



City of Pflugerville

Meeting Agenda - Final

City Council

Tuesday, March 8, 2016

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. Presentation

- 3A. [2016-4700](#) Presentation regarding the Spring Pfling and Super Summer Signup Day at Pflugerville Recreation Center.

4. Public Hearing

- 4A. [RES-0302](#) Conduct the first of two required public hearings and receive feedback regarding the Community Development Block Grant (CDBG) program proposed amendment to the 2014-2019 Consolidated Plan.

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. [2016-4699](#) Approval of the minutes of the February 23, 2016 Worksession and Regular Meeting.

7. Ordinances First Reading

- 7A. [ORD-0287](#) Approving an ordinance on first reading with the caption reading: AN ORDINANCE OF THE CITY OF PFLUGERVILLE, TEXAS, AMENDING THE CITY OF PFLUGERVILLE, TEXAS CODE OF ORDINANCES, BY AMENDING TITLE VII TITLED TRAFFIC CODE, BY AMENDING CHAPTER 71 TITLED PARKING REGULATIONS, BY AMENDING SECTION 71.05 TITLED PARKING PROHIBITED IN CERTAIN DESIGNATED AREAS; PROVIDING A VIOLATION IS A MISDEMEANOR, 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.

- 7B. [ORD-0286](#) Approving an ordinance on first 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 XI TITLED BUSINESS REGULATIONS, BY AMENDING CHAPTER 110, TITLED FOOD ESTABLISHMENTS, INSTITUTING STATE MANDATED CHANGES; PROVIDING A VIOLATION OF CHAPTER 110 IS A MISDEMEANOR, PROVIDING A CUMULATIVE CLAUSE; REPEALING ALL ORDINANCES TO THE EXTENT THEY ARE IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

8. Other Actions

- 8A. [2016-4703](#) Receive report on City Council, Commission, Board and Committee expenditures for February 2016.
- 8B. [2016-4711](#) Review of the Quarterly Investment Report for the quarter ending December 31, 2015.
- 8C. [2016-4707](#) Authorizing the City Manager to amend the Progressive Waste Solution (PWS) solid waste contract to approve a price adjustment increase as described in the current contract extension which became effective on February 1, 2013.
- 8D. [2016-4692](#) Authorizing the City Manager to execute Change Order #1 in the amount of \$99,104.40 with JKB Construction Company, LLC for additional utility improvements associated with the Weiss Lane Transmission Main Phase 1A project.

Action on the Consent Agenda

9. Discuss and consider action

- 9A.** [RES-0305](#) Discuss and consider action to approve a resolution making replacement appointments to the Charter Review Commission.
- 9B.** [2016-4695](#) Discuss and consider action to award a construction contract for the Trail Gap Development project to Muniz Concrete and Construction, the lowest responsible bidder of three (3) bids received on February 25, 2016, with a base bid in the amount of \$709,170 and an overall contract not to exceed \$850,000.
- 9C.** [2016-4694](#) Discuss and consider action to authorize the City Manager to execute Change Order #1 in the amount of \$91,351.20 with Cash Construction Company for additional work associated with the Heatherwilde Boulevard Widening project.
- 9D.** [2016-4717](#) Discuss and consider action regarding the installation of temporary traffic signals at the intersection of Pflugerville Parkway and the SH 130 frontage roads.
- 9E.** [2016-4698](#) Discuss and consider action regarding future agenda items.

10. Discuss only

- 10A.** [2016-4704](#) 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.** [2016-4730](#) 1.) Executive Session Item: Consultation with legal counsel regarding City of Pflugerville Reinvestment Zone No. One (Falcon Pointe TIRZ) Project Plan and Reinvestment Zone Financing Plan and Development Financing Reimbursement Agreement pursuant to Chapter 551.071 of the Texas Government Code.
- 10C.** [2016-4701](#) 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.** [2016-4702](#) 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.
- 10E.** [2016-4705](#) 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.
- 10F.** [2016-4706](#) 1.) Executive Session Item: Discussion of personnel matters pursuant to

Chapter 551.074 of the Texas Government Code regarding performance evaluation of the City Manager for discussion of goals.

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 March 4, 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.