

CONSENT AGENDA

AGENDA MEMO
BUSINESS OF THE CITY COUNCIL
CITY OF FULSHEAR, TEXAS

AGENDA OF:	June 20, 2017	AGENDA ITEM:	A
DATE SUBMITTED:	June 15, 2017	DEPARTMENT:	Planning and Development
PREPARED BY:	Sharon Valiante, Public Works Director, Michelle Killebrew Building Official, Brant Gary, Executive Director of Planning and Development	PRESENTER:	David Leyendecker, City Engineer
SUBJECT:	CONSENT AND APPROVAL OF BONTERRA AT CROSS CREEK RANCH – SECTION 2/ FINAL PLAT		
ATTACHMENTS:	City Engineer’s Engineering Review: Final Plat Bonterra at Cross Creek Ranch Section 2		

EXECUTIVE SUMMARY

The Planning and Zoning Commission considered a Final Plat for Bonterra at Cross Creek Ranch Section 2. The plat, as submitted, generally meets the requirements set forth in the City’s Subdivision Ordinance No. 04-913, which is in alignment with Chapter 21, Texas Local Government Code.

The final plat will create 57 lots in 3 blocks and 3 reserves for 13.02 acres of development. Typical lot size is 45’ x 130’ (5,200 SF) with a 20’ front building line. This is private subdivision. The development agreement allows the developer to vary from the minimum 6,000 SF lot size requirement when constructing non-traditional homes. Bonterra has been developed as an active adult community and this is an additional section in the development phase.

RECOMMENDATION

On July 2, 2017, Planning and Zoning Commission provided a positive recommendation for plat approval as submitted. Staff concurs.

May 25, 2017

Engineering Review

Final Plat
Bonterra at Cross Creek Ranch Section 2
City of Fulshear, Texas

For Information only:

1. This plat will create 57 lots in three (3) Blocks with three (3) Reserves that covers a total area of 13.02 acres.
2. The typical lot for this section are 45-foot by 130-foot with a 20-foot Front Building Line.
3. Access to this Section is provided by an extension of Winding Terrace Lane
4. The streets in this section are shown to be private along with the storm sewer system.
5. This section was previously submitted with 50-foot wide lots in 2016.

Recommendations:

I recommend approval of this Final Plat of Bonterra at Cross Creek Ranch Section 2 as submitted.

A handwritten signature in black ink, appearing to read "Leyendecker", with a large, stylized flourish above the name.

**AGENDA MEMO
BUSINESS OF THE CITY COUNCIL
CITY OF FULSHEAR, TEXAS**

AGENDA OF:	June 20, 2017	AGENDA ITEM:	B
DATE SUBMITTED:	June 15, 2017	DEPARTMENT:	Planning and Development
PREPARED BY:	Sharon Valiante, Public Works Director, Michelle Killebrew Building Official, Brant Gary, Executive Director of Planning and Development	PRESENTER:	David Leyendecker, City Engineer
SUBJECT:	CONSENT AND APPROVAL OF CREEK FALLS AT CROSS CREEK RANCH- SECTION 5/PRELIMINARY PLAT		
ATTACHMENTS:	City Engineer's Engineering Review: Preliminary Plat Creek Falls at Cross Creek Ranch Section 5		

EXECUTIVE SUMMARY

The Planning and Zoning Commission considered a Preliminary Plat for Creek Falls at Cross Creek Ranch Section 5. The plat, as submitted, generally meets the requirements set forth in the City's Subdivision Ordinance No. 04-913, which is in alignment with Chapter 21, Texas Local Government Code. The plat will provide for 46 lots, 1 block and 4 reserves for 14.08 acres. Typical lot size is 63' x 125' with a 25' front building line.

Minor revisions are necessary: The plat section lines entirely within Fort Bend County. The Fort Bend County Flood Plain Map information is not current and needs to be updated. This information will be added/updated for final approval.

RECOMMENDATION

On July 2, 2017, Planning and Zoning Commission provided a positive recommendation for plat approval as submitted. Staff concurs.

May 25, 2017

Engineering Review

Preliminary Plat
Creek Falls at Cross Creek Ranch Section 5
City of Fulshear; Texas

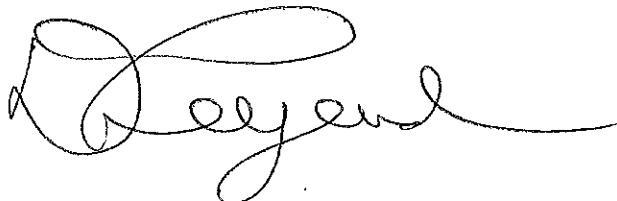
For Information only:

1. This plat will create 46 lots in one (1) Block with four (4) Reserves that cover a total area of 14.08 acres of land.
2. Access to these lots will be from Willow Pass Lane off of Desert Springs Lane.
3. The typical lot in this section is 63-foot by 125-foot and a 25-foot Front Building Line.

Recommendations:

I recommend that this Preliminary Plat of Creek Falls at Cross Creek Ranch Section 5 be approved with the following additions/corrections:

- A) Note No. 9 needs to be updated to show the current Fort Bend County Flood Plain Map information.
- B) A note is required on the face of the plat showing that this section lies wholly in the City Limits of the City of Fulshear.



AGENDA MEMO
BUSINESS OF THE CITY COUNCIL
CITY OF FULSHEAR, TEXAS

AGENDA OF:	June 20, 2017	AGENDA ITEM:	C
DATE SUBMITTED:	June 15, 2017	DEPARTMENT:	Planning and Development
PREPARED BY:	Sharon Valiante, Public Works Director, Michelle Killebrew Building Official, Brant Gary, Executive Director of Planning and Development	PRESENTER:	David Leyendecker, City Engineer
SUBJECT:	CONSENT AND APPROVAL OF ADVANCE AUTO FM 1463/ PRELIMINARY PLAT		
ATTACHMENTS:	City Engineer's Engineering Review: Preliminary Plat – Advance Auto FM 1463		

EXECUTIVE SUMMARY

The Planning and Zoning Commission considered a Preliminary Plat for Advance Auto FM 1463. The plat, as submitted, generally meets the requirements set forth in the City's Subdivision Ordinance No. 04-913, which is in alignment with Chapter 21, Texas Local Government Code.

The preliminary plat will be an Unrestricted Reserve of 1.157 acres that will serve as a commercial development for Advance Auto. The reserve will utilize a joint use driveway that is already in existence.

RECOMMENDATION

On July 2, 2017, Planning and Zoning Commission provided a positive recommendation for plat approval as submitted. Staff concurs.

May 25, 2017

Engineering Review

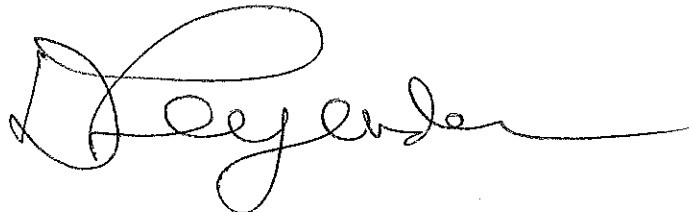
Preliminary Plat
Advance Auto FM1463
City of Fulshear, Texas

For Information only:

1. This plat will create one (1) Unrestricted Reserve that covers a total acreage of 1.157 acres
2. This reserve will have access to FM 1463 thru the Texas Department of Transportation's Permit Process. A joint use driveway exists along the Southeast line of the Reserve.

Recommendations:

I recommend that this Preliminary Plat of Advance Auto FM1463 be approved with the addition of a joint access easement along the South Line of this Reserve.

A handwritten signature in cursive script, appearing to read "Clay & Leyendecker". The signature is written in black ink and is positioned centrally below the recommendations section.

**AGENDA MEMO
BUSINESS OF THE CITY COUNCIL
CITY OF FULSHEAR, TEXAS**

AGENDA OF:	June 20, 2017	AGENDA ITEM:	D
DATE SUBMITTED:	June 15, 2017	DEPARTMENT:	Planning and Development
PREPARED BY:	Sharon Valiante, Public Works Director, Michelle Killebrew Building Official, Brant Gary, Executive Director of Planning and Development	PRESENTER:	David Leyendecker, City Engineer
SUBJECT:	CONSENT AND APPROVAL OF FULBROOK ON FULSHEAR CREEK- SECTION 12- PARTIAL REPLAT NO. 1/ PRELIMINARY PLAT		
ATTACHMENTS:	City Engineer’s Engineering Review: Preliminary Plat Fullbrook on Fulshear Creek Section 12 – Partial Replat 1		

EXECUTIVE SUMMARY

The Planning and Zoning Commission considered a Preliminary Plat Fullbrook on Fulshear Creek Section 12 – Partial Replat 1. The plat, as submitted, generally meets the requirements set forth in the City’s Subdivision Ordinance No. 04-913, which is in alignment with Chapter 21, Texas Local Government Code. The partial replat is to remove an aerial easement from 10 lots. There are no objections from CenterPoint.

RECOMMENDATION

On July 2, 2017, Planning and Zoning Commission provided a positive recommendation for plat approval as submitted. Staff concurs.

May 26, 2017

Engineering Review

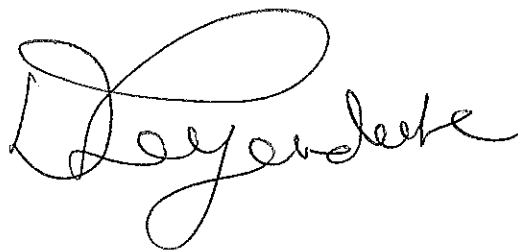
Preliminary Plat
Fulbrook on Fulshear Creek Section Twelve Partial Replat No. 1
Fort Bend County, Texas

For Information only:

1. This plat will remove the Aerial Easement that was on the original plat for 10 lots.
2. According to the Replat submitted, no other changes are being made to dimensions, bearings, building lines, etc.

Recommendations:

I recommend that this Preliminary Plat for Fulbrook on Fulshear Creek Section Twelve – Partial Replat No. 1 be approved as submitted.

A handwritten signature in cursive script, appearing to read "Leyendecker", is centered on the page. The signature is written in black ink and is the only handwritten element on the document.

AGENDA MEMO
BUSINESS OF THE PLANNING & ZONING COMMISSION
CITY OF FULSHEAR, TEXAS

AGENDA OF:	June 20, 2017	AGENDA ITEM:	E
DATE SUBMITTED:	June 15, 2017	DEPARTMENT:	Planning and Development
PREPARED BY:	Sharon Valiante, Public Works Director, Michelle Killebrew Building Official, Brant Gary, Executive Director of Planning and Development	PRESENTER:	David Leyendecker, City Engineer
SUBJECT:	CONSENT AND APPROVAL OF THE COMMONS AT FULSHEAR- REPLAT/PRELIMINARY PLAT		
ATTACHMENTS:	City Engineer’s Engineering Review: Preliminary Plat The Replat of Commons at Fulshear		

EXECUTIVE SUMMARY

The Planning and Zoning Commission has for its consideration a Preliminary Plat for a Replat of Commons at Fulshear. The plat, as submitted, generally meets the requirements set forth in the City’s Subdivision Ordinance No. 13-1091, which is in alignment with Chapter 21, Texas Local Government Code. The replat is a result of a pre-development session with the applicant/owner to facilitate the development of the property. The replat provides for 9 reserves, including 1 reserve for detention. The right of way dedication is in alignment with the desired development by the owner/applicant. Huggins Road will serve as a minor collector within the development and will provide for mobility between Charger Way and Katy Fulshear Road, where the City has plans to widen and extend Huggins to the west, which is alignment with the City’s Major Thoroughfare Plan as adopted and amended – Ordinances: 13-1115, 14-1141, and 15-1173.

The replat has some administrative errors that will be corrected prior to final plat approval. There is a proposed building line that does not conform to the requirements in the City’s Subdivision Ordinance 13-1091, that will need a variance request and subsequent approval by the Planning Commission and City Council prior to Final Plat approval.

RECOMMENDATION

On July 2, 2017, Planning and Zoning Commission provided a positive recommendation for plat approval as submitted. Staff concurs.

May 25, 2017

Engineering Review

Preliminary Plat - The Replat of Commons at Fulshear
Fort Bend County, Texas

For Information only:

1. This plat will create a total of nine (9) Reserves including one (1) Reserve for Detention plus Right-of-Way for two (2) streets covering a total of 11.6667 acres.
2. This tract will have access to Fulshear-Katy Road on the West and to Bois D Arc Lane on the East. It will include an extension of Huggins Street from Fulshear-Katy to Bois D Arc.

Recommendations:

I recommend that this Preliminary Plat of The Replat of Commons at Fulshear be approved with the following items being addressed:

- A) I recommend that the Plat be titled The Commons at Fulshear – Replat No. 1. This will make research easier as the plats are filed alphabetically and in its current configuration there are hundreds of plat that start with the word Replat
- B) The names of the Chairman and Co-Chairman of the Planning Commission need to be updated.
- C) On Sheet 2 of 3 the plat boundary line needs to be made darker for clarity.
- D) The Title Block needs to refer to the Recording information for the Commons at Fulshear.
- E) A variance will need to be approved to allow the 10-foot Front Building Line.



AGENDA MEMO
BUSINESS OF THE PLANNING & ZONING COMMISSION
CITY OF FULSHEAR, TEXAS

AGENDA OF:	June 20, 2017	AGENDA ITEM:	F
DATE SUBMITTED:	June 15, 2017	DEPARTMENT:	Planning and Development
PREPARED BY:	Sharon Valiante, Public Works Director, Michelle Killebrew Building Official, Brant Gary, Executive Director of Planning and Development	PRESENTER:	David Leyendecker, City Engineer
SUBJECT:	CONSENT AND APPROVAL OF JORDAN RANCH COMMERCIAL/PRELIMINARY PLAT		
ATTACHMENTS:	City Engineer’s Engineering Review: Preliminary Plat – Jordan Ranch Commercial		

EXECUTIVE SUMMARY

The Planning and Zoning Commission has for its consideration a Preliminary Plat for Jordan Ranch Commercial. The plat, as submitted, generally meets the requirements set forth in the City’s Subdivision Ordinance No. 04-913, which is in alignment with Chapter 21, Texas Local Government Code.

The preliminary plat will be an Unrestricted Reserve of 6.059 acres that will serve as a commercial development. The reserve is located in Waller County within the Waller County Road Improvement District No. 1. The tract is adjacent to Jordan Ranch Boulevard to the west, Kingsland Boulevard to the north and Pappas Dr. to the east.

RECOMMENDATION

On July 2, 2017, Planning and Zoning Commission provided a positive recommendation for plat approval with the condition that the name “Jordan Ranch” not be used as that name is trademarked by the developer of the Jordan Ranch subdivision. Staff concurs.

May 25, 2017

Engineering Review

Preliminary Plat - Jordan Ranch Commercial
Waller County, Texas

For Information only:

1. This plat will create one (1) Unrestricted Reserve that will have a total acreage of 6.059 acres.
2. This Unrestricted Reserve will have access to Jordan Ranch Drive on its West, Kingsland Blvd on its North and Pappas Drive on its East.
3. Since this tract is located in the ETJ of the City of Fulshear it will need approval of the City, Waller County and Brookshire Katy Drainage District.

Recommendations:

I recommend that this Preliminary Plat of Jordan Ranch Commercial be approved with the following additions/correction:

- A) Building Lines need to be shown along the roadways that abut this tract.
- B) The abbreviations are shown for Harris County. These need to reflect Waller County.
- C) The Title Block reflects this tract as being in two (2) surveys while the Metes and Bounds description shows it located in only one survey and Abstract.
- D) The names of the Chairman and Co-Chairman of the Planning Commissions need to be updated.
- E) The name of the Mayor needs to be updated.
- F) In the dedication language, the owner is shown as Jordan Ranch Investments, LLC while the Notary Certification shows CCR Venture Management, LLC. The date in this certification is shown as 2015.
- G) A Note needs to be added to the plat showing that this tract is located in the ETJ of the City of Fulshear.



AGENDA MEMO
BUSINESS OF THE PLANNING & ZONING COMMISSION
CITY OF FULSHEAR, TEXAS

AGENDA OF:	June 2, 2017	AGENDA ITEM:	11
DATE SUBMITTED:	May 30, 2017	DEPARTMENT:	Planning and Development
PREPARED BY:	Sharon Valiante, Public Works Director, Michelle Killebrew Building Official, Brant Gary, Executive Director of Planning and Development	PRESENTER:	David Leyendecker, City Engineer
SUBJECT:	CONSENT AND APPROVAL OF JORDAN RANCH BOULEVARD AND KINGSLAND BOULEVARD- STREET DEDICATION NO. 5/ PRELIMINARY PLAT		
ATTACHMENTS:	City Engineer's Engineering Review: Amending Plat for Right of Way Correction on Jordan Ranch Boulevard and Kingsland Boulevard Street Dedication No. 5		

EXECUTIVE SUMMARY

The Planning and Zoning Commission considered an Amending Plat to correct the Right of Way for Jordan Ranch Boulevard and Kingsland Boulevard Street Dedication No. 5. The plat was previously record as a street dedication to Waller County, but needs to correct an error in the placement of the right of ways for Jordan Ranch Boulevard and Kingsland Boulevard.

RECOMMENDATION

On July 2, 2017, Planning and Zoning Commission provided a positive recommendation for plat approval as submitted. Staff concurs.

May 30, 2017

Engineering Review

Revised Preliminary Plat - An Amending Plat of
Jordan Ranch Boulevard and Kingsland Boulevard
Street Dedication No.5
Waller County, Texas

For Information only:

1. This plat serves to correct an error in the placement of the Right-of-Way for Jordan Ranch Boulevard and Kingsland Boulevard.
2. Both boulevards exist now and are constructed on the ground. The only change will be in the street right-of-way lines.
3. Since this tract is located in the E.T.J. of the City of Fulshear, approval will be required by the City, Waller County and Brookshire-Katy Drainage District.

Recommendations:

I recommend that this Revised Preliminary Plat of Jordan Ranch Boulevard and Kingsland Boulevard be approved.



**AGENDA MEMO
BUSINESS OF THE CITY COUNCIL
CITY OF FULSHEAR, TEXAS**

AGENDA OF:	June 20, 2017	AGENDA ITEM:	H
DATE SUBMITTED:	June 5, 2017	DEPARTMENT:	Public Works
PREPARED BY:	Sharon Valiante Director of Public Works	PRESENTER:	Sharon Valiante, Director of Public Works
SUBJECT:	Infrastructure Acceptance and Conveyance – MUD 169 (the “District”) – Streets, Water, Sanitary Sewer, & Storm		
ATTACHMENTS:	<ol style="list-style-type: none"> 1. Street Acceptance - West Cross Creek Bend Extension No. 3 & Cross Creek Bend Extension No. 9 2. Utility Conveyance and Security Agreement- West Cross Creek Bend Extension No. 3 & Cross Creek Bend Extension No. 9 3. City Engineer’s Statement of Approval 		
EXPENDITURE REQUIRED:	N/A		
AMOUNT BUDGETED:	N/A		
FUNDING ACCOUNT:	N/A		
ADDITIONAL APPROPRIATION REQUIRED:	N/A		
FUNDING ACCOUNT:			

EXECUTIVE SUMMARY

As each phase of development is acquired and constructed, the MUD Districts prepare documents that are submitted to the City with a request for consideration for transfer of ownership, which is considered and approved by City Council. The Districts, in accordance with the Development Agreement and Utility Agreements in place, have complied with Section 2.10 – As construction of each Phase is completed, the City shall inspect and if the City finds that the Phase has been completed in accordance with the final plans and specifications approved by the City, or any modifications approved by the City, the City will accept the Phase for ownership, operation and maintenance. The District, MUD No. 169, is submitting for consideration Utilities to serve West Cross Creek Bend Extension No. 3 & Cross Creek Bend Extension No. 9 and Streets for West Cross Creek Bend Extension No. 3 & Cross Creek Bend Extension No. 9

The infrastructure is valued at:

West Cross Creek Bend Extension No. 3

1. Paving – Total Costs:	\$227,850
2. Storm Sewer System – Total Costs:	\$157,477
3. Sanitary Sewer System – Total Costs:	\$ 80,847 (conveyance only)
4. Water System – Total Costs:	\$ 66,311 (conveyance only)

Cross Creek Bend Extension No. 9

1. Paving – Total Costs:	\$259,298
2. Storm Sewer System – Total Costs:	\$ 74,673
3. Water System – Total Costs:	\$ 82,227 (conveyance only)

RECOMMENDATION

Staff recommends that council accept the infrastructure constructed and completed for the District and authorize the Mayor to execute the following:

1. Street Acceptance s for West Cross Creek Bend Extension No. 3;
2. Street Acceptance s for Cross Creek Bend Extension No. 9
3. Utility Conveyance and Security Agreements for West Cross Creek Bend Extension No. 3;
4. Utility Conveyance and Security Agreements for Cross Creek Bend Extension No. 9

STREET ACCEPTANCE

THE STATE OF TEXAS §
 § KNOW ALL BY THESE PRESENTS:
COUNTY OF FORT BEND §

WHEREAS, a plat for West Cross Creek Bend Lane Extension No. 3 has been recorded under Plat No. 20160195 in the Plat Records of Fort Bend County, Texas, and street(s) (and culvert facilities, if any) have been constructed within the land shown on such plat (collectively, the "Streets"); and

WHEREAS, the City desires to accept the Streets for operation and maintenance.

Now, Therefore, the City hereby accepts the Streets for operation and maintenance by the City.

CITY OF FULSHEAR, TEXAS

Mayor

ATTEST:

City Secretary

THE STATE OF TEXAS §
 §
COUNTY OF FORT BEND §

This instrument was acknowledged before me on the _____ day of _____, 2017, by _____ as Mayor of the City of Fulshear, Texas, on behalf of said City.

Notary Public, State of Texas

(NOTARY SEAL)

STREET ACCEPTANCE

THE STATE OF TEXAS §
 § KNOW ALL BY THESE PRESENTS:
COUNTY OF FORT BEND §

WHEREAS, a plat for Cross Creek Bend Lane Extension No. 9 has been recorded under Plat No. 20160057 in the Plat Records of Fort Bend County, Texas, and street(s) (and culvert facilities, if any) have been constructed within the land shown on such plat (collectively, the "Streets"); and

WHEREAS, the City desires to accept the Streets for operation and maintenance.

Now, Therefore, the City hereby accepts the Streets for operation and maintenance by the City.

CITY OF FULSHEAR, TEXAS

Mayor

ATTEST:

City Secretary

THE STATE OF TEXAS §
 §
COUNTY OF FORT BEND §

This instrument was acknowledged before me on the _____ day of _____, 2017, by _____ as Mayor of the City of Fulshear, Texas, on behalf of said City.

Notary Public, State of Texas

(NOTARY SEAL)

UTILITY CONVEYANCE AND SECURITY AGREEMENT

STATE OF TEXAS §
 § KNOW ALL PERSONS BY THESE PRESENTS:
COUNTY OF FORT BEND §

Fort Bend County Municipal Utility District No. 169 (the "District") has constructed certain improvements, structures, and facilities designed to provide water, wastewater, and/or drainage to serve areas within or near the District's boundaries and the boundaries of the City of Fulshear, Texas (the "City"). For good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the District does hereby convey, transfer, and deliver to the City, its successors and assigns, those certain facilities described as follows:

Those certain water, sanitary sewer, and storm sewer facilities, and all related appurtenances, to serve West Cross Creek Bend Lane Extension No. 3 (except any detention ponds, any drainage channels, and any non-potable water facilities) constructed to date on behalf of the District pursuant to the construction contract ("Construction Contract") between the District and Hurtado Construction Company, Inc. ("Contractor") dated July 14, 2016, which facilities are located within or near the boundaries of the District, and together with any improvements, structures, storm sewer mains, plants, service pumps, storage reservoirs, electrical equipment, plant equipment, distribution lines, collection lines, water mains, lift stations, meters, valves, pipes, fittings, connections, meter boxes, laterals, easements, rights-of-way, licenses, operating rights and all other property therein whether real, personal or mixed, owned by the District in connection with the facilities being conveyed hereby (the "Facilities"), including but not limited to those easements recorded in the real property records of Fort Bend County as file nos. 2016083535 and 2016083536. Some or all of the Facilities are located within or near the land shown on the plat for West Cross Creek Bend Lane Extension No. 3 that is recorded under Plat No. 20160195, in the Plat Records of Fort Bend County, Texas.

The District constructed the Facilities and is conveying the Facilities to the City pursuant to the Utility Agreement, as amended, by and between the City and the District (the "Utility Agreement"). Sections 2.09 and 2.10 of the Utility Agreement require that the System (as defined therein) be conveyed to the City for ownership, operation and maintenance, subject to a security interest retained by the District.

The District hereby reserves a security interest in the Facilities, more particularly described in Section 2.09 of the Utility Agreement, to secure the performance of the

City's obligations under the Utility Agreement. The District reserves said security interest under Texas law and the Utility Agreement.

The District hereby reserves the full capacity of the Facilities.

The District hereby assigns to the City all rights (including, without limitation, all rights under the Construction Contract, to the extent the Construction Contract allows assignment of such rights), maintenance bonds, warranties and manufacturer's warranties, if any, owned or acquired by the District for the Facilities. Notwithstanding any provision hereof, this Utility Conveyance and Security Agreement shall not be construed to limit or modify any indemnity obligations, or any other obligations, that Contractor, or its surety, may otherwise have to the District or to any other party under the Construction Contract.

The City hereby agrees by its acceptance of this conveyance to operate and maintain the Facilities in accordance with the terms of the Utility Agreement.

This Utility Conveyance and Security Agreement is effective as of the later of: (i) the date that the District executes this instrument; or (ii) the date that the City executes this instrument.

FORT BEND COUNTY MUNICIPAL UTILITY
DISTRICT NO. 169

By: _____
Name: _____
Title: _____
Date: _____

ATTEST:

By: _____
Name: _____
Secretary, Board of Directors

THE STATE OF TEXAS §
 §
COUNTY OF FORT BEND §

This instrument was acknowledged before me on the ____ day of _____, 2017, by _____, as President, of the Board of Directors of Fort Bend County Municipal Utility District No. 169, a political subdivision of the State of Texas, on behalf of said political subdivision.

Notary Public, State of Texas

(NOTARY SEAL)

In accordance with the Utility Agreement, as defined above, the City hereby accepts this Utility Conveyance and Security Agreement. Such City acceptance is effective as of the later of: (i) the date that the District executes this instrument; or (ii) the date that the City executes this instrument.

CITY OF FULSHEAR, TEXAS

By: _____
Name: _____
Title: Mayor
Date: _____

ATTEST:

BY: _____
Name: _____
City Secretary

THE STATE OF TEXAS §
 §
COUNTY OF FORT BEND §

This instrument was acknowledged before me on the _____ day of _____, 2017, by _____ as Mayor of the City of Fulshear, Texas, on behalf of said City.

Notary Public, State of Texas

(NOTARY SEAL)

AFTER RECORDING RETURN TO: Linda Sotirake, Allen Boone Humphries Robinson LLP, 3200 Southwest Freeway, Suite 2600, Houston, TX 77027.

UTILITY CONVEYANCE AND SECURITY AGREEMENT

STATE OF TEXAS §
 § KNOW ALL PERSONS BY THESE PRESENTS:
COUNTY OF FORT BEND §

Fort Bend County Municipal Utility District No. 169 (the "District") has constructed certain improvements, structures, and facilities designed to provide water, wastewater, and/or drainage to serve areas within or near the District's boundaries and the boundaries of the City of Fulshear, Texas (the "City"). For good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the District does hereby convey, transfer, and deliver to the City, its successors and assigns, those certain facilities described as follows:

Those certain water, sanitary sewer, and storm sewer facilities, and all related appurtenances, to serve Cross Creek Bend Lane Extension No. 9 (except any detention ponds, any drainage channels, and any non-potable water facilities) constructed to date on behalf of the District pursuant to the construction contract ("Construction Contract") between the District and Bay Utilities, LLC ("Contractor") dated February 15, 2016, which facilities are located within or near the boundaries of the District, and together with any improvements, structures, storm sewer mains, plants, service pumps, storage reservoirs, electrical equipment, plant equipment, distribution lines, collection lines, water mains, lift stations, meters, valves, pipes, fittings, connections, meter boxes, laterals, easements, rights-of-way, licenses, operating rights and all other property therein whether real, personal or mixed, owned by the District in connection with the facilities being conveyed hereby (the "Facilities"). Some or all of the Facilities are located within or near the land shown on the plat for Cross Creek Bend Lane Extension No. 9 that is recorded under Plat No. 20160057, in the Plat Records of Fort Bend County, Texas.

The District constructed the Facilities and is conveying the Facilities to the City pursuant to the Utility Agreement, as amended, by and between the City and the District (the "Utility Agreement"). Sections 2.09 and 2.10 of the Utility Agreement require that the System (as defined therein) be conveyed to the City for ownership, operation and maintenance, subject to a security interest retained by the District.

The District hereby reserves a security interest in the Facilities, more particularly described in Section 2.09 of the Utility Agreement, to secure the performance of the City's obligations under the Utility Agreement. The District reserves said security interest under Texas law and the Utility Agreement.

The District hereby reserves the full capacity of the Facilities.

The District hereby assigns to the City all rights (including, without limitation, all rights under the Construction Contract, to the extent the Construction Contract allows assignment of such rights), maintenance bonds, warranties and manufacturer's warranties, if any, owned or acquired by the District for the Facilities. Notwithstanding any provision hereof, this Utility Conveyance and Security Agreement shall not be construed to limit or modify any indemnity obligations, or any other obligations, that Contractor, or its surety, may otherwise have to the District or to any other party under the Construction Contract.

The City hereby agrees by its acceptance of this conveyance to operate and maintain the Facilities in accordance with the terms of the Utility Agreement.

This Utility Conveyance and Security Agreement is effective as of the later of: (i) the date that the District executes this instrument; or (ii) the date that the City executes this instrument.

FORT BEND COUNTY MUNICIPAL UTILITY
DISTRICT NO. 169

By: _____
Name: _____
Title: _____
Date: _____

ATTEST:

By: _____
Name: _____
Secretary, Board of Directors

THE STATE OF TEXAS §
 §
COUNTY OF FORT BEND §

This instrument was acknowledged before me on the ____ day of _____, 2017, by _____, as President, of the Board of Directors of Fort Bend County Municipal Utility District No. 169, a political subdivision of the State of Texas, on behalf of said political subdivision.

Notary Public, State of Texas

(NOTARY SEAL)

In accordance with the Utility Agreement, as defined above, the City hereby accepts this Utility Conveyance and Security Agreement. Such City acceptance is effective as of the later of: (i) the date that the District executes this instrument; or (ii) the date that the City executes this instrument.

CITY OF FULSHEAR, TEXAS

By: _____
Name: _____
Title: Mayor
Date: _____

ATTEST:

BY: _____
Name: _____
City Secretary

THE STATE OF TEXAS §
 §
COUNTY OF FORT BEND §

This instrument was acknowledged before me on the _____ day of _____, 2017, by _____ as Mayor of the City of Fulshear, Texas, on behalf of said City.

Notary Public, State of Texas

(NOTARY SEAL)

AFTER RECORDING RETURN TO: Linda Sotirake, Allen Boone Humphries Robinson LLP, 3200 Southwest Freeway, Suite 2600, Houston, TX 77027.

June 13, 2017

CJ Snipes, City Manager
City of Fulshear
P.O. Box 279
Fulshear, TX 77441

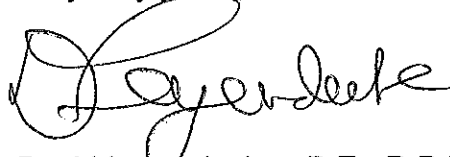
Re: Public Improvements MUD 169
West Cross Creek Bend Extension No. 3 &
Cross Creek Bend Lane No. 9
City of Fulshear, Texas

Dear C.J.:

The constructions for the Public Improvements for West Cross Creek Bend Extension No. 3 & Cross Creek Bend Lane No. 9 are complete. The improvements have been tested, inspected and are ready for the City of Fulshear to accept for maintenance.

I recommend that the City of Fulshear accept the Public Improvements for West Cross Creek Bend Lane No. 3 and Cross Creek Bend Lane No. 9 for maintenance. As usual the City receives a two (2) year Maintenance Bond on these Improvements. If you have any questions or if you additional information please feel free to contact me.

Very truly yours,



David Leyendecker, P.E., R.P.L.S.
Engineer for the City

DL/pe

**AGENDA MEMO
BUSINESS OF THE CITY COUNCIL
CITY OF FULSHEAR, TEXAS**

AGENDA OF:	June 20, 2017	AGENDA ITEM:	I
DATE SUBMITTED:	June 5, 2017	DEPARTMENT	Public Works
PREPARED BY:	Sharon Valiante Director of Public Works	PRESENTER:	Sharon Valiante, Director of Public Works
SUBJECT:	Infrastructure Acceptance and Conveyance – MUD 173 (the “District) – Streets, Water, Sanitary Sewer, & Storm		
ATTACHMENTS:	<ol style="list-style-type: none"> 1. Street Acceptance- Creek Falls at Cross Creek Ranch, Section Eight (8), & Creek Falls at Cross Creek Ranch, Section Nine (9) 2. Utility Conveyance and Security Agreement- Creek Falls at Cross Creek Ranch, Section Eight (8), Creek Falls at Cross Creek Ranch, Section Nine (9), & Market at Cross Creek Ranch Parcel A 3. City Engineer’s Statement of Approval 		
EXPENDITURE REQUIRED:	N/A		
AMOUNT BUDGETED:	N/A		
FUNDING ACCOUNT:	N/A		
ADDITIONAL APPROPRIATION REQUIRED:	N/A		
FUNDING ACCOUNT:			

EXECUTIVE SUMMARY

As each phase of development is acquired and constructed, the MUD Districts prepare documents that are submitted to the City with a request for consideration for transfer of ownership, which is considered and approved by City Council. The Districts, in accordance with the Development Agreement and Utility Agreements in place, have complied with Section 2.10 – As construction of each Phase is completed, the City shall inspect and if the City finds that the Phase has been completed in accordance with the final plans and specifications approved by the City, or any modifications approved by the City, the City will accept the Phase for ownership, operation and maintenance. The District, MUD No. 173, is submitting for consideration Utilities to serve Creek Falls at Cross Creek Ranch Section Eight (8), & Section Nine (9), and Market at Cross Creek Ranch Parcel A; and for consideration of Streets for Creek Falls at Cross Creek Ranch Section Eight (8) & Section Nine (9).

Market at Cross Creek Ranch Parcel A is a commercial site with MUD 169 facilities that were constructed by the MUD within public easements.

The infrastructure is valued at:

Creek Falls at Cross Creek Ranch, Section 8

- | | |
|---|------------------------------|
| 1. Paving – Total Costs: | \$556,954 |
| 2. Storm Sewer System – Total Costs: | \$ 474,128 |
| 3. Sanitary Sewer System – Total Costs: | \$ 192,383 (conveyance only) |
| 4. Water System – Total Costs: | \$ 112,095 (conveyance only) |

Creek Falls at Cross Creek Ranch, Section 9

- | | |
|---|------------------------------|
| 1. Paving – Total Costs: | \$494,393 |
| 2. Storm Sewer System – Total Costs: | \$ 250,936 |
| 3. Sanitary Sewer System – Total Costs: | \$ 126,791 (conveyance only) |
| 4. Water System – Total Costs: | \$ 79,660 (conveyance only) |

Market at Cross Creek Ranch Parcel A

- | | |
|---|-----------------------------|
| 1. Storm Sewer System – Total Costs: | \$ 66,283 |
| 2. Sanitary Sewer System – Total Costs: | \$ 20,536 (conveyance only) |
| 3. Water System – Total Costs: | \$ 13,134 (conveyance only) |

RECOMMENDATION

Staff recommends that council accept the infrastructure constructed and completed for the District and authorize the Mayor to execute the following:

1. Street Acceptances for Creek Falls at Cross Creek Ranch, Section Eight (8);
2. Street Acceptances for Creek Falls at Cross Creek Ranch, Section Nine (9);
3. Utility Conveyance and Security Agreements for Creek Falls at Cross Creek Ranch, Section Eight (8)
4. Utility Conveyance and Security Agreements for Creek Falls at Cross Creek Ranch Nine (9).
5. Utility Conveyance and Security Agreements for Market at Cross Creek Ranch Parcel A.

STREET ACCEPTANCE

THE STATE OF TEXAS §
 § KNOW ALL BY THESE PRESENTS:
COUNTY OF FORT BEND §

WHEREAS, a plat for Creek Falls at Cross Creek Ranch, Section Eight has been recorded under Plat No. 20160197 in the Plat Records of Fort Bend County, Texas, and street(s) (and culvert facilities, if any) have been constructed within the land shown on such plat (collectively, the "Streets"); and

WHEREAS, the City desires to accept the Streets for operation and maintenance.

Now, Therefore, the City hereby accepts the Streets for operation and maintenance by the City.

CITY OF FULSHEAR, TEXAS

Mayor

ATTEST:

City Secretary

THE STATE OF TEXAS §
 §
COUNTY OF FORT BEND §

This instrument was acknowledged before me on the _____ day of _____, 2017, by _____ as Mayor of the City of Fulshear, Texas, on behalf of said City.

Notary Public, State of Texas

(NOTARY SEAL)

STREET ACCEPTANCE

THE STATE OF TEXAS §
 § KNOW ALL BY THESE PRESENTS:
COUNTY OF FORT BEND §

WHEREAS, a plat for Creek Falls at Cross Creek Ranch, Section Nine has been recorded under Plat No. 20160199 in the Plat Records of Fort Bend County, Texas, and street(s) (and culvert facilities, if any) have been constructed within the land shown on such plat (collectively, the "Streets"); and

WHEREAS, the City desires to accept the Streets for operation and maintenance.

Now, Therefore, the City hereby accepts the Streets for operation and maintenance by the City.

CITY OF FULSHEAR, TEXAS

Mayor

ATTEST:

City Secretary

THE STATE OF TEXAS §
 §
COUNTY OF FORT BEND §

This instrument was acknowledged before me on the _____ day of _____, 2017, by _____ as Mayor of the City of Fulshear, Texas, on behalf of said City.

Notary Public, State of Texas

(NOTARY SEAL)

UTILITY CONVEYANCE AND SECURITY AGREEMENT

STATE OF TEXAS §
 § KNOW ALL PERSONS BY THESE PRESENTS:
COUNTY OF FORT BEND §

Fort Bend County Municipal Utility District No. 173 (the "District") has constructed certain improvements, structures, and facilities designed to provide water, wastewater, and/or drainage to serve areas within or near the District's boundaries and the boundaries of the City of Fulshear, Texas (the "City"). For good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the District does hereby convey, transfer, and deliver to the City, its successors and assigns, those certain facilities described as follows:

Those certain water, sanitary sewer, and storm sewer facilities, and all related appurtenances, to serve Creek Falls at Cross Creek Ranch, Section Eight (except any detention ponds, any drainage channels, and any non-potable water facilities) constructed to date on behalf of the District pursuant to the construction contract ("Construction Contract") between the District and Hurtado Construction Company, ("Contractor") dated August 8, 2016, which facilities are located within or near the boundaries of the District, and together with any improvements, structures, storm sewer mains, plants, service pumps, storage reservoirs, electrical equipment, plant equipment, distribution lines, collection lines, water mains, lift stations, meters, valves, pipes, fittings, connections, meter boxes, laterals, easements, rights-of-way, licenses, operating rights and all other property therein whether real, personal or mixed, owned by the District in connection with the facilities being conveyed hereby (the "Facilities") including but not limited to the 0.0809-acre storm sewer easement and 0.0618-acre storm sewer easement described in the storm sewer easement recorded in the real property records of Fort Bend County as file no. 2016119185. Some or all of the Facilities are located within or near the land shown on the plat for Creek Falls at Cross Creek Ranch Section Eight that is recorded under Plat No. 20160197 in the Plat Records of Fort Bend County, Texas.

The District constructed the Facilities and is conveying the Facilities to the City pursuant to the Utility Agreement, as amended, by and between the City and the District (the "Utility Agreement"). Sections 2.09 and 2.10 of the Utility Agreement require that the System (as defined therein) be conveyed to the City for ownership, operation and maintenance, subject to a security interest retained by the District.

The District hereby reserves a security interest in the Facilities, more particularly described in Section 2.09 of the Utility Agreement, to secure the performance of the City's obligations under the Utility Agreement. The District reserves said security interest under Texas law and the Utility Agreement.

The District hereby reserves the full capacity of the Facilities.

The District hereby assigns to the City all rights (including, without limitation, all rights under the Construction Contract, to the extent the Construction Contract allows assignment of such rights), maintenance bonds, warranties and manufacturer's warranties, if any, owned or acquired by the District for the Facilities. Notwithstanding any provision hereof, this Utility Conveyance and Security Agreement shall not be construed to limit or modify any indemnity obligations, or any other obligations, that Contractor, or its surety, may otherwise have to the District or to any other party under the Construction Contract.

The City hereby agrees by its acceptance of this conveyance to operate and maintain the Facilities in accordance with the terms of the Utility Agreement.

This Utility Conveyance and Security Agreement is effective as of the later of: (i) the date that the District executes this instrument; or (ii) the date that the City executes this instrument.

FORT BEND COUNTY MUNICIPAL UTILITY
DISTRICT NO. 173

By: _____
Name: _____
Title: _____
Date: _____

ATTEST:

Secretary, Board of Directors

THE STATE OF TEXAS

§
§
§

COUNTY OF HARRIS

This instrument was acknowledged before me on the ____ day of _____, 2017, by _____, as President, of the Board of Directors of Fort Bend County Municipal Utility District No. 173, a political subdivision of the State of Texas, on behalf of said political subdivision.

Notary Public, State of Texas

(NOTARY SEAL)

In accordance with the Utility Agreement, as defined above, the City hereby accepts this Utility Conveyance and Security Agreement. Such City acceptance is effective as of the later of: (i) the date that the District executes this instrument; or (ii) the date that the City executes this instrument.

CITY OF FULSHEAR, TEXAS

By: _____
Name: _____
Title: Mayor
Date: _____

ATTEST:

By: _____
Name: _____
Title: City Secretary

THE STATE OF TEXAS §
 §
COUNTY OF FORT BEND §

This instrument was acknowledged before me on the _____ day of _____, 2017, by _____ as Mayor of the City of Fulshear, Texas, on behalf of said City.

Notary Public, State of Texas

(NOTARY SEAL)

AFTER RECORDING RETURN TO: Linda Sotirake, Allen Boone Humphries Robinson LLP, 3200 Southwest Freeway, Suite 2600, Houston, TX 77027.

UTILITY CONVEYANCE AND SECURITY AGREEMENT

STATE OF TEXAS §
 § KNOW ALL PERSONS BY THESE PRESENTS:
COUNTY OF FORT BEND §

Fort Bend County Municipal Utility District No. 173 (the "District") has constructed certain improvements, structures, and facilities designed to provide water, wastewater, and/or drainage to serve areas within or near the District's boundaries and the boundaries of the City of Fulshear, Texas (the "City"). For good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the District does hereby convey, transfer, and deliver to the City, its successors and assigns, those certain facilities described as follows:

Those certain water, sanitary sewer, and storm sewer facilities, and all related appurtenances, to serve Creek Falls at Cross Creek Ranch, Section Nine (except any detention ponds, any drainage channels, and any non-potable water facilities) constructed to date on behalf of the District pursuant to the construction contract ("Construction Contract") between the District and Principal Services, Ltd., ("Contractor") dated September 22, 2016, which facilities are located within or near the boundaries of the District, and together with any improvements, structures, storm sewer mains, plants, service pumps, storage reservoirs, electrical equipment, plant equipment, distribution lines, collection lines, water mains, lift stations, meters, valves, pipes, fittings, connections, meter boxes, laterals, easements, rights-of-way, licenses, operating rights and all other property therein whether real, personal or mixed, owned by the District in connection with the facilities being conveyed hereby (the "Facilities"). Some or all of the Facilities are located within or near the land shown on the plat for Creek Falls at Cross Creek Ranch Section Nine that is recorded under Plat No. 20160199 in the Plat Records of Fort Bend County, Texas.

The District constructed the Facilities and is conveying the Facilities to the City pursuant to the Utility Agreement, as amended, by and between the City and the District (the "Utility Agreement"). Sections 2.09 and 2.10 of the Utility Agreement require that the System (as defined therein) be conveyed to the City for ownership, operation and maintenance, subject to a security interest retained by the District.

The District hereby reserves a security interest in the Facilities, more particularly described in Section 2.09 of the Utility Agreement, to secure the performance of the

City's obligations under the Utility Agreement. The District reserves said security interest under Texas law and the Utility Agreement.

The District hereby reserves the full capacity of the Facilities.

The District hereby assigns to the City all rights (including, without limitation, all rights under the Construction Contract, to the extent the Construction Contract allows assignment of such rights), maintenance bonds, warranties and manufacturer's warranties, if any, owned or acquired by the District for the Facilities. Notwithstanding any provision hereof, this Utility Conveyance and Security Agreement shall not be construed to limit or modify any indemnity obligations, or any other obligations, that Contractor, or its surety, may otherwise have to the District or to any other party under the Construction Contract.

The City hereby agrees by its acceptance of this conveyance to operate and maintain the Facilities in accordance with the terms of the Utility Agreement.

This Utility Conveyance and Security Agreement is effective as of the later of: (i) the date that the District executes this instrument; or (ii) the date that the City executes this instrument.

FORT BEND COUNTY MUNICIPAL UTILITY
DISTRICT NO. 173

By: _____
Name: _____
Title: _____
Date: _____

ATTEST:

Secretary, Board of Directors

THE STATE OF TEXAS §
 §
COUNTY OF HARRIS §

This instrument was acknowledged before me on the ____ day of _____, 2017, by _____, as President, of the Board of Directors of Fort Bend County Municipal Utility District No. 173, a political subdivision of the State of Texas, on behalf of said political subdivision.

Notary Public, State of Texas

(NOTARY SEAL)

In accordance with the Utility Agreement, as defined above, the City hereby accepts this Utility Conveyance and Security Agreement. Such City acceptance is effective as of the later of: (i) the date that the District executes this instrument; or (ii) the date that the City executes this instrument.

CITY OF FULSHEAR, TEXAS

By: _____
Name: _____
Title: Mayor
Date: _____

ATTEST:

By: _____
Name: _____
Title: City Secretary

THE STATE OF TEXAS §
 §
COUNTY OF FORT BEND §

This instrument was acknowledged before me on the _____ day of _____, 2017, by _____ as Mayor of the City of Fulshear, Texas, on behalf of said City.

Notary Public, State of Texas

(NOTARY SEAL)

AFTER RECORDING RETURN TO: Linda Sotirake, Allen Boone Humphries Robinson LLP, 3200 Southwest Freeway, Suite 2600, Houston, TX 77027.

UTILITY CONVEYANCE AND SECURITY AGREEMENT

STATE OF TEXAS §
 § KNOW ALL PERSONS BY THESE PRESENTS:
COUNTY OF FORT BEND §

Fort Bend County Municipal Utility District No. 173 (the "District") has constructed certain improvements, structures, and facilities designed to provide water, wastewater, and/or drainage to serve areas within or near the District's boundaries and the boundaries of the City of Fulshear, Texas (the "City"). For good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the District does hereby convey, transfer, and deliver to the City, its successors and assigns, those certain facilities described as follows:

Those certain water, sanitary sewer, and storm sewer facilities, and all related appurtenances, to serve Market at Cross Creek Parcel "A" (except any detention ponds, any drainage channels, and any non-potable water facilities) constructed to date on behalf of the District pursuant to the construction contract ("Construction Contract") between the District and Jaho, Inc., ("Contractor") dated May 31, 2016, which facilities are located within or near the boundaries of the District, and together with any improvements, structures, storm sewer mains, plants, service pumps, storage reservoirs, electrical equipment, plant equipment, distribution lines, collection lines, water mains, lift stations, meters, valves, pipes, fittings, connections, meter boxes, laterals, easements, rights-of-way, licenses, operating rights and all other property therein whether real, personal or mixed, owned by the District in connection with the facilities being conveyed hereby (the "Facilities") including but not limited to those easements recorded in the real property records of Fort Bend County as file nos. 2016037857, 2017022820, 2017022821, 2017038956 and 2017041727. Some or all of the Facilities are located within or near the land shown on the plat for The Market at Cross Creek Ranch that is recorded under Plat No. 20160270 in the Plat Records of Fort Bend County, Texas.

The District constructed the Facilities and is conveying the Facilities to the City pursuant to the Utility Agreement, as amended, by and between the City and the District (the "Utility Agreement"). Sections 2.09 and 2.10 of the Utility Agreement require that the System (as defined therein) be conveyed to the City for ownership, operation and maintenance, subject to a security interest retained by the District.

The District hereby reserves a security interest in the Facilities, more particularly described in Section 2.09 of the Utility Agreement, to secure the performance of the City's obligations under the Utility Agreement. The District reserves said security interest under Texas law and the Utility Agreement.

The District hereby reserves the full capacity of the Facilities.

The District hereby assigns to the City all rights (including, without limitation, all rights under the Construction Contract, to the extent the Construction Contract allows assignment of such rights), maintenance bonds, warranties and manufacturer's warranties, if any, owned or acquired by the District for the Facilities. Notwithstanding any provision hereof, this Utility Conveyance and Security Agreement shall not be construed to limit or modify any indemnity obligations, or any other obligations, that Contractor, or its surety, may otherwise have to the District or to any other party under the Construction Contract.

The City hereby agrees by its acceptance of this conveyance to operate and maintain the Facilities in accordance with the terms of the Utility Agreement.

This Utility Conveyance and Security Agreement is effective as of the later of: (i) the date that the District executes this instrument; or (ii) the date that the City executes this instrument.

FORT BEND COUNTY MUNICIPAL UTILITY
DISTRICT NO. 173

By: _____
Name: _____
Title: _____
Date: _____

ATTEST:

Secretary, Board of Directors

THE STATE OF TEXAS §
 §
COUNTY OF HARRIS §

This instrument was acknowledged before me on the ____ day of _____, 2017, by _____, as President, of the Board of Directors of Fort Bend County Municipal Utility District No. 173, a political subdivision of the State of Texas, on behalf of said political subdivision.

Notary Public, State of Texas

(NOTARY SEAL)

In accordance with the Utility Agreement, as defined above, the City hereby accepts this Utility Conveyance and Security Agreement. Such City acceptance is effective as of the later of: (i) the date that the District executes this instrument; or (ii) the date that the City executes this instrument.

CITY OF FULSHEAR, TEXAS

By: _____
Name: _____
Title: Mayor
Date: _____

ATTEST:

By: _____
Name: _____
Title: City Secretary

THE STATE OF TEXAS §
 §
COUNTY OF FORT BEND §

This instrument was acknowledged before me on the _____ day of _____, 2017, by _____ as Mayor of the City of Fulshear, Texas, on behalf of said City.

Notary Public, State of Texas

(NOTARY SEAL)

AFTER RECORDING RETURN TO: Linda Sotirake, Allen Boone Humphries Robinson LLP, 3200 Southwest Freeway, Suite 2600, Houston, TX 77027.

June 13, 2017

CJ Snipes, City Manager
City of Fulshear
P.O. Box 279
Fulshear, TX 77441

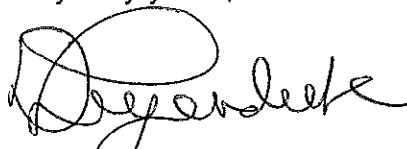
Re: Public Improvements MUD 173
Creek Falls at Cross Creek Ranch Section 9
City of Fulshear, Texas

Dear C.J.:

The construction for the Public Improvements for Creek Falls at Cross Creek Ranch Section 9 is complete. The improvements have been tested, inspected and are ready for the City of Fulshear to accept for maintenance.

I recommend that the City of Fulshear accept the Public Improvements for Creek Falls at Cross Creek Ranch Section 9 for maintenance. As usual the City receives a two (2) year Maintenance Bond on these improvements. If you have any questions or if you additional information please feel free to contact me.

Very truly yours,



David Leyendecker, P.E., R.P.L.S.
Engineer for the City

DL/pe

June 13, 2017

CJ Snipes, City Manager
City of Fulshear
P.O. Box 279
Fulshear, TX 77441

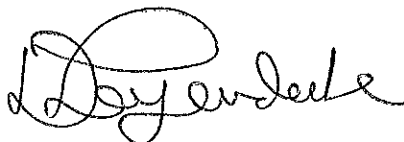
Re: Public Improvements MUD 173
The Market at Cross Creek Ranch Parcel A
City of Fulshear, Texas

Dear C.J.:

The construction for the Public Improvements for The Market at Cross Creek Ranch Parcel A is complete. The improvements have been tested, inspected and are ready for the City of Fulshear to accept for maintenance.

I recommend that the City of Fulshear accept the Public Improvements for The Market at Cross Creek Ranch Parcel A for maintenance. As usual the City receives a two (2) year Maintenance Bond on these improvements. This conveyance from MUD No. 173 will also require the MUD District to convey the Public Utility Easements to the City of Fulshear for the improvements. If you have any questions or if you additional information please feel free to contact me.

Very truly yours,



David Leyendecker, P.E., R.P.L.S.
Engineer for the City

DL/pe

June 13, 2017

CJ Snipes, City Manager
City of Fulshear
P.O. Box 279
Fulshear, TX 77441

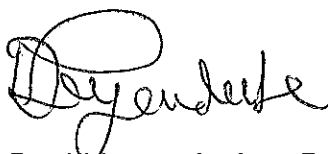
Re: Public Improvements MUD 173
Creek Falls at Cross Creek Ranch Section 8
City of Fulshear, Texas

Dear C.J.:

The construction for the Public Improvements for Creek Falls at Cross Creek Ranch Section 8 is complete. The improvements have been tested, inspected and are ready for the City of Fulshear to accept for maintenance.

I recommend that the City of Fulshear accept the Public Improvements for Creek Falls at Cross Creek Ranch Section 8 for maintenance. As usual the City receives a two (2) year Maintenance Bond on these Improvements. If you have any questions or if you additional information please feel free to contact me.

Very truly yours,



David Leyendecker, P.E., R.P.L.S.
Engineer for the City

DL/pe

**AGENDA MEMO
BUSINESS OF THE CITY COUNCIL
CITY OF FULSHEAR, TEXAS**

AGENDA OF:	June 20, 2017	AGENDA ITEM:	J
DATE SUBMITTED:	June 16, 2017	DEPARTMENT:	Finance
PREPARED BY:	Wes Vela, Chief Financial Officer	PRESENTER:	Wes Vela, Chief Financial Officer
SUBJECT: Consent and Approval of Monthly Financial Report for May 2017			
ATTACHMENTS: May 2017 Monthly Financial Report			
EXPENDITURE REQUIRED:	N/A		
AMOUNT BUDGETED:	N/A		
ACCOUNT NO.:	N/A		
ADDITIONAL APPROPRIATION REQUIRED:	N/A		
ACCOUNT NO.:	N/A		

EXECUTIVE SUMMARY

City Staff has prepared the attached Monthly Financial Report for the month of May 2017. City Staff will be present to answer any questions regarding the information contained within this report.

RECOMMENDATION

Staff recommends the City Council approve the Monthly Financial Report as presented.



CITY OF FULSHEAR

Finance Department

PO Box 279 / 29378 McKinnon, Suite A
Fulshear, Texas 77441
www.fulsheartexas.gov

MEMORANDUM

To: Mayor and City Councilmembers
From: Wes Vela, Chief Financial Officer
Date: June 20, 2017
Subject: Monthly Financial Report

Attached you will find the General Fund monthly financial report for the period ended May 31, 2017. This report represents the activity for 66% of the fiscal year for which the total revenues are reported at 77.48% of budget and total expenditures are reported at 50.53%. Expenditures overall are tracking as planned.

	May-16	May-17
Revenues:		
Tax	85.48%	87.68%
License-Permit Revenue	62.25%	77.50%
Grant Revenue	10.22%	2.08%
Service Revenue	39.99%	80.71%
Fines-Forfeitures Revenue	53.33%	51.38%
Interest Earned	179.36%	385.59%
Other Revenue	1.47%	65.19%
Total	42.62%	77.48%

Expenditures:		
Non-Departmental	93.79%	39.93%
Administration	59.95%	66.87%
Municipal Court	10.07%	8.90%
Emergency Management	45.71%	48.61%
Utility Services	40.60%	49.43%
Economic Development	36.38%	34.28%
General Facilities	65.08%	54.61%
Police	58.75%	62.71%
Street Department	41.85%	51.67%
Public Works & Maint	53.61%	73.13%
Planning & Development	23.64%	31.40%
Builder Services	38.87%	43.47%
Total	69.12%	50.53%

If you have any questions, please don't hesitate to call me at 281.346.8805.

CITY OF FULSHEAR
REVENUE & EXPENSE REPORT (UNAUDITED)
AS OF: MAY 31ST, 2016

100-General Fund
FINANCIAL SUMMARY

66.67% OF YEAR COMP.

	CURRENT BUDGET	CURRENT PERIOD	YEAR TO DATE ACTUAL	% OF BUDGET	BUDGET BALANCE
REVENUE SUMMARY					
TAX	2,413,057.00	109,170.01	2,062,622.45	85.48	350,434.55
LICENSE-PERMIT REVENUE	1,766,800.00	156,673.29	1,099,913.20	62.25	666,886.80
GRANT REVENUE	171,000.00	8,239.54	17,482.91	10.22	153,517.09
SERVICE REVENUE	2,106,144.30	112,475.05	842,154.41	39.99	1,263,989.89
FINES-FORFIETURES REVENUE	189,222.25	8,233.67	100,916.62	53.33	88,305.63
INTEREST EARNED	4,800.00	1,343.39	8,609.12	179.36 (	3,809.12)
OTHER REVENUE	3,151,246.61	48,416.57	46,320.12	1.47	3,104,926.49
TOTAL REVENUES	9,802,270.16	444,551.52	4,178,018.83	42.62	5,624,251.33
EXPENDITURE SUMMARY					
Non-Departmental	4,183,400.00	132,355.31	3,923,578.44	93.79	259,821.56
Administration	1,212,375.11	104,683.74	726,848.98	59.95	485,526.13
Emergency Management	38,755.00	700.66	3,902.89	10.07	34,852.11
Municipal Court	245,643.63	16,111.06	112,289.10	45.71	133,354.53
Utility Services	200,283.08	11,643.22	81,319.91	40.60	118,963.17
Economic Development	352,831.04	19,329.24	128,376.60	36.38	224,454.44
General Facilities	263,180.00	12,238.34	171,272.14	65.08	91,907.86
Police Dept	1,547,468.98	96,941.91	909,169.73	58.75	638,299.25
Street Department	295,500.00	24,843.98	123,674.93	41.85	171,825.07
Public Works & Maint	261,547.96	15,883.67	140,226.97	53.61	121,320.99
Planning & Developmnt	251,194.02	0.00	59,377.44	23.64	191,816.58
Builder Services	865,091.34	41,236.09	336,253.00	38.87	528,838.34
TOTAL EXPENDITURES	9,717,270.16	475,967.22	6,716,290.13	69.12	3,000,980.03
REVENUES OVER/(UNDER) EXPENDITURES	85,000.00 (	31,415.70)	(2,538,271.30)		2,623,271.30

100-General Fund

66.67% OF YEAR COMP.

REVENUES	CURRENT BUDGET	CURRENT PERIOD	YEAR TO DATE ACTUAL	% OF BUDGET	BUDGET BALANCE
TAX					
100-41101 Property Tax - Current Year	1,284,509.00	3,099.23	1,489,087.75	115.93 (	204,578.75)
100-41102 Property Tax - Delinquent	10,000.00	4,815.44	35,596.85	355.97 (	25,596.85)
100-41103 Property Tax - Penlty & Intrst	5,000.00	798.76	4,862.96	97.26	137.04
100-41301 Sales & Use Tax Revenue	786,000.00	60,656.07	301,841.68	38.40	484,158.32
100-41302 Mixed Beverage Tax	20,000.00	0.00	11,240.69	56.20	8,759.31
100-41501 Franchise Revenue - Electrical	184,548.00	0.00	123,037.28	66.67	61,510.72
100-41503 Franchise Revenue - Telecomm	10,000.00	2,820.31	7,419.83	74.20	2,580.17
100-41504 Franchise Revenue - Cable TV	70,000.00	31,318.90	56,258.90	80.37	13,741.10
100-41506 Franchise Revenue - Gas	0.00	2,639.63	4,050.59	0.00 (	4,050.59)
100-41507 Credit Card Fees	12,000.00	3,021.67	15,780.09	131.50 (	3,780.09)
100-41508 Franchise Revenue -Solid Waste	31,000.00	0.00	13,445.83	43.37	17,554.17
TOTAL TAX	2,413,057.00	109,170.01	2,062,622.45	85.48	350,434.55
LICENSE-PERMIT REVENUE					
100-42001 Registration - Electrician	12,000.00	800.00	11,000.00	91.67	1,000.00
100-42002 Registration - HVAC	4,400.00	400.00	4,000.00	90.91	400.00
100-42003 Registration - Bldg Contractor	25,000.00	3,200.00	25,300.00	101.20 (	300.00)
100-42004 Registration - Irrigation	1,200.00	0.00	0.00	0.00	1,200.00
100-42201 Permit - Electrical	68,000.00	4,995.00	40,000.00	58.82	28,000.00
100-42202 Permit - HVAC	55,000.00	5,050.00	27,905.00	50.74	27,095.00
100-42203 Permit - Bldg Contractor	950,000.00	86,868.29	564,372.32	59.41	385,627.68
100-42204 Permit - Plumbing	57,500.00	4,225.00	35,415.00	61.59	22,085.00
100-42205 Permit - Solicitation	100.00	180.00	180.00	180.00 (	80.00)
100-42207 Permit - Moving & Demolition	100.00	0.00	335.00	335.00 (	235.00)
100-42208 Permit - Sign	2,500.00	1,200.00	2,525.00	101.00 (	25.00)
100-42209 Permit - Banner	1,000.00	200.00	1,880.00	188.00 (	880.00)
100-42210 Permit - Alarm	12,500.00	2,830.00	27,670.00	221.36 (	15,170.00)
100-42300 Liquor License	2,500.00	175.00	235.00	9.40	2,265.00
100-42700 Inspection Fees	575,000.00	46,550.00	359,095.88	62.45	215,904.12
TOTAL LICENSE-PERMIT REVENUE	1,766,800.00	156,673.29	1,099,913.20	62.25	666,886.80
GRANT REVENUE					
100-43100 Grant Rev - Capital Projects	160,000.00	0.00	0.00	0.00	160,000.00
100-43101 GRANTS - POLICE	5,000.00	1,674.51	6,950.76	139.02 (	1,950.76)
100-43102 DEA Overtime Reimbursement	6,000.00	6,565.03	10,532.15	175.54 (	4,532.15)
TOTAL GRANT REVENUE	171,000.00	8,239.54	17,482.91	10.22	153,517.09
SERVICE REVENUE					
100-44000 Refund Revenue	500.00	0.00	30.75	6.15	469.25
100-44001 NSF Fees	100.00	105.00	385.00	385.00 (	285.00)
100-44010 Plat Review Fees	1,000.00	5,676.89	19,144.98	1,914.50 (	18,144.98)
100-44011 Plan Review Fees	300,000.00	44,243.75	246,565.50	82.19	53,434.50
100-44100 Subdivision - Plat Fees	26,000.00	0.00	7,946.86	30.56	18,053.14
100-44101 Subdiv. Infrastructure 1% Fee	350,000.00	10,906.10	169,168.13	48.33	180,831.87
100-44103 Commercial Plat Fees	0.00	0.00	3,876.79	0.00 (	3,876.79)
100-44498 Admin Fees - ED Corps	322,274.29	0.00	0.00	0.00	322,274.29
100-44499 Admin Fees - Water/Sewer Funds	667,270.01	0.00	0.00	0.00	667,270.01

100-General Fund

66.67% OF YEAR COMP.

REVENUES	CURRENT BUDGET	CURRENT PERIOD	YEAR TO DATE ACTUAL	% OF BUDGET	BUDGET BALANCE
100-44500 Penalties	4,000.00	0.00	1,329.18	33.23	2,670.82
100-44503 Sanitation Revenue	385,000.00	43,617.64	333,018.98	86.50	51,981.02
100-44504 Recycle Revenue	50,000.00	7,925.67	60,688.24	121.38 (	10,688.24)
TOTAL SERVICE REVENUE	2,106,144.30	112,475.05	842,154.41	39.99	1,263,989.89
FINES-FORFIETURES REVENUE					
100-45001 Court Fines & Forfeitures	37,198.00	3,353.60	26,927.19	72.39	10,270.81
100-45002 Court Fees	91,481.25	3,612.96	41,679.87	45.56	49,801.38
100-45003 Court Deferred Dispositions	59,593.00	1,566.70	31,401.57	52.69	28,191.43
100-45004 Court Building Security Fund	0.00 (	155.03)	152.57	0.00 (	152.57)
100-45005 Court Technology Fund	0.00 (	206.70)	203.44	0.00 (	203.44)
100-45007 Court Time Payment Fees Local	0.00	31.95	59.72	0.00 (	59.72)
100-45011 Court-City Justice Fee	950.00	30.19	492.26	51.82	457.74
TOTAL FINES-FORFIETURES REVENUE	189,222.25	8,233.67	100,916.62	53.33	88,305.63
INTEREST EARNED					
100-46000 Interest Revenue	4,800.00	1,343.09	8,607.64	179.33 (	3,807.64)
100-46001 PEG ACCT. INTEREST	0.00	0.30	1.48	0.00 (	1.48)
TOTAL INTEREST EARNED	4,800.00	1,343.39	8,609.12	179.36 (	3,809.12)
OTHER REVENUE					
100-49100 Candidate Filing Fee	200.00	0.00	175.00	87.50	25.00
100-49101 Legal Devlpmt Reimbursement	50,000.00	0.00	2,631.39	5.26	47,368.61
100-49103 Suspense - Bank Corrections	0.00	15,584.77	54.44	0.00 (	54.44)
100-49150 Sale of Assets	500.00	0.00	500.00	100.00	0.00
100-49200 Miscellaneous Revenue	0.00	32,340.38	36,155.75	0.00 (	36,155.75)
100-49250 Open Records Revenue	500.00	6.00	278.44	55.69	221.56
100-49500 XFER IN - Fund Balance	3,083,346.61	0.00	0.00	0.00	3,083,346.61
100-49700 Comm Center -FTB Seniors	1,200.00	285.42	661.05	55.09	538.95
100-49701 Community Center - Rental	10,000.00	200.00	4,409.75	44.10	5,590.25
100-49702 Community Center - Security	500.00	0.00	280.00	56.00	220.00
100-49703 Comm Center - Supervisor	2,000.00	0.00	474.30	23.72	1,525.70
100-49704 Community Center - Cleaning	3,000.00	0.00	700.00	23.33	2,300.00
TOTAL OTHER REVENUE	3,151,246.61	48,416.57	46,320.12	1.47	3,104,926.49
TOTAL REVENUE	9,802,270.16	444,551.52	4,178,018.83	42.62	5,624,251.33

100-General Fund

66.67% OF YEAR COMP.

DEPARTMENTAL EXPENDITURES	CURRENT BUDGET	CURRENT PERIOD	YEAR TO DATE ACTUAL	% OF BUDGET	BUDGET BALANCE
Non-Departmental					
PERSONNEL COSTS					
SUPPLIES					
100-5-000-5311-00 Supplies	5,000.00	797.69	6,493.93	129.88 (	1,493.93)
100-5-000-5315-00 Postage Expenses	5,000.00	624.95	4,265.22	85.30	734.78
100-5-000-5381-01 Staff Relations	8,500.00	1,883.00	1,883.00	22.15	6,617.00
100-5-000-5381-97 FCC Prop Tax Rebate	43,792.00	0.00	31,482.51	71.89	12,309.49
100-5-000-5381-98 CCR Prop Tax Rebate	488,354.00	0.00	451,170.39	92.39	37,183.61
100-5-000-5382-00 Grants - Economic Development	35,000.00	0.00	35,197.94	100.57 (	197.94)
100-5-000-5382-01 LIVABLE CENTERS APP	45,000.00	0.00	5,032.50	11.18	39,967.50
TOTAL SUPPLIES	630,646.00	3,305.64	535,525.49	84.92	95,120.51
CONTRACTUAL					
100-5-000-5411-10 Prof. Services - Charter Dev.	65,000.00	125.00	35,446.35	54.53	29,553.65
100-5-000-5411-13 Prof. Service - Info Technolog	25,000.00	1,205.04	14,111.96	56.45	10,888.04
100-5-000-5414-02 Keep Fulshear Beautiful	10,000.00	0.00	2,605.52	26.06	7,394.48
100-5-000-5421-01 Insurance General Liability	2,600.00	0.00	2,477.64	95.29	122.36
100-5-000-5421-02 Auto Liability	4,000.00	0.00	7,121.60	178.04 (	3,121.60)
100-5-000-5421-03 Insurance - W/C Contribution	100.00	0.00	1,510.00	1,510.00 (	1,410.00)
100-5-000-5421-04 Errors & Omissions	6,000.00	0.00	5,164.84	86.08	835.16
100-5-000-5421-05 Insurance - Bond	2,000.00	70.00	704.00	35.20	1,296.00
100-5-000-5425-00 Merchant Services Fees	7,500.00	3,024.52	10,827.06	144.36 (	3,327.06)
100-5-000-5426-00 Tax Assessor/Collector Fees	11,000.00	0.38	7,931.16	72.10	3,068.84
100-5-000-5430-00 Telecommunications Web	5,800.00	0.00	0.00	0.00	5,800.00
100-5-000-5461-00 Contract Services/Labor	0.00	0.00	40,112.13	0.00 (	40,112.13)
100-5-000-5461-01 Contract - Sanitation Services	435,000.00	124,134.20	281,296.16	64.67	153,703.84
100-5-000-5468-00 Railroad Pipeline Rental	500.00	490.53	490.53	98.11	9.47
TOTAL CONTRACTUAL	574,500.00	129,049.67	409,798.95	71.33	164,701.05
OTHER CHARGES					
CAPITAL OUTLAY					
TRANSFERS					
100-5-000-5900-30 XFER OUT - C/P Fund 300	1,707,760.00	0.00	2,978,254.00	174.40 (	1,270,494.00)
100-5-000-5900-50 XFER OUT - COF UTLTY 500	1,270,494.00	0.00	0.00	0.00	1,270,494.00
TOTAL TRANSFERS	2,978,254.00	0.00	2,978,254.00	100.00	0.00
TOTAL Non-Departmental	4,183,400.00	132,355.31	3,923,578.44	93.79	259,821.56

100-General Fund

66.67% OF YEAR COMP.

DEPARTMENTAL EXPENDITURES	CURRENT BUDGET	CURRENT PERIOD	YEAR TO DATE ACTUAL	% OF BUDGET	BUDGET BALANCE
Administration					
=====					
PERSONNEL COSTS					
100-5-120-5210-00 Salaries-City Administration	344,100.00	27,636.98	216,287.26	62.86	127,812.74
100-5-120-5210-01 Administrative- Wages	188,695.00	14,851.68	52,142.45	27.63	136,552.55
100-5-120-5210-02 Overtime Wages	2,000.00	291.00	1,010.72	50.54	989.28
100-5-120-5210-03 Monthly Car Allowance	0.00	0.00	640.00	0.00 (	640.00)
100-5-120-5216-01 Mayor Compensation	9,600.00	461.23	5,999.68	62.50	3,600.32
100-5-120-5216-02 Elected Officials Pay	0.00	542.08	542.08	0.00 (	542.08)
100-5-120-5230-00 Payroll Tax Expense	42,357.20	2,884.10	18,053.53	42.62	24,303.67
100-5-120-5235-00 Employee Health Benefits	59,972.16	8,127.86	36,152.78	60.28	23,819.38
100-5-120-5238-00 Retirement Contribution	25,529.75	2,014.42	13,653.00	53.48	11,876.75
100-5-120-5239-00 Worker's Compensation	2,600.00	0.00	0.00	0.00	2,600.00
100-5-120-5240-00 Unemployment	1,900.00	0.00	8,766.42	461.39 (	6,866.42)
TOTAL PERSONNEL COSTS	676,754.11	56,809.35	353,247.92	52.20	323,506.19
SUPPLIES					
100-5-120-5311-00 Administrative Supplies	8,500.00	2,247.79	7,251.85	85.32	1,248.15
100-5-120-5314-00 Publication/Ref Material	750.00	47.45	1,862.36	248.31 (	1,112.36)
100-5-120-5316-00 Furniture & Light Equipment	9,800.00	728.72	9,246.79	94.36	553.21
100-5-120-5317-00 Commemoratives	1,000.00	313.95	1,390.88	139.09 (	390.88)
100-5-120-5326-00 Uniform Expenses	1,200.00	0.00	0.00	0.00	1,200.00
100-5-120-5363-00 Auto - Maintenance	2,500.00	52.40	282.56	11.30	2,217.44
100-5-120-5363-01 Auto - Fuel Expenses	2,500.00	0.00	867.75	34.71	1,632.25
100-5-120-5380-00 Public Relations	2,000.00	26.96	26.96	1.35	1,973.04
100-5-120-5381-00 Meeting Expense	10,000.00	535.63	4,175.51	41.76	5,824.49
TOTAL SUPPLIES	38,250.00	3,952.90	25,104.66	65.63	13,145.34
CONTRACTUAL					
100-5-120-5411-00 Prof Services Legal	250,000.00	38,165.12	272,215.24	108.89 (	22,215.24)
100-5-120-5411-02 Legal - LCISD	1,500.00	0.00	156.00	10.40	1,344.00
100-5-120-5411-09 Prof. Accounting Services	35,000.00	2,729.00	24,265.86	69.33	10,734.14
100-5-120-5411-10 Comprehensive Planning	67,271.00	0.00	14,753.03	21.93	52,517.97
100-5-120-5411-13 Prof Services Info Tech	48,500.00	0.00	0.00	0.00	48,500.00
100-5-120-5424-00 Elections	10,000.00	0.00	0.00	0.00	10,000.00
100-5-120-5434-00 Telecommunications	2,100.00	229.13	3,178.70	151.37 (	1,078.70)
100-5-120-5461-04 Codification	10,000.00	0.00	0.00	0.00	10,000.00
100-5-120-5467-00 Drug Screenings/Evaluations	500.00	0.00	347.78	69.56	152.22
100-5-120-5469-01 Equipment Rental	4,500.00	275.38	3,431.95	76.27	1,068.05
100-5-120-5475-00 Bank Charges	3,000.00	39.00	69.00	2.30	2,931.00
100-5-120-5475-01 Credit Card Fees	750.00	45.62	171.09	22.81	578.91
100-5-120-5475-03 Tax Penalties	2,100.00	0.00	0.00	0.00	2,100.00
TOTAL CONTRACTUAL	435,221.00	41,483.25	318,588.65	73.20	116,632.35
OTHER CHARGES					
100-5-120-5515-00 Advertising	1,500.00	0.00	0.00	0.00	1,500.00
100-5-120-5520-00 Printing	650.00	0.00	0.00	0.00	650.00
100-5-120-5526-00 Public Notices	6,500.00	47.00	1,601.29	24.64	4,898.71

100-General Fund

66.67% OF YEAR COMP.

DEPARTMENTAL EXPENDITURES	CURRENT BUDGET	CURRENT PERIOD	YEAR TO DATE ACTUAL	% OF BUDGET	BUDGET BALANCE
100-5-120-5526-01 County Recording Fees	500.00	0.00	1,520.71	304.14 (	1,020.71)
100-5-120-5526-05 Open Records Expenses	500.00	0.00	0.00	0.00	500.00
100-5-120-5527-00 Dues & Memberships	3,500.00	369.00	6,852.00	195.77 (	3,352.00)
100-5-120-5528-00 Travel & Training	19,500.00	2,022.24	14,746.78	75.62	4,753.22
100-5-120-5529-00 Miscellaneous Expenses	5,500.00	0.00	0.00	0.00	5,500.00
100-5-120-5540-01 Incode Contract Maintenance	6,500.00	0.00	5,186.97	79.80	1,313.03
TOTAL OTHER CHARGES	44,650.00	2,438.24	29,907.75	66.98	14,742.25
CAPITAL OUTLAY					
100-5-120-5600-00 Capital - Equipment	17,500.00	0.00	0.00	0.00	17,500.00
TOTAL CAPITAL OUTLAY	17,500.00	0.00	0.00	0.00	17,500.00
TOTAL Administration	1,212,375.11	104,683.74	726,848.98	59.95	485,526.13
Emergency Management =====					
PERSONNEL COSTS					
100-5-130-5210-02 Overtime Wages	2,500.00	0.00	0.00	0.00	2,500.00
100-5-130-5230-00 Payroll Tax Expense	250.00	0.00	0.00	0.00	250.00
TOTAL PERSONNEL COSTS	2,750.00	0.00	0.00	0.00	2,750.00
SUPPLIES					
100-5-130-5311-00 Supplies	4,500.00	127.67	339.95	7.55	4,160.05
100-5-130-5311-01 Occupation Supplies	3,500.00	0.00	0.00	0.00	3,500.00
100-5-130-5314-00 Publications/Reference Materia	500.00	0.00	0.00	0.00	500.00
100-5-130-5316-00 Furniture & Light Equipment	2,500.00	0.00	0.00	0.00	2,500.00
100-5-130-5317-00 Commemoratives	1,200.00	0.00	0.00	0.00	1,200.00
100-5-130-5363-01 Emergency Fuel Supply	13,000.00	400.00	3,200.00	24.62	9,800.00
100-5-130-5381-00 Meeting Expenses	1,200.00	0.00	0.00	0.00	1,200.00
TOTAL SUPPLIES	26,400.00	527.67	3,539.95	13.41	22,860.05
CONTRACTUAL					
100-5-130-5411-10 Prof. Services - Other	500.00	0.00	0.00	0.00	500.00
100-5-130-5411-13 Prof. Services Info Tech	500.00	0.00	0.00	0.00	500.00
100-5-130-5434-00 Telecommunications	2,555.00	37.99	227.94	8.92	2,327.06
100-5-130-5469-01 Equipment Rental	2,000.00	0.00	0.00	0.00	2,000.00
TOTAL CONTRACTUAL	5,555.00	37.99	227.94	4.10	5,327.06
OTHER CHARGES					
100-5-130-5515-00 Advertising	150.00	0.00	0.00	0.00	150.00
100-5-130-5520-00 Printing	300.00	0.00	0.00	0.00	300.00
100-5-130-5527-00 Dues & Memberships	450.00	0.00	0.00	0.00	450.00
100-5-130-5528-00 Travel & Training	2,500.00	0.00	0.00	0.00	2,500.00
100-5-130-5529-00 Miscellaneous	650.00	135.00	135.00	20.77	515.00
TOTAL OTHER CHARGES	4,050.00	135.00	135.00	3.33	3,915.00

100-General Fund

66.67% OF YEAR COMP.

DEPARTMENTAL EXPENDITURES	CURRENT BUDGET	CURRENT PERIOD	YEAR TO DATE ACTUAL	% OF BUDGET	BUDGET BALANCE
CAPITAL OUTLAY					
TOTAL Emergency Management	38,755.00	700.66	3,902.89	10.07	34,852.11
Municipal Court					
PERSONNEL COSTS					
100-5-140-5210-00 Salaries - Court	51,500.00	3,961.54	33,473.17	65.00	18,026.83
100-5-140-5210-01 Wages	51,825.00	2,373.75	17,439.89	33.65	34,385.11
100-5-140-5210-02 Overtime	2,000.00	0.00	575.23	28.76	1,424.77
100-5-140-5230-00 Payroll Tax Expense	8,214.34	440.87	3,639.87	44.31	4,574.47
100-5-140-5235-00 Employee Health Benefits	14,993.04	1,249.42	8,121.22	54.17	6,871.82
100-5-140-5238-00 Retirement Contribution	5,166.25	319.93	2,586.76	50.07	2,579.49
100-5-140-5239-00 Workers Compensation	600.00	0.00	0.00	0.00	600.00
100-5-140-5240-00 Unemployment	570.00	0.00	0.00	0.00	570.00
TOTAL PERSONNEL COSTS	134,868.63	8,345.51	65,836.14	48.82	69,032.49
SUPPLIES					
100-5-140-5311-00 Supplies	2,000.00	258.93	830.31	41.52	1,169.69
100-5-140-5314-00 Publication/Ref Material	400.00	0.00	0.00	0.00	400.00
100-5-140-5316-00 Furniture & Light Equipment	8,050.00	0.00	2,777.65	34.50	5,272.35
100-5-140-5326-00 Uniform Expenses	325.00	0.00	0.00	0.00	325.00
TOTAL SUPPLIES	10,775.00	258.93	3,607.96	33.48	7,167.04
CONTRACTUAL					
100-5-140-5411-00 Prof Services - Legal	18,500.00	2,000.00	6,870.00	37.14	11,630.00
100-5-140-5411-03 Prof. Services - Judge	21,500.00	3,800.00	14,500.00	67.44	7,000.00
100-5-140-5411-06 Building Security - Bailiff	12,000.00	630.00	2,983.74	24.86	9,016.26
100-5-140-5411-07 Juror Fees	3,250.00	0.00	0.00	0.00	3,250.00
100-5-140-5411-08 Prof. Service Interpreter	3,400.00	270.00	810.00	23.82	2,590.00
100-5-140-5434-00 Telecommunications	0.00	51.50	390.97	0.00 (	390.97)
TOTAL CONTRACTUAL	58,650.00	6,751.50	25,554.71	43.57	33,095.29
OTHER CHARGES					
100-5-140-5520-00 Printing	400.00	0.00	92.80	23.20	307.20
100-5-140-5527-00 Dues/Memberships	450.00	0.00	305.90	67.98	144.10
100-5-140-5528-00 Travel & Training	6,000.00	555.12	1,446.36	24.11	4,553.64
100-5-140-5529-00 Miscellaneous Expense	500.00	0.00	0.00	0.00	500.00
100-5-140-5540-02 Incode Software Maintenance	13,000.00	200.00	7,210.43	55.46	5,789.57
TOTAL OTHER CHARGES	20,350.00	755.12	9,055.49	44.50	11,294.51
CAPITAL OUTLAY					
100-5-140-5600-01 Capital - Technology	21,000.00	0.00	8,234.80	39.21	12,765.20
TOTAL CAPITAL OUTLAY	21,000.00	0.00	8,234.80	39.21	12,765.20
TOTAL Municipal Court	245,643.63	16,111.06	112,289.10	45.71	133,354.53

100-General Fund

66.67% OF YEAR COMP.

DEPARTMENTAL EXPENDITURES	CURRENT BUDGET	CURRENT PERIOD	YEAR TO DATE ACTUAL	% OF BUDGET	BUDGET BALANCE
Utility Services					
=====					
PERSONNEL COSTS					
100-5-170-5210-00 Salaries	47,500.00	3,653.86	30,321.54	63.83	17,178.46
100-5-170-5210-01 Wages	62,400.00	4,800.00	19,170.00	30.72	43,230.00
100-5-170-5210-02 Overtime Wages	1,500.00	45.00	765.00	51.00	735.00
100-5-170-5230-00 Payroll Taxes	8,737.05	611.23	4,736.93	54.22	4,000.12
100-5-170-5235-00 Employee Health Benefits	20,615.43	0.00	624.71	3.03	19,990.72
100-5-170-5238-00 TMRs Retirement Contribution	5,510.60	429.19	2,188.02	39.71	3,322.58
100-5-170-5239-00 Workers Compensation	500.00	0.00	0.00	0.00	500.00
100-5-170-5240-00 Unemployment	570.00	0.00	0.00	0.00	570.00
TOTAL PERSONNEL COSTS	147,333.08	9,539.28	57,806.20	39.24	89,526.88
SUPPLIES					
100-5-170-5311-00 Supplies	3,500.00	700.44	1,125.16	32.15	2,374.84
100-5-170-5314-00 Publications/Reference Material	1,200.00	0.00	0.00	0.00	1,200.00
100-5-170-5315-00 POSTAGE EXPENSE	15,000.00	1,242.00	7,681.49	51.21	7,318.51
100-5-170-5316-00 Furniture/Light Equipment	12,500.00	0.00	9,332.02	74.66	3,167.98
100-5-170-5326-00 Uniforms/Shirts	450.00	0.00	0.00	0.00	450.00
TOTAL SUPPLIES	32,650.00	1,942.44	18,138.67	55.55	14,511.33
CONTRACTUAL					
100-5-170-5411-10 Prof. Serv. - Consulting	5,000.00	0.00	0.00	0.00	5,000.00
100-5-170-5434-00 Telecommunications	2,500.00	51.50	401.24	16.05	2,098.76
100-5-170-5469-01 Equipment Rental	3,300.00	0.00	700.05	21.21	2,599.95
TOTAL CONTRACTUAL	10,800.00	51.50	1,101.29	10.20	9,698.71
OTHER CHARGES					
100-5-170-5520-00 Printing	1,500.00	0.00	0.00	0.00	1,500.00
100-5-170-5527-00 Dues & Memberships	500.00	0.00	0.00	0.00	500.00
100-5-170-5528-00 Travel & Training	3,000.00	0.00	0.00	0.00	3,000.00
100-5-170-5530-00 Contingency	1,000.00	0.00	0.00	0.00	1,000.00
100-5-170-5540-02 Incode Software Maintenance	3,500.00	110.00	4,273.75	122.11 (	773.75)
TOTAL OTHER CHARGES	9,500.00	110.00	4,273.75	44.99	5,226.25
TOTAL Utility Services	200,283.08	11,643.22	81,319.91	40.60	118,963.17

Economic Development
 =====

PERSONNEL COSTS					
100-5-180-5210-00 Salaries-Comm Dev	78,500.00	6,384.62	26,780.54	34.12	51,719.46
100-5-180-5210-01 Wages	47,500.00	0.00	0.00	0.00	47,500.00
100-5-180-5210-02 Overtime	1,000.00	0.00	0.00	0.00	1,000.00
100-5-180-5230-00 Payroll Tax Expense	10,017.00	464.00	2,099.95	20.96	7,917.05
100-5-180-5235-00 Employee Health Benefit	14,993.04	0.00	655.70	4.37	14,337.34
100-5-180-5238-00 Retirement Contribution	6,300.00	322.42	1,440.39	22.86	4,859.61

100-General Fund

66.67% OF YEAR COMP.

DEPARTMENTAL EXPENDITURES	CURRENT BUDGET	CURRENT PERIOD	YEAR TO DATE ACTUAL	% OF BUDGET	BUDGET BALANCE
100-5-180-5239-00 Workers Compensation	250.00	0.00	0.00	0.00	250.00
100-5-180-5240-00 Unemployment	380.00	0.00	0.00	0.00	380.00
TOTAL PERSONNEL COSTS	158,940.04	7,171.04	30,976.58	19.49	127,963.46
SUPPLIES					
100-5-180-5311-00 Supplies	4,000.00	989.62	1,144.53	28.61	2,855.47
100-5-180-5314-00 Publication/Ref Material	500.00	0.00	0.00	0.00	500.00
100-5-180-5316-00 Furniture & Light Equipment	4,100.00	0.00	1,002.42	24.45	3,097.58
100-5-180-5326-00 Uniform Expense	300.00	0.00	0.00	0.00	300.00
100-5-180-5363-00 Auto Expense	2,400.00	0.00	433.97	18.08	1,966.03
100-5-180-5363-01 Auto Maintenance	4,000.00	0.00	0.00	0.00	4,000.00
100-5-180-5380-00 Public Relations	500.00	0.00	0.00	0.00	500.00
100-5-180-5381-00 Meeting Expenses	3,000.00	0.00	0.00	0.00	3,000.00
TOTAL SUPPLIES	18,800.00	989.62	2,580.92	13.73	16,219.08
CONTRACTUAL					
100-5-180-5434-00 Telecommunications	1,356.00	14.92	740.27	54.59	615.73
100-5-180-5440-00 Marketing Expenses	15,400.00	0.00	5,000.00	32.47	10,400.00
100-5-180-5461-02 Prof. Services - Events	83,500.00	9,649.76	58,290.03	69.81	25,209.97
TOTAL CONTRACTUAL	100,256.00	9,634.84	64,030.30	63.87	36,225.70
OTHER CHARGES					
100-5-180-5515-00 Advertising Expense	40,810.00	1,200.00	15,680.00	38.42	25,130.00
100-5-180-5520-00 Printing	300.00	0.00	0.00	0.00	300.00
100-5-180-5527-00 Dues & Membership Fees	21,725.00	0.00	11,950.00	55.01	9,775.00
100-5-180-5528-00 Travel & Training	11,500.00	333.74	3,107.01	27.02	8,392.99
100-5-180-5529-00 Miscellaneous Expense	500.00	0.00	51.79	10.36	448.21
TOTAL OTHER CHARGES	74,835.00	1,533.74	30,788.80	41.14	44,046.20
TOTAL Economic Development	352,831.04	19,329.24	128,376.60	36.38	224,454.44
General Facilities =====					
PERSONNEL COSTS					
100-5-190-5211-00 Comm Center Events Supervisor	3,200.00	51.00	985.70	30.80	2,214.30
100-5-190-5211-01 Facilities Cleaning	29,700.00	2,566.55	15,172.68	51.09	14,527.32
TOTAL PERSONNEL COSTS	32,900.00	2,617.55	16,158.38	49.11	16,741.62
SUPPLIES					
100-5-190-5311-00 Facility Supplies	4,000.00	417.82	2,883.06	72.08	1,116.94
100-5-190-5316-00 Furniture & Light Equipment	12,000.00	0.00	5,470.97	45.59	6,529.03
TOTAL SUPPLIES	16,000.00	417.82	8,354.03	52.21	7,645.97
CONTRACTUAL					
100-5-190-5421-00 Insurance Real & Personal Prop	4,000.00	0.00	3,681.86	92.05	318.14
100-5-190-5431-00 Electricity	25,000.00	1,330.62	10,784.55	43.14	14,215.45
100-5-190-5434-00 Telecommunications	16,500.00	1,362.35	8,618.71	52.23	7,881.29
100-5-190-5435-00 Pest Control Services	1,300.00	145.00	984.75	75.75	315.25

100-General Fund

66.67% OF YEAR COMP.

DEPARTMENTAL EXPENDITURES	CURRENT BUDGET	CURRENT PERIOD	YEAR TO DATE ACTUAL	% OF BUDGET	BUDGET BALANCE
100-5-190-5451-00 Security System	0.00	0.00	5,620.92	0.00 (	5,620.92)
100-5-190-5469-02 Facility Rental	77,480.00	6,265.00	52,745.00	68.08	24,735.00
TOTAL CONTRACTUAL	124,280.00	9,102.97	82,435.79	66.33	41,844.21
OTHER CHARGES					
100-5-190-5570-01 Facilities Maintenance	15,000.00	0.00	8,308.84	55.39	6,691.16
100-5-190-5570-02 Facility Improvements	40,000.00	100.00	56,015.10	140.04 (	16,015.10)
TOTAL OTHER CHARGES	55,000.00	100.00	64,323.94	116.95 (	9,323.94)
CAPITAL OUTLAY					
100-5-190-5600-04 Capital Improvements	35,000.00	0.00	0.00	0.00	35,000.00
TOTAL CAPITAL OUTLAY	35,000.00	0.00	0.00	0.00	35,000.00
TOTAL General Facilities	263,180.00	12,238.34	171,272.14	65.08	91,907.86
Police Dept =====					
PERSONNEL COSTS					
100-5-210-5210-00 Salaries	163,500.00	12,576.94	106,571.79	65.18	56,928.21
100-5-210-5210-01 Wages	799,488.77	56,405.12	470,951.13	58.91	328,537.64
100-5-210-5210-02 Overtime	8,500.00	0.00	6,033.90	70.99	2,466.10
100-5-210-5210-03 Overtime - Grant Funded	5,000.00	0.00	1,533.79	30.68	3,466.21
100-5-210-5210-04 Overtime - DEA Funded	15,000.00	1,684.08	12,799.66	85.33	2,200.34
100-5-210-5210-05 Holiday Worked - Wage	36,000.00	0.00	16,665.83	46.29	19,334.17
100-5-210-5230-00 Payroll Tax Expense	76,557.61	5,064.14	44,207.99	57.74	32,349.62
100-5-210-5235-00 Employee Health Benefits	127,440.84	9,995.36	74,305.97	58.31	53,134.87
100-5-210-5238-00 Retirement Contribution	48,149.44	3,568.63	30,539.65	63.43	17,609.79
100-5-210-5239-00 Workers Compensation	25,000.00	0.00	17,025.36	68.10	7,974.64
100-5-210-5240-00 Unemployment	3,230.00	0.00	0.00	0.00	3,230.00
TOTAL PERSONNEL COSTS	1,307,866.66	89,294.27	780,635.07	59.69	527,231.59
SUPPLIES					
100-5-210-5311-00 Office Supplies	2,000.00	838.27	1,850.77	92.54	149.23
100-5-210-5311-05 Supplies - Police Duty	23,159.44	243.15	13,247.98	57.20	9,911.46
100-5-210-5314-00 Publications/Reference Materia	200.00	0.00	0.00	0.00	200.00
100-5-210-5316-00 Furniture & Light Equipment	32,971.00	545.00	24,303.61	73.71	8,667.39
100-5-210-5326-00 Uniforms	14,500.00	1,707.56	12,733.68	87.82	1,766.32
100-5-210-5363-01 Auto- Maintenance	85,765.00	909.91	22,605.31	26.36	63,159.69
100-5-210-5364-00 Investigations	6,000.00	0.00	1,390.36	23.17	4,609.64
100-5-210-5380-00 Public Relations	1,000.00	31.50	279.43	27.94	720.57
100-5-210-5381-00 Miscellaneous Expenses	8,500.00	0.00	2,159.28	25.40	6,340.72
TOTAL SUPPLIES	174,095.44	4,275.39	78,570.42	45.13	95,525.02
CONTRACTUAL					
100-5-210-5411-13 Prof Services Info Tech	2,200.00	0.00	0.00	0.00	2,200.00
100-5-210-5421-01 Law Enforcement Liability	7,000.00	0.00	7,392.00	105.60 (	392.00)
100-5-210-5421-02 Auto Liability (PD)	6,800.00	1,000.00	10,542.00	155.03 (	3,742.00)
100-5-210-5421-04 Errors & Omissions	1,000.00	0.00	0.00	0.00	1,000.00

100-General Fund

66.67% OF YEAR COMP.

DEPARTMENTAL EXPENDITURES	CURRENT BUDGET	CURRENT PERIOD	YEAR TO DATE ACTUAL	% OF BUDGET	BUDGET BALANCE
100-5-210-5430-00 Telecommunications-Web	0.00	0.00	1,188.00	0.00	1,188.00
100-5-210-5434-00 Telecommunications-PD	14,783.88	408.77	7,359.32	49.78	7,424.56
100-5-210-5467-00 Drug/Psych Testing	3,250.00	0.00	880.00	27.08	2,370.00
100-5-210-5469-00 Evidence Storage Rental	4,200.00	443.57	2,650.64	63.11	1,549.36
TOTAL CONTRACTUAL	39,233.88	1,852.34	30,011.96	76.50	9,221.92
OTHER CHARGES					
100-5-210-5520-00 Printing	1,500.00	52.00	244.40	16.29	1,255.60
100-5-210-5527-00 Dues/Memberships	2,000.00	0.00	1,012.46	50.62	987.54
100-5-210-5528-00 Travel & Training	10,000.00	1,467.91	6,700.15	67.00	3,299.85
100-5-210-5540-00 Technology Maintenance	12,773.00	0.00	11,995.27	93.91	777.73
TOTAL OTHER CHARGES	26,273.00	1,519.91	19,952.28	75.94	6,320.72
CAPITAL OUTLAY					
TOTAL Police Dept	1,547,468.98	96,941.91	909,169.73	58.75	638,299.25
Street Department					
=====					
SUPPLIES					
100-5-410-5311-00 Supplies - Street Repair	8,500.00	1,355.00	16,128.70	189.75-	24,628.70
100-5-410-5311-01 Supplies - Signage	12,000.00	139.98	7,883.50	65.70	4,116.50
100-5-410-5350-00 Street Maintenance	25,000.00	2,760.00	3,030.00	12.12	21,970.00
TOTAL SUPPLIES	45,500.00	4,254.98	5,215.20	11.46-	50,715.20
CONTRACTUAL					
100-5-410-5411-10 Prof. Services - Consulting	25,000.00	0.00	0.00	0.00	25,000.00
100-5-410-5432-00 Electricity - Street Lights	225,000.00	20,589.00	128,890.13	57.28	96,109.87
TOTAL CONTRACTUAL	250,000.00	20,589.00	128,890.13	51.56	121,109.87
TOTAL Street Department	295,500.00	24,843.98	123,674.93	41.85	171,825.07
Public Works & Maint					
=====					
PERSONNEL COSTS					
100-5-510-5210-00 Salaries	47,250.00	3,634.62	30,825.17	65.24	16,424.83
100-5-510-5210-01 Wages	96,000.00	7,323.21	57,480.33	59.88	38,519.67
100-5-510-5210-02 Overtime	2,000.00	46.16	1,315.44	65.77	684.56
100-5-510-5230-00 Payroll Tax Expense	11,388.38	745.88	6,142.09	53.93	5,246.29
100-5-510-5235-00 Employee Health Benefits	29,986.08	3,229.53	19,133.12	63.81	10,852.96
100-5-510-5238-00 Retirement Contribution	7,162.50	555.70	4,458.03	62.24	2,704.47
100-5-510-5239-00 Workers Compensation	6,000.00	0.00	3,869.04	64.48	2,130.96
100-5-510-5240-00 Unemployment	761.00	0.00	0.00	0.00	761.00
TOTAL PERSONNEL COSTS	200,547.96	15,535.10	123,223.22	61.44	77,324.74

100-General Fund

66.67% OF YEAR COMP.

DEPARTMENTAL EXPENDITURES	CURRENT BUDGET	CURRENT PERIOD	YEAR TO DATE ACTUAL	% OF BUDGET	BUDGET BALANCE
SUPPLIES					
100-5-510-5311-00 Supplies	3,000.00	48.99	1,415.96	47.20	1,584.04
100-5-510-5314-00 Publication/Ref Material	1,000.00	0.00	0.00	0.00	1,000.00
100-5-510-5316-00 Furniture & Light Equipment	8,600.00	0.00	695.90	8.09	7,904.10
100-5-510-5326-00 Uniform Expense	2,200.00	0.00	371.88	16.90	1,828.12
100-5-510-5363-01 Equipment Repair/Maintenance	27,000.00	40.14	9,204.43	34.09	17,795.57
TOTAL SUPPLIES	41,800.00	89.13	11,688.17	27.96	30,111.83
CONTRACTUAL					
100-5-510-5411-10 Professional Services - Maint.	0.00	0.00	3,500.00	0.00 (	3,500.00)
100-5-510-5434-00 Telecommunications	4,200.00	259.44	1,815.58	43.23	2,384.42
100-5-510-5469-01 Equipment Rental	10,000.00	0.00	0.00	0.00	10,000.00
TOTAL CONTRACTUAL	14,200.00	259.44	5,315.58	37.43	8,884.42
OTHER CHARGES					
100-5-510-5527-00 Dues & Memberships	500.00	0.00	0.00	0.00	500.00
100-5-510-5528-00 Travel & Training	4,500.00	0.00	0.00	0.00	4,500.00
TOTAL OTHER CHARGES	5,000.00	0.00	0.00	0.00	5,000.00
CAPITAL OUTLAY					
TOTAL Public Works & Maint	261,547.96	15,883.67	140,226.97	53.61	121,320.99
Planning & Developmnt					
=====					
PERSONNEL COSTS					
100-5-520-5210-00 Salaries	85,000.00	0.00	0.00	0.00	85,000.00
100-5-520-5230-00 Payroll Tax Expense	6,757.50	0.00	0.00	0.00	6,757.50
100-5-520-5235-00 Employee Health Benefits	7,496.52	0.00	0.00	0.00	7,496.52
100-5-520-5238-00 Retirement Contribution	4,250.00	0.00	0.00	0.00	4,250.00
100-5-520-5239-00 Worker's Compensation	500.00	0.00	0.00	0.00	500.00
100-5-520-5240-00 Unemployment	190.00	0.00	0.00	0.00	190.00
TOTAL PERSONNEL COSTS	104,194.02	0.00	0.00	0.00	104,194.02
SUPPLIES					
100-5-520-5311-00 Supplies	3,500.00	0.00	0.00	0.00	3,500.00
100-5-520-5314-00 Publications/Reference Materia	1,200.00	0.00	0.00	0.00	1,200.00
100-5-520-5316-00 Furniture/Light Equipment	5,000.00	0.00	0.00	0.00	5,000.00
100-5-520-5326-00 Uniforms	150.00	0.00	0.00	0.00	150.00
100-5-520-5363-00 Auto - Fuel	2,500.00	0.00	0.00	0.00	2,500.00
100-5-520-5363-01 Auto - Maintenance	1,500.00	0.00	0.00	0.00	1,500.00
TOTAL SUPPLIES	13,850.00	0.00	0.00	0.00	13,850.00
CONTRACTUAL					
100-5-520-5411-10 Prof. Serv - Consulting	27,700.00	0.00	12,500.00	45.13	15,200.00
100-5-520-5411-11 Prof. Serv. - Engineering	100,000.00	0.00	46,877.44	46.88	53,122.56
100-5-520-5434-00 Telecommunications	700.00	0.00	0.00	0.00	700.00
TOTAL CONTRACTUAL	128,400.00	0.00	59,377.44	46.24	69,022.56

100-General Fund

66.67% OF YEAR COMP.

DEPARTMENTAL EXPENDITURES	CURRENT BUDGET	CURRENT PERIOD	YEAR TO DATE ACTUAL	% OF BUDGET	BUDGET BALANCE
OTHER CHARGES					
100-5-520-5527-00 Dues & Memberships	1,500.00	0.00	0.00	0.00	1,500.00
100-5-520-5528-00 Travel & Training	2,500.00	0.00	0.00	0.00	2,500.00
100-5-520-5529-00 Miscellaneous	750.00	0.00	0.00	0.00	750.00
TOTAL OTHER CHARGES	4,750.00	0.00	0.00	0.00	4,750.00
TOTAL Planning & Developmnt	251,194.02	0.00	59,377.44	23.64	191,816.58
Builder Services					
=====					
PERSONNEL COSTS					
100-5-530-5210-00 Salaries	129,720.80	5,576.94	47,403.99	36.54	82,316.81
100-5-530-5210-01 Wages	387,425.30	24,279.10	206,896.13	53.40	180,529.17
100-5-530-5210-02 Overtime	5,500.00	84.33	293.56	5.34	5,206.44
100-5-530-5230-00 Payroll Tax Expense	41,113.11	2,277.51	18,139.14	44.12	22,973.97
100-5-530-5235-00 Employee Health Benefit	82,461.72	5,622.39	42,911.68	52.04	39,550.04
100-5-530-5238-00 Retirement Contribution	25,811.41	1,657.93	12,819.81	49.67	12,991.60
100-5-530-5239-00 Workers Compensation	1,550.00	0.00	1,654.48	106.74 (	104.48)
100-5-530-5240-00 Unemployment	2,092.00	0.00	0.00	0.00	2,092.00
TOTAL PERSONNEL COSTS	675,674.34	39,498.20	330,118.79	48.86	345,555.55
SUPPLIES					
100-5-530-5311-00 Supplies	5,000.00	934.29	5,104.29	102.09 (	104.29)
100-5-530-5314-00 Publication/Ref Material	1,200.00	0.00	1,039.98	86.67	160.02
100-5-530-5316-00 Furniture & Light Equipment	10,500.00	0.00	10,524.58	100.23 (	24.58)
100-5-530-5326-00 Uniform Expense	2,445.00	0.00	598.84	24.49	1,846.16
100-5-530-5363-01 Auto Maintenance	17,500.00	79.90	3,538.60	20.22	13,961.40
TOTAL SUPPLIES	36,645.00	1,014.19	20,806.29	56.78	15,838.71
CONTRACTUAL					
100-5-530-5411-10 Prof. Serv Substandard Mainten	18,500.00	0.00	0.00	0.00	18,500.00
100-5-530-5411-11 Prof Services Engineering	5,000.00	0.00 (	30,459.42)	609.19-	35,459.42
100-5-530-5411-12 Prof. Service Code Enforcmnt	5,500.00	0.00	0.00	0.00	5,500.00
100-5-530-5434-00 Telecommunications	9,072.00	149.14	2,912.06	32.10	6,159.94
100-5-530-5469-01 Equipment Rental	3,975.00	443.56	2,958.98	74.44	1,016.02
TOTAL CONTRACTUAL	42,047.00	592.70 (	24,588.38)	58.48-	66,635.38
OTHER CHARGES					
100-5-530-5520-00 Printing	4,500.00	0.00	531.75	11.82	3,968.25
100-5-530-5527-00 Dues/Memberships	1,025.00	0.00	595.96	58.14	429.04
100-5-530-5528-00 Travel & Training	11,500.00	131.00	7,112.83	61.85	4,387.17
100-5-530-5529-00 Miscellaneous Expense	1,500.00	0.00	0.00	0.00	1,500.00
100-5-530-5540-05 Software Maintenance	7,200.00	0.00	1,675.76	23.27	5,524.24
TOTAL OTHER CHARGES	25,725.00	131.00	9,916.30	38.55	15,808.70

CITY OF FULSHEAR
 REVENUE & EXPENSE REPORT (UNAUDITED)
 AS OF: MAY 31ST, 2016

100-General Fund

66.67% OF YEAR COMP.

DEPARTMENTAL EXPENDITURES	CURRENT BUDGET	CURRENT PERIOD	YEAR TO DATE ACTUAL	% OF BUDGET	BUDGET BALANCE
<hr/>					
CAPITAL OUTLAY					
100-5-530-5600-01 Capital - Technology	85,000.00	0.00	0.00	0.00	85,000.00
TOTAL CAPITAL OUTLAY	85,000.00	0.00	0.00	0.00	85,000.00
<hr/>					
TOTAL Builder Services	865,091.34	41,236.09	336,253.00	38.87	528,838.34
<hr/>					
Debt Service					
=====					
<hr/>					
TOTAL EXPENDITURES	9,717,270.16	475,967.22	6,716,290.13	69.12	3,000,980.03
<hr/>					
REVENUES OVER/(UNDER) EXPENDITURES	85,000.00 (	31,415.70)	(2,538,271.30)		2,623,271.30

*** END OF REPORT ***

**AGENDA MEMO
BUSINESS OF THE CITY COUNCIL
CITY OF FULSHEAR, TEXAS**

AGENDA OF:	June 20, 2017	AGENDA ITEM:	K
DATE SUBMITTED:	June 16, 2017	DEPARTMENT:	Administration
PREPARED BY:	D. Gordon Offord, City Secretary	PRESENTER:	D. Gordon Offord, City Secretary
SUBJECT: Consent and Approval of Minutes from the May 16, 2017 City Council Meeting			
ATTACHMENTS: May 16, 2017 City Council Meeting Minutes			
EXPENDITURE REQUIRED:	N/A		
AMOUNT BUDGETED:	N/A		
ACCOUNT NO.:	N/A		
ADDITIONAL APPROPRIATION REQUIRED:	N/A		
ACCOUNT NO.:	N/A		

EXECUTIVE SUMMARY

The City Secretary has prepared the attached Minutes from the May 16, 2017 City Council Meeting. City Staff will be present to answer any questions regarding the attached meeting minutes.

RECOMMENDATION

Staff recommends the City Council approve the Minutes from the May 16, 2017 City Council Meeting as presented.



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

**CITY COUNCIL MINUTES
MAY 16, 2017
PAGE 2**

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)

**CITY COUNCIL MINUTES
MAY 16, 2017
PAGE 3**

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)*

**CITY COUNCIL MINUTES
MAY 16, 2017
PAGE 4**

*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

CITY COUNCIL MINUTES

MAY 16, 2017

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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

**CITY COUNCIL MINUTES
MAY 16, 2017
PAGE 6**

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

**CITY COUNCIL MINUTES
MAY 16, 2017
PAGE 7**

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

**CITY COUNCIL MINUTES
MAY 16, 2017
PAGE 8**

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.

**CITY COUNCIL MINUTES
MAY 16, 2017
PAGE 9**

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:

**CITY COUNCIL MINUTES
MAY 16, 2017
PAGE 10**

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, KALICH, AND KRENEK

NAYS: NONE

MAYOR ROBERTS ANNOUNCED THAT COUNCIL MEETING NOW ADJOURNED.

JEFF W. ROBERTS, MAYOR

ATTEST:

D. (DIANA) GORDON OFFORD, CITY SECRETARY

AGENDA MEMO
BUSINESS OF THE CITY COUNCIL
CITY OF FULSHEAR, TEXAS

AGENDA OF:	June 20, 2017	AGENDA ITEM:	L
DATE SUBMITTED:	June 15, 2017	DEPARTMENT:	Planning and Development
PREPARED BY:	Sharon Valiante Director of Public Works	PRESENTER:	Sharon Valiante, Director of Public Works
SUBJECT:	Plat Approval Extension for Preliminary Plat for Fulbrook on Fulshear Creek Section Ten – Additional 12 months		
ATTACHMENTS:	<ol style="list-style-type: none"> 1. Letter of Request – Costello, Inc. on behalf of Fulshear Land Partnership, LTD. 2. Original Plat approved July 19, 2016 3. Engineer’s Review – Clay & Leyendecker 		
EXPENDITURE REQUIRED:	N/A		
AMOUNT BUDGETED:	N/A		
ACCOUNT NO.:			
ADDITIONAL APPROPRIATION REQUIRED:	N/A		
ACCOUNT NO.:			

EXECUTIVE SUMMARY

The authorized agent for Fulshear Land Partnership, LTD, Costello, Inc. has submitted a request for a plat approval extension for the preliminary plat of Fulbrook on Fulshear Creek, Section Ten. This section was originally approved by Council on July 19, 2016 and will expire on July 19, 2017. Under the development agreement with Fulshear Land Partnership, LTD, the City of Fulshear’s subdivision Ordinance (04-913) allows for City Council, upon receipt of a written request from the subdivider or his authorized agent, prior to the expiration date of the plat approval, to extend the term of the approval for any term of time up to a maximum of 12 months. The maximum total term for approval of any plat that has not been recorded shall not exceed 24-months from the date on which Council granted plat approval. From time to time, this may occur for various reasons; economic, investments, timing of development, etc. It is not uncommon to extend plat approvals beyond the one-year original date of approval.

RECOMMENDATION

Staff recommends Council approve a 12-month extension for the preliminary Plat of Fullbrook on Fulshear Creek Section Ten, making the expiration date of the preliminary plat July 19, 2018, which is the maximum time allowable for plat approval prior to recordation.



June 6, 2017

City of Fulshear
30603 FM 1093
Fulshear, Texas 77441

Attention: D. Gordon Offord, City Secretary

Re: Fulbrook on Fulshear Creek Section Ten
Costello, Inc., Job No. 2014-371-031

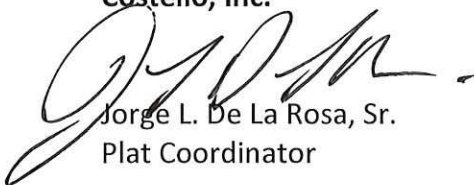
Dear Ms. D. Gordon Offord:

As the Authorized agent for Fulshear Land Partnership, LTD., we Costello, Inc., are requesting a Plat Extension for plat approval on the plat of Fulbrook on Fulshear Creek Section Ten, for 1 year. The original plat approval date was on July 19, 2016.

Can you please place this Extension Approval Request on the next available City Council Agenda for approval?

Should you or your office staff have any comments or questions on this request please feel free to contact our office.

Sincerely,
Costello, Inc.



Jorge L. De La Rosa, Sr.
Plat Coordinator

Cc: Ms. Kimberly Kopecky, City of Fulshear
Deputy City Secretary

C-75

June 13, 2017

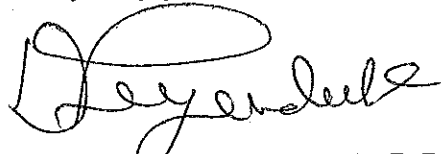
CJ Snipes, City Manager
City of Fulshear
P.O. Box 279
Fulshear, TX 77441

Re: Preliminary Plat – Fulbrook on Fulshear Creek Section 10
Plat Approval Extension
City of Fulshear, Texas

Dear C.J.:

The Preliminary Plat approval of Fulbrook at Fulshear Creek Section 10 is set to expire. I recommend that the City Council of the City of Fulshear extend approval for this Preliminary Plat for an additional 12-months. If you need additional information or you have any questions please feel free to contact me.

Very truly yours,



David Leyendecker, P.E., R.P.L.S.
Engineer for the City

DL/pe