



City of Pflugerville

Meeting Agenda - Final

City Council

Tuesday, January 26, 2021

7:00 PM

100 East Main Street, Suite 500

Regular Meeting (Telephone/Video Conference)

NOTICE IS HEREBY GIVEN in accordance with order of the Office of the Governor issued March 16, 2020, the City Council will conduct this Regular Meeting by telephone/video conference in order to advance the public health goal of limiting face-to-face meetings to slow the spread of the COVID-19. There will be no public access to the location described above.

This Regular Meeting Agenda, and the Agenda Packet, are posted online at <https://pflugerville.legistar.com>

This telephonic/video meeting will be hosted through WebEx.
Meeting Link: <https://pflugervilletx.webex.com/pflugervilletx/onstage/g.php?MTID=e30fbaec7c45a72de4c8c1f3b8c1cab93>

Meeting Code/Number: 146 739 3369

Dial-in number: (US toll): = 1-408-418-9388

Public comment under Public Hearing items will be allowed via telephone/video conference at the Regular Meeting scheduled to begin at 7:00 p.m. All speakers under Public Hearing items must register to speak at least 2 hours in advance of the Regular Meeting. Speakers must call in at least 15 minutes prior to the start of the Regular Meeting in order to speak. Written comments may also be submitted 2 hours in advance of the meeting.

Public comment on all items other than Public Hearing items will be allowed via telephone/video conference at the Regular Meeting scheduled to begin at 7:00 p.m. All speakers must register to speak at least 2 hours in advance of the Regular Meeting. Public comment on all items other than Public Hearing items will occur under the Public Comment item. Speakers must call in at least 15 minutes prior to the start of the Regular Meeting in order to speak. Written comments may also be submitted 2 hours in advance of the meeting.

To register to speak or to submit written comments, please email citysecretary@pflugervilletx.gov at least 2 hours in advance of the Regular Meeting. Name and address must be included. Written comments are limited to 250 words.

A recording of the telephone/video meeting will be made, and will be available to the public upon written request.

The meeting will be available live for viewing on PFTV on the City website:
<https://www.pflugervilletx.gov/city-government/communications/pftv>

1. Call to order**2. Items of Community Interest**

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 salutory 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 salutory 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.

3. Presentation

- 3A. [2021-0030](#) Finance Department annual presentation.

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.

5. Public Hearing and Ordinance First Readings

Each person providing public comment at a public hearing will be limited to 3 minutes.

- 5A. [ORD-0563](#) 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 an approximate 48.126 acre-tract of land located at the southeast corner of the E Pflugerville Pkwy and Wilke Ridge Ln intersection along the south side of E Pflugerville Pkwy, from Retail (R) and General Business 1 (GB1) district to Planned Unit Development (PUD) district; to be known as the Hill Country Bible Church PUD Rezoning (REZ2008-01); providing for repeal of conflicting ordinances; providing for severability; and providing an effective

date.

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 will be heard under the public comment item. Each person providing public comment will be limited to 3 minutes.

6. Ordinances First Reading

- 6A. [ORD-0567](#) Approving an ordinance on first reading with the caption reading: Ordinance of The City of Pflugerville, Texas, amending the City of Pflugerville, Texas Code of Ordinances, Chapter 72 by supplementing Schedule III to provide for additional Stop Signs on City streets, providing for a penalty for a violation of Chapter 72 as a Class C misdemeanor and a fine in an amount not to exceed \$200.00; repealing all ordinances to the extent they are in conflict; providing for severability; and providing an effective date.

7. Ordinance Second Reading

- 7A. [ORD-0560](#) Approving an ordinance on second reading with the 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 approximately 15 acres, of unplatted land situated in the E Kirkland Survey, abstract NO. 458, in Travis County, Texas, from Agriculture/Development Reserve (A) District to Urban Level 4 (CL-4) District; to be known as the Tacara at Weiss Ranch Rezoning (REZ2009-01); providing for repeal of conflicting ordinances; providing for severability; and providing an effective date. (Located at the southwest corner of Weiss Lane and Pflugerville Parkway)

8. Ordinance Third Reading

- 8A. [ORD-0556](#) Approving an annexation ordinance on third reading as amended with the caption reading: An ordinance of the City of Pflugerville, Texas, annexing, for full purposes, a tract of land totaling approximately 33.0 acres of land situated in the T.S. Barnes Survey No. 46, Abstract No. 67, in Travis County, Texas, of the Real Property Records of Travis County, generally located south of E. Pecan Street and west of SH 130; extending the boundaries of the City to include the land; and to be zoned Agriculture / Development Reserve (A); to be known as the RNDC 2020 Annexation; binding the land to all of the acts, ordinances, resolutions and regulations of the City; approving a service plan; providing for severability; and providing an effective date. (ANX2011-01)

9. Approval of Minutes

- 9A. [2021-0080](#) Approval of the minutes of the January 5, 2021 Special Meeting and January 12, 2021 Worksession and Regular Meeting.

10. Resolutions

- 10A. [RES-0822](#) Approving a resolution authorizing the City Manager to apply for and to accept, if awarded, a Victim of Crime Act Formula Grant award in the amount of \$62,681.46 from the Office of the Governor for the funding of personnel, purchase of equipment, and training.
- 10B. [RES-0823](#) Approving a resolution authorizing the City Manager to apply for and to accept, if awarded, a First Responder Mental Health Program Grant award for \$13,030.00 from the Office of the Governor for the enhancement of the current Police Resiliency Program for department staff.
- 10C. [RES-0824](#) Approving a resolution authorizing the City Manager to apply for and to accept, if awarded, a Project Safe Neighborhood Grant award in the amount of \$184,085.00 from the Office of the Governor for the funding of personnel and purchase of equipment.
- 10D. [RES-0825](#) Approving a resolution authorizing the City Manager to apply for and to accept, if awarded, a State Homeland Security Program Grant award in the amount of \$172,681.00 from the Office of the Governor for the funding of equipment.
- 10E. [RES-0826](#) Approving a resolution authorizing the City Manager to apply for and to accept, if awarded, a Justice Assistance - Byrne Grant Program award in the amount of \$47,224.20 from the Office of the Governor for the purchase of equipment and training.
- 10F. [RES-0827](#) Approving a resolution rejecting all bids received for the Pecan Street and Dessau Road Displaced Left Turn Intersection Project.

11. Other Actions

- 11A. [2021-0084](#) Authorizing the City Manager to approve the purchase of City vehicles from Caldwell Country Ford in the amount of \$211,017.00 using budgeted fiscal year 2021 funds and utilizing the Buyboard purchasing cooperative contract.
- 11B. [2021-0085](#) Authorizing the City Manager to execute a contract for contractual mowing services with Unity Contractor Services, Inc. the lowest responsible bidder of four (4) bids received in the amount of \$535,453.54.
- 11C. [2021-0090](#) Approving action to authorize the City Manager to execute a change order for the West SH-130 Wastewater Interceptor Project to SJ Louis Construction of Texas, a deduction from the contract in the amount of

\$65,500.00.

- 11D.** [2021-0091](#) Approving a professional services supplemental agreement with Kimley-Horn in the amount of \$66,500.00 for professional engineering services associated with the Highland Park interceptor project and authorizing the City Manager to execute the same.
- 11E.** [2021-0097](#) Approving a Replacement Water Tower License Agreement between the City of Pflugerville and Cellco Partnership D/B/A Verizon Wireless and authorizing the City Manager to execute said agreement.
- 11F.** [2021-8914](#) Approving the engagement of McCarthy & McCarthy LLP as Special Counsel for the City.
- 11G.** [2021-0088](#) Approving the selection of Vanir Construction Management, Inc for professional consulting services associated with the 2020 General Obligation Bond Parks Projects and authorizing the City Manager to enter into negotiations regarding a scope of work and fee proposal.
- 11H.** [2021-0087](#) Approving the selection of Freese & Nichols, Inc for professional engineering services associated with the 2020 General Obligation Bond Transportation Projects and authorizing the City Manager to enter into negotiations regarding a scope of work and fee proposal.

Action on the Consent Agenda

12. Resolutions

- 12A.** [RES-0815](#) Discuss and consider action to approve a resolution with the caption reading: "Resolution Expressing Official Intent to Reimburse Certain Expenditures" (from General Obligation issuance)
- 12B.** [RES-0816](#) Discuss and consider action to approve a resolution with the caption reading: "Resolution Expressing Official Intent to Reimburse Certain Expenditures" (from Revenue Bond issuance)
- 12C.** [RES-0821](#) Discuss and consider action on a resolution consenting to creation of the proposed Travis County Emergency Services District No. 17.
- 12D.** [RES-0830](#) Discuss and consider action to approve a resolution requesting that Travis County perform a financial and operational audit of Travis County Emergency Services District No. 2.

13. Discuss and consider action

- 13A.** [2021-0118](#) Discuss and consider action to issue response to Travis County Commissioners Jeffrey Travillion and Brigid Shea regarding their January 21, 2021 memorandum to the City Council Regarding Request to Approve Allowing Pflugerville / Pflugerville ETJ Voters to Participate in Emergency

Service District No. 17 Election.

- 13B.** [2021-0077](#) Discuss and consider action to select AP Triton for the Fire and EMS Assessment and Service Options and authorize the City Manager to negotiate a scope and fee for the study and execute documents.
- 13C.** [2021-0010](#) Conduct introductions and take action to make appointments to the Board of Adjustment for up to one regular member with an unexpired term ending December 31, 2021; an alternate member with a term ending December 31, 2021; and an alternate member with a term ending December 31, 2022.
- 13D.** [2021-0029](#) Discuss and consider action to award a construction contract for the SH 45 Water and Wastewater Line Extension Project to PGC General Contractors, LLC the lowest responsible bidder of nine (9) bids received on December 18, 2020, in the amount of \$2,389,144.00 and authorizing the City Manager to execute same.
- 13E.** [2021-0076](#) Discuss and consider action to award a construction contract for the Office Tenant Improvement Project to Trimbuilt Construction, Inc., the lowest responsible bidder of six (6) bids received on January 15, 2021 in the amount of \$481,500.00 and authorizing the City Manager to execute same.

14. Adjourn

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.

Sereniah Breland, City Manager

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 January 22, 2021 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 contact Ali Abdelfattah, Americans with Disabilities Act (ADA) Coordinator, at alia@pflugervilletx.gov or 512-990-6300 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.