

MINUTES OF REGULAR CITY COUNCIL MEETING

Call to Order

The City Council of the City of Katy, Texas, convened in regular session on Monday, April 14, 2014, 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
 Chuck Brawner, Councilmember
 Bill Lawton, Councilmember
 Jimmy Mendez, Councilmember
 Steve Pierson, Councilmember
 Art Pertile, City Attorney
 Byron Hebert, City Administrator
 Linda Vourazeris, Assistant City Secretary

The following were absent:

Melissa A. "Missy" Bunch, City Secretary

Proclamation Recognizing April 22, 2014 as "Earth Day" in Katy for Keep Katy Beautiful Board

The Mayor read and presented a proclamation to Keep Katy Beautiful board members recognizing April 22, 2014, as "Earth Day" in Katy.

Announcement of Keep Katy Beautiful Board Earth Day Document Shredding Event to be Held April 22, 2014

Keep Katy Beautiful board members announced activities planned for Earth Day, including paper shredding in the parking lot on Avenue C across from City Hall and Earth Day crafts hosted by Chick-fil-A Katy Mills. Sharon Rhoads presented Council with brown paper bags decorated for Earth Day week by students from Katy Elementary and Hutsell Elementary.

Presentation of Keep Katy Beautiful Board Katy Proud Business Award to RISE Communities, LLC, Located at 814 Avenue C

Board member Kay Callender presented the Katy Proud Business Award to Brian Aarseth, Project Manager for RISE Communities, LLC, located at 814 Avenue C. She said RISE Communities, developer of Cane Island Master Planned Community, improved the interior and exterior of the building being used as their temporary offices. Landscaping was installed by Country Care Landscaping.

Public Comments

All were given the opportunity to be heard and there were no public comments.

Public Hearing for the Proposed Abandonment of a Twenty-Foot (20') Alley Between Tenth and Eleventh Streets, Between Avenues C and D, Dedicated to the Public, Described as the Fourth Tract in Deed Recorded at Volume 3236, Page 660, Harris County Deed Records, Conveying Property to City of Katy Under the Will of LaLa Gordon for use as Streets, Alleys and Public Utilities, Finding no Duty to Maintain, Retaining all Existing Utility Easements in the Abandoned Alley, Including Storm Drainage and Utility Easements (approved by CPZ 04-08-2014)

The Mayor opened a public hearing at 6:44 p.m. for the proposed abandonment of a twenty-foot (20') alley between Tenth and Eleventh Streets, between Avenues C and D, dedicated to the public, described as the Fourth Tract in Deed Recorded at Volume 3236, Page 660, Harris County Deed Records, conveying property to City of Katy under the Will of LaLa Gordon for use as streets, alleys

Public Hearing for the Proposed Abandonment of a Twenty-Foot (20') Alley Between Tenth and Eleventh Streets, Between Avenues C and D, Dedicated to the Public, Described as the Fourth Tract in Deed Recorded at Volume 3236, Page 660, Harris County Deed Records, Conveying Property to City of Katy Under the Will of LaLa Gordon for use as Streets, Alleys and Public Utilities, Finding no Duty to Maintain, Retaining all Existing Utility Easements in the Abandoned Alley, Including Storm Drainage and Utility Easements (approved by CPZ 04-08-2014) (cont'd)

and public utilities, finding no duty to maintain, retaining all existing utility easements in the abandoned alley, including storm drainage and utility easements. Attorney Pertile said the area is unimproved and the alley has never been on the ground. He said the alley was part of the City's layout and the City has no plans to improve it. Pertile explained that the abandonment of the 20-foot alley will allow the property to go back to the original block for development as commercial use. All were given the opportunity to be heard and there were no public comments. The public hearing closed at 6:45 p.m.

Consider an Ordinance (No. 2631) for Abandonment of a Twenty-Foot (20') Alley Between Tenth and Eleventh Streets, Between Avenues C and D, Dedicated to the Public, Described as the Fourth Tract in Deed Recorded at Volume 3236, Page 660, Harris County Deed Records, Conveying Property to City of Katy Under the Will of LaLa Gordon for use as Streets, Alleys and Public Utilities, Finding no Duty to Maintain, Retaining all Existing Utility Easements in the Abandoned Alley, Including Storm Drainage and Utility Easements.

Motion was made by Councilmember Lawton, seconded by Councilmember Pierson, approving as printed and read (*caption*) an Ordinance (*No. 2631*) for the abandonment of a twenty-foot (20') alley between Tenth and Eleventh Streets, between Avenues C and D, dedicated to the public, described as the Fourth Tract in Deed Recorded at Volume 3236, Page 660, Harris County Deed Records, conveying property to City of Katy under the Will of LaLa Gordon for use as streets, alleys and public utilities, finding no duty to maintain, retaining all existing utility easements in the abandoned alley, including storm drainage and utility easements. All voted Aye and the motion carried 5-0.

Consent Agenda

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

- 7) Consider Approval of March 24, 2014 Minutes
- 8) Consider Approval of 2014 Annual Membership Dues for Katy Business Association in the Amount of \$125.00
- 9) Consider Approval of Events
 - A) Katy Christian Ministries 5K Race Against Violence, Saturday, April 26, 2014 (*start/finish Katy Christian Ministries building*)
 - B) Houston Bicycle Museum Charity Bike Ride, Sunday, September 21, 2014 (*start/finish Merrell Center*) (*portion inside City limits only*)

All voted Aye and the motion carried 5-0.

Consider Extension of Final Plat Approval for Avalon at Spring Green, Section Two, Through August 22, 2014 (Final Plat approval expires 07-08-2014)

Motion was made by Councilmember Pierson, seconded by Councilmember Mendez, to approve the extension of Final Plat approval for Avalon at Spring Green, Section Two, through August 22, 2014. Attorney Pertile said the developer experienced some unanticipated delays and may not be able to meet the approval deadline of July 8, 2014. All voted Aye and the motion carried 5-0.

Consider Award of Bid for 2014 Waterline Improvements to AR Turnkey Construction Co., Inc. Houston, Texas, in the Amount of \$118,960.00, for a Total Project Cost of \$146,059.00 (total project cost includes construction, contingencies, engineering, surveying and inspection) (bids received 04-09-2014)

Motion was made by Mayor Pro Tem Gore, seconded by Councilmember Brawner, to award the bid for the 2014 Waterline Improvements to AR Turnkey, Houston, Texas, in the amount of \$118,960.00, for a total project cost of \$146,059.00. City Engineer Leyendecker said this is the City's yearly project for water line replacement. He said AR Turnkey has not previously performed work in the City, but the references were good and the company has performed work in surrounding communities. All voted Aye and the motion carried 5-0.

Consider Use of Reserve Funds to Install Additional Parking at the Fussell Senior Citizen Center in the Amount of \$46,000.00 (includes contingencies, engineering, surveying and inspection)

Motion was made by Councilmember Mendez, seconded by Councilmember Pierson, to approve the use of reserve funds in the amount of \$46,000.00 to install additional parking at the Fussell Senior Citizen Center. Mayor Pro Tem Gore asked why the expenditure was not budgeted. City Administrator Hebert said the additional parking was discussed during the budgeting process and it was mentioned that reserve funds would be requested to put in the additional parking and handicap spaces. All voted Aye and the motion carried 5-0.

Consider a Resolution (No. 559) Appointing David Hunter as Katy Municipal Court Prosecutor

Motion was made by Councilmember Pierson, seconded by Councilmember Brawner, approving as printed and presented a Resolution (No. 559) appointing David Hunter as Katy Municipal Court Prosecutor. Attorney Pertile explained that Council has historically appointed the prosecutor, but under the City Charter the position is in the Law Department under the City Attorney's supervision. All voted Aye and the motion carried 5-0.

Consider an Ordinance (No. 2632) Adopting Amendment No. 3 to the Original Budget for 2013-2014 Fiscal Year; Providing for Changes in the General Government Fund

Motion was made by Councilmember Pierson, seconded by Councilmember Brawner, approving as printed and read (*caption*) an Ordinance (No. 2632) adopting Amendment No. 3 to the Original Budget for 2013-2014 Fiscal Year and providing for changes in the General Government Fund. City Administrator Hebert explained the reorganization in the City Secretary's office and changing the administrative secretary's position to take on the responsibilities of Planning Technician with no increase in pay. Hebert said that with Assistant City Secretary Linda Vourazeris handling the Mayor's and City Administrator's secretarial duties and calendars, the City Secretary's office needs an additional Assistant City Secretary. Hebert said funds for the new position are currently in the Administrative budget and will be transferred to the City Secretary's office without having to increase the budget. Hebert said the Finance Department uses an internal CPA staff and their hours will be increased while the City looks to fill the position of Finance Director.

Councilmember Mendez said he was concerned about creating a new position, which eventually increases the number of employees and benefits paid out over time. Mendez said he understands that the money to fund the additional position is in the current budget, but future budgets will have to be increased to accommodate the changes. Hebert said there are no plans to fill the vacant Assistant City Administrator position and those funds will be used for the new position. Councilmember Brawner said the Planning Technician will help monitor and properly manage on a daily basis the numerous ongoing projects in the City, which is vital to controlling the planning and vision for the City. Mayor Pro Tem Gore said he agrees with the Planning Technician taking on projects that the former Assistant City Administrator was handling, thus eliminating the need to fill that position. Attorney Pertile said

Consider an Ordinance (No. 2632) Adopting Amendment No. 3 to the Original Budget for 2013-2014 Fiscal Year; Providing for Changes in the General Government Fund (cont'd)

Council can include in its motion that the position of Assistant City Administrator will be removed from the budget. Councilmembers Pierson and Brawner amended the previous motion to include the condition that the position of Assistant City Administrator will be removed from the budget and not replaced. All voted Aye and the motion carried 5-0.

Consider an Ordinance (No. 2633) Amending the Employee Classification and Compensation Plan by Adding the Classification of Planning Technician, Amending Classifications for City Treasurer, City Secretary and Assistant City Secretary, Amending the Pay Range and Wage-Hour Exemption Status Schedule

Motion was made by Councilmember Pierson, seconded by Councilmember Brawner, approving as printed and read (*caption*) an Ordinance (No. 2633) amending the employee classification and compensation plan by adding the classification of Planning Technician, amending classifications for City Treasurer, City Secretary and Assistant City Secretary, and amending the Pay Range and Wage-Hour Exemption Status Schedule. All voted Aye and the motion carried 5-0.

Councilmembers' Reports

Councilmember Mendez thanked the Boy Scouts for leading the pledges to the U.S. and Texas flags, and thanked citizens for attending the meeting. Councilmember Pierson congratulated RISE Communities on receiving the Katy Proud Business Award and wished everyone a Happy Easter. Councilmember Brawner congratulated RISE Communities and thanked them for becoming a part of the community, and thanked Keep Katy Beautiful board members for their dedication and the outstanding work they perform in the City.

Mayor's Report

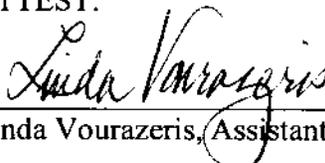
Mayor Hughes thanked the Boy Scouts for participating in the Council meeting. The Mayor thanked Public Works Director Elaine Lutringer and her department for the excellent job in picking up tree limbs left by the recent ice storm. The Mayor said Public Works personnel did an outstanding job of cleaning up the City in a short amount of time.

Adjourn

Motion was made by Councilmember Pierson, seconded by Councilmember Mendez, to adjourn. All voted Aye and the meeting adjourned at 7:05 p.m.


 Fabol Hughes, Mayor

ATTEST:


 Linda Vourazeris, Assistant City Secretary