



City of Pflugerville

Meeting Agenda - Final

City Council

Tuesday, May 12, 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. [2015-3874](#) Proclamation declaring May 17 to May 23, 2015 as National Public Works Week in the City of Pflugerville.
- 3B. [2015-3880](#) Presentation regarding the status of water supplies in the region and the City's water conservation efforts.

4. Public Hearing and Ordinance First Readings

- 4A. [ORD-0252](#) Conduct a public hearing and consider approving an ordinance on first reading with the caption reading: AN ORDINANCE OF THE CITY OF PFLUGERVILLE READOPTING CODE OF ORDINANCES TITLE IX GENERAL REGULATIONS, CHAPTER 95 PARKS AND RECREATION SUBCHAPTER 95.50 YOUTH PROGRAMS STANDARDS OF CARE; REPLACING ALL ORDINANCES IN CONFLICT; CONTAINING A SAVINGS CLAUSE AND DECLARING AN EFFECTIVE DATE.

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. [2015-3894](#) Approval of the minutes of the April 28, 2015 Worksession and Regular Meeting.

7. Ordinances First Reading

- 7A. [ORD-0254](#) Approving an ordinance on first reading with the caption reading: AN ORDINANCE OF THE CITY OF PFLUGERVILLE, TEXAS, GRANTING A PETITION BY TACK DEVELOPMENT LTD. FOR VOLUNTARY ANNEXATION AND ANNEXING, FOR FULL PURPOSES, A 75.3-ACRE TRACT OF LAND DESIGNATED IN VOLUME 12792 PAGE 1028 OF THE REAL PROPERTY RECORDS OF TRAVIS COUNTY EXCLUDING THE LAND DESIGNATED FOR RIGHT OF WAY IN THE CITY OF PFLUGERVILLE, TRAVIS COUNTY, TEXAS; EXTENDING THE BOUNDARIES OF THE CITY TO INCLUDE THE LAND; AND TO BE ZONED AGRICULTURE-CONSERVATION (A); BINDING THE LAND TO ALL OF THE ACTS, ORDINANCES, RESOLUTIONS AND REGULATIONS OF THE CITY; APPROVING A SERVICE PLAN; AND PROVIDING AN EFFECTIVE DATE.

8. Ordinances Second Reading

- 8A. [ORD-0238](#) Approve an ordinance on second reading regarding modifications to the 2030 Comprehensive Plan by amending the Master Transportation Plan as an element of the overall comprehensive plan with the caption reading: AN ORDINANCE AMENDING CHAPTER 153 OF THE CODE OF ORDINANCES FOR THE CITY OF PFLUGERVILLE, TEXAS, BY AMENDING THE THIRD POLICY CHAPTER OF THE 2030 COMPREHENSIVE PLAN TO UPDATE THE ELEMENTS OF THE OVERALL PLAN TO INCLUDE THE UPDATED MASTER TRANSPORTATION PLAN DATED APRIL 2015 PROVIDING FOR SEVERABILITY, AND PROVIDING AN EFFECTIVE DATE.
- 8B. [ORD-0239](#) Approve an ordinance on second reading with the caption: 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 FROM AGRICULTURE / CONSERVATION (A) TO GENERAL BUSINESS-1 (GB1) ON 1.81-ACRE PORTION OF THE TRACT AND GENERAL BUSINESS-2 (GB2) ON 3.189 ACRES, LAND SITUATED IN

THE HENRY BLESSING SURVEY NO. 3, ABSTRACT NO. 99 AND THE SEFRIN EISELIN SURVEY NO. 1, ABSTRACT 265, PFLUGERVILLE, TRAVIS COUNTY, TX, GENERALLY LOCATED ALONG F.M. 685 AND SOUTH OF PFENNIG LANE; TO BE KNOWN AS THE CROSS DEVELOPMENT REZONING (REZ1503-01), AND PROVIDING AN EFFECTIVE DATE.

9. Ordinances Third Reading

- 9A.** [ORD-0244](#) Approving an ordinance on third reading with the caption reading: AN ORDINANCE GRANTING TO SIENERGY, L.P. A FRANCHISE TO FURNISH AND SUPPLY GAS TO THE GENERAL PUBLIC IN THE CITY OF PFLUGERVILLE, TRAVIS COUNTY AND WILLIAMSON COUNTY, TEXAS, FOR THE TRANSPORTING, DELIVERY, SALES AND DISTRIBUTION OF GAS IN, OUT OF, AND THROUGH SAID MUNICIPALITY FOR ALL PURPOSES; PROVIDING FOR THE PAYMENT OF A FEE OR CHARGE FOR THE USE OF THE STREETS, ALLEYS, AND PUBLIC WAYS; REQUIRING COMPLIANCE WITH ALL REGULATORY ORDINANCES OF THE CITY; AND PROVIDING FOR OTHER PROVISIONS RELATED TO THE SUBJECT MATTER HEREOF.

10. Resolution

- 10A.** [RES-0248](#) Approving a resolution with the caption reading: RESOLUTION OF THE CITY OF PFLUGERVILLE, TEXAS AUTHORIZING THE CITY MANAGER TO EXTEND THE CONTRACT FOR BANKING SERVICES.

11. Other Actions

- 11A.** [2015-3820](#) Rescinding the request for qualifications for professional services associated with the design, bidding and construction administration of the Pflugerville Sports Complex Project.
- 11B.** [2015-3862](#) Authorizing the City Manager to enter into an agreement with Colston Construction Inc. of Ft. Worth, Texas in the amount of \$233,219.00 for the construction of the Pflugerville Animal Shelter - Kennel Addition project.
- 11C.** [2015-3878](#) Authorizing the City Manager to execute a Drainage Easement Agreement between Cebridge Acquisition L.P. d/b/a Suddenlink Communications and the City of Pflugerville for the necessary drainage improvements for Walter Avenue.
- 11D.** [2015-3898](#) Receive report on City Council, Commission, Board and Committee expenditures for April 2015.
- 11E.** [2015-3899](#) Approving an agreement with the Williamson County YMCA for summer 2015 facility usage in a form approved by the City Attorney and

authorizing the City Manager to execute same.

Action on the Consent Agenda

12. Discuss and consider action

- 12A. [2015-3907](#) Discuss and consider action to direct the City Manager to proceed with development of practice space at the City's water treatment plant.
- 12B. [2015-3893](#) Discuss and consider action regarding future agenda items.
- 12C. [2015-3910](#) 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 concerning Master Amendment, Consent and Waiver Agreement related to the Hawaiian Falls Water Park project. 2.) Open Session Item: Discuss and consider action to authorize the City Manager to negotiate and execute a Master Amendment, Consent and Waiver Agreement in a form approved by the City Attorney related to the Hawaiian Falls Water Park project.
- 12D. [RES-0250](#) 1.) Executive Session Item: Consultation with legal counsel pursuant to Chapter 551.071 of the Texas Government Code for legal advice regarding the statutory authority to support Pflugerville Community Development Corporation (PCDC) activities through establishing incentive and fiscal policies and procedures. 2.) Open Session Item: Discuss and consider action to approve a resolution supporting PCDC activities through establishing incentive and fiscal policies and procedures.

13. Discuss only

- 13A. [2015-3895](#) 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.
- 13B. [2015-3896](#) 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.
- 13C. [2015-3897](#) 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.
- 13D. [2015-3904](#) 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.

14. 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 May 6, 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.

