



CITY OF FULSHEAR

30603 FM 1093, P. O. BOX 279, FULSHEAR, TEXAS 77441
PHONE: 281-346-1796 FAX: 281-346-2556

NOTICE IS HEREBY GIVEN OF A REGULAR CITY COUNCIL MEETING OF THE CITY OF FULSHEAR TO BE HELD ON **TUESDAY, FEBRUARY 19, 2013 AT 7:00 P.M.** IN THE CITY HALL OF THE CITY, 30603 FM 1093, FULSHEAR, TEXAS FOR THE PURPOSE OF CONSIDERING THE FOLLOWING ITEMS. THE CITY COUNCIL OF THE CITY OF FULSHEAR, TEXAS RESERVES THE RIGHT TO MEET IN A CLOSED/EXECUTIVE SESSION OF ANY OF THE BELOW ITEMS SHOULD THE NEED ARISE AND IF AUTHORIZED UNDER THE PROVISIONS OF TITLE 5. CHAPTER 551, OF THE TEXAS GOVERNMENT CODE.

I. **CALL TO ORDER**

II. **QUORUM**

III. **INVOCATION** – Rev. Alicia Coltzer, Pastor of First United Methodist Church, Fulshear, Texas

IV. **PLEDGE OF ALLEGIANCE**

V. **PUBLIC HEARING**

A. PUBLIC HEARING on ORDINANCE NO. 2013-1091 an ORDINANCE REGARDING PLATS and the SUBDIVISION of LAND within the CITY LIMITS and ETJ

Notice is hereby given that a public hearing shall be held by the City Council of the City of Fulshear, Texas, at its Regular Meeting to be held Tuesday, February 19, 2013 at 7:00 PM, in the Fulshear City Hall located at 30603 FM 1093 West, Fulshear, Texas 77441.

The purpose of the hearing is to receive comments from interested individuals regarding the revision of the City's Subdivision Ordinance.

VI. **CITIZEN COMMENTS – NO ACTION CAN BE TAKEN**

VII. **CONSENT AGENDA**

Items listed under the consent agenda are considered routine and are generally enacted in one motion. The exception to this rule is that a Council Member may request one or more items to be removed from the consent agenda for a separate discussion and action.

A. CONSENT and APPROVAL of MINUTES from the JANUARY 15, 2013 MEETING

B. CONSENT and APPROVAL of QUARTERLY INVESTMENT REPORT for the QUARTER ENDED DECEMBER 31, 2012

C. CONSENT and APPROVAL of REVENUE and EXPENSES REPORT (UNAUDITED) AS OF FEBRUARY 28, 2013

D. CONSENT and APPROVAL of CROSS CREEK RANCH FLEWELLEN CREEK SECTION ONE/ FINAL PLAT

- E. **CONSENT and APPROVAL of CROSS CREEK RANCH DETENTION and WATER QUALITY BASINS/ FINAL PLAT**
- F. **CONSENT and APPROVAL of CROSS CREEK RANCH DOG PARK and RECREATION CENTER/ FINAL PLAT**
- G. **CONSENT and APPROVAL of VARIANCE REQUEST: ADAM PERRY, 27503 CALDWELL SKY LANE, FULSHEAR, TEXAS 77441**
- H. **CONSENT and APPROVAL of CVS COMMERCIAL RESERVES A and B REPLAT #2/PRELIMINARY PLAT**
- I. **CONSENT and APPROVAL to AUTHORIZE MAYOR to SIGN JOINT ELECTION AGREEMENT and CONTRACT for ELECTION SERVICES**

VIII. REPORTS

Reports are presented to Council for informational purposes only and no action may be taken on any item contained in a report with a specific actionable item listed under Business Items.

- A. **REPORT from SEVERN TRENT WATER SERVICES (Repairs, New installations, and reports to TCEQ.)**
- B. **REPORT from the POLICE DEPARTMENT (Traffic Citations, arrests, incidents, calls for service)**
- C. **REPORT from the MUNICIPAL COURT CLERK (Fees and Fines)**
- D. **REPORT from the BUILDING PERMIT OFFICE (Permits issued, fees, etc.)**

IX. BUSINESS

- A. **PRESENTATION of ANNUAL RACIAL PROFILING and CRIMINAL STATISTICS REPORT by CHIEF SEYMOUR**
- B. **PRESENTATION on POTENTIAL REVISED PREFERRED ALIGNMENT for FM 1093 EXPANSION PROJECT by DANNENBAUM ENGINEERING**
- C. **CONSIDERATION and POSSIBLE ACTION to SUSPEND ACCOUNTS and PAYABLES RELATED to CERTAIN CONTRACTS for WATER and WASTE SERVICE DATING to FISCAL YEAR 2011-2012**
- D. **CONSIDERATION and POSSIBLE ACTION to APPROVE LIST of PAYABLES and CHECKS PAID from JANUARY 12, 2013 through FEBRUARY 12, 2013**
- E. **CONSIDERATION and POSSIBLE ACTION to APPROVE RESOLUTION NO. 2013-218 a RESOLUTION APPROVING the CREATION of a FIXED ASSETS CAPITALIZATION POLICY for the CITY**
- F. **CONSIDERATION and POSSIBLE ACTION to APPROVE RESOLUTION NO. 2013-219 a RESOLUTION APPROVING the DECLINATION of the COLLECTION of PEG FEES by TELECOMMUNICATIONS PROVIDERS within the CITY LIMITS**
- G. **CONSIDERATION and POSSIBLE ACTION to APPROVE ORDINANCE No. 2013-1091 an ORDINANCE of the CITY of FULSHEAR PROVIDING RULES and REGULATIONS GOVERNING PLATS and the SUBDIVISION of LAND within the CITY LIMITS and its EXTRATERRITORIAL JURISDICTION**

H. CONSIDERATION and POSSIBLE ACTION to APPROVE RESOLUTION NO. 2013-220 a RESOLUTION of the CITY of FULSHEAR APPROVING REVISION to the LOCALLY PREFERRED ALIGNMENT of DESIGN for the EXPANSION of FM 1093

I. DISCUSSION and CONSIDERATION of ISSUES RELATED to CREATION of MUNICIPAL UTILITY DISTRICTS in the SOUTHERN AREA of the CITY'S ETJ

X. EXECUTIVE SESSION – CLOSED SESSION IN ACCORDANCE WITH GOVERNMENT CODE

SECTION 551.072. DELIBERATION REGARDING REAL PROPERTY. A GOVERNMENTAL BODY may CONDUCT a CLOSED MEETING to DELIBERATE the PURCHASE, EXCHANGE, LEASE, or VALUE of REAL PROPERTY if DELIBERATION in an OPEN MEETING WOULD have a DETRIMENTAL EFFECT on the POSITION of the GOVERNMENTAL BODY in NEGOTIATIONS with a THIRD PERSON.

SECTION 551.071, CONSULTATION with ATTORNEY; SPECIFICALLY SUB-SECTIONS:

1) WHEN the GOVERNMENTAL BODY SEEKS the ADVICE of its ATTORNEY ABOUT:

(A) PENDING or CONTEMPLATED LITIGATION; or

(B) A SETTLEMENT OFFER; or

2) ON a MATTER in which the DUTY of the ATTORNEY to the GOVERNMENTAL BODY under the TEXAS DISCIPLINARY RULES of PROFESSIONAL CONDUCT of the STATE BAR of TEXAS CLEARLY CONFLICTS WITH THIS CHAPTER.

DISCUSSION of RIGHT of WAY IMPACT/ ACQUISITION RELATED to FM 1093 and FULSHEAR PARKWAY ALIGNMENT MODELS

PROPOSED SOUTHERN MUNICIPAL UTILITY DISTRICTS for FOSTER FARMS

XI. RECONVENE AND TAKE ACTION ON ITEMS DISCUSSED IN EXECUTIVE SESSION IF DEEMED APPROPRIATE

XII. ADJOURNMENT

Note: In compliance with the American with Disabilities Act, this facility is wheelchair accessible and accessible parking spaces are available. Requests for accommodations or interpretive service must be made at least 48 business hours prior to this meeting. Please contact the City Secretary's office at 281-346-1796 for further information.

I, D. Gordon Offord, City Secretary of the City, do hereby certify that the above Notice of Meeting and Agenda for the City Council of the City of Fulshear, Texas was posted on February 15, 2013 by 5:00 p.m. in place convenient and readily accessible at all times to the general public, in compliance with Chapter 551, TEXAS GOVERNMENT CODE.

D. Gordon Offord- City Secretary