



City of Pflugerville

Meeting Agenda - Final

City Council

Tuesday, August 24, 2021

7:00 PM

100 East Main Street, Suite 500

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. **Presentation**

4A. [2021-0868](#) Update from Austin Public Health regarding COVID-19 conditions.

4B. [2021-0806](#) Municipal Court annual presentation.

4C. [2021-0895](#) Presentation and discussion on the American Rescue Plan Act (ARPA).

5. Public Hearings

5A. [2021-0887](#) Conduct a public hearing on the proposed property tax rate of \$0.4970.

6. Public Hearing and Ordinance First Readings

6A. [ORD-0596](#) 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 an approximate 16.759-acre tract of land, roughly 11 tracts of land, out of the Peter Conrad Survey No. 71, Abstract No. 200, in Pflugerville, TX from General Business 2 (GB2) District, General Business 1 (GB1) District, and Light Industrial (LI) District to Single-Family Mixed-Use (SF-MU) District; to be known as the 18516 N Heatherwilde Rezoning (REZ2106-04); providing for repeal of conflicting ordinances; providing for severability; and providing an effective date

6B. [ORD-0597](#) 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 an approximate 5.03-acre tract of land out of the Jacob Casner Survey, Abstract No. 2753, in Pflugerville, TX from Agriculture/Development Reserve (A) District to General Business 2 (GB2) District; to be known as the 20502 FM 685 Rezoning (REZ2106-04); providing for repeal of conflicting ordinances; providing for severability; and providing an effective date

6C. [ORD-0595](#) 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 an approximate 96.341-acre tract of land, out of the William Caldwell Survey No. 66, Abstract No. 162, in Pflugerville, TX from Agriculture/Development Reserve (A) District, to Planned Unit Development (PUD) District; to be known as the Cameron 96 PUD Rezoning (REZ2101-01); providing for repeal of conflicting ordinances; providing for severability; and providing an effective date

6D. [ORD-0605](#) Conduct a public hearing regarding the issuance of City of Pflugerville, Limited Tax Bonds, Series 2021 and consideration and action on first and final reading with respect to an ordinance with the caption reading: Ordinance authorizing the issuance of City of Pflugerville, Limited Tax

Bonds, Series 2021; Authorizing the levy of an ad valorem tax in support of the bonds; approving an official statement, a purchase agreement and a paying agent/registrar agreement; and authorizing other matters related to the bonds.

- 6E. [ORD-0606](#) Conduct a public hearing and consider action to approve an ordinance on first and final reading with the caption reading: Master ordinance establishing the City of Pflugerville, Texas Utility System Revenue Financing Program.
- 6F. [ORD-0604](#) Conduct a public hearing and consider action to approve an ordinance on first and final reading with the caption reading: First supplemental ordinance to the Master Ordinance establishing the City of Pflugerville, Texas Utility System Revenue Financing Program.

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.

8. Ordinances First and Final Reading

- 8A. [ORD-0598](#) Discuss and consider action to approve an ordinance on first and final reading with the caption reading: An Ordinance of the City of Pflugerville, Texas, Adopting the Fiscal Year 2022 Budget for the City of Pflugerville, Texas.
- 8B. [ORD-0608](#) Discuss and consider action to approve an ordinance on first and final reading with the caption reading: Tax Levy Ordinance of the City of Pflugerville, Texas for Fiscal Year 2022.

9. Resolution

- 9A. [RES-0913](#) Discuss and consider action to approve a Resolution Ratifying the Property Tax Increase Reflected in the City's Fiscal Year 2022 Operating Budget.

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.

10. Ordinances First Reading

- 10A.** [ORD-0607](#) 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 Traffic Code, Chapter 71 Parking Regulations, Section 71.05 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. Portions of the Heatherwilde Subdivision will be effected due to construction activities related to Heatherwilde Subdivision Phase 2 Pavement Rehabilitation project and part of the Pavement Maintenance Program.

11. Ordinances Second Reading

- 11A.** [ORD-0599](#) Approving an ordinance on second 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.
- 11B.** [ORD-0600](#) Approving an ordinance on second reading with the caption reading: An ordinance amending Chapter 53 of the City of Pflugerville, Texas, Title V Public Works, Chapter 53 Industrial Wastes, by adding sections 53.070 through 53.083 to comply with Federal and State regulations; providing for a violation as a Class C misdemeanor and a fine amount not to exceed \$2,000.00; providing for severability and repealer; and providing an effective date.
- 11C.** [ORD-0601](#) Approving an ordinance on second reading with the caption reading: An ordinance amending Chapter 53 of the City of Pflugerville, Texas, Title V Public Works, Chapter 53 Industrial Wastes, by repealing sections 53.040 through 53.061 and replacing with sections 53.040 through 53.052 to comply with Federal and State regulations; providing for a violation as a Class C misdemeanor and a fine amount not to exceed \$2,000.00; providing for severability and repealer; and providing an effective date.

12. Approval of Minutes

- 12A.** [2021-0860](#) Approval of the minutes of the August 10, 2021 Special Meeting and Regular Meeting, and August 18, 2021 Special Meeting.

13. Resolutions

- 13A.** [RES-0911](#) Approving a resolution with the caption reading: A Resolution of the City of

Pflugerville, Texas accepting a Stormwater Facilities Maintenance Covenant, License and Agreement for Fedex Parking Extension Pond Maintenance between Piret (Impact Way) Holdings, LLC ("Owner") and The City of Pflugerville ("City").

14. Other Actions

- 14A. [2021-0823](#) Authorizing the City Manager to approve expenditures in the amount of \$115,513.31 with Presidio Networked Solutions Group, LLC. for implementation of a Cisco Cloud Phone System utilizing Texas DIR-TSO-4167 purchasing cooperative contract.
- 14B. [2021-0856](#) Appointing Cynthia Wall to the Deutschen Pfest Committee with a term ending December 31, 2021.
- 14C. [2021-0859](#) Approving the Pflugerville Community Development Corporation (PCDC) Executive Director to enter into an agreement with DCS Engineering, not to exceed \$116,125, for the purpose of engineering services related to Impact Way extension and right of way
- 14D. [2021-0858](#) Approving the Pflugerville Community Development Corporation (PCDC) FY2022 Budget.

Action on the Consent Agenda

15. Discuss and Consider Action

- 15A. [2021-0861](#) Discuss and consider action regarding the implementation of Fire & EMS Assessment / Service Options for the City report prepared by AP Triton.
- 15B. [2021-0905](#) Discuss and consider action regarding Deutschen Pfest.
- 15C. [RES-0915](#) Discuss and consider action to amend the resolution requiring the wearing of masks in city facilities to include circumstances under which the mandate will be repealed.

16. Discuss only

- 16A. [2021-0889](#) Discussion regarding the revised City of Pflugerville Field Use Policy.
- 16B. [2021-0569](#) 1.) Executive Session Item: Discussion of personnel matters pursuant to Chapter 551.074 of the Texas Government Code regarding performance evaluation of the City Manager.
- 16C. [2021-0863](#) 1.) Executive Session Item: Consultation with legal counsel pursuant to Chapter 551.071 of the Texas Government Code regarding the Opioid Settlement.
- 16D. [2021-0649](#) Request to place item on future agenda.

17. 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 August 20, 2021 at 5:00 PM pursuant to Section 551.041, Government Code.

Trista Evans, 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 Ali Abdelfattah, Americans with Disabilities Act (ADA) Coordinator, at alia@pflugervilletx.gov or 512-990-6300 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.

