



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, APRIL 19, 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** – Associate Minister Donald Rogers, Tabernacle of Faith, Katy, 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 MARCH 10, 2011 SPECIAL MEETING and MARCH 15, 2011 REGULAR MEETING**

B. **CONSENT and APPROVAL on CHECKS PAID and PAYABLES from MARCH 16, 2011 thru APRIL 19, 2011**

C. **CONSENT and APPROVAL on CREEK BEND at CROSS CREEK RANCH SECTION 3/PRELIMINARY PLAT**

D. **CONSENT and APPROVAL on CROSS CREEK BEND LANE from S. FRY ROAD to BLANCO RIDGE LANE/STREET DEDICATION/PRELIMINARY PLAT**

E. **CONSENT and APPROVAL on FM 1093 at FM 1463 RESERVE A (COMMERCIAL SITE) PRELIMINARY PLAT**

F. **CONSENT and APPROVAL of FIRETHORNE KATY INDEPENDENT SCHOOL DISTRICT (K.I.S.D.) SITE- FINAL PLAT**

G. **CONSENT and APPROVAL of FIRETHORNE WEST SECTION 7- FINAL PLAT**

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. CONSIDER PRESENTATION on COMPREHENSIVE PLANNING from REPRESENTATIVES of the KENDIG KEAST COLLABORATIVE

B. CONSIDERATION and POSSIBLE ACTION to approve the KENDIG KEAST COLLABORATIVE as the SERVICE PROVIDER for COMPREHENSIVE PLANNING SERVICES

C. CONSIDERATION and POSSIBLE ACTION on INTER-LOCAL AGREEMENT with HGAC PLAN SOURCE for COMPREHENSIVE PLANNING SERVICES

D. CONSIDERATION and POSSIBLE ACTION on RESOLUTION NO. 2011-173 a RESOLUTION APPROVING the CITY'S PARTICIPATION in the COMPTROLLER'S PURCHASING COOPERATIVE

E. CONSIDERATION and POSSIBLE ACTION on RESOLUTION NO. 2011-172 a RESOLUTION APPOINTING the FINANCE OFFICER as the AGENT for the CITY in NEGOTIATING the ELECTRICAL UTILITY RATE with the CITY'S AGGREGATOR

F. CONSIDERATION and POSSIBLE ACTION on RESOLUTION NO. 2011-174 a RESOLUTION APPROVING AGREEMENT on UTILITY SERVICES

G. CONSIDERATION and POSSIBLE ACTION on ORDINANCE NO. 2011-1034 an ORDINANCE AMENDING ORDINANCE No. 2010-1012 SECTION 3.0 ADDING PARAGRAPH (D) to INCLUDE RATES for the OPERATION of IRRIGATION SYSTEMS on INDEPENDENT METERS for RESIDENTIAL and COMMERCIAL CUSTOMERS; also PROVIDING for PARAGRAPH (E) CONCERNING WATER and SEWER RATES CHARGED for SERVICES DELIVERED OUTSIDE the CITY LIMITS

H. CONSIDERATION and POSSIBLE ACTION to APPROVE DEVELOPMENT AGREEMENT with BEAZER HOMES TEXAS L.P.

I. CONSIDERATION and POSSIBLE ACTION on INTER-LOCAL AGREEMENT with FULSHEAR 4B CORPORATION for the FUNDING of PARKING IMPROVEMENTS at the IRENE STERN COMMUNITY CENTER

J. CONSIDERATION and POSSIBLE ACTION to APPROVE INTER-LOCAL AGREEMENT with FORT BEND COUNTY for PROJECT AGREEMENT REGARDING CONSTRUCTION of a PARKING LOT for ADDITIONAL PARKING at the IRENE STERN COMMUNITY CENTER

K. CONSIDERATION and POSSIBLE ACTION to APPROVE the WAIVER of TAP FEES for PRIVATE PARTIES COMMITTING to PARTICIPATE in the FINANCING of WATER and WASTE WATER LINE EXTENSION along FM 1093

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.

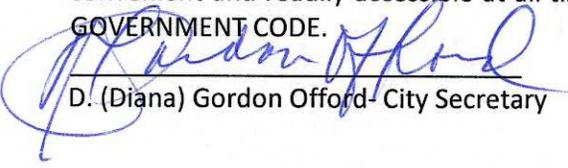
DISCUSSION of PENDING LITIGATION: CAUSE No. 11-DCV-199053; JOHN P. UNKER vs. MSK ENTERPRISES MESQUITE, LLC and CITY of FULSHEAR, TEXAS

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 April 15, 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. (Diana) Gordon Offord- City Secretary