



City of Pflugerville

Meeting Agenda - Final City Council

Tuesday, July 28, 2015

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. [2015-4093](#) The City of Pflugerville Police Department is a registered SafeTrade location.

3B. [2015-4107](#) Quarterly update regarding the City's Capital Improvement Program.

4. Public Hearing

4A. [2015-3914](#) Conduct the second of two required public hearings and receive feedback regarding the Community Development Block Grant (CDBG) program Action Plan for 2015.

5. 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.

6. Approval of Minutes

- 6A. [2015-4102](#) Approval of the minutes of the July 14, 2015 Worksession and Regular Meeting.

7. Ordinances Second Reading

- 7A. [ORD-0258](#) 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, CHAPTER 72 REGARDING SPEED LIMITS ON CITY STREETS (KELLY LANE), ESTABLISHING PRIMA FACIE MAXIMUM SPEEDS AND PROVIDING AN EFFECTIVE DATE.
- 7B. [ORD-0259](#) 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, CHAPTER 71 REGARDING PARKING REGULATIONS; AMENDING PENALTIES FOR VIOLATIONS; 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.
- 7C. [ORD-0260](#) 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 2015 BUDGET FOR THE CITY OF PFLUGERVILLE; AND PROVIDING AN EFFECTIVE DATE.

8. Other Actions

- 8A. [2015-4112](#) Authorizing the City Manager to execute a utility relocation agreement in the amount not to exceed \$509,725.40 between the Manville Water Supply Corporation and the City of Pflugerville for the water utility relocation associated with the Heatherwilde Road Widening Project.
- 8B. [2015-4111](#) Authorizing the City Manager to execute an easement and right of way agreement with ATMOS Energy Corporation for utility relocation construction associated with the Heatherwilde Widening Project.
- 8C. [2015-4071](#) Approving a professional services agreement with K. Friese and Associates, Inc. in the amount of \$171,414.60 for professional engineering services associated with design, bidding and construction administration for Pfennig Lane Widening and Reconstruction project and authorizing the City Manager to execute the agreement.

Action on the Consent Agenda

9. Discuss and consider action

- 9A.** [2015-4108](#) Discuss and consider action to approve an professional services agreement with Cobb, Fendley & Associates Inc.in the amount of \$385,890.13 for professional engineering services associated with design, bidding and construction administration for the E. Pflugerville Parkway and SH130 Interchange project and authorizing the City Manager to execute the agreement.
- 9B.** [2015-4109](#) Discuss and consider action to approve an agreement with Cobb, Fendley & Associates, Inc. in the amount of \$305,119.10 for professional engineering services associated with design, bidding and construction administration for the Weiss Lane Water Transmission Main Phase 1 Project and authorizing the City Manager to execute the agreement.
- 9C.** [2015-4110](#) Discuss and consider action to approve an agreement with Halff Associates, Inc.in the amount of \$93,960.00 for professional engineering services associated with preliminary engineering for the Heatherwilde/Windermere Subdivision Street Reconstruction Project and authorizing the City Manager to execute the agreement.
- 9D.** [2015-4083](#) Discuss and consider action regarding Capital Improvement Program (CIP) Transportation, Parks, and Facilities (to include Animal Shelter) projects for a possible November 2015 bond election.
- 9E.** [2015-4101](#) Discuss and consider action regarding future agenda items.
- 9F.** [2015-4105](#) 1.) Executive Session Item: Consultation with legal counsel pursuant to Chapter 551.071 of the Texas Government Code for legal advice concerning a development agreement with the Pflugerville Independent School District. 2.) Open Session Item: Discuss and consider action to approve a development agreement with the Pflugerville Independent School District and authorize the City Manager to execute same.

10. Discuss only

- 10A.** [2015-4103](#) Discussion regarding the Fiscal Year 2016 budget and City Council Fiscal Year 2016 goals.
- 10B.** [2015-4097](#) 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.
- 10C.** [2015-4098](#) 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.
- 10D.** [2015-4099](#) 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.

- 10E.** [2015-4113](#) 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.

- 10F.** [2015-4114](#) 1.) Executive Session Item: Consultation with legal counsel pursuant to Chapter 551.071 of the Texas Government Code regarding use of audio and videotaping devices and deliberation regarding the deployment and implementation of security personnel or devices pursuant to Chapter 551.076 of the Texas Government Code.

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 July 24, 2015, 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.