

**MINUTES OF SPECIAL CITY COUNCIL MEETING**

**Call to Order**

The City Council of the City of Katy, Texas, convened in special session Thursday, May 29, 2014, at 6:30 p.m., at Katy Municipal Complex, 910 Avenue C, Katy, Texas. The following City Officials were present:

Fabol Hughes, Mayor  
 Chuck Brawner, Mayor Pro Tem  
 Durran Dowdle, Councilmember  
 Bill Lawton, Councilmember  
 Jimmy Mendez, Councilmember  
 Steve Pierson, Councilmember  
 Art Pertile, III, City Attorney  
 Missy Bunch, City Secretary  
 Byron Hebert, City Administrator

The following City Official was absent:

David Leyendecker, City Engineer

Councilmember Steve Pierson was given the Oath of Office by Judge Jeffrey Brashear

**Public Comments**

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

**Public Hearing Providing for the Annexation of all of U.S. Highway 10, Paved and Unpaved, Right-Of-Way Line to Right-Of-Way Line, that is Adjacent and Runs Parallel to the Boundaries of the City of Katy for the Length of a 21.844 Acre Tract Located in the H. & T. C. Railroad Company Survey, Section 107, Block No. 1, Abstract 170, Waller County, Texas; and Located in the H. & T. C. Railroad Company Survey, Section 107, Block No. 1, Abstract 763, Fort Bend County, Texas**

The City Attorney gave a brief description of the proposed area to be annexed. The Mayor opened a Public Hearing at 6:36 p.m. Providing for the Annexation of all of U.S. Highway 10, Paved and Unpaved, Right-Of-Way Line to Right-Of-Way Line, that is Adjacent and Runs Parallel to the Boundaries of the City of Katy for the Length of a 21.844 Acre Tract Located in the H. & T. C. Railroad Company Survey, Section 107, Block No. 1, Abstract 170, Waller County, Texas; and Located in the H. & T. C. Railroad Company Survey, Section 107, Block No. 1, Abstract 763, Fort Bend County, Texas. All were given an opportunity to be heard and there were no public comments. The Public Hearing was closed at 6:37 p.m.

**Consider an Ordinance (No. 2636) Providing for the Annexation of all of U.S. Highway 10, Paved and Unpaved, Right-Of-Way Line to Right-Of-Way Line, that is Adjacent and Runs Parallel to the Boundaries of the City of Katy for the Length of a 21.844 Acre Tract Located in the H. & T. C. Railroad Company Survey, Section 107, Block No. 1, Abstract 170, Waller County, Texas; and Located in the H. & T. C. Railroad Company Survey, Section 107, Block No. 1, Abstract 763, Fort Bend County, Texas**

Motion was made by Councilmember Pierson, seconded by Councilmember Mendez, approving as printed and read (*caption*) an Ordinance (*No. 2636*) Providing for the Annexation of all of U.S. Highway 10, Paved and Unpaved, Right-Of-Way Line to Right-Of-Way Line,

**Consider an Ordinance (No. 2636) Providing for the Annexation of all of U.S. Highway 10, Paved and Unpaved, Right-Of-Way Line to Right-Of-Way Line, that is Adjacent and Runs Parallel to the Boundaries of the City of Katy for the Length of a 21.844 Acre Tract Located in the H. & T. C. Railroad Company Survey, Section 107, Block No. 1, Abstract 170, Waller County, Texas; and Located in the H. & T. C. Railroad Company Survey, Section 107, Block No. 1, Abstract 763, Fort Bend County, Texas (cont'd)**

that is Adjacent and Runs Parallel to the Boundaries of the City of Katy for the Length of a 21.844 Acre Tract Located in the H. & T. C. Railroad Company Survey, Section 107, Block No. 1, Abstract 170, Waller County, Texas; and Located in the H. & T. C. Railroad Company Survey, Section 107, Block No. 1, Abstract 763, Fort Bend County, Texas. All voted Aye, and the motion carried.

**Public Hearing for the Petition for Annexation Filed by Ronald Hoover; Providing for the Extension of Certain Boundary Limits of the City of Katy, Texas to Include A 28.685 Acre Tract of Land Recorded in Volume 0946, Page 761 of the Waller County Official Public Records and Being Located in the H. & T. C. Railroad Company Survey, Section 107, Abstract 170, Waller County, Texas**

The City Attorney gave a brief of the proposed annexation, including the property being annexed at a "C-2" General Business District, allowing for an Recreational Vehicle Park, allowing for the dedication of a fifteen foot utility easement on eastern boundary and allowing for the property owner to tap into the utilities. The Mayor opened a Public Hearing at 6:39 p.m. for the Petition for Annexation Filed by Ronald Hoover; Providing for the Extension of Certain Boundary Limits of the City of Katy, Texas to Include A 28.685 Acre Tract of Land Recorded in Volume 0946, Page 761 of the Waller County Official Public Records and Being Located in the H. & T. C. Railroad Company Survey, Section 107, Abstract 170, Waller County, Texas. All were given an opportunity to be heard and there were no public comments. The Public Hearing was closed at 6:40 p.m.

**Consider an Ordinance (No. 2637) Granting Petition for Annexation Filed by Ronald Hoover; Providing for the Extension of Certain Boundary Limits of the City of Katy, Texas to Include A 28.685 Acre Tract of Land Recorded in Volume 0946, Page 761 of the Waller County Official Public Records and Being Located in the H. & T. C. Railroad Company Survey, Section 107, Abstract 170, Waller County, Texas**

Motion was made by Councilmember Pierson, seconded by Councilmember Mendez, approving and printed and read (*caption*) for an Ordinance (No. 2637) Granting the Petition for Annexation filed by Ronald Hoover; Providing for the Extension of Certain Boundary Limits of the City of Katy, Texas to Include A 28.685 Acre Tract of Land Recorded in Volume 0946, Page 761 of the Waller County Official Public Records and Being Located in the H. & T. C. Railroad Company Survey, Section 107, Abstract 170, Waller County, Texas. All voted Aye, and the motion carried.

**Public Hearing for the Petition for Annexation Filed by RH Of Texas Limited Partnership, a Maryland Limited Partnership, M/I Homes of Houston, LLC, a Delaware Limited Liability Company, and Beazer Homes Texas, L.P., a Delaware Limited Partnership; Providing for the Extension of Certain Boundary Limits of the City of Katy, Texas to Include a 388.550 Acre Tract of Land Located in the Jess Thompson Survey, Abstract 414 and the Robert T. Vanslyke Survey, Abstract 407, Waller County, Texas, the Jesse Thompson Survey, Abstract 394 and the Robert T. Vanslyke Survey, Abstract 395, Fort Bend County, Texas**

The City Attorney gave a brief description of the proposed property to be annexed and explained a small portion of the original tract is not being annexed, since it is located in a M.U.D. The Mayor opened a Public Hearing at 6:44 p.m. for the Petition for Annexation Filed by RH of Texas

**Public Hearing for the Petition for Annexation Filed by RH Of Texas Limited Partnership, a Maryland Limited Partnership, M/I Homes of Houston, LLC, a Delaware Limited Liability Company, and Beazer Homes Texas, L.P., a Delaware Limited Partnership; Providing for the Extension of Certain Boundary Limits of the City of Katy, Texas to Include a 388.550 Acre Tract of Land Located in the Jess Thompson Survey, Abstract 414 and the Robert T. Vanslyke Survey, Abstract 407, Waller County, Texas, the Jesse Thompson Survey, Abstract 394 and the Robert T. Vanslyke Survey, Abstract 395, Fort Bend County, Texas (cont'd)**

Limited Partnership, a Maryland Limited Partnership, M/I Homes of Houston, LLC, a Delaware Limited Liability Company, and Beazer Homes Texas, L.P., a Delaware Limited Partnership; Providing for the Extension of Certain Boundary Limits of the City of Katy, Texas to Include a 388.550 Acre Tract of Land Located in the Jess Thompson Survey, Abstract 414 and the Robert T. Vanslyke Survey, Abstract 407, Waller County, Texas, the Jesse Thompson Survey, Abstract 394 and the Robert T. Vanslyke Survey, Abstract 395, Fort Bend County, Texas. All were given an opportunity to be heard and there were no public comments. The Public Hearing was closed at 6:45 p.m.

**Consider an Ordinance (No. 2638) Granting the Petition for Annexation Filed by RH Of Texas Limited Partnership, a Maryland Limited Partnership, M/I Homes of Houston, LLC, a Delaware Limited Liability Company, and Beazer Homes Texas, L.P., a Delaware Limited Partnership; Providing for the Extension of Certain Boundary Limits of the City of Katy, Texas to Include a 388.550 Acre Tract of Land Located in the Jess Thompson Survey, Abstract 414 and the Robert T. Vanslyke Survey, Abstract 407, Waller County, Texas, the Jesse Thompson Survey, Abstract 394 and the Robert T. Vanslyke Survey, Abstract 395, Fort Bend County, Texas**

Motion was made by Councilmember Brawner, seconded by Councilmember Lawton, approving the petition filed by R of Texas Limited partnership, M/I Homes of Houston, LLC and Beazer Homes Texas, L.P. for the addition of land to the City of Katy's Extraterritorial Jurisdiction. All voted Aye, and the motion carried.

Motion was made by Councilmember Dowdle, seconded by Councilmember Mendez, approving the petition filed by RH of Texas Limited Partnership, M/I Homes of Houston, LLC and Beazer Homes Texas, L.P. for the annexation of a 388.550 acre tract into the City of Katy, Texas. All voted Aye, and the motion carried.

Motion was made by Councilmember Dowdle, seconded by Councilmember Pierson, approving as printed and read (*caption*) an Ordinance (*No. 2638*) Annexing a 388.550 Acre Tract of Land Located in the Jess Thompson Survey, Abstract 414 and the Robert T. Vanslyke Survey, Abstract 407, Waller County, Texas, the Jesse Thompson Survey, Abstract 394 and the Robert T. Vanslyke Survey, Abstract 395, Fort Bend County, Texas. All voted Aye, and the motion carried.

**Public Hearing for Consenting to and Granting a Petition for the Creation of Fort Bend-Waller Counties Municipal Utility District No. 3; A 388.550 Acre Tract of Land Located in the Jess Thompson Survey, Abstract 414 and the Robert T. Vanslyke Survey, Abstract 407, Waller County, Texas, the Jesse Thompson Survey, Abstract 394 and the Robert T. Vanslyke Survey, Abstract 395, Fort Bend County, Texas**

The City Attorney explained the proposed creation of the Fort Bend-Waller Counties M.U.D No. 3, will allow for an in-city M.U.D. He commented the developers will have to return to City Council for consideration of a Utility Services Agreement and a proposed Planned

**Public Hearing for Consenting to and Granting a Petition for the Creation of Fort Bend-Waller Counties Municipal Utility District No. 3; A 388.550 Acre Tract of Land Located in the Jess Thompson Survey, Abstract 414 and the Robert T. Vanslyke Survey, Abstract 407, Waller County, Texas, the Jesse Thompson Survey, Abstract 394 and the Robert T. Vanslyke Survey, Abstract 395, Fort Bend County, Texas (cont'd)**

Development District at a later date. He explained there is only a small portion that will be commercial, the majority of the land will be developed as single-family residential.

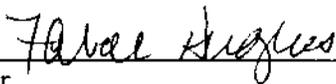
The Mayor opened a Public Hearing at 6:49 p.m. for Consenting to and Granting a Petition for the Creation of Fort Bend-Waller Counties Municipal Utility District No. 3; A 388.550 Acre Tract of Land Located in the Jess Thompson Survey, Abstract 414 and the Robert T. Vanslyke Survey, Abstract 407, Waller County, Texas, the Jesse Thompson Survey, Abstract 394 and the Robert T. Vanslyke Survey, Abstract 395, Fort Bend County, Texas. All were given an opportunity to be heard and there were no public comments. The Public Hearing was closed at 6:50 p.m.

**Consider an Ordinance (No. 2639) Granting a Petition for the Consenting to and Granting a Petition for the Creation of Fort Bend-Waller Counties Municipal Utility District No. 3; A 388.550 Acre Tract of Land Located in the Jess Thompson Survey, Abstract 414 and the Robert T. Vanslyke Survey, Abstract 407, Waller County, Texas, the Jesse Thompson Survey, Abstract 394 and the Robert T. Vanslyke Survey, Abstract 395, Fort Bend County, Texas**

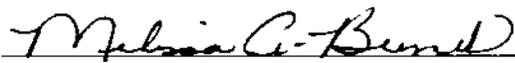
The City Attorney explained the proposed M.U.D. will be an in-city M.U.D. Motion was made by Councilmember Brawner, seconded by Councilmember Lawton, approving as printed and read (*caption*) an Ordinance (No. 2639) Granting a Petition for the Consenting to and Granting a Petition for the Creation of Fort Bend-Waller Counties Municipal Utility District No. 3; A 388.550 Acre Tract of Land Located in the Jess Thompson Survey, Abstract 414 and the Robert T. Vanslyke Survey, Abstract 407, Waller County, Texas, the Jesse Thompson Survey, Abstract 394 and the Robert T. Vanslyke Survey, Abstract 395, Fort Bend County, Texas. All voted Aye, and the motion carried.

**Adjourn**

The Mayor adjourned the meeting at 6:53 p.m.

  
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Mayor

ATTEST:

  
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City Secretary