



City of Pflugerville

Minutes - Final - Draft

City Council

Tuesday, September 22, 2020

7:00 PM

100 East Main Street, Suite 500

Regular Meeting (Telephone/Video Conference)

NOTICE IS HEREBY GIVEN in accordance with order of the Office of the Governor issued March 16, 2020, the City Council will conduct this Regular Meeting by telephone/video conference in order to advance the public health goal of limiting face-to-face meetings to slow the spread of the COVID-19. There will be no public access to the location described above.

This Regular Meeting Agenda, and the Agenda Packet, are posted online at <https://pflugerville.legistar.com>

This telephonic/video meeting will be hosted through WebEx.
Meeting Link: <https://pflugervilletx.webex.com/pflugervilletx/onstage/g.php?MTID=e4ba96fd24e9cfc46bd25075b409c1a27>

Meeting Code/Number: 146 543 1347
Dial-in number: (US toll): = 1-408-418-9388

Public comment under Public Hearing items will be allowed via telephone/video conference at the Regular Meeting scheduled to begin at 7:00 p.m. All speakers under Public Hearing items must register to speak at least 2 hours in advance of the Regular Meeting. Speakers must call in at least 15 minutes prior to the start of the Regular Meeting in order to speak. Written comments may also be submitted 2 hours in advance of the meeting.

Public comment on all items other than Public Hearing items will be allowed via telephone/video conference at the Regular Meeting scheduled to begin at 7:00 p.m. All speakers must register to speak at least 2 hours in advance of the Regular Meeting. Public comment on all items other than Public Hearing items will occur under the Public Comment item. Speakers must call in at least 15 minutes prior to the start of the Regular Meeting in order to speak. Written comments may also be submitted 2 hours in advance of the meeting.

To register to speak or to submit written comments, please email citysecretary@pflugervilletx.gov at least 2 hours in advance of the Regular Meeting. Name and address must be included. Written comments are limited to 250 words.

A recording of the telephone/video meeting will be made, and will be available to the public upon written request.

The meeting will be available live for viewing on PfTV on the City website:
<https://www.pflugervilletx.gov/city-government/communications/pftv>

1. Call to order

Mayor Victor Gonzales called the regular meeting to order at 7:00 p.m. The meeting was held as a telephone/video conference. Councilmembers Doug Weiss, Jeff Marsh, Rudy Metayer, Mike Heath and Jim McDonald were in attendance. Mayor Pro Tem Omar Peña entered the meeting at 7:06 p.m. City employees attending: Sereniah Breland, City Manager; Charlie Zech, City Attorney; Trey Fletcher, Deputy City Manager; James Hartshorn, Assistant City Manager; Amy Giannini, Assistant City Manager; Karen Thompson, City Secretary; Emily Barron, Planning and Development Services Director; Martie Simpson, Interim Finance Director; Lauren Henkes, Assistant Finance Director; Tracy Hibbs, Utility Business Operations Manager; Terri Toledo, Communications Director; Maggie Holman, Public Information Officer; Gwen Holford, Digital Content Web Specialist; Wade Maness, Videography Multimedia Specialist; Patricia Davis, City Engineer; Derek Klenke, Assistant City Engineer-CIP; Brandon Pritchett, Utilities Director; Evan Groeschel, Public Works Operations Director; Cody Collins, IT Director; Shane Mize, Parks and Recreation Director; Jason Smith, Assistant Police Chief; Richard Donoghue, Bond Counsel; Dusty Traylor, Financial Advisor; Bob Henderson, Financial Advisor.

2. Items of Community Interest

Mayor Gonzales made announcements regarding the reopening of city playgrounds, park restrooms and water fountains as well as the Recreation Center. He announced that Library Con would take place virtually on September 26, 2020. Mr. Weiss reminded the community that it is flu season and encouraged everyone to get a flu shot. Mr. Metayer extended credit to Chief Robledo and the police officers on their Suicide Prevention Awareness Month efforts. He encouraged everyone to see their amazing video.

3. Presentation

- 3A. [2020-8685](#) Mayor's proclamation declaring September 15, 2020 to October 15, 2020 as Hispanic Heritage Month in the City of Pflugerville.
- Mayor Gonzales read the proclamation.

4. Public Hearing and Action

- 4A. [2020-8665](#) Conduct a public hearing and consider approving the Roadway Impact

Fee Study Capital Improvements Plan and Land Use Assumptions.

Ms. Barron provided an introduction. Jake Gutekunst, Kimley Horn, presented information on the study components, participation by the Capital Improvements Advisory Committee (CIAC) and past actions by the City Council as well as the upcoming schedule. He reviewed the service areas adopted by the City Council on May 12, 2020 and reviewed the Land Use Assumptions and Capital Improvements Plan. There was discussion on the item.

Mayor Gonzales stated that registration to speak at the public hearing was taken until 5:00 p.m. today and there were no requests to speak at the public hearing. Mr. Heath made a motion to close the public hearing. Mr. Metayer seconded the motion. All voted in favor. The motion carried.

Mr. Marsh made a motion to approve the Roadway Impact Fee Study Capital Improvements Plan and Land Use Assumptions. Mr. McDonald seconded the motion. All voted in favor. The motion carried.

5. Public Hearing and Ordinance First Readings

- 5A.** [ORD-0540](#) Conduct a public hearing regarding the issuance of City of Pflugerville, Texas Combination Tax and Limited Revenue Certificates of Obligation, Series 2020 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, Texas Combination Tax and Limited Revenue Certificates of Obligation, Series 2020; Authorizing the Levy of an Ad Valorem Tax and the Pledge of Certain Net Revenues in Support of the Certificates; Approving an Official Statement, a Purchase Agreement and a Paying Agent/Registrar Agreement; and Authorizing Other Matters Related to the Certificates.

Mayor Gonzales stated that the public hearings and discussion on items 5A, 5B, 5C and 5D would take place at the same time. He read the items to include the captions of the ordinances on items 5A, 5B, 5C, and 5D and opened the public hearings. Ms. Simpson provided an introduction. Dusty Traylor and Bob Henderson provided information on the issuances and favorable interest rates for the \$51.5 million Combination Tax and Limited Revenue Certificates of Obligation Series 2020 with an interest rate of 2.593% and \$15.875 million Limited Tax Bonds, Series 2020A with an interest rate of 2.156% as well as favorable rates and refunding savings for \$16.295 million Limited Tax Refunding Bonds Series 2020B at an interest rate of 1.454% and savings of \$3,251,779 and \$39.250 million Limited Tax Refunding Bonds Taxable Series 2020C at an interest rate of 1.674% and a savings of \$7,756,604. Discussion with Council followed. Richard Donoghue provided input and stated that the issuance is anticipated for October 20, 2020.

Mayor Gonzales stated that registration to speak at the public hearings was taken until 5:00 p.m. today and there were no requests to speak at the public hearings. Mr. McDonald made a motion to close the public hearing. Mr. Marsh seconded the motion. All voted in favor. The motion carried.

- 5B.** [ORD-0541](#) Conduct a public hearing regarding the issuance of City of Pflugerville, Texas Limited Bonds, Series 2020A 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, Texas Limited Tax Bonds, Series 2020A; 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.

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Mayor Gonzales stated that registration to speak at the public hearings was taken until 5:00 p.m. today and there were no requests to speak at the public hearings. Mr. McDonald made a motion to close the public hearing. Mr. Marsh seconded the motion. All voted in favor. The motion carried.

5C. [ORD-0542](#)

Conduct a public hearing regarding the issuance of City of Pflugerville, Texas Limited Refunding Bonds, Series 2020B 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, Texas Limited Tax Refunding Bonds, Series 2020B; Authorizing the Levy of an Ad Valorem Tax in Support of the Bonds; Approving an Official Statement, a Purchase Agreement, an Escrow Agreement and a Paying Agent/Registrar Agreement; Calling Certain Obligations for Redemption and Authorizing Other Matters Related to the Bonds.

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Mayor Gonzales stated that registration to speak at the public hearings was taken until 5:00 p.m. today and there were no requests to speak at the public hearings. Mr. McDonald made a motion to close the public hearing. Mr. Marsh seconded the motion. All voted in favor. The motion carried.

5D. [ORD-0543](#)

Conduct a public hearing regarding the issuance of City of Pflugerville, Texas Limited Refunding Bonds, Taxable Series 2020C 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, Texas Limited Tax Refunding Bonds, Taxable Series 2020C; Authorizing the Levy of an Ad Valorem Tax in Support of the Bonds; Approving an Official Statement, a Purchase Agreement, an Escrow Agreement and a Paying Agent/Registrar Agreement; Calling Certain Obligations for Redemption and Authorizing Other Matters Related to the Bonds.

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Mayor Gonzales stated that registration to speak at the public hearings was taken until 5:00 p.m. today and there were no requests to speak at the public hearings. Mr. McDonald made a motion to close the public hearing. Mr. Marsh seconded the motion. All voted in favor. The motion carried.

5A. [ORD-0540](#)

Conduct a public hearing regarding the issuance of City of Pflugerville, Texas Combination Tax and Limited Revenue Certificates of Obligation, Series 2020 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, Texas Combination Tax and Limited Revenue Certificates of Obligation, Series 2020; Authorizing the Levy of an Ad Valorem Tax and the Pledge of Certain Net Revenues in Support of the Certificates; Approving an Official Statement, a Purchase Agreement and a Paying Agent/Registrar Agreement; and Authorizing Other Matters Related to the Certificates.

Mr. Marsh made a motion to approve the ordinance on first and final reading on item 5A. Mr. Metayer seconded the motion. All voted in favor. The motion carried.

5B. [ORD-0541](#)

Conduct a public hearing regarding the issuance of City of Pflugerville,

Texas Limited Bonds, Series 2020A 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, Texas Limited Tax Bonds, Series 2020A; 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.

Mr. Metayer made a motion to approve the ordinance on first and final reading on item 5B. Mr. Marsh seconded the motion. All voted in favor. The motion carried.

5C. [ORD-0542](#)

Conduct a public hearing regarding the issuance of City of Pflugerville, Texas Limited Refunding Bonds, Series 2020B 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, Texas Limited Tax Refunding Bonds, Series 2020B; Authorizing the Levy of an Ad Valorem Tax in Support of the Bonds; Approving an Official Statement, a Purchase Agreement, an Escrow Agreement and a Paying Agent/Registrar Agreement; Calling Certain Obligations for Redemption and Authorizing Other Matters Related to the Bonds.

Mr. Heath made a motion to approve the ordinance on first and final reading on item 5C. Mr. Marsh seconded the motion. All voted in favor. The motion carried.

[ORD-0543](#)

Conduct a public hearing regarding the issuance of City of Pflugerville, Texas Limited Refunding Bonds, Taxable Series 2020C 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, Texas Limited Tax Refunding Bonds, Taxable Series 2020C; Authorizing the Levy of an Ad Valorem Tax in Support of the Bonds; Approving an Official Statement, a Purchase Agreement, an Escrow Agreement and a Paying Agent/Registrar Agreement; Calling Certain Obligations for Redemption and Authorizing Other Matters Related to the Bonds.

Mr. McDonald made a motion to approve the ordinance on first and final reading on item 5D. Mr. Metayer seconded the motion. All voted in favor. The motion carried.

Mayor Gonzales provided comments and thanked City staff, bond counsel and financial advisors.

6. Public Comment

Mayor Gonzales stated that registration for public comment was taken until 5:00 p.m. today and he had one written comment and three requests to speak.

Mayor Gonzales read the written comment from Bob Reichenbach, Saxony

resident, requesting that the City Council postpone spending tax dollars on non-essential projects like parks and to focus on roads, water, sewer, the key essential services, until the COVID crisis is over.

Jim Slagle, Kuempel Tract Phase 2 resident, asked that the City Council restore the chipping program. He stated that the petition gathered on Change.org had more than 600 signatures. He asked that the City consider a reduced program at 4 times a year for city residents.

Robert van de Geijn, Old Town resident, indicated that he requests the same as Jim regarding the chipping program and that he also has downtown plan concerns. He stated that it should not come at the expense of the downtown residents. He indicated concern for approval of rezonings downtown.

Roy Aleman, Cambridge Estates resident, stated that he understands the budget and that only 32% of households were using the program. He stated when asking around in his neighborhood that few people knew the about the service but were interested in it. He stated that if higher participation is appealing, that he thinks that communication would go a long way to get more participation. He stated that curbside chipping assists the elderly and he is happy to work with staff if there is a solution. He stated that maybe the City could look at a quarterly service.

Reading of the Consent Agenda

Items 7A, 11B, and 11D were removed from the consent agenda. Ms. Thompson read the items to include the captions of the ordinances under consideration.

7. Ordinances First Reading

- 7B. [ORD-0537](#) Approving an ordinance on first reading with the caption reading: An ordinance of the City of Pflugerville, Texas granting the lease of City property by easement totaling approximately 3.105 acres of land out of the J. Bray survey, abstract no. 373, in Travis County, Texas; more specifically described in four deeds to the City of Pflugerville, of record in document numbers 2006060407tr, 2012195160tr, 2019169055, and 2015165200 of the official public records of Travis County, Texas. (Granting a Temporary Easement to Atmos)

The ordinance was approved on first reading on the consent agenda.

8. Ordinances Second Reading

- 8A. [ORD-0523](#) Approving an ordinance on second 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 72 Traffic Schedules, Section I Speed Limits on State Highways to amend provision for F.M. Highway 1825 (Pecan Street); providing for a penalty for a violation of Chapter 70.99 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.

The ordinance was approved on second and final reading on the consent agenda.

9. Approval of Minutes

- 9A.** [2020-8647](#) Approval of the minutes of the September 8, 2020 Worksession and Regular Meeting.

The minutes were approved on the consent agenda.

10. Resolutions

- 10A.** [RES-0762](#) Approving a resolution approving the Mayor's nomination and appointment of Michael Martin to Position 3 of the City of Pflugerville Reinvestment Zone No. One Board of Directors (TIRZ Board) for an unexpired term ending December 31, 2020.

The resolution was approved on the consent agenda.

- 10B.** [RES-0763](#) Approval of a resolution setting a public hearing to discuss the imposition of a Roadway Impact Fee.

The resolution was approved on the consent agenda.

- 10C.** [RES-0766](#) Approving a resolution with a caption reading: A Resolution of the City of Pflugerville, Texas approving a Right-of-Way License and Agreement with Ashton Austin Residential, LLC for Vine Creek Development Pursuant to the Pflugerville Code of Ordinances, Chapter 96 Right-of-Way Management, Division V. ROW Licenses.

The resolution was approved on the consent agenda.

11. Other Actions

- 11A.** [2020-8591](#) Approving a construction contract with T. Morales in the amount of \$71,500 for necessary Electrical and Automation Improvements on the Dunes and Blackhawk Wastewater Lift Stations and authorize the City Manager to execute the same.

The item was approved on the consent agenda.

- 11C.** [2020-8630](#) Approving a City / Owner Agreement for Roadway Improvements by and between the City of Pflugerville and LC Pflugerville, LLC and authorizing the City Manager to execute the same.

The item was approved on the consent agenda.

- 11E. [2020-8671](#) Authorize the procurement of services by D.I.J. Construction, Inc. for pavement marking in an amount not to exceed \$190,000 based on an Interlocal Purchasing Cooperative agreement and authorize the City Manager to execute same.
- The item was approved on the consent agenda.**
- 11F. [2020-8668](#) Approving the selection of Garver Engineering for professional engineering services associated with the Wilbarger Creek Regional Wastewater Treatment Facility Project and authorizing the City Manager to enter into negotiations regarding a scope of work and fee proposal.
- The item was approved on the consent agenda.**
- 11G. [2020-8670](#) Approving the selection of Kimley-Horn for professional engineering services associated with the Wilbarger Wastewater Interceptor Project and authorizing the City Manager to enter into negotiations regarding a scope of work and fee proposal.
- The item was approved on the consent agenda.**
- 11H. [2020-8674](#) Approving the award of a construction contract for the Justice Center Sewer Improvements Project to HCS, Inc., the lowest responsible bidder of three (3) bids received on September 4, 2020 in the amount of \$74,600 and authorizing the City Manager to execute same.
- The item was approved on the consent agenda.**
- 11I. [2020-8667](#) Approving the award of a construction contract for the Kelly Lane at Jakes Hill/Vilamoura Temporary Traffic Signal Project to EARTC, the lowest responsible bidder of two (2) bids received on September 10, 2020, in the amount of \$84,210.70 and authorizing the City Manager to execute same.
- The item was approved on the consent agenda.**
- 11J. [2020-8596](#) Approving a City of Pflugerville and Travis County Emergency Services District No. 2 Interlocal Agreement for Administration of CRF Funding under the Cares Act and authorize the Mayor to execute said agreement.
- The item was approved on the consent agenda.**
- 11K. [2020-8676](#) Approving the selection of Halff Associates, Inc. for professional services associated with the Comprehensive Drainage Master Plan and Drainage Fee Study and authorizing the City Manager to execute a professional services agreement in the amount of \$247,215.00.
- The item was approved on the consent agenda.**

Action on the Consent Agenda

Mr. Heath made a motion to approve the consent agenda as read. Mayor Gonzales seconded the motion. All voted in favor. The motion carried.

7. Ordinance First Reading - Removed from the Consent Agenda

- 7A. [ORD-0544](#)** Approving an ordinance on first reading with the caption reading: An ordinance of the City of Pflugerville, Texas, amending rates, charges and fees for water and wastewater utility service; repealing all ordinances to the extent they are in conflict; providing for severability; and providing an effective date.

Mayor Pro Tem Peña asked to confirm that the rates would support the Certificates of Obligation just approved. Mr. Fletcher provided information. Mayor Pro Tem Peña made a motion to approve the ordinance on first reading. Mayor Gonzales seconded the motion. All voted in favor. The motion carried.

11. Other Actions - Removed from the Consent Agenda

- 11B. [2020-8621](#)** Approving an Interlocal Agreement with Capital Metropolitan Transit Authority (CMTA) and authorizing the City Manager to execute said agreement.

Mr. Weiss indicated concerns that he would like performance measures included that could define if the program is successful. Mr. Heath asked if this is the right time for a pilot program. Mr. Fletcher provided information. Julie Mazur and Chad Ballentine, Capital Metro, were in attendance. Mr. Ballentine provided information on the service area and ways to measure success. Discussion followed. Mayor Gonzales stated that he thinks that the program will happen, if not now, then in the future. Mr. McDonald stated that he thinks it has been a long time coming. He stated that he thinks they have pared it down to meet the needs and that they need to keep in mind that the over 65 group is growing and this demand service would be beneficial. He stated that some metrics are hard to predict and that he expects some fluidity, but expects the trend to improve positively and that it would be a good indicator of success. He stated that he is glad to be able to leverage 5307 federal funds and thinks it is a great program for the community. Mr. Weiss stated that he is not comfortable with the metrics and is reluctant to move forward until reasonable metrics are in place. He stated that wants an average cost under \$30 with the City's share at \$17-18. He stated that he wants to ensure that ADA/paratransit service is available. He requested to postpone the item. Mr. Marsh also requested to postpone. Mr. Metayer stated that he wants specific metrics for the framework and also suggested that they come back. He stated that he needs specifics around the program.

Mr. McDonald made a motion to approve 11B as presented. Mayor Gonzales seconded the motion. The vote was: Mr. Weiss-no, Mr. Marsh-no, Mayor Pro Tem Peña-no, Mr. Metayer-no, Mr. Heath-no, Mr. McDonald-yes, Mayor Gonzales-yes. The motion failed.

- 11D. [2020-8632](#)** Approving a professional services agreement with Plante Moran, PLLC in the amount of \$128,535 for Enterprise Resource Planning (ERP)

system requirements analysis, Request for Proposal development and ERP acquisition, and authorizing the City Manager to execute said agreement.

Ms. Breland introduced Mr. Hartshorn to speak on the need for this professional services agreement. Mr. Hartshorn provided information on the process to change to an ERP system and noted that the current system has been in place for 20 years. He stated that Natalie Schwarz, Plante Moran, is in attendance and can provide information on the scope of the agreement. Mayor Pro Tem Peña asked if they are approaching from implementation or solving problems and then implementing. Discussion followed. Mr. Weiss stated that it seems that this is to find out what we don't know. Ms. Breland stated that the City has identified its weaknesses. Mr. Hartshorn stated this would be for the process to talk with all departments and map all products and processes. There was continued discussion. Mr. Hartshorn stated that Plante Moran knows what we don't know. Mr. Marsh stated that they can guide us to the product that we need. Mr. Heath stated that there would need to be a training element. Mr. Hartshorn stated that training would be in the implementation and this would take us through the selection. Mr. McDonald stated that he thinks that we do not have the expertise in these systems so staff is asking for assistance and needs assistance with the selection. Mr. Metayer stated that they do instruct staff to come forward when help is needed. Ms. Schwarz provided information on the scope of the agreement and answered questions of Council. Mayor Gonzales stated that his concern is that it would be very pricey. Ms. Schwarz indicated to agree and stated that is the purpose of this indepth review. She stated that Plante Moran assists as the project manager. Ms. Schwarz reviewed similar clients and discussed costs of implementation. Mr. Marsh made a motion to approve 11D as presented. Mayor Gonzales seconded the motion. The vote was: Mr. Weiss-yes, Mr. Marsh-yes, Mayor Pro Tem Peña-no, Mr. Metayer-yes, Mr. Heath-no, Mr. McDonald-yes, Mayor Gonzales-yes. The motion carried.

Mayor Gonzales called for a break at 9:21 p.m. He resumed the meeting at 9:27 p.m.

12. Discuss and consider action

- 12A.** [2020-8682](#) Discuss and consider action to appoint a delegate from the City Council to participate at the 2020 Texas Municipal League Annual Business Meeting on behalf of the City of Pflugerville.

Mayor Gonzales opened the item for consideration. Mr. Metayer indicated that he will be attending the conference and was interested in serving as the delegate. Mr. Marsh made a motion to appoint Mr. Metayer as the delegate. Mayor Pro Tem Peña seconded the motion. All voted in favor. The motion carried.

- 12B.** [2020-8540](#) Discuss and consider action to approve the selection of Gupta and Associates, Inc. for professional services associated with the design of an emergency generator power system for the Water Treatment Plant and Lake Pump Station and authorizing the City Manager to execute a professional services agreement in the amount of \$652,914.

Mr. Pritchett presented on the item. Mr. Heath made a motion to approve item 12B as presented. Mr. Marsh seconded the motion. All voted in favor. The motion carried. Mayor Pro Tem Peña asked about the timeline. Mr. Pritchett stated that design is estimated at 6 months, bidding at 3 months and construction at 12 months.

12C. [2020-8669](#)

Discuss and consider action to award a construction contract for Heatherwilde Roadway Rehabilitation Project to QA Construction Services, Inc., the lowest responsible bidder of five (5) bids received on September 11, 2020, in the amount of \$1,341,665.00 and authorizing the City Manager to execute same.

Mr. Groeschel provided information and answered questions. Dan Franz, Halff Associates, provided information regarding the bids. There was Council discussion. Marcos Gutierrez, QA Construction, stated that they are currently doing the Wilbarger Park project and they have an excellent relationship with staff. He noted that the project is now going well. Mr. Marsh made a motion to approve item 12C as presented. Mr. McDonald seconded the motion. All voted in favor. The motion carried.

12D. [2020-8675](#)

Discuss and consider action to award a construction contract for the Well 6 Ground Storage Tank Rehabilitation Project to Tank Builders, Inc, the lowest responsible bidder of 4 bids received on September 14, 2020, in the amount of \$499,200.00 and authorizing the City Manager to execute same.

Mr. Pritchett provided information and answered questions of Council. Mayor Pro Tem Peña made a motion to approve Item 12D as presented. Mr. Marsh seconded the motion. All voted in favor. The motion carried.

12E. [2020-8622](#)

Discuss and consider action to authorize the City Manager to execute a purchasing agreement with the Public Restroom Company in the amount of \$678,231.00 for the purchase and installation of a shower/restroom facility and an office facility utilizing the Texas Association of School Boards (TASB) cooperative purchasing contract (BuyBoard).

Ms. Davis provided information and answered questions of Council. Mr. Marsh stated that he thinks the cost is coming in too high and he does not think that it saves enough time. Mayor Gonzales stated to agree. Mayor Gonzales suggested long-term that they build a new pool at another location. Mr. Heath asked if the City has looked at channelization of the creek. There was continued discussion. Ms. Davis explained that funds have been expended on the project and an effort made to maintain the park. Mr. Metayer indicated concerns for contract jurisdiction being in Nevada. Ms. Davis stated that she will make a note and discuss with them. Mr. McDonald asked about the concession and showers. Ms. Davis stated that the office will be where ticketing and vending would be and showers were added to the structure. Mr. McDonald stated that he is not convinced this is the right solution. Mr. Marsh stated that he prefers stick-built construction. Discussion continued. Mayor Gonzales asked if there was a motion on the item. There was no motion and no action was taken on the item. Mr. Metayer asked that the company be present if the item returns to Council. Ms. Breland asked for further direction on the item. She noted that she would add \$20,000 to the FY21 budget for a

portable restroom trailer. Mr. Marsh stated that he does not think that an architect is needed to design this. Mr. Zech noted that state law requires that an architect design it. Mayor Gonzales suggested that Ms. Breland work with the facilities committee on the item.

13. Adjourn

Mayor Gonzales adjourned the meeting at 10:23 p.m.

Respectfully submitted,

Karen Thompson
City Secretary

Approved as _____ on October 13, 2020.