



City of Pflugerville

Meeting Agenda - Final

City Council

Tuesday, March 28, 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. [2017-5702](#) Presentation of the Texas Municipal Library Director Association Library of Excellence Award and an award from the National Wildlife Federation for Certified Wildlife Habitat to the Pflugerville Public Library.
- 3B. [2017-5687](#) Presentation encouraging participation in the Pflugerville Citizens Police Academy.
- 3C. [2017-5703](#) Presentation of the new Pflugerville Police Department badge, mission and vision.

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. [2017-5694](#) Approval of the minutes of the March 11, 2017 Worksession; and March 14, 2017 Worksession and Regular Meeting.

6. Ordinances Second Reading

- 6A. [ORD-0342](#) Approving an ordinance on second reading with the caption: AN ORDINANCE OF THE CITY OF PFLUGERVILLE, TEXAS, ANNEXING, FOR FULL PURPOSES, FIVE TRACTS OF LAND TOTALING 170.63 ACRES SITUATED IN THE E. KIRKLAND SURVEY NO. 7, ABSTRACT NO. 458, OF THE REAL PROPERTY RECORDS OF TRAVIS COUNTY; GENERALLY LOCATED ALONG E. PFLUGERVILLE PARKWAY SOUTH OF LAKE PFLUGERVILLE, EAST OF N. SH 130, WEST OF WEISS LANE, AND NORTH OF E. PECAN STREET; EXTENDING THE BOUNDARIES OF THE CITY TO INCLUDE THE LAND; AND TO BE ZONED AGRICULTURE-CONSERVATION (A); BINDING THE LAND TO ALL OF THE ACTS, ORDINANCES, RESOLUTIONS AND REGULATIONS OF THE CITY; APPROVING A SERVICE PLAN; AND PROVIDING AN EFFECTIVE DATE. (ANX1701-01)
- 6B. [ORD-0344](#) 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 2017 BUDGET FOR THE CITY OF PFLUGERVILLE; AND PROVIDING AN EFFECTIVE DATE.

7. Other Actions

- 7A. [2017-5677](#) Authorizing the City Manager to Execute a Public Drainage Easement Agreement with Bastrop Investment Group, LP and the City of Pflugerville for a public drainage easement associated with the Paradise Cove project.
- 7B. [2017-5707](#) Authorizing the City Manager to execute a conditional purchase agreement, easement purchase agreement, and associated conveyance documents between Norman Weiss and Virginia Weiss and the City of Pflugerville as necessary to acquire real property interests for the Weiss Lane Roadway Project.
- 7C. [2017-5711](#) Authorize the City Manager to execute a contract for contractual mowing services for drainage ways with De Angelo Brothers LLC, the lowest responsive bidder of two (2) bids received on February 16, 2017, in the amount of \$55,051.92.

Action on the Consent Agenda

8. Discuss and consider action

- 8A. [2017-5690](#) Discuss and consider approval of an agreement with Freese and

Nichols, Inc. for phase 1 professional engineering services associated with pre-design development, TPDES permitting assistance and topographical surveying in the amount of \$375,806 for the expansion at the Central Wastewater Treatment Plant Upgrade Project.

- 8B.** [2017-5691](#) Discuss and consider action to award a construction contract for the Sorento Wastewater Interceptor project to Whitestone Civil Construction, LLC, the lowest responsible bidder of nine (9) bids received on March 16, 2017, in the amount of \$1,880,999.50 and authorizing the City Manager to execute same.
- 8C.** [2017-5701](#) Discuss and consider action to award a construction contract for the Rowe Lane Safety Improvement Project to Cox Commercial Construction, LLC, the lowest responsible bidder of seven (7) bids received on March 9, 2017, in the amount of \$1,896,891.30 and authorizing the City Manager to execute same.
- 8D.** [2017-5697](#) Discuss and consider authorizing the City Manager to execute a conditional purchase agreement, easement purchase agreement, and associated conveyance documents between Robert F. Prater and Janet Prater and the City of Pflugerville as necessary to acquire real property interests for the Weiss Lane Roadway Project.
- 8E.** [2017-5710](#) Discuss and consider action regarding future agenda items.
- 8F.** [2017-5698](#) 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 related to a performance agreement with Project Edesia and the Pflugerville Community Development Corporation (PCDC). 2.) Open Session Item: Discuss and consider action to approve a performance agreement with Project Edesia and the Pflugerville Community Development Corporation (PCDC).
- 8G.** [2017-5700](#) 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 related to a performance agreement with Project Casa and the Pflugerville Community Development Corporation (PCDC). 2.) Open Session Item: Discuss and consider action to approve a performance agreement with Project Casa and the Pflugerville Community Development Corporation (PCDC).

9. Discuss only

- 9A.** [2017-5670](#) Discussion regarding update on progress of the downtown plan.
(Requested by: Councilmember Jeff Marsh)
- 9B.** [2017-5695](#) 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.
- 9C.** [2017-5696](#) 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.

10. 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 24, 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.