



CITY OF FULSHEAR

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

FULSHEAR CITY COUNCIL MINUTES JANUARY 21, 2014

I. CALL TO ORDER

A Regular City Council Meeting was called to order by Mayor Thomas C. Kuykendall, Jr. in the City Hall located at 30603 F. M. 1093, Fulshear, Texas on Tuesday, January 21, 2014 at 7:00 p.m.

Present:

Thomas C. Kuykendall, Jr., Mayor
Stephen Gill, Mayor Pro Tem
Larry Beustring
J. B. Collins, Jr.
Laverne Patterson
Jeff Roberts

City Staff:

D. (Diana) Gordon Offord, City Secretary
C. J. Snipes, City Administrator
Elaine Brown, Court Administrator
Kristina Brashear, Finance Director
Michelle Morris, Building Inspector
Kenny Seymour, Chief of Police
Mary Meier, Communication Coordinator
Cheryl Stalinsky, Economic Development Director
Bobbi Martin, Utility Clerk

Others Present:

Pastor Dale Olson
Whitney Gilmore
Joyce Stein
Russ Cosbey
Winter Gordon
Gwen Fox
Starsky Wallis
Kathy Talerico
Richard Talerico
Danielle Gilbert
Brett DeShavo
Tracy Youngblood

FULSHEAR CITY COUNCIL MINUTES
JANUARY 21, 2014
PAGE 2

Continue- Others Present:

Velva Jim Deshato

Viola Randle

And ten (10) others who did not sign in

II. **QUORUM**

Mayor Kuykendall announced that all Council Members were present and that we have a quorum.

III. **INVOCATION – Pastor Dale Olson, New Creation Lutheran Church, Fulshear, Texas**

Pastor Olson provided the prayer.

IV. **PLEDGE OF ALLEGIANCE**

Mayor Kuykendall led the audience in the Pledge of Allegiance to the flag.

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

There were no Citizens Comments.

VI. **CONSENT AGENDA**

A. **CONSENT and APPROVAL of MINUTES from MEETING DATED DECEMBER 17, 2013**

B. **CONSENT and APPROVAL for the CALLING of an ELECTION DATE for MAY 10, 2014**

C. **CONSENT and APPROVAL to ENTER into an AGREEMENT with FORT BEND COUNTY to ADMINISTER the CITY of FULSHEAR GENERAL ELECTION**

D. **CONSENT and APPROVAL of FIRST QUARTER BUDGET REPORT**

E. **CONSENT and APPROVAL of FIRST QUARTER FINANCIAL and INVESTMENT REPORTS**

F. **CONSENT and APPROVAL of CCC RANCH (LOT 23 NORTH FULSHEAR ESTATES) FINAL PLAT**

G. **CONSENT and APPROVAL of CROSS CREEK RANCH: CREEK FALLS at CROSS CREEK RANCH SECTION 2 FINAL PLAT**

H. **CONSENT and APPROVAL of CROSS CREEK RANCH: CREEK FALLS at CROSS CREEK RANCH SECTION 3 FINAL PLAT**

I. **CONSENT and APPROVAL of CROSS CREEK RANCH: CREEK FALLS at CROSS CREEK RANCH SECTION 5 PRELIMINARY PLAT**

J. **CONSENT and APPROVAL of CROSS CREEK RANCH: CREEK FALLS at CROSS CREEK RANCH SECTION 6 PRELIMINARY PLAT**

K. **CONSENT and APPROVAL of CROSS CREEK RANCH: CREEK FALLS at CROSS CREEK RANCH SECTION 7 PRELIMINARY PLAT**

L. **CONSENT and APPROVAL of CROSS CREEK RANCH: CROSS CREEK BEND LANE EXTENSION 8 FINAL PLAT**

M. **CONSENT and APPROVAL of CROSS CREEK RANCH: CREEK COVE at CROSS CREEK RANCH SECTION 5 FINAL PLAT**

- N. CONSENT and APPROVAL of CROSS CREEK RANCH: CREEK COVE at CROSS CREEK RANCH SECTION 6 FINAL PLAT
- O. CONSENT and APPROVAL of REQUEST from CROSS CREEK RANCH to APPROVE AMENDMENT to MASTER SIGN PLAN
- P. CONSENT and APPROVAL of STREET ACCEPTANCE for CREEK BEND at CROSS CREEK, SECTION NINE
- Q. CONSENT and APPROVAL of STREET ACCEPTANCE for LAKES of CROSS CREEK RANCH, SECTION ONE
- R. CONSENT and APPROVAL of UTILITY CONVEYANCE and SECURITY AGREEMENT for CREEK BEND at CROSS CREEK RANCH SECTION NINE
- S. CONSENT and APPROVAL of UTILITY CONVEYANCE and SECURITY AGREEMENT for LAKES of CROSS CREEK RANCH, SECTION ONE
- T. CONSENT and APPROVAL of UTILITY CONVEYANCE and SECURITY AGREEMENT for WATER PLANT NO. 1 EXPANSION

Mayor Kuykendall announced that the developer has requested that Item N – Cross Creek Ranch: Creek Cove at Cross Creek Ranch Section 6 Final Plat removed from the Consent Agenda.

A motion was made by Alderman Beustring to approve the Consent Agenda with the exception of item “N” (to be removed at the request of developer) as presented. It was seconded by Alderman Collins.

The motion was carried by the following vote:

Ayes: Aldermen Beustring, Collins, Gill, Roberts, and Alderwoman Patterson

Nays: None

VII. 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 COMPANY (Repairs, New installations, and reports to TCEQ.)

Severn Trent Water Company report was provided by Starsky Wallis.

B. REPORT from the POLICE DEPARTMENT (Traffic Citations, arrests, incidents, calls for service)

Police Report was provided by Chief Kenny Seymour.

C. REPORT from the MUNICIPAL COURT CLERK (Fees and Fines)

Municipal Court Report was provided by Elaine Brown, Court Administrator.

D. REPORT from the BUILDING PERMIT OFFICE (permits, fees, etc.)

Building Permit office report was provided by Michelle Morris, Building Inspector.

VIII. BUSINESS

A. PRESENTATION RECOGNIZING D. GORDON OFFORD, CITY SECRETARY for her COMPLETION and GRADUATION from the TEXAS MUNICIPAL CLERKS CERTIFICATION PROGRAM

Mayor Kuykendall requested the City Secretary, D. Gordon Offord to come to the front. Mayor Kuykendall states that the staff was small when he first came to the City as Mayor and that the employees had to wear

**FULSHEAR CITY COUNCIL MINUTES
JANUARY 21, 2014
PAGE 4**

many hats. Mayor Kuykendall stated that it is very hard to work on professionalism and certification when staff is so small and that you are trying to put out fires everywhere. One person has to wear so many different hats (answering the phone, getting the agenda ready and take care of emergencies, etc.). One of the things C.J. and I have really stressed for our employees to advance themselves professionally whether that is City Secretary, Building officials, inspections, Finance officers, court clerks or whoever else. We have several of these people who are in the process of making progress and taking test he but I am proud today to present to "D." these flowers and for being the first employee to complete your certification with the Texas Municipal Clerks Certification Program and represent the City in such a great manner. The audience applauded. D.Gordon Offord said "Thank you".

B. PRESENTATION OF ANNUAL REPORT AND RACIAL PROFILING REPORT FROM POLICE CHIEF KENNY SEYMOUR

Chief Seymour presented to Council and audience a video regarding Racial Profiling. Chief Seymour stated he must present to Council on an annual basis statistics on Racial Profiling per HB3389. He stated this report only includes traffic stops resulting in a citation, traffic stops resulting in a citation with an arrest, traffic stops resulting in a warning with an arrest and field interviews that resulted in an arrest. He stated a total of 1099 citations only and 8 citations and arrests making the total 1107. Breakdown by Race or Ethnicity as follows:

African 135
Asian 21
Caucasian 616
Hispanic 320
Middle Eastern 10
Native American 5
Other 0
Unknown 0

Chief Seymour stated that his department experienced double calls than last year and all statistics were double. He stated that they recovered almost \$12,000 in stolen property. He stated most of the thefts were construction.

There was approximately a ten minute question and answer between Chief Seymour and the Council. All responses were satisfactory.

C. CONSIDERATION and POSSIBLE ACTION to APPROVE PAYABLES from DECEMBER 14, 2013 through JANUARY 16, 2014

A ten minute discussion involving questions regarding North Fort Bend Water Authority, legal fees, and cat trapping. Responses were satisfactory.

A motion was made by Alderman Gill to approve payables from December 14, 2013 through January 16, 2014 as presented. It was seconded by Alderman Collins. The motion was carried by the following vote:

Ayes: Aldermen Beustring, Collins, Gill, Roberts, and Alderwoman Patterson

Nays: None

D. CONSIDERATION and POSSIBLE ACTION to APPROVE ORDINANCE NO. 2014-1028 an ORDINANCE of the CITY of FULSHEAR an ORDINANCE of the CITY of FULSHEAR, TEXAS SETTING RATES FOR RESIDENTIAL SOLID WASTE and RECYCLING SERVICES and REPEALING ALL PRIOR RELATED ORDINANCES

C. J. Snipes, City Administrator, stated a correction is required on the Ordinance on the first paragraph showing "Section 361.033" should be listed as "Section 364.034". Mr. Snipes stated the rates are correct but wrong Section reference was listed. There was approximately a ten minutes discussion regarding this ordinance. Alderman Collins stated that he has had complaints from the Community as when the survey was completed it was citizens in Cross Creek who wanted "recycling". Others in the community is wondering why they have to pay this fee as they did not want recycling.

A motion was made by Alderman Gill to approve Ordinance No. 2014-1028 with corrections and Ordinance of the City of Fulshear an ordinance of the City of Fulshear, Texas setting rates for Residential Solid Waste and Recycling Services and Repealing all prior related ordinances. It was seconded by Alderman Beustring.

The motion was carried by the following vote:

Ayes: Aldermen Beustring, Gill, Roberts, and Alderwoman Patterson

Nays: Alderman Collins

E. CONSIDERATION and POSSIBLE ACTION to APPROVE RESOLUTION NO. 2014-238 a RESOLUTION of the CITY of FULSHEAR APPOINTING REPRESENTATIVE to the FORT BEND COUNTY SUBSIDENCE DISTRICT

Mayor Kuykendall stated that Cliff Aldridge was the representative for the Fort Bend Subsidence District for this area last time and he would like to continue in this capacity and that also the Mayor of Weston Lakes asks for the City's support in recommending Mr. Aldridge for the next term. Each term the representative is serving for two (2) years. Mayor Kuykendall stated Mr. Aldridge has done a great job in this area.

A motion was made by Alderman Beustring to approve Resolution No. 2014-238 a Resolution of the City of Fulshear appointing representative to the Fort Bend County Subsidence District. It was seconded by Alderwoman Patterson. The motion was carried by the following vote:

Ayes: Aldermen Beustring, Collins, Gill, Roberts, and Alderwoman Patterson

Nays: None

F. CONSIDERATION AND POSSIBLE ACTION TO APPROVE RESOLUTION NO. 2014-239 A RESOLUTION OF THE CITY OF FULSHEAR APPOINTING An ENGINEERING PROJECT REVIEW COMMITTEE

C. J. Snipes, City Administrator, stated this would allow the City to have a pool of Engineers available for various projects and would allow us to streamline the selection process and able to act more quickly.

A motion was made by Alderman Collins to approve Resolution No. 2014-239 a Resolution of the City of Fulshear appointing an Engineering Project Review Committee. It was seconded by Alderman Beustring. The motion was carried by the following vote:

Ayes: Aldermen Beustring, Collins, Gill, Roberts, and Alderwoman Patterson

Nays: None

G. CONSIDERATION AND POSSIBLE ACTION TO APPROVE RESOLUTION NO. 2014-240 A RESOLUTION OF THE CITY OF FULSHEAR APPROVING PROCEDURES FOR THE REVIEW OF ENGINEERING SERVICES PROPOSALS BY THE CITY COUNCIL AND THE ENGINEERING PROJECT REVIEW COMMITTEE

C.J. Snipes, City Administrator, stated that this Resolution allows for approval of Council for projects 2 Million and above. There was approximately a five minute discussion among the Council Members. Alderman Gill would like to see the language changed for this resolution.

A motion was made by Alderman Gill to table this Resolution No. 2014—240 a Resolution of the City of Fulshear approving procedures for the review of Engineering Services Proposals by the City Council and the Engineering Project Review Committee. It was seconded by Alderman Collins. The motion was carried by the following vote:

Ayes: Aldermen Beustring, Collins, Gill, Roberts, and Alderwoman Patterson

Nays: None

H. CONSIDERATION AND POSSIBLE ACTION TO APPROVE RESOLUTION NO. 2014-241 a RESOLUTION OF THE CITY OF FULSHEAR EXTENDING ITS EXTRATERRITORIAL JURISDICTION FOLLOWING the ACHIEVEMENT OF REACHING A POPULATION OF MORE THAN 5,000 RESIDENTS

A motion was made by Alderman Roberts to approve Resolution No. 2014-241 a Resolution of the City of Fulshear extending its Extraterritorial Jurisdiction following the achievement of reaching a population of more than 5, 000 residents. It was seconded by Alderman Gill. The motion was carried by the following vote:

Ayes: Aldermen Beustring, Collins, Gill, Roberts, and Alderwoman Patterson

Nays: None

I. CONSIDERATION AND POSSIBLE ACTION TO APPROVE RESOLUTION NO. 2014-242 A RESOLUTION OF THE CITY OF FULSHEAR DECLARING CERTAIN PROPERTY SURPLUS/SALVAGE AND AUTHORIZING OF ITS DISPOSAL

A motion was made by Alderwoman Patterson to approve Resolution No. 2014-242 a Resolution of the City of Fulshear declaring certain property surplus/salvage and authorizing of its disposal. It was seconded by Alderman Collins. The motion was carried by the following vote:

Ayes: Aldermen Beustring, Collins, Gill, Roberts, and Alderwoman Patterson

Nays: None

IX. ADJOURNMENT

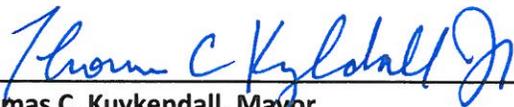
A motion was made by Alderman Collins to adjourn at 8:18 p.m. It was seconded by Alderman Roberts. The motion was carried by the following vote:

Ayes: Aldermen Beustring, Collins, Gill, Roberts, and Alderwoman Patterson

Nays: None

JANUARY 21, 2014

PAGE 7



Thomas C. Kuykendall, Mayor

Attest:



D. (Diana) Gordon Offord, City Secretary