



# ***CITY OF FULSHEAR***

30603 FM 1093, P. O. BOX 279, FULSHEAR, TEXAS 77441  
PHONE: 281-346-1796 FAX: 281-346-2556

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## **CITY COUNCIL MEETING MAY 17, 2016**

NOTICE IS HEREBY GIVEN OF A REGULAR CITY COUNCIL MEETING OF THE CITY OF FULSHEAR TO BE HELD ON **TUESDAY, MAY 17, 2016 AT 7:00 P.M.** AT THE IRENE STERN COMMUNITY CENTER, 6920 KATY-FULSHEAR ROAD, FULSHEAR, TEXAS 77441 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, INCLUDING, BUT NOT LIMITED TO, SECTIONS 551.071 (CONSULTATION WITH ATTORNEY), 551.072 (DELIBERATIONS ABOUT REAL PROPERTY), 551.073 (DELIBERATIONS ABOUT GIFTS AND DONATIONS), 551.074 (PERSONNEL MATTERS), 551.076 (DELIBERATIONS ABOUT SECURITY DEVICES), 551.087 (ECONOMIC DEVELOPMENT), 418.175.183 (DELIBERATIONS ABOUT HOMELAND SECURITY ISSUES) AND AS AUTHORIZED BY THE TEXAS TAX CODE, INCLUDING, BUT NOT LIMITED TO, SECTION 321.3022 (SALES TAX INFORMATION).

- I. **CALL TO ORDER**
- II. **QUORUM**
- III. **INVOCATION- REV. DALE OLSON, FAMILY WORSHIP, FULSHEAR, TEXAS**
- IV. **PLEDGE OF ALLEGIANCE**
- V. **CITIZEN COMMENTS – NO ACTION CAN BE TAKEN**  
Citizens who desire to address the City Council will be limited to three (3) minutes
- VI. **ORGANIZATIONAL MATTERS**
  - A. Conduct Official Canvass of May 7, 2016 City of Fulshear General Election and consider acceptance of Election Results
  - B. Consideration and possible action to approve Ordinance 2016-1215 an Ordinance of the City of Fulshear canvassing the returns and declaring the results of the General Election held on May 7, 2016 for the purposes of electing a Mayor and three (3) Council Members and also for adopting a Home Rule Charter
  - C. Consideration of presentation and appreciation for outgoing Council Members and Mayor
  - D. Comments from outgoing Council Members
  - E. Comments from outgoing Mayor
  - F. Conduct the Oath of Office for Elected City Council Members and Mayor
  - G. Comments from incoming Council Members
  - H. Comments from incoming Mayor

- I. Consideration and possible action to accept and adopt Ordinance No. 2016-1216 making the City of Fulshear a “Home Rule” and governed by rules outlined in the Charter adopted by voters in a General Election held on May 7, 2016 and as canvassed under Ordinance No. 2016-1215
- J. Consideration and possible action to elect a Mayor Pro-Tempore
- K. Recess to Honor Elected Officials

**VII. CONSENT AGENDA**

Items listed under the consent agenda are considered routine and are generally enacted in one motion. The exception to this is rule is that a Council Members may request one or more items to be removed from the consent agenda for a separate discussion and action.

- A. Consent and approval of Fulshear Trace Crossing Final Plat
- B. Consent and Approval of Foster Crossing Partial Replat No. 1/ Preliminary Plat
- C. Consent and Approval of Creek Falls at Cross Creek Ranch Section 9/ Preliminary Plat
- D. Consent and Approval of Cross Creek Bend Lane Ext. 10/Street Dedication/ Preliminary Plat
- E. Consent and Approval of Platinum Estates/ Preliminary Plat
- F. Consent and Approval of Minutes from the March 1, March 15, and April 19, 2016 meetings
- G. Consent and Approval of Quarterly Investment Reports

**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 Water Company (Repairs, New Installations, and reports to TCEQ)
- B. Report 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 Service Department (Permits issued, inspections)

**IX. BUSINESS**

- A. Consideration and possible action to accept and adopt Ordinance No. 2016-1216 making the City of Fulshear a “Home Rule” and governed by rules outlined in the Charter adopted by voters in a General Election held on May 7, 2016 and as canvassed under Ordinance No. 2016-1215
- B. Presentation of Proclamation for Older Americans Month
- C. Consideration and possible action to approve checks paid and payables from April 15, 2016 through May 13, 2016
- D. Consideration and possible action to approve 2016 Tax Year Interlocal Renewal for Tax collection Services with Fort Bend County
- E. Consideration and possible action to approve and adopt Resolution No. 2016-307: A resolution of the City of Fulshear, Texas that CenterPoint Energy Houston Electric, LLC’s application for approval to amend its distribution cost recovery factor pursuant to 16 Tex. Admin. Code 25.243 and to reconcile docket No. 44572 revenues to increase distribution rates within the city should be denied; finding that the city’s reasonable rate case expenses shall be reimbursed by the company; finding that the meeting at which this resolution is passed is open to the Public as required by law; requiring notice of this resolution to the company and legal counsel

- F. Consideration and possible action to approve Memorandum of Understanding with Arts Fulshear
- G. Consideration and possible action to approve Ordinance No. 2016-1217 an Ordinance of the City of Fulshear implementing Parking Restrictions in the vicinity of Randolph Elementary School during school hours on school days
- H. Consideration and possible action to authorize changes to the provision of professional services related to Information Technology
- I. Consideration and possible interest to grant amendment request on masonry requirements listed in the Development Agreement between Johnson Development and the City for Fulshear Polo Ranch
- J. Consideration and possible action to approve appeal of Texas Attorney General Opinion pertaining to Open Records Request findings
- K. Consideration and possible action to approve Resolution No. 2016-308 a Resolution of the City of Fulshear removing previous Mayor as signatory from all bank accounts

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

**POTENTIAL APPEAL OF ATTORNEY GENERAL OPINION ON OPEN RECORDS REQUESTS**

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

XII. ADJOURNMENT

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 May 13, 2016 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