



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, JANUARY 18, 2011 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 - Reverend Alicia Coltzer, Pastor of First United Methodist Church, Fulshear, Texas

IV. PLEDGE OF ALLEGIANCE

V. CITIZEN COMMENTS – NO ACTION CAN BE TAKEN

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 DECEMBER 13th and DECEMBER 21st, 2010 MEETINGS**
- B. CONSENT and APPROVAL on CHECKS PAID and PAYABLES from DECEMBER 22, 2010 thru JANUARY 18, 2011**
- C. CONSENT and APPROVAL on FIRETHORNE WEST MEETING CENTER/FINAL PLAT**
- D. CONSENT and APPROVAL on FIRETHORNE DETENTION POND/ FINAL PLAT**
- E. CONSENT and APPROVAL on FIRETHORNE FIRE STATION/FINAL PLAT**
- F. CONSENT and APPROVAL of QUARTERLY INVESTMENT REPORT from OCTOBER 2010 to DECEMBER 2010**

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 SOUTHWEST WATER COMPANY (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)**

VIII. BUSINESS

- A. RECOGNITION for JAN BAKER, OUTGOING MUNICIPAL COURT PROSECUTOR**
- B. CONSIDER and TAKE ACTION on APPROVING PUBLICATION OF BID FOR STANDPIPE REPAIRS**
- C. CONSIDER and TAKE ACTION to APPROVE WAIVER of DEVELOPMENT AGREEMENT RELATED to the ANNEXATION of PROPERTY OWNED by LANDMARK INDUSTRIES**
- D. CONSIDER and TAKE ACTION on RESOLUTION 2011-167 APPROVING PROPOSED ANNEXATION of PROPERTY owned by LANDMARK INDUSTRIES by FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 173 (THE "DISTRICT")**
- E. CONSIDER and TAKE ACTION on ORDINANCE 2011-1029 an ORDINANCE APPROVING ANNEXATION of TWO TRACTS of LAND owned by LANDMARK INDUSTRIES described as:**
 - (1) 47.748 Acres of Land being all of a 5.000 Acre Tract of Land (Fort Bend County Clerk's File No. 1999031332), being a portion of a 138.005 Acre Tract of Land (Fort Bend County Clerk's File No. 2001005402), being a portion of a 108.505 Acre Tract of Land (Fort Bend County Clerk's File No. 2002088346) and being a portion of a 14.200 Acre Tract of Land (Fort Bend County Clerk's File No. 2002116850) all being portions of a called 290.798 Acre Tract of Land (Volume 1912, Page 1944; Official Records of Fort Bend County, Texas) being in the R. H. Kuykendahl Survey, Abstract No. 274, in the J. C. McDonald Survey, Abstract No. 290 and in the T. W. Sutherland Survey, Abstract No. 421, Fort Bend County, Texas; and**
 - (2) 22.962 Acres of Land being a portion of a 138.005 Acre Tract of Land (Fort Bend County Clerk's File No. 2001005402) being a portion of a called 151.00 Acre Tract of Land (Fort Bend County Clerk's File No. 9682322 being a portion of a called 290.798 Acre Tract (Volume 1912, Page 1944; Official Records of Fort Bend County, Texas) being in the J. C. McDonald Survey, Abstract No. 290, Fort Bend County, Texas.**
- F. CONSIDER and TAKE ACTION to APPROVE ORDINANCE 2011-1030 an ORDINANCE of the CITY of FULSHEAR REPEALING and REPLACING ORDINANCE NO. 2002-880 CONCERNING the PROCEDURES for the REGULATION and ABATEMENT of PUBLIC NUISANCES caused by SUBSTANDARD BUILDINGS or STRUCTURES within the CITY; DEFINING SUBSTANDARD BUILDINGS and STRUCTURES; CREATING a BUILDING STANDARDS COMMITTEE; PROVIDING for NOTICE and a PUBLIC HEARING CONCERNING the CONDITION of such BUILDINGS and STRUCTURES; PROVIDING a PENALTY of an AMOUNT NOT TO EXCEED \$2,000 for EACH VIOLATION of ANY PROVISION HEREOF; REPEALING ALL ORDINANCES or PARTS of ORDINANCES INCONSISTENT or in CONFLICT HEREWITH; and PROVIDING for SEVERABILITY and EFFECTIVE DATE**
- G. CONSIDER and TAKE ACTION to APPROVE ORDINANCE 2011-1031 an ORDINANCE of the CITY of FULSHEAR, TEXAS, PROVIDING FOR THE CREATION OF A BUILDING AND STANDARDS COMMISSION; ESTABLISHING THE TERM AND QUALIFICATION OF MEMBERS; ESTABLISHING JURISDICTION AND PROVIDING FOR NOTICE OF PROCEEDINGS, CIVIL PENALTIES AND APPEALS; AND PROVIDING FOR SEVERABILITY**
- H. CONSIDER and TAKE ACTION to APPROVE RESOLUTION 2011-168 a RESOLUTION APPOINTING MEMBERS to the CITY'S BUILDING STANDARDS COMMISSION**
- I. CONSIDER and TAKE ACTION on RESOLUTION 2011-169 a RESOLUTION APPROVING the CREATION of a MUNICIPAL MANAGEMENT DISTRICT**

J. CONSIDER and TAKE ACTION on RESOLUTION 2011-170 a RESOLUTION ADOPTING IDENTITY THEFT PREVENTION PROGRAM

IX. EXECUTIVE SESSION-CLOSED SESSION IN ACCORDANCE WITH THE GOVERNMENT CODE

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 THREATENED LITIGATION with LCISD

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

XI. 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 January 14, 2011 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