

**MINUTES OF REGULAR CITY COUNCIL MEETING**

**Call to Order**

The City Council of the City of Katy, Texas, convened in regular session Monday, April 22, 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 of Certificates of Appreciation to Various Local Businesses**

The Mayor presented various local businesses with a Certificate of Appreciation. He thanked them for giving back to the community during the past six years of his tenure. He believes these businesses went above and beyond; therefore, he acknowledged their commitment, their resources, their talents and believes these actions show these businesses are acting with their heart. The businesses recognized included Agave Road, Amber's Designs, Brookshire Brothers, Chick Fil A, HEB, Los Cucos, Midway Market, and Salt and Pepper Restaurant. The Mayor presented each with a gift bag.

**Keep Katy Beautiful Board Presentation of 2013 Legacy Tree Recognitions**

Sandy Schmidt, Keep Katy Beautiful Board, wished everyone a Happy Earth Day and encouraged all to attend the upcoming Arbor Day Celebration on Friday, April 27, 2013, at Katy City Park at 9:00 a.m., when Tigerland Day Care will help plant a tree. She then made a brief presentation on the 2013 Legacy Tree Recognitions and explained a permanent plaque will be placed in front of these trees.

**Keep Katy Beautiful Board Presentation of "Katy Proud Business Award" to Designs by Lynn, 5701 Second Street**

Sharon Rhoads, Keep Katy Beautiful Board, presented the Katy Proud Business Award to Designs by Lynn located at 5701 Second Street. She read a brief bio on the business and recognized their representatives.

**Comments from the Audience**

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

**FY 2012-2013 Second Quarter Investment Report; Bank Statement and Check Register Thru 03-31-2013 (information items only)**

City Financial Director Byron Hebert announced the reports are a part of the Public Funds Investment Act, Chapter 2256 of the Texas Government Code. There were no comments.

**Consider Proposed Changes to Route, as Recommended by Katy Police Department, for Second Annual No Label Triathlon to be held Saturday, April 27<sup>th</sup> (start at Katy High School Natatorium and finish at No Label Brewery) (approved by City Council 09-10-2012)**

Motion was made by Councilmember Pierson, seconded by Councilmember Lawton, approving as printed and presented proposed changes to route, as recommended by Katy Police Department, for the Second Annual No Label Triathlon to be held Saturday, April 27<sup>th</sup> (start at Katy High School Natatorium and finish at No Label Brewery) (approved by City Council 09-10-2012). All voted Aye, and the motion carried.

**Consider Approval of Annual Dues for Texas Municipal League Annual Membership in the Amount of \$2,694.00 (07-01-2013 thru 06-30-2014)**

Motion was made by Councilmember Lawton, seconded by Councilmember Thiele, approving Annual Dues for Texas Municipal League Annual Membership in the Amount of \$2,694.00 (07-01-2013 thru 06-30-2014). Councilmember Gore briefly commented on the good actions by TML and believes the Mayors of small cities need to be proactive towards legislative items, since he believes more representation is given to the bigger cities. All voted Aye, and the motion carried.

**Consider Acceptance of Public Utilities for Avalon at Spring Green, Section One, Fort Bend County, Taylor Morrison of Texas, Inc. and 2012 Spring Green LLC**

Motion was made by Councilmember Pierson, seconded by Councilmember Lawton, approving as printed and presented Acceptance of Public Utilities for Avalon at Spring Green, Section One, Fort Bend County, Taylor Morrison of Texas, Inc. and 2012 Spring Green LLC. All voted Aye, and the motion carried.

**Consider Approval of the Final Plat for West Ten Business Park Detention Pond, 30.66 Acres, Two Reserves, Two Blocks, Located in Abstracts 385, 395, 369 and 405, Harris and Fort Bend Counties (approved by CPZ 04-09-2013)**

Motion was made by Councilmember Lawton, seconded by Councilmember Pierson, approving as printed and presented the Final Plat for West Ten Business Park Detention Pond, 30.66 Acres, Two Reserves, Two Blocks, Located in Abstracts 385, 395, 369 and 405, Harris and Fort Bend Counties. All voted Aye, and the motion carried.

**Resolution No. 516 Setting Garbage Collection Rates and Fees for Proposed Solid Waste Collection Increase from Republic Services, Inc. (tabled 04-08-2013)**

Motion was made by Councilmember Lawton, seconded by Councilmember Thiele, approving as printed and presented a Resolution (No. 516) Setting Garbage Collection Rates and Fees for Proposed Solid Waste Collection Increase from Republic Services, Inc. Councilmembers briefly discussed the proposed increase, recyclables, awards program and Houston-Galveston CPI. Aguilar explained the City does not get a rebate; however, the residents can get rewards. All voted Aye, and the motion carried.

**Resolution No. 517 Granting a 0.047 Acre Permanent Easement and Temporary Construction Easement to Seaway Crude Pipeline Company, LLC, in Waller County, Texas**

Motion was made by Councilmember Pierson, seconded by Councilmember Gore, approving as printed and presented a Resolution (No. 517) Granting a 0.047 Acre Permanent Easement and Temporary Construction Easement to Seaway Crude Pipeline Company, LLC, in Waller County, Texas. All voted Aye, and the motion carried.

**Consider the Use of Reserve Funds to Hire Mike Pietsch, P.E. Consulting Services, Inc., in the Amount of \$22,000.00 (tagged 04-08-2013) - ISO (Insurance Services Office, Inc.) Requirements for City of Katy's Public Protection Classification**

Motion was made by Councilmember Lawton, seconded by Councilmember Thiele, approving as printed and presented the Use of Reserve Funds to Hire Mike Pietsch, P.E. Consulting Services, Inc., in the Amount of \$22,000.00 (tagged 04-08-2013) - ISO (Insurance Services Office, Inc.) Requirements for City of Katy's Public Protection Classification. All voted Aye, and the motion carried.

**Resolution No. 518 Authorizing the Mayor to Execute an Agreement with Mike Pietsch, P.E. Consulting Services, Inc. for Consulting Services in Conjunction with the City of Katy's ISO Rating**

Motion was made by Councilmember Lawton, seconded by Councilmember Gore, approving as printed and presented a Resolution (No. 518) Authorizing the Mayor to Execute an Agreement with Mike Pietsch, P.E. Consulting Services, Inc. for Consulting Services in Conjunction with the City of Katy's ISO Rating. All voted Aye, and the motion carried.

**Consider the Use of Reserve Funds to Purchase Personal Protection Equipment (Bunker Gear) for Firefighters in the Amount of \$100,000.00 - ISO (Insurance Services Office, Inc.) Requirements for City of Katy's Public Protection Classification**

Motion was made by Councilmember Pierson, seconded by Councilmember Lawton, approving as printed and presented the Use of Reserve Funds to Purchase Personal Protection Equipment (Bunker Gear) for Firefighters in the Amount of \$100,000.00 - ISO (Insurance Services Office, Inc.) Requirements for City of Katy's Public Protection Classification. All voted Aye, and the motion carried.

**Authorize the Purchase of Personal Protection Equipment (Bunker Gear) for Firefighters in the Amount of \$100,000.00 - ISO (Insurance Services Office, Inc.) Requirements for City of Katy's Public Protection Classification**

Motion was made by Councilmember Pierson, seconded by Councilmember Thiele, approving as printed and presented to authorize the Purchase of Personal Protection Equipment (Bunker Gear) for Firefighters in the Amount of \$100,000.00 - ISO (Insurance Services Office, Inc.) Requirements for City of Katy's Public Protection Classification. All voted Aye, and the motion carried.

**Consider the Use of Reserve Funds to Purchase Hardware for Municipal Code Corporation, Inc., New Imaging System Hardware in the Amount of \$30,661.00**

Motion was made by Councilmember Lawton, seconded by Councilmember Pierson, approving as printed and presented the use of Reserve Funds to Purchase Hardware for Municipal Code Corporation, Inc., New Imaging System Hardware in the Amount of \$30,661.00. All voted Aye, and the motion carried.

**Councilmembers' Report**

Councilmember Thiele expressed he was glad to see all the volunteers helping to beautify the City of Katy at the Keep Katy Beautiful Annual Trash-Off. Councilmember Pierson commented that his heart goes out to those in Boston and the City of West during their recent

horrific events. He believes that Katy has the best Fire and EMS Staff and admires how they come together to do what has to be done. Pierson spoke of the great turnout for the Keep Katy Beautiful Board event. Councilmember Gore spoke of the two recent disasters and believes the City of Katy is very proactive in locating the chemical plants and schools, in case of an emergency. He thanked the local businesses for their support and thanked the Mayor for recognizing these businesses. Councilmember Lawton spoke of a great deal of good things coming out of the City of Katy and spoke of the Keep Katy Beautiful Board Trash-Off event and the catastrophes around the nation. He thanked the local businesses who assisted in the last hurricane and hats off to the first responders. He spoke of the local businesses being the back bone of the city.

**Mayor's Reports**

Mayor Elder thanked all in attendance. He spoke of the grand opening for the new VA outpatient facility located at Westgreen and Kingsland Boulevard and how the men and women who have sacrificed so much for this nation and this will be a true asset for these people. He again congratulated the local businesses as they play a key role in the City.

**Adjourn**

Motion was made by Councilmember Pierson, seconded by Councilmember Thiele, to adjourn the meeting. All voted Aye, and the motion carried. The meeting adjourned at 7:23 p.m.

  
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Mayor

ATTEST:

  
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City Secretary