



6611 W. Cross Creek Bend Lane, 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: Joel Patterson	COUNCIL MEMBER: Kent Pool
COUNCIL MEMBER: Jason Knappe	COUNCIL MEMBER: Abhijeet Utturkar	COUNCIL MEMBER: Debra Cates
COUNCIL MEMBER: Sarah B. Johnson	COUNCIL MEMBER: Christina Baron	

STAFF:

ACTING CITY MANAGER: Zachary Goodlander	CITY SECRETARY: Mariela Rodriguez	CITY ATTORNEY: Byron Brown
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CITY COUNCIL MEETING MINUTES
March 19, 2024

I. CALL TO ORDER

A REGULAR CITY COUNCIL MEETING WAS CALLED TO ORDER BY MAYOR GROFF AT THE CITY OF FULSHEAR MUNICIPAL COMPLEX, 6611 W. CROSS CREEK BEND LANE, FULSHEAR, TEXAS AT 5:30 P.M.

II. QUORUM AND ROLL CALL

A QUORUM WAS PRESENT.

COUNCIL MEMBERS PRESENT:

*AARON GROFF
 SARAH B. JOHNSON
 ABHIJEET UTTURKAR
 JOEL PATTERSON
 CHRISTINA BARON
 JASON KNAPE
 DEBRA CATES
 KENT POOL*

CITY STAFF PRESENT:

*MARIELA RODRIGUEZ
 ZACH GOODLANDER
 BYRON BROWN
 JOSH GREEN
 SHARON VALIANTE*

KENNY SEYMOUR
JOSH BROTHERS
CLIFF BROUHARD
ERIN TUREAU
MORGAN EARLY
MARIAH GALLEGOS
BILL HENRY
DINA MOHAMMED

OTHERS PRESENT:

TREY DEVILLIER
DAVIN F.
AND 4 OTHERS THAT DID NOT SIGN IN.

III. INVOCATION- REV. WINSTON RUSHIN JR., GREATER ZACHARY MBC

INVOCATION WAS LED BY MAYOR GROFF.

IV. PLEDGE OF ALLEGIANCE TO THE U.S. FLAG

V. PLEDGE OF ALLEGIANCE TO THE TEXAS FLAG

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

VI. CITIZENS 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.

THERE WERE NO CITIZEN COMMENTS.

VII. CITY MANAGERS 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. BICENTENNIAL UPDATE

****INTERIM CITY MANAGER ZACH GOODLANDER GAVE THE REPORT****

ZACH INFORMED COUNCIL THAT THE BICENTENNIAL CELEBRATION IS SCHEDULED TO TAKE PLACE SATURDAY MARCH 23 FROM 4- 8PM. ATTENDEES CAN EXPECT LIVE MUSIC BROUGHT TO YOU BY TEXAS REWIND AND SUNDANCE HEAD. ADDITIONALLY, THERE WILL BE A VARIETY OF FAMILY-FRIENDLY ACTIVITIES FOR ALL AGES, A TOUCH-A-TRUCK AREA,

AND GREAT VARIETY OF CRAFT AND FOOD VENDORS. THE EVENT WILL CONCLUDE WITH A 200 DRONE AND FIREWORKS SHOW IN HONOR OF 200 YEARS.

B. SPECIAL CITY COUNCIL MEETING - MAY 2024

ZACH EXPLAINED THERE WILL BE A SPECIAL CITY COUNCIL MEETING ON MAY 14, 2024 FOR THE CANVASSING THE ELECTION RESULTS.

C. UPDATE ON CONSTRUCTION ACTIVITY RELATED TO WATER PLANT #2/EST

WATERPLANT #2

- THE BASE FOR THE PUMP STATION AND CHEMICAL BUILDING HAVE BEEN PREPPED AND READY FOR CONCRETE
- A PILOT WELL WAS COMPLETED AT 1300 FT BELOW GROUND AND SIMPLE WELL 990FT.
- CORDINATION MEETINGS WITH THE DEVELOPERS, CONTRACTORS AND CITY STAFF ARE TAKING PLACE REGULARLY
- COSTRUCTION PROJECT FOR THE WATER PLANT IS 3% COMPLETE BASED ON DOLLARS SPENT
- INVOICED FOR \$459,747.00 FOR THE PROJECT

ELEVATED STORAGE TANK:

- CONTINUE TO POUR WALLS
- 116FT COMPLETE OF 125FT
- TANK FABRICATION SHOULD BEGIN AFTER THE PEDISTOOL IS COMPLETE
- CONSTRUCTION PROJECT IS 23% COMPLETE BASED ON DOLLARS SPENT
- WE HAVE PAID 964,642.00

D. CHANGES TO VARIOUS CITY STAFF MEMBERS

ZACH GOODLANDER INFORMED COUNCIL ABOUT THE FOLLOWING STAFF CHANGES:

- DINA MOHAMMED - ASSISTANT CITY ENGINEER
- SKYLER LYNCH - UTILITIES MAINTENANCE TECH I
- JAMES BYRD - POLICE OFFICER
- DONTRE THOMAS - POLICE OFFICER

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 THE CITY COUNCIL MEETING HELD ON FEBRUARY 6, 2024 (SPECIAL), FEBRUARY 12, 2024 (SPECIAL) AND FEBRUARY 20, 2024 (REGULAR)**
- B. CONSENT AND APPROVAL OF THE JANUARY 2024 MONTHLY FINANCIAL REPORT FOR THE GENERAL AND UTILITY FUNDS**
- C. CONSENT AND APPROVAL OF RESOLUTION NO. 2024-615 , A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FULSHEAR, TEXAS EXERCISING THE CITY'S OPTION TO EXTEND THE TERM OF THAT CERTAIN PROMISSORY NOTE BETWEEN THE CITY AND BANCORPSOUTH BANK DATED JUNE 18, 2021**
- D. CONSENT AND APPROVAL OF STREET DEDICATION, UTILITY CONVEYANCE AND SECURITY AGREEMENT FOR CREEK RUSH AT CROSS CREEK RANCH SECTION 8 FROM FBMUD NO.169**
- E. CONSENT AND APPROVAL OF RESOLUTION NO. 2024 - 616 SUSPENDING THE APRIL 10, 2024 EFFECTIVE DATE OF CENTERPOINT ENERGY HOUSTON ELECTRIC, LLC'S REQUESTED RATE CHANGE**
- F. CONSENT AND APPROVAL OF THE PECAN RIDGE SECTION 9 FINAL PLAT**
- G. CONSENT AND APPROVAL OF THE PECAN RIDGE SECTION 10 FINAL PLAT**
- H. CONSENT AND APPROVAL OF THE PECAN RIDGE SECTION 11 FINAL PLAT**
- I. CONSENT AND APPROVAL OF THE PECAN RIDGE SECTION 12 FINAL PLAT**
- J. CONSENT AND APPROVAL OF THE PECAN KNOLL DRIVE STREET DEDICATION SECTION 2 FINAL PLAT**
- K. CONSENT AND APPROVAL OF THE PLAZA AT JORDAN RANCH FINAL PLAT**
- L. CONSENT AND APPROVAL OF THE SHOPS AT JORDAN CROSSING FINAL PLAT**
- M. CONSENT AND APPROVAL OF THE LAMAR CISD ELEMENTARY SCHOOL NO. 36 FINAL PLAT**
- N. CONSENT AND APPROVAL OF THE TAMARRON POINT STREET DEDICATION SECTION 8 FINAL PLAT**

- O. **CONSENT AND APPROVAL OF THE TAMARRON SECTION 19 PRELIMINARY REPLAT**
- P. **CONSENT AND APPROVAL OF THE TAMARRON SECTION 20 PRELIMINARY REPLAT**
- Q. **CONSENT AND APPROVAL OF THE TAMARRON SECTION 73 PRELIMINARY PLAT**

COUNCIL MEMBER UTTURKAR ASKED TO PULL ITEM A FOR DISCUSSION.

COUNCIL MEMBER JOHNSON ASKED TO PULL ITEM E FOR DISCUSSION.

A MOTION WAS MADE BY COUNCIL MEMBER UTTURKAR TO APPROVE CONSENT ITEMS B-D AND F-Q. IT WAS SECONDED BY COUNCIL MEMBER CATES. THE MOTION WAS CARRIED BY THE FOLLOWING VOTE:

AYES: BARON, CATES, JOHNSON, PATTERSON, POOL, UTTURKAR, KNAPE

NAYS:

ABSTAIN:

ABSENT:

MOTION APPROVED

CONSENT ITEM A

COUNCIL MEMBER UTTURKAR POINTED OUT BOTH SPECIAL MEETINGS READ REGULAR COUNCIL MEETING INSTEAD OF SPECIAL COUNCIL MEETING UNDER "CALL TO ORDER"

A MOTION WAS MADE BY COUNCIL MEMBER UTTURKAR TO APPROVE CONSENT ITEM A. IT WAS SECONDED BY COUNCIL MEMBER POOL. THE MOTION WAS CARRIED BY THE FOLLOWING VOTE:

AYES: BARON, CATES, JOHNSON, PATTERSON, POOL, UTTURKAR, KNAPE

NAYS:

ABSTAIN:

ABSENT:

MOTION APPROVED

CONSENT ITEM E

SHARON VALIANTE ANSWERED QUESTIONS FROM COUNCIL.

A MOTION WAS MADE BY COUNCIL MEMBER JOHNSON TO APPROVE CONSENT ITEM A. IT WAS SECONDED BY COUNCIL MEMBER KNAPE. THE MOTION WAS CARRIED BY THE FOLLOWING VOTE:

AYES: BARON, CATES, JOHNSON, PATTERSON, POOL, UTTURKAR, KNAPE

NAYS:

ABSTAIN:

ABSENT:

MOTION APPROVED

****MAYOR GROFF ASKED TO TAKE EXECUTIVE SESSION BEFORE BUSINESS, THERE WERE NO OBJECTIONS****

****GO TO EXECUTIVE SESSION****

IX. BUSINESS

A. CONSIDERATION AND POSSIBLE ACTION TO APPROVE BID #2024-029 FOR THE KATY-FULSHEAR WATERLINE PROJECT

CLIFF BROUHARD INTRODUCED THIS ITEM AND EXPLAINED APPROVED BY CITY COUNCIL IN THE FY 24 CAPITAL IMPROVEMENT PLAN, CONSISTS OF THE CONSTRUCTION OF A NEW 16" WATER LINE ALONG HUGGINS ROAD FROM LEYENDECKER ROAD TO FM 1093 VIA CHARGER WAY.

STAFF ADVERTISED FOR BIDS BEGINNING ON FEBRUARY 13, 2024, AND RECEIVED 5 RESPONSES. JTM CONSTRUCTION, LLC WAS THE LOW BIDDER IN THE AMOUNT OF \$858,984.00. PER CLIFF THIS PROJECT IS ESTIMATED TO BE COMPLETED IN 90 CALENDAR DAYS.

A MOTION WAS MADE BY COUNCIL MEMBER KNAPE TO APPROVE AND AUTHORIZE THE CITY MANAGER TO EXECUTE THE CONSTRUCTION CONTRACT FOR THE KATY-FULSHEAR WATER LINE PROJECT IFB #2024-029 WITH JTM CONSTRUCTION, LLC IN THE AMOUNT OF \$858,984.00. IT WAS SECONDED BY COUNCIL MEMBER BARON. THE MOTION WAS CARRIED BY THE FOLLOWING VOTE:

AYES: BARON, CATES, JOHNSON, PATTERSON, POOL, UTTURKAR, KNAPE

NAYS:

ABSTAIN:

ABSENT:

MOTION APPROVED

B. CONSIDERATION AND POSSIBLE ACTION TO APPROVE A PROFESSIONAL SERVICES AGREEMENT #2023-045 FOR THE ROADWAY CONDITION ASSESSMENT PROJECT

PER CLIFF THIS ROADWAY CONDITION ASSESSMENT PROJECT WILL EVALUATE ROADWAYS IN THE CITY AND WILL GIVE EACH ROADWAY SEGMENT A PAVEMENT CONDITION INDEX (PCI) . THIS WILL ALSO HELP

ESTABLISH A ROADWAY MAINTENANCE PROGRAM. HE EXPLAINED THE EVALUATION WILL INCLUDE A SIGN AND PAVEMENT MARKING INVENTORY AS WELL AS A CITY SIDEWALKS CONDITION ASSESSMENT.

CLIFF ANSWERED QUESTIONS FROM COUNCIL AND STATED THIS PROJECT SHOULD BE COMPLETED IN 10 MONTHS.

A MOTION WAS MADE BY COUNCIL MEMBER KNAPE TO APPROVE AND AUTHORIZE THE CITY MANAGER TO EXECUTE PROFESSIONAL SERVICE AGREEMENT #2023-045 TO KSA ENGINEERS, INC. FOR THE ROADWAY CONDITION ASSESSMENT IN THE AMOUNT OF \$220,190.00. IT WAS SECONDED BY COUNCIL MEMBER POOL. THE MOTION WAS CARRIED BY THE FOLLOWING VOTE:

AYES: BARON, CATES, JOHNSON, PATTERSON, POOL, UTTURKAR, KNAPE

NAYS:

ABSTAIN:

ABSENT:

MOTION APPROVED

C. CONSIDERATION AND POSSIBLE ACTION TO APPROVE PAVEMENT REPAIRS AND IMPROVEMENT SERVICES WITH CEDROS PAVING SERVICES, LLC THROUGH AN INTERLOCAL AGREEMENT WITH THE CITY OF SUGARLAND

CLIFF STATED THAT CITY STAFF IS TASKED WITH MAINTAINING THE CITY'S INFRASTRUCTURE AND ONE OF THE METHODS WE USED IS PAVEMENT MAINTENANCE REMOVAL AND REPLACEMENT.

HE EXPLAINED THAT AS PART OF THIS MAINTENANCE STRATEGY A CONCRETE REMOVAL AND REPLACEMENT CONTRACT IS NEEDED TO ADDRESS THE AREAS WHERE PAVEMENT MUST BE TOTALLY REHABILITATED. THE CITY CURRENTLY HAS AN INTERLOCAL AGREEMENT WITH THE CITY OF SUGAR LAND WHICH ALLOWS US TO USE CONTRACTS AND CONTRACT PRICES FROM THEIR SOLICITATIONS.

STAFF INTENDS TO USE THE ILA WITH THE CITY OF SUGAR LAND AND CONTRACT WITH THE CITY OF SUGARLAND'S VENDOR, CEDROS PAVING SERVICES, LLC FOR ON-CALL PAVEMENT REHABILITATION SERVICES FOR FISCAL YEAR 2024 IN THE AMOUNT OF \$150,000.

A MOTION WAS MADE BY COUNCIL MEMBER KNAPE TO AUTHORIZE THE CITY MANAGER TO APPROVE A PURCHASE ORDER WITH CEDROS PAVING SERVICES, LLC FOR PAVEMENT REPAIRS AND IMPROVEMENT SERVICES USING AN INTERLOCAL AGREEMENT WITH THE CITY OF SUGARLAND. IT

WAS SECONDED BY COUNCIL MEMBER UTTURKAR. THE MOTION WAS CARRIED BY THE FOLLOWING VOTE:

AYES: BARON, CATES, JOHNSON, PATTERSON, POOL, UTTURKAR, KNAPE

NAYS:

ABSTAIN:

ABSENT:

MOTION APPROVED

D. CONSIDERATION AND POSSIBLE ACTION TO APPROVE AN INTERLOCAL AGREEMENT BY AND BETWEEN THE CITY OF FULSHEAR, TEXAS AND FULSHEAR MUNICIPAL UTILITY DISTRICT NO. 1 OF FORT BEND COUNTY

ZACH GOODLANDER EXPLAINED THIS IS A WATERLINE PROJECT ON JAMES LANE. THE WORST AFFECTED AREA WAS SECTION 3 IN FULBROOK IN FULSHEAR CREEK WHICH IS ACCESSED OFF OF JAMES LANE. THIS AREA WAS BEING FED BY A SINGLE UNDERSIZED LINE.

STAFF REACHED OUT TO MUD 1 IN FULBROOK ABOUT A COLLABORATE EFFORT TO SPLIT THE COST AND EXPEDITE THE CONSTRUCTION. THE MUD AGREED TO TAKE ON THE LARGE BULK OF THE CONSTRUCTION COST AND CREDITS TOWARDS A FUTURE SECTION IN THE NEIGHBORHOOD. THE CITY'S OBLIGATIONS ARE THE DESIGN COST WHICH IS A LITTLE OVER \$20,000.00 AND \$14,500.00 CASH.

ZACH ANSWERED QUESTIONS FROM COUNCIL.

A MOTION WAS MADE BY COUNCIL MEMBER KNAPE TO APPROVE AN INTERLOCAL AGREEMENT BY AND BETWEEN THE CITY OF FULSHEAR, TEXAS AND FULSHEAR MUNICIPAL UTILITY DISTRICT NO. 1 OF FORT BEND COUNTY. IT WAS SECONDED BY COUNCIL MEMBER JOHNSON. THE MOTION WAS CARRIED BY THE FOLLOWING VOTE:

AYES: BARON, CATES, JOHNSON, PATTERSON, POOL, UTTURKAR, KNAPE

NAYS:

ABSTAIN:

ABSENT:

MOTION APPROVED

E. CONSIDERATION AND POSSIBLE ACTION TO APPROVE THE COOPERATIVE PURCHASING AGREEMENT FOR PROJECT MANAGEMENT SOFTWARE

MORGAN EARLY EXPLAINED PROJECT MANAGEMENT SOFTWARE SUCH AS PROCORE IS UTILIZED TO EFFECTIVELY MANAGE THE WORK FLOWS ASSOCIATED WITH THE DESIGN AND CONSTRUCTION PHASES OF A PROJECT. IN FY24, THE PUBLIC WORKS AND INFORMATION TECHNOLOGY

DEPARTMENTS BUDGETED FOR THE CITY'S FIRST PROJECT MANAGEMENT SOFTWARE. PROCORE WAS SELECTED BASED ON ITS EASE OF USE, INTEGRATED WORKFLOW PROCESSES, AND REPUTATION AS AN INDUSTRY LEADER.

STAFF ANSWERED QUESTIONS FROM COUNCIL.

A MOTION WAS MADE BY COUNCIL MEMBER UTTURKAR TO AUTHORIZE THE CITY MANAGER TO EXECUTE A PURCHASE ORDER TO CARAHSOFT TECHNOLOGY CORP. FOR PROCORE PROJECT MANAGEMENT SOFTWARE IN THE AMOUNT OF \$86,115.64.

IT WAS SECONDED BY COUNCIL MEMBER BARON. THE MOTION WAS CARRIED BY THE FOLLOWING VOTE:

AYES: BARON, CATES, JOHNSON, PATTERSON, POOL, UTTURKAR, KNAPE

NAYS:

ABSTAIN:

ABSENT:

MOTION APPROVED

F. CONSIDERATION AND POSSIBLE ACTION TO APPROVE ORDINANCE NO. 2024-1451, AN ORDINANCE OF THE CITY OF FULSHEAR, TEXAS, EXEMPTING METERS USED SOLELY FOR FIRE SUPPRESSION SYSTEMS FROM THE ASSESSMENT AND COLLECTION OF IMPACT FEES; PROVIDING FOR REPEAL; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE

MAYOR GROFF ANNOUNCED THIS ITEM TO BE ON THE AGENDA PER HIS REQUEST. HE EXPLAINED THAT AS HE HAS MET WITH COMMERCIAL DEVELOPERS, THE NUMBER ONE PROHIBITING FACTOR FOR THEM TO COME TO THE CITY HAS BEEN THE COST ON IMPACT FEES ON THE FIRE BOX.

SHARON EXPLAINED THAT THE IMPACT FEE DEPENDS ON THE METER SIZE. STAFF REACHED OUT TO SURROUNDING CITIES AND MUDS AND DISCOVERED MOST DO NOT CHARGE IMPACT FEE FOR FIRE METERS.

STAFF ANSWERED QUESTIONS FROM COUNCIL.

A MOTION WAS MADE BY COUNCIL MEMBER UTTURKAR TO APPROVE ORDINANCE NO. 2024-1451, AN ORDINANCE OF THE CITY OF FULSHEAR, TEXAS, EXEMPTING METERS USED SOLELY FOR FIRE SUPPRESSION SYSTEMS FROM THE ASSESSMENT AND COLLECTION OF IMPACT FEES; PROVIDING FOR REPEAL; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. IT WAS SECONDED BY COUNCIL MEMBER CATES. THE MOTION WAS CARRIED BY THE FOLLOWING VOTE:

AYES: BARON, CATES, JOHNSON, PATTERSON, POOL, UTTURKAR, KNAPE
NAYS:
ABSTAIN:
ABSENT:

MOTION APPROVED

- G. CONSIDERATION, DISCUSSION, AND POSSIBLE ACTION TO ADOPT RESOLUTION NO. 2024-617 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FULSHEAR REGARDING LINEBARGER GOGGAN BLAIR & SAMPSON, LLP AS BEING FULLY QUALIFIED AS SPECIAL COUNCIL TO PERFORM ALL LEGAL SERVICES PURSUANT TO Sec 2254.1036 OF THE TEXAS GOVERNMENT CODE FOR COLLECTION OF UNPAID FINES, FEES AND COURT COSTS**

BYRON BROWN EXPLAINED BUSINESS ITEMS G AND H ARE RELATED. THIS IS THE RENEWAL OF A PRIOR AGREEMENT THE CITY HAS WITH LINEBARGER.

A MOTION WAS MADE BY COUNCIL MEMBER KNAPE TO ADOPT RESOLUTION NO. 2024-617. IT WAS SECONDED BY COUNCIL MEMBER POOL. THE MOTION WAS CARRIED BY THE FOLLOWING VOTE:

AYES: BARON, CATES, JOHNSON, PATTERSON, POOL, UTTURKAR, KNAPE
NAYS:
ABSTAIN:
ABSENT:

MOTION APPROVED

- H. CONSIDERATION, DISCUSSION, AND POSSIBLE ACTION TO A) APPROVE AN AGREEMENT WITH THE LAW FIRM OF LINEBARGER GOGGAN BLAIR & SAMPSON, LLP TO ACT AS SPECIAL COUNSEL TO PERFORM ALL LEGAL SERVICES NECESSARY TO COLLECT UNPAID FINES, FEES AND COURT COSTS AS PROVIDED IN TEXAS CODE OF CRIMINAL PROCEDURE ART. 103.0031; AND B) AUTHORIZE THE MAYOR TO SIGN THE AGREEMENT ON THE CITY'S BEHALF**

A MOTION WAS MADE BY COUNCIL MEMBER KNAPE TO APPROVE AN AGREEMENT WITH THE LAW FIRM OF LINEBARGER GOGGAN BLAIR & SAMPSON, LLP TO ACT AS SPECIAL COUNSEL TO PERFORM ALL LEGAL SERVICES NECESSARY TO COLLECT UNPAID FINES, FEES AND COURT COSTS AS PROVIDED IN TEXAS CODE OF CRIMINAL PROCEDURE ART. 103.0031; AND B) AUTHORIZE THE MAYOR TO SIGN THE AGREEMENT ON THE CITY'S BEHALF. IT WAS SECONDED BY COUNCIL MEMBER BARON. THE MOTION WAS CARRIED BY THE FOLLOWING VOTE:

AYES: BARON, CATES, JOHNSON, PATTERSON, POOL, UTTURKAR, KNAPE
NAYS:
ABSTAIN:
ABSENT:

MOTION APPROVED

I. CONSIDERATION AND POSSIBLE ACTION TO APPROVE AN AGREEMENT BETWEEN THE CITY OF FULSHEAR, TEXAS AND FOREVER FULSHEAR INC.

ZACH GOODLANDER GAVE A BRIEF BACKGROUND REGARDING KEEP FULSHEAR BEAUTIFUL AND WHAT IT ENTAILS. FOR THE LAST 5 YEARS THE CITY HAS BUDGETED \$12,000 FOR THE BENEFIT OF THESE EVENTS. IN THE LAST 10 YEARS THE CITY HAS HAD A PARTNERSHIP WITH FOREVER FULSHEAR WHICH HAS LAPSED.

THIS MEMORANDUM OF UNDERSTANDING HAS A COUPLE OF CHANGES IN THIS DRAFT ARE:

- FOREVER FULSHEAR PROVIDE HOW THEY'VE USED OUR FUNDS FOR THE PURPOSE OF THIS EVENT FOR TRANSPARENCY*
- RECORD OF SPONSORSHIP DOLLARS*
- ALLOTING 10% OF THE \$12,000 THE CITY IS CONTRIBUTING AS AN ADMINISTRATIVE FEE TO FOREVER FULSHEARS EFFORTS FOR THE BENEFIT OF THE EVENT.*

MARIAH GALLEGOS AND RAMONA RIDGE ANSWERED QUESTIONS FROM COUNCIL.

A MOTION WAS MADE BY COUNCIL MEMBER KNAPE TO APPROVE AN AGREEMENT BETWEEN THE CITY OF FULSHEAR, TEXAS AND FOREVER FULSHEAR INC. IT WAS SECONDED BY COUNCIL MEMBER POOL. THE MOTION WAS CARRIED BY THE FOLLOWING VOTE:

AYES: BARON, CATES, JOHNSON, PATTERSON, POOL, UTTURKAR, KNAPE
NAYS:
ABSTAIN:
ABSENT:

MOTION APPROVED

J. DISCUSSION AND POSSIBLE ACTION REGARDING WATER RATES FOR IRRIGATION METERS

MAYOR GROFF ANNOUNCED THIS ITEM IS ON THE AGENDA PER HIS REQUEST.

MAYOR GROFF PROPOSES THERE IS NO CHARGE FOR RESIDENTIAL WATER RATES FOR IRRIGATION METERS ON 0-1000 USAGE.

SHARON VALIANTE INFORMED COUNCIL OF WHAT WAS RECEIVED IN REVENUES WHEN THE RATES WERE IMPLEMENTED AND ANSWERED QUESTIONS REGARDING METER SIZES AND USAGE FEES.

COUNCIL DISCUSSED AMONG THEMSELVES AND DID NOT COME UP WITH A CONSENSUS. COUNCIL REQUESTED MORE DATA FOR BOTH RESIDENTIAL AND COMMERCIAL BEFORE MAKING A DECISION.

COUNCIL MEMBER UTTURKAR REQUESTED A PRESENTATION.

X. EXECUTIVE SESSION

- A. EXECUTIVE SESSION – CLOSED SESSION IN ACCORDANCE WITH SECTION 551.071 OF THE TEXAS OPEN MEETINGS ACT (CHAPTER 551, GOVERNMENT CODE), CONSULTATION WITH ATTORNEY. 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 CHAPTER 551, GOVERNMENT CODE**

- REDISTRICTING**

A MOTION WAS MADE BY COUNCIL MEMBER KNAPE TO MOVE INTO EXECUTIVE SESSION PURSUANT TO OPEN MEETINGS ACT CHAPTER 551.071 OF THE GOVERNMENT CODE . IT WAS SECONDED BY COUNCIL MEMBER JOHNSON. THE MOTION WAS CARRIED BY THE FOLLOWING VOTE:

AYES: BARON, CATES, JOHNSON, PATTERSON, POOL, UTTURKAR, KNAPE

NAYS:

ABSTAIN:

ABSENT:

MOTION APPROVED

MAYOR GROFF ADJOURNED THE MEETING INTO EXECUTIVE SESSION AT 5:21PM

MAYOR GROFF RECONVENED THE REGULAR MEETING AT 6:47PM.

XI. ACTION FROM EXECUTIVE SESSION

A. REDISTRICTING

COUNCIL MEMBER KNAPE PROPOSED THAT STAFF LOOK INTO WHAT DATA WE CAN UTILIZE IN THE EVENT THAT WE WANT/NEED TO REDISTRICIT. HE BELIEVES REDISTRICITING WILL BE BENEFICIAL WITH THE GROWTH IN THE CITY BUT WOULD LIKE A THRESHOLD ESTABLISHED OF HOW OFTEN WE NEED TO REDISTRICIT.

COUNCIL MEMBER UTTURKAR REQUESTED MADE A COMMENT THAT THE EXISTING GROWTH AND PROJECTED GROWTH WOULD BE BENEFICIAL TO HAVE SO THAT REDISTRICITING DOESN'T HAPPEN EVERY YEAR.

MAYOR EXPLAINED THE ASK FOR STAFF IS MAKING SURE ALL RESIDENTS ARE IN THE GIS AND IF NOT HOW QUICKLY CAN WE GET THERE SINCE THAT NUMBER WILL CONTRIBUTE TO THE COST.

MAYOR REQUESTED STAFF GET GIS INFORMATION AND USE OUR CURRENT MAPS TO DO AN OVERLAY AND GET AN ESTIMATE OF THE HOME COUNT WITHIN THOSE BOUNDARIES. HE STATED THIS WOULD PROVIDE DATA THAT WE CAN USE AS A STARTING POINT TO DETERMINE HOW SOON WE NEED TO REDISTRICIT.

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 WAS NO DISCUSSION OR ACTION ON THIS ITEM

XIII. ADJOURNMENT

A MOTION WAS MADE BY COUNCIL MEMBER KNAPE TO ADJOURN. IT WAS SECONDED BY COUNCIL MEMBER POOL. THE MOTION WAS CARRIED BY THE FOLLOWING VOTE:

AYES: BARON, CATES, JOHNSON, PATTERSON, POOL, UTTURKAR, KNAPE

NAYS:

ABSTAIN:

ABSENT:

MOTION APPROVED

MAYOR GROFF ADJOURNED THE MEETING AT 8:15PM

AARON GROFF, MAYOR

ATTEST:

MARIELA RODRIGUEZ, CITY SECRETARY