



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: Lauren Ashley

COUNCIL MEMBER: Ramona Ridge

COUNCIL MEMBERS ELECT: DANA HOLLINGSWORTH, KAYE KAHLICH AND JIM FATHEREE

STAFF:

CITY MANAGER: C.J. Snipes

CITY SECRETARY: D. Gordon Offord

CITY ATTORNEY: J. Grady Randle

REGULAR CITY COUNCIL MINUTES MAY 16, 2017

I. OPENING

A. CALL TO ORDER

A REGULAR CITY COUNCIL MEETING WAS CALLED TO ORDER BY MAYOR JEFF W. ROBERTS, TUESDAY, MAY 16, 2017 AT 7:02 P.M. IN THE IRENE STERN COMMUNITY CENTER LOCATED AT 6920 KATY FULSHEAR ROAD, FULSHEAR, TEXAS 77441 AND ALL CITIZENS WERE WELCOMED.

B. QUORUM & ROLL CALL

MAYOR ROBERTS ANNOUNCED THAT A QUORUM WAS PRESENT.

COUNCIL MEMBERS PRESENT:

JEFF W. ROBERTS, MAYOR

ERIN TRISTAN, MAYOR PRO TEM

TRICIA KRENEK, COUNCIL MEMBER

RAMONA RIDGE, COUNCIL MEMBER

LAUREN ASHLEY, COUNCIL MEMBER

STEPHEN GILL, COUNCIL MEMBER

CITY STAFF PRESENT:

D (DIANA) GORDON OFFORD, CITY SECRETARY

C.J. SNIPES, CITY MANAGER

J. GRADY RANDLE, CITY ATTORNEY

BRANT GARY, EXECUTIVE DIRECTOR OF PLANNING AND DEVELOPMENT

TONI VELIE, UTILITY SERVICE SUPERVISOR

CONTINUE – CITY STAFF PRESENT:

LYNN RAYMER, EXECUTIVE ASSISTANT
KIMBERLY KOPECKY, DEPUTY CITY SECRETARY
ANGELA FRITZ, ECONOMIC DEVELOPMENT DIRECTOR
SHARON VALIANTE, PUBLIC WORKS DIRECTOR
DAVID LEYENDECKER, CITY ENGINEER
KENNY SEYMOUR, CHIEF OF POLICE
ANGELA HAHN, COMMUNICATIONS COORDINATOR
KEVIN ZIECHANG, SHIFT SERGEANT
MIKE MCCOY, POLICE CAPTAIN
PAULA RYAN, ASSISTANT CITY MANAGER

OTHERS PRESENT:

CARY WILKINS
GARY PEARSON
JASON CHERUBINI
TREY DEVILLIER
TOMMY KUYKENDALL
B AND A HEEDE
KIM STACY
TAMMY BERGEE
JUSTIN LABLEU
LAURA ARRELLANO
DON MCCOY
AND 83 OTHERS WHO DID NOT SIGN IN

C. INVOCATION – PASTOR CARY WILKINS, FIRST UNITED METHODIST CHURCH

REVEREND WILKINS FROM THE FIRST UNITED METHODIST CHURCH PROVIDED THE PRAYER.

D. PLEDGE OF ALLEGIANCE TO THE U.S. FLAG – MAYOR ROBERTS LED THE AUDIENCE IN THE PLEDGE OF ALLEGIANCE TO THE U.S. FLAG.

E. PLEDGE OF ALLEGIANCE TO THE TEXAS FLAG - MAYOR ROBERTS LED THE AUDIENCE IN THE PLEDGE OF ALLEGIANCE TO THE TEXAS FLAG.

II. CITIZENS COMMENTS

GARY PEARSON – REPRESENTATIVE FOR REPUBLIC WASTE SERVICES. HE REQUESTED A DELAY IN ON ITEM 5H UNDER BUSINESS TO ALLOW HIS COMPANY TO MAKE A BID FOR THIS CONTRACT. (FOR ALL COMMENTS, REQUEST A COPY OF TAPE RECORDING)

KIM STACEY-SHE ALSO WANTED TO TALK ABOUT ITEM 5H. SHE SAYS SHE IS PLEASED WITH THE GARBAGE SERVICE AND SHE WISHES TO KEEP WCA (STATED IT IS A GREAT COMPANY. (FOR ALL COMMENTS, REQUEST A COPY OF TAPE RECORDING)

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MANNY BORJAS-HE STATED HE IS A REAL ESTATE AGENT. HE STATED HE HAS BEEN TRYING TO DEVELOP THE PROPERTY ACROSS FROM DEKKER'S WHERE THE NEW HEB STORE WILL BE LOCATED. HE IS ASKING FOR COUNCIL HELP TO OBTAIN HIS GOAL. (FOR ALL COMMENTS, REQUEST A COPY OF TAPE RECORDING)

JASON LEBLEU - HE STATED HE LIVES BEHIND CITY HALL. HE RE-INTERATED THE SAME AS MR. BORJAS. (FOR ALL COMMENTS, REQUEST A COPY OF TAPE RECORDING)

MR. ARRELLANO- HE STATED HE OWNS SEVERAL PROPERTIES. HE IS JUST ASKING FOR A LITTLE HELP SO THAT HE CAN MOVE FORWARD WITH HIS PROJECT. HE ALSO RE-INTERATED WHAT WAS SAID BY MR. BORJAS. (FOR ALL COMMENTS, REQUEST A COPY OF TAPE RECORDING)

DON MCCOY-HE IS HERE REPRESENTING THE POLICE FOUNDATION FOR A JUNE 10 EVENT. (HE IS THE VICE PRESIDENT) HE ALSO INVITES EVERYONE TO ATTEND THE MEMORIAL CELEBRATION FOR ALL VETERANS THAT WILL BE HELD AT IRENE STERN CENTER ON MAY 29, 2017. (FOR ALL COMMENTS, REQUEST A COPY OF TAPE RECORDING)

JASON CHERUBINI-HE STATED HE ROSE TO BID FARAWELL TO THE DEPARTING COUNCIL MEMBERS AND TO WELCOME THE NEW COUNCIL MEMBERS. (FOR ALL COMMENTS, REQUEST A COPY OF TAPE RECORDING)

III. ORGANIZATIONAL MATTERS

A. CONDUCT OFFICIAL CANVASS OF MAY 6, 2017 CITY OF FULSHEAR GENERAL ELECTION AND CONSIDER ACCEPTANCE OF ELECTION RESULTS

MAYOR ROBERTS SHARED THE RESULTS AS FOLLOWS. HE STATED, "I, JOHN OLDHAM, ELECTIONS ADMINISTRATOR FOR FORT BEND COUNTY TEXAS DO CERTIFY THAT THE FOLLOWING ARE A TRUE AND ACCURATE STATEMENT OF THE VOTES CAST IN THE VARIOUS PRECINCTS OF THE CITY OF FULSHEAR FOR THE GENERAL ELECTION HELD ON MAY 6, 2017 FOR THE PURPOSE OF ELECTING MUNICIPAL OFFICIALS.

*COUNCIL MEMBER, DISTRICT NO. 1
DANA HOLLINGSWORTH.....189 (WINNER)
JASON CHERUBINI.....120*

*COUNCIL MEMBER, DISTRICT NO. 5
KAYE KAHLICK.....58 (WINNER)*

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COUNCIL MEMBER AT LARGE
DEBRA CATES.....222
JIM FATHEREE.....343 (WINNER)

B. CONSIDERATION AND POSSIBLE ACTION TO APPROVE ORDINANCE NO. 2017-1247 AN ORDINANCE OF THE CITY OF FULSHEAR CANVASSING THE RETURNS AND DECLARING THE RESULTS OF THE GENERAL ELECTION HELD ON MAY 6, 2017 FOR THE PURPOSES OF ELECTING THREE (3) COUNCIL MEMBERS, ONE AT-LARGE POSITION, COUNCIL MEMBER DISTRICT 1 AND COUNCIL MEMBER DISTRICT 5

A MOTION WAS MADE BY COUNCIL MEMBER KRENEK TO APPROVE CANVASS AND ORDINANCE NO. 2017-1247 AN ORDINANCE OF THE CITY OF FULSHEAR CANVASSING THE RETURNS AND DECLARING THE RESULTS OF THE GENERAL ELECTION HELD ON MAY 6, 2017 FOR THE PURPOSES OF ELECTING THREE (3) COUNCIL MEMBERS, ONE AT-LARGE POSITION, COUNCIL MEMBER DISTRICT 1 AND COUNCIL MEMBER DISTRICT 5. IT WAS SECONDED BY MAYOR PRO TEM TRISTAN. THE MOTION WAS CARRIED BY THE FOLLOWING VOTE:

*AYES: COUNCIL MEMBER ASHLEY, GILL, KRENEK, RIDGE, AND TRISTAN
NAYS: NONE*

C. PRESENTATION AND APPRECIATION FOR OUTGOING COUNCIL MEMBERS

MAYOR ROBERTS ANNOUNCED THAT WE HAVE TWO MEMBERS THAT WILL BE DEPARTING, MAYOR PRO TEM TRISTAN AND COUNCIL MEMBER RIDGE. HE ALSO STATED THAT WE HAVE GIFTS FOR THE MEMBERS LEAVING.

C.J. SNIPES, CITY MANAGER, ALSO RECOGNIZED EACH PARTING MEMBER. THE AUDIENCE APPLAUDED.

THERE WERE COMMENTS FROM MAYOR ROBERTS AND COUNCIL MEMBER KRENEK FOR OUTGOING AND COMING MEMBERS. (FOR ALL THE COMMENTS, REQUEST A COPY OF THE TAPE RECORDING)

D. COMMENTS FROM OUTGOING COUNCIL MEMBERS

MAYOR ROBERTS PRESENTED TROPHIES TO DEPARTING COUNCIL MEMBERS ERIN TRISTAN AND RAMONA RIDGE.

COUNCIL MEMBER RIDGE ALSO MADE REMARKS REGARDING HER TIME AS A COUNCIL MEMBER. FOR ALL COMMENTS, REQUEST A COPY OF THE TAPE RECORDING.

MAYOR PRO TEM TRISTAN PROVIDED REMARKS REGARDING HER TIME AS A COUNCIL MEMBER. FOR ALL COMMENTS, REQUEST A COPY OF THE TAPE RECORDING.

E. CONDUCT THE OATH OF OFFICE FOR ELECTED COUNCIL MEMBERS

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MUNICIPAL COURT JUDGE, KELLY CROW, CONDUCT THE OATH OF OFFICE AND STATEMENT OF OFFICER (REFERRED TO AS BRIBERY STATEMENT) TO KAYE KAHLICH, DANA HOLLINGSWORTH, AND JIM FATHEREE.

MAYOR ROBERTS CALLED FOR A 10-MINUTE RECESS AT 7:38 P.M.

MAYOR ROBERTS RECONVENED BACK INTO MEETING AT 7:48 P.M. AND OFFERED THE INCOMING COUNCIL MEMBERS TO SPEAK.

NEW COUNCIL MEMBERS SEATED AT THE COUNCIL TABLE AS FOLLOWS:

JIM FATHEREE, COUNCIL MEMBER

KAYE KAHLICH, COUNCIL MEMBER

DANA HOLLINGSWORTH, COUNCIL MEMBER

A QUORUM WAS PRESENT.

F. COMMENTS FROM INCOMING COUNCIL MEMBERS

ALL OF THE NEWLY ELECTED MEMBERS MADE COMMENTS. FOR ALL THE COMMENTS, REQUEST A COPY OF THE TAPE RECORDING. MAYOR ROBERTS ALSO PROVIDE REMARKS TO THE INCOMING COUNCIL MEMBERS.

MAYOR ROBERTS REQUESTED THAT COUNCIL MEMBER KRENEK BE NOMINATED AS THE NEW MAYOR PRO TEM.

A MOTION WAS MADE BY COUNCIL MEMBER GILL TO APPOINT TRICIA KRENEK AS THE MAYOR PRO TEM. IT WAS SECONDED BY COUNCIL MEMBER ASHLEY. THE MOTION WAS CARRIED BY THE FOLLOWING VOTE:

AYES: COUNCIL MEMBER ASHLEY, FATHEREE, GILL, HOLLINGSWORTH, KAHLICH, AND KRENEK

NAYS: NONE

G. RECESS

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

AYES: COUNCIL MEMBER ASHLEY, FATHEREE, GILL, HOLLINGSWORTH, KAHLICH, AND KRENEK

NAYS: NONE

MAYOR ROBERTS ANNOUNCED AT 7:55 P.M. THAT WE WILL TAKE A TEN-MINUTE BREAK.

MAYOR ROBERTS ANNOUNCED THAT WE WOULD RECONVENE AT 8:13 P.M. THE FOLLOWING COUNCIL MEMBERS WERE PRESENT: JEFF W. ROBERTS, MAYOR, TRICIA KRENEK, MAYOR PRO TEM, COUNCIL MEMBER ASHLEY, COUNCIL MEMBER FATHEREE, COUNCIL MEMBER GILL, COUNCIL MEMBER HOLLINGSWORTH, AND COUNCIL MEMBER KAHLICH. A QUORUM WAS PRESENT.

IV. CONSENT ITEMS

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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 BONTERRA AT CROSS CREEK RANCH – SECTION 2/ PRELIMINARY PLAT**
- B. CONSENT AND APPROVAL OF CREEK COVE AT CROSS CREEK RANCH – SECTION 11/ PRELIMINARY PLAT**
- C. CONSENT AND APPROVAL OF COMMERCIAL RESERVES AT FM 1463 (REPLAT)/ FINAL PLAT**
- D. CONSENT AND APPROVAL OF THE STREET AND UTILITY CONVEYANCES AND SECURITY AGREEMENTS FOR ITEMS LOCATED WITHIN FORT BEND COUNTY MUD 169**
- E. CONSENT AND APPROVAL OF MONTHLY FINANCIAL STATEMENT**
- F. CONSENT AND APPROVAL OF MINUTES FROM THE APRIL 18TH 2017 CITY COUNCIL MEETING**

A MOTION WAS MADE BY COUNCIL MEMBER ASHLEY TO APPROVE THE CONSENT AGENDA AS SUBMITTED. IT WAS SECONDED BY COUNCIL MEMBER FATHEREE. MAYOR ROBERTS ASKED IF THERE WAS ANY DISCUSSION.

C.J. SNIPES, CITY MANAGER, PROVIDED AN EXPLANATION REGARDING THE WATER PLANT (MUD 169). FOR ALL THE COMMENTS, REQUEST A COPY OF TAPE RECORDING.

THE MOTION WAS CARRIED BY THE FOLLOWING VOTE:

AYES: COUNCIL MEMBER ASHLEY, FATHEREE, GILL, HOLLINGSWORTH, KAHLICH, AND KRENEK

NAYS: NONE

V. BUSINESS ITEMS

A. PRESENTATION OF A PROCLAMATION RECOGNIZING PUBLIC WORKS WEEK

MAYOR ROBERTS READ THE PROCLAMATION ALOUD. HE PRESENTED IT TO WADE PARKER AND THE CITY'S PUBLIC WORKS STAFF WHICH INCLUDED SHARON VALIANTE, DIRECTOR AND MAINTENANCE WORKERS, JAMES WOODS, JOHN DAVISON.

B. PRESENTATION OF A PROCLAMATION FOR OLDER AMERICANS MONTH

MAYOR ROBERTS READ THE PROCLAMATION ALOUD. IT WAS THEN PRESENTED TO LORI DUNAWAY WITH FORT BEND SENIORS.

C. PRESENTATION OF A PROCLAMATION FOR PUBLIC SERVICE RECOGNITION WEEK

MAYOR ROBERTS READ THE PROCLAMATION ALOUD. D. GORDON OFFORD, CITY SECRETARY WAS PRESENT TO RECEIVE THE PUBLIC SERVICE RECOGNITION CERTIFICATE ON BEHALF OF THOSE INVOLVED IN PROVIDING PUBLIC SERVICES.

D. PRESENTATION OF A PROCLAMATION FOR LAW ENFORCEMENT APPRECIATION WEEK

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MAYOR ROBERTS READ THE PROCLAMATION FOR LAW ENFORCEMENT ALOUD. THE FOLLOWING CITY'S POLICE OFFICERS WERE PRESENT: KEVIN ZIESCHANG, CAPTAIN MIKE MCCOY, AND CHIEF KENNY SEYMOUR.

THE AUDIENCE APPLAUDED AFTER THE LAST PROCLAMATION WAS READ.

E. PRESENTATION AND UPDATE ON FULSHEAR POLICE FOUNDATION BY CLAY STEWART

MAYOR ROBERTS ANNOUNCED THAT CLAY STEWART WAS ON FOR A PRESENTATION BUT WAS NOT ABLE TO BE HERE.

A MOTION WAS MADE BY MAYOR PRO TEM KRENEK TO POSTPONE ITEM E. IT WAS SECONDED BY COUNCIL MEMBER ASHLEY. THE MOTION WAS CARRIED BY THE FOLLOWING VOTE:

AYES: COUNCIL MEMBER ASHLEY, FATHEREE, GILL, HOLLINGSWORTH, KAHLICH, AND KRENEK
NAYS: NONE

F. CONSIDERATION AND POSSIBLE ACTION TO APPROVE BIDS AND AWARD CONTRACT FOR IMPROVEMENTS TO THE CITY OF FULSHEAR WATER PLANT NO. 1

DAVID LEYENDECKER, CITY ENGINEER, PRESENTED AN EXPLANATION TO THE COUNCIL. HE EXPLAINED THAT IT PRODUCES A GREAT AMOUNT OF GROUND WATER HOWEVER, IT CONTAINS SMALL ELEMENTS OF SULFUR AND CAUSES A SMELL BUT IT PRESENTS NO HEALTH ISSUE. HE STATED THE CITY RECEIVED ONE PROPOSAL FOR THE DESIGN, CONSTRUCTION AND INSTALLATION OF A FORCED DRAFT AERATOR FOR WATER PLANT NO. 1. THIS PROPOSAL IS BEING INSTALLED TO STRIP THE HYDROGEN SULFIDE GAS FROM THE WATER WELL. HE ALSO OFFERED TO ANSWER ANY QUESTIONS. COUNCIL WAS SILENT. (FOR ALL THE COMMENTS, REQUEST A COPY OF THE TAPE RECORDING.)

A MOTION WAS MADE BY MAYOR PRO TEM KRENEK TO APPROVE BID AND AWARD CONTRACT FOR IMPROVEMENTS TO THE CITY OF FULSHEAR WATER PLANT NO. 1 AT A COST OF \$182, 688. 96. IT WAS SECONDED BY COUNCIL MEMBER HOLLINGSWORTH. THE MOTION WAS CARRIED BY THE FOLLOWING VOTE:

AYES: COUNCIL MEMBER ASHLEY, FATHEREE, GILL, HOLLINGSWORTH, KAHLICH, AND KRENEK
NAYS: NONE

G. CONSIDERATION AND POSSIBLE ACTION TO APPROVE AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF FULSHEAR AND THE FORT BEND COUNTY TAX ASSESSOR/ COLLECTOR FOR THE COLLECTION OF AD VALOREM TAXES ON BEHALF OF THE CITY FOR TAX YEAR 2017

A MOTION WAS MADE BY COUNCIL MEMBER GILL TO APPROVE AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF FULSHEAR AND THE FORT BEND COUNTY TAX ASSESSOR/COLLECTOR FOR THE COLLECTION OF AD VALOREM TAXES ON BEHALF OF THE CITY FOR TAX YEAR 2017. IT WAS SECONDED BY MAYOR PRO TEM

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KRENEK. *THE MOTION WAS CARRIED BY THE FOLLOWING VOTE.*

AYES: COUNCIL MEMBER ASHLEY, FATHEREE, GILL, HOLLINGSWORTH, KAHLICH, AND KRENEK

NAYS: NONE

H. CONSIDERATION AND POSSIBLE ACTION TO APPROVE A TWO (2) YEAR CONTRACT EXTENSION FOR SOLID WASTE SERVICES BETWEEN THE CITY OF FULSHEAR AND WASTE CORPORATION OF AMERICA (WCA)

MR. BRANT GARY, EXECUTIVE DIRECTOR OF PLANNING AND DEVELOPMENT, PRESENTED AN EXPLANATION TO THE COUNCIL REGARDING THIS PROPOSED CONTRACT. HE STATED THAT THE CURRENT CONTRACT HAS EXPIRED AND IT IS NECESSARY TO CONSIDER A NEW AGREEMENT. IN APRIL 2017, CITY COUNCIL REQUESTED CITY STAFF CONDUCT A SURVEY OF RESIDENTS REGARDING THESE PROPOSED CHANGES. THE RESULTS WERE SHARED WITH COUNCIL IN DETAIL. HE STATED THAT OVERALL RESIDENTS WERE SATISFIED WITH WCA SERVICES. FOR ALL THE COMMENTS, REQUEST A COPY OF THE TAPE RECORDING.

THERE WAS A LENGTHY DISCUSSION AMONG THE COUNCIL MEMBERS. (FOR THE ENTIRE DISCUSSION, REQUEST A COPY OF THE TAPE RECORDING.

A MOTION WAS MADE BY COUNCIL MEMBER GILL TO AUTHORIZE CITY MANAGER TO ENGAGE IN A TWO (2) YEAR CONTRACT EXTENSION FOR SOLID WASTE SERVICES BETWEEN THE CITY OF FULSHEAR AND WASTE CORPORATION OF AMERICA (WCA) INCORPORATING OPTION 1. IT WAS SECONDED BY COUNCIL MEMBER ASHLEY.

MAYOR ROBERTS ASKED IF THERE ARE ANY OTHER QUESTIONS. COUNCIL MEMBER ASHLEY QUESTIONED THE OPTIONS. MR. GARY AND COUNCIL MEMBER GILL PROVIDED AN EXPLANATION. COUNCIL MEMBER FATHEREE ASKED IF ANY OTHER PROVIDERS HAD THE OPPORTUNITY TO BID FOR THE CONTRACT. MR. GARY RESPONDED. COUNCIL MEMBER FATHEREE STATED AS A NEW COUNCIL MEMBER, HE QUESTION WHETHER WE HAD DONE OUR DUTY. QUESTIONS AND COMMENTS WERE TRIGGERED AMONG ALL THE COUNCIL MEMBERS AND CITY MANAGER, MR. SNIPES. AT A BREAK IN THE DISCUSSION, MAYOR ROBERTS CALLED FOR A VOTE ON THE MOTION ALREADY MADE. THE MOTION WAS CARRIED BY THE FOLLOWING VOTE:

AYES: COUNCIL MEMBER ASHLEY, GILL, HOLLINGSWORTH, KAHLICH, AND KRENEK

NAYS: COUNCIL MEMBER FATHEREE

MAYOR ROBERTS ANNOUNCED THAT THE MOTION PASSED.

I. CONSIDERATION AND POSSIBLE ACTION TO APPROVE RESOLUTION No. 2017-345 A RESOLUTION OF THE CITY OF FULSHEAR APPROVING AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF FULSHEAR AND FORT BEND COUNTY FOR A PLAN OF FINANCE RELATED TO THE TEXAS HERITAGE PARKWAY

C.J. SNIPES, CITY MANAGER, PRESENTED TO THE COUNCIL REGARDING THE PROPOSED TEXAS HERITAGE PARKWAY PROJECT.

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MAYOR PRO TEM KRENEK STEPPED DOWN FROM THE COUNCIL TABLE. (SHE HAD SIGNED A CONFLICT OF INTEREST FORM WITH JUDGE KELLY CROW AND PROVIDED THE COPY TO CITY SECRETARY). A QUORUM WAS STILL PRESENT. THE CITY MANAGER, MR. SNIPES, SPOKE FOR APPROXIMATELY TEN MINUTES. HE OUTLINED TO THE COUNCIL THE PROPOSED CONSTRUCTION DESIGN AND HOW THE PROJECT WOULD BE PAID FOR. COUNCIL MEMBER GILL ASKED IF THE CITY WOULD BE ABLE TO MEET ITS OBLIGATION AS IT WOULD TAKE TIME BEFORE THE EXPECT GROWTH WOULD BE IN PLACE. MR. SNIPES RESPONDED. COUNCIL MEMBER GILL STATED THE ORIGINAL PROJECT INCLUDED TRAILS AND NOW THEY HAVE BEEN ELIMINATED. COMMISSIONER MEYERS FROM FORT BEND COUNTY AND MR. RICHARD MUELLER RESPONDED. THE DISCUSSION CONTINUED FOR APPROXIMATELY ANOTHER TWENTY (20) MINUTES. FOR ALL THE COMMENTS, REQUEST A COPY OF THE TAPE RECORDING.

A MOTION WAS MADE BY COUNCIL MEMBER GILL TO APPROVE RESOLUTION NO. 2017-345 A RESOLUTION OF THE CITY OF FULSHEAR APPROVING AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF FULSHEAR AND FORT BEND COUNTY FOR A PLAN OF FINANCE RELATED TO THE TEXAS HERITAGE PARKWAY. IT WAS SECONDED BY COUNCIL MEMBER FATHEREE. THE MOTION WAS CARRIED BY THE FOLLOWING VOTE:

AYES: COUNCIL MEMBER ASHLEY, FATHEREE, GILL, HOLLINGSWORTH, AND KAHLICH,

NAYS: NONE

RECUSED: COUNCIL MEMBER KRENEK

MOTION PASSES.

VI. EXECUTIVE SESSION – CLOSED SESSION IN ACCORDANCE WITH THE GOVERNMENT CODE SEC. 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 OF TEXAS CLEARLY CONFLICTS WITH THIS CHAPTER.

UPDATE ON THREATENED LITIGATION

MAYOR ROBERTS ANNOUNCED THERE IS NO NEED FOR AN EXECUTIVE SESSION.

VII. ADJOURNMENT

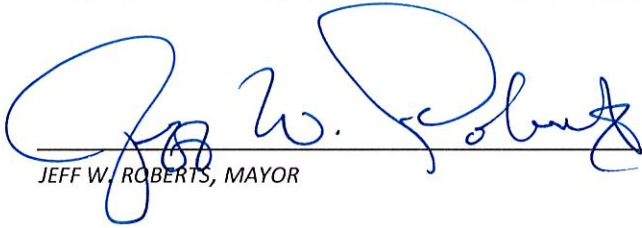
A MOTION WAS MADE BY MAYOR PRO TEM KRENEK TO ADJOURN. IT WAS SECONDED BY COUNCIL MEMBER HOLLINGSWORTH. THE MOTION WAS CARRIED BY THE FOLLOWING VOTE:

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MAYOR ROBERTS STATED WE WILL CALL FOR AN ADJOURNMENT AT 9:23 P.M. HE CALLED FOR A VOTE.

AYES: COUNCIL MEMBER ASHLEY, FATHEREE, GILL, HOLLINGSWORTH, KAHLICH, AND KRENEK
NAYS: NONE

MAYOR ROBERTS ANNOUNCED THAT COUNCIL MEETING NOW ADJOURNED.


JEFF W. ROBERTS, MAYOR

ATTEST:


D. (DIANA) GORDON OFFORD, CITY SECRETARY

