

MINUTES OF REGULAR CITY COUNCIL MEETING

Call to Order

The City Council of the City of Katy, Texas, convened in regular session Monday, April 25, 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, III, City Attorney
 Missy Bunch, City Secretary
 Johnny Nelson, City Administrator
 David Leyendecker, City Engineer

Proclamation for Administrative Professionals Week, April 24-30, 2011

The Mayor read a Proclamation recognizing Administrative Professionals Week, April 24-30, 2011. He thanked all professionals, assistants and all who work in the City.

Comments from the Audience

All were given an opportunity to be heard and the following spoke: 1) Bill Dahl, Lawyer, spoke on behalf of the Greater Katy Area Chamber of Commerce, about a lawsuit pending in Harris County. He commented that he is not in the habit of being in a public forum, but wanted to address the City Council on behalf of the Chamber's Rice Harvest Festival traffic accident in 2006, which occurred on Third Street and was an auto-pedestrian accident. He did refer to the Chamber's approved traffic plan that was in place at the time Steve Allender was hit. He explained they had taken the position there was no wrong doing on the part of the Chamber. He noted there is a trial date set for May 30, 2011, in District Court. Dahl believes it is important that City Council understand the importance of the Rice Harvest Festival and what the Chamber does, which is a great job and it should not be tarnished. He believes in one month after going to court, the Chamber will receive complete exoneration. Dahl explained the Chamber thought it was best to refute what had been said by Mr. Allender at the last City Council meeting. He commented the Chamber works with the Katy Police Department on the event and an excellent job is done.

FY 2010-2011 Second Quarter Operating Statement and First Quarter Investment Report; Bank Statement and Check Register (information items only)

City Treasurer Byron Hebert announced these reports are a part of the Public Funds Investment Act, Chapter 2256 of the Texas Government Code.

Approve Minutes 04-11-2011 Regular Meeting

Motion was made by Councilmember Schmidt, seconded by Councilmember Hughes, approving as printed Minutes of the 04-11-2011 Regular Meeting. All voted Aye, and the motion carried.

Presentation of 2009-2010 Comprehensive Annual Finance Report by City Auditor Christopher L. Breaux, Null-Lairson, Houston Texas

City Auditors Christopher L. Breaux, Troylynn Robichaux and Lupe Garcia, Null-Lairson, Houston, Texas, were present to give a brief overview and power point presentation on the 2009-2010 Comprehensive Annual Financial Report for the fiscal year ended September 30, 2010. Breaux thanked the City's Finance Department for their assistance in providing requested information. He explained the Auditors Report is an unqualified or "clean" opinion, which is the highest level of assurance on financial statements. Breaux spoke of a healthy fund balance and gave a detailed presentation on the City's fund balances, debt, revenues, property taxes and expenditures review in their audit. Councilmember Adams commented if she had questions, she would ask later. Councilmember Gore asked about the debt shown on Page 11 and asked how the City of Katy rates as far as debt is concerned with other cities of a similar size. Breaux spoke of looking at the cash on hand in excess of debt, in other words the fund balance. Councilmember Gore asked Breaux if the City had a low amount of debt. Breaux commented the City does not have a high amount of debt. He thanked City Council for their continued support in Null-Lairson and thanked City Management. The Mayor thanked Breaux and his team for the excellent job over the years and thanked City Staff for their management skills and their contribution towards gathering the requested information.

Presentation of Proposed Pilot Program for an Upgraded Method of Residential Trash Collection by Republic Services, Inc., for Automated Side Load (ASL) Service within Specific Subdivisions (Tuesday and Friday collection days)

David Aguilar, Republic Waste, explained he has been working with City Administrator Johnny Nelson and Assistant City Administrator Bill Drohan on the proposed pilot program for the automated side load service in specific subdivisions for a 90 day period. He spoke of the 96 gallon poly carts and the proposed subdivisions, with an additional truck to pick up items placed outside the carts. He explained letters will be sent out to residents who will be receiving the carts for the pilot program. Aguilar explained he can present City Council with a monthly report or it can just be given to the City Administrator. Councilmember Gore asked if additional carts could be received during the pilot program for other areas, besides the specified subdivisions. Aguilar stated no additional carts would be distributed during the pilot program. Councilmember Gore asked if there would be an additional charge. Aguilar explained after the pilot program there would be a charge of \$2.00 to \$3.00 per month. Councilmember Gore asked if there would be additional trucks for this program. Aguilar noted there will be six trucks in Katy during the days of pick up. Councilmember Gore asked if the carts were easy to push, if they had the big wheels like the proposed recycling bins. Aguilar replied yes. The Mayor understood Republic Waste will maintain the carts or replace as needed. Councilmember Schmidt suggested the Council receive a report once a month. Aguilar commented he will let City Council know on a monthly basis and will get with City Administrator Nelson on the proposed dates to start the pilot program.

Ordinance No. 2496 Amending the Employee Classification and Compensation Plan by Amending the Job Description for Police Lieutenant

Motion was made by Councilmember Adams, seconded by Councilmember Berger, approving as printed and read (*caption*) an Ordinance (*No. 2496*) Amending the Employee Classification and Compensation Plan by Amending the Job Description for Police Lieutenant. All voted Aye, and the motion carried.

Councilmembers' Reports

Councilmember Gore spoke of the current drought being the worst in a long time. He reported the Governor has asked all to pray for rain. Gore encouraged all to pray for rain until the drought is broken. Councilmember Schmidt suggested the Mayor keep the coin in front of himself at any future coin flippings for sporting events.

Mayor's Reports

The Mayor rebutted the coin flipping incident over his shoulder at the April 23, 2011, Houston Stallion Arena Football game at the Merrell Center.

Adjourn

Motion was made by Councilmember Adams, seconded by Councilmember Schmidt, to adjourn the meeting. All voted Aye, and the motion carried. The meeting adjourned at 6:58 p.m.



Mayor

ATTEST:



City Secretary