

CITY OF FULSHEAR



FULSHEAR CITY COUNCIL MINUTES October 27, 2009

ITEM 1. CALL TO ORDER

A regular meeting of the Fulshear City Council was called to order by Mayor, James W. Roberts at 7:01 p.m. Tuesday, October 27, 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
Dennis Clack
J. B. Collins
Laverne Patterson
Derek Einkauf
Stephen Gill

STAFF PRESENT

Police Chief Scott Head
Elaine Brown, Court Clerk
D. Gordon Offord, City Secretary

MEMBERS ABSENT

None

OTHERS PRESENT

Shannon Purcell
And 6-7 others who did not sign in

ITEM 2. INVOCATION

A prayer was given by Pastor Donald Rogers, St. Matthews Baptist Church, and Simonton, Texas

ITEM 3. PUBLIC COMMENT(s)

Shannon Purcell expressed her regret as she will be leaving Fulshear Times and taking a position working with the Fort Bend Literacy Council. She has enjoyed working and meeting everyone but teaching is her passion. Mayor Roberts stated that she will be missed.

ITEM 4. Approval of Minutes

Special Meeting, September 15, 2009 (Budget Workshop)

Regular Meeting, September 15, 2009

Special Meeting, September 22, 2009 (Meeting and Budget Workshop)

Special Meeting, September 29, 2009 (Budget Workshop)

A motion was made by Alderman Collins to approve the minutes as presented with the exception made by Alderman Clack on Item ten, Sign Permit on regular meeting September 15, 2009 ; correction on vote – nay for Alderman Clack. It was seconded by Alderman Einkauf. The motion was carried by the following vote:

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

ITEM 5. Consider and take action on checks paid and list of payables

A motion was made by Alderman Einkauf to approve checks paid and list of payables with the exception of disputed charges for sludge hauling by Southwest Water Company. It was seconded by Alderwoman Patterson. The motion was carried by the following vote:

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

Mayor Roberts suggested to take vote on Items 6, 7, 8, and 9 at the same time or individually- left to Council's preference.

ITEM 6. Consider and take action on Trendmaker: Creekside @ Cross Creek Ranch- Section 5- Preliminary Plat

ITEM 7. Consider and take action on Trendmaker: Creekside @ Cross Creek Ranch- Section 6- Preliminary Plat

ITEM 8. Consider and take action on Trendmaker: Creekside @ Cross Creek Ranch- Section 7- Preliminary Plat

ITEM 9. Consider and take action Trendmaker: Creekside @ Cross Creek Ranch- Section 8- Preliminary Plat

A motion was made by Alderman Einkauf to approve items 6, 7, 8, and 9 subject to recommendations made by City Engineer, David Leyendecker. It was seconded by Alderman Gill. The motion was carried by the following vote:

Ayes: Aldermen Clack, Collins, Gill, Einkauf, and Alderwoman Patterson

Nays: None

ITEM 10. Consider and take action to authorize Mayor to sign agreement between City of Fulshear and Fort Bend County for the inspection of Food Service Establishments. Caption: This agreement authorized in accordance with Chapter 237 of the Texas Health and Safety Code is entered into by and between Fort Bend (hereinafter referred to as "County" and the City of Fulshear (hereinafter referred to as "Fulshear").

A motion was made by Alderman Einkauf to authorize Mayor to sign agreement between City of Fulshear and Fort Bend County for the inspection of Food Service Establishments.
Caption: This agreement authorized in accordance with Chapter 237 of the Texas Health and Safety Code is entered into by and between Fort Bend (hereinafter referred to as "County" and the City of Fulshear (hereinafter referred to as "Fulshear"). It was seconded by Alderman Collins. The motion was carried by the following vote:

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

ITEM 11. Consider and take action on Sign Ordinance: Fulshear Express/30502 2nd Street

City Secretary, D. Gordon Offord, stated the word "ordinance" is incorrect the word should be "application".

A motion was made by Alderman Einkauf to approve Sign Application: Fulshear Express/30502 2nd Street. It was seconded by Alderman Collins. The motion was carried by the following vote:

Ayes: Aldermen Collins, Gill, Einkauf, and Alderwoman Patterson
Nays: Alderman Clack

ITEM 12. Consider and take action to authorize Mayor to sign the letter on request from CenterPoint Energy personnel. Caption: The City of Fulshear specifically authorizes Center Point Energy personnel to be in the evacuated area pursuant to Section 418.185 of the Texas Government Code. CenterPoint Energy personnel are exempt from the phased reentry plan provisions of Section 418.050 of the Texas Government Code, because it only applies to those persons that have been subject to the mandatory evacuation. The authority granted in this letter is effective until such date as it is revoked.

A motion was made by Alderman Einkauf to authorize Mayor to sign the letter on request from CenterPoint Energy personnel. It was seconded by Alderman Gill. The motion was carried by

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the following vote:

Ayes: Aldermen Collins, Gill, Einkauf, and Alderwoman Patterson, **Alderman Clack**

~~Nays: Alderman Clack~~

Correction on vote/ Nays: None

ITEM 13. Report from the Fulshear Municipal Court

Elaine Brown , Court Clerk, presented to the Council the Fulshear Municipal Court Report.

14. Report from the Fulshear Police Department

Police Chief Head presented to the Council the Fulshear Police Report for the month of September, 2009.

ITEM 15. Executive Session

551.071 For the purpose of a private consultation with the City's attorney on any or all subjects matters authorized by law.

1. Update on litigation, claims against the City.

551.072 For the purpose of discussing the purchase, exchange, lease, or value of real property.

551.074 For the purpose of considering the appointment, employment, evaluation, reassignment duties, discipline, or dismissal of a public officer or employee.

1. Consider hiring and accepting resignations of professional and non-professional personnel.

Mayor Roberts announced that the Council has entered Executive Session at 7:29 ½ p.m. and a quorum was available.

ITEM 16. Reconvene into regular session

The Council resumed into regular session at 8:05 p.m. and had nothing to report.

ITEM 17. Adjourn

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Alderman Collins made a motion to adjourn at 8:05 p.m. and quarter. Mayor Roberts announced that we are now adjourned.

Mayor - James W. Roberts

ATTEST:

City Secretary - D. (Diana) Gordon Offord

