

MINUTES OF REGULAR CITY COUNCIL MEETING

Call to Order

The City Council of the City of Katy, Texas, convened in regular session Monday, September 24, 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
 Art Pertile, III, City Attorney
 Missy Bunch, City Secretary
 Johnny Nelson, City Administrator
 David Leyendecker, City Engineer

Public Hearing for Proposed Amendment to Zoning Ordinance No. 621, By Adding New Section 12.1-10 "Single Family Residential Development of 100 or More Acres" and Adding New Section 12.8 "Single Family Residential Development of 100 or More Acres" to Section 12, Planned Development District, "PDD"

The Mayor opened a Public Hearing at 6:33 p.m. for proposed amendment to Zoning Ordinance No. 621, by adding new Section 12.1-10 "Single Family Residential Development of 100 or More Acres" and adding new Section 12.8 "Single Family Residential Development of 100 or More Acres" to Section 12, Planned Development District, "PDD". All were given an opportunity to be heard and there were no comments. The Public Hearing closed at 6:34 p.m.

Ordinance No. 2545 Amendment to Zoning Ordinance No. 621, By Adding New Section 12.1-10 "Single Family Residential Development of 100 or More Acres" and Adding New Section 12.8 "Single Family Residential Development of 100 or More Acres" to Section 12, Planned Development District, "PDD"

Motion was made by Councilmember Adams, seconded by Councilmember Pierson, approving as printed and read (*caption*) an Ordinance (No. 2545) amending Zoning Ordinance No. 621, by adding new Section 12.1-10 "Single Family Residential Development of 100 or More Acres" and adding new Section 12.8 "Single Family Residential Development of 100 or More Acres" to Section 12, Planned Development District, "PDD". All voted Aye, and the motion carried.

Public Hearing for Proposed Amendment to Zoning Ordinance No. 621, Amending Section 18, by Adding Subsection 18.4, "Minimum Off-Street Parking", by Reducing Minimum Parking Requirements for Warehouse and Enclosed Storage, Wholesale or Manufacturing Operations; and, by Adding Subsection 18.5-1 General Provisions "Minimum Off-Street Parking" by Adding Minimum Overflow Parking Requirements

The Mayor opened a Public Hearing at 6:35 p.m. for proposed amendment to Zoning Ordinance No. 621, amending Section 18, by adding Subsection 18.4, "Minimum Off-Street Parking", by reducing minimum parking requirements for warehouse and enclosed storage,

Public Hearing for Proposed Amendment to Zoning Ordinance No. 621, Amending Section 18, by Adding Subsection 18.4, "Minimum Off-Street Parking", by Reducing Minimum Parking Requirements for Warehouse and Enclosed Storage, Wholesale or Manufacturing Operations; and, by Adding Subsection 18.5-1 General Provisions "Minimum Off-Street Parking" by Adding Minimum Overflow Parking Requirements (cont'd)

wholesale or manufacturing operations; and, by adding Subsection 18.5-1 General Provisions "Minimum Off-Street Parking" by adding "Minimum Overflow Parking Requirements". All were given an opportunity to be heard and there were no comments. The Mayor closed the Public Hearing at 6:36 p.m.

Ordinance No. 2546 Proposed Amendment to Zoning Ordinance No. 621, Amending Section 18, by Adding Subsection 18.4, "Minimum Off-Street Parking", by Reducing Minimum Parking Requirements for Warehouse and Enclosed Storage, Wholesale or Manufacturing Operations; and, by Adding Subsection 18.5-1 General Provisions "Minimum Off-Street Parking" by Adding Minimum Overflow Parking Requirements

Motion was made by Councilmember Pierson, seconded by Councilmember Hughes, approving as printed and read (*caption*) an Ordinance (No. 2546) an amendment to Zoning Ordinance No. 621, amending Section 18, by adding Subsection 18.4, "Minimum Off-Street Parking", by reducing minimum parking requirements for warehouse and enclosed storage, wholesale or manufacturing operations; and, by adding Subsection 18.5-1 General Provisions "Minimum Off-Street Parking" by Adding Minimum Overflow Parking Requirements. All voted Aye, and the motion carried.

Comments from the Audience

All were given an opportunity to be heard and there were no comments from the audience.

Bank Statement and Check Register thru 08-31-2012 (information items only)

Councilmembers were given an opportunity to ask questions or make comments on the Bank Statement and Check Register thru 08-31-2012, and there were none.

Consent Agenda

Motion was made by Councilmember Lawton, seconded by Councilmember Adams, approving the Consent Agenda as printed, presented and corrected as follows:

- 8) Consider Approval of Meeting Minutes
 - A) 08-27-2012 Regular Meeting
 - B) 08-29-2012 Special Workshop
 - C) 09-10-2012 Regular Meeting

All voted Aye, and the motion carried.

Consider Final Plat for Commerce Parkway Street Dedication and Reserve "A" in West Ten Business Park Planned Development District, 60.73 Acres, 2 Reserves, 2 Blocks, Waller County, Record Owner – Parkside-Stratford/I-10 LTD., and Applicant is Jones & Carter, Inc., Engineers, Planners, Surveyors

Motion was made by Councilmember Hughes, seconded by Councilmember Adams, approving as printed and presented the Final Plat for Commerce Parkway Street Dedication and Reserve "A" in West Ten Business Park Planned Development District, 60.73 Acres, 2 Reserves, 2 Blocks, Waller County, Record Owner – Parkside-Stratford/I-10 LTD., and Applicant is Jones & Carter, Inc., Engineers, Planners, Surveyors. All voted Aye, and the motion carried.

Resolution No. 502 Authorizing Mayor to Sign an Amended Interlocal Agreement with the State of Texas through Texas Department of Transportation for 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 Pierson, seconded by Councilmember Hughes, approving as printed and presented a Resolution (No. 502) authorizing Mayor to sign an Amended Interlocal Agreement with the State of Texas through Texas Department of Transportation for 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. 503 Approving the Moving of Uncollectible Water, Sewer and Garbage Accounts from 10-01-2009 through 09-30-2010 to a Bad Debt Historical Account

Motion was made by Councilmember Hughes, seconded by Councilmember Lawton, approving as printed and presented a Resolution (No. 503) approving the moving of uncollectible water sewer and garbage accounts from 10-01-2009 through 09-30-2010 to a Bad Debt Historical Account. Councilmember Adams asked if the names were kept in a specified data base. Finance Director Byron Hebert replied yes; however, when they reapply for services, their names pops up and the funds are collected. The Mayor asked about businesses that are still in business and on the list. Hebert explained Fuddruckers had previous been in bankruptcy and the City is involved in the collection of these funds. All voted Aye, and the motion carried.

Adopting 2012-2013 Budget - Public Hearing for Proposed 2012-2013 Budget

The Mayor opened a Public Hearing at 6:43 p.m. for Proposed 2012-2013 Budget. All were given an opportunity to be heard and there were no comments. The Mayor closed the Public Hearing at 6:44 p.m.

Adopting 2012-2013 Budget - Approve Tax Rate of \$0.15486 on each \$100.00 of Assessed Valuation for Debt Service in support of Fiscal Year 2012-2013 Budget

Motion was made by Councilmember Adams, seconded by Councilmember Hughes, approving the Tax Rate of \$0.15486 on each \$100.00 of Assessed Valuation for Debt Service in support of Fiscal Year 2012-2013 Budget. All voted Aye, and the motion carried.

Adopting 2012-2013 Budget - Approve Tax Rate of \$0.43186 on each \$100.00 of Assessed Valuation to Fund Maintenance and Operation Expenditures in support of Fiscal Year 2012-2013 Budget

Motion was made by Councilmember Lawton, seconded by Councilmember Pierson, approving the Tax Rate of \$0.43186 on each \$100.00 of Assessed Valuation to Fund Maintenance and Operation Expenditures in support of Fiscal Year 2012-2013 Budget. All voted Aye, and the motion carried.

Adopting 2012-2013 Budget - Ordinance No. 2547 Approving and Adopting the Budget for Fiscal Year 2012-2013; Making Appropriations for the City for such Fiscal Year as Reflected in Said Budget and Adopting and Approving Appendix A "Fee Schedule" of The Code Of Ordinances of the City of Katy

Motion was made by Councilmember Hughes, seconded by Councilmember Lawton, approving as printed and read (*caption*) an Ordinance (No. 2547) approving and adopting the Budget for Fiscal Year 2012-2013; making appropriations for the City for such Fiscal Year as reflected in said Budget and adopting and approving Appendix A "Fee Schedule" of The Code of Ordinances of the City of Katy. All voted Aye, and the motion carried.

Adopting 2012 Tax Rate - Approve Tax Rate of \$0.15486 on each \$100.00 of Assessed Valuation for Debt Service

Motion was made by Councilmember Hughes, seconded by Councilmember Adams, approving a Tax Rate of \$0.15486 on each \$100.00 of Assessed Valuation for Debt Service. All voted Aye, and the motion carried.

Adopting 2012 Tax Rate - Approve Tax Rate of \$0.43186 on each \$100.00 of Assessed Valuation to Fund Maintenance and Operation Expenditures

Motion was made by Councilmember Pierson, seconded by Councilmember Lawton, approving a Tax Rate of \$0.43186 on each \$100.00 of Assessed Valuation to Fund Maintenance and Operation Expenditures. All voted Aye, and the motion carried.

Adopting 2012 Tax Rate - Ordinance No. 2548 Providing for the Assessment, Levy and Collection of Ad Valorem Taxes for the Year 2012 and for Each Year thereafter until otherwise provided; providing the Date on which such Taxes Shall be Due and Payable; Providing for Penalty and Interest on All Taxes Not Timely Paid

Motion was made by Councilmember Pierson, seconded by Councilmember Hughes, approving as printed and read (*caption*) an Ordinance (*No. 2548*) providing for the Assessment, Levy and Collection of Ad Valorem Taxes for the Year 2012 and for each year thereafter until otherwise provided; providing the date on which such Taxes shall be due and payable; providing for penalty and interest on all taxes not timely paid. All voted Aye, and the motion carried.

Councilmembers' Report

Councilmember Pierson thanked Police Chief Bill Hastings for his employee David Brown, Humane Officer, who had saved a duck that was tangled with a fishing line and hook at Mary Jo Peckham Park and spoke of Brown's success with turtles and wild hogs. Councilmember Adams thanked all who were on the committee and those in attendance who assisted with the PDD amended lot sizes, their input was greatly appreciated. Councilmember Lawton echoed Councilmember Adams thanks and believes the approval of the lot size ordinance, which will be a great boom for the City. He understands several worked hard on the proposal and he thanked Councilmember Adams for the wonderful job she did in heading up the task.

Mayor's Reports

The Mayor also thanked the committed that worked on amending the lot size changes for the 100 acres or more subdivision. He spoke of asking Councilmember Adams to chair this committee and he appreciated her work on the proposal. He announced in two weeks the Rice Harvest Festival would hold their annual parade on Saturday, October 6, 2012, at 10:00 a.m.

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 6:52 p.m.



 Mayor

ATTEST:



 City Secretary