

MINUTES OF REGULAR CITY COUNCIL MEETING

Call to Order

The City Council of the City of Katy, Texas, convened in regular session Monday, August 13, 2012, at 6:30 p.m., at Katy Municipal Complex, 910 Avenue C, Katy, Texas. The following City Officials were present:

Don Elder Jr., Mayor
 Fabol R. Hughes, Mayor Pro Tem
 Carol Adams, Councilmember
 Larry Gore, Councilmember
 Bill Lawton, Councilmember
 Steve Pierson, Councilmember
 Paula J. Alexander, Olson & Olson, City Attorney
 Missy Bunch, City Secretary
 Johnny Nelson, City Administrator
 David Leyendecker, City Engineer

The following City Officials were absent:

Art Pertile, III, City Attorney

Comments from the Audience

The following spoke during Comments from the Audience: 1) Erin Earley, 19210 Hanston Court, Houston, Texas, distributed brochures and gave a brief presentation on Agenda 21 How Will It Affect You?

Consent Agenda

Motion was made by Councilmember Pierson, seconded by Councilmember Gore, approving as printed and presented the Consent Agenda as follows:

- 5) Consider Approval of 07-23-2012 Regular Meeting Minutes
- 6) Consider Approval of State of Texas Cooperative Purchasing Program Annual Membership Renewal Fee in the Amount of \$100.00

All voted Aye, and the motion carried.

Approval of 2012 Annual Membership Dues for Waller County Economic Development Partnership in the Amount of \$1,000.00

Councilmember Pierson had requested removal of consideration for approval of the 2012 Annual Membership Dues for Waller County Economic Development Partnership in the Amount of \$1,000.00 from the Consent Agenda, to allow for a presentation by Waller Council Economic Development Partnership Director Vince Yokom. Yokom spoke of projects in the unincorporated area of Waller County, such as Goya Foods, located within four miles of Katy, with \$30,000,000 manufacturing and distribution site, along with Weatherford Oil and Gas relocation, with approximately \$90,000,000 to \$120,000,000 facility with 400-600 proposed employees. Yokom also referred to Waller County Economic Development Partnership Board Members, proposed budget, amount of area covered and proposed new jobs in Waller County. Motion was made by Councilmember Lawton, seconded by Councilmember Pierson, approving the 2012 Annual Membership Dues for Waller County Economic Development Partnership in the Amount of \$1,000.00. All voted Aye, and the motion carried.

Approval of Auditor's Engagement Letter, Fiscal Year Ending 09-30-2012, Whitley Penn, LLP, Certified Public Accountants (formerly Null-Lairson)

Motion was made by Councilmember Hughes, seconded by Councilmember Pierson, approving the Auditor's Engagement Letter, Fiscal Year Ending 09-30-2012, Whitley Penn, LLP, Certified Public Accountants. City Auditor Christopher L. Breaux, Whitley Penn, LLP, Houston, Texas, was present to answer questions. All voted Aye, and the motion carried.

Award Bid for 2012 Digester Solids Removal to MagnaFlow Environmental, Houston, Texas, in the Amount of \$0.04 (4 cents) per Gallon or \$120,000.00 for 3,000,000 Gallons (bids received 08-08-2012)

Motion was made by Councilmember Hughes, seconded by Councilmember Lawton, awarding the bid for 2012 Digester Solids Removal to MagnaFlow Environmental, Houston, Texas, in the Amount of \$0.04 (4 cents) per Gallon or \$120,000.00 for 3,000,000 Gallons. All voted Aye, and the motion carried.

Resolution No. 490 Authorizing the Mayor to Execute a Contract with Fort Bend County Municipal Utility District No. 37 (Pin Oak Village) for a Period of Five Years through 12-31-2017

Motion was made by Councilmember Lawton, seconded by Councilmember Adams, approving as printed and presented a Resolution (No. 490) Authorizing the Mayor to Execute a Contract with Fort Bend County Municipal Utility District No. 37 (Pin Oak Village) for a Period of Five Years through 12-31-2017. Councilmember Gore asked if this was the same contract as done in previous years. The Mayor explained it is a renewal. City Administrator Johnny Nelson explained the valve is only opened when the City had adequate supply; however, the City was unable to open the valve the last time. Councilmember Gore understood the charged is based on per gallon. Administrator Nelson explained the contract had been in effect since approximately 1983. City Engineer David Leyendecker gave a brief history of the contract. All voted Aye, and the motion carried.

Ordinance No. 2540 Appointing Various Boards and Commissions (pulled from 7-23-2012 Agenda)

Motion was made by Councilmember Lawton, seconded by Councilmember Gore, approving as printed and read (caption) an Ordinance (No. 2540) Appointing Various Boards and Commissions. All voted Aye, and the motion carried.

Resolution No. 491 Authorizing the Mayor to Sign the First Amendment to Utilities Functions And Services Agreement with Fort Bend-Waller Counties Municipal Utility District No. 2 and Parkside-Stratford/I-10, Ltd for the Construction of Two Exit and Two Entrance Ramps and a Two Lane Bridge Over IH-10 and the Construction of Cane Island Parkway

Motion was made by Councilmember Lawton, seconded by Councilmember Pierson, approving as printed and presented a Resolution (No. 491) Authorizing the Mayor to Sign the First Amendment to Utilities Functions And Services Agreement with Fort Bend-Waller Counties Municipal Utility District No. 2 and Parkside-Stratford/I-10, Ltd for the Construction of Two Exit and Two Entrance Ramps and a Two Lane Bridge Over IH-10 and the Construction of Cane Island Parkway. Gabe Johnson, Representative, explained Cane Island Parkway will go over I-10. All voted Aye, and the motion carried.

Resolution No. 492 Authorizing the Mayor to Sign an Interlocal Agreement with the State of Texas through the Texas Department of Transportation for the Construction of Two Exit and Two Entrance Ramps and a Two Lane Bridge Over IH-10 at Cane Island Parkway

Motion was made by Councilmember Lawton, seconded by Councilmember Hughes, approving as printed and presented a Resolution (No. 492) Authorizing the Mayor to Sign an Interlocal Agreement with the State of Texas through the Texas Department of Transportation for the Construction of Two Exit and Two Entrance Ramps and a Two Lane Bridge Over IH-10 at Cane Island Parkway. All voted Aye, and the motion carried.

Resolution No. 493 Authorizing the Mayor to Accept a Special Warranty Deed from Fort Bend-Waller Counties Municipal Utility District No. 2 for 6.34 Acres of Land for the Construction of Cane Island Parkway

Motion was made by Councilmember Gore, seconded by Councilmember Adams, approving as printed and presented a Resolution (No. 493) Authorizing the Mayor to Accept a Special Warranty Deed from Fort Bend-Waller Counties Municipal Utility District No. 2 for 6.34 Acres for the Construction of Cane Island Parkway. All voted Aye, and the motion carried.

Resolution No. 494 Authorizing the Mayor To Accept a Waterline Easement from Parkside-Stratford/I-10, Ltd on 0.4974 Acres Near Cane Island Parkway

Motion was made by Councilmember Hughes, seconded by Councilmember Adams, approving as printed and presented a Resolution (No. 494) Authorizing the Mayor To Accept a Waterline Easement from Parkside-Stratford/I-10, Ltd on 0.4974 Acres Near Cane Island Parkway. All voted Aye, and the motion carried.

Consider Authorizing the Demolition of the City Owned Scout Hut located at 5919 Fourth Street (no bids were received on 05-09-2012, for sale/removal of Scout Hut)

Motion was made by Councilmember Pierson, seconded by Councilmember Hughes, Authorizing the Demolition of the City Owned Scout Hut located at 5919 Fourth Street. Councilmembers understood the demolition would be hired out to a contractor. Councilmember Adams asked if Habitat for Humanity had been contacted and she commented that they will take various construction items such as doors, windows, etc. Jamie Wolman, Parks and Recreation Department, assured Councilmembers that Habitat for Humanity had been contacted. All voted Aye, and the motion carried.

Councilmembers' Report

Councilmember Lawton thanked all who work for the City and all others involved in the moving forward with the Cane Island Parkway project and was glad to see it getting underway.

Mayor's Reports

The Mayor distributed the 2012-2013 Proposed Budget books to Councilmembers.

Adjourn

Motion was made by Councilmember Adams, seconded by Councilmember Pierson, to adjourn the meeting. All voted Aye, and the motion carried. The meeting adjourned at 6:56 p.m.



Mayor

ATTEST:



City Secretary.