



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: 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

CITY COUNCIL MEETING MAY 21, 2019

NOTICE IS HEREBY GIVEN OF A REGULAR CITY COUNCIL MEETING OF THE CITY OF FULSHEAR TO BE HELD ON **TUESDAY, MAY 21, 2019 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- CHARLES WISDOM, FULSHEAR POLICE CHAPLAIN

- 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. **PROCLAMATION – NATIONAL PUBLIC WORKS WEEK – It Starts Here**

- 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.*

- 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. **UPDATED BUDGET CALENDAR**
 - B. **NEW EMPLOYEES**

- 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 MINUTES FROM CITY COUNCIL MEETINGS HELD APRIL 9, 2019 (SPECIAL), APRIL 16, 2019 (SPECIAL), AND APRIL 16, 2019 (REGULAR), AND APRIL 30, 2019 (WORKSHOP)**
 - B. **CONSENT AND APPROVAL OF SKYLINE DRIVE STREET DEDICATION PRELIMINARY PLAT**
 - C. **CONSENT AND APPROVAL OF BONTERRA AT CROSS CREEK RANCH SECTION 7 PRELIMINARY PLAT**
 - D. **CONSENT AND APPROVAL OF BONTERRA AT CROSS CREEK RANCH SECTION 8 PRELIMINARY PLAT**
 - E. **CONSENT AND APPROVAL OF JORDAN RANCH BOULEVARD CHURCH SUBDIVISION FINAL PLAT**
 - F. **CONSENT AND APPROVAL OF POLO RANCH SECTION 2 AND LOU WATERS PARKWAY STREET DEDICATION FINAL PLAT**
 - G. **CONSENT AND APPROVAL OF POLO RANCH SECTION 4 FINAL PLAT**
 - H. **CONSENT AND APPROVAL OF POLO RANCH SECTION 5 FINAL PLAT**

- I. CONSENT AND APPROVAL OF POLO RANCH SECTION 6 FINAL PLAT
- J. CONSENT AND APPROVAL OF STREET DEDICATION & UTILITY CONVEYANCE AND SECURITY AGREEMENT FOR POLO RANCH SECTION 1 FROM MUD 174
- K. CONSENT AND APPROVAL OF QUARTERLY INVESTMENT REPORT FOR PERIOD ENDING 3-31-19
- L. CONSENT AND APPROVAL OF THE MONTHLY GENERAL AND UTILITY FUND FINANCIALS
- M. CONSENT AND APPROVAL OF A SOLICITATION PERMIT FROM APPLICANT FORTUNE COBB

X. BUSINESS

- A. CONSIDERATION AND POSSIBLE ACTION TO ADOPT ORDINANCE NO. 2019-1294, AN ORDINANCE ANNEXING CERTAIN TERRITORY TO THE CITY OF FULSHEAR, FORT BEND COUNTY, TEXAS, AND EXTENDING THE BOUNDARY LIMITS OF SAID CITY LIMITS, AND GRANTING TO ALL THE INHABITANTS OF SAID PROPERTY ALL THE RIGHTS AND PRIVILEGES OF OTHER CITIZENS AND BINDING SAID INHABITANTS BY OF THE ACTS, ORDINANCES, RESOLUTIONS OF SAID CITY; AND ADOPTING A SERVICE PLAN (TRACT 1)
- B. CONSIDERATON AND POSSIBLE ACTION TO ADOPT ORDINANCE NO. 2019-1295, AN ORDINANCE ANNEXING CERTAIN TERRITORY TO THE CITY OF FULSHEAR, FORT BEND COUNTY, TEXAS, AND EXTENDING THE BOUNDARY LIMITS OF SAID CITY LIMITS, AND GRANTING TO ALL THE INHABITANTS OF SAID PROPERTY ALL THE RIGHTS AND PRIVILEGES OF OTHER CITIZENS AND BINDING SAID INHABITANTS BY OF THE ACTS, ORDINANCES, RESOLUTIONS, OF SAID CITY; AND ADOPTING A SERVICE PLAN (TRACT 2)
- C. CONSIDERATION AND POSSIBLE ACTION TO APPROVE ORDINANCE NO. 2019-1296, AN ORDINANCE OF THE CITY OF FULSHEAR, TEXAS, PROVIDING FOR THE REMOVAL OF THE EX-OFFICIO POSITION FROM THE PLANNING AND ZONING COMMISSION
- D. CONSIDERATION AND POSSIBLE ACTION TO APPROVE RESOLUTION NO. 2019-416, A RESOLUTION OF THE CITY OF FULSHEAR APPOINTING MEMBERS TO THE CITY'S PLANNING AND ZONING COMMISSION
- E. CONSIDERATION AND POSSIBLE ACTION TO APPROVE ORDINANCE NO. 2019-1297, AN ORDINANCE OF THE CITY OF FULSHEAR, TEXAS, PROVIDING FOR THE APPOINTMENT OF THE PLANNING AND ZONING COMMISSION TO ACT AS THE CAPITAL IMPROVEMENTS ADVISORY COMMITTEE AS WELL AS THE APPOINTMENT OF UP TO TWO ADDITIONAL CIAC MEMBERS FOR AN ETJ REPRESENTATIVE AND A REAL ESTATE, DEVELOPMENT, OR BUILDING INDUSTRY REPRESENTATIVE (IF NEEDED) IN ACCORDANCE WITH CHAPTER 395 OF THE TEXAS LOCAL GOVERNMENT CODE
- F. CONSIDERATION AND POSSIBLE ACTION TO APPROVE RESOLUTION NO. 2019-417, A RESOLUTION OF THE CITY OF FULSHEAR APPOINTING MEMBERS TO THE CITY'S PARKS AND RECREATION COMMISSION
- G. CONSIDERATION AND POSSIBLE ACTION TO APPROVE RESOLUTION NO. 2019-418, A RESOLUTION OF THE CITY OF FULSHEAR APPOINTING MEMBERS TO THE CITY'S HISTORIC PRESERVATION AND MUSUEM COMMISSION
- H. CONSIDERATION AND POSSIBLE ACTION TO APPROVE RESOLUTION NO. 2019-419, APPOINTING DIRECTORS TO THE BOARD OF THE CITY OF FULSHEAR DEVELOPMENT CORPORATION, A TYPE "A" ECONOMIC DEVELOPMENT SALES TAX CORPORATION

- I. CONSIDERATION AND POSSIBLE ACTION TO APPROVE RESOLUTION NO. 2019-420, APPOINTING DIRECTORS TO THE BOARD OF THE FULSHEAR DEVELOPMENT CORPORATION, A TYPE "B" ECONOMIC DEVELOPMENT SALES TAX CORPORATION
- J. DISCUSSION AND POSSIBLE ACTION REGARDING THE SECTION HOUSE PROJECT

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.

CERTAIN MUD SETTLEMENT NEGOTIATIONS

XII. ACTION FROM EXECUTIVE SESSION

XIII. 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.

XIV. 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 MAY 16, 2019 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, CITY SECRETARY