



CITY OF FULSHEAR

"FIND YOUR FUTURE IN FULSHEAR"

30603 FM 1093 WEST/ PO Box 279 ~ FULSHEAR, TEXAS 77441

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WWW.FULSHEARTEXAS.GOV

CITY COUNCIL:

MAYOR: Aaron Groff

MAYOR PRO-TEM: Kaye Kahlich

COUNCIL MEMBER: Kent Pool

COUNCIL MEMBER: Kevin White

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

CITY COUNCIL MEETING MINUTES JUNE 18, 2019

I. CALL TO ORDER

A REGULAR CITY COUNCIL MEETING WAS CALLED TO ORDER BY MAYOR GROFF AT THE IRENE STERN COMMUNITY CENTER, 6920 KATY FULSHEAR ROAD, FULSHEAR, TEXAS AT 7:19 P.M. A QUORUM WAS PRESENT.

II. QUORUM & ROLL CALL

COUNCIL MEMBERS PRESENT:

AARON GROFF, MAYOR

KAYE KAHLICH, MAYOR PRO-TEM

JOEL PATTERSON

DEBRA CATES

KENT POOL

JOHN KELLY

KEVIN WHITE

COUNCIL MEMBERS ABSENT:

LISA MARTIN (EXCUSED)

CITY STAFF PRESENT:

JACK HARPER

BRANT GARY

KIMBERLY KOPECKY

SHARON VALIANTE

GRADY RANDLE
ANGELA FRITZ
KENNY SEYMOUR
WES VELA
JAMES WOODS
DAVID LEYENDECKER

OTHERS PRESENT:

BRYAN THOMAS
RAMONA RIDGE
REBECCA PATTERSON
DANIEL GILLHAM
BARNEY PFEFFER
CJ MCDANIEL
MELISSA WHASHINGTON
KEVIN SHIPLEY
SHEREE PRATHER
MICHAEL SHELTON
LAURA FLEMING
AND ABOUT 7 OTHERS THAT DID NOT SIGN IN

III. INVOCATION- REVEREND JACKIE GILMORE, GREATER ZACHERY BAPTIST CHURCH

INVOCATION WAS GIVEN BY 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

THE PLEDGE OF ALLEGIANCE TO THE U.S. FLAG AND THE TEXAS FLAG WERE LED BY MAYOR GROFF.

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.

MELISSA WASHINGTON SPOKE REGARDING HOMEOWNER ASSISTANCE PROGRAMS FROM THE GENERAL LAND OFFICE.

KEVIN SHIPLEY/SARAH GOODMAN SPOKE REGARDING AN UPCOMING BLOOD DRIVE.

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. **JULY 4TH FREEDOM FEST UPDATE- THURSDAY, JULY 4TH FROM 6 PM – 9:30 PM**
- B. **FY20 BUDGET & CIP PREPARATION- ACTIVELY WORKING ON THE BUDGET AND WILL HAVE THE CITY SECRETARY REACH OUT TO GET JULY AVAILABILITY OF THE COUNCIL**

VIII. 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 MINUTES FROM CITY COUNCIL MEETINGS HELD MAY 21, 2019 (SPECIAL), MAY 21, 2019 (REGULAR), AND MAY 28, 2019 (SPECIAL)**
- B. **CONSENT AND APPROVAL OF WEST FIRETHORNE ROAD SECTION 2 STREET DEDICATION FINAL PLAT**
- C. **CONSENT AND APPROVAL OF FIRETHORNE WEST SECTION 15 FINAL PLAT**
- D. **CONSENT AND APPROVAL OF FIRETHORNE WEST SECTION 16 FINAL PLAT**
- E. **CONSENT AND APPROVAL OF FIRETHORNE WEST SECTION 17 FINAL PLAT**
- F. **CONSENT AND APPROVAL OF FIRETHORNE WEST SECTION 18 FINAL PLAT**
- G. **CONSENT AND APPROVAL OF FIRETHORNE WEST SECTION 19 FINAL PLAT**
- H. **CONSENT AND APPROVAL OF TEXANA CENTER FINAL PLAT**
- I. **CONSENT AND APPROVAL OF CREEK TRACE AT CROSS CREEK RANCH SECTION 1 FINAL PLAT**
- J. **CONSENT AND APPROVAL OF WEST CROSS CREEK BEND LANE EXTENSION NO. 5 FINAL PLAT**
- K. **CONSENT AND APPROVAL OF SKYLINE DRIVE STREET DEDICATION FINAL PLAT**
- L. **CONSENT AND APPROVAL OF TAMARRON SECTION 38 FINAL PLAT**
- M. **CONSENT AND APPROVAL OF CREEK TRACE AT CROSS CREEK RANCH SECTION 3 PRELIMINARY PLAT**
- N. **CONSENT AND APPROVAL OF CREEK TRACE AT CROSS CREEK RANCH SECTION 4 PRELIMINARY PLAT**
- O. **CONSENT AND APPROVAL OF JORDAN RANCH SECTION 17 PRELIMINARY PLAT**
- P. **CONSENT AND APPROVAL OF JORDAN RANCH SECTION 18 PRELIMINARY PLAT**
- Q. **CONSENT AND APPROVAL OF THE MONTHLY GENERAL AND UTILITY FUND FINANCIALS**
- R. **CONSENT AND APPROVAL OF FORT BEND COUNTY APPRAISAL PROPOSED CAD 2019-2020 FISCAL YEAR BUDGET**
- S. **CONSENT AND APPROVAL OF CITY ENERGY CONTRACT AND RELATED PROJECTS**
- T. **CONSENT AND APPROVAL ON ORDINANCE NO. 2019-1300, AN ORDINANCE OF THE CITY OF FULSHEAR, AMENDING CHAPTER 10, ARTICLE IV OF THE CITY’S CODE, REGARDING ITINERANT VENDORS**

MAYOR PRO-TEM KAHLICH ASKED TO REMOVE ITEMS R AND T FOR DISCUSSION. BRANT GARY MADE A STAFF REQUEST TO REMOVE ITEM S FOR DISCUSSION.

A MOTION TO APPROVE CONSENT ITEMS A THROUGH Q WAS MADE BY MAYOR PRO-TEM KAHLICH. IT WAS SECONDED BY COUNCIL MEMBER POOL. THE MOTION WAS CARRIED BY THE FOLLOWING VOTE:

AYES: COUNCIL MEMBERS CATES, KAHLICH, KELLY, PATTERSON, POOL, AND WHITE

NAYS: NONE

ABSENT: COUNCIL MEMBER MARTIN

ITEM R

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

AYES: COUNCIL MEMBERS CATES, KAHLICH, KELLY, PATTERSON, POOL, AND WHITE

NAYS: NONE

ABSENT: COUNCIL MEMBER MARTIN

ITEM S

A MOTION TO ACCEPT A 4 YEAR (TRADITIONAL) TERM WAS MADE BY COUNCIL MEMBER CATES. IT WAS SECONDED BY MAYOR PRO-TEM KAHLICH. THE MOTION WAS CARRIED BY THE FOLLOWING VOTE:

AYES: COUNCIL MEMBERS CATES, KAHLICH, KELLY, PATTERSON, AND WHITE

NAYS: COUNCIL MEMBER POOL

ABSENT: COUNCIL MEMBER MARTIN

ITEM T

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

AYES: COUNCIL MEMBERS CATES, KAHLICH, KELLY, PATTERSON, POOL, AND WHITE

NAYS: NONE

ABSENT: COUNCIL MEMBER MARTIN

IX. BUSINESS

- A. CONSIDERATION AND POSSIBLE ACTION TO APPROVE RESOLUTION NO. 2019-421, PROVIDING NOTICE OF PUBLIC HEARING ON LAND USE ASSUMPTIONS AND CAPITAL IMPROVEMENTS PLAN RELATING TO POSSIBLE ADOPTION OF IMPACT FEES FOR JULY 16 CITY COUNCIL MEETING**

A MOTION WAS MADE BY MAYOR PRO-TEM KAHLICH TO APPROVE RESOLUTION NO. 2019-421. IT WAS SECONDED BY COUNCIL MEMBER PATTERSON.

MAYOR PRO-TEM KAHLICH WITHDREW HER ORIGINAL MOTION.

MAYOR PRO-TEM KAHLICH MADE A MOTION TO APPROVE AND RATIFY RESOLUTION NO. 2019-421 PROVIDING NOTICE OF PUBLIC HEARING ON LAND USE ASSUMPTIONS AND CAPITAL IMPROVEMENTS PLAN RELATING TO POSSIBLE ADOPTION OF IMPACT FEES. IT WAS SECONDED BY COUNCIL MEMBER POOL. THE MOTION WAS CARRIED BY THE FOLLOWING VOTE:

AYES: COUNCIL MEMBERS CATES, KAHLICH, KELLY, PATTERSON, POOL, AND WHITE

NAYS: NONE

ABSENT: COUNCIL MEMBER MARTIN

B. DISCUSSION AND POSSIBLE ACTION ON CITY OF FULSHEAR BOARDS AND COMMISSIONS VACANCIES, AND APPROVAL OF RESOLUTION NO. 2019-422, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FULSHEAR, TEXAS, APPOINTING AND REAPPOINTING CERTAIN MEMBERS TO THE CITY'S HISTORIC PRESERVATION AND MUSEUM COMMISSION

A MOTION WAS MADE BY MAYOR PRO-TEM KAHLICH TO APPROVE RESOLUTION NO. 2019-422 (APPOINTING VIOLA RANDLE TO THE HISTORICAL PRESERVATION AND MUSEUM COMMISSION UNTIL JUNE 1ST 2021). IT WAS SECONDED BY COUNCIL MEMBER WHITE. THE MOTION WAS CARRIED BY THE FOLLOWING VOTE:

AYES: COUNCIL MEMBERS CATES, KAHLICH, KELLY, PATTERSON, POOL, AND WHITE

NAYS: NONE

ABSENT: COUNCIL MEMBER MARTIN

~~X. 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.~~

~~CERTAIN MUD SETTLEMENT NEGOTIATIONS~~

~~XI. ACTION FROM EXECUTIVE SESSION~~

~~THERE WAS NO EXECUTIVE SESSION DURING THE REGULAR CITY COUNCIL MEETING.~~

XII. CONSIDERATION AND POSSIBLE ACTION RELATING TO ABSENCES- IN ACCORDANCE WITH SECTION 3.10 (d) OF THE CITY OF FULSHEAR HOME-RULE CHARTER, PAST ABSENCES DUE TO SICKNESS MAY BE EXCUSED, AND LEAVES OF ABSENCE FOR FUTURE ABSENCES MAY BE GRANTED. ANY ACTION TO EXCUSE A PAST ABSENCE IS DEEMED TO INCLUDE A FINDING THAT THE ABSENCE WAS DUE TO SICKNESS UNLESS THE ACTION INDICATES OTHERWISE.

THERE WERE NO KNOWN UPCOMING ABSENCES.

XIII. ADJOURNMENT

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

AYES: COUNCIL MEMBERS CATES, KAHLICH, KELLY, PATTERSON, POOL, AND WHITE

NAYS: NONE

ABSENT: COUNCIL MEMBER MARTIN

MAYOR GROFF ADJOURNED THE MEETING AT 7:52 P.M.



ATTEST:

KIMBERLY KOPECKY, CITY SECRETARY

AARON GROFF, MAYOR