



CITY OF FULSHEAR

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

CITY COUNCIL MINUTES MARCH 18, 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 FM 1093 Rd., Fulshear Texas 77441 on Tuesday, March 18, 2014 at 7:05 p.m. Mayor Kuykendall announced that a quorum was present and that Councilman Collins was unable to be here.

Present:

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

Absent:

J. B. Collins, Jr.

Staff Present:

*D. (Diana) Gordon Offord, City Secretary
C. J. Snipes, City Administrator
Michelle Morris, Building Official
Elaine Brown, Court Administrator
Ramona Ridge, Clerk
Kristina Brashear, Finance Director
Bobbi Martin, Utility Clerk
Mary Meier, Communication Coordinator
J. Grady Randle, City Attorney
April Jensen, Permit Clerk
Lynn Raymer, Police Clerk
Valerie Bryan, Municipal Court Clerk
Kenny Seymour, Chief of Police*

Others Present:

*Vdo and Jim Dehajo
Gaby Tassin
Ramona Ridge
Russ Cosbey
Laurie Szantay*

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Continue- Others present:

Tajana Mesic

Michelle Bradshaw

Ella Banks

Viola Randle

And 11 others who did not sign in

II. QUORUM

A quorum was present.

III. INVOCATION – Pastor Jackie Gilmore, Greater Zachery Baptist Church, Fulshear, Texas

Pastor Gilmore was unable to attend. The invocation was provided by Reverend Walje of the River Bend Baptist Church.

IV. PLEDGE OF ALLEGIANCE

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

V. CITIZEN COMMENTS – NO ACTION CAN BE TAKEN

Ms. Laurie Szantay opposed the Walmart coming on FM 1463 due to the noise, bright lights, and having a 24 hour operation. She also stated that property values will increase and have an impact on the wastewater and wildlife in the area. Ms. Szantay states that she does not want the 600 apartment unit. Ms. Szantay states they have a website stating stop Walmart from coming and over 1,400 has signed up and it is still growing. She stated she would like to see it on Council agenda for the month of April and get their stand on this issue and how we can work together to get an upscale shopping center in the area.

Ms. Tajana Mesic stated a Walmart on FM 1463 will have an impact on infrastructure, safety, and wastewater discharge. She wanted to know the date of the contested hearing.

Mayor Kuykendall thanked everyone for their comments and announced that a Town Hall Meeting will be held on March 24 at the Irene Stern Community Center to address the Community Issues regarding new developments within and outside of the City limits. He stated that Walmart officials will be present along with Commissioner Andy Meyers to answer questions.

VI. 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 FEBRUARY 18, 2014 MEETING

B. CONSENT and APPROVAL of CREEK FALLS at CROSS CREEK RANCH SECTION 7/ FINAL PLAT

C. CONSENT and APPROVAL of the STREET ACCEPTANCE for CREEK COVE at CROSS CREEK RANCH SECTION THREE

D. CONSENT and APPROVAL of the STREET ACCEPTANCE for CREEK COVE at CROSS CREEK RANCH SECTION FOUR

- E. **CONSENT and APPROVAL of the UTILITY CONVEYANCE and SECURTIY AGREEMENT for CREEK COVE at CROSS CREEK RANCH, SECTION THREE**
- F. **CONSENT and APPROVAL of the UTILITY CONVEYANCE and SECURTIY AGREEMENT for CREEK COVE at CROSS CREEK RANCH, SECTION FOUR**

A motion was made by Alderman Gill to approve the Consent Agenda as presented. It was seconded by Alderman Beustring. The motion was carried by the following vote:

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

Nays: None

Absent: Alderman Collins

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 Mark Yentzen.

- 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 OFFICIAL (permits, fees, fines, etc.)**

Building Permit Office Report was provided by Michelle Morris, Building Official,

VIII. BUSINESS

- A. **CONSIDERATION and POSSIBLE ACTION to APPROVE CHECKS PAID and LIST of PAYABLES from FEBRUARY 13, 2014 to MARCH 14, 2014**

A motion was made by Alderman Roberts to approve checks paid and list of payables from February 13, 2014 to March 14, 2014. It was second by Alderwoman Patterson. The motion was carried by the following vote.

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

Nays: None

Absent: Alderman Collins

- B. **CONSIDERATION and POSSIBLE ACTION to APPROVE a MEMORANDUM of AGREEMENT between the CITY of FULSHEAR and JOHNSON DEVELOPMENT regarding DEVELOPMENT STANDARDS within CROSS CREEK RANCH in RELATION to the DEVELOPMENT AGREEMENT**

Mayor Kuykendall stated that zoning ordinance was adopted in 2012 and it was assumed it did not affect development agreements already in operation. Later it was discovered that does have an impact and so

this bring us to the proposed Memorandum of Agreement. Mayor Kuykendall introduce the City Attorney, Grady Randle to explain further. Attorney Randle gave an overview regarding the proposed Memorandum of Agreement for approximately 45 minutes.

A motion was made by Alderman Gill to approve the Memorandum of Agreement subject to deleting the words antenna and towers. It was seconded by Alderman Roberts. The motion was carried by the following vote:

Ayes: Aldermen Gill, Roberts, and Alderwoman Patterson

Nays: None

Abstain: Alderman Beustring

Absent: Alderman Collins

C. CONSIDERATION and POSSIBLE ACTION to APPROVE ORDINANCE NO. 2014-1133 an ORDINANCE of the CITY of FULSHEAR CLARIFYING and DELINEATING the JURISDICTIONAL BOUNDARIES and CORPORATE LIMITS of the CITY of FULSHEAR

A motion was made by Alderman Gill to table Ordinance No. 2014-1133 and Ordinance of the City of Fulshear of Fulshear clarifying and delineating the jurisdictional boundaries and corporate limits of the City of Fulshear. It was seconded by Alderman Roberts. The motion was carried by the following vote:

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

Nays: None

Absent: Alderman Collins

D. CONSIDERATION and POSSIBLE ACTION to APPROVE ORDINANCE NO. 2014-1134 an ORDINANCE of the CITY of FULSHEAR AMENDING ORDINANCE NO. 07-961-10

A motion was made by Alderman Beustring to approve Ordinance No. 2014-1134 and Ordinance of the City of Fulshear amending Ordinance No. 07-961-10. It was seconded by Alderwoman Patterson. The motion was carried by the following vote:

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

Nays: None

Absent: Alderman Collins

E. CONSIDERATION and POSSIBLE ACTION to APPROVE AGREEMENT BETWEEN the CITY and OFFICER JENNIFER COVILLO for the USE of a TRAINED POLICE CANINE UNIT

A motion was made by Alderman Roberts to approve agreement between the City and Officer Jennifer Covillo for the use of a trained police canine unit (police dog). It was seconded by Alderman Beustring. The motion was carried by the following vote:

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

Nays: None

Absent: Alderman Collins

F. CONSIDERATION and POSSIBLE ACTION to APPROVE RESOLUTION NO. 2014-243 ratifying an INTERLOCAL AGREEMENT BETWEEN the CITY of FULSHEAR and the HARRIS COUNTY DEPARTMENT of EDUCATION for PARTICIPATION in the CHOICE PARTNERS PROCUREMENT PROGRAM

A motion was made by Alderman Roberts to approve Resolution No. 2014-243 ratifying an Interlocal Agreement between the City of Fulshear and the Harris County Department of Education for participation in the Choice Partners Procurement Program. It was seconded by Alderwoman Patterson. The motion was carried by the following vote:

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

Nays: None

Absent: Alderman Collins

G. CONSIDERATION and POSSIBLE ACTION to APPROVE RESOLUTION NO. 2014-244 a RESOLUTION of the CITY of FULSHEAR DECLARING CERTAIN ITEMS SURPLUS or SALVAGE

A motion was made by Alderman Gill to approve Resolution No. 2014-244 a Resolution of the City of Fulshear declaring certain items surplus or salvage. It was seconded by Alderman Beustring. The motion was carried by the following vote:

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

Nays: None

Absent: Alderman Collins

IX. ADJOURNMENT

A motion was made by Alderwoman Patterson to adjourn. It was seconded by Alderman Beustring. Mayor Kuykendall announced a motion has been made to adjourn at 8:39 p.m. and seconded by Alderman Beustring. Mayor Kuykendall called for a vote. The motion was carried by the following vote:

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

Nays: None

Absent: Alderman Collins

Mayor Kuykendall announced that we are now adjourn.

Thomas C. Kuykendall, Jr. - Mayor

Attest:

D. (Diana) Gordon Offord - City Secretary

