



6611 W. Cross Creek Bend Lane, 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:** Lisa Martin                      **COUNCIL MEMBER:** Kent Pool  
**COUNCIL MEMBER:** Jason Knape                      **COUNCIL MEMBER:** Kaye Kahlich                      **COUNCIL MEMBER:** Debra Cates  
**COUNCIL MEMBER:** Joel Patterson                      **COUNCIL MEMBER:** Sarah B. Johnson

**STAFF:**

**CITY MANAGER:** Jack Harper                      **CITY SECRETARY:** Mariela Rodriguez                      **CITY ATTORNEY:** Byron Brown

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## **CITY COUNCIL MEETING**

### **February 21, 2023**

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NOTICE IS HEREBY GIVEN OF A CITY COUNCIL MEETING OF THE CITY OF FULSHEAR TO BE HELD ON **Tuesday, February 21, 2023 AT 7:00 PM** IN THE CITY OF FULSHEAR MUNICIPAL COMPLEX, 6611 W. CROSS CREEK BEND LANE, FULSHEAR, TX 77441 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. INVOCATION- REVEREND JACKIE GILMORE- FULSHEAR GREATER ZACHERY BAPTIST CHURCH**

**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. 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.*

**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. CERTIFICATE OF ACHIEVEMENT FOR EXCELLENCE IN FINANCE REPORTING**

**B. DISTINGUISHED BUDGET PRESENTATION AWARD**

**C. CHANGES TO VARIOUS CITY STAFF MEMBERS**

**D. UPDATE ON BUILD OUT OF CITY HALL AND SELECTION OF AESTHETIC AND INCIDENTAL ITEMS**

**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 ON JANUARY 17, 2023 (SPECIAL) AND JANUARY 17, 2023 (REGULAR)
- B. CONSENT AND POSSIBLE ACTION APPROVING AND AUTHORIZING THE CITY OF FULSHEAR TO ENTER INTO AN AGREEMENT WITH MUD 173 FOR THE INSTALLATION, MAINTENANCE, AND MONITORING OF AUTOMATED LICENSE PLATE RECOGNITION (ALPR) CAMERAS IN MUD 173
- C. CONSENT AND POSSIBLE ACTION APPROVING AND AUTHORIZING THE CITY OF FULSHEAR TO ENTER INTO AN AGREEMENT WITH MUD 169 FOR THE INSTALLATION, MAINTENANCE, AND MONITORING OF AUTOMATED LICENSE PLATE RECOGNITION (ALPR) CAMERAS IN MUD 169
- D. CONSENT AND POSSIBLE ACTION TO APPROVE THE DECEMBER 2022 FINANCIAL REPORT FOR THE GENERAL AND UTILITY FUNDS
- E. CONSENT AND APPROVAL OF FY23 1ST QUARTER INVESTMENT REPORT & FY2023 INVESTMENT POLICY
- F. CONSENT AND APPROVAL OF UTILITY CONVEYANCE AND SECURITY AGREEMENT FOR DEL WEBB FULSHEAR, SECTION TWO, THREE, AND LOU WATERS PARKWAY, FBCMUD 245
- G. CONSENT AND APPROVAL OF THE JORDAN RANCH STREET DEDICATION NO. 12 FINAL PLAT
- H. CONSENT AND APPROVAL OF THE JORDAN RANCH STREET DEDICATION NO. 13 FINAL PLAT
- I. CONSENT AND APPROVAL OF THE JORDAN RANCH SECTION 44 FINAL PLAT
- J. CONSENT AND APPROVAL OF THE JORDAN RANCH SECTION 46 FINAL PLAT
- K. CONSENT AND APPROVAL OF THE JORDAN RANCH SECTION 47 FINAL PLAT
- L. CONSENT AND APPROVAL OF THE JORDAN RANCH SECTION 48 FINAL PLAT
- M. CONSENT AND APPROVAL OF THE JORDAN RANCH SECTION 49 FINAL PLAT
- N. CONSENT AND APPROVAL OF THE BRAY TRACT FINAL PLAT

**IX. BUSINESS**

- A. PRESENTATION REGARDING THE 2022 RACIAL PROFILING REPORT AND DEPARTMENT YEAR END REPORT

**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**

- **UPDATE TO THE CROSS CREEK RANCH GENERAL PLAN**

**XI. ACTION FROM EXECUTIVE SESSION**

- A. CONSIDERATION AND POSSIBLE ACTION REGARDING THE APPROVAL, APPROVAL WITH CONDITIONS, OR DISAPPROVAL OF THE UPDATE TO THE CROSS CREEK RANCH GENERAL PLAN**

**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.

**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, MARIELA RODRIGUEZ, 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 FRIDAY, FEBRUARY 17, 2023 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.

Mariela Rodriguez

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MARIELA RODRIGUEZ, CITY SECRETARY