



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:**

<b>MAYOR:</b> Aaron Groff	<b>MAYOR PRO-TEM:</b> Joel Patterson	<b>COUNCIL MEMBER:</b> Kent Pool
<b>COUNCIL MEMBER:</b> Jason Knape	<b>COUNCIL MEMBER:</b> Abhijeet Utturkar	<b>COUNCIL MEMBER:</b> Patrick Powers
<b>COUNCIL MEMBER:</b> Sarah B. Johnson	<b>COUNCIL MEMBER:</b> Christina Baron	

**STAFF:**

<b>ACTING CITY MANAGER:</b> Zachary Goodlander	<b>CITY SECRETARY:</b> Mariela Rodriguez	<b>CITY ATTORNEY:</b> Byron Brown
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**SPECIAL CITY COUNCIL MEETING**

**June 26, 2024**

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NOTICE IS HEREBY GIVEN OF A SPECIAL CITY COUNCIL MEETING OF THE CITY OF FULSHEAR TO BE HELD ON **Wednesday, June 26, 2024 AT 5:30 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. 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. BUSINESS**

- A. CONSIDERATION AND POSSIBLE ACTION TO APPROVE ORDINANCE NO. 2024-1460, AN ORDINANCE CANVASSING THE RETURN AND DECLARING THE RESULTS OF THE RUNOFF ELECTION OF THE CITY OF FULSHEAR, TEXAS, HELD ON JUNE 15, 2024, FOR THE PURPOSE OF ELECTING THE MAYOR TO THE CITY COUNCIL OF THE CITY OF FULSHEAR**
- B. NOTATION OF THE COMPLETION OF THE CANVASS BY MAYOR PRO-TEM PATTERSON**
- C. ELECTION CEREMONY WITH OFFICER-ELECT**
  - **ISSUE CERTIFICATE**
  - **ISSUE ANTIBRIBERY STATEMENT**
  - **ISSUE OATH OF OFFICE**
- D. CONSIDERATION AND POSSIBLE ACTION TO ELECT A MAYOR PRO-TEM**
- E. CONSIDERATION AND POSSIBLE ACTION TO APPROVE RESOLUTION NO. 2024-626, A RESOLUTION OF THE CITY OF FULSHEAR APPOINTING MEMBERS TO THE CITY'S ZONING BOARD OF ADJUSTMENT**
- F. CONSIDERATION AND POSSIBLE ACTION TO APPROVE RESOLUTION NO. 2024-627, A RESOLUTION OF THE CITY OF FULSHEAR APPOINTING MEMBERS TO THE CITY'S PLANNING AND ZONING COMMISSION**
- G. CONSIDERATION AND POSSIBLE ACTION TO APPROVE RESOLUTION NO. 2024-628, A RESOLUTION APPOINTING A REPRESENTATIVE FROM THE ETJ AS AN AD HOC VOTING MEMBER OF THE PLANNING AND ZONING COMMISSION WHEN IT ACTS AS THE CAPITAL IMPROVEMENTS ADVISORY COMMITTEE**
- H. CONSIDERATION AND POSSIBLE ACTION TO APPROVE RESOLUTION NO. 2024-629, APPOINTING DIRECTORS TO THE BOARD OF THE FULSHEAR DEVELOPMENT CORPORATION, A TYPE "B" ECONOMIC DEVELOPMENT SALES TAX CORPORATION**

- I. **CONSIDERATION AND POSSIBLE ACTION TO APPROVE RESOLUTION NO. 2024-630, A RESOLUTION OF THE CITY OF FULSHEAR APPOINTING MEMBERS TO THE CITY'S PARKS AND RECREATION COMMISSION**
- J. **CONSIDERATION AND POSSIBLE ACTION TO APPROVE RESOLUTION NO. 2024-631, A RESOLUTION OF THE CITY OF FULSHEAR APPOINTING MEMBERS TO THE CITY'S HISTORIC PRESERVATION AND MUSEUM COMMISSION**

V. **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, June 21, 2024 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.

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MARIELA RODRIGUEZ, CITY SECRETARY

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

**AGENDA OF:** 6/26/2024

**ITEMS:** IV.A.

**DATE  
SUBMITTED:** 6/10/2024

**DEPARTMENT:** Administration

**PREPARED BY:** Katie Lewis

**PRESENTER:** Mariela Rodriguez

**SUBJECT:** CONSIDERATION AND POSSIBLE ACTION TO APPROVE ORDINANCE NO. 2024-1460, AN ORDINANCE CANVASSING THE RETURN AND DECLARING THE RESULTS OF THE RUNOFF ELECTION OF THE CITY OF FULSHEAR, TEXAS, HELD ON JUNE 15, 2024, FOR THE PURPOSE OF ELECTING THE MAYOR TO THE CITY COUNCIL OF THE CITY OF FULSHEAR

**Expenditure Required:**

**Amount Budgeted:**

**Funding Account:**

**Additional Appropriation Required:**

**Funding Account:**

**EXECUTIVE SUMMARY**

**RECOMMENDATION**

Staff recommends City Council to accept and approve Ordinance No. 2024-1460 for the official canvass of the June 15, 2024 runoff election.

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

**AGENDA OF:** 6/26/2024

**ITEMS:** IVE.

**DATE  
SUBMITTED:** 6/21/2024

**DEPARTMENT:** Administration

**PREPARED BY:** Mariela Rodriguez

**PRESENTER:** Mariela Rodriguez

**SUBJECT:** CONSIDERATION AND POSSIBLE ACTION TO APPROVE RESOLUTION NO. 2024-626, A RESOLUTION OF THE CITY OF FULSHEAR APPOINTING MEMBERS TO THE CITY'S ZONING BOARD OF ADJUSTMENT

**Expenditure Required:**

**Amount Budgeted:**

**Funding Account:**

**Additional Appropriation Required:**

**Funding Account:**

**EXECUTIVE SUMMARY**

There is currently one (1) unexpired term position up for appointment to expire in 2025 and three (3) full terms to expire in 2026. Resolution No. 2024-626 has been prepared for the Council's consideration.

**RECOMMENDATION**

Council approve Resolution No. 2024-626 with the desired members.

**ATTACHMENTS:**

Description	Upload Date	Type
Resolution No. 2024-626	6/21/2024	Resolution

**RESOLUTION NO. 2024-626**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FULSHEAR, TEXAS APPOINTING MEMBERS TO THE ZONING BOARD OF ADJUSTMENT IN ACCORDANCE WITH APPENDIX A SECTION 1-277 OF THE CITY'S CODE OF ORDINANCES**

**WHEREAS**, the City Council of the City of Fulshear, Texas recognizes that Section 1-277 of Appendix A – Zoning in the City’s Code of Ordinances states “For the purpose of this Ordinance, there is hereby created a Board of Adjustment consisting of five members each appointed by the City Council.” and;

**WHEREAS**, the City Council of the City of Fulshear, Texas is desirous of appointing Members to such a Board to hear appeals of decisions rendered by zoning administrators and interpret provisions in the zoning ordinance; and

**WHEREAS**, the City Council of the City of Fulshear, Texas appreciates the willingness of those selected to serve; and

**WHEREAS**, the City Council of the City of Fulshear, Texas has considered the merits of such appointments and finds the persons listed below as competent and eligible for service;

**NOW, THEREFORE BE IT RESOLVED, BY THE CITY COUNCIL OF THE CITY OF FULSHEAR, TEXAS** That those listed below shall serve as the Zoning Board of Adjustment to hear appeals of decisions rendered by zoning administrators and interpret provisions in the zoning ordinance:

**2 – Members who will serve through June 2025**

**3 – Members who will serve through June 2026**

<u>Christopher Luberoff</u>	Term expires: June 1, 2025
_____	Term expires: June 1, 2025
_____	Term expires: June 1, 2026
_____	Term expires: June 1, 2026
_____	Term expires: June 1, 2026

Be named to serve as Members of the Zoning Board of Adjustment for terms as designated above during which they are expected to duly execute those responsibilities.

**This resolution duly passed this 26<sup>th</sup> day of June 2024.**

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Don McCoy, Mayor  
City of Fulshear, Texas

ATTEST:

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Mariela Rodriguez, City Secretary

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

**AGENDA OF:** 6/26/2024

**ITEMS:** IV.F.

**DATE  
SUBMITTED:** 6/21/2024

**DEPARTMENT:** Administration

**PREPARED BY:** Mariela Rodriguez

**PRESENTER:** Mariela Rodriguez

**SUBJECT:** CONSIDERATION AND POSSIBLE ACTION TO APPROVE RESOLUTION NO. 2024-627, A RESOLUTION OF THE CITY OF FULSHEAR APPOINTING MEMBERS TO THE CITY'S PLANNING AND ZONING COMMISSION

**Expenditure Required:**

**Amount Budgeted:**

**Funding Account:**

**Additional Appropriation Required:**

**Funding Account:**

**EXECUTIVE SUMMARY**

There are currently three (4) positions up for appointment to expire in 2026. Resolution No. 2024-627 has been prepared for the Council's consideration

**RECOMMENDATION**

Council approve Resolution No. 2024-627 with the desired members.

**ATTACHMENTS:**

Description	Upload Date	Type
Resolution No. 2024-627	6/21/2024	Resolution Letter





**This resolution duly passed this 26<sup>th</sup> day of June, 2024.**

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Don McCoy, Mayor  
City of Fulshear, Texas

ATTEST:

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Mariela Rodriguez, City Secretary

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

**AGENDA OF:** 6/26/2024

**ITEMS:** IV.G.

**DATE  
SUBMITTED:** 6/21/2024

**DEPARTMENT:** Administration

**PREPARED BY:** Mariela Rodriguez

**PRESENTER:** Mariela Rodriguez

**SUBJECT:** CONSIDERATION AND POSSIBLE ACTION TO APPROVE RESOLUTION NO. 2024-628, A RESOLUTION APPOINTING A REPRESENTATIVE FROM THE ETJ AS AN AD HOC VOTING MEMBER OF THE PLANNING AND ZONING COMMISSION WHEN IT ACTS AS THE CAPITAL IMPROVEMENTS ADVISORY COMMITTEE

**Expenditure Required:**

**Amount Budgeted:**

**Funding Account:**

**Additional Appropriation Required:**

**Funding Account:**

**EXECUTIVE SUMMARY**

Chapter 395 of the Local Government Code requires the City establish a Capital Improvements Advisory Committee. This ordinance establishes the appointment of the P&Z Commission members to the CIAC as well as to appoint a voting representative from the ETJ since it is anticipated that impact fees will be assessed in the ETJ outside of the city limits. Additionally, a representative from the real estate, development, or building industries can also be appointed to the CIAC if no member of the P&Z Commission can serve in that capacity on the CIAC.

Ordinance 2019-1297 formally adopts the P&Z Commission rules and procedures for the CIAC, appoints the members of the P&Z Commission to the CIAC, appoints a voting member of the CIAC to represent the ETJ, and also allows for the appointment of a voting representative from the real estate, development, or building industries to the CIAC if needed.

Resolution No. 2024-630 has been prepared for the Council's consideration.

**RECOMMENDATION**

Council approve Resolution No. 2024-630 with the name of the desired member.

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

**AGENDA OF:** 6/26/2024

**ITEMS:** IV.H.

**DATE  
SUBMITTED:** 6/21/2024

**DEPARTMENT:** Administration

**PREPARED BY:** Mariela Rodriguez

**PRESENTER:** Mariela Rodriguez

**SUBJECT:** CONSIDERATION AND POSSIBLE ACTION TO APPROVE RESOLUTION NO. 2024-629, APPOINTING DIRECTORS TO THE BOARD OF THE FULSHEAR DEVELOPMENT CORPORATION, A TYPE "B" ECONOMIC DEVELOPMENT SALES TAX CORPORATION

**Expenditure Required:**

**Amount Budgeted:**

**Funding Account:**

**Additional Appropriation Required:**

**Funding Account:**

**EXECUTIVE SUMMARY**

There are currently three (4) Director positions up for appointment to expire in 2026. Resolution No. 2024-629 has been prepared for Council's consideration.

**RECOMMENDATION**

Council approve Resolution No. 2024-629 with the desired members.

**ATTACHMENTS:**

Description	Upload Date	Type
Resolution No. 2024-629	6/21/2024	Resolution

**RESOLUTION NO. 2024-629**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FULSHEAR, TEXAS APPOINTING DIRECTORS TO THE BOARD OF THE FULSHEAR DEVELOPMENT CORPORATION, A TYPE "B" ECONOMIC DEVELOPMENT SALES TAX CORPORATION**

**WHEREAS**, the City appreciates the volunteer service and dedication of board members past and present; and

**WHEREAS**, the terms for certain directors of the Corporation expire June 1, 2024; and

**WHEREAS**, City Council of the City of Fulshear, Texas wishes to make appointments to the Fulshear Development Corporation; and

**WHEREAS**, the City Council of the City of Fulshear, Texas has considered the merits of such appointments and finds the persons listed below as competent and eligible for service;

**NOW, THEREFORE BE IT RESOLVED, BY THE CITY COUNCIL OF THE CITY OF FULSHEAR, TEXAS** that appointments for the Fulshear Development Corporation are as follows, that directors no longer listed below are removed from the board, and that those named to serve as directors for the terms designated are expected to duly execute the responsibilities of said positions:

***Directors with terms expiring in 2025***

<u>Joel Patterson</u>	Term expires: June 1, 2025
<u>James Buccieri</u>	Term expires: June 1, 2025
<u>Jennifer Hagemann</u>	Term expires: June 1, 2025
<u>Mark DeRouen Jr.</u>	Term expires: June 1, 2025

***Directors with terms expiring in 2026***

_____	Term expires: June 1, 2026
_____	Term expires: June 1, 2026
_____	Term expires: June 1, 2026
_____	Term expires: June 1, 2026

**This resolution duly passed this 26<sup>th</sup> day of June, 2024.**

\_\_\_\_\_  
Don McCoy, Mayor  
City of Fulshear, Texas

ATTEST:

\_\_\_\_\_  
Mariela Rodriguez, City Secretary  
City of Fulshear, Texas

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

**AGENDA OF:** 6/26/2024

**ITEMS:** IV.I.

**DATE  
SUBMITTED:**

**DEPARTMENT:** Administration

**PREPARED BY:**

**PRESENTER:**

**SUBJECT:** CONSIDERATION AND POSSIBLE ACTION TO APPROVE RESOLUTION NO. 2024-630, A RESOLUTION OF THE CITY OF FULSHEAR APPOINTING MEMBERS TO THE CITY'S PARKS AND RECREATION COMMISSION

**Expenditure Required:**

**Amount Budgeted:**

**Funding Account:**

**Additional Appropriation Required:**

**Funding Account:**

**EXECUTIVE SUMMARY**

There are currently three (3) developer positions up for appointment to expire in 2026 and two (2) Developer Member positions up for appointment to expire in 2025. Resolution No. 2024-628 has been prepared for Council's consideration.

**RECOMMENDATION**

Council approved Resolution No. 2024-628 with the desired members

**ATTACHMENTS:**

Description	Upload Date	Type
Resolution No. 2024-628	6/21/2024	Resolution



\_\_\_\_\_ Term expires: June 1, 2026  
\_\_\_\_\_ Term expires: June 1, 2026  
\_\_\_\_\_ Term expires: June 1, 2026

Be named to serve as Members of the Parks and Recreation Commission for terms as designated above during which they are expected to duly execute those responsibilities.

**This resolution duly passed this 26th day of June 2023.**

\_\_\_\_\_  
Don McCoy, Mayor  
City of Fulshear, Texas

ATTEST:

\_\_\_\_\_  
Mariela Rodriguez, City Secretary



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

**AGENDA OF:** 6/26/2024

**ITEMS:** IV.J.

**DATE  
SUBMITTED:** 6/21/2024

**DEPARTMENT:** Administration

**PREPARED BY:** Mariela Rodriguez

**PRESENTER:** Mariela Rodriguez

**SUBJECT:** CONSIDERATION AND POSSIBLE ACTION TO APPROVE RESOLUTION NO. 2024-631, A RESOLUTION OF THE CITY OF FULSHEAR APPOINTING MEMBERS TO THE CITY'S HISTORIC PRESERVATION AND MUSEUM COMMISSION

**Expenditure Required:**

**Amount Budgeted:**

**Funding Account:**

**Additional Appropriation Required:**

**Funding Account:**

**EXECUTIVE SUMMARY**

There are currently seven (7) positions up for appointment to expire in 2025. Resolution No. 2023-590 has been prepared for the Council's consideration.

**RECOMMENDATION**

Council approve Resolution No. 2024-631 with the desired members.