



# City of Pflugerville

## Meeting Agenda - Final

### City Council

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Tuesday, October 8, 2019

7:00 PM

100 East Main Street, Suite 500

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#### Regular Meeting

The City Council is scheduled to hold a Worksession starting at 6:00 p.m. Please see the Worksession Agenda for a list of items for discussion at the Worksession.

**1. Call to order**

**2. Opening**

A. Pledge of Allegiance to the Flag of the United States of America

B. Pledge of Allegiance to the Texas State Flag

C. Moment of Silence

**3. Items of Community Interest**

Pursuant to Texas Government Code Sec. 551.0415, a member of the governing body may make an announcement about items of community interest during a meeting of the governing body without having given notice of the subject of the announcement. "Items of community interest" includes:

- (1) expressions of thanks, congratulations, or condolence;
- (2) information regarding holiday schedules;
- (3) an honorary or salutary recognition of a public official, public employee, or other citizen, except that a discussion regarding a change in the status of a person's public office or public employment is not an honorary or salutary recognition for purposes of this subdivision;
- (4) a reminder about an upcoming event organized or sponsored by the governing body;
- (5) information regarding a social, ceremonial, or community event organized or sponsored by an entity other than the governing body that was attended or is scheduled to be attended by a member of the governing body or an official or employee of the political subdivision; and
- (6) announcements involving an imminent threat to the public health and safety of people in the political subdivision that has arisen after the posting of the agenda.

**4. Presentations**

- 4A.** [2019-7873](#) Presentation of certificates of appointment to the members of the Youth Advisory Council.

- 4B. [2019-7867](#) Planning Department annual presentation.

## 5. Public Hearing and Ordinance First Readings

Each person providing public comment at a public hearing will be limited to 3 minutes.

- 5A. [ORD-0477](#) Conduct a public hearing and consider approving the first reading of an ordinance with a 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 approximately 192 acres of unplatted tracts in the Alexander Walters Survey, Abstract No. 67 of the real property records of Travis County, from Agriculture/Development Reserve (A) to Single Family Mixed Use (SF-MU) District for approximately 17.779 acres, from Agriculture/Development Reserve (A) to Single Family Residential (SF-R) District for approximately 151.385 acres, from Agriculture/Development Reserve (A) to General Business 1 (GB1) District for approximately 22.533 acres, from Agriculture/Development Reserve (A) to General Business 2 (GB2) District for approximately 6.026 acres; all to be known as the Lisso Tract Rezoning (REZ1908-01); providing for repeal of conflicting ordinances; providing for severability; and providing an effective date.
- 5B. [ORD-0476](#) Conduct a public hearing and consider approving the first reading of an ordinance with a 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 a 0.748-acre tract of land situated in Lot 5, Block 4 Stone Hill Town Center subdivision in Pflugerville, Travis County, Texas; to be known as Valvoline Instant Oil Change Specific Use Permit; providing for repeal of conflicting ordinances; providing for severability; and providing an effective date.
- 5C. [ORD-0486](#) Conduct a public hearing and consider approving the first reading of an ordinance with a 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 approximately 120 acres of land consisting of an approximate 81.15-acre tract and an approximate 38.14-acre tract, both out of the real property records of Travis County, from Corridor Level 4 (CL-4) district to Planned Unit Development (PUD) district; to be known as the NorthPointe PUD Rezoning (REZ1806-01); providing for repeal of conflicting ordinances; providing for severability; and providing an effective date.

## 6. Public Hearings

Each person providing public comment at a public hearing will be limited to 3 minutes.

- 6A. [ORD-0481](#) Conduct a public hearing regarding the creation of a Tax Increment

Reinvestment Zone (TIRZ) number two to include NorthPointe West development and the Downtown area.

**6B.** [RES-0657](#) Conduct a public hearing regarding the creation of a Public Improvement District (PID) for the NorthPointe West project.

**6C.** [RES-0658](#) Conduct a public hearing regarding the creation of a Public Improvement District (PID) for the NorthPointe East project.

## **7. Presentation**

**7A.** [2019-7870](#) Presentation and discussion of traffic safety and traffic operations on Kelly Lane, including signal warrant analysis findings at the Kelly Lane/Falcon Pointe Boulevard/Vilamoura Street and Kelly Lane/Hidden Lake Drive/Jakes Hill Road intersections.

## **8. 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.**

## **9. Approval of Minutes**

**9A.** [2019-7857](#) Approval of the minutes of the September 17, 2019 Special Meeting and September 24, 2019 Worksession and Regular Meeting.

## **10. Ordinances First Reading**

**10A.** [ORD-0480](#) Approving an ordinance on first reading with the caption reading: An Ordinance of the City of Pflugerville, Texas, Amending Code of Ordinances Chapter 33: Finance and Taxation, Hotel Occupancy Tax, Section 33.27 regarding use of proceeds; providing a savings repealer, providing for severability, and providing an effective date.

**10B.** [ORD-0484](#) Approving an ordinance on first reading with the caption reading: An ordinance of the City of Pflugerville, Texas, amending the City of Pflugerville, Texas Code of Ordinances Title VII titled Traffic Code, Chapter 71 titled Parking Regulations, Section 71.05 titled Parking Prohibited in Certain Designated Areas by adding additional temporary no parking

zones required by construction; providing for a penalty for a violation of Chapter 71 as a class C misdemeanor and a fine in an amount not to exceed \$200.00; providing that this ordinance shall be cumulative; repealing all ordinances to the extent they are in conflict; providing for severability; and providing an effective date. (Adding temporary no parking zones along portions of Black Locust Drive for construction activities.)

## 11. Resolutions

- 11A. [RES-0636](#) Approving a resolution approving personnel policies in accordance with the City Charter.
- 11B. [RES-0644](#) Approving a resolution approving an employee volunteer community service program, "Pf Serves Program."
- 11C. [RES-0653](#) Approving a resolution authorizing the City Manager to execute an Interlocal Cooperation Agreement for Public Health Services between the City of Austin and the City of Pflugerville.
- 11D. [RES-0661](#) Approving a resolution approving a purchase and sale agreement for 100 W. Main and authorizing the City Manager to execute same.

## 12. Other Actions

- 12A. [2019-7699](#) Approving a Professional Services Agreement with Kimley-Horn and Associates, Inc. in the amount of \$517,268.78 for professional engineering services associated with the Colorado Sand Drive Roadway project and authorizing the City Manager to execute same.
- 12B. [2019-7856](#) Approving a professional services supplemental agreement with DKS Associates, in the amount of \$253,080.00 for professional engineering services associated with the Kelly Lane Major Investment Study (MIS) Phase 2 and authorizing the City Manager to execute same.
- 12C. [2019-7858](#) Approving Addendum to Development Financing Agreement by and among the City of Pflugerville, Texas, Reinvestment Zone Number One, City of Pflugerville, Texas, and Terrabrook Falcon Pointe, L.P.

## Action on the Consent Agenda

## 13. Ordinances First Reading

- 13A. [ORD-0483](#) Discuss and consider action to approve an ordinance on first reading with the caption reading: An Ordinance of the City of Pflugerville, Texas Adopting the Pflugerville Fee Schedule; Amending Certain Fees and Establishing Costs and Fees Charged by the City of Pflugerville; Providing for a Penalty for a Violation of Section 10.99 of the City Code of Ordinances; and Declaring an Effective Date.

**14. Resolutions**

- 14A.** [RES-0655](#) Discuss and consider action to approve a resolution authorizing the City Manager to execute a Post-Annexation Provision of Services Agreement with Timmerman & Hagn, Ltd., providing that upon annexation the City will provide standard City services to tracts of land totaling approximately 249.55 acres situated in the Sefrin Eiselin Survey No. 4, Abstract No. 265, Travis County, Texas, within the City's extraterritorial jurisdiction.
- 14B.** [RES-0663](#) Discuss and consider action to approve a resolution accepting the transfer of 9.8470 acres of land, being the remaining portion of a 63.72 acre tract of land situated in the John C. Bray Survey No. 10, Abstract No. 73, Travis County, Texas described in that Warranty Deed recorded in Document No. 2004180178, Official Public Records, Travis County, Texas; less, save and except that portion of said property conveyed to 130 Cactus Investments, Ltd. as part of a 119.023 acre tract in the Warranty Deed recorded in Document No. 2007229735, Official Public Records, Travis County, Texas. Property Address: Jesse Bohls Road, Pflugerville, TX 78660, owned by Pflugerville Community Development Corporation (PCDC) to the City of Pflugerville for the purpose of trail improvements and easement and authorizing the City Manager to execute same.
- 14C.** [RES-0648](#) Discuss and consider action to approve a resolution authorizing the City Manager to execute an Interlocal Agreement with Travis County regarding the Project Management, Project Development and Fiscal Obligations for the E. Pflugerville Parkway/Jesse Bohls Improvements Project from Colorado Sand Dr to Cameron Rd.

**15. Discuss and consider action**

- 15A.** [2019-7797](#) Discuss and consider action to approve a Professional Services Agreement with LJA Engineering in the amount not to exceed \$824,160.11 for professional engineering services associated with the E. Pflugerville Parkway/Jesse Bohls Extension/Realignment Roadway Project and authorizing the City Manager to execute said agreement contingent on approval and execution of the Interlocal Agreement with Travis County.

**16. Adjourn**

Executive sessions held during this meeting will take place in Suite 500 or 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.

**Sereniah Breland, 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 October 4, 2019 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 contact Aileen Dryden, Americans with Disabilities Act (ADA) Coordinator, at [aileend@pflugervilletx.gov](mailto:aileend@pflugervilletx.gov) or 512-990-6400 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.

