition of dedicated right turn lanes; improvements to Town Center Drive and FM 685 to add dedicated right turn lane eastbound Town Center Drive to southbound FM 685 and to add fourth leg at Typhoon Texas; improvements to FM 685 at Coppermine Drive to decrease westbound lanes of FM 685 south to one and provide double left eastbound to north FM 685 at Coppermine Drive; improvements to the FM 685 and Kelly Lane intersection to include additional dedicated left turn lanes at northbound FM 685 to westbound Kelly Lane and at southbound FM 685 to eastbound Kelly Lane; and improvements to northbound FM 685 at Rowe Lane to provide right turn deceleration and acceleration lanes and plan for future east and west connection over SH 130 at Rowe Lane. Mr. Heath made a motion to move forward with the recommended plan for improvements with the exception of the fourth leg at Typhoon Texas waterpark. Mr. McDonald stated that he would like to extend the double left turn lane on northbound FM 685 into Stone Hill. Mr. Heath indicated to add that as a friendly amendment to his motion. Mr. Marsh asked what the benefit is to have the fourth leg into Typhoon Texas. Mr. Wood provided information. Ms. Amy Madison, Pflugerville Community Development Corporation (PCDC) Executive Director, stated that she knows the study presented to the PCDC showed it improved the intersection over time. Mr. Heath asked that the person that made the PCDC presentation come to Council. Mr. Marsh seconded the motion. The vote was: Mr. Heath- yes, Mr. McDonald- yes, Mr. Metayer-yes, Mr. Weiss- no, Mr. Marsh- yes, Mayor Pro Tem Peña- yes, Mayor Gonzales- no. The motion carried. Mr. Marsh indicated that he wants to revisit the fourth leg.

- 13C.** [2017-6341](#) Discuss and consider action regarding traffic congestion and recommended improvements within the SH 45 Corridor from Schultz Ln to SH 130, and Heatherwilde Blvd from the city limits/Cheyenne Valley Dr south to Kingston Lacy Blvd.

Mr. Wood discussed staff's recommended improvements within the SH 45 Corridor between Schultz Ln and SH 130 the Council to include completion of SH 45 frontage road gaps between Donnell Drive and Heatherwilde Boulevard; addition of SH 45 turnarounds at Heatherwilde Boulevard; SH 45 ramp reversal to allow westbound traffic to exit SH45 east of Heatherwilde Boulevard and addition of traffic signal at Heatherwilde and New Meister. There was discussion among staff and the City Council to offer clarification and the status of the partnership with Round Rock regarding the frontage road gap. Mr. Marsh made a motion to move forth with the plan for improvements as presented. Mr. Metayer seconded the motion. All voted in favor. The motion carried.

- 13D.** [2017-6340](#) Discuss and consider action regarding proposal concepts in response to a call for Planning Study Partners for 2018-2019 Platinum Planning Studies with the Capital Area Metropolitan Planning Organization (CAMPO).

Mr. Wade provided an introduction. Mr. Fletcher provided information on the CAMPO process and timelines and discussed with Council. Mr. Wade asked if they would like a planning project for the 130 corridor from Cameron to Gattis School Road/CR 138. Mr. Fletcher suggested extending the E1 corridor. Mr. Peña indicated a need to get something viable in front of them. Mr. Wade asked if they are looking at 685 Dessau from Wells Branch to Rowe Lane. Mr. Peña indicated to make that motion for the planning project. Mr. Heath seconded the motion. Mr. Fletcher stated he would combine them. Mr. Heath suggested providing the package that would score the highest. Mr. Peña indicated that he motioned that. Mr. Heath stated he seconded. Mr. Heath suggested a friendly amendment adding a transportation plan funding to the request. Mr. Peña accepted the amendment. Mr. Heath seconded. All voted in favor. The motion carried.

- 13E.** [2017-6322](#) Discuss and consider action to elect a Mayor Pro Tem per City Charter Section 3.06.

Mr. Heath made a motion to appoint Mr. Peña as Mayor Pro Tem. Mr. Marsh seconded the motion. All voted in favor. The motion carried.

- 13F.** [2017-6333](#) Review representation and discuss and consider action to change City of Pflugerville representation on the Capital Area Council of Governments (CAPCOG) General Assembly.

Mayor Gonzales stated that the current General Assembly representatives are himself, Mayor Pro Tem Peña and Mr. Heath. He stated that the members of the General Assembly can be candidates for the Executive Committee. He asked if there is an interest in changing the representation. Mr. Marsh made a motion to keep the representation the same. Mr. McDonald seconded the motion. All voted in favor. The motion carried.

- 13G.** [RES-0475](#) Review representation and discuss and consider action to approve a resolution appointing a City of Pflugerville representative to the Central

Texas Clean Air Coalition of the Capital Area Council of Governments (CAPCOG).

Mr. Heath provided information in his recent participation as alternate. He stated that he is happy to serve as the representative. Mayor Gonzales made a motion to appoint Mr. Heath as the City of Pflugerville representative to the Central Texas Clean Air Coalition of CAPCOG. Mr. Marsh seconded the motion. All voted in favor. The motion carried.

Mayor Gonzales called for a break at 9:17 p.m. He resumed the meeting at 9:31 p.m.

14. Discuss only

14A. [2017-6344](#)

Presentation and discussion of the Pflugerville Community Development Corporation FY17 4th Quarter Activity Report.

PCDC Boardmembers Jim Swanzy, President; Ron Agnew, Vice President; Ken Dalfonso, A.K. Brewer; Doug Weiss, and PCDC employees Amy Madison, Executive Director; Christian Kurtz, Director of Business Development; Karla Henderson, Operations/Administrative Manager and Crystal Connally, Executive Assistant, were in attendance. Ms. Madison presented a report on the item and answered questions of Council. Mr. Heath asked for information on the Precision Ammunition. Ms. Madison stated that they are monitoring and meeting requirements. Mr. Heath asked for additional information. Mr. Monte Akers, PCDC attorney, indicated concern that the item is not specific to Precision Ammunition and would need to be for further detail and possibly posted for executive session. Mr. Osburn stated that he believes that this is to a certain extent within the report on the agenda. Mr. Wade stated that he needs a meeting of the legal minds of what can be discussed in executive session when the city is not a part of the contract. He asked to have an answer from legal representation by the next meeting. Ms. Madison answered additional questions. Mr. Swanzy reported that three members are up for appointment and he would ask for due diligence in considering the applicants. He stated that the current board has been excellent. He stated that he has also enjoyed his meetings with Mr. Wade.

13. Discuss and Consider Action - Continued

13H. [2017-6346](#)

Discuss and consider action to provide direction to the City Manager regarding traffic impact fees. (Requested by: Councilmember Mike Heath)

Mr. McDonald asked who seconded items 13H and 13I. Mr. Wade stated that he had placed the items on the agenda. He explained that if they are going to pursue traffic impact fees, he needs to engage a consultant. He stated that this item has been placed on the agenda to see if Council wants to see another presentation on traffic impact fees or for the City Manager to engage with a consultant. Mr. Heath stated this is included in transportation master plan and provides a way for new development to pay for itself. Mr. Weiss stated that we have a mechanism currently, traffic impact analysis, and he asked if there is an issue with some slipping through and not paying for itself. Mr. Heath provided information on traffic impact fees. Mr. Wade provided additional information

and Council discussion followed. Mr. Word provided input in the discussion. Mr. Heath stated that he thinks that they should look at other cities' programs and see if it was worthwhile. Mr. Wade stated that they can do that and bring back to a future meeting. He suggested a dedicated worksession regarding development. Mr. Weiss made a motion to have a worksession discussing traffic impact fees and traffic impact fee analysis. Mayor Pro Tem Peña suggested that would be one of the topics for the worksession, and to include a wide agenda item for development. Mr. Marsh seconded the motion. Mr. Wade suggested a February worksession. All voted in favor. The motion carried.

- 13I. [2017-6347](#) Discuss and consider action to provide direction to the City Manager regarding field use policy. (Requested by: Councilmember Mike Heath)

Mr. Heath made a motion to table item 13I for a future agenda item. Mayor Gonzales seconded the motion. All voted in favor. The motion carried.

- 13J. [2017-6350](#) Discuss and consider action to provide direction to the City Manager regarding small cell node legislation. (Requested by: Councilmember Doug Weiss and seconded by Councilmember Jeff Marsh)

Mr. Heath made a motion to table items 13J-13L for future agenda items. Mr. Metayer seconded the motion. The vote was: Mr. McDonald-yes, Mr. Heath- yes, Mr. Metayer- yes, Mayor Gonzales- yes, Mayor Pro Tem Peña - yes, Mr. Weiss- no, Mr. Marsh-no. The motion carried.

- 13K. [2017-6351](#) Discuss and consider action to provide direction to the City Manager regarding an item to discuss the budget regarding expenditures. (Requested by: Councilmember Doug Weiss and seconded by Councilmember Jeff Marsh)

Mr. Heath made a motion to table items 13J-13L for future agenda items. Mr. Metayer seconded the motion. The vote was: Mr. McDonald-yes, Mr. Heath- yes, Mr. Metayer- yes, Mayor Gonzales- yes, Mayor Pro Tem Peña - yes, Mr. Weiss- no, Mr. Marsh-no. The motion carried.

- 13L. [2017-6352](#) Discuss and consider action to provide direction to the City Manager regarding the review of all policies that the City Council needs to review. (Requested by: Councilmember Doug Weiss and seconded by Councilmember Jeff Marsh)

Mr. Heath made a motion to table items 13J-13L for future agenda items. Mr. Metayer seconded the motion. The vote was: Mr. McDonald-yes, Mr. Heath- yes, Mr. Metayer- yes, Mayor Gonzales- yes, Mayor Pro Tem Peña - yes, Mr. Weiss- no, Mr. Marsh-no. The motion carried.

14. Discuss only

- 14C. [2017-6343](#) 1.) Executive Session Item: Consultation with legal counsel pursuant to Chapter 551.071 of the Texas Government Code for legal advice concerning the City's consideration of potential petition(s) seeking consent to create municipal utility districts in the City's Extraterritorial Jurisdiction (ETJ). 2.) Open Session Item: Discussion concerning the

City's consideration of potential petition(s) seeking consent to create municipal utility districts in the City's Extraterritorial Jurisdiction (ETJ).

There was discussion on the item in open session, Mr. Wade stated the city has an informal request to add an area in ETJ to an existing out of city MUD. He stated that the area is currently in an agricultural non-annexation agreement area and that recent law has made changes. Mr. Wade stated the city is planning for a wastewater treatment plant and these proposed MUDs could provide the flow needed. He indicated a need to discuss with legal in executive session. Mr. Wade answered questions of the Council.

Discuss and Consider Action - Continued

- 13M. [2017-6324](#) Discuss and consider action regarding future agenda items.

Mr. Peña asked for an item to determine what they can and cannot discuss in executive session. Mr. Metayer asked to prioritize the strategic plan. Mr. McDonald asked for the rules for the procedure for council meetings. Mr. Wade indicated plans to bring something in January. Mr. McDonald asked regarding the December 5, 2017 boards and commissions appointments. He asked for the attendance records. Mr. McDonald asked about the traffic impact of the hospital. Mr. Wade mentioned that he can provide a report regarding what traffic information is available. Mr. Weiss asked if they finalized Mr. Wade's evaluation. An item was to be placed on the next agenda. Mr. Weiss asked about Mayor Gonzales' request for naming something for Britta Herzog. Mayor Gonzales seconded the request for a future item.

14. Discuss only - Executive Session

Executive Session

Mayor Gonzales announced that the City Council was retiring to executive session on items 14B, 14C, 14D, and 14E. He read the items and retired to executive session. The time was 10:55 p.m.

- 14B. [2017-6345](#) 1.) Executive Session Item: Consultation with legal counsel pursuant to Chapter 551.071 of the Texas Government Code for legal advice concerning possible amendment of the Unified Development Code regarding the establishment of zoning districts and preservation of open space. 2.) Open Session Item: Discussion concerning possible amendment of the Unified Development Code regarding the establishment of zoning districts and preservation of open space.

Discussion on the item took place during executive session.

- 14C. [2017-6343](#) 1.) Executive Session Item: Consultation with legal counsel pursuant to Chapter 551.071 of the Texas Government Code for legal advice concerning the City's consideration of potential petition(s) seeking consent to create municipal utility districts in the City's Extraterritorial Jurisdiction (ETJ). 2.) Open Session Item: Discussion concerning the City's consideration of potential petition(s) seeking consent to create

municipal utility districts in the City's Extraterritorial Jurisdiction (ETJ).

Discussion on the item took place during executive session

- 14D.** [2017-6326](#) 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 related to:
A. 700 West Pecan

Discussion on the item took place during executive session.

- 14E.** [2017-6327](#) 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 regarding:
A. Project Leonidas

Discussion on the item took place during executive session.

Executive Session - Closed

Mayor Gonzales reconvened in open session at 11:42 p.m. No action was taken.

- 14F.** [2017-6338](#) 1.) Executive Session Item: Consultation with legal counsel pursuant to Section 551.071 of the Texas Government Code regarding pending or contemplated litigation regarding Elliott Martin d/b/a E&J Amusement v. City of Pflugerville and Jane Doe v. City of Pflugerville, et al.

Discussion on the item took place during the worksession. There was no discussion on the item during the regular meeting.

15. Adjourn

Mr. Weiss made a motion to adjourn. Mr. Heath seconded the motion. All voted in favor. The motion carried. The meeting was adjourned at 11:43 p.m.

Respectfully submitted,

**Karen Thompson
City Secretary**

Approved as presented on December 12, 2017.