



City of Pflugerville

Meeting Agenda City Council

Tuesday, October 12, 2010

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

[2010-0231](#) Pflugerville 2030 Your Voice Your Choice Comprehensive Plan Award Presentation.

[2010-0232](#) Proclamation declaring October 2010 as Community Planning Month in the City of Pflugerville.

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.

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.

5. Approval of Minutes

- [2010-0234](#) Approval of the minutes of the September 21, 2010, Special Meeting; and September 28, 2010, Worksession and Regular Meeting.

6. Ordinances First Reading

- [ORD-0016](#) Approving an ordinance on first reading with the caption reading: AN ORDINANCE OF THE CITY OF PFLUGERVILLE, TEXAS, AUTHORIZING THE RELEASE AND VACATION OF A PORTION OF A PUBLIC UTILITY EASEMENT ESTABLISHED IN TRAVIS COUNTY DOC. NO. 2003211530; CONSISTING OF 0.50 ACRES OF LAND OUT OF THE THOMAS G. STUART SURVEY NO. 6, ABSTRACT NO. 689 IN PFLUGERVILLE, TX (VAC1009-01); PROVIDING FOR SEVERABILITY; AND ESTABLISHING AN EFFECTIVE DATE.

- [ORD-0017](#) Approving an ordinance on first reading with the caption reading: AN ORDINANCE OF THE CITY OF PFLUGERVILLE, TEXAS, AUTHORIZING THE RELEASE AND VACATION OF A BUFFER EASEMENT ASSOCIATED WITH THE DECOMMISSIONED KELLY LANE WASTEWATER TREATMENT PLANT ENCOMPASSING 6.492 ACRES OF LAND OUT OF THE JOHN BECKHAM SURVEY NO 16, ABSTRACT NO. 55 IN PFLUGERVILLE, TX (VAC1010-01); PROVIDING FOR SEVERABILITY; AND ESTABLISHING AN EFFECTIVE DATE.

7. Ordinances Second Reading

- [ORD-0015](#) Approving an ordinance on second reading with the caption reading: AN ORDINANCE OF THE CITY OF PFLUGERVILLE, TEXAS, AMENDING RATES, CHARGES AND FEES FOR WATER, WASTEWATER AND SOLID WASTE UTILITY SERVICE AND PROVIDING AN EFFECTIVE DATE.

- [ORD-0013](#) Approving an ordinance on second reading with the caption reading: AN ORDINANCE OF THE CITY OF PFLUGERVILLE, TEXAS, ADOPTING THE FIRST AMENDMENT TO THE FISCAL YEAR 2010 BUDGET FOR THE CITY OF PFLUGERVILLE; AND PROVIDING AN EFFECTIVE DATE.

8. Resolutions

- [RES-0010](#) Accepting a petition and request for the acceptance of land into the extraterritorial jurisdiction (ETJ) of the City of Pflugerville for a 211.5-acre tract generally located west of Manda Carlson Road and south of Felder Lane.

- [RES-0014](#) Amending boundaries and accepting approximately 470.5 acres of extraterritorial jurisdiction (ETJ) from the City of Manor.
- [RES-0011](#) Approving a resolution for Council requesting the members of the 82nd legislative session of the State of Texas to support legislation that increases funding for the Texas Recreation and Parks account local park grant program and the Texas State Park System.
- [RES-0012](#) Approving a resolution regarding the approval of reasonable expenses incurred by members of the City Council, City Commissions, City Boards and City Committees including procedures for requesting and approving any such expenditure and making such information readily available to the public.
- Sponsors:** Marsh

9. Other Actions

- [2010-0246](#) Award construction contract for the Pflugerville Parkway Transmission Main to Cash Construction, Inc. of Pflugerville, Texas, the lowest responsive bidder of ten bids received on September 30, 2010, in the amount of \$528,368.00. The funding source is the Utility Fund Balance as shown in the fiscal year 2011 budget.
- [2010-0233](#) Approving a standard consulting contract.
- Sponsors:** Cooper

Action on the Consent Agenda

Ordinances First Reading

- [ORD-0011](#) Approving an ordinance on first reading with the caption reading: AN ORDINANCE OF THE CITY OF PFLUGERVILLE, TEXAS, AMENDING CHAPTER 71 OF THE CITY OF PFLUGERVILLE, TEXAS CODE OF ORDINANCES REGARDING PARKING REGULATIONS; ADDING PROVISIONS PROHIBITING THE PARKING OF CONSTRUCTION EQUIPMENT WITHIN 30 FEET OF AN OPEN LANE OF TRAFFIC; PROVIDING FOR A PENALTY NOT TO EXCEED \$500.00 AND PROVIDING AN EFFECTIVE DATE.
- Sponsors:** Gonzales

10. Discuss only

[2010-0239](#) Library Expansion Project Update Number 3.

11. Discuss and consider action

[2010-0238](#) Discuss and consider action regarding street trees.

[2010-0235](#) Discuss and consider action regarding future agenda items.

[2010-0243](#) 1.) Executive Session Item: Deliberation regarding economic development negotiations pursuant to Chapter 551.087 of the Texas Government Code regarding the creation of a Tax Increment Reinvestment Zone (TIRZ) and Chapter 380 economic development agreement with Newland Communities. 2.) Open Session Item: Discuss and consider action regarding the creation of a Tax Increment Reinvestment Zone (TIRZ) and Chapter 380 economic development agreement with Newland Communities.

[2010-0249](#) 1.) Executive Session Item: Deliberation regarding economic development negotiations pursuant to Chapter 551.087 of the Texas Government Code regarding a Chapter 380 economic development agreement and use of 4B funds with Pecan Street Plaza, LLC or its affiliates for the Pacana ALUR Development. 2.) Open Session Item: Discussion regarding a Chapter 380 economic development agreement and use of 4B funds with Pecan Street Plaza, LLC or its affiliates for the Pacana ALUR Development.

[2010-0251](#) 1.) Executive Session Item: Deliberation regarding economic development negotiations pursuant to Chapter 551.087 of the Texas Government Code concerning development agreements between Terrell Timmermann and the City of Pflugerville for the Greenview and Pfluger Crossing developments. 2.) Open Session Item: Discuss and consider action concerning development agreements between Terrell Timmermann and the City of Pflugerville for the Greenview and Pfluger Crossing developments.

12. 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.

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 October 6, 2010, 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 Karen Thompson, City Secretary, at 990-6101 for information. Hearing-impaired or speech-disabled persons equipped with telecommunications devices for the deaf may call 272-9116 or may utilize the statewide Relay Texas program at 1-800-735-2988.

A packet containing all supporting documents for this agenda is available for inspection at the Pflugerville City Hall between the hours of 8:00 AM and 5:00 PM and at the Pflugerville Community Library during regular library hours.