



# 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](http://WWW.FULSHEARTEXAS.GOV)

## CITY COUNCIL:

MAYOR: Jeff Roberts

MAYOR PRO-TEM: Tricia Krenek

COUNCIL MEMBER: Stephen Gill

COUNCIL MEMBER: Kaye Kahlich

COUNCIL MEMBER: Tommy Kuykendall

COUNCIL MEMBER: Jim Fatheree

COUNCIL MEMBER: Dana Hollingsworth

## STAFF:

ACTING CITY MANAGER: Paula Ryan

CITY SECRETARY: D. Gordon Offord

CITY ATTORNEY: J. Grady Randle

---

## CITY COUNCIL MINUTES DECEMBER 19, 2017

---

### **I. OPENING**

#### **A. CALL TO ORDER**

A REGULAR CITY COUNCIL MEETING WAS CALLED TO ORDER BY MAYOR JEFF W. ROBERTS ON TUESDAY, DECEMBER 19, 2017 AT 7:00 P.M. IN THE IRENE STERN COMMUNITY CENTER LOCATED AT 6920 KATY FULSHEAR ROAD, FULSHEAR, TEXAS AND ALL CITIZENS WERE WELCOMED.

#### **B. QUORUM AND ROLL CALL**

MAYOR ROBERTS ANNOUNCED WE HAVE A QUORUM AND THAT ALL COUNCIL MEMBERS ARE PRESENT.

#### MEMBERS PRESENT:

JEFF W. ROBERTS, MAYOR

TRICIA KRENEK, MAYOR PRO TEM

JIM FATHEREE, COUNCIL MEMBER

STEPHEN GILL, COUNCIL MEMBER

DANA HOLLINGSWORTH, COUNCIL MEMBER

KAYE KALICH, COUNCIL MEMBER

TOMMY KUYKENDALL, COUNCIL MEMBER

#### CITY STAFF PRESENT:

DIANA GORDON OFFORD, CITY SECRETARY

PAULA RYAN, ACTING CITY MANAGER

LYNN RAYMER, EXECUTIVE ASSISTANT

SHARON VALIANTE, PUBLIC WORKS DIRECTOR

BRANT GARY, EXECUTIVE DIRECTOR OF PLANNING AND DEVELOPMENT

**CITY COUNCIL MINUTES  
DECEMBER 19, 2017  
PAGE 2**

CONTINUE- CITY STAFF PRESENT  
ANGELA HAHN, COMMUNICATIONS COORDINATOR  
ANGELA FRITZ, ECONOMIC DEVELOPMENT DIRECTOR  
J. GRADY RANDLE, CITY ATTORNEY  
MIKE MCCOY, CAPTAIN POLICE DEPT.  
BILL HENRY, POLICE OFFICER  
BYRON BROWN, ASST. CITY ATTORNEY  
DAVID LEYENDECKER, CITY ENGINEER  
JENNIFER EDMONDS, K9 OFFICER  
FELIX VARGAS, SHIFT SERGEANT  
KENNY SEYMOUR, CHIEF OF POLICE  
WES VELA, CHIEF FINANCIAL OFFICER  
MICHELLE KILLEBREW, BUILDING OFFICIAL

OTHERS PRESENT:  
JOHN DOWDALL  
AND 3 OTHERS WHO DID NOT SIGN IN

**FULSHEAR PACK 941 CUB SCOUT GROUP**

JASON BONILLA (DEN LEADER)  
NOAH BONILLA  
ISAAC AGUILAR  
KEIGAN LOEHR  
MICHAEL SIMS  
WILL STOMIEROWSKI  
ROCCO RODRIGUEZ  
ROBBIE STOMIEROWSKI  
NATHAN STIMACH  
HARRISON CORNETT  
ANTONIO BARNES  
BOBBY RODRIQUEZ

**C. INVOCATION- DR. WISDOM, FULSHEAR POLICE CHAPLAIN**

DR. CHARLES WISDOM, FULSHEAR POLICE CHAPLAIN, PROVIDED THE PRAYER.

**D. PLEDGE OF ALLEGIANCE TO THE U.S. FLAG- *I pledge allegiance to the flag of the United States of America and to the republic for which it stands, one nation under God, indivisible and with Liberty and Justice for all***

MAYOR ROBERTS INVITE THE CUB SCOUTS TO LEAD THE AUDIENCE IN THE PLEDGES. THE CUB SCOUTS LED THE COUNCIL AND AUDIENCE IN THE PLEDGE TO THE U.S. FLAG.

**CITY COUNCIL MINUTES  
DECEMBER 19, 2017  
PAGE 3**

**E. PLEDGE OF ALLEGIANCE TO THE TEXAS FLAG-***Honor the Texas flag; I pledge allegiance to thee, Texas, one state under God, one and indivisible*

THE CUB SCOUTS LED THE COUNCIL AND AUDIENCE IN THE PLEDGE TO THE TEXAS FLAG.

**II. CITIZEN'S COMMENTS-**

**COUNCIL MEMBER KUYKENDALL STATED HE WOULD LIKE TO AMEND THE MINUTES ON PAGE 3 UNDER CITIZENS' COMMENTS TO STRIKE THE FIRST TWO SENTENCES AND REPLACE WITH "JOHN DOWDALL ADDRESSED THE COUNCIL OPPOSING TOMMY KUYKENDALL'S REAPPOINTMENT TO COUNCIL."**

**A MOTION WAS MADE BY COUNCIL MEMBER KUYKENDALL AT A SPECIAL CITY COUNCIL MEETING OF FEBRUARY 6, 2018 AND SECONDED BY COUNCIL MEMBER GILL WHICH UNANIMOUSLY WAS PASSED BY THE COUNCIL. (NOTE: PRIOR WRITTEN COMMENTS WERE REMOVED)**

**III. CITY MANAGER'S REPORT**

PAULA RYAN, ACTING CITY MANAGER, PROVIDED AN UPDATE TO THE COUNCIL REGARDING UPCOMING EVENTS WITHIN THE CITY. SHE ANNOUNCED THAT CHRISTMAS WITH A COP WILL BE WEDNESDAY, DECEMBER 20 STARTING AT 5:30 P.M. WHICH INCLUDES VENDORS PROVIDING FREE HOT CHOCOLATE, PIZZA, ETC AND A MOVIE WILL START AT 6:30 P.M.

MS. RYAN STATED TWO AWARDS WILL BE GIVEN TONIGHT. ONE FOR THE POLICE DEPARTMENT, OFFICER VARGAS AND OFFICER EDMONDS FOR SAVING A LIFE AND THE OTHER TO THE CITY SECRETARY, DIANA GORDON OFFORD FOR 10-YEARS OF SERVICE. THIS CERTIFICATE IS A FIRST FOR THE CITY.

SHE ALSO ANNOUNCED THAT THE CITY'S SEARCH FOR A CITY MANAGER HAS BEGUN. SHE STATED THAT SGR (STRATEGIC GOVERNMENT RESOURCES) HAS ALREADY INTERVIEW STAFF AND SHORTLY WILL HAVE A DRAFT READY FOR THE ADVERTISEMENT OF THE CITY MANAGER POSITION.

**IV. CONSENT ITEMS-Items listed under the consent agenda are considered routine and are generally enacted in one motion, the exception to this rule is that a council member(s) may request one or more items to be removed from the consent agenda for a separate discussion and action.**

**A. CONSENT AND APPROVAL OF NOVEMBER 2017 MONTHLY GENERAL FUND FINANCIAL REPORT**

**B. CONSENT AND APPROVAL OF MINUTES FROM NOVEMBER 6, 14, & 28, 2017**

**C. CONSENT AND APPROVAL OF JORDAN RANCH SECTION 8/FINAL PLAT**

**D. CONSENT AND APPROVAL OF JORDAN RANCH SECTION 10/FINAL PLAT**

**E. CONSENT AND APPROVAL OF JORDAN RANCH SECTION 11/FINAL PLAT**

**F. CONSENT AND APPROVAL OF KIDDOS RANCH/FINAL PLAT (2<sup>ND</sup> REVIEW)**

**G. CONSENT AND APPROVAL OF FULSHEAR BEND DRIVE EXTENSION NO. 3 – STREET DEDICATION/PRELIMINARY PLAT**

- H. CONSENT AND APPROVAL OF CROSS CREEK BEND LANE EXTENSION NO. 11/FINAL PLAT
- I. CONSENT AND APPROVAL OF BONTERRA AT CROSS CREEK RANCH SECTION 2 – PARTIAL REPLAT NO. 1/PRELIMINARY PLAT
- J. CONSENT AND APPROVAL FULBROOK SECTION 2 “B”/PRELIMINARY PLAT
- K. CONSENT AND APPROVAL OF THRIVE CHURCH FULSHEAR/FINAL PLAT
- L. CONSENT AND APPROVAL OF WATER METER EASEMENT REQUEST FOR KATY INDEPENDENT SCHOOL DISTRICT (KISD) SCHOOL NO. 41
- M. CONSENT AND APPROVAL OF WATER METER EASEMENT REQUEST FOR PARKLANE FULSHEAR, CCR 21, LLC
- N. CONSENT AND APPROVAL OF A REVISION TO RESOLUTION NO. 2017-362 DESIGNATING CITY HOLIDAYS TO CORRECTLY REFLECT WEDNESDAY JULY 4, 2018 RATHER THAN TUESDAY JULY 4, 2018

A MOTION WAS MADE BY COUNCIL MEMBER KUYKENDALL TO REMOVE CONSENT ITEMS F AND K FOR SEPARATE DISCUSSION AND ACTION. IT WAS SECONDED BY MAYOR PRO TEM KRENEK. THE MOTION WAS CARRIED BY THE FOLLOWING VOTE:

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

A MOTION WAS MADE BY COUNCIL MEMBER KUYKENDALL TO APPROVE CONSENT ITEMS A THRU E, G THRU J, AND L THRU N. IT WAS SECONDED BY COUNCIL MEMBER KAHLICH. THE MOTION WAS CARRIED BY THE FOLLOWING VOTE:

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

MOTION PASSES

MAYOR ROBERTS ANNOUNCED WE WILL NOW HANDLE CONSENT ITEM F. CONSENT AND APPROVAL OF KIDDOS RANCH/FINAL PLAT.

COUNCIL MEMBER KUYKENDALL STATED THERE IS NO SINGLE RESIDENTIAL STREET AND THE BUILDING DOES NOT CONTAIN THE 10-FOOT DISTANCE. DAVID LEYENDECKER, CITY ENGINEER, STATED THERE ARE NO DEED RESTRICTIONS ON THIS PROPERTY AND THE OWNER HAS MET ALL THE REQUIREMENTS.

**CITY COUNCIL MINUTES  
DECEMBER 19, 2017  
PAGE 5**

A MOTION WAS MADE BY MAYOR PRO TEM KRENEK TO APPROVE KIDDOS RANCH/FINAL PLAT. IT WAS SECONDED BY COUNCIL MEMBER HOLLINGSWORTH. THE MOTION WAS CARRIED BY THE FOLLOWING VOTE:

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

NAYS: NONE

MOTION PASSES

MAYOR ROBERTS ANNOUNCED THAT WE WILL GO TO CONSENT ITEM K (CONSENT AND APPROVAL OF THRIVE CHURCH/FINAL PLAT).

COUNCIL MEMBER KUYKENDALL HAD SEVERAL QUESTIONS. HE WANTED TO KNOW WHY THEY ARE PLATTING THE PROPERTY. DAVID LEYENDECKER, CITY ENGINEER, RESPONDED. MR. LEYENDECKER STATED THAT A DEDICATED STREET ~~RIDE AWAY~~ IS NEEDED AND THERE ARE PLANS TO BUILD SOMETHING ON THE OTHER PART.

COUNCIL MEMBER KUYKENDALL WANTED TO KNOW IF THE AREA HAD BEEN RE-ZONED, DRAINAGE APPROVAL, ETC. BOTH MR. LEYENDECKER AND MICHELLE KILLEBREW, BUILDING OFFICIAL, RESPONDED. COUNCIL MEMBER KUYKENDALL SATISFIED WITH RESPONSES RECEIVED.

A MOTION WAS MADE BY COUNCIL MEMBER KUYKENDALL TO APPROVE THRIVE CHURCH/FINAL PLAT. IT WAS SECONDED BY COUNCIL MEMBER HOLLINGSWORTH. THE MOTION WAS CARRIED BY THE FOLLOWING VOTE:

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

NAYS: NONE

MOTION PASSES

**V. BUSINESS**

**A. PRESENTATION BY THE NATIONAL ASSOCIATION OF EMERGENCY MEDICAL TECHNICIANS OF LIFE SAVING AWARDS TO CITY OF FULSHEAR POLICE SERGEANT FELIX VARGAS AND POLICE OFFICER JENNIFER EDMONDS**

CAPTAIN MIKE MCCOY OF THE FULSHEAR POLICE DEPARTMENT INFORMED THE COUNCIL AND AUDIENCE OF THE STORY SURROUNDING THE RESCUE OF YOUNG BOY BY THE OFFICERS BACK IN JUNE OF THIS YEAR. DR. JOSEPH LOVE OF NAMET (NATIONAL ASSOCIATION OF EMERGENCY MEDICAL TECHNICIAN) PRESENTED

CERTIFICATES TO BOTH OFFICER VARGAS AND OFFICER EDMONDS.  
THE AUDIENCE APPLAUDED.

**B. PRESENTATION OF CITY OF FULSHEAR 10 YEAR SERVICE AWARD FOR OVER A DECADE OF FULL-TIME SERVICE TO CITY SECRETARY DIANA GORDON OFFORD**

MAYOR JEFF ROBERTS READ A PROCLAMATION AND PRESENTED IT TO CITY SECRETARY, D. OFFORD. PAULA RYAN, ACTING CITY MANAGER, PRESENTED A COMMENTIVE CLOCK TO MS. OFFORD SIGNIFYING 10 YEARS OF SERVICE. THE AUDIENCE APPLAUDED.

**C. CONSIDERATION AND POSSIBLE ACTION TO ADOPT A DEVELOPMENT AGREEMENT ON THE TRACT OF LAND DESCRIBED AS 0029 C FULSHEAR, TRACT 4, ACRES 2.00, WALLIS STREET, WITH FORT BEND COUNTY EMERGENCY SERVICES DISTRICT #4 FOR A TEMPORARY USE BY THE FULSHEAR-SIMONTON FIRE DEPARTMENT**

MAYOR ROBERTS ANNOUNCED THAT THIS ITEM HAS BEEN PULLED FROM THE AGENDA. NO ACTION WAS TAKEN.

**D. DISCUSSION AND UPDATE OF H-GAC LIVABLE CENTERS STUDY AND INITIATIVES IN THE CITY OF FULSHEAR**

BRANT GARY, EXECUTIVE DIRECTOR OF PLANNING AND DEVELOPMENT, INTRODUCED SHAD COMEAUX OF FREEZE AND NICHOLAS, INC. WHICH PROVIDE A 30- MINUTE PRESENTATION TO THE COUNCIL REGARDING LIVABLE CENTERS? LIVABLE CENTERS IS ONE DESTINATION WHICH INCLUDES LIVE, WORK, AND PLAY. MR. COMEAUX PROVIDED SOME BACKGROUND INFORMATION ON HIS COMPANY AND INTRODUCES TWO OF HIS COLLEAUGUES, MICHELLE QUEEN AND RICHARD WEATHERLY. LIVABLE CENTERS GOALS ARE MOBILITY, COMMUNITY, ENVIRONMENT, AND ECONOMIC DEVELOPMENT. MR. COMEAUX PRESENTED AN OVERVIEW TO THE COUNCIL. COUNCIL WAS PROVIDED AN OPPORTUNITY TO ASK QUESTIONS AT THE END OF THE PRESENTATION. MR. COMEAUX STATED THIS PROJECT WILL BEGIN IN JANUARY, 2018 AND HOPE TO BE CONCLUDED BY OCTOBER, 2018. HE HAS PLANS TO INCLUDE A SAC (STAKEHOLDERS ADVISORY COMMITTEE) AND MEETINGS TO GATHER PUBLIC INPUT. FOR THE ENTIRE PRESENTATION, REQUEST A COPY OF MATERIALS VIA OPEN RECORDS.

NO ACTION WAS TAKEN.

**E. CONSIDERATION AND POSSIBLE ACTION TO APPROVE RESOLUTION No. 2017-372, A RESOLUTION OF THE CITY OF FULSHEAR APPROVING THE PROPOSED PROJECTS OF**

**THE CITY OF FULSHEAR DEVELOPMENT CORPORATION, A TYPE A ECONOMIC DEVELOPMENT SALES TAX CORPORATION (FIRST READING)**

A MOTION WAS MADE BY MAYOR PRO TEM KRENEK TO APPROVE RESOLUTION NO. 2017-372, A RESOLUTION OF THE CITY OF FULSHEAR APPROVING THE PROPOSED PROJECTS OF THE CITY OF FULSHEAR DEVELOPMENT CORPORATION, A TYPE A ECONOMIC DEVELOPMENT SALES TAX CORPORATION (FIRST READING). IT WAS SECONDED BY COUNCIL MEMBER GILL. THE MOTION WAS CARRIED BY THE FOLLOWING VOTE:

AYES: COUNCIL MEMBER FATHEREE, GILL, HOLLINGSWORTH, KALICH, KRENEK, AND KUYKENDALL

NAYS: NONE

MOTION PASSES

**F. CONSIDERATION AND POSSIBLE ACTION TO APPROVE RESOLUTION No. 2017-373, A RESOLUTION OF THE CITY OF FULSHEAR APPROVING THE PROPOSED PROJECTS OF THE CITY OF FULSHEAR DEVELOPMENT CORPORATION, A TYPE B ECONOMIC DEVELOPMENT SALES TAX CORPORATION (FIRST READING)**

A MOTION WAS MADE BY MAYOR PRO TEM KRENEK TO APPROVE RESOLUTION No. 2017-373, A RESOLUTION OF THE CITY OF FULSHEAR APPROVING THE PROPOSED PROJECTS OF THE CITY OF FULSHEAR DEVELOPMENT CORPORATION, A TYPE B ECONOMIC DEVELOPMENT SALES TAX CORPORATION (FIRST READING). IT WAS SECONDED BY COUNCIL MEMBER KALICH. THE MOTION WAS CARRIED BY THE FOLLOWING VOTE:

AYES: COUNCIL MEMBER FATHEREE, GILL, HOLLINGSWORTH, KALICH, KRENEK, AND KUYKENDALL

NAYS: NONE

MOTION PASSES

**G. CONSIDERATION AND POSSIBLE ACTION TO APPROVE RESOLUTION No. 2017-372, A RESOLUTION OF THE CITY OF FULSHEAR APPROVING THE PROPOSED PROJECTS OF THE CITY OF FULSHEAR DEVELOPMENT CORPORATION, A TYPE A ECONOMIC DEVELOPMENT SALES TAX CORPORATION (SECOND READING)**

A MOTION WAS MADE BY MAYOR PRO TEM KRENEK TO APPROVE RESOLUTION No. 2017-372, A RESOLUTION OF THE CITY OF FULSHEAR APPROVING THE PROPOSED PROJECTS OF THE CITY OF FULSHEAR DEVELOPMENT CORPORATION, A TYPE A ECONOMIC DEVELOPMENT SALES TAX CORPORATION (SECOND READING). IT WAS

CITY COUNCIL MINUTES  
DECEMBER 19, 2017  
PAGE 8

SECONDED BY COUNCIL MEMBER GILL. THE MOTION WAS CARRIED BY THE FOLLOWING VOTE:

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

NAYS: NONE

MOTION PASSES

**H. CONSIDERATION AND POSSIBLE ACTION TO APPROVE RESOLUTION No. 2017-373, A RESOLUTION OF THE CITY OF FULSHEAR APPROVING THE PROPOSED PROJECTS OF THE CITY OF FULSHEAR DEVELOPMENT CORPORATION, A TYPE B ECONOMIC DEVELOPMENT SALES TAX CORPORATION (SECOND READING)**

A MOTION WAS MADE BY MAYOR PRO TEM KRENEK TO APPROVE RESOLUTION No. 2017-373, A RESOLUTION OF THE CITY OF FULSHEAR APPROVING THE PROPOSED PROJECTS OF THE CITY OF FULSHEAR DEVELOPMENT CORPORATION, A TYPE B ECONOMIC DEVELOPMENT SALES TAX CORPORATION (SECOND READING). IT WAS SECONDED BY COUNCIL MEMBER GILL. THE MOTION WAS CARRIED BY THE FOLLOWING VOTE:

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

NAYS: NONE

MOTION PASSES

**I. CONSIDERATION AND POSSIBLE ACTION FOR APPEAL OF PLANNING & ZONING COMMISSION DECISION FOR SIGN VARIANCE AT 4802 FM 1463**

MICHELLE KILLEBREW, BUILDING OFFICIAL, PRESENTED TO THE COUNCIL. SHE EXPLAINED THAT THIS SIGN IS LOCATED IN THE ETJ. ALSO, THE OWNERS THOUGHT THEY WERE IN THE CITY OF KATY'S JURISDICTION. CITY OF FULSHEAR ORDINANCES DO NOT ALLOW LED SIGNS. THIS VARIANCE REQUEST WAS FIRST PRESENTED TO THE CITY OF FULSHEAR PLANNING AND ZONING COMMISSION. THE COMMISSION DENIED THE REQUEST SO THE OWNER WANTED TO APPEAL, SO IT WAS PLACED ON CITY COUNCIL AGENDA.

J GRADY RANDLE, CITY ATTORNEY, PRESENTED SEVERAL SCENARIOS TO THE COUNCIL. THIS DISCUSSION CONTINUED FOR APPROXIMATELY 30 – MINUTES AMONG THE COUNCIL MEMBERS.



MR. DRU TREHAN, OWNER OF THE SIGN, PRESENTED HIS ARGUMENT TO THE COUNCIL. HE STATED HE TRIES TO FOLLOW THE RULES AND WAS NEVER INFORMED ABOUT ANY TIME LIMITS OR BEING IN THE ETJ OF FULSHEAR.

THIS DISCUSSION CONTINUED ON AMONG THE COUNCIL MEMBERS, OWNER OF THE SIGN, AND THE ATTORNEY FOR APPROXIMATELY 30 MINUTES.

MR. RANDLE, CITY ATTORNEY, STATED A CASE OF THIS NATURE IS BEING REVIEWED BY THE SUPREME COURT. COUNCIL AGREED TO AWAIT THE OUTCOME OF THIS CASE BEFORE RENDERING A DECISION.

NO ACTION WAS TAKEN ON ITEM "I".

**J. DISCUSSION AND UPDATE ON CITY WEBSITE REDEVELOPMENT**

ANGELA FRITZ, ECONOMIC DEVELOPMENT DIRECTOR, PRESENTED TO THE COUNCIL. SHE STATED THAT RE-VAMPING OF THE WEBSITE WOULD EXCEED THE BID OF 50K. SHE STATED HER OFFICE IS WORKING ON COMPILING A SELECTION CRITERIA AND HOPES TO HAVE A RECOMMENDATION FOR THE COUNCIL BY FEBRUARY 2018 MEETING DATE.

NO ACTION WAS TAKEN.

**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) ACQUIRING PROPERTY**

**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**

**VII. EXECUTIVE SESSION – CLOSED SESSION IN ACCORDANCE WITH THE GOVERNMENT CODE SEC. 551.087. ECONOMIC DEVELOPMENT NEGOTIATIONS; CLOSED MEETING.**

**ECONOMIC DEVELOPMENT NEGOTIATIONS TO DISCUSS OR DELIBERATE REGARDING COMMERCIAL OR FINANCIAL INFORMATION THAT THE GOVERNMENTAL BODY HAS RECEIVED FROM A BUSINESS PROSPECT THAT THE GOVERNMENTAL BODY SEEKS TO HAVE LOCATE, STAY, OR EXPAND IN OR NEAR THE TERRITORY OF THE GOVERNMENTAL BODY AND WITH WHICH THE GOVERNMENTAL BODY IS CONDUCTING ECONOMIC**

**CITY COUNCIL MINUTES  
DECEMBER 19, 2017  
PAGE 10**

**DEVELOPMENT NEGOTIATIONS; OR TO DELIBERATE THE OFFER OF A FINANCIAL OR OTHER INCENTIVES TO A BUSINESS PROSPECT.**

A MOTION WAS MADE BY MAYOR PRO TEM KRENEK TO ENTER INTO EXECUTIVE SESSION AT 8:46 P.M. IT WAS SECONDED BY COUNCIL MEMBER KAHLICH. THE MOTION WAS CARRIED BY THE FOLLOWING VOTE:

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

MAYOR ROBERTS ANNOUNCED THAT COUNCIL WOULD ENTER INTO EXECUTIVE SESSION AT 8:46 P.M. AND A QUORUM WAS PRESENT. MAYOR ROBERTS ANNOUNCED BEFORE GOING TO EXECUTIVE SESSION, COUNCIL MAY TAKE A 5-MINUTE BREAK.

COUNCIL RECONVENED BACK INTO REGULAR SESSION AT 9:52 P.M. A QUORUM WAS PRESENT.

MAYOR ROBERTS ASKED IF THERE WAS ANY ACTION TO BE TAKEN FROM EXECUTIVE SESSION. COUNCIL MEMBER KUYKENDALL RESPONDED AND STATED NO ACTION NEEDS TO BE TAKEN.

**VIII. ADJOURNMENT**

A MOTION WAS MADE BY MAYOR PRO TEM KRENEK TO ADJOURN AT 9:53 P.M. IT WAS SECONDED BY COUNCIL MEMBER FATHEREE. THE MOTION WAS CARRIED BY THE FOLLOWING VOTE:

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

MAYOR ROBERTS ANNOUNCED THAT COUNCIL IS NOW ADJOURNED.

  
\_\_\_\_\_  
JEFF W. ROBERTS, MAYOR

CITY COUNCIL MINUTES  
DECEMBER 19, 2017  
PAGE 11

ATTEST:



D. (DIANA) GORDON OFFORD, CITY SECRETARY