

MINUTES OF REGULAR CITY COUNCIL MEETING

Call to Order

The City Council of the City of Katy, Texas, convened in regular session Monday, March 25, 2013, at 6:30 p.m., at Katy Municipal Complex, 910 Avenue C, Katy, Texas. The following City Officials were present:

Don Elder Jr., Mayor
 Bill Lawton, Mayor Pro Tem
 Larry Gore, Councilmember
 Steve Pierson, Councilmember
 Dusty Thiele, Councilmember
 Art Pertile, III, City Attorney
 Missy Bunch, City Secretary
 Johnny Nelson, City Administrator
 David Leyendecker, City Engineer

Presentation by Representatives from METRO (Metropolitan Transit Authority of Harris County, Houston Texas)

Representative from the Metropolitan Transit Authority of Harris County, Houston, Texas gave a brief overview of their benefits for the City of Katy. They spoke of overcoming difficult issues in the past, general mobility tax funds, allocation of the tax funds rail system, park and ride, bus system, sidewalks and overall mobility in the area. Mayor Elder referenced the current project of Katyland Drive widening that is being funded with METRO dollars.

Public Hearing for a Proposed Special Use Permit for an Institution of a Religious Nature (Journey Church) in a "C-2" General Business District, as Allowed by Section 15.2-5, Katy Zoning Ordinance, Property is Located at 541 Pin Oak Road, .2903 Acres, Abstract 393, Fort Bend, Property is situated on the West Side of Pin Oak Road

The Mayor opened a Public Hearing at 6:34 p.m. for a Proposed Special Use Permit for an Institution of a Religious Nature (Journey Church) in a "C-2" General Business District, as Allowed by Section 15.2-5, Katy Zoning Ordinance, Property is Located at 541 Pin Oak Road, .2903 Acres, Abstract 393, Fort Bend, Property is situated on the West Side of Pin Oak Road. All were given an opportunity to be heard and there were no comments. The Mayor closed the Public Hearing at 6:35 p.m.

Ordinance No. 2568 Approving a Special Use Permit for an Institution of a Religious Nature (Journey Church) in a "C-2" General Business District, as Allowed by Section 15.2-5, Katy Zoning Ordinance, Property is Located at 541 Pin Oak Road, .2903 Acres, Abstract 393, Fort Bend, Property is situated on the West Side of Pin Oak Road

Motion was made by Councilmember Pierson, seconded by Councilmember Thiele, approving as printed and read (*caption*) an Ordinance (*No. 2568*) approving a Special Use Permit for an Institution of a Religious Nature (Journey Church) in a "C-2" General Business District, as Allowed by Section 15.2-5, Katy Zoning Ordinance, Property is Located at 541 Pin Oak Road, .2903 Acres, Abstract 393, Fort Bend, Property is situated on the West Side of Pin Oak Road. All voted Aye, and the motion carried.

Public Hearing for Proposed Creation of City of Katy, Texas, Reinvestment Zone No. 2013-001; a 31.94 Acre Tract of Land, Located North of Interstate 10 and South of Highway 90, within the City of Katy, Waller County, Texas

The Mayor opened a Public Hearing at 6:37 p.m. for the Proposed Creation of City of Katy, Texas, Reinvestment Zone No. 2013-001; a 31.94 Acre Tract of Land, Located North of Interstate 10 and South of Highway 90, within the City of Katy, Waller County, Texas. All were given an opportunity to be heard and there were no comments. The Mayor closed the Public hearing at 6:38 p.m.

Ordinance No. 2569 for the Creation of City of Katy, Texas, Reinvestment Zone No. 2013-001; a 31.94 Acre Tract of Land, Located North of Interstate 10 and South of Highway 90, within the City of Katy, Waller County, Texas

Motion was made by Councilmember Pierson, seconded by Councilmember Lawton, approving as printed and read (*caption*) an Ordinance (*No. 2569*) for the Creation of City of Katy, Texas, Reinvestment Zone No. 2013-001; a 31.94 Acre Tract of Land, Located North of Interstate 10 and South of Highway 90, within the City of Katy, Waller County, Texas. All voted Aye, and the motion carried.

Resolution No. 515 Authorizing the Mayor to Sign a Five Year Tax Abatement Agreement with CSHV Katy, LLC (Owner) and Igloo Products Corporation (Lessee)

Motion was made by Councilmember Lawton, seconded by Councilmember Gore, approving as printed and presented a Resolution (*No. 515*) Authorizing the Mayor to Sign a Five Year Tax Abatement Agreement with CSHV Katy, LLC (Owner) and Igloo Products Corporation (Lessee). All voted Aye, and the motion carried.

Comments from the Audience

Jean McCann, President, Katy Business Association asked that City Council give permission to Katy Business Association to put up bandit signs for their upcoming event to be held on April 20, 2013 and signs would be removed by April 24, 2013.

Bank Statement and Check Register thru 02-28-2013 (information items only)

There were no comments on the Bank Statement and Check Register thru 02-28-2013.

Consent Agenda

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

- 9) Consider Approval Meeting Minutes
 - A) 02-25-2013 Regular Meeting
 - B) 03-11-2013 Regular Meeting
- 10) Declare Surplus Property – Equipment to be Sold at Auction
 - A) Miscellaneous Radio, Electronic Equipment and Fire Safety House-Safety Trailer Smoke House -- Fire/EMS Departments
 - B) Miscellaneous Automobile Manuals -- Public Works Department
 - C) Miscellaneous Equipment (1998 ½ Ton Ford F-150 Truck, Fogger, 2 John Deere Tractors, a Master Cool, a floor buffer, metal desk and miscellaneous vehicle parts/equipment) -- Public Works and Police Departments

All voted Aye, and the motion carried.

Final Plat for Reserve at Katy Detention Pond, 18.4296 Acres, 2 Reserves in 1 Block, Abstract 157, Fort Bend County, Toll Houston TX, LLC, Owner

Motion was made by Councilmember Pierson, seconded by Councilmember Lawton, approving as printed and presented the Final Plat for Reserve at Katy Detention Pond, 18.4296 Acres, 2 Reserves in 1 Block, Abstract 157, Fort Bend County, Toll Houston TX, LLC, Owner. All voted Aye, and the motion carried.

Final Plat for WoodCreek Reserve, Section 9B, 11.4472 Acres, 30 Lots, 1 Reserve in 2 Blocks, Fort Bend County, Ashton Houston Residential, LLC, Owner

Motion was made by Councilmember Gore, seconded by Councilmember Pierson, approving as printed and presented the Final Plat for WoodCreek Reserve, Section 9B, 11.4472 Acres, 30 Lots, 1 Reserve in 2 Blocks, Fort Bend County, Ashton Houston Residential, LLC, Owner. All voted Aye, and the motion carried.

Ordinance No. 2570 Creating and Appointing Members to the Katy Heritage Museum Committee

Motion was made by Councilmember Pierson, seconded by Councilmember Lawton, approving as printed and read (*caption*) an Ordinance (*No. 2570*) Creating and Appointing Members to the Katy Heritage Museum Committee. All voted Aye, and the motion carried.

Ordinance No. 2571 Finding and Determining the Official Population and Adopting the Official Map including its Extraterritorial Jurisdiction

Motion was made by Councilmember Thiele, seconded by Councilmember Pierson, approving as printed and read (*caption*) an Ordinance (*No. 2571*) Finding and Determining the Official Population and Adopting the Official Map including its Extraterritorial Jurisdiction. All voted Aye, and the motion carried.

Discuss Additional Fire Department Personnel necessary to meet ISO Requirements - ISO (Insurance Services Office, Inc.) Requirements for City of Katy's Public Protection Classification - Councilmember Bill Lawton

Councilmember Lawton had asked that discussion of additional Fire Department Personnel be placed on this City Council Agenda. He spoke of several weeks ago, the City Council authorized Fire Chief Marc Jordan to write a letter to ISO to regain the current rating and to continue with decreased insurance rates. Councilmember Lawton understood the response back from ISO was favorable. He believed City Council needed to address the necessity for additional employees. Councilmember Lawton asked Fire Chief Marc Jordan to address City Councilmembers on this necessity. Jordan explained the addition of employees will help the Fire Department to provide better coverage. He stated the City had grown; however, the Fire Department had not and this has become a problem. He believes that with an additional six slots and two more apparatus would be a band aid fix, until the next budget year. Mayor Elder asked what the period of time had been given to resolve these issues before the rating would be changed. Jordan explained they had until March 1, 2015. Councilmember Lawton understood the addition of personnel would all the equipment to get out faster. Jordan reported the call volume was increasing weekly. Councilmember Pierson expressed concern for unforeseen 9-1-1 calls. Mayor Elder asked about the necessity of every time an ambulance goes out that the fire truck follows. Jordan explained that was for safety issues, such as large patients or violent patients. Mayor Elder asked about the services outside the city limits. Jordan explained there are currently three on a fire truck and there should be four. Councilmember Gore spoke of the

Discuss Additional Fire Department Personnel necessary to meet ISO Requirements - ISO (Insurance Services Office, Inc.) Requirements for City of Katy's Public Protection Classification - Councilmember Bill Lawton cont'd

request for additional personnel, the upcoming budget, coming in of new Mayor and consideration of a consultant being brought in. He believes a putting a good plan in place is essential. Financial Director Byron Hebert reported he had reviewed the ambulance fees coming in and feels comfortable with the figures presented. Councilmember Pierson agreed with Jordan that it is a safety issue at this time and believes the City is in good financial condition at this time. Mayor Elder does not think that public safety has been neglected, since their budgets are 55% of the City's current budget. He believes a systematic plan needs to be in place. Councilmember Lawton believes that some changes need to be made and that a consultant could be a good idea. City Attorney Pertile explained the item is on the Agenda for discussion only and no action can be taken.

Discuss Options for a Second Fire Station - ISO (Insurance Services Office, Inc.) Requirements for City of Katy's Public Protection Classification - Councilmember Bill Lawton

There was no discussion for a second Fire Station at this time.

Councilmembers' Report

Councilmember Pierson spoke of the wonderful Breakfast with the Easter Bunny held on Saturday and how perfect the weather was and he commented on the excellent turnout for the Paws in the Park, Dog Park event. He believes both of these events are positive things about the City.

Mayor's Reports

Mayor Elder spoke of the recent event consisting of 400-500 young fisherman held by Texas Parks and Wildlife at Mary Jo Peckham Park. The Mayor expressed his appreciation for City Councilmembers.

Adjourn

Motion was made by Councilmember Pierson, seconded by Councilmember Lawton, to adjourn the meeting. All voted Aye, and the motion carried. The meeting adjourned at 7:48 p.m.

Fabiel Hebert
 Mayor

ATTEST:

Missy Bernal
 City Secretary