

MINUTES OF REGULAR CITY COUNCIL MEETING

Call to Order

The City Council of the City of Katy, Texas, convened in regular session Monday, January 12, 2015, 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
 David Leyendecker, City Engineer
 Byron Hebert, City Administrator
 Melissa A. Bunch, City Secretary

Public Comments

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

Consent Agenda

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

- 4) A) Consider Approval of Meeting Minutes
 - i) 11-10-2014 Regular Meeting
 - ii) 11-18-2014 Special Meeting
- 4) B) Consider Annual Membership Dues
 - i) Consider Approval of Houston-Galveston Area Council (H-GAC) 2015 Annual Membership Dues in the Amount of \$564.08
 - ii) Consider Approval of Highway 36A Coalition 2015 Membership Dues in the Amount of \$1,500.00
 - iii) Consider Approval of Katy Area Chamber of Commerce 2015 Partner Membership Dues in the Amount of \$8,250.00

It was explained that by paying the membership dues for Highway 36A Coalition, the City will have a seat on their Board of Directors. All voted Aye, and the motion carried.

Consider a Final Plat for YMCA at Katy Main Street, Subdivision of 6.5788 Acres, 1 Reserve, 1 Block, John McKnight Survey, Abstract 292, Fort Bend County (approved by City Planning & Zoning Commission 12-09-2014)

Motion was made by Councilmember Pierson, seconded by Councilmember Lawton, approving as printed and presented a Final Plat for YMCA at Katy Main Street, Subdivision of 6.5788 Acres, 1 Reserve, 1 Block, John McKnight Survey, Abstract 292, Fort Bend County (approved by City Planning & Zoning Commission 12-09-2014). All voted Aye, and the motion carried.

Consider a Final Plat for Falls At Green Meadows, Section 6, Subdivision of 25.95 Acres, 36 Lots, 2 Blocks, 4 Reserves, H.&T.C.R.R. Company Survey, Section 43, Waller County (approved by City Planning & Zoning Commission 12-09-2014)

Motion was made by Councilmember Lawton, seconded by Councilmember Brawner, approving as printed and presented a Final Plat for Falls At Green Meadows, Section 6, Subdivision of 25.95 Acres, 36 Lots, 2 Blocks, 4 Reserves, H.&T.C.R.R. Company Survey, Section 43, Waller County (approved by City Planning & Zoning Commission 12-09-2014). All voted Aye, and the motion carried.

Consider Extension of Final Plat Approval for Cane Island, Section 2, to April 14, 2015 (Expiration Date for Final Plat is 01-14-2015)

Motion was made by Councilmember Brawner, seconded by Councilmember Pierson, approving as printed and presented the Extension of Final Plat Approval for Cane Island, Section 2, to April 14, 2015 (Expiration Date for Final Plat is 01-14-2015). All voted Aye, and the motion carried.

Consider Acceptance of Public Utilities for The Reserve At Katy, Sections 3 and 4 (Water, Sanitary Sewer, Storm Sewer and Paving)

Motion was made by Councilmember Pierson, seconded by Councilmember Mendez, approving as printed and presented the Acceptance of Public Utilities for The Reserve At Katy, Sections 3 and 4 (Water, Sanitary Sewer, Storm Sewer and Paving). All voted Aye, and the motion carried.

Consider Acceptance of Public Utilities for Primrose School at WoodCreek Reserve (Sanitary Sewer)

Motion was made by Councilmember Lawton, seconded by Councilmember Brawner, approving as printed and presented the Acceptance of Public Utilities for Primrose School at WoodCreek Reserve (Sanitary Sewer). All voted Aye, and the motion carried.

Consider Authorizing City Engineer to Prepare Bid Specifications for Storm Sewer Improvements for Downtown Area to Serve the New City Hall

Motion was made by Councilmember Lawton, seconded by Councilmember Dowdle, approving as printed and presented Authorizing the City Engineer to Prepare Bid Specifications for Storm Sewer Improvements for Downtown Area to Serve the New City Hall. All voted Aye, and the motion carried.

Consider a Resolution (No. 599) Authorizing the Purchase of a 0.8598 Acre Tract of Land Out of a 28.6849 Acre Tract of Land Located Along the South Line of Interstate 10 East of Pederson Road to be Used as a Fifteen Foot Utility Easement for \$37,579.00 Plus Closing Costs

Motion was made by Councilmember Lawton, seconded by Councilmember Dowdle, approving as printed and presented a Resolution (No. 599) Authorizing the purchase of a 0.8598 acre tract of land out of a 28.6849 acre tract of land located along the south line of Interstate 10 East of Pederson Road to be Used as a Fifteen Foot Utility Easement for \$37,579.00 Plus Closing Costs. All voted Aye, and the motion carried. Motion was made by Councilmember Brawner, seconded by Councilmember Pierson, authorizing the use of Reserve Funds for the purchase of the 0.8598 Tract of Land, to be used as a Fifteen Foot Utility Easement for \$37,579.00 Plus Closing Costs. All voted Aye, and the motion carried.

Consider a Resolution (No. 600) Authorizing the Mayor to Sign a Three Year Agreement with Republic Services Inc., for Solid Waste Collection

Motion was made by Councilmember Lawton, seconded by Councilmember Mendez, approving as printed and presented a Resolution (No. 600) Authorizing the Mayor to Sign a Three Year Agreement with Republic Services Inc., for Solid Waste Collection. It was explained there will be no increase for the next three years. All voted Aye, and the motion carried.

Consider a Resolution (No. 601) Adopting a Prevailing Wage Rates Scale for Future Public Projects

Motion was made by Councilmember Pierson, seconded by Councilmember Brawner, approving as printed and presented a Resolution (No. 601) Adopting a Prevailing Wage Rates Scale for Future Public Projects. All voted Aye, and the motion carried.

Consider an Ordinance (No. 2673) Annexing 79.42 Acres Located in the E.B. Couch Survey, Abstract 295, the H.&T.C.R.R. Co. Survey, Abstract 169, and the H.&T.C.R.R. Co. Survey, Abstract 170, in Waller County, Texas, Including the Rights-of-Way of Highway 90, Paved and Unpaved

Motion was made by Councilmember Brawner, seconded by Councilmember Lawton, approving as printed and read (*caption*) an Ordinance (No. 2673) Annexing 79.42 Acres Located in the E.B. Couch Survey, Abstract 295, the H.&T.C.R.R. Co. Survey, Abstract 169, and the H.&T.C.R.R. Co. Survey, Abstract 170, in Waller County, Texas, Including the Rights-of-Way of Highway 90, Paved and Unpaved. All voted Aye, and the motion carried.

Consider an Ordinance (No. 2674) Appointing a City Officer – Assistant City Secretary Becky L. McGrew

Motion was made by Councilmember Pierson, seconded by Councilmember Dowdle, approving as printed and read (*caption*) an Ordinance (No. 2674) Appointing a City Officer, Assistant City Secretary Becky L. McGrew. All voted Aye, and the motion carried.

Consider an Ordinance (No. 2675) Appointing Paul Redmon as Regular Member and Stephen (Steve) Jurovic as Alternate Member to City Planning and Zoning Commission

Motion was made by Councilmember Mendez, seconded by Councilmember Lawton, approving as printed and read (*caption*) an Ordinance (No. 2675) Appointing Paul Redmon as Regular Member and Stephen (Steve) Jurovic as Alternate Member to City Planning and Zoning Commission. All voted Aye, and the motion carried.

Consider an Ordinance Providing for a Cost Recovery Program and Fee Schedule for Services for Emergency Rescue Operations and Fire Protection Services - TAGGED

Councilmember Brawner TAGGED consideration of an Ordinance Providing for a Cost Recovery Program and Fee Schedule for Services for Emergency Rescue Operations and Fire Protection Services.

Consider an Ordinance (No. 2676) Increasing Groundwater Reduction User Fee Charged for Each Single Family Residential, Multi-Family Residential, Commercial Structure and Unit from \$1.03 to \$1.11 Per One Thousand Gallons Effective January 1, 2015

Motion was made by Councilmember Pierson, seconded by Councilmember Lawton, approving as printed and read (*caption*) an Ordinance (No. 2676) Increasing Groundwater Reduction User

Consider an Ordinance (No. 2676) Increasing Groundwater Reduction User Fee Charged Each Single Family Residential, Multi-Family Residential, Commercial Structure and Unit from \$1.03 to \$1.11 Per One Thousand Gallons Effective January 1, 2015 (cont'd)

Fee Charged Each Single Family Residential, Multi-Family Residential, Commercial Structure and Unit from \$1.03 to \$1.11 Per One Thousand Gallons Effective January 1, 2015. All voted Aye, and the motion carried.

Convention Tourism Bureau (action as a result of 12-16-2014 CTB meeting) - TAGGED

A) **Consider Financing Options and Possible Revenue Sources to Meet the Obligations for Construction of a Convention Center - TAGGED**

B) **Consider Resolution Authorizing Katy Development Authority to Enter Into an Agreement for the Acquisition of Land for a Convention Center - TAGGED**

Councilmember Brawner TAGGED Convention Tourism Bureau (action as a result of 12-16-2014 CTB meeting): A) Consider Financing Options and Possible Revenue Sources to Meet the Obligations for Construction of a Convention Center; and, B) Consider Resolution Authorizing Katy Development Authority to Enter Into an Agreement for the Acquisition of Land for a Convention Center.

CLOSED MEETING

Executive Session as Authorized by Texas Government Code, Section 551.072, for the Purchase, Exchange, Lease or Value of Real Property (Kingsland Boulevard South of Katy Mills Mall, Kingsland Boulevard West of Pin Oak Road, Franz Road West of Avenue D and Franz Road East of the City of Katy Dog Park)

The Mayor, Councilmembers, City Attorney and City Administrator convened in Executive Session at 7:16 p.m., as authorized by the Texas Government Code, Section 551.072, for the Purchase, Exchange, Lease or Value of Real Property on Kingsland Boulevard South of Katy Mills Mall, Kingsland Boulevard West of Pin Oak Road, Franz Road West of Avenue D and Franz Road East of the City of Katy Dog Park.

OPEN MEETING

The Mayor reopened the meeting to the public at 7:38 p.m.

Consider Any Action Deemed Necessary as a Result of the Executive Session

There was not action deemed necessary as a result of the Executive Session.

Councilmember Reports

Councilmember Dowdle thanked all who stayed during the Executive Session. Councilmember Brawner commented that he was glad to be back this evening, hope all had good holidays and they were about to finish the last item on the Agenda for the evening. Councilmember Pierson hoped that everyone had a great Christmas and they will have a great year in 2015. He reminded everyone that Katy is a great city to live in and there is always something new happening. He commented that Katy is a great place to live, work and play.

Mayor's Report

The Mayor commented on the presentation of the proposed "Boardwalk District", and is looking forward to the other projects taking off this year. He invited all to attend the breakfast next Tuesday, January 20, 2015, at which time he will give the State of the City Address.

First Reading of a Proposed Ordinance Granting to SiEnergy, L. P., a Franchise Until January 27, 2023 for the Purpose of Transporting, Distributing, Supplying and Selling Gas (natural and/or artificial and/or mixed) for Heating, Lighting, Power and for All Other Purposes for Which Gas May Be Used, to the Said Municipality and its Inhabitants, Providing Use of Public Thoroughfares and Extensions; Establishing Standards of Service

City Attorney Art Pertile explained the City of Katy's Home Rule Charter requires the proposed franchise Ordinance be read in its entirety on three separate meeting dates. Becky McGrew, Assistant City Secretary read the First Reading of a Proposed Ordinance Granting to SiEnergy, L. P., a Franchise Until January 27, 2023 for the Purpose of Transporting, Distributing, Supplying and Selling Gas (*natural and/or artificial and/or mixed*) for Heating, Lighting, Power and for All Other Purposes for Which Gas May Be Used, to the Said Municipality and its Inhabitants, Providing Use of Public Thoroughfares and Extensions; Establishing Standards of Service.

Adjourn

Motion was made by Councilmember Mendez, seconded by Councilmember Brawner, to adjourn the meeting. All voted Aye, and the motion carried. The meeting adjourned at 8:05 p.m.



 Mayor

ATTEST:



 City Secretary