



# 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:** Debra Cates

**COUNCIL MEMBER:** Kent Pool

**COUNCIL MEMBER:** John Kelly

**COUNCIL MEMBER:** Kaye Kahlich

**COUNCIL MEMBER:** Lisa Martin

**COUNCIL MEMBER:** Joel  
Patterson

**COUNCIL MEMBER:** Sarah B.  
Johnson

## STAFF:

**CITY MANAGER:** Jack Harper

**CITY SECRETARY:** Kimberly  
Kopecky

**CITY ATTORNEY:** J. Grady Randle

---

## SPECIAL CITY COUNCIL MEETING

### September 7, 2021

NOTICE IS HEREBY GIVEN OF A SPECIAL CITY COUNCIL MEETING OF THE CITY OF FULSHEAR TO BE HELD ON **Tuesday, September 7, 2021 AT 5:30 PM** 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 and Zoning Commission, City of Fulshear Development Corporation (Type A), Fulshear Development Corporation (Type B), Parks and Recreation Commission, Historic Preservation and Museum Commission, Zoning Board of Adjustment, Charter Review Commission, 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.

Notice Pertaining to Social Distancing Requirements: In accordance with the Texas Open Meetings Act, Chapter 551, Government Code, this meeting shall be open to the public, except as provided by said Act. However, any members of the public who attend the meeting are individually responsible for complying with any applicable proclamation or order issued by the governor or any local official which may be in effect at the time of the meeting, including but not limited to any restrictions which may require such members of the public to implement social distancing, to minimize social gatherings, or to minimize in-person contact with people who are not in the same household.

**I. CALL TO ORDER**

**II. QUORUM AND ROLL CALL**

**III. 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.*

**IV PUBLIC HEARING**

**A NOTICE OF PUBLIC HEARING FISCAL YEAR 2022 PROPOSED BUDGET  
THE CITY OF FULSHEAR WILL HOLD A PUBLIC HEARING TO BE HELD BY  
THE CITY COUNCIL ON SEPTEMBER 7, 2021 AT 5:30 P.M., THE HEARING  
WILL BE HELD IN THE IRENE STERN COMMUNITY CENTER, 6920 KATY  
FULSHEAR ROAD, FULSHEAR, TEXAS 77441.**

**THIS BUDGET WILL RAISE MORE TOTAL PROPERTY TAXES THAN LAST  
YEAR'S BUDGET BY \$536,062 OR 12%, AND OF THAT AMOUNT, \$462,773 IS  
TAX REVENUE TO BE RAISED FROM NEW PROPERTY ADDED TO THE TAX  
ROLL THIS YEAR.**

**THE PROPOSED BUDGET MAY BE INSPECTED BY APPOINTMENT ONLY IN  
THE OFFICE OF THE CITY SECRETARY, CITY OF FULSHEAR CITY HALL,  
29255 FM 1093 12B, FULSHEAR, TEXAS, BETWEEN THE HOURS OF 8:00 A.M.  
AND 5:00 P.M. MONDAY THROUGH THURSDAY AND 8:00 A.M. AND 3:00 P.M.  
ON FRIDAY; PLEASE CALL 281-346-1796 TO SCHEDULE AN APPOINTMENT.  
THE BUDGET IS AVAILABLE AT [www.fulsheartexas.gov](http://www.fulsheartexas.gov) .**

**THE PUBLIC MAY COMMENT IN PERSON AT THE PUBLIC HEARING,  
PROVIDE WRITTEN COMMENTS EITHER THROUGH THE MAIL AT THE CITY  
HALL, 29255 FM 1093 12B, PO BOX 279, FULSHEAR, TX 77441, E-MAIL TO  
[kkopecky@fulsheartexas.gov](mailto:kkopecky@fulsheartexas.gov) . ANY WRITTEN COMMENTS WILL BE  
INCLUDED WITH INFORMATION PROVIDED TO THE CITY COUNCIL FOR  
THEIR CONSIDERATION.**

**MEMBERS OF THE PUBLIC ARE ENCOURAGED TO PROVIDE INPUT  
THROUGH ANY MEANS AVAILABLE AND/OR TO ATTEND THE PUBLIC**

**HEARING.**

**Posted: 8-20-2021**

**V. BUSINESS**

- A. ACTION TO POSTPONE FINAL ADOPTION OF THE BUDGET UNTIL SEPTEMBER 21, 2021**
- B. PROCLAMATION BY MAYOR APPOINTING A DIRECTOR TO THE FORT BEND SUBSIDENCE DISTRICT BOARD**

**VI. 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 THURSDAY, AUGUST 2, 2021 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

# **Notice of Public Hearing**

## **Fiscal Year 2022 Proposed Budget**

The City of Fulshear will hold a public hearing to be held by the City Council on September 7, 2021 at 5:30 p.m., the hearing will be held in the Irene Stern Community Center, 6920 Katy Fulshear Road, Fulshear, Texas 77441 .

This budget will raise more total property taxes than last year's budget by \$536,062 or 12%, and of that amount, \$462,773 is tax revenue to be raised from new property added to the tax roll this year.

The proposed budget may be inspected by appointment only in the Office of the City Secretary, City of Fulshear City Hall, 29255 FM 1093 12B, Fulshear, Texas, between the hours of 8:00 a.m. and 5:00 p.m. Monday through Thursday and 8:00 a.m. and 3:00 p.m. on Friday; please call 281-346-1796 to schedule an appointment. The budget is available at [www.fulsheartexas.gov](http://www.fulsheartexas.gov).

The public may comment in person at the public hearing, provide written comments either through the mail at the City Hall, 29255 FM 1093 12B, PO Box 279, Fulshear, Tx 77441, e-mail to [kkopecky@fulsheartexas.gov](mailto:kkopecky@fulsheartexas.gov) . Any written comments will be included with information provided to the city council for their consideration.

Members of the public are encouraged to provide input through any means available and/or to attend the public hearing.

**AGENDA MEMO  
BUSINESS OF THE CITY COUNCIL  
CITY OF FULSHEAR, TEXAS**

**AGENDA OF:** 9/7/2021

**ITEMS:** V.A.

**DATE  
SUBMITTED:** 9/1/2021

**DEPARTMENT:** Administration

**PREPARED BY:**

**PRESENTER:** Byron Brown

**SUBJECT:** ACTION TO POSTPONE FINAL ADOPTION OF THE BUDGET UNTIL SEPTEMBER 21, 2021

**Expenditure Required:**

**Amount Budgeted:**

**Funding Account:**

**Additional Appropriation Required:**

**Funding Account:**

**EXECUTIVE SUMMARY**

State law requires action to be taken on the proposed budget at the conclusion of the public hearing. Final adoption of the budget is scheduled for September 21, 2021, to coincide with the adoption of the tax rate. Therefore, the action to be taken on the proposed budget should be a vote to postpone the final adoption of the budget until September 21, 2021.

**RECOMMENDATION**

Staff recommends council postpone the final adoption of the budget until September 21, 2021.

**AGENDA MEMO  
BUSINESS OF THE CITY COUNCIL  
CITY OF FULSHEAR, TEXAS**

**AGENDA OF:** 9/7/2021 **ITEMS:** V.B.  
**DATE SUBMITTED:** 8/18/2021 **DEPARTMENT:** Public Works  
**PREPARED BY:** Sharon Valiante, Public Works **PRESENTER:** Mayor Aaron Groff  
Director; Byron Brown - City Attorney  
**SUBJECT:** PROCLAMATION BY MAYOR APPOINTING A DIRECTOR TO THE FORT BEND  
SUBSIDENCE DISTRICT BOARD

**Expenditure Required:** NA

**Amount Budgeted:**

**Funding Account:**

**Additional Appropriation Required:**

**Funding Account:**

**EXECUTIVE SUMMARY**

The 2021 Texas Legislature considered Senate Bill 1117 authorizing the creation of an additional Director on the Board for the Fort Bend Subsidence District for the City of Fulshear to have representation. The bill authorizes the Mayor of the City of Fulshear to appoint the member to represent the City on the Board.

The appointment is being made by proclamation.

Upon appointment, a letter with the Proclamation will be sent to:

Mr. Greg Turco, General Manager

Fort Bend Subsidence District

PO Box 427

301 Jackson St. Suite 639

Richmond, TX 77469

Note: The Board meets monthly generally the 4th Wednesday of the month at 3 PM. (they are meeting in person now)

Others can join in using the instructions listed here:

<https://www.gotomeet.me/FBSD/boardofdirectors> or here: by phone only <https://fbsubsidence.org/meetings/>

Once the official notification is received by the Fort Bend Subsidence District, the appointee will be contacted and will undergo an onboarding process.

**RECOMMENDATION**

City Council receive the report by the Mayor indicating his appointee for Director to the Board for the Fort Bend Subsidence District to represent the City of Fulshear.

**ATTACHMENTS:**

Description

Upload Date

Type





# CITY OF FULSHEAR

PO Box 279 / 30603 FM 1093

Fulshear, Texas 77441

Phone: 281-346-1796 ~ Fax: 281-346-2556

[www.fulsheartexas.gov](http://www.fulsheartexas.gov)

## PROCLAMATION BY THE MAYOR OF FULSHEAR, TEXAS

WHEREAS, Section 8834.051, Special District Local Laws Code, as amended by Senate Bill No. 1117, 87th Legislature, Regular Session, authorizes the Mayor to appoint a director from the City of Fulshear to the board of directors of the Fort Bend Subsidence District; and

WHEREAS, I, Aaron Groff, Mayor of the City of Fulshear, desire to appoint a qualified individual to the board of directors of the Fort Bend Subsidence District in accordance with Section 8834.051(e)(7), Special District Local Laws Code;

### NOW, THEREFORE, BE IT PROCLAIMED BY THE MAYOR OF THE CITY OF FULSHEAR, TEXAS:

1. The following individual is hereby appointed to the board of directors of the Fort Bend Subsidence District as provided by Section 8834.051(e)(7), Special District Local Laws Code:

\_\_\_\_\_.

2. This proclamation shall take effect immediately from and after its issuance and shall remain in effect until modified, amended, rescinded, or superseded.

Given under my hand this the \_\_\_\_\_ day of \_\_\_\_\_, 2021.

\_\_\_\_\_  
Aaron Groff, Mayor

Attest:

\_\_\_\_\_  
Kimberly Kopecky, City Secretary



AN ACT

relating to the composition of the board of directors of the Fort Bend Subsidence District, including a director's qualifications and term.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 8834.051, Special District Local Laws Code, is amended by amending Subsections (a), (e), and (i) and adding Subsection (g-1) to read as follows:

(a) The district is governed by a board of 17 [~~15~~] directors appointed as provided by this section.

(e) The mayor of each of the following municipalities shall appoint a director from the mayor's respective municipality:

- (1) Houston;
- (2) Missouri City;
- (3) Stafford;
- (4) Sugar Land;
- (5) Rosenberg; [~~and~~]
- (6) Richmond; and
- (7) Fulshear.

(g-1) The mayors described by Subsections (e) and (g) jointly shall appoint one director who represents the district at large.

(i) The directors shall serve staggered terms as follows:

- (1) five members appointed under Subsection (e) and

1 four members appointed under Subsection (f) shall serve terms  
2 expiring on January 1 of odd-numbered years; and

3 (2) two members [~~one member~~] appointed under  
4 Subsection (e), two members appointed under Subsection (f), one  
5 member appointed under Subsection (g), one member appointed under  
6 Subsection (g-1), and two members appointed under Subsection (h)  
7 shall serve terms expiring on January 1 of even-numbered years.

8 SECTION 2. Not later than November 1, 2021, the appropriate  
9 appointing authorities shall appoint members of the board of  
10 directors of the Fort Bend Subsidence District as provided by  
11 Section 8834.051, Special District Local Laws Code, as amended by  
12 this Act.

13 SECTION 3. The Fort Bend Subsidence District retains all  
14 the rights, powers, privileges, authority, duties, and functions  
15 that it had before the effective date of this Act.

16 SECTION 4. (a) The legal notice of the intention to  
17 introduce this Act, setting forth the general substance of this  
18 Act, has been published as provided by law, and the notice and a  
19 copy of this Act have been furnished to all persons, agencies,  
20 officials, or entities to which they are required to be furnished  
21 under Section 59, Article XVI, Texas Constitution, and Chapter 313,  
22 Government Code.

23 (b) The governor, one of the required recipients, has  
24 submitted the notice and Act to the Texas Commission on  
25 Environmental Quality.

26 (c) The Texas Commission on Environmental Quality has filed  
27 its recommendations relating to this Act with the governor, the

1 lieutenant governor, and the speaker of the house of  
2 representatives within the required time.

3 (d) All requirements of the constitution and laws of this  
4 state and the rules and procedures of the legislature with respect  
5 to the notice, introduction, and passage of this Act are fulfilled  
6 and accomplished.

7 SECTION 5. This Act takes effect immediately if it receives  
8 a vote of two-thirds of all the members elected to each house, as  
9 provided by Section 39, Article III, Texas Constitution. If this  
10 Act does not receive the vote necessary for immediate effect, this  
11 Act takes effect September 1, 2021.

\_\_\_\_\_  
President of the Senate

\_\_\_\_\_  
Speaker of the House

I hereby certify that S.B. No. 1117 passed the Senate on April 19, 2021, by the following vote: Yeas 31, Nays 0; and that the Senate concurred in House amendment on May 27, 2021, by the following vote: Yeas 31, Nays 0.

\_\_\_\_\_  
Secretary of the Senate

I hereby certify that S.B. No. 1117 passed the House, with amendment, on May 18, 2021, by the following vote: Yeas 128, Nays 9, two present not voting.

\_\_\_\_\_  
Chief Clerk of the House

Approved:

\_\_\_\_\_  
Date

\_\_\_\_\_  
Governor