



# City of Pflugerville

## Minutes - Final City Council

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Tuesday, September 25, 2012

7:00 PM

100 East Main Street, Suite 500

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### Regular Meeting

#### 1. Call to order

Mayor Jeff Coleman called the regular meeting to order at 7:02 p.m. Councilmembers Wayne Cooper, Brad Marshall, Starlet Sattler and Victor Gonzales were in attendance. Councilmember Darelle White was absent. City employees in attendance: Brandon Wade, City Manager; George Hyde, City Attorney; Lauri Gillam, Assistant City Manager; Trey Fletcher, Assistant City Manager; Tom Word, Assistant City Manager; Dan Franz, City Engineer; Karen Thompson, City Secretary; Laura Wilkes, Police Lieutenant; Chuck Hooker, Police Chief; Dan Griffith, Police Corporal; Terri Wagoner, Public Information Officer.

#### 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 Coleman led those in attendance in reciting the Pledge of Allegiance to the Flag of the United States.

**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 Coleman led those in attendance in reciting the Pledge of Allegiance to the Texas State Flag.

#### 3. Presentations

**3A.** [2012-1416](#) Presentation - Pflugerville makes Money Magazine's list of Best Small Cities.

Ms. Wagoner presented under the item and presented the plaque to the Mayor and Council.

**3B.** [2012-1329](#) Presentation regarding the upcoming Police Department open house.

Chief Hooker presented under the item.

**3C.** [2012-1424](#) Proclamation declaring October 2, 2012 as National Night Out in the City of Pflugerville.

Chief Hooker introduced Officer Dan Griffith. Officer Griffith presented under the item. Mayor Coleman read and presented the proclamation.

- 3D. [2012-1379](#) Proclamation designating October 3, 2012 as Walk to School Day in the City of Pflugerville.

Mr. Fletcher introduced Jo Moss of the Pflugerville Independent School District and provided comments. Mayor Coleman provided comments and read and presented the proclamation.

#### 4. Public Comment

Brent Hurta, 3104 Murrelet Way, did not wish to speak but asked that the Mayor announce for the record his support for a skate park/skate spot in Pflugerville.

#### Reading of the Consent Agenda

Item 7B was removed from the consent agenda. Ms. Thompson read the items under consideration.

#### 5. Approval of Minutes

- 5A. [2012-1426](#) Approval of the minutes of the September 11, 2012 Worksession and Regular Meeting.

The minutes were approved on the consent agenda.

#### 6. Resolution

- 6A. [RES-0107](#) Approving a resolution adopting a hazard mitigation plan for the City of Pflugerville.

The resolution was approved on the consent agenda.

#### 7. Other Actions

- 7A. [2012-1403](#) Authorizing the City Manager to execute a Public Wastewater, Water and Access Easement between First National Bank and the City of Pflugerville for the necessary utility access and maintenance associated with Lots 1 and 2 of the Wild Flower Estates subdivision.

The item was approved on the consent agenda.

- 7C. [2012-1431](#) Approving registration fees for the Texas Municipal League (TML) ABC's of Energy seminar in Round Rock, Texas on December 7, 2012 and registration fees for the TML Public Funds Investment Act workshop in San Antonio, Texas from December 13, 2012 to December 14, 2012 and related hotel expenses for Mayor Pro Tem Victor Gonzales.

The item was approved on the consent agenda.

- 7D. [2012-1435](#) Approving the third amendment to the wholesale water agreement with Windermere Utility Company providing extension of the City's sale of water to September 30, 2013 and authorizing the City Manager to execute same.

The item was approved on the consent agenda.

### Action on the Consent Agenda

Mr. Cooper made a motion to approve the consent agenda. Ms. Sattler seconded the motion. All voted in favor. The motion carried.

### Other Actions-Removed from the Consent Agenda

- 7B. [2012-1429](#) Awarding the contract for the Gilleland Creek Pool Slab project to the lowest responsive bidder, BPI Environmental Services, in the amount of \$107,362.30 and authorizing the City Manager to execute same.

Mr. Word provided information. Mr. Marshall indicated he would like to postpone the item until the next meeting to allow him to discuss the item with staff. Mr. Marshall made a motion to table the item until he has a chance to visit with staff. Mr. Cooper seconded the motion. All voted in favor. The motion carried.

### 8. Discuss and consider action

- 8A. [2012-1419](#) Discuss and consider action regarding approval of the Fiscal Year 2013 budget for the Pflugerville Community Development Corporation (PCDC).

Mr. Wade provided information. Mr. Marshall made a motion to approve as written. Mr. Gonzales seconded the motion. All voted in favor. The motion carried.

- 8B. [2012-1432](#) Discuss and consider action authorizing two City representatives to attend the Circuit of the Americas (CoTA), 2012 Formula 1 United States Grand Prix in Austin, Texas on November 16-18, 2012 to survey the event for economic development impact to the City of Pflugerville at an expense to the City not to exceed \$1,800.

Mr. Hyde provided information. Mr. Cooper indicated interest in attending. Discussion followed. Mr. Hyde indicated that he is looking at opportunities for studying impacts for the Council during the event and has a call into the City of Austin. Mr. Hyde was to bring forward additional information for consideration. Mr. Cooper made a motion to table the item. Mr. Marshall seconded the motion. All voted in favor. The motion carried.

- 8C. [2012-1425](#) Discuss and consider action regarding future agenda items.

The item was postponed until later in the meeting.

- 8D.**     [2012-1433](#)     1.)Executive Session Item: Consultation with legal counsel pursuant to Chapter 551.071 of the Texas Government Code to discuss request to Consent to Assignment of Development Agreement consenting to the assignment of 130 Cactus Investment, L.P.'s rights and obligations under the agreement to Sorrento Holdings, LLC. 2.) Open Session Item: Discuss and consider action to approve a Consent to Assignment of Development Agreement consenting to the assignment of 130 Cactus Investment, L.P.'s rights and obligations under the agreement to Sorrento Holdings, LLC.

**The item was discussed in executive session in the earlier worksession. Mayor Coleman opened the item for consideration in open session. Mr. Fletcher provided information. Mr. Cooper made a motion to approve the assignment. Mr. Gonzales seconded the motion. All voted in favor. The motion carried.**

- 8E.**     [2012-1420](#)     1.) Executive Session Item: Deliberations regarding 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 regarding an economic development agreement with Pflugerville One L.L.C. 2.) Open Session Item: Discuss and consider action regarding an economic development agreement with Pflugerville One L.L.C.

**The item was discussed in executive session in the earlier worksession. There was no discussion or action on the item during the regular meeting.**

**9.        Discuss only**

**Mayor Coleman announced that the City Council was retiring to executive session on items 9A, 9B, 9C and 9D. He read the items and retired to executive session. The time was 7:45 p.m.**

- 9A.**     [2012-1423](#)     1.) Executive Session Item: Deliberations regarding economic development negotiations pursuant to Chapter 551.087 of the Texas Government Code.

**Discussion on the item was to take place in executive session. No action was taken.**

- 9B.**     [2012-1427](#)     1.)Executive Session Item: Consultation with legal counsel regarding agreements with Manville Water Supply Corporation pursuant to Chapter 551.071 of the Texas Government Code.

**Discussion on the item was to take place in executive session. No action was taken.**

- 9C.**     [2012-1430](#)     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.

**Discussion on the item was to take place in executive session. No action was taken.**

- 9D. [2012-1404](#) 1.) Executive Session Item: Discussion of personnel matters pursuant to Chapter 551.074 of the Texas Government Code for performance evaluation of the City Manager.

Discussion on the item was to take place in executive session. No action was taken.

**Executive Session Closed**

Mayor Coleman reconvened in open session at 8:46 p.m. No action was taken.

- [2012-1425](#) Discuss and consider action regarding future agenda items.

Mr. Cooper recommended an agenda item to discuss the City Manager entering into negotiations to look into other water supply sources and facilities for the City of Pflugerville to include the acquisition of the Cross County Water Supply Corporation line and some elements of the BlueWater system.

10. **Adjourn**

Mr. Gonzales made a motion to adjourn. Ms. Sattler seconded the motion. All voted in favor. The motion carried. The meeting was adjourned at 8:48 p.m.

Respectfully submitted,

Karen Thompson  
City Secretary

Approved as presented on October 9, 2012.