



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: Tricia Krenek

COUNCIL MEMBER: Stephen Gill

COUNCIL MEMBER: Kaye Kahlich

COUNCIL MEMBER: Tommy Kuykendall

COUNCIL MEMBER: Jim Fatheree

COUNCIL MEMBER: Dana Hollingsworth

STAFF:

CITY MANAGER: Jack Harper

Interim CITY SECRETARY: Kimberly Kopecky

CITY ATTORNEY: J. Grady Randle

CITY COUNCIL MEETING APRIL 17, 2018

I. CALL TO ORDER

A REGULAR CITY COUNCIL MEETING WAS CALLED TO ORDER BY MAYOR, JEFF W. ROBERTS IN THE IRENE STERN COMMUNITY CENTER LOCATED AT 6920 FULSHEAR ROAD, FULSHEAR, TEXAS AT 7:02 P.M. MAYOR ANNOUNCED WE HAVE A QUORUM WITH COUNCIL PRESENT AND WE HAVE MR. GILL AND THE VACANT SEAT BY MR. FATHEREE.

II. QUORUM & ROLL CALL

COUNCIL MEMBERS PRESENT:

JEFF W. ROBERTS, MAYOR

TRICIA KRENEK, MAYOR PRO TEM

DANA HOLLINGSWORTH, COUNCIL MEMBER

KAYE KALICH, COUNCIL MEMBER

TOMMY KUYKENDALL, COUNCIL MEMBER

COUNCIL MEMBERS ABSENT:

STEPHEN GILL, COUNCIL MEMBER

JIM FATHEREE, COUNCIL MEMBER

CITY STAFF PRESENT:

KIMBERLY KOPECKY, INTERIM CITY SECRETARY

JACK HARPER, CITY MANAGER

BRANT GARY, ACTING ASSISTANT CITY MANAGER/EXEC. DIRECTOR OF PLANNING & DEV

SHARON VALIANTE, PUBLIC WORKS DIRECTOR

KERRY SIGLER, CHIEF BUILDING INSPECTION SUPERVISOR

ANGELA FRITZ, ECONOMIC DEVELOPMENT DIRECTOR
KENNY SEYMOUR, CHIEF OF POLICE
WES VELA, CHIEF FINANCIAL OFFICER
DAVID LEYENDECKER, CITY ENGINEER
J GRADY RANDLE, CITY ATTORNEY
OFFICER LARSON
OFFICER ARDEN

OTHERS:

KAREN MARESH
VIOLA RANDLE
JASON MAKLARY
CHUCK STEWART
BILL ARCHER
CJ MCDANIEL
SONYA SIMMONS
RANDY ETHERIDGE
SAMY SHAHIN
ANDERSON SMITH
TAJANA SURLAN
RAMONA RIDGE
BILL HEEDE & ALENA HEEDE
ANDREW VAN CHAU
CARY WILKINS
W.O. BEMENT
LAURIE SZANTAY
KENT POOL
JOHN DOWDALL
DIOGU DIOGU
JEFF MARTIN
LISA MARTIN
JOAN BERGER
DANNY MCREA
TREY DEVILLIER
ALENA HEEDE
DON MCCOY
AND ABOUT 35 OTHERS WHO DID NOT SIGN IN

III. **INVOCATION- CARY WILKINS**

REV. CARY WILKINS LED THE AUDIENCE IN PRAYER.

IV. **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, WITH LIBERTY AND JUSTICE FOR ALL.*

V. **PLEDGE OF ALLEGIANCE TO THE TEXAS FLAG** -*HONOR THE TEXAS FLAG; I PLEDGE ALLEGIANCE TO THEE, TEXAS, ONE STATE UNDER GOD, ONE AND INDIVISIBLE*

MAYOR ROBERTS LED THE AUDIENCE IN THE PLEDGE OF ALLEGIANCE TO THE US AND TEXAS FLAG.

VI. **PUBLIC HEARING**

In compliance with the City of Fulshear Zoning Ordinance Number 2010-1028, the City will hold two Public Hearings; the first Public Hearing will be held by the Planning and Zoning Commission on April 13, 2018 at 8:30 a.m., the hearing will be held at City Hall located at 30603 FM 1093. The second hearing will be held by the City Council on April 17, 2018 at 7:00 p.m. the hearing will be held at the Irene Stern Center located at 6920 Katy Fulshear Road. Both hearings will allow all interested persons an opportunity to be heard.

The location of the premises in question is in the Downtown District, C Fulshear League, Abstract 29, Acres 4.99, specifically the location is at the northeast corner of FM 1093 and Syms Rd, Fulshear, Texas 77441.

The applicant's agent, Anderson Smith, of Capital Retail Properties, is seeking a Zoning Change pursuant to the Zoning Ordinance to take the current zoning from Downtown District to Commercial Use for commercial, retail, restaurant, office and/or medical space.

The applicant reserves the right to supplement this application and/or seek at the time of the hearing, such other approvals, interpretations, and/or waivers as may be requested or required by the applicant or the Board/Council.

A copy of said application and documents is on file at the City of Fulshear City Hall located at 30603 FM 1093 Fulshear, Texas 77441 on Monday through Thursdays from 8:00 a.m. to 5 p.m. and Fridays from 8:00 a.m. to 3 p.m. in the City Secretary's office for all interested parties prior to said hearing.

If you have any questions regarding this request please call the City Secretary's office at 281-346-1796.

MAYOR ROBERTS OPENED THE PUBLIC HEARING AT 7:07 P.M. DUE TO AN ERROR IN POSTING, THE PUBLIC HEARING WAS CLOSED AT 7:11 P.M.

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

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

NAYS: NONE

ABSENT: COUNCIL MEMBER GILL AND FATHEREE

- VII. CITIZEN'S COMMENTS-THIS IS AN OPPORTUNITY FOR CITIZENS TO SPEAK TO COUNCIL RELATING TO AGENDA AND NON-AGENDA ITEMS. SPEAKERS ARE ADVISED THAT COMMENTS CANNOT BE RECEIVED ON MATTERS WHICH ARE THE SUBJECT OF A PUBLIC HEARING ONCE THE HEARING HAS BEEN CLOSED. SPEAKERS ARE REQUIRED TO REGISTER IN ADVANCE AND MUST LIMIT THEIR COMMENTS TO THREE (3) MINUTES.**

KAREN MARESH- SPOKE REGARDING GINTER AGENDA ITEM

VIOLA RANDLE- REQUESTED TO BE THE LAST SPEAKER

JASON MAKLARY- SPOKE REGARDING HIS CANDIDACY FOR COUNCIL AT LARGE POSITION

CHUCK STEWART- SPOKE REGARDING ZONING/RE-ZONING

CJ MCDANIEL- SPOKE REGARDING THE REPLACEMENT OF VACANT COUNCIL SEAT

SAMY SHAHIN- SPOKE REGARDING RE-OPENING EXISTING CARWASH (APPEAL ON AGENDA)

TAJANA SURLAN- SPOKE REGARDING FIGHTING/COMMUNISM

JOHN DOWDALL- SPOKE REGARDING FAVORS TO DEVELOPERS, COLLECTING MONEY OWED FROM GM EQUITY AND REPLACING VACANT COUNCIL POSITION

DIOGU DIOGU- SPOKE REGARDING CRONYISM AND LAWSUIT

JEFF MARTIN- SPOKE REGARDING FINANCIAL REPORT AND MUD PAYMENTS

DANNY MCREA- SPOKE REGARDING DEVELOPMENT PLANS/ PLANNING AND ZONING COMMITTEE

VIOLA RANDLE- ASKED COUNCIL TO DO RIGHT BY FULSHEAR "A DIVIDED HOUSE CANNOT STAND"

(FOR FULL COMMENTARY, REQUEST AUDIO)

VIII. CITY'S MANAGER'S REPORT – BRIEFINGS OR UPDATES MAY BE PROVIDED REGARDING CITY SERVICES, ADMINISTRATIVE/PERSONNEL MATTERS, REAL ESTATE/DEVELOPMENT, INFRASTRUCTURE, EVENTS, REGULATIONS, COMMUNITY AND INTERGOVERNMENTAL RELATIONS ISSUES.

A. MUD 172 BOARD MEETING

B. FACC MEMBERSHIP MEETING

C. OTHER MEETINGS WITH FULSHEAR STAKEHOLDERS

JACK HARPER SPOKE REGARDING THESE MEETINGS AND HIS CALENDAR REGARDING SCHEDULING TIME FOR ANYONE THAT MAY WANT TO MEET.

IX. 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 FULBROOK ON FULSHEAR CREEK SECTION 5/PRELIMINARY PLAT

B. CONSENT AND APPROVAL OF FULBROOK ON FULSHEAR CREEK LIFT STATION NO. 9/PRELIMINARY PLAT

C. CONSENT AND APPROVAL OF FULSHEAR TRACE-STREET DEDICATION SECOND EXENTSION/PRELIMINARY PLAT

- D. CONSENT AND APPROVAL OF JADE SPRINGS LANE- STREET DEDICATION/PRELIMINARY PLAT
- E. CONSENT AND APPROVAL OF CREEK COVE AT CROSS CREEK RANCH SECTION 15/PRELIMINARY PLAT
- F. CONSENT AND APPROVAL OF CREEK COVE AT CROSS CREEK RANCH SECTION 16/PRELIMINARY PLAT
- G. CONSENT AND APPROVAL OF FULBROOK SECTION 2 "B"/FINAL PLAT
- H. CONSENT AND APPROVAL OF CROSS CREEK RANCH WATER PLANT NO. 3/FINAL PLAT
- I. CONSENT AND APPROVAL OF MINUTES FROM COUNCIL MEETINGS HELD ON MARCH 3, MARCH 20, AND MARCH 29, 2018
- J. DISCUSSION AND APPROVAL OF GENERAL FUND REPORT ENDING MARCH 31, 2018
- K. QUARTERLY INVESTMENT REPORT
- L. CONSENT AND APPROVAL OF HVAC REPLACEMENT AT ISCC
- M. CONSENT AND APPROVAL OF THE INTERLOCAL PROJECT AGREEMENT FOR THE ROAD STABILIZATION OF THE ENTRY ROAD TO THE CROSS-CREEK RANCH WWTP
- N. CONSENT AND APPROVAL OF THE PURCHASE OF SIDEWALK REPAIR SERVICES
- O. CONSENT AND APPROVAL OF THE PURCHASE OF A F250 4WD VEHICLE FOR PUBLIC WORKS

A MOTION WAS MADE BY COUNCIL MEMBER KAHLICH TO HANDLE CONSENT ITEM C SEPARATELY. IT WAS SECONDED BY MAYOR PRO TEM KRENEK. THE MOTION WAS CARRIED BY THE FOLLOWING VOTE:

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

ITEM C WILL BE REMOVED.

A MOTION WAS MADE BY COUNCIL MEMBER KUYKENDALL TO APPROVE ITEMS A-B AND D-O. IT WAS SECONDED BY MAYOR PRO TEM KRENEK. THE MOTION WAS CARRIED BY THE FOLLOWING VOTE:

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

ITEMS A, B, AND D-O PASS.

MOVING BACK TO ITEM C (FULSHEAR TRACE-STREET DEDICATION 2ND EXTENSION/PRELIMINARY PLAT). COUNCIL MEMBER KAHLICH ASKED DAVID LEYENDECKER FOR A REPORT ON THE PECAN TREE. DAVID SPOKE WITH THE DEVELOPER. THE TREE HAS SOME INTERNAL DECAY. THE TREE WILL PROBABLY NOT LIVE IF MOVED.

A MOTION WAS MADE BY COUNCIL MEMBER KAHLICH TO APPROVE ITEM C. IT WAS SECONDED BY MAYOR PRO TEM KRENEK. THE MOTION WAS CARRIED BY THE FOLLOWING VOTE:

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

ABSENT: COUNCIL MEMBER GILL AND FATHEREE

ITEM C PASSES.

X. **BUSINESS**

A. **CONSIDERATION AND POSSIBLE ACTION TO APPROVE A ZONING CHANGE FOR THE NORTHEAST CORNER OF FM 1093 AND SYMS ROAD (CAPITAL RETAIL PROPERTIES)**

A COUPLE YEARS AGO THE CITY TRIED TO TAKE POSITIVE STEPS TO PURCHASE THIS ENTIRE PIECE OF PROPERTY (33 ACRES). THE CITY HAS TRIED TO TAKE STEPS TO PRESERVE THAT PROPERTY. (PER COUNCIL MEMBER KUYKENDALL)

A MOTION TO TABLE A ZONING CHANGE FOR THE NORTHEAST CORNER OF FM 1093 AND SYMS ROAD (CAPITAL RETAIL PROPERTIES) WAS MADE BY COUNCIL MEMBER KAHLICH. IT WAS SECONDED BY COUNCIL MEMBER HOLLINGSWORTH. THE MOTION WAS CARRIED BY THE FOLLOWING VOTE:

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

NAYS: NONE

ABSENT: COUNCIL MEMBER GILL AND FATHEREE

B. **CONSIDERATION AND ACCEPTANCE OF THE AUDITED FY2017 ANNUAL FINANCIAL REPORT**

WES VELA ANNOUNCED THIS ITEM. CHRISTOPHER BREAUX FROM WHITLEY PENN GIVES A PRESENTATION ON THIS AUDIT AND FINANCIAL STATEMENTS. THEY ISSUED A CLEAN OPINION WHICH IS THE HIGHEST LEVEL OF ASSURANCE. (FOR FULL COMMENTARY, REQUEST AUDIO)

COUNCIL MEMBER HOLLINGSWORTH WOULD LIKE A NOTE ADDED TO FUTURE AUDITS WHERE A RECEIVABLE IS DUE.

A MOTION WAS MADE BY MAYOR PRO TEM KRENEK TO ACCEPT THE AUDITED FY 2017 ANNUAL FINANCIAL REPORT. IT WAS SECONDED BY COUNCIL MEMBER KAHLICH. THE MOTION WAS CARRIED BY THE FOLLOWING VOTE:

AYES: COUNCIL MEMBER HOLLINGSWORTH, KAHLICH, KRENEK AND KUYKENDALL

NAYS: NONE

ABSENT: COUNCIL MEMBER GILL AND FATHEREE

C. **CONSIDERATION AND POSSIBLE ACTION ON AN APPEAL OF THE BUILDING OFFICIAL'S DECISION FOR THE DENIAL OF A CERTIFICATE OF OCCUPANCY FOR A CAR WASH FACILITY AT 30414 FOURTH STREET**

BRANT GARY GIVES A BRIEF EXPLANATION OF THIS APPEAL. THE WATER ACCOUNT FOR THIS PROPERTY HAS BEEN CLOSED SINCE NOVEMBER 2016. THE USE FOR THIS PROPERTY IS CONSIDERED ABANDONED. STAFF RECOMMENDS THIS DECISION STAND (TO DENY A CERTIFICATE OF OCCUPANCY FOR A CAR WASH FACILITY).

MR. ELIAS AND MR. SHAHIN (PROPERTY OWNER AND TENANT) SPOKE REGARDING THE PROCESS THEY WENT THROUGH TO TRY AND RE-OPEN THIS CAR WASH. (FOR FULL COMMENTARY, REQUEST AUDIO)

KERRY SIGLER, CHIEF BUILDING INSPECTION SUPERVISOR ANSWERED QUESTIONS REGARDING A TIMEFRAME/DATES FOR PERMITS AND INSPECTIONS OF THE SITE.

THERE IS FURTHER DISCUSSION BETWEEN THE OWNER/APPLICANT, STAFF, GRADY AND COUNCIL MEMBERS.

A MOTION WAS MADE BY MAYOR PRO TEM KRENEK TO AFFIRM THE BUILDING OFFICIAL'S FINDING. IT WAS SECONDED BY COUNCIL MEMBER KAHLICH. THE MOTION WAS CARRIED BY THE FOLLOWING VOTE:

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

NAYS: NONE

ABSENT: COUNCIL MEMBER GILL AND FATHEREE

D. CONSIDERATION AND APPROVAL OF THE INTERLOCAL PROJECT AGREEMENT WITH FORT BEND COUNTY FOR THE ASPHALT PAVING OF CERTAIN ROADS

SHARON VALIANTE GAVE THE BACKGROUND INFORMATION REGARDING THIS AGREEMENT. THE CITY ENTERED INTO AN AGREEMENT WITH FORT BEND COUNTY BACK IN 2009. IT AUTOMATICALLY RENEWS EACH YEAR UNLESS EITHER PARTY DECIDES WITHIN 30 DAYS THAT THEY WOULD LIKE TO CANCEL. MOST STREETS NEEDING REPAIR ARE IN THE DOWNTOWN DISTRICT.

A MOTION WAS MADE BY MAYOR PRO TEM KRENEK TO APPROVE THE INTERLOCAL PROJECT AGREEMENT WITH FORT BEND COUNTY FOR THE ASPHALT PAVING OF CERTAIN ROADS. IT WAS SECONDED BY COUNCIL MEMBER HOLLINGSWORTH. THE MOTION WAS CARRIED BY THE FOLLOWING VOTE:

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

NAYS: NONE

ABSENT: COUNCIL MEMBER GILL AND FATHEREE

E. CONSIDERATION AND APPROVAL OF THE PURCHASE OF ASPHALT/EARTHEN ROAD MATERIALS FOR THE PAVING OF CERTAIN ASPHALT ROADS

PER SHARON VALIANTE, THIS ITEM GOES HAND AND HAND WITH THE PREVIOUS ITEM. WE NEED TO PURCHASE \$125,000 WORTH OF ASPHALT PAVING MATERIAL.

A MOTION WAS MADE BY MAYOR PRO TEM KRENEK TO APPROVE THE PURCHASE OF ASPHALT/EARTHEN ROAD MATERIALS FOR THE PAVING OF CERTAIN ASPHALT ROADS. IT WAS SECONDED BY COUNCIL MEMBER HOLLINGSWORTH. THE MOTION WAS CARRIED BY THE FOLLOWING VOTE:

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

NAYS: NONE

ABSENT: COUNCIL MEMBER GILL AND FATHEREE

F. CONSIDERATION AND APPROVAL OF A SETTLEMENT AGREEMENT WITH GM EQUITY RELATIVE TO THE DEVELOPMENT OF LAND KNOWN AS THE "GINTER TRACT"

MAYOR PRO TEM KRENEK ANNOUNCED SHE HAS A CONFLICT OF INTEREST ON FILE. SHE STEPS DOWN FROM THE DAIS.

COUNCIL MEMBER KUYKENDALL MAKES A PRESENTATION (FOR FULL COMMENTARY, REQUEST AUDIO)

GRADY RANDLE, CITY ATTORNEY, GIVES A BACKGROUND ON THE NEW AGREEMENT. GRADY PROVIDES INVOICES TO COUNCIL MEMBERS FOR VIEWING. HE ALSO DREW UP A CORRECTION EASEMENT DUE TO THE FIRST EASEMENT BEING MISFILED.

A MOTION WAS MADE BY COUNCIL MEMBER HOLLINGSWORTH TO CONTINUE (ACCEPT) WITH THE NEW AGREEMENT FOR \$89,000. THE MOTION WAS SECONDED BY COUNCIL MEMBER KAHLICH. THE MOTION WAS CARRIED BY THE FOLLOWING VOTE:

AYES: COUNCIL MEMBER HOLLINGSWORTH, KAHLICH, AND KUYKENDALL
NAYS: NONE
RECUSE WITH CONFLICT OF INTEREST: MAYOR PRO TEM KRENEK
ABSENT: COUNCIL MEMBER GILL AND FATHEREE

MAYOR PRO TEM KRENEK RE-JOINS THE COUNCIL ON THE DAIS.

G. DISCUSSION AND POSSIBLE ACTION TO FILL THE VACANT CITY COUNCIL AT-LARGE #1 POSITION

COUNCIL MEMBER KAHLICH THANKED EVERYONE THAT SUBMITTED APPLICATIONS. COUNCIL MEMBER HOLLINGSWORTH EXPRESSED IT WAS A TOUGH DECISION. COUNCIL MEMBER KUYKENDALL THANKED ALL CANDIDATES RUNNING AND THOSE THAT STEPPED UP WHEN THIS CAME AVAILABLE. MAYOR PRO TEM KRENEK ECHOED WHAT THE COUNCIL MEMBERS STATED. MAYOR ROBERTS EXPRESSED FOR THE APPLICANTS NOT TO GIVE UP AND TO STRIVE TO WANT TO BE A SERVANT TO THE CITY OF FULSHEAR.

A MOTION WAS MADE BY COUNCIL MEMBER KAHLICH TO APPOINT KENT POOL TO THE VACANT CITY COUNCIL AT-LARGE #1 POSITION. IT WAS SECONDED BY COUNCIL MEMBER KUYKENDALL. THE MOTION WAS CARRIED BY THE FOLLOWING VOTE:

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

MAYOR ROBERTS CONGRATULATES MR. POOL.

XI. 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

- A. CASE: 18-DCV-250347; CITY OF FULSHEAR, TEXAS VS ADVANCED TECHNOLOGY TRANSFER AND INTELLECTUAL PROPERTY GROUP LLC**
- B. CASE: 18-DCV-249910; ADVANCED TECHNOLOGY TRANSFER AND INTELLECTUAL PROPERTY GROUP, LLC AND DIOGU KALU DIOGU II, LLM VS CITY OF FULSHEAR, ET AL.**
- C. CASE: D-1-GN-16-004891; CITY OF FULSHEAR, TEXAS PLAINTIFF, VS. KEN PAXTON, ATTORNEY GENERAL OF THE STATE OF TEXAS, ET AL. DEFENDANTS**

A MOTION WAS MADE BY MAYOR PRO TEM KRENEK TO MOVE TO EXECUTIVE SESSION AT 9:36 P.M. IT WAS SECONDED BY COUNCIL MEMBER KUYKENDALL. THE MOTION WAS CARRIED BY THE FOLLOWING VOTE:

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

MAYOR AND COUNCIL ADJOURNED TO EXECUTIVE SESSION AT 9:36 P.M. AND NEW COUNCIL MEMBER KENT DID NOT ATTEND EXECUTIVE SESSION (NOT SWORN IN YET)

XII. DISCUSSION OF AND POSSIBLE ACTION RESULTING FROM EXECUTIVE SESSION

MAYOR ROBERTS RECONVENED BACK INTO REGULAR SESSION AT 10:47 P.M.

MAYOR PRO TEM KRENEK MADE A MOTION TO RATIFY THE FILING OF CAUSE NUMBER 18-DCV-250347; CITY OF FULSHEAR, TEXAS VS ADVANCED TECHNOLOGY TRANSFER AND INTELLECTUAL PROPERTY GROUP LLC. FILED IN THE 400TH JUDICIAL DISTRICT OF FORT BEND COUNTY. IT WAS SECONDED BY COUNCIL MEMBER KUYKENDALL. THE MOTION WAS CARRIED BY THE FOLLOWING VOTE:

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

XIII. ADJOURNMENT

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

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

THE MEETING ADJOURNED AT 10:48 P.M.


5/15/2018
AARON GROFF, MAYOR

ATTEST:


KIMBERLY KOPECKY, INTERIM CITY SECRETARY

