



# City of Pflugerville

## Meeting Agenda - Final

### City Council

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Tuesday, October 12, 2021

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. Presentation**

- 4A.** [2021-1045](#) Mayor's proclamation declaring October 2021 as Breast Cancer Awareness Month in the City of Pflugerville.

- 4B. [2021-1081](#) Mayor's proclamation declaring October 12, 2021 as Pflugerville ISD Teachers Day in the City of Pflugerville.
- 4C. [2021-1052](#) Recognition of Pflugerville's Texas Municipal League Public Safety Award for the Autism Buddies Program.

## 5. 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.

## 6. Ordinances Second Reading

- 6A. [ORD-0613](#) Approving an ordinance on second reading with the caption reading: An Ordinance amending the City's Code of Ordinances establishing a franchise requirement for providing emergency services within the City limits of Pflugerville; Providing for a penalty for violation therefore; and providing for an effective date.

## 7. Approval of Minutes

- 7A. [2021-1070](#) Approval of the minutes of the September 28, 2021 Worksession and Regular Meeting and September 30, 2021 Joint Worksession.

## 8. Resolutions

- 8A. [RES-0927](#) Approving a Resolution with the caption reading A Resolution of the City of Pflugerville, Texas Approving a Right-of-Way License Agreement with Cielo Austin Development, LLC for Cielo North Public Improvements Project Pursuant to the Pflugerville Code of Ordinances, Chapter 96 Right-of-Way Management, Division V. ROW Licenses.
- 8B. [RES-0928](#) Approving a resolution with the caption reading: A resolution of the City of Pflugerville, Texas authorizing the City Manager to enter into a contract with Wells Fargo Bank, N.A. to provide primary depository and related banking services and establishing an effective date.

## 9. Other Actions

- 9A. [2021-1062](#) Approving an agreement with Star Sweeping USA, Inc. for Citywide Street Sweeping Services in the amount not to exceed \$100,000 for fiscal year 2022 and authorizing the City Manager to execute same.
- 9B. [2021-1073](#) Approving a Professional Services Agreement with Austin Traffic Signal Construction Co., Inc. for Traffic Signal Maintenance in an amount not to exceed \$405,000 for fiscal year 2022 and authorizing the City Manager to execute same.
- 9C. [2021-1075](#) Approving an agreement with Halff Associates, Inc. in the amount of \$51,784.00 for professional engineering services associated with South Heatherwilde Boulevard rehabilitation as part of the 2022 Pavement Maintenance Program and authorizing the City Manager to execute same.
- 9D. [2021-1064](#) Approving action to award a construction contract for the Pecan at Heatherwilde Roadway Project to Lone Star Sitework, LLC. the lowest responsible bidder of five (5) bids received on September 23, 2021, in the amount of \$330,085.25 and authorizing the City Manager to execute same.

## Action on the Consent Agenda

### 10. Ordinance Second Reading

- 10A. [ORD-0614](#) Discuss and consider action to approve an ordinance on second reading with the caption reading: An Ordinance of the City of Pflugerville, Texas amending rates for wastewater customers of all districts identified herein; repealing all ordinances to the extent they are in conflict; providing for severability; and providing an effective date.

### 11. Resolutions

- 11A. [RES-0923](#) Discuss and consider action to approve a resolution nominating a candidate for the Board of Directors of the Travis Central Appraisal District (TCAD).

### 12. Discuss and consider action

- 12A. [2021-1079](#) Discuss and consider approving the selection of Acadian Ambulance Services for EMS services in the City and extraterritorial jurisdiction (ETJ) and authorizing the City Manager to enter into negotiations regarding a contract and terms.
- 12B. [2021-1002](#) 1). Executive Session Item: Deliberation regarding real property pursuant to Chapter 551.072 of the Texas Government Code regarding the purchase, exchange, lease, and/or value of real property related to Black Hawk Golf Course. 2). Open Session Item: Discuss and consider action to approve a Letter of Understanding between the City of Pflugerville and the Black Hawk Golf Course and authorizing the City Manager to execute the

same.

**12C.** [2021-1077](#) 1.) Executive Session Item: Consultation with legal counsel pursuant to Section 551.071 of the Texas Government Code to receive legal guidance regarding code of conduct for elected and appointed officials. 2.) Open Session Item: Discuss and consider action regarding code of conduct for elected and appointed officials.

**12D.** [2021-1078](#) 1.) Executive Session Item: Consultation with legal counsel pursuant to Section 551.071 of the Texas Government Code for discussion regarding litigation: Cash Construction Company, Inc. vs. the City of Pflugerville. 2.) Open Session Item: Discuss and consider action regarding litigation: Cash Construction Company, Inc. vs. the City of Pflugerville.

### **13. Discuss only**

**13A.** [2021-1096](#) Discuss speeding in residential areas.

**13B.** [2021-1095](#) Discuss the Emergency Medical Services System Valuation Study as prepared by AP Triton.

**13C.** [2021-1063](#) Discuss the City's 5-year Pavement Maintenance Program.

**13D.** [2021-1071](#) Discuss the 10th Street Reconstruction Project schedule.

**13E.** [2021-1066](#) Request to place item on future agenda.

### **14. 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 8, 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](mailto: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.