



City of Pflugerville

Meeting Agenda - Final

City Council

Tuesday, March 14, 2017

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. [2017-5661](#) Presentation on the second annual Pet Pfest scheduled for Wednesday, March 15, 2017 from 2:00 to 4:00 p.m. at the Pflugerville Public Library.

3B. [2017-5461](#) Introducing features of the new website Pflugervilletx.gov.

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

5A. [2017-5643](#) Approval of the minutes of the February 28, 2017 Special Meeting, Worksession and Regular Meeting.

6. Ordinances First Reading

- 6A. [ORD-0344](#) Approving an ordinance on first reading with the caption reading: AN ORDINANCE OF THE CITY OF PFLUGERVILLE, TEXAS, ADOPTING THE FIRST AMENDMENT TO THE FISCAL YEAR 2017 BUDGET FOR THE CITY OF PFLUGERVILLE; AND PROVIDING AN EFFECTIVE DATE.

7. Resolutions

- 7A. [RES-0396](#) Approving a resolution accepting the Fiscal Year 2016 Audit.
- 7B. [RES-0386](#) Approving a resolution of the City Council of the City of Pflugerville, Texas authorizing a request for the voluntary expansion of the City's extraterritorial jurisdiction and the acceptance of non-annexation development agreement by and between the City of Pflugerville and RRE Austin Solar LLC, its successors and assigns, affecting real property in the City's existing and expanded extraterritorial jurisdiction.

8. Other Actions

- 8A. [2017-5635](#) Review of the Quarterly Investment Report for the quarter ending December 31, 2016.
- 8B. [2017-5632](#) Authorizing the City Manager to execute a Public Access Easement Agreement to dedicate a public access easement at the Weiss Lane lift station located at 4644 Tiddle Lane for improvements associated with the Weiss Lane Roadway Project.
- 8C. [2017-5648](#) Authorizing the City Manager to execute a Water Pipeline Easement Agreement with Richard Z. Rady and Agatha O. Rady , co-trustees of the Rady Family Trust dated September 8, 1994, and Realtron, Inc. and the City of Pflugerville for a water pipeline easement associated with the Living Spaces project.
- 8D. [2017-5651](#) Authorizing the City Manager to Execute a Water Pipeline Easement Agreement with 302New Meister Properties, LLC and the City of Pflugerville for a water pipeline easement associated with the Living Spaces project.
- 8E. [2017-5652](#) Authorizing the City Manager to Execute a Water Pipeline Easement Agreement with John S. Lloyd, Richard Z. Rady and Agatha O. Rady, Co-Trustees of the Rady Family Trust dated September 8 1994, Realtron, Inc., and First United Corporation, and the City of Pflugerville for a Water Pipeline Easement associated with the Living Spaces project.
- 8F. [2017-5653](#) Authorizing the City Manager to execute a wastewater pipeline easement agreement with 302New Meister Properties, LLC and the City of Pflugerville for a wastewater pipeline easement associated with the Living Spaces project.

- 8G. [2017-5654](#) Authorizing the City Manager to Execute a Wastewater Pipeline Easement Agreement with John S. Lloyd, Richard Z. Rady and Agatha O. Rady, Co-Trustees of the Rady Family Trust dated September 8, 1994, Realtron, Inc., and First United Corporation and the City of Pflugerville for a wastewater pipeline easement associated with the Living Spaces project.
- 8H. [2017-5662](#) Authorizing the City Manager to execute a Wastewater Easement Agreement with Sorento Holdings 2012, LLC and the City of Pflugerville for a wastewater easement associated with the Sorento Wastewater Interceptor Project.
- 8I. [2017-5667](#) Authorizing the City Manager to execute a conditional purchase agreement, easement purchase agreement, and associated conveyance documents between Sacrifice Training, LLC and the City of Pflugerville as necessary to acquire real property interests for the Weiss Lane Roadway Project.
- 8J. [2017-5665](#) Approving the First Amendment to the Development Agreement regarding Carmel Subdivision and authorizing the City Manager to execute the amendment.

Action on the Consent Agenda

9. Resolutions

- 9A. [RES-0399](#) Discuss and consider action to approve a resolution with the caption reading: A RESOLUTION 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 2.4393 ACRES OF LAND IN FEE-SIMPLE FOR RIGHT OF WAY PURPOSES AND 0.4685 ACRES OF LAND FOR A PERMANENT PUBLIC UTILITY EASEMENT, CONSISTING OF TWO PARCELS, OUT OF THE EDWARD FLINT SURVEY NO. 11, ABSTRACT NO. 277, TRAVIS COUNTY, TEXAS AND BEING OUT OF THAT TRACT OF LAND DESCRIBED IN VOLUME 9568, PAGE 80 IN THE OFFICIAL PUBLIC RECORDS OF TRAVIS COUNTY, TEXAS; PROPERTY OWNED AND CLAIMED BY RONNY WAYNE RINDERKNECHT, BECKY RINDERKNECHT KRUEGER, KYLE RINDERKNECHT, AMY RINDERKNECHT, AND DEBRA RINDERKNECHT, INDIVIDUALLY AND AS AN INDEPENDENT EXECUTRIX OF THE ESTATE OF LONNY C. RINDERKNECHT, DECEASED; AND DIRECTING THE CITY ATTORNEY TO INITIATE CONDEMNATION PROCEEDINGS.

10. Discuss only

- 10A. [2017-5663](#) Discuss and provide direction to the City Manager regarding the

2016-2017 Strategic Plan.

- 10B.** [2017-5664](#) Discuss and provide direction to the City Manager regarding the 2017-2018 Strategic Plan.
- 10C.** [2017-5659](#) Discussion regarding Council meeting procedures. (Requested by: Mayor Pro Tem Omar Peña)
- 10D.** [2017-5666](#) Discussion regarding update on progress of the downtown plan. (Requested by: Councilmember Jeff Marsh)
- 10E.** [2017-5641](#) 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.
- 10F.** [2017-5642](#) 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.
- 10G.** [2017-5669](#) 1.) Executive Session: The City Council shall meet in executive session pursuant to Section 551.071 of the Texas Government Code to seek legal advice regarding development of the MoKan Right-of-Way.
- 10H.** [2017-5668](#) 1.) Executive Session Item: Consultation with legal counsel pursuant to Chapter 551.071 of the Texas Government Code for legal advice regarding scope and capacity to bind city to agreements pursuant to Texas contract law.
- 10I.** [2017-5646](#) 1.) Executive Session: The City Council shall meet in executive session pursuant to Section 551.074 of the Texas Government Code to deliberate the evaluation and duties of the City Manager related to personnel matters. 2.) Open Session Item: Discussion regarding the evaluation and duties of the City Manager regarding personnel matters.

11. 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.

Brandon Wade, City Manager

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 10, 2017 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.