

MINUTES OF REGULAR CITY COUNCIL MEETING

Call to Order

The City Council of the City of Katy, Texas, convened in regular session Monday, March 14, 2011, at 6:30 p.m., at Katy Municipal Complex, 910 Avenue C, Katy, Texas. The following City Officials were present:

Don Elder Jr., Mayor
 Hank Schmidt, Mayor Pro Tem
 Carol Adams, Councilmember
 Kenneth Berger, Councilmember
 Larry Gore, Councilmember
 Fabol R. Hughes, Councilmember
 Art Pertile, City Attorney
 Missy Bunch, City Secretary
 Johnny Nelson, City Administrator
 David Leyendecker, City Engineer

Keep Katy Beautiful Board - Partnership with Republic Waste for Great American Clean Up/Don't Mess with Texas Trash-Off to be held on Saturday, March 26, 2011, at Antioch Baptist Church, 655 Danover (dumpsters will be available for heavy trash & NEW this year-electronics recycling available also)

Kathy Wiesner, Keep Katy Beautiful Board Member, invited City Councilmembers to attend the Great American Clean Up/Don't Mess with Texas Trash-Off event to be held on Saturday, March 26, 2011, at Antioch Baptist Church, 655 Danover. She announced the event was a partnership with Republic Waste and they will be providing four 40 yard dumpsters. She announced this is the first year that there will be electronic recycling available. She encouraged all to attend and thanked City Council for their support.

Comments from the Audience

All were given an opportunity to be heard and the following spoke: 1) Gene Shepherd, Financial Advisor, presented Councilmembers with copies of the City of Katy, Texas Series 2011 GO Refunding Pricing Report. The Refunding Bonds were dated 04-01-2011 and delivered 04-05-2011. He explained the estimated cost of issuance was \$75,000.00. He referred to the Bond Buyer Index, the average annual savings of \$32,008.00, chart of Refunding Savings Analysis and the Summary of refunding Results. Shepherd spoke of the excellent ratings the City of Katy has with Moody's Investors Services and Standard & Poor's. He believes these high ratings are because of long time tradition with the City with short term bonds.

Consent Agenda

Motion was made by Councilmember Schmidt, seconded by Councilmember Berger, approving the Consent Agenda as presented below:

6. Consider Approval of 02-28-2011 Regular Meeting Minutes
7. Consider Approval of Mayde Creek High School Ram Band Boosters "Katy Ram Challenge" Cycling Event to be held on Saturday, April 9, 2011 (start/finish Sun & Ski Sports/Katy Mills Mall) (portion inside city limits of Katy only)

All voted Aye, and the motion carried.

Ordinance No. 2493 Directing the Placement of Signs Designating Four Traffic Lanes on Avenue D from Tenth Street North to its Intersection with Katy-Hockley Road; on Katy-Hockley Road from its Intersection with Avenue D to its Intersection with Morton Road; Designating a Right Turn Lane Only Lane North Bound at the Intersection of Katy-Hockley Road with Morton Road; Prohibiting Parking on Avenue D and Katy-Hockley Road between Tenth Street and Morton Road; Providing for Severability; and Providing a Penalty in an Amount Not Less than \$5 and Not to Exceed \$200

Motion was made by Councilmember Berger, Councilmember Adams, approving as printed and read (*caption*) an Ordinance (*No. 2493*) Directing the Placement of Signs Designating Four Traffic Lanes on Avenue D from Tenth Street North to its Intersection with Katy-Hockley Road; on Katy-Hockley Road from its Intersection with Avenue D to its Intersection with Morton Road; Designating a Right Turn Lane Only Lane North Bound at the Intersection of Katy-Hockley Road with Morton Road; Prohibiting Parking on Avenue D and Katy-Hockley Road between Tenth Street and Morton Road; Providing for Severability; and Providing a Penalty in an Amount Not Less than \$5 and Not to Exceed \$200. Councilmember Hughes asked why consideration was not being given for Avenue D from First Street instead of Tenth Street to the north. City Attorney Art Pertile explained the proposed ordinance has been modified from the previously presented proposed ordinance and there is an ordinance for Avenue D from First Street to Tenth Street. All voted Aye, and the motion carried.

Ordinance No. 2494 Imposing a Moratorium on the Issuance of Permits for Inflatable Signs or Structures in the City of Katy for a Period of One Hundred Twenty Days

Motion was made by Councilmember Schmidt, seconded by Councilmember Gore, approving as printed and read (*caption*) an Ordinance (*No. 2494*) imposing a moratorium on the issuance of Permits for inflatable signs for structures in the City of Katy for a period of One Hundred Twenty (120) days. Councilmember Hughes suggested an ordinance be approved at this time and not wait the 120 days. He asked why the proposed moratorium was being recommended. City Attorney Art Pertile explained the recommendation would need to be sent to the City Planning and Zoning Commission for study and recommendation to City Council for consideration, which could take time to complete each step and the 120 days would allow for the completion including approving an ordinance prohibiting this type of signage. Councilmember Hughes does not believe this type of signage would be beneficial to the City. The City Attorney explained a public hearing would be required at both the City Planning and Zoning Commission and City Council meetings prior to consideration. Councilmember Gore asked if there is a current request for this type of inflatable sign. The City Attorney explained the moratorium allows the City time for the study, including consideration and if the moratorium is approved permits for such a sign cannot be issued. All voted Aye, and the motion carried.

Resolution No. 453 Authorizing the Mayor to Enter into a Twenty Year Lease Agreement with V.F.W. Post 9182 for the Use of a Portion of the V.F.W. Community Building for Use as a Veterans Memorial Museum

Motion was made by Councilmember Schmidt, seconded by Councilmember Adams, approving as printed and presented a Resolution (*No. 453*) authorizing the Mayor to enter into a Twenty Year Lease Agreement with V.F.W. Post 9182 for the use of a portion of the V.F.W. Community Building for use as a Veterans Memorial Museum. Mike Mastrangelo, Post Commander for Post 9182, thanked City Staff for their assistance and thanked the numerous veterans that had assisted on behalf of the V.F.W. Post and expressed he is looking forward to the grand opening. All voted Aye, and the motion carried.

Consider Awarding Bid for 2011 Storm Sewer Improvements (Patna Drive – Rexora Lane) to Scohil Construction Services, LLC, Cypress, Texas, in the Amount of \$177,130.00 (bids received 03-08-2011)

Motion was made by Councilmember Berger, seconded by Councilmember Gore, awarding the bid for the 2011 Storm Sewer Improvements (Patna Drive – Rexora Lane) to Scohil Construction Services, LLC, Cypress, Texas, in the amount of \$177,130.00. All voted Aye, and the motion carried.

Acknowledge Receipt of the Annual State Mandated Tier I Racial Profiling Data Report for 2010 by the Katy Police Department (for information only, no action required)

The Mayor acknowledged receipt of the Annual State Mandated Tier I Racial Profiling Data Report for 2010 which had been prepared by the Katy Police Department.

Councilmembers' Reports

Councilmember Schmidt thanked Financial Advisor Gene Shepherd for his presentation and was glad to have him back. Councilmember Gore expressed he is looking forward to the expansion of the V.F.W. Museum.

Mayor's Reports

The Mayor thanked all for attending and thanked City Staff for all the work done with the V.F.W. Museum and the updated V.F.W. Agreement. He is looking forward for this new addition and for it to be a part of the community.

Adjourn

Motion was made by Councilmember Hughes, seconded by Councilmember Schmidt, to adjourn the meeting. All voted Aye, and the motion carried. The meeting adjourned at 6:55 p.m.



Mayor

ATTEST:



City Secretary