



CITY OF FULSHEAR

"FIND YOUR FUTURE IN FULSHEAR"

30603 FM 1093 WEST/ PO Box 279 ~ FULSHEAR, TEXAS 77441

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

WWW.FULSHEARTEXAS.GOV

CITY COUNCIL:

MAYOR: Jeff Roberts

MAYOR PRO-TEM: Erin Tristan

COUNCIL MEMBER: Stephen Gill

COUNCIL MEMBER: Tricia Krenek

COUNCIL MEMBER: James Murdoch

COUNCIL MEMBER: Ramona Ridge

STAFF:

CITY MANAGER: C.J. Snipes

CITY SECRETARY: D. Gordon Offord

CITY ATTORNEY: J. Grady Randle

SPECIAL CITY COUNCIL MEETING MINUTES

SEPTEMBER 26, 2016- Revised as of 11-28-2016

I. OPENING

A. CALL TO ORDER

A SPECIAL CITY COUNCIL MEETING WAS CALLED TO ORDER BY MAYOR JEFF W. ROBERTS ON SEPTEMBER 26, 2016 AT 6:31 P.M. IN THE CITY HALL OF THE CITY OF FULSHEAR, TEXAS LOCATED AT 30603 FM 1093 WEST, FULSHEAR, TEXAS 77441 AND ALL CITIZENS WERE WELCOMED.

B. QUORUM & ROLL CALL

MAYOR ROBERTS ANNOUNCED THAT A QUORUM WAS PRESENT AND THAT COUNCIL MEMBER GILL WAS ABSENT.

CITY COUNCIL PRESENT:

JEFF W. ROBERTS, MAYOR

ERIN TRISTAN, MAYOR PRO TEM

TRICIA KRENEK, COUNCIL MEMBER

JAMES MURDOCH, COUNCIL MEMBER

RAMONA RIDGE, COUNCIL MEMBER

CITY COUNCIL ABSENT:

STEPHEN GILL, COUNCIL MEMBER

CITY STAFF PRESENT:

D. (DIANA) GORDON OFFORD, CITY SECRETARY

C.J. SNIPES, CITY MANAGER

BYRON BROWN, ASSISTANT CITY ATTORNEY

**SPECIAL CITY COUNCIL MINUTES
SEPTEMBER 26, 2016
PAGE 2**

CONTINUE- CITY STAFF PRESENT:

MICHAEL ROSS, ASSISTANT CITY MANAGER

OTHERS PRESENT:

ROBERT V. HENDERSON, RBC CAPITAL MARKETS

AND ONE OTHER WHO FAILED TO SIGN IN

II. BUSINESS ITEMS

A. CONSIDERATION AND POSSIBLE ACTION TO APPROVE RESOLUTION NO. 2016-325 A RESOLUTION AUTHORIZING PUBLICATION OF NOTICE OF INTENTION TO ISSUE CERTIFICATES OF OBLIGATION TO FINANCE STREET AND SIDEWALK IMPROVEMENTS

MAYOR ROBERTS READ BUSINESS ITEM A. C.J. SNIPES, CITY MANAGER, ANNOUNCED THAT WE HAVE PRESENT BOB HENDERSON FROM RBC CAPITAL MARKETS AND BYRON BROWN FROM RANDLE LAW FIRM AND EXPECTING MR. RUIZ FROM THE WINSTEAD FIRM AS WELL. HE STATED HE WOULD LIKE TO ASK TO MOVE TO ANOTHER ITEM UNTIL THE ARRIVAL OF MR. RUIZ.

MAYOR ROBERTS ANNOUNCED THAT COUNCIL WOULD MOVE TO THE EXECUTIVE SESSION. MAYOR ROBERTS OPENED THE EXECUTIVE SESSION AT 6:32 P.M. AND A QUORUM WAS PRESENT.

Correction: Mayor Roberts calls to move to Item III-Closed Session in accordance with the Government Code 551.071 Consultation with the attorney for contemplated legal issue.

III. 551.071. CONSULTATION WITH ATTORNEY; CLOSED MEETING. A governmental body may not conduct a private consultation with its attorney except:

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 OR TEXAS CLEARLY CONFLICTS WITH THIS CHAPTER.

PENDING LITIGATION

~~III. EXECUTIVE SESSION – CLOSED SESSION IN ACCORDANCE WITH THE GOVERNMENT CODE 551.074. PERSONNEL MATTERS; CLOSED MEETING~~

~~1) TO DELIBERATE THE APPOINTMENT, EMPLOYMENT, EVALUATION, REASSIGNMENT, DUTIES, DISCIPLINE, OR DISMISSAL OF A PUBLIC OFFICER OR EMPLOYEE; OR~~

~~2) TO HEAR A COMPLAINT OR CHARGE AGAINST AN OFFICER OR EMPLOYEE.~~

~~**PENDING LITIGATION**~~

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

MAYOR ROBERTS ANNOUNCED THAT COUNCIL WOULD RECONVENE BACK INTO REGULAR SESSION AT 6:57 P.M. AND A QUORUM WAS PRESENT. HE ASKED IF THERE WAS ANY ACTION TO BE TAKEN.

A MOTION WAS MADE BY COUNCIL MEMBER KRENEK TO HIRE JAMES RUIZ WITH WINSTEAD PC TO FILE LITIGATION AS NECESSARY. IT WAS SECONDED BY MAYOR PRO TEM TRISTAN. THE MOTION WAS CARRIED BY THE FOLLOWING VOTE:

AYES: COUNCIL MEMBER KRENEK, MURDOCH, RIDGE, AND TRISTAN

**SPECIAL CITY COUNCIL MINUTES
SEPTEMBER 26, 2016
PAGE 3**

NAYS: NONE
ABSENT: COUNCIL MEMBER GILL

MAYOR ROBERTS ANNOUNCED THAT WE WILL MOVE BACK TO BUSINESS ITEM A. C. J. SNIPES, CITY MANAGER, STATES THAT STAFF RECOMMENDS THE MAXIMUM TO BE SPENT FOR CONTRACTUAL OBLIGATIONS FOR THE PURPOSE OF STREETS AND SIDEWALK IMPROVEMENT NOT TO EXCEED \$6.5 MILLION DOLLARS AND THAT THE COUNCIL MEETING FOR THE ACTION TO BE NOVEMBER 3, 2016 AT 6:00 P.M.

A MOTION WAS MADE BY COUNCIL MEMBER KRENEK TO APPROVE RESOLUTION NO. 2016-325 AT \$6.5 MILLION. IT WAS SECONDED BY COUNCIL MEMBER MURDOCH. THE MOTION WAS CARRIED BY THE FOLLOWING VOTE:

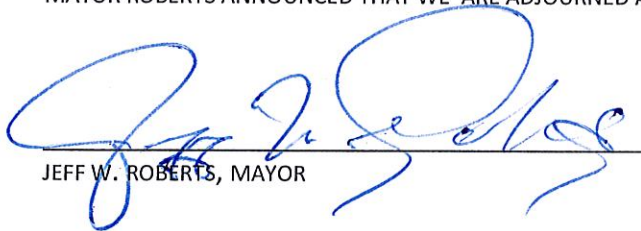
AYES: COUNCIL MEMBER KRENEK, MURDOCH, RIDGE, AND TRISTAN
NAYS: NONE
ABSENT: COUNCIL MEMBER GILL

V. ADJOURNMENT

A MOTION WAS MADE BY COUNCIL MEMBER KRENEK TO ADJOURN. IT WAS SECONDED BY MAYOR PRO TEM TRISTAN. THE MOTION WAS CARRIED BY THE FOLLOWING VOTE:

AYES: COUNCIL MEMBER KRENEK, MURDOCH, RIDGE, AND TRISTAN
NAYS: NONE
ABSENT: COUNCIL MEMBER GILL

MAYOR ROBERTS ANNOUNCED THAT WE ARE ADJOURNED AT 6:58 P.M.



JEFF W. ROBERTS, MAYOR

ATTEST:



D. (DIANA) GORDON OFFORD, CITY SECRETARY