



# 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: Aaron Groff

MAYOR PRO-TEM: Kaye Kahlich

COUNCIL MEMBER: Kent Pool

COUNCIL MEMBER: Dana Hollingsworth

COUNCIL MEMBER: Debra Cates

COUNCIL MEMBER: Lisa Martin

COUNCIL MEMBER: Joel Patterson

COUNCIL MEMBER: John Kelly

## STAFF:

CITY MANAGER: Jack Harper

CITY SECRETARY: Kimberly Kopecky

CITY ATTORNEY: J. Grady Randle

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## CITY COUNCIL MEETING OCTOBER 16, 2018

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NOTICE IS HEREBY GIVEN OF A REGULAR CITY COUNCIL MEETING OF THE CITY OF FULSHEAR TO BE HELD ON **TUESDAY, OCTOBER 16, 2018 AT 7:00 P.M.** IN IRENE STERN COMMUNITY CENTER, 6920 KATY FULSHEAR ROAD, FULSHEAR, TEXAS FOR CONSIDERING THE FOLLOWING ITEMS. THE CITY COUNCIL RESERVES THE RIGHT TO ADJOURN INTO EXECUTIVE SESSION AT ANY TIME DURING THE COURSE OF THIS MEETING TO DISCUSS ANY MATTERS LISTED ON THE AGENDA, AS AUTHORIZED BY THE TEXAS GOVERNMENT CODE, INCLUDING, BUT NOT LIMITED TO, SECTIONS 551.071 (CONSULTATION WITH ATTORNEY), 551.072 (DELIBERATIONS ABOUT REAL PROPERTY), 551.073 (DELIBERATIONS ABOUT GIFTS AND DONATIONS), 551.074 (PERSONNEL MATTERS), 551.076 (DELIBERATIONS ABOUT SECURITY DEVICES), 551.087 (ECONOMIC DEVELOPMENT), 418.175.183 (DELIBERATIONS ABOUT HOMELAND SECURITY ISSUES) AND AS AUTHORIZED BY THE TEXAS TAX CODE, INCLUDING, BUT NOT LIMITED TO, SECTION 321.3022 (SALES TAX INFORMATION).

"Incidental Meeting Notice: A quorum of the City of Fulshear City Council, Planning & Zoning Commission, City of Fulshear Development Corporation (Type A), Fulshear Development Corporation (Type B), Parks & Recreation Commission, Historic Preservation & Museum Commission, Zoning Board of Adjustment, or any or all of these, may be in attendance at the meeting specified in the foregoing notice, which attendance may constitute a meeting of such governmental body or bodies as defined by the Texas Open Meetings Act, Chapter 551, Texas Government Code. Therefore, in addition to the foregoing notice, notice is hereby given of a meeting of each of the above-named governmental bodies, the date, hour, place, and subject of which is the same as specified in the foregoing notice."

- I. **CALL TO ORDER**
- II. **QUORUM & ROLL CALL**
- III. **INVOCATION- REVEREND JACKIE GILMORE**

- 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*
- VI. **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.*
- VII. **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. **PROMOTION OF LINDSAY MILLER FROM SERGEANT TO LIEUTENANT**
- B. **CITY STAFF TAKING TDEM DISASTER FINANCE MANAGEMENT COURSES**
- C. **DISCUSS NOVEMBER CITY COUNCIL WORKSHOP ON WATER RATES, WATER BILLS, ETC**
- VIII. **CITY COUNCIL LIAISON REPORT**- *BRIEFINGS OR UPDATES FROM CITY COUNCIL MEMBERS MAY BE PROVIDED REGARDING BOARDS AND COMMISSIONS MEETINGS.*
- **MAYOR PRO-TEM KAHLICH- LIAISON FOR PLANNING & ZONING COMMISSION AND EX OFFICIO FOR THE LIVABLE CENTERS STUDY**
  - **COUNCIL MEMBER KELLY- LIAISON FOR FULSHEAR DEVELOPMENT CORP "TYPE A"**
  - **COUNCIL MEMBER MARTIN- LIAISON FOR FULSHEAR DEVELOPMENT CORP "TYPE B"**
  - **COUNCIL MEMBER POOL- LIAISON FOR PARKS & RECREATION COMMISSION**
  - **COUNCIL MEMBER CATES- LIAISON FOR HISTORIC PRESERVATION AND MUSEUM COMMISSION**
- 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 JORDAN RANCH STREET DEDICATION NO. 4 & RESERVES/FINAL PLAT**
- B. **CONSENT AND APPROVAL OF JORDAN RANCH SECTION 6/FINAL PLAT**
- C. **CONSENT AND APPROVAL OF JORDAN RANCH SECTION 7/FINAL PLAT**
- D. **CONSENT AND APPROVAL OF JORDAN RANCH SECTION 13/FINAL PLAT**
- E. **CONSENT AND APPROVAL OF JORDAN RANCH SECTION 15/FINAL PLAT**
- F. **CONSENT AND APPROVAL OF JORDAN RANCH SECTION 16/FINAL PLAT**

- G. CONSENT AND APPROVAL OF TAMARRON SECTION 31/FINAL PLAT
  - H. CONSENT AND APPROVAL OF MARCEL TOWN CENTER/FINAL PLAT
  - I. CONSENT AND APPROVAL OF CHILDRENS LIGHTHOUSE AT JORDAN RANCH/PRELIMINARY PLAT
  - J. CONSENT AND APPROVAL OF CITY COUNCIL MINUTES FROM CITY COUNCIL MEETINGS HELD ON SEPTEMBER 11, 2018, SEPTEMBER 18, 2018 (SPECIAL), AND SEPTEMBER 18, 2018 (REGULAR) MEETING
  - K. CONSENT AND APPROVAL OF GENERAL FUND REPORT FOR SEPTEMBER 2018
  - L. CONSENT AND APPROVAL OF PURCHASES FOR CITY HALL REPAIRS
  - M. CONSENT AND APPROVAL OF RESOLUTION NO. 2018-405 AUTHORIZING THE SUBMISSION OF AN APPLICATION FOR GRANT FUNDING FOR CDBG FUNDING-SITE 1 LEA DRAINAGE IMPROVEMENTS AND SITE 2 PENN DRAINAGE IMPROVEMENTS UNDER A GRANT PROVIDED BY TEXAS GENERAL LAND OFFICE
  - N. CONSENT AND APPROVAL OF UTILITY CONVEYANCE AND SECURITY AGREEMENT AND STREET DEDICATION FOR CREEK FALLS AT CROSS CREEK RANCH SECTION 10
  - O. CONSENT AND APPROVAL OF PURCHASE OF TWO (2) POLICE VEHICLES AS APPROVED IN THE 2018/2019 BUDGET
  - P. CONSENT AND APPROVAL OF A VOLUNTARY ANNEXATION AGREEMENT WITH THE OWNER(S) OF A CERTAIN TRACT OF LAND LOCATED IN THE CITY'S EXTRATERRITORIAL JURISDICTION, BEING AN APPROXIMATELY 9.9225 ACRE TRACT OF LAND ABUTTING RODGERS ROAD AND FM 359, INCLUDING ASSOCIATED RIGHT-OF-WAY
- X. BUSINESS
- A. PROCLAMATION FOR BREAST CANCER AWARENESS
  - B. PRESENTATION AND POSSIBLE ACTION ON THE CROSS CREEK RANCH GENERAL PLAN
  - C. CONSIDERATION AND POSSIBLE ACTION TO APPROVE RESOLUTION NO. 2018-406 APPOINTING MEMBERS TO THE HISTORIC PRESERVATION AND MUSEUM COMMISSION (3 VACANCIES)
  - D. CONSIDERATION OF AND POSSIBLE ACTION ON APPOINTMENT OF A MEMBER OF THE CITY COUNCIL TO SERVE AS LIAISON TO THE CITY'S ORDINANCE ADVISORY COMMITTEE (OAC) RELATIVE TO THE CITY'S COORDINATED DEVELOPMENT ORDINANCE (CDO) PROJECT
  - E. CONSIDERATION AND POSSIBLE ACTION TO APPROVE RESOLUTION NO. 2018-407 REPEALING THE MINUTE ORDER AND ALLOWING THE CITY MANAGER AUTHORITY ON PURCHASING
  - F. CONSIDERATION AND POSSIBLE ACTION TO APPROVE A CONTRACT FOR A GIS BASED WORK ORDER AND ASSET MANAGEMENT SOFTWARE SOLUTION

**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:**

**4<sup>TH</sup> STREET LITIGATION**

**XII. ACTION FROM EXECUTIVE SESSION**

**XIII. ADJOURNMENT**

NOTE: IN COMPLIANCE WITH THE AMERICAN WITH DISABILITIES ACT, THIS FACILITY IS WHEELCHAIR ACCESSIBLE AND ACCESSIBLE PARKING SPACES ARE AVAILABLE. REQUESTS FOR ACCOMMODATIONS OR INTERPRETIVE SERVICE MUST BE MADE AT LEAST 48 BUSINESS HOURS PRIOR TO THIS MEETING. PLEASE CONTACT THE CITY SECRETARY'S OFFICE AT 281-346-1796 FOR FURTHER INFORMATION.

I, KIMBERLY KOPECKY, CITY SECRETARY OF THE CITY, DO HEREBY CERTIFY THAT THE ABOVE NOTICE OF MEETING AND AGENDA FOR THE CITY COUNCIL OF THE CITY OF FULSHEAR, TEXAS WAS POSTED ON OCTOBER 11, 2018 BY 5:00 P.M. IN PLACE CONVENIENT AND READILY ACCESSIBLE AT ALL TIMES TO THE GENERAL PUBLIC, IN COMPLIANCE WITH CHAPTER 551, TEXAS GOVERNMENT CODE.

*Kimberly Kopecky*

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**KIMBERLY KOPECKY, CITY SECRETARY**