

MINUTES OF REGULAR CITY COUNCIL MEETING

Call to Order

The City Council of the City of Katy, Texas, convened in regular session Monday, July 13, 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
 J. Gary Jones, 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

Proclamation Designating July as “Parks and Recreation” Month

The Mayor presented a Proclamation to the City of Katy Parks and Recreation Department staff designating July as “Parks and Recreation” Month.

Proclamation Recognizing Katy Disciples Baseball Team

The Mayor presented an “Above and Beyond” recognition to the Katy Disciples baseball team, made up of 13 eight-year-old boys from Katy, for their upcoming trip to the 2015 Pony Baseball 8U World Series beginning July 22, 2015, in Youngsville, Louisiana. The Mayor extended best wishes to the players and coaches, and shook each of the team member’s hands as he urged them to bring home the title.

Keep Katy Beautiful Board – Presentation of New Geese “Flying In”

Kay Callender, Keep Katy Beautiful Board member, announced the arrival of the first of eleven new geese to be placed at various entrances to the City welcoming citizens and visitors. She named a few of the locations for the geese, including F.M. 1463, Katy Fort-Bend Road and Pin Oak Road, and said the sculptures are all at no cost to the City or the citizens of Katy. Callender explained the funding for these projects is part of Keep Katy Beautiful winning the Governor’s Community Achievement Award, which cities are only allowed to win every four years. Callender spoke of the numerous accomplishments of the Board and the legacy they are glad to leave for future generations. She thanked the twelve members of the Keep Katy Beautiful Board for their dedication and countless volunteer hours, as well as City Councilmembers and numerous citizens of the City of Katy. Callender complimented all on continuing to make “Katy Proud” and thanked everyone for their support.

Public Comments

All were given an opportunity to be heard and the following spoke during Public Comments. 1) Jennifer Winn, 5327 Eleventh Street, spoke of a handicapped child who was not able to be picked up by the school bus on Eleventh Street because of cars parked on both sides of the street, making it hard for the bus to maneuver. She spoke of trash not being picked up or mail deliveries not being made because of the cars parked on the street. Winn said she was told that

Public Comments (cont'd)

Eleventh Street was designated as an emergency route. She explained that students are parking along the street and causing safety issues. Winn asked City Council to consider placement of No Parking signs. 2) Mayor Pro Tem Chuck Brawner asked Fire Department employees present to come forward and be recognized for their exemplary service during the City of Katy's Fourth of July Freedom Celebration and at an explosion with flames on F.M. 2855 and F.M. 529 that happened at the same time, around 9:15 p.m. Several issues were factors, such as hazardous materials, and Harris County HazMat was called in to analyze the materials and provide direction on how to attack the chemicals. Brawner recognized Battalion Chief Dana Massey for her role during these events. He said he received positive comments about Massey from the Harris County Fire Marshal. He thanked the firefighters for their dedicated service to the City.

Consent Agenda

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

- A) Consider Approval of Meeting Minutes
 - i) 06-08-2015 Regular Meeting
 - ii) 06-12-2015 Special Meeting
 - iii) 06-22-2015 Regular Meeting
- B) Consider 2015 Membership Dues for Texas Downtown Association in the Amount of \$245.00
- C) Consider Approval of Event Requests for Katy Market Days "A Katy Old Fashioned Christmas and Christmas Tree Lighting", Saturday, 12-05-2015, During the Hours of 8:30 a.m. to 7:30 p.m. (*approved by Katy PD 07-09-2015*)
 - i) Closing Second Street between Avenue A and Avenue C
 - ii) Closing Third Street between Avenue B and Avenue C
 - iii) Closing Avenue B between Second Street and Third Street
 - iv) Use of Harvest Plaza

All voted Aye, and the motion carried.

Consider Acceptance of Public Utilities for Falls At Green Meadows, Section 6 (Water, Sanitary Sewer, Paving, Drainage and Paving Improvements)

The consideration of Acceptance of Public Utilities for Falls At Green Meadows, Section 6 (*Water, Sanitary Sewer, Paving, Drainage and Paving Improvements*) was pulled from the Agenda and no action was taken.

Consider the Final Plat of Willow Creek Farms II, Section 6 (in the E.T.J.) Subdivision of 18.350 Acres, 64 Lots, 4 Blocks and 8 Restricted Reserves out of J.G. Bennett Survey, Abstract 458, Fort Bend County (denied by CPZ 06-23-2015)

Motion was made by Councilmember Jones, seconded by Councilmember Brawner, approving as printed and presented the Final Plat of Willow Creek Farms II, Section 6 (*in the E.T.J.*), a Subdivision of 18.350 Acres, 64 Lots, 4 Blocks and 8 Restricted Reserves out of J.G. Bennett Survey, Abstract 458, Fort Bend County, which was denied by the City Planning and Zoning Commission at their 06-23-2015 Regular Meeting. Approval is contingent on the completion of all items requested by the City Engineer. All voted Aye, and the motion carried.

Consider Third Extension of Final Plat Approval for Cane Island, Section 2, to October 14, 2015 (Expiration Date for Final Plat was 01-14-2015; First Extension granted on 01-12-2015 thru 04-14-2015; Second Extension granted on 03-23-2015 thru 07-14-2015)

Motion was made by Councilmember Pierson, seconded by Councilmember Brawner, approving as printed and presented the Third Extension of the Final Plat Approval for Cane Island, Section 2, to October 14, 2015 (*Expiration Date for Final Plat was 01-14-2015; First Extension granted on 01-12-2015 thru 04-14-2015; Second Extension granted on 03-23-2015 thru 07-14-2015*). The City Attorney explained that if the extension is not given, the developer cannot move forward with the plat and the plat will die, causing the process to start all over from the beginning. He said the delay is due to the developer having to wait for the adjacent pipeline company to send release documents. All voted Aye, and the motion carried.

Consider Award of Bid for Grounds Maintenance and Mowing to Whitmore & Sons, Inc., Bedford, Texas, Contract Term of 10-01-2015 thru 09-30-2017 (bids received 06-25-2015)

- i) **Kingsland Boulevard and Pin Oak Road, U.S. Highway 90 Right-of-Way, and FM 1463 Areas; City Facilities; “The Arrival” at Katy Fort Bend Road & IH-10 (westbound feeder); “The Landing” at IH-10 Feeder & U.S. Highway 90 (northeast corner); “The Departure” at IH-10 Eastbound Feeder & IH-10 Access to Pin Oak Road; and Katy Heritage Park in the Amount of \$94,212.13 Annually**
- ii) **Visitor Information Center – The Depot**
 - (a) **Grounds Maintenance and Mowing in the Amount of \$5,393.75 Annually**
 - (b) **Seasonal Color Change-Out in the Amount of \$2,025.00 Annually**

Motion was made by Councilmember Brawner, seconded by Councilmember Dowdle, approving as printed and presented the Award of Bid for Grounds Maintenance and Mowing to Whitmore & Sons, Inc., Bedford, Texas, Contract Term of 10-01-2015 thru 09-30-2017 (*bids received 06-25-2015*) including: 1) Kingsland Boulevard and Pin Oak Road, U.S. Highway 90 Right-of-Way, and FM 1463 Areas; City Facilities; “The Arrival” at Katy Fort Bend Road & IH-10 (westbound feeder); “The Landing” at IH-10 Feeder & U.S. Highway 90 (northeast corner); “The Departure” at IH-10 Eastbound Feeder & IH-10 Access to Pin Oak Road; and Katy Heritage Park in the Amount of \$94,212.13 Annually; and, 2) Visitor Information Center – The Depot for (a) Grounds Maintenance and Mowing in the Amount of \$5,393.75 Annually; and, (b) Seasonal Color Change-Out in the Amount of \$2,025.00 Annually. Chad Long, representing Whitmore & Sons, Inc., said that the company has handled numerous cities all over the area for over a decade and they will do whatever it takes to respond to requests in a timely manner. All voted Aye, and the motion carried.

Consider Award of Bid for Janitorial Services (City Facilities) to C&S Janitorial Services, Inc., Houston, Texas, in the Amount of \$90,648.00 Annually for Contract Term of 10-01-2015 thru 09-30-2017 (bids received 06-25-2015)

Motion was made by Councilmember Pierson, seconded by Councilmember Brawner, approving as printed and presented the Award of Bid for Janitorial Services (*City Facilities*) to C&S Janitorial Services, Inc., Houston, Texas, in the Amount of \$90,648.00 Annually for Contract Term of 10-01-2015 thru 09-30-2017. All voted Aye, and the motion carried.

Consider a Convention and Tourism Bureau Application for Katy Market Days/Katy Merchants – Historic Downtown Katy Shopping and Dining Guide (Tourism-Related Advertising and Promotion of the City of Katy and Its Vicinity), Amount Requested is \$2,138.10 (approved by CTB 06-24-2015)

Motion was made by Councilmember Jones, seconded by Councilmember Pierson, approving as printed and presented the Convention and Tourism Bureau Application for Katy Market Days/Katy Merchants – Historic Downtown Katy Shopping and Dining Guide (*Tourism-Related Advertising and Promotion of the City of Katy and Its Vicinity*), Amount Requested is \$2,138.10. All voted Aye, and the motion carried.

Consider a Convention and Tourism Bureau Application for Katy Market Days/Katy Merchants – Katy Market Day Billboards (2) (Tourism-Related Advertising and Promotion of the City of Katy and Its Vicinity), Amount Requested is \$13,800.00 (approved by CTB 06-24-2015)

Motion was made by Councilmember Jones, seconded by Councilmember Dowdle, approving as printed and presented the Convention and Tourism Bureau Application for Katy Market Days/Katy Merchants – Katy Market Day Billboards – Two (2) (*Tourism-Related Advertising and Promotion of the City of Katy and Its Vicinity*), Amount Requested is \$13,800.00. All voted Aye, and the motion carried.

Consider a Convention and Tourism Bureau Application for City Of Katy – 2015 Katy Area Chamber of Commerce Destination Katy Official Community and Business Guide (Tourism-Related Advertising and Promotion of the City of Katy and Its Vicinity), Amount Requested is \$2,695.00 (approved by CTB 06-24-2015)

Motion was made by Councilmember Dowdle, seconded by Councilmember Jones, approving as printed and presented the a Convention and Tourism Bureau Application for City Of Katy – 2015 Katy Area Chamber of Commerce Destination Katy Official Community and Business Guide (*Tourism-Related Advertising and Promotion of the City of Katy and Its Vicinity*), Amount Requested is \$2,695.00. All voted Aye, and the motion carried.

Consider a Resolution (No. 626) Authorizing the Mayor to Execute a Release of Lien to Release, Discharge and Extinguish Notice of Assessment for the Property Located at 907 Avenue D

Motion was made by Councilmember Jones, seconded by Councilmember Dowdle, approving as printed and presented a Resolution (*No. 626*) Authorizing the Mayor to Execute a Release of Lien to Release, Discharge and Extinguish Notice of Assessment for the Property Located at 907 Avenue D. All voted Aye, and the motion carried.

Consider a Resolution (No. 627) Authorizing the Mayor to Sign an Agreement with U.S. Security Associates, Inc., to Provide Security Services to the City of Katy Municipal Court and Approving the Use of Municipal Court Building Security Funds

Motion was made by Councilmember Pierson, seconded by Councilmember Jones, approving as printed and presented a Resolution (*No. 627*) Authorizing the Mayor to Sign an Agreement with U.S. Security Associates, Inc., to Provide Security Services to the City of Katy Municipal Court and Approving the Use of Municipal Court Building Security Funds. All voted Aye, and the motion carried.

Consider a Resolution (No. 628) Authorizing the Creation of a Contract Instructor Agreement for the Parks and Recreation Department

Motion was made by Councilmember Brawner, seconded by Councilmember Pierson, approving as printed and presented a Resolution (No. 628) Authorizing the Creation of a Contract Instructor Agreement for the Parks and Recreation Department. All voted Aye, and the motion carried.

Consider an Ordinance (No. 2708) Appointing Board Members

Motion was made by Councilmember Jones, seconded by Councilmember Pierson, approving as printed and read (*caption*) an Ordinance (No. 2708) Appointing Board Members. All voted Aye, and the motion carried.

Consider an Ordinance (No. 2709) Amending the Employee Classification and Compensation Plan by Adding an Additional Building Official Position, and by Amending the Pay Range and Wage-Hour Exemption Status Schedule

Motion was made by Councilmember Brawner, seconded by Councilmember Dowdle, approving as printed and read (*caption*) an Ordinance (No. 2709) Amending the Employee Classification and Compensation Plan by Adding An Additional Building Official Position, and by Amending the Pay Range and Wage-Hour Exemption Status Schedule. All voted Aye, and the motion carried.

Consider an Ordinance (No. 2710) Declaring the Intention of the City of Katy to Remove Certain Territory from Fort Bend County Emergency Services District Number 2, Also Known as Willowfork Emergency Services District Number 2, and for the City of Katy to be the Sole Provider of Emergency Services

Motion was made by Councilmember Dowdle, seconded by Councilmember Brawner, approving as printed and read (*caption*) an Ordinance (No. 2710) Declaring the Intention of the City of Katy to Remove Certain Territory from Fort Bend County Emergency Services District Number 2, Also Known as Willowfork Emergency Services District Number 2, and for the City of Katy to be the Sole Provider of Emergency Services. The City Attorney said a notice will be sent to the District explaining that the City will provide services to the described area. All voted Aye, and the motion carried.

Councilmembers' Reports

Councilmember Dowdle congratulated the Parks and Recreation Department for the successful Fourth of July Events; wished the Katy Disciples Baseball Team good luck on their upcoming playoff games; complimented the placement of the new geese sculptures; and commented there are good things happening in the City. Councilmember Pierson thanked the Fire Department, Police Department and all other employees who protect and maintain the City. He wished the Katy Disciples good luck and spoke of the successful Fire Department Open House held on July 4th, and said he believes the attendees had a great time. Pierson thanked Keep Katy Beautiful Board members for their continued success on the entrances into the City. Councilmember Jones congratulated the Katy Disciples on their current wins and wished them good luck at the World Series games. He congratulated the Fire Department for their successful Open House, spoke of attending the fireworks display and attending the V.F.W. auction held on July 4th. Jones commended Parks and Recreation Department Director Brad Barnes and the Fire Department for the huge community turnout at their Fourth of July events. Councilmember Brawner was glad to recognize the Fire Department for their July 4th service.

Mayor's Reports

The Mayor congratulated the Parks and Recreation Department, as well as the Fire Department, for the successful Fourth of July events. He wished the Katy Disciples Baseball Team good luck in their upcoming playoff games and reported that the new City Hall building has steel going up and it is beginning to look like a building. The Mayor reported there were in excess of 60,000 attendees at the Fourth of July Fireworks event and thanked the Police Department for their assistance.

Adjourn

Motion was made by Councilmember Pierson, seconded by Councilmember Jones, adjourning the meeting. All voted Aye, and the motion carried. The meeting adjourned at 7:25 p.m.



Mayor

ATTEST:



City Secretary