



CITY OF FULSHEAR

30603 FM 1093, P. O. BOX 279, FULSHEAR, TEXAS 77441
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FULSHEAR CITY COUNCIL MINUTES OCTOBER 21, 2014

I. CALL TO ORDER

A Regular City Council Meeting was called to order by Thomas C. Kuykendall, Jr., Mayor of City of Fulshear at 7:03 p.m. in the City Hall located at 30603 FM 1093 Road, Fulshear Texas 77441.

Council Present:

*Thomas C. Kuykendall, Jr., Mayor
Stephen Gill, Mayor Pro Tem
J. B. Collins, Jr.
Tricia Krenek
Tajana Mesic
Jeff Roberts*

Council Absent:

None

City Staff Present:

*D. (Diana) Gordon Offord, TRMC /City Secretary
C. J. Snipes, City Administrator
Toni Velie, Utility Billing Clerk
J. Grady Randle, City Attorney
Michelle Killebrew, Building Official
Kenny Seymour, Chief of Police
Valerie Bryant, Municipal Court Clerk*

Others Present:

*L. Beustring
S. Purcell
Kim Stacy
Lindsay Kovar
Charles Shumate
Gaby Tassin
Mike O'Connor
Viola Randle
Amy Pearce*

**FULSHEAR CITY COUNCIL MINUTES
OCTOBER 21, 2014
PAGE 2**

Continue- Others Present:

Bodie Gilbert

Mike Roller

Mary McKenzie

And ten others who did not sign in

II. QUORUM

Mayor Kuykendall announced that all Council Members are present and welcomed everyone to the meeting.

III. INVOCATION-PASTOR MARK WELSHIMER, FIRST UNITED METHODIST, FULSHEAR, TEXAS

Pastor Welshimer was unable to attend but sent a representative from his church. Bodie Gilbert provided the prayer and announced that it was the churches' 170th Anniversary.

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

Those wishing to speak must sign in before the meeting begins. Citizens may speak on any topic, whether on the agenda or not. The City Council cannot act upon, discuss issues raised, or make any decision at this time. Each speaker is limited to three (3) minutes.

Mike Roller stated he had an issue with the City's sign ordinance. The City has allowed a sign located at the corner of Katy Fulshear and FM 1093 (for over 10 months) that is in violation of the ordinance as the property does not contain the minimum of ten acres for the size of the sign. He states that all should have to abide by the ordinance.

Kim Stacy stated that she lives in the Bois D' Arc area for 17 years. Ms. Stacy says that our landscaping is unique and it would be a shame if it were to change. Ms. Stacy requested that Council enforce strict architectural guidelines and do not allow developers to vary from these guidelines. Also, the same concept to Commercial development. Ms. Stacy reminded Council that she has previously forwarded an e-mail to each Council Member outlining all of her statements that she is voicing before them tonight.

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 from the MEETINGS of SEPT. 2, SEPT 9, SEPT. 16, and SEPT. 23, 2014

B. CONSENT and APPROVAL of TAMARRON SECTION 11/PRELIMINARY PLAT

- C. CONSENT and APPROVAL of TAMARRON SECTION 13/PRELIMINARY PLAT
- D. CONSENT and APPROVAL of TAMARRON SECTION 25/PRELIMINARY PLAT
- E. CONSENT and APPROVAL of TAMARRON SECTION 33/ PRELIMINARY PLAT
- F. CONSENT and APPROVAL of TAMARRON REMOTE WATER WELL/PRELIMINARY PLAT
- G. CONSENT and APPROVAL of FFG CAPITAL REPLAT/ (FIRETHORNE RESERVE) PRELIMINARY REPLAT
- H. CONSENT and APPROVAL of FIRETHORNE SECTION 19/REPLAT #2/ PRELIMINARY PLAT
- I. CONSENT and APPROVAL of TAMARRON SECTION 9/FINAL PLAT
- J. CONSENT and APPROVAL of TAMARRON SECTION 10/ FINAL PLAT
- K. CONSENT and APPROVAL of TAMARRON SECTION 22/ FINAL PLAT
- L. CONSENT and APPROVAL of the STREET ACCEPTANCE for FULSHEAR TRACE
- M. CONSENT and APPROVAL of the UTILITY CONVEYANCE and SECURITY AGREEMENT for FULSHEAR TRACE

Council Member Mesic asked about the lot sizes of Tamarron's development. Ms. Mesic was informed that they meet the requirement of the development agreement.

Council Member Krenek stated there were some errors in the minutes but never identified what they were.

Mayor Kuykendall stated that the purpose of the consent agenda is to move things along expedition ally and that a member can request an item taken off for further inquiry or ask the City Administrator and he can provide explanation(s).

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

Ayes: Council Members Collins, Gill, Krenek, Mesic, and Roberts

Nays: None

VII. REPORTS

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

A. REPORT FROM SEVERN TRENT WATER COMPANY (Repairs, New Installations, and report to TCEQ)

Jason Demel presented the Severn Trent Water Company report to Council. No action was taken.

B. REPORT FROM THE POLICE DEPARTMENT (Traffic Citations, Arrests, Incidents and Calls for Services)

FULSHEAR CITY COUNCIL MINUTES
OCTOBER 21, 2014
PAGE 4

Chief Kenny Seymour presented the Police Report to Council. No action was taken.

C. REPORT FROM THE MUNICIPAL COURT (fees and fines)

Valerie Bryant presented the Municipal Court Clerk report to Council. No action was taken.

Mayor Kuykendall presented a plaque to Elaine Brown, former Municipal Court Administrator, for her hard work and dedication to the City of Fulshear. Judge Crow was present and also provide some inspirational words of gratitude.

D. REPORT FROM THE BUILDER SERVICES DEPARTMENT (Permits issued, inspections)

Michelle Killebrew presented the Builder Services Department report to Council. No action was taken.

VIII. BUSINESS

A. CONSIDERATION of PRESENTATION from the NORTH FORT BEND WATER AUTHORITY

Mayor Kuykendall introduced two individuals from Brown and Gay Engineers, Charles M. Shumate and Lindsay J. Kovar who would do a presentation regarding the North Fort Bend Water Authority.

The Presentation included: Why does the Authority exist? Who is the Authority? What has the Authority accomplished? What does the Authority still have to accomplish? And How is the authority moving forward? We learned that the Authority was created by the 79th Texas Legislature, with the passage of Senate Bill 1798 in May 2005. The Authority provides compliance with the Fort Bend Subsidence District's groundwater reduction mandate. The Authority entered into a water supply agreement with the COH (City of Houston) because only the COH has adequate water rights to supply the Authority's water demand. It was approximately a 30 minute presentation. There was a short question and answer period among the Council.

No action was taken.

B. CONSIDERATION and POSSIBLE ACTION to APPROVE CHECKS PAID and PAYABLES from SEPTEMBER 12, 2014 to OCTOBER 17, 2014

A motion was made by Council Member Mesic to approve checks paid and payables from September 12, 2014 to October 17, 2014. It was seconded by Council Member Collins. The motion was carried by the following vote:

Ayes: Council Members Collins, Gill, Krenek, Mesic, and Roberts

Nays: None

C. CONSIDERATION and POSSIBLE ACTION to APPROVE UTILITY BILLING STANDARD OPERATING PROCEDURES

C. J. Snipes, City Administrator, stated that all the fees will be posted on the City's website. There was some discussion among the Council regarding the procedure and definitions are unclear. Council Member Krenek stated that a clarification needs to be made in the procedure before adoption.

A motion was made by Council Member Krenek to postpone approval of the Utility Billing Standard operating procedures until the procedures are clarified. It was seconded by Council Member Roberts. The motion was carried by the following vote:

Ayes: Council Members Collins, Gill, Krenek, Mesic, and Roberts

Nays: None

D. CONSIDERATION and POSSIBLE ACTION to APPROVE ORDINANCE NO. 2014-1162 an ORDINANCE of the CITY of FULSHEAR AMENDING ORDINANCE NO. 2011-1040 REGARDING ITINERANT VENDORS and SOLICITORS

C. J. Snipes, City Administrator, stated that Council wanted the ordinance strengthened and this proposed ordinance is the result. Mr. Snipes stated that the ordinance outlines that a firm can be hired to do the background checks and the fees will be increased accordingly.

A motion was made by Council Member Krenek to approve Ordinance No. 2014-1152 an ordinance of the City of Fulshear amending Ordinance No. 2011-1040 regarding itinerant vendors and solicitors. It was seconded by Council Member Gill. The motion was carried by the following vote:

Ayes: Council Members Collins, Gill, Krenek, Mesic, and Roberts

Nays: None

E. CONSIDERATION and POSSIBLE ACTION to APPROVE ORDINANCE NO. 2014-1163 an ORDINANCE of the CITY of FULSHEAR APPROVING PIPELINE FRANCHISE with ENTERPRISE PIPELINE for the RANCHO PROJECT

C. J. Snipes, City Administrator, requested that Council postpone the action on Ordinance No. 2014-1163 as it needed to be revised.

A motion was made by Council Member Gill to postpone approval for Ordinance No. 2014-1163 an ordinance of the City of Fulshear approving Pipeline Franchise with Enterprise Pipeline for the Rancho Project. It was seconded by Council Member Krenek. The motion was carried by the following vote:

Ayes: Council Members Collins, Gill, Krenek, Mesic, and Roberts

Nays: None

F. CONSIDERATION and POSSIBLE ACTION to APPROVE RESOLUTION NO. 2014-261 a RESOLUTION of the CITY of FULSHEAR REPLACING TWO COMMISSIONERS on the PLANNING and ZONING COMMISSION

Mayor Kuykendall recommended that the Council appoint Chad Haynes and Amy Pearce as the replace commissioners on the Planning and Zoning Commission.

A motion was made by Council Member Mesic to approve Resolution No. 2014-261 a resolution of the City of Fulshear appointing Chad Haynes and Amy Pearce as the two replacing commissioners on the Planning and Zoning Commission. It was seconded by Council Member Krenek. The motion was carried by the following vote:

Ayes: Council Members Collins, Gill, Krenek, Mesic, and Roberts

Nays: None

G. CONSIDERATON and POSSIBLE ACTION to APPROVE BID SPECIFICATIONS, PLANS and BID ANNOUNCEMENT for the EXPANSION of CITY of FULSHEAR WATER PLANT NO. 1

C. J. Snipes, City Administrator, gave an overview to the Council regarding the Bid Specifications packet.

A motion was made by Council Member Mesic to approve Bid Specifications, Plans and Bid Announcement for the expansion of City of Fulshear Water Plant No. 1. It was seconded by Council Member Collins. The motion was carried by the following vote:

Ayes: Council Members Collins, Gill, Krenek, Mesic, and Roberts

Nays: None

IX. EXECUTIVE SESSION – CLOSED SESSION IN ACCORDANCE WITH THE GOVERNMENT CODE 551.072. DELIBERATION REGARDING REAL PROPERTY; CLOSED MEETING.

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.

Mayor Kuykendall announced that Council would enter into Executive Session at 8:51 p.m.. and a quorum was present.

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

Mayor Kuykendall announced that Council would reconvened back into Regular Session at 9:20 p.m.and a quorum was present.

**FULSHEAR CITY COUNCIL MINUTES
OCTOBER 21, 2014
PAGE 7**

Mayor Kuykendall asked if there was any matter that needed to be taken up from the Executive Session.

A motion was made by Council Member Krenek to authorize the Mayor and City Administrator to approve a \$2,000 for an option contract. It was seconded by Council Member Gill. The motion was carried by the following vote:

Ayes: Council Members Collins, Gill, Krenek, Mesic, and Roberts

Nays: None

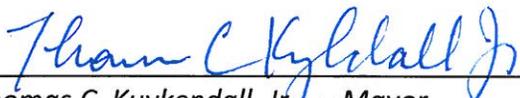
XI. ADJOURNMENT

A motion was made by Council Member Collins to adjourn at 9:22 p.m. It was seconded by Council Member Krenek. The motion was carried by the following vote:

Ayes: Council Members Collins, Gill, Krenek, Mesic, and Roberts

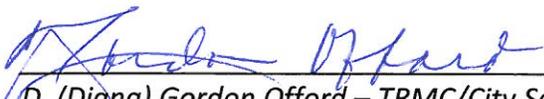
Nays: None

Mayor Kuykendall announced that we are now adjourned.



Thomas C. Kuykendall, Jr. – Mayor

Attest:



D. (Diana) Gordon Offord – TRMC/City Secretary