

# CITY OF FULSHEAR



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## FULSHEAR CITY COUNCIL MINUTES October 13, 2009

### **ITEM 1. CALL TO ORDER**

A special meeting of the Fulshear City Council was called to order by Mayor, James W. Roberts at 7:00 p.m. Tuesday, October 13, 2009 in the Fulshear City Hall, 30603 FM 1093; Fulshear, Texas and all citizens were welcomed. A quorum was present.

### **MEMBERS PRESENT**

James W. Roberts, Mayor  
Stephen Gill  
J. B. Collins  
Laverne Patterson

### **STAFF PRESENT**

Kristina Brashear, City Treasurer  
D. Gordon Offord, City Secretary

### **MEMBERS ABSENT**

Derek Einkauf- excused absent  
Dennis Clack

### **OTHERS PRESENT**

Shannon Purcell  
Robert Belt  
Stephanie Harris  
Collin Pier  
Alex Garcia

### **ITEM 2 .PUBLIC HEARING**

Notice: The City Council of the City of Fulshear will hold a public hearing on a proposed city budget for Fiscal Year 2010 in a meeting beginning at 7:00 p.m. on October 13, 2009 at Fulshear City Hall, 30603 FM 1093, Fulshear, Texas 77441. Any person may attend and may participate in the hearing. A copy of the proposed budget is on file with the City Secretary at the address shown and on the Fulshear website ([www.fulsheartx.com](http://www.fulsheartx.com)). The budget will not raise city' property taxes.

Public Hearing was opened at 7:02 p.m. There were no comments from the audience. Public Hearing was closed at 7:06 p.m.

**ITEM 3. Consider and take action to approve and adopt Ordinance No. 09-\_\_\_\_\_ as follows:  
Caption: An ordinance approving and adopting the City of Fulshear, Texas, General Budget for the fiscal year 2010; making appropriations for the City for such year as reflected in said budget; and containing other provisions relating to the subject.**

A motion was made by Alderman Gill to approve and adopt Ordinance No. 09\_\_\_\_ as follows:  
Caption: An ordinance approving and adopting the City of Fulshear, Texas, General Budget for the fiscal year 2010; making appropriations for the City for such year as reflected in said budget; and containing other provisions relating to the subject. It was seconded by Alderman Collins. The motion was carried forward by the following vote:

Ayes: Aldermen Collins, Gill, and Alderwoman Patterson

Nays: None

Absent: Alderman Clack and Alderman Einkauf

**ITEM 4. Consider and take action to approve changing medical insurance and other benefits provider to TML (Texas Municipal League) Intergovernmental Employee Benefits Pool**

A motion was made by Alderwoman Patterson to approve changing medical insurance and other benefits provider to TML (Texas Municipal League) Intergovernmental Employee Benefits Pool. It was seconded by Alderman Collins. The motion was carried forward by the following vote:

Ayes: Aldermen Collins, Gill, and Alderwoman Patterson

Nays: None

Absent: Alderman Clack and Alderman Einkauf

**ITEM 5. Consider and take action to authorize Mayor to sign an Inter Local Agreement between the City of Fulshear and TML (Texas Municipal League) Intergovernmental Employee Benefits Pool**

**Caption: An agreement providing for City of Fulshear Employee benefits and the Employer Member may annually renew and extend the Inter Local Agreement by executing and returning the rerate notice and benefit selection.**

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A motion was made by Alderman Collins to authorize Mayor to sign an Inter Local Agreement between the City of Fulshear and TML (Texas Municipal League) Intergovernmental Employee Benefits Pool. It was seconded by Alderman Gill. The motion was carried by the following vote:

Ayes: Aldermen Collins, Gill, and Alderwoman Patterson

Nays: None

Absent: Alderman Clack and Alderman Einkauf

**ITEM 6. Consider and take action to authorize Mayor to sign the Continuation of Coverage Administrative Agreement between the City of Fulshear and TML (Texas Municipal League) Intergovernmental Employee Benefits Pool with an effective date as November 1, 2009.**

A motion was made by Alderman Gill to authorize Mayor to sign the Continuation of Coverage Administrative Agreement between the City of Fulshear and TML (Texas Municipal League) Intergovernmental Employee Benefits Pool with an effective date as November 1, 2009. It was seconded by Alderman Collins. The motion was carried by the following vote:

Ayes: Aldermen Collins, Gill, and Alderwoman Patterson

Nays: None

Absent: Alderman Clack and Alderman Einkauf

**ITEM 7. Consider and take action to adopt Ordinance No.09-\_\_\_\_\_**  
**Caption: An ordinance authorizing the offering of Health Benefits Coverage to City Retirees; Repealing all ordinances in conflict: Providing an open meetings clause; and providing an effective date.**

A motion was made by Alderman Collins to adopt Ordinance No.09-\_\_\_\_\_

Caption: An ordinance authorizing the offering of Health Benefits Coverage to City Retirees; Repealing all ordinances in conflict: Providing an open meetings clause; and providing an effective date. It was seconded by Alderwoman Patterson.

Alderman Collins requested that the complete Ordinance number be placed on the agenda (meaning to give a number before it is placed on the agenda instead of afterwards).

The motion was carried forward by the following vote:

Ayes: Aldermen Collins, Gill, and Alderwoman Patterson

Nays: None

Absent: Alderman Clack and Alderman Einkauf

**ITEM 8. Consider and take action to cash, renew, or reinvest certificate of deposit that mature at Commercial State Bank-date 10/20/2009 (3-\$100,000.00 and 1-\$50,000)**

Alderman Gill suggested the funds be placed at the following banks:

Icon Bank-----\$50,000.00 at 2.16 interest rate for 9months  
Prosperity Bank-----\$200,000.00 at 1.75 interest rate for 12 months  
Sterling Bank-----\$100,000.00 at 1.20 interest rate for 9 months

Mayor Roberts stated that Sterling Bank was not paying the highest interest rate as Commercial State Bank. Alderman Gill asked how much money was at Commercial State Bank. Ms. Brashear stated that over \$700,000.00. Alderman Collins stated that if the goal is to diversify in placing funds that is what should be done. He stated we should stick with Alderman Gill's recommendation.

Mayor Roberts called for a motion.

A motion was made by Alderman Gill to reinvest certificate of deposits that mature at Commercial State Bank (date 10/20/2009) as follows:

Icon Bank-----\$50,000.00 at 2.16 interest rate for 9months  
Prosperity Bank-----\$200,000.00 at 1.75 interest rate for 12 months  
Sterling Bank-----\$100,000.00 at 1.20 interest rate for 9 months

It was seconded by Alderwoman Patterson. The motion was carried by the following vote:

Ayes: Aldermen Collins, Gill, and Alderwoman Patterson  
Nays: None  
Absent: Alderman Clack and Alderman Einkauf

**ITEM 9. Consider and take action to engage Belt Harris and Associates, LLLP as auditing firm for the City of Fulshear for the year ended September 30, 2009**

A motion was made by Alderwoman Patterson to engage Belt Harris and Associates, LLLP as auditing firm for the City of Fulshear for the year ended September 30, 2009. It was seconded by Alderman Collins. The motion was carried by the following vote:

Ayes: Aldermen Collins, Gill, and Alderwoman Patterson  
Nays: None  
Absent: Alderman Clack and Alderman Einkauf

**10. Consider and take action to authorize Mayor to sign agreement with Trendmaker Homes/Cross Creek Ranch for the following:**

**1. Street Acceptances for Lakes of Cross Creek Ranch Section 2 and West Cross Creek Bend Lane**

**2. Utility Conveyance and Security Agreements for Water and Well No. 2 at Water Plant No. 1, Lift Station No. 2 , water, sanitary sewer, storm sewer facilities to serve West Cross Creek Bend Lane, Phase One from Ft. Bend Co. M.U. D. No. 169 (MUD 169);**

**3. Utility Conveyance and Security Agreements for Water and Well No. 2 at Water Plant No. 1, Lift Station No. 2 , water, sanitary sewer, storm sewer facilities to serve Lakes of Cross Creek Ranch, Section 2 from Ft. Bend Co. M.U. D. No. 170 (MUD 170);**

**4. Special Warranty Deed from MUD 169 and Construction Easement Agreement with MUD 169, both relating to Lift Station No. 2**

A motion was made by Alderman Gill to authorize Mayor to sign agreement with Trendmaker Homes/Cross Creek Ranch for the following: all four items listed above which includes Street Acceptances, Utility Conveyance and Security Agreements for MUD 169 and MUD 170, and Special Warranty Deed. It was seconded by Alderman Collins.

Alex Garcia stated that this request is not from Trendmaker but from the Fort Bend County MUD 169 and MUD 170.

Alderman Gill and Alderman Collins amended their motions.

A motion was made by Alderman Gill to authorize Mayor to sign agreement with Fort Bend MUD 169 and MUD 170 to accept 1.) Street Acceptances for Lakes of Cross Creek Ranch Section 2 and West Cross Creek Bend Lane; 2.) Utility Conveyance and Security Agreements for Water and Well No. 2 at Water Plant No. 1, Lift Station No. 2 , water, sanitary sewer, storm sewer facilities to serve West Cross Creek Bend Lane, Phase One from Ft. Bend Co. M.U. D. No. 169 (MUD 169); 3.) Utility Conveyance and Security Agreement for water, sanitary sewer, and storm sewer facilities to serve Lakes of Cross Creek Ranch, Section 2 from Ft Bend Co. MUD 170; and 4.) Special Warranty Deed from MUD 169 and Construction Easement Agreement with MUD 169, both relating to Lift Station No. 2. It was seconded by Alderman Collins. The motion was carried by the following vote:

Ayes: Aldermen Collins, Gill, and Alderwoman Patterson

Nays: None

Absent: Alderman Clack and Alderman Einkauf

**11. Adjourn**

Alderman Collins made a motion to adjourn. Mayor Roberts announced that we are adjourning at 18 minutes to 8.

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Mayor- James (Jamie) W. Roberts

ATTEST:

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City Secretary – D. (Diana) Gordon Offord