



City of Pflugerville

Minutes - Final

City Council

Tuesday, January 26, 2016

7:00 PM

100 East Main Street, Suite 500

Regular Meeting

1. Call to order

Mayor Jeff Coleman called the regular meeting to order at 7:00 p.m. City Councilmembers Wayne Cooper, Brad Marshall, Omar Peña, Starlet Sattler and Mike Heath were in attendance. City employees attending: Brandon Wade, City Manager; George Hyde, City Attorney; Karen Thompson, City Secretary; Lauri Gillam, Assistant City Manager; Tom Word, Assistant City Manager; Trey Fletcher, Assistant City Manager; James Hemenes, Parks Director; Dan Franz, City Engineer; Sven Griffin, GIS Coordinator; Emily Barron, Planning Director; Terri Toledo, Public Information Officer; Blake Overmyer, Building Official; Amy Giannini, Development Engineering Director; James Wills, Public Works Director; Jennifer Coffey, Library Director; Chuck Hooker, Police Chief; Wiley Webb, Utility Superintendent; Jacquelyn Smith, CIP Program Manager.

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 of America.

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. [2016-4557](#) Presentation of Employee Service Awards.

Mayor Coleman presented employee service awards for five years of service to Ramon Belmares, Shane Briggs, Amy Giannini, Javier Gonzalez II, Stephen Lozano, Jimmy Marek, Bette McDowell, Michelle O'Neil, Ben Scott, Tyler Summers, Matt Turner, Brandon Wade and Monica Zambrano.

Mayor Coleman presented employee service awards for ten years of service to David Hover, Kristal Krause and Dot Preusse.

Mayor Coleman presented employee service awards for fifteen years of service to Richard Hodgson, Billie Millar, Christopher Parker, Jose Reyna and Daryl Wilkes.

Mayor Coleman presented employee service awards for twenty years of service to Stacy Boeck and Matt Woodard.

- 3B. [2016-4563](#) Presentation and discussion about the City's Capital Improvement Program.

Mr. Word provided the Council with a written report and provided an update and answered questions of the Council. Mr. Hemenes provided input. Mr. Cooper requested additional project schedule information to be included on the written report.

4. Public Comment

There were no requests to speak under the item.

Reading of the Consent Agenda

Ms. Thompson read the items along with the captions of the ordinances under consideration.

5. Approval of Minutes

- 5A. [2016-4611](#) Approval of the minutes of the January 12, 2016 Worksession and Regular Meeting.

The minutes were approved on the consent agenda.

6. Ordinances Second Reading

- 6A. [ORD-0283](#) Approving an ordinance on second reading with the caption reading: AN ORDINANCE OF THE CITY OF PFLUGERVILLE, TEXAS AMENDING THE CITY OF PFLUGERVILLE CODE OF ORDINANCES, CHAPTER 151(A) AND (B)(6) OF CHAPTER 151 FLOOD DAMAGE PREVENTION TO REDESIGNATE THE DEVELOPMENT ENGINEERING DIRECTOR AS THE FLOODPLAIN ADMINISTRATOR AND REDESIGNATING THE PROPER STATE AGENCY FOR NOTIFICATION; REPEALING AND REPLACING ALL ORDINANCES IN CONFLICT; CONTAINING A SAVINGS CLAUSE AND PROVIDING AN EFFECTIVE DATE.

The ordinance was approved on second and final reading on the consent agenda.

- 6B. [ORD-0284](#) Approving an ordinance on second reading with the caption reading: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PFLUGERVILLE, TEXAS, DIRECTING THE CITY MANAGER OR THE CITY MANAGER'S DESIGNEE TO EXECUTE ALL

DOCUMENTS TO INSTITUTE EMINENT DOMAIN PROCEEDINGS FOR THE ACQUISITION OF THREE TRACTS OF LAND TOTALING 15,021 SQUARE FEET; BEING A 6,676 SQUARE FOOT TRACT; A 3,338 SQUARE FOOT TRACT; AND A 5,007 SQUARE FOOT TRACT; ALL THREE TRACTS OF LAND SITUATED IN THE JOSEPH WEIHL SURVEY NO. 8, ABSTRACT 802, TRAVIS COUNTY, TEXAS BEING A PORTION OF THAT CERTAIN 2.0 ACRE TRACT DESCRIBED AS TRACT 2 IN A SPECIAL WARRANTY DEED CONVEYED TO IRBY MAX FORD, OF RECORD IN VOLUME 11526, PAGE 796, OF THE REAL PROPERTY RECORDS OF TRAVIS COUNTY, TEXAS; REAL PROPERTY OWNED AND CLAIMED BY IRBY MAX FORD; AND DIRECTING THE CITY ATTORNEY TO INITIATE CONDEMNATION PROCEEDINGS.

The ordinance was approved on second and final reading on the consent agenda.

6C. [ORD-0278](#)

Approving 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 BASE ZONING DESIGNATION OF A 27.066 ACRE TRACT OF LAND SITUATED IN THE THOMAS G. STEWART SURVEY NO. 6, PFLUGERVILLE, TRAVIS COUNTY, TEXAS, GENERALLY LOCATED ALONG THE SOUTHEAST CORNER OF THE INTERSECTION OF SH 45 AND NORTH HEATHERWILDE BOULEVARD FROM CORRIDOR URBAN LEVEL 4 (CL4) TO CAMPUS INDUSTRIAL (CI), AND REPEALING THE HIGHLAND PARK INDUSTRIAL SPECIAL DISTRICT APPROVED BY CITY ORDINANCE NO. 957-08-07-22; TO BE KNOWN AS THE HEATHERWILDE BUSINESS PARK REZONING (REZ1511-01); PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

The ordinance was approved on second and final reading on the consent agenda.

7. Resolution

7A. [RES-0294](#)

Approving a resolution authorizing the City Manager to execute a Release and Vacation Instrument to vacate an existing water and access easement within the Wellspoint One, Section One Including a Resubdivision of Lot 1A, Block H, The Club at Wellspoint Phase A, Section One subdivision.

The resolution was approved on the consent agenda.

8. Other Actions

- 8A.** [2016-4615](#) Appointing Mr. Drew Botkin as a regular member and Mr. Rodney Blackburn as alternate member of the Board of Adjustment with terms ending December 31, 2017.

The item was approved on the consent agenda.

- 8B.** [ORD-0272](#) Approving a postponement to February 9, 2016 of a public hearing and consideration of an ordinance on first reading 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 THE SINGLE FAMILY PORTION OF THE VERONA SUBDIVISION CONSISTING OF APPROXIMATELY 87.991 ACRES FROM AGRICULTURE/CONSERVATION (A) TO SINGLE FAMILY RESIDENTIAL (SF-R); AND THE NON-RESIDENTIAL LOT CONSISTING OF APPROXIMATELY 2.49 ACRES FROM AGRICULTURE/CONSERVATION (A) TO NEIGHBORHOOD SERVICES (NS); TO BE KNOWN AS THE VERONA SUBDIVISION REZONING (REZ1510-01); PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

The item was approved on the consent agenda.

Action on the Consent Agenda

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

9. Resolution

- 9A.** [RES-0290](#) Approving a resolution appointing representatives to the Austin Executive Airport Joint Zoning Board and Airport Board of Adjustment.

Mr. Fletcher provided information and answered questions. Mr. Cooper made a motion to table until they know how this will affect Pflugerville. Mr. Peña seconded the motion. All voted in favor. The motion carried.

10. Discuss and consider action

- 10A.** [2016-4610](#) Discuss and consider action regarding future agenda items.

None were stated.

Executive Session

Mayor Coleman announced that the City Council was retiring to executive

session for possible discussion on items 10B, 11A, 11B, 11C and 11D. He read the items and retired to executive session. The time was 7:32 p.m.

- 10B.** [2016-4406](#) 1.) Executive Session Item: Consultation with legal counsel pursuant to Chapter 551.071 of the Texas Government Code for legal advice regarding a Wholesale Water Supply Contract Termination Agreement between Manville Water Supply Corporation and the City of Pflugerville. 2.) Open Session Item: Discuss and consider action to approve a Wholesale Water Supply Contract Termination Agreement between Manville Water Supply Corporation and the City of Pflugerville.

Discussion on the item took place in executive session. Action on the item took place later in the meeting.

11. Discuss only

- 11A.** [2016-4612](#) 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.

There was no discussion on the item.

- 11B.** [2016-4613](#) 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.

Discussion on the item took place in executive session.

- 11C.** [2016-4616](#) 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.

Discussion on the item took place in executive session.

- 11D.** [2016-4617](#) 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.

Discussion on the item took place in executive session.

Executive Session - Closed

Mayor Coleman reconvened in open session at 9:21 p.m.

- 11A.** [2016-4406](#) 1.) Executive Session Item: Consultation with legal counsel pursuant to

Chapter 551.071 of the Texas Government Code for legal advice regarding a Wholesale Water Supply Contract Termination Agreement between Manville Water Supply Corporation and the City of Pflugerville. 2.) Open Session Item: Discuss and consider action to approve a Wholesale Water Supply Contract Termination Agreement between Manville Water Supply Corporation and the City of Pflugerville.

Mr. Cooper made a motion to approve the Wholesale Water Supply Contract Termination Agreement between Manville Water Supply Corporation and the City of Pflugerville. Mr. Marshall seconded the motion. All voted in favor. The motion carried.

12. Adjourn

Mr. Marshall made a motion to adjourn. Mr. Cooper seconded the motion. The vote was: Mr. Cooper-yes, Mr. Marshall- yes, Mr. Peña- no, Ms. Sattler- yes, Mr. Heath- yes. The motion carried. The meeting was adjourned at 9:23 p.m.

Respectfully submitted,

**Karen Thompson
City Secretary**

Approved as presented on February 9, 2016.