



City of Pflugerville

Meeting Agenda - Final

City Council

Tuesday, October 25, 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. Presentations

- 3A.** [2016-5280](#) Presentation of the Texas Historical Commission Award of Merit to the Heritage House Museum Partners for efforts to preserve Pflugerville history.
- 3B.** [2016-5146](#) The American Veterans Traveling Tribute Organization (AVTT) Traveling Vietnam Wall is coming to Pflugerville.
- 3C.** [2016-5288](#) StoryWalk® launches at Heritage Park on October 25, 2016.
- 3D.** [2016-5254](#) Mayor's proclamation declaring Friday, November 4, 2016 as Arbor Day in the City of Pflugerville.
- 3E.** [2016-5283](#) Presentation and discussion about the City's Capital Improvement Program.

4. Public Hearing and Ordinance First Reading

- 4A.** [ORD-0329](#) Conduct a public hearing and consider approving an ordinance on first 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 REZONING APPROXIMATELY 25.764 ACRES, BEING TWO TRACTS OF LAND SITUATED IN THE PETER CONRAD SURVEY NO. 71, ABSTRACT NO. 200, AND IN THE WILLIAM BARKER SURVEY NO. 74, ABSTRACT NO. 107 IN PFLUGERVILLE, TRAVIS AND WILLIAMSON COUNTIES, TEXAS, GENERALLY

LOCATED ALONG MEISTER LANE, NORTH OF NEW MEISTER LANE, AND SOUTH OF LOUIS HENNA BOULEVARD, FROM AGRICULTURE/CONSERVATION (A) AND CORRIDOR URBAN (CL4) TO CAMPUS INDUSTRIAL (CI) ZONING DISTRICT; TO BE KNOWN AS THE CAPITAL COMMERCIAL LOUIS HENNA REZONING (REZ1608-02); PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING 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. [2016-5277](#) Approval of the minutes of the October 11, 2016 Worksession and Regular Meeting.

7. Ordinance Second Reading

- 7A. [ORD-0324](#) 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 TWO TRACTS CONSISTING OF APPROXIMATELY 3.218 ACRES OF LAND OUT OF THE JOHN VAN WINKLE SURVEY NO. 70, ABSTRACT NO. 877, LOCATED GENERALLY NORTHWEST OF THE W. PFLUGERVILLE PKWY AND PICADILLY DR. INTERSECTION FROM AGRICULTURE/CONSERVATION (A) TO NEIGHBORHOOD SERVICES (NS); TO BE KNOWN AS THE ISLAMIC CENTER OF PFLUGERVILLE REZONING (REZ1608-01); PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

8. Other Actions

- 8A. [2016-5248](#) Authorizing the City Manager to execute a Sidewalk Easement Agreement with Waypoint Austin Falcon Owner, LLC, and the City of

Pflugerville for a sidewalk easement associated with the Falcon Pointe multi-family project.

Action on the Consent Agenda

9. Ordinances First Reading

- 9A. [ORD-0331](#) Discuss and consider action to approve 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 XV TITLED LAND USAGE, BY AMENDING CHAPTER 154, TITLED SIGNS, SECTION 154.002 TITLED APPLICABILITY; EFFECT, SECTION 154.003 TITLED DEFINITIONS AND INTERPRETATIONS, SECTION 154.103 TITLED SIGNS EXEMPT FROM REGULATION UNDER THIS CHAPTER AND SECTION 154.108 TITLED SIGNS IN THE PUBLIC RIGHT-OF-WAY; PROVIDING A CUMULATIVE CLAUSE; REPEALING ALL ORDINANCES TO THE EXTENT THEY ARE IN CONFLICT WITH THE AMENDED SECTIONS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

10. Ordinance Third Reading

- 10A. [ORD-0319](#) Discuss and consider action to approve an ordinance on third reading with a caption reading: AN ORDINANCE OF THE CITY OF PFLUGERVILLE, TEXAS, AMENDING ORDINANCE NO. 821-06-03-14 OF THE CITY OF PFLUGERVILLE, TEXAS, AS AMENDED IN ORDINANCE NO. 999-09-04-28, BY REVISING TABLE SHC2, PERMITTED USES, TO ALLOW FOR A CONVENIENCE STORE WITH GAS PUMPS, MEDICAL FACILITY, HOSPITAL, MEDICAL OFFICE, AND TRADITIONAL OFFICE USES WITHOUT SQUARE FOOTAGE LIMITATIONS, WITHIN NEIGHBORHOOD THREE-WEST WITHIN FALCON POINTE ALUR-2 SOUTH PLANNED UNIT DEVELOPMENT (PUD), A 148.55-ACRE TRACT OF LAND OUT OF THE JOHN DAVIS SURVEY NO. 13, ABSTRACT NO. 231, PFLUGERVILLE, TRAVIS COUNTY, TEXAS, GENERALLY LOCATED AT THE NORTHEAST CORNER OF SH 130 AND E. PFLUGERVILLE PARKWAY; TO BE KNOWN AS THE SECOND AMENDMENT TO THE FALCON POINTE ALUR-2 SOUTH REZONING (REZ1606-03), AND PROVIDING AN EFFECTIVE DATE.

11. Discuss and consider action

- 11A. [2016-5284](#) Discuss and consider action to award a construction contract for the 1849 Park to Patin Construction Company, Inc., the lowest responsible bidder of six (6) bids received on October 13, 2016, in the amount of \$3,028,911.45 and authorizing the City Manager to execute same.

- 11B.** [2016-5246](#) Discuss and consider action to award a construction contract for the Helios and Sun Light Near Way Project to Cash Construction Company, Inc., the lowest responsible bidder of six (6) bids received on September 15, 2016, in the amount of \$2,941,541.42 and authorizing the City Manager to execute same.
- 11C.** [2016-5245](#) Discuss and consider action to approve an agreement with DCS Engineering Inc. in the amount of \$1,576,559 for professional engineering services associated with the design, bidding and construction administration for the West SH130 Wastewater Interceptor Phase 1 and Phase 2 projects and authorizing the City Manager to execute the agreement.
- 11D.** [2016-5278](#) Discuss and consider action regarding future agenda items.

12. Discuss only

- 12A.** [2016-5276](#) 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.
- 12B.** [2016-5279](#) 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.
- 12C.** [2016-5290](#) 1.) Executive Session Item: Discussion of personnel matters pursuant to Chapter 551.074 of the Texas Government Code regarding the duties of the City Manager.

13. 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.

Omar Peña, Mayor Pro Tem

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 21, 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.