



# *CITY OF FULSHEAR*

30603 FM 1093, P. O. BOX 279, FULSHEAR, TEXAS 77441

PHONE: 281-346-1796 FAX: 281-346-2556

---

## ***City Council Minutes December 18, 2012***

---

### **I. CALL TO ORDER**

*A Regular City Council Meeting was called to order by Mayor Thomas C. Kuykendall, Jr. at 7:02 p.m. at the Fulshear City Hall, 30603 FM 1093, Fulshear, Texas 77441 and all citizens were welcomed.*

*Members Present:*

*Thomas C. Kuykendall, Jr., Mayor*

*Larry Beustring*

*J. B. Collins*

*Laverne Patterson*

*Jeff Roberts*

*Member Absent:*

*Stephen Gill, Mayor Pro-Tem*

*City Staff:*

*D. (Diana) Gordon Offord, City Secretary*

*C. J. Snipes, City Administrator*

*Kristina Brashear, Finance Director*

*Michelle Kirchner, Building Inspector*

*Tim Kirwin, Assistant City Attorney*

*Others:*

*William Casey*

*Randy Emery*

*Viola Randle*

*Sam Shelton*

*Luis D. Valencia*

*Gwen Fox*

*And seven others who did not sign in*

### **II. QUORUM**

*A quorum was present.*

**FULSHEAR CITY COUNCIL MINUTES  
DECEMBER 18, 2012  
PAGE 2**

**III. INVOCATION – Reverend Jackie Gilmore, Pastor of Zachery Baptist Church, Fulshear, Texas**

*Reverend Jackie Gilmore provided the prayer.*

**IV. PLEDGE OF ALLEGIANCE**

*Mayor Kuykendall led the audience in the Pledge of Allegiance.*

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

*Mr. William Casey, a resident of Cross Creek Ranch, stated he had concerns about the intersection on FM 1463 where it turns from a three lanes into a two-lanes as there has been numerous accidents at this intersection. He stated that this intersection is used by the school buses and that a traffic light is needed. Mr. Casey wants to know what the City plans to do regarding safety in this area. Mayor Kuykendall stated that the City is concerned with this issue but cannot comment at this time. Mayor stated to Mr. Casey that they had spoken before the meeting and that the City and the Council was very concerned regarding this issue.*

**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 NOVEMBER 20, 2012 MEETING**

**B. CONSENT AND APPROVAL ON CROSS CREEK RANCH DETENTION AND WATER QUALITY BASIN PRELIMINARY PLAT**

**C. CONSENT AND APPROVAL ON CROSS CREEK RANCH DOG PARK AND RECREATION CENTER PRELIMINARY PLAT**

**D. CONSENT AND APPROVAL ON CROSS CREEK RANCH FLEWELLEN CREEK SECTION 1 PRELIMINARY PLAT**

**E. CONSENT AND APPROVAL ON LAKES AT CROSS CREEK RANCH SECTION 1 PRELIMINARY PLAT**

**F. CONSENT AND APPROVAL ON BLUEBONNET PLAZA/GOKI DEVELOPMENT FINAL PLAT**

**G. CONSENT AND APPROVAL ON FIRETHORNE/FIRETHORNE SECTION 26 FINAL PLAT**

**H. CONSENT AND APPROVAL ON FIRETHORNE/ FIRETHORNE SECTION 28 PRELIMINARY PLAT**

**I. CONSENT AND APPROVAL ON FIRETHORNE/FIRETHORNE SECTION 29 PRELIMINARY PLAT**

**J. CONSENT AND APPROVAL ON CHURCHILL FARMS SUBDIVISION/CHURCHILL FARMS SECTION 6 FINAL PLAT**

**K. CONSENT AND APPROVAL ON CHURCHILL FARMS SUBDIVISION/CHURCHILL FARMS SECTION 7 FINAL PLAT**

**L. CONSENT AND APPROVAL ON CHURCHILL FARMS SUBDIVISION/CHURCHILL FARMS SECTION 8 FINAL PLAT**

**M. CONSENT AND APPROVAL ON MASTER SIGNAGE PLAN/ FULBROOK AND FULBROOK ON FULSHEAR CREEK**

*A motion was made by Alderman Beustring to approve the Consent Agenda as presented subject to the correction by Alderman Roberts on the Minutes regarding item H (no objection letter). Alderman Roberts stated he voted "Nay." It was seconded by Alderwoman Patterson. The motion was carried by the following vote:*

*Ayes: Aldermen Beustring, Collins, Roberts, and Alderwoman Patterson*

*Nays: None*

*Absent: Alderman Gill*

**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 SEVERN TRENT COMPANY (Repairs, New installations, and reports to TCEQ.)**

*A report from Severn Trent Company was provided by Mark Yentzen. No action was taken.*

**B. REPORT from the POLICE DEPARTMENT (Traffic Citations, arrests, incidents, calls for service)**

*A report from the Police Department was provided by Chief Kenny Seymour. No action was taken.*

**C. REPORT from the MUNICIPAL COURT CLERK (Fees and Fines)**

*A report from the Municipal Court was provided by Elaine Brown. No action was taken.*

**D. REPORT from the BUILDING PERMIT OFFICE (Permits, fees, etc.)**

*A report from the Building Permit Office was presented by Michelle Kirchner. No action was taken.*

**VIII. BUSINESS**

**A. PRESENTATION of VIDEO COMMEMORATING the FALL 2012 BEAUTIFULSHEAR/ KEEP FULSHEAR BEAUTIFUL EVENT**

*Michelle Kirchner, Building Inspector, showed a ten minute video to Council and the audience regarding the Fulshear Beautiful Event. There was a lot of participation from the Community and everyone enjoyed the presentation by a showing of clapping. Ms. Kirchner announced that the next clean-up would be in April.*

**B. CONSIDERATION and POSSIBLE ACTION to APPROVE LIST of PAYABLES from NOVEMBER 15, 2012 through DECEMBER 13, 2012**

**FULSHEAR CITY COUNCIL MINUTES  
DECEMBER 18, 2012  
PAGE 4**

*A motion was made by Alderman Beustring to approve list of payable from November 15, 2012 through December 13, 2012 with the exceptions of bills for Southwester Water Company. It was seconded by Alderman Roberts. The motion was carried by the following vote:*

*Ayes: Aldermen Beustring, Collins, Roberts, and Alderwoman Patterson*

*Nays: None*

*Absent: Alderman Gill*

**C. DISCUSSION and CONSIDERATION of PRESENTATION on ELECTRIC POWER PROVISION by ROBERT QUARLES with ENHANCED ENERGY SERVICES**

*Mr. Robert Quarles introduced himself to the Council. He talked about some of the changes in the energy market. He acts as a broker in order to get the maximum value that you need in today's market. He will inform you of the best competitive rate. He stated because our contract does not end with our current provider until about six month from now, he has time to really research the market to find the best value on electric services for the City. There was a short discussion between Mr. Quarles and Council. No action taken.*

**D. CONSIDERATION and POSSIBLE ACTION to AUTHORIZE FINANCE OFFICER to BEGIN PROCUREMENT PROCESS for RETAIL ELECTRICITY for the CITY of FULSHEAR in CONJUNCTION with the CENTRAL FORT BEND CHAMBER ALLIANCE ENERGY COOPERATIVE**

*A motion was made by Alderwoman Patterson to authorize Finance Officer to begin procurement process for retail electricity for the City of Fulshear in conjunction with the Central Fort Bend Chamber Alliance Energy Cooperative. It was seconded by Alderman Collins. The motion was carried by the following vote:*

*Ayes: Aldermen Beustring, Collins, Roberts, and Alderwoman Patterson*

*Nays: None*

*Absent: Alderman Gill*

**E. CONSIDERATION and POSSIBLE ACTION to APPROVE ORDINANCE NO. 2012-1087 an ORDINANCE AMENDING of the CITY of FULSHEAR, TEXAS, ORDINANCE NOs. 2011-1048 and 2012-1072; BEING an ORDINANCE APPROVING and ADOPTING the CITY'S GENERAL BUDGET for FISCAL YEAR 2011-2012, by APPROVING "BUDGET AMENDMENT II"**

*Kristina Brasher, Finance Director, explained the budget amendments to the Council. C.J. Snipes added a few comments too. Council was silent.*

*A motion was made by Alderman Beustring to approve Ordinance no. 2012-1087 an Ordinance amending of the City of Fulshear, Texas, Ordinance Nos. 2011-1048 and 2012-1072; being an Ordinance approving and adopting the City's General budget for fiscal year 2011-2012, by approving "Budget Amendment II". It was seconded by Alderwoman Patterson. The motion was carried by the following vote:*

*Ayes: Aldermen Beustring, Collins, Roberts, and Alderwoman Patterson*

*Nays: None*

*Absent: Alderman Gill*

**F. CONSIDERATION and POSSIBLE ACTION to APPROVE RESOLUTION No. 2012-209 a RESOLUTION AMENDING RESOLUTION NO. 2012-201 REGARDING HOLIDAYS DESIGNATING CORRECTED DAY for the NEW YEAR'S HOLIDAY**

*A motion was made by Alderman Beustring to approve Resolution No. 2012-209 a resolution amending Resolution No. 2012-201 regarding holidays designating corrected day for the New Year's Holiday. It was seconded by Alderman Collins. The motion was carried by the following vote:*

*Ayes: Aldermen Beustring, Collins, Roberts, and Alderwoman Patterson  
Nays: None  
Absent: Alderman Gill*

**G. CONSIDERATION and POSSIBLE ACTION to APPROVE ORDINANCE No. 2012-1088 an ORDINANCE of the CITY of FULSHEAR AMENDING and ADOPTING the REVISED GROUNDWATER REDUCTION FEE as REQUIRED by the NORTH FORT BEND WATER AUTHORITY**

*A motion was made by Alderman Roberts to approve Ordinance No. 2012-1088 an ordinance of the City of Fulshear amending and adopting the revised groundwater reduction fee as required by the North Fort Bend Water Authority. It was seconded by Alderman Beustring. The motion was carried by the following vote:*

*Ayes: Aldermen Beustring, Collins, Roberts, and Alderwoman Patterson  
Nays: None  
Absent: Alderman Gill*

**H. CONSIDERATION and POSSIBLE ACTION to APPROVE ORDINANCE No. 2012-1089 an ORDINANCE of the CITY of FULSHEAR ADOPTING ACCESS GUIDELINES for PROPERTIES LOCATED along MAJOR THOROUGHFARES and COLLECTOR STREETS within the CITY of FULSHEAR**

*A motion was made by Alderman Beustring to approve Ordinance No. 2012-1089 an ordinance of the City of Fulshear adopting access guidelines for properties located along Major Thoroughfares and collector streets within the City of Fulshear. It was seconded by Alderman Collins. The motion was carried by the following vote:*

*Ayes: Aldermen Beustring, Collins, Roberts, and Alderwoman Patterson  
Nays: None  
Absent: Alderman Gill*

*Mayor Kuykendall thanked all the members who worked on this plan which included David Worley from the Planning and Zoning Commission and C. J. Snipes, City Administrator.*

**FULSHEAR CITY COUNCIL MINUTES  
DECEMBER 18, 2012  
PAGE 6**

**I. CONSIDERATION and POSSIBLE ACTION to APPROVE RESOLUTION No. 2012-210 a RESOLUTION of the CITY of FULSHEAR APPROVING RESOLUTION and CORRESPONDENCE SUBMITTED by the FULSHEAR 4A DEVELOPMENT CORPORATION BOARD to PRESERVE its EMINENT DOMAIN AUTHORITY as REQUIRED UNDER SENATE BILL 18**

*A motion was made by Alderman Beustring to approve Resolution No. 2012-210 a resolution of the City of Fulshear approving resolution and correspondence submitted by the Fulshear 4A Development Corporation Board to preserve its eminent domain authority as required under Senate Bill 18. It was seconded by Alderwoman Patterson. The motion was carried by the following vote:*

*Ayes: Aldermen Beustring, Collins, Roberts, and Alderwoman Patterson*

*Nays: None*

*Absent: Alderman Gill*

**J. CONSIDERATION and POSSIBLE ACTION to APPROVE RESOLUTION NO. 2012-211 a RESOLUTION of the CITY of FULSHEAR APPROVING RESOLUTION and CORRESPONDENCE SUBMITTED by the FULSHEAR 4B DEVELOPMENT CORPORATION BOARD to PRESERVE its EMINENT DOMAIN AUTHORITY as REQUIRED UNDER SENATE BILL 18**

**K.** *A motion was made by Alderman Beustring to approve Resolution no. 2012-211 a resolution of the City of Fulshear approving resolution and correspondence submitted by the Fulshear 4B Development Corporation Board to preserve its eminent domain authority as required under Senate Bill 18. It was seconded by Alderman Collins. The motion was carried by the following vote:*

*Ayes: Aldermen Beustring, Collins, Roberts, and Alderwoman Patterson*

*Nays: None*

*Absent: Alderman Gill*

**L. CONSIDERATION and POSSIBLE ACTION to REJECT ALL BIDS on PROPOSED RESTROOM FACILITY PROJECT at IRENE STERN COMMUNITY CENTER PARK**

*A motion was made by Alderman Beustring to reject all bids on proposed restroom facility project at Irene Stern Community Center Park. It was seconded by Alderman Collins. The motion was carried by the following vote:*

*Ayes: Aldermen Beustring, Collins, Roberts, and Alderwoman Patterson*

*Nays: None*

*Absent: Alderman Gill*

**IX. ADJOURN**

*A motion was made by Alderman Collins to adjourn at 7:42 p.m. It was seconded by Alderman Beustring. The motion was carried by the following vote:*

**FULSHEAR CITY COUNCIL MINUTES  
DECEMBER 18, 2012  
PAGE 7**

*Ayes: Aldermen Beustring, Collins, Roberts, and Alderwoman Patterson*

*Nays: None*

*Absent: Alderman Gill*

*Mayor Kuykendall announced that we are now adjourned.*

---

*Thomas C. Kuykendall, Jr. – Mayor*

*Attest:*

---

*D. (Diana) Gordon Offord, City Secretary*