



# City of Pflugerville

## Meeting Agenda - Final

### City Council

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Tuesday, March 24, 2015

7:00 PM

100 East Main Street, Suite 500

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#### 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. Presentation**

- 3A. [2015-3797](#)** Presentation regarding the Spring Pfling and Pflugerville Recreation Center's Pffteenth anniversary celebration on March 28, 2015.

**4. Presentation**

- 4A. [2015-3792](#)** Presentation regarding downtown visioning.

**5. Presentation and Resolution**

- 5A. [RES-0245](#)** Presentation and consideration of a resolution with the caption reading: RESOLUTION OF THE CITY OF PFLUGERVILLE, TEXAS ACCEPTING THE FISCAL YEAR 2014 AUDIT.

**6. Public Hearing and Ordinance First Reading**

- 6A. [ORD-0235](#)** 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 APPROVING A SPECIFIC USE PERMIT FOR LIGHT INDUSTRIAL USES ON LOT 3A AND LOT 3B, OF THE REPLAT OF LOT 3 RENEWABLE ENERGY PARK SUBDIVISION, LOCATED IN PFLUGERVILLE, TX, TO BE KNOWN AS THE CORTEC PRECISION SHEET METAL SPECIFIC USE PERMIT. (SD1502-01); PROVIDING FOR A REPEAL OF ORDINANCE NO. 1126-12-12-11; PROVIDING A

CUMULATIVE CLAUSE; PROVIDING FOR A NON-SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

## **7. 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.

## **8. Approval of Minutes**

- 8A. [2015-3769](#) Approval of the minutes of the March 10, 2015 Worksession and Regular Meeting.

## **9. Ordinance Second Reading**

- 9A. [ORD-0237](#) Approving an ordinance on second reading with the caption reading: AN ORDINANCE OF THE CITY OF PFLUGERVILLE, TEXAS, ADOPTING THE SECOND AMENDMENT TO THE FISCAL YEAR 2015 BUDGET FOR THE CITY OF PFLUGERVILLE; AND PROVIDING AN EFFECTIVE DATE.

## **10. Resolution**

- 10A. [RES-0240](#) Approving a resolution establishing a 2015 bond committee and appointing its members.

## **11. Other Actions**

- 11A. [2015-3775](#) Approving action to reject all bids for the Pecan Street Lighting Installation Project. One (1) bid was received from Austin Traffic Signal on March 5, 2015 in the amount of \$167,994.00.
- 11B. [2015-3777](#) Review of the Quarterly Investment Reports for the quarters ending September 30, 2014 and December 31, 2014.
- 11C. [2015-3788](#) Approving the use of additional park escrow funds in the amount of \$33,540.26 for the Pflugerville Heights and Black Locust Parks Project.
- 11D. [2015-3793](#) Authorizing the City Manager to execute a Public Utility Easement Agreement with Temple Real Estate Investments, Inc. and the City of

Pflugerville for the installation of dry utilities to serve the Sparetime Entertainment Center project.

- 11E. [2015-3794](#) Authorizing the City Manager to execute a Public Utility Easement Agreement with Geraldine Timmermann, Individually and as Independent Executor of the Estate of Terrell Timmermann, Deceased, and the City of Pflugerville for the installation of dry utilities to serve the Sparetime Entertainment Center project.

## Action on the Consent Agenda

### 12. Discuss and consider action

- 12A. [2015-3768](#) Discuss and consider action regarding future agenda items.

### 13. Discuss only

- 13A. [2015-3770](#) 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. [2015-3771](#) 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. [2015-3772](#) 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.

### 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 March 18, 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.