



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, OCTOBER 16, 2012 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 Nolan Donald, Pastor of Word Serve United Methodist Church, Fulshear, Texas

IV. **PLEDGE OF ALLEGIANCE**

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

VI. **PUBLIC HEARING**

A. Notice is hereby given that a public hearing shall be held by the Fulshear City Council at its meeting Tuesday, October 16, 2012 at 7:00 PM, in the Fulshear City Hall, Council Chambers located at 30603 FM 1093 West, Fulshear, Texas 77441.

The purpose of the hearing is to receive comments from interested individuals regarding revisions to the City's Zoning Ordinance. Specifically the addition of provisions including:

- 1) The Establishment of Masonry Construction Requirements for the C-1 Commercial, I-1 Industrial, R-2 Residential Districts in addition to the creation of a Masonry Requirement Overlay District for Commercial Properties fronting on FM 359 (Main Street) and FM 1093 located within the DD-Downtown District.

VII. **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 SEPTEMBER 4TH, SEPTEMBER 11TH, SEPTEMBER 18TH, and SEPTEMBER 22ND, 2012 MEETINGS**

B. **CONSENT and APPROVAL of the QUARTERLY INVESTMENT REPORT**

C. **CONSENT and APPROVAL of CROSS CREEK RANCH WATER PLANT NO. 2 and LIFT STATION NO. 4/ FINAL PLAT**

D. **CONSENT and APPROVAL of BRITISH PREP SCHOOL at FIRETHORNE LTD/ PRELIMINARY PLAT/COMMERCIAL DEVELOPMENT**

- E. CONSENT and APPROVAL of CHURCHILL FARMS/ SECTION 5/PRELIMINARY PLAT
- F. CONSENT and APPROVAL of CHURCHILL FARMS/SECTION 6/ PRELIMINARY PLAT
- G. CONSENT and APPROVAL of CHURCHILL FARMS/SECTION 7/ PRELIMINARY PLAT
- H. CONSENT and APPROVAL of CHURCHILL FARMS/SECTION 8/ PRELIMINARY PLAT
- I. CONSENT and APPROVAL of LEGACY at CROSS CREEK RANCH/SECTION 4/ PRELIMINARY PLAT

VIII. 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 COMPANY (Repairs, New installations, and reports to TCEQ.)
- B. REPORT and SPECIAL PRESENTATION from the POLICE DEPARTMENT (Traffic Citations, arrests, incidents, calls for service)
- C. REPORT from the MUNICIPAL COURT CLERK (Fees and Fines)
- D. REPORT from the BUILDING PERMIT OFFICE (Permits, fees, etc.)

IX. BUSINESS

- A. CONSIDERATION and POSSIBLE ACTION to APPROVE LIST of PAYABLES from SEPTEMBER 13, 2012 through OCTOBER 11, 2012
- B. CONSIDERATION and POSSIBLE ACTION to APPROVE APPOINTMENT of BUILDING CODE ADVISORY COMMITTEE
- C. CONSIDERATION and POSSIBLE ACTION to APPROVE the FAILURE to APPEAR PROGRAM CONTRACT between the TEXAS DEPARTMENT of PUBLIC SAFETY and the CITY of FULSHEAR
- D. CONSIDERATION and POSSIBLE ACTION to APPROVE RESOLUTION NO. 2012-205 a RESOLUTION APPROVING LETTER for SUPPORT for HR 6234 PERTAINING to the AFFORDABLE CARE ACT
- E. CONSIDERATION and POSSIBLE ACTION to APPROVE RESOLUTION No. 2012-206 a RESOLUTION ADOPTING a CREDIT CARD USE POLICY for EMPLOYEES
- F. CONSIDERATION and POSSIBLE ACTION to APPROVE ORDINANCE NO. 2012-1084 an ORDINANCE of the CITY FULSHEAR, TEXAS CONSOLIDATING ALL RATES and FEES CHARGED for WATER and WASTE WATER SERVICES; REVISING CHARGES for METER INSTALLATION; CREATING PENALTIES for TAMPERING; REPEALING ALL PREVIOUS ORDINANCES PERTAINING to WATER RATES and FEES, PROVIDING for SEVERABILITY and SETTING an EFFECTIVE DATE
- G. CONSIDERATION and POSSIBLE ACTION to APPROVE ORDINANCE No. 2012-1085 an ORDINANCE of the CITY of FULSHEAR, TEXAS, AMENDING the ZONING ORDINANCE to PROVIDE for EXTERIOR CONSTRUCTION MATERIALS STANDARDS in CERTAIN DISTRICTS; PROVIDING for a PENALTY; PROVIDING for SEVERABILITY; PROVIDING for REPEAL; and PROVIDING an EFFECTIVE DATE
- H. CONSIDERATION and POSSIBLE ACTION to APPROVE an AGREEMENT BETWEEN the CITY, MUD 172 and TRANSCONTINENTAL GAS PIPE LINE COMPANY, LLC

X. 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 MORENO LAWSUIT

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

XII. ADJOURN

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 October 12, 2012 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