

MINUTES OF REGULAR CITY COUNCIL MEETING

Call to Order

The City Council of the City of Katy, Texas, convened in regular session Monday, September 23, 2013, at 6:30 p.m., at Katy Municipal Complex, 910 Avenue C, Katy, Texas. The following City Officials were present:

Fabol Hughes, Mayor
 Larry Gore, Mayor Pro Tem
 Bill Lawton, Mayor Pro Tem
 Chuck Brawner, Councilmember
 Jimmy Mendez, Councilmember, arrived at 6:38
 Steve Pierson, Councilmember
 Art Pertile, III, City Attorney
 Missy Bunch, City Secretary
 Johnny Nelson, City Administrator

The following City Official was absent:

David Leyendecker, City Engineer

Public Comments

All were given an opportunity and there were no public comments.

Bank Statement and Check Register Thru 08-31-2013 (information items only)

There were no comments on the Bank Statement and Check Register thru 08-31-2013.

Consent Agenda

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

- 6) Consider Approval of Meeting Minutes
 - A) 08-12-2013 Regular Meeting
 - B) 08-26-2013 Regular Meeting
- 7) Consider Declaring Surplus Equipment to be Sold at Auction (*spare radio parts, brackets and chargers - Fire Department*)

All voted Aye, and the motion carried.

Consider Final Plat for Taylor Estate Subdivision (approved by City Planning & Zoning Commission 9-10-2013)

Motion was made by Councilmember Pierson, seconded by Councilmember Brawner, approving as printed and presented the Final Plat for Taylor Estate Subdivision. All voted Aye, and the motion carried. The subdivision is one block, one lot, located on Eula Morgan Road (*outside the city limits, but inside the City's E.T.J.*), 1.4684 Acres, Abstract 1567, Harris County.

Consider Convention and Tourism Bureau Hotel Occupancy Tax Grant Application for Katy High School Choir Association (KHSCA) – Katy High School Choir 2014 Masterworks Concert, April 25-26, 2014, Katy High School and First Baptist Church of Katy (Tourism-Related Advertising and Promotion of the City of Katy and its Vicinity; Funding Programs that Enhance the Arts) Amount Requested is \$12,000.00 (\$3,500.00 for Tourism-Related Advertising and Promotion; and, \$8,500.00 for the Arts approved by CTB 07-31-2013)

Motion was made by Councilmember Pierson, seconded by Councilmember Lawton, approving as printed and presented the Convention and Tourism Bureau Hotel Occupancy Tax Grant

Consider Convention and Tourism Bureau Hotel Occupancy Tax Grant Application for Katy High School Choir Association (KHSCA) – Katy High School Choir 2014 Masterworks Concert, April 25-26, 2014, Katy High School and First Baptist Church of Katy (Tourism-Related Advertising and Promotion of the City of Katy and its Vicinity; Funding Programs that Enhance the Arts) Amount Requested is \$12,000.00 (\$3,500.00 for Tourism-Related Advertising and Promotion; and, \$8,500.00 for the Arts approved by CTB 07-31-2013) (cont'd)

Application for Katy High School Choir Association (KHSCA) – Katy High School Choir 2014 Masterworks Concert, April 25-26, 2014, Katy High School and First Baptist Church of Katy (Tourism-Related Advertising and Promotion of the City of Katy and its Vicinity; Funding Programs that Enhance the Arts) Amount Requested is \$12,000.00 (\$3,500.00 for Tourism-Related Advertising and Promotion; and, \$8,500.00 for the Arts approved by CTB 07-31-2013). Lisa Holland, Katy HSCA Fundraising Chair gave a brief description of the proposed Katy High School Choir 2014 Masterworks concert to be held on April 25-26, 2014, at Katy High School and First Baptist Church of Katy. She spoke of the proposed advertising, the number of proposed hotel room nights and the hopes for the future. All voted Aye, and the motion carried.

Consider the Use of Technology Reserve Funds to Purchase Paperless Court System from Tyler Technologies in the Amount of \$25,086.00

Motion was made by Councilmember Brawner, seconded by Councilmember Pierson, approving as printed and presented the use of Technology Reserve Funds to purchase a paperless court system from Tyler Technologies in the Amount of \$25,086.00. All voted Aye, and the motion carried.

Ordinance (No. 2585) Amending the Designation of School Zones for WoodCreek Elementary and WoodCreek Junior High Schools (on Kingsland Boulevard and on WoodCreek Bend Lane)

Motion was made by Councilmember Pierson, seconded by Councilmember Brawner, approving as printed and read (*caption*) an Ordinance Amending the Designation of School Zones for WoodCreek Elementary and WoodCreek Junior High Schools (*on Kingsland Boulevard and on WoodCreek Bend Lane*). All voted Aye, and the motion carried.

Ordinance (No. 2586) Amending the Personnel Policy by Adding the Classification of Fire Department Battalion Chief and Amending the Pay Range and Wage-Hour Exemption Status Schedule

Motion was made by Councilmember Brawner, seconded by Councilmember Lawton, approving as printed and read (*caption*) an Ordinance (*No. 2586*) Amending the Personnel Policy by Adding the Classification of Fire Department Battalion Chief and Amending the Pay Range and Wage-Hour Exemption Status Schedule. Councilmember Brawner explained the new job description was part of the Fire Department reorganization and is a mainline position. He stated there are currently no Battalion Chiefs and anticipation is to hire three, one for each shift, whether one or two stations. He spoke of plans to amend the pay scale, the salary range and the qualifications of the proposed position. All voted Aye, and the motion carried.

Ordinance (No. 2587) Amending Katy Code of Ordinances by Adopting Building Codes

Motion was made by Councilmember Brawner, seconded by Councilmember Pierson, approving as printed and read (*caption*) an Ordinance (*No. 2587*) Amending Katy Code of Ordinances by Adopting Building Codes and allowing those wanting to follow the new regulations prior to January 1, 2014, to do so. All voted Aye, and the motion carried.

Resolution (No. 532) Authorizing the Encroachment of a Pool into the City of Katy's Utility Easement at 5601 Village Green Drive

Motion was made by Councilmember Gore, seconded by Councilmember Pierson, approving as printed and presented a Resolution (No. 532) Authorizing the Encroachment of a Pool into the City of Katy's Utility Easement at 5601 Village Green Drive. City Attorney Pertile explained the property owners are aware of the ramification of the proposed encroachment and that they will be signing an Encroachment Agreement, which will be recorded with the County. All voted Aye, and the motion carried.

Resolution (No. 533) Designating the Mayor and Mayor Pro Tem as Representative and as Alternate Representative to Houston-Galveston Area Council 2014 General Assembly

Motion was made by Councilmember Lawton, seconded by Councilmember Brawner, approving as printed and presented a Resolution (No. 533) Designating the Mayor and Mayor Pro Tem as Representative and as Alternate Representative to Houston-Galveston Area Council 2014 General Assembly. All voted Aye, and the motion carried.

Resolution (No. 534) Approving the Moving of Uncollectible Water, Sewer and Garbage Accounts from 10-01-2010 through 09-30-2011 to a Bad Debt Historical Account

Motion was made by Councilmember Pierson, seconded by Councilmember Lawton, approving as printed and presented a Resolution (No. 534) Approving the Moving of Uncollectible Water, Sewer and Garbage Accounts from 10-01-2010 through 09-30-2011 to a Bad Debt Historical Account. All voted Aye, and the motion carried

Report from City Engineer on Cane Island Parkway Paving and Related Drainage Improvements

In the absence of the City Engineer, the City Attorney Art Pertile, briefed Councilmembers on the progress of Cane Island Parkway paving and related drainage improvements. He explained the costs for the project will be paid for by the Katy Development Authority (KDA), with funds generated by the City's portion of the METRO sales tax. Pertile commented that KDA went out for bid on the project and awarded the contract to Allgood Construction Company, Inc., in the amount of \$1,289,000.00. He explained the project had been presented to City Council at an earlier date and received authorization to move forward with the project.

2013-2014 BUDGET

Adopting 2013-2014 Budget

Public Hearing for Proposed 2013-2014 Budget

The Mayor opened a Public Hearing at 6:57 p.m. for Proposed 2013-2014 Budget. All were given an opportunity to be heard and there were none. The Public Hearing closed at 6:58 p.m.

Approve Tax Rate of \$0.14942 on each \$100.00 of Assessed Valuation for Debt Service in support of Fiscal Year 2013-2014 Budget (Roll Call Vote)

A Roll Call Vote for Approving the Tax Rate of \$0.14942 on each \$100.00 of Assessed Valuation for Debt Service in support of Fiscal Year 2013-2014 Budget was as follows:

Mayor Pro Tem Gore	Aye	Councilmember Mendez	Aye
Councilmember Brawner	Aye	Councilmember Pierson	Aye
Councilmember Lawton	Aye		

All voted Aye, and the Tax Rate for Debt Service was approved.

Approve Tax Rate of \$0.41730 on each \$100.00 of Assessed Valuation to Fund Maintenance and Operation Expenditures in support of Fiscal Year 2013-2014 Budget (Roll Call Vote)

A Roll Call Vote for Approving Tax Rate of \$0.41730 on each \$100.00 of Assessed Valuation to Fund Maintenance and Operation Expenditures in support of Fiscal Year 2013-2014 Budget was as follows:

Mayor Pro Tem Gore	Aye	Councilmember Mendez	Aye
Councilmember Brawner	Aye	Councilmember Pierson	Aye
Councilmember Lawton	Aye		

All vote Aye, and the Tax Rate for Fund Maintenance and Operation Expenditures was approved.

Consider an Ordinance (No. 2588) Approving and Adopting the Budget for Fiscal Year 2013-2014; 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 (Roll Call Vote)

A Roll Call Vote for Approving and Adopting the Budget for Fiscal Year 2013-2014; 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 was as follows:

Mayor Pro Tem Gore	Aye	Councilmember Mendez	Aye
Councilmember Brawner	Aye	Councilmember Pierson	Aye
Councilmember Lawton	Aye		

All vote Aye, and the Budget Ordinance was approved.

ADOPTING 2013 TAX RATE

Approve Tax Rate of \$0.14942 on each \$100.00 of Assessed Valuation for Debt Service

Motion was made by Councilmember Mendez, seconded by Councilmember Brawner, approving as printed and presented a Tax Rate of \$0.14942 on each \$100.00 of Assessed Valuation for Debt Service. All voted Aye, and the motion carried.

Approve Tax Rate of \$0.41730 on each \$100.00 of Assessed Valuation to Fund Maintenance and Operation Expenditures

Motion was made by Councilmember Lawton, seconded by Councilmember Brawner, approving as printed and presented a Tax Rate of \$0.41730 on each \$100.00 of Assessed Valuation to Fund Maintenance and Operation Expenditures. All voted Aye, and the motion carried.

Consider an Ordinance (No. 2589) Providing for the Assessment, Levy and Collection of Ad Valorem Taxes for the Year 2013 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 Brawner, approving as printed and read (*caption*) an Ordinance (No. 2589) providing for the assessment, levy and collection of Ad Valorem Taxes for the Year 2013 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 Lawton thanked City employees and spoke of the paperwork in the packets being tremendous and thanked all for what they do. Councilmember Brawner thanked employees and the different divisions working on the ISO Rating, commented they were almost at the end and how a lot had chipped in to getting it done. Councilmember Mendez apologized for being late to the meeting and explained he had attended the Ground Breaking Ceremony at Katy Memorial Hermann Hospital Expansion. He understands the facility is outside the city limits of Katy; however, he believes it will benefit the citizens of Katy. Mendez thanked City employees, spoke of the numerous complaints received while campaigning, the Permits Department and Ordinances being addressed and that he is in the beginning stages of living up to his campaign promises. Councilmember Pierson thanked Bryon Woytek, Katy Police Department for the quick response in handling the traffic problem on Village Green Drive.

Mayor's Reports

The Mayor reported he had visited Katy I.S.D. Shafer Elementary, read to 3rd, 4th and 5th graders and responded to their questions. He reported that for the last 3-4 months work had been done on the Fire Department personnel, ISO Ratings, Fire Chief and he thanked Councilmember Brawner on heading up this task. He expressed it is like coming out of the ashes and once it gets rolling it will be something to be proud of. The Mayor spoke of the tax decrease to property owners, his hopes on continuing this trend for the next 3-4 years, receiving record amounts of sales tax, placing into reserve accounts and that it is only fair to give back to those that paid into the system.

Adjourn

Motion was made by Councilmember Brawner, seconded by Councilmember Mendez, to adjourn the meeting. All voted Aye, and the motion carried. The meeting adjourned at 7:10 p.m.



 Mayor

ATTEST:



 City Secretary