

## **MINUTES OF REGULAR CITY COUNCIL MEETING**

### **Call to Order**

The City Council of the City of Katy, Texas, convened in regular session Monday, December 11, 2017, at 6:30 p.m., at Katy City Hall, 901 Avenue C, Katy, Texas. The following City Officials were present:

Chuck Brawner, Mayor  
 Durran Dowdle, Mayor Pro Tem  
 Ray Boothe, 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

### **Presentation of “Above & Beyond” Certificate of Recognition for Harvey’s Heroes to Colonel Scott M. MacLeod, Commander of the 136<sup>th</sup> Maneuver Enhancement Brigade, Texas National Guard**

The Mayor presented the “Above & Beyond” Certificate of Recognition for Harvey’s Heroes to Colonel Scott M. MacLeod, Commander of the 136<sup>th</sup> Maneuver Enhancement Brigade, Texas National Guard. Colonel MacLeod thanked the City of Katy for the cooperation during the event.

### **Keep Katy Beautiful Board – Recognition of 2017 Adopt-A-Wreath Participants**

Jess Washburn, Tourism and Marketing Assistant, Affiliate Coordinator for Keep Katy Beautiful for the City of Katy announced this was the fourth year for the Adopt-A-Wreath event. The event allows local businesses to decorate a wreath for their company and the wreaths hung throughout the City. She explained nineteen businesses had participated. A brief video was shown of the different wreaths.

### **Public Comments**

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

### **Consent Agenda**

Motion was made by Councilmember Jones, seconded by Councilmember Mendez, approving as printed and presented Consent Agenda Items A-E. Consider Approval of Events

- No Label Triathlon Event, Saturday, March 31, 2018 *(start-Katy High School Natatorium & finish-No Label Brewery)(portion inside city limits-approved by Katy Police Dept.)*
- Jeff & Brede’s Triathlon Event, Sunday, June 24, 2018 *(start/finish at Mary Jo Peckham Park (portion inside city limits only - approved by Katy Police Dept.)*
- Consider Approval of 2018 Houston-Galveston Area Council (H-GAC) Membership Dues in the Amount of \$564.08
- Consider Supporting the Reappointment of Clifton Aldrich to Serve as a Director on the Board of Directors for the Fort Bend Subsidence District *(term will expire on January 31, 2018) (Reappointing to January 31, 2020)*

**Consent Agenda (cont'd)**

- Consider Convention & Tourism Bureau Hotel Occupancy Tax Applications
  - CHAMPION GYMNASTICS FOUNDATION – 2018 RD761 Jr. International Team Cup and Men’s and Women’s Invitational Gymnastics Competition, January 15-21, 2018, Amount Requested: \$60,000.00 (*Sporting Events in Which Majority of Participants are Tourists in Cities Located in a County with Population of One Million or Less*)
  - AINSLEY’S ANGELS – Katy Half Marathon, February 3, 2018, Katy Mills Mall and Surrounding Areas, Amount Requested. \$25,000.00 (*Tourism-Related Advertising and Promotion of the City of Katy and Local Hotels, Sporting Events in Which Majority of Participants are Tourists in Cities Located in a County with Population of One Million or Less*)
  - AINSLEY’S ANGELS – Typhoon Texas Kids’ Triathlon, May 20, 2018, Katy Mills Mall and Typhoon Texas Waterpark, Amount Requested: \$25,000.00 (*Paying for Tourism-Related Advertising and Promotion of the City of Katy and Local Hotels, Sporting Events in Which Majority of Participants are Tourists in Cities Located in a County with Population of One Million or Less*)
  - THE WILD WEST BREWFEST – The Wild West Brewfest, May 4-5, 2018, Katy Mills Mall, Amount Requested: \$117,000.00 (*Paying for Tourism-Related Advertising and Promotion of the City of Katy and Local Hotels; Funding Programs that Enhance the Arts*)
- Consider Approval of Final Plats
  - Lilac Residential Subdivision, M J C Felkner Survey, Abstract 1510, Harris County
    - (1) Section 1, 21 0657 Acres, 3 Reserves, 2 Blocks and 75 Lots
    - (2) Section 2, 10.117 Acres, , 4 Reserves, 1 Block and 29 Lots
  - Cane Island Subdivision, H. & T C.R.R. Co. Survey, Abstracts 196 and 1711, and F. Eule Survey, Abstract 376, , Harris and Waller Counties
    - (1) Detention Ponds I, J And K, 19 41 Acres, 3 Reserves and 1 Block
    - (2) Section 25, 27.53 Acres, 2 Reserves, 2 Blocks and 61 Lots
  - The Reserve at Katy Subdivision, Section 7, 13.03 Acres, James Conner Survey, Abstract 157, 1 Reserve, 2 Blocks and 32 Lots, Fort Bend County

All voted Aye, and the motion carried.

**Consider Proposed Change Order to 2017 Contract with Sprint Waste Services, LP, for Hauling Sludge & Landfill Disposal in the Amount of \$19,232.00 (original bid awarded 06-12-2017)**

Motion was made by Councilmember Pierson, seconded by Councilmember Mendez, approving as printed and presented a Proposed Change Order to 2017 Contract with Sprint Waste Services, LP, for Hauling Sludge & Landfill Disposal in the Amount of \$19,232.00 (*original bid awarded 06-12-2017*) All voted Aye, and the motion carried.

**Consider a Resolution (No. 835) Authorizing the Mayor to Sign an Agreement with Developer Optimized Process Designs (OPD), for Construction of Public Improvement**

Motion was made by Councilmember Pierson seconded by Councilmember Boothe, approving as printed and presented a Resolution (*No. 835*) Authorizing the Mayor to Sign an Agreement with Developer Optimized Process Designs (OPD), for Construction of Public Improvement. All voted Aye, and the motion carried.

**Consider a Resolution (No. 836) Authorizing the Mayor to Sign a Street Right-of-Way License Agreement with Toll Houston TX, LLC, to Allow Construction of a Powerline to a Monument Sign within the City Limits of Katy, Within or Across City Rights-of-Way, for a Ten (10) Year Term**

Motion was made by Councilmember Mendez, seconded by Councilmember Boothe, approving as printed and presented a Resolution (No. 836) Authorizing the Mayor to Sign a Street Right-of-Way License Agreement with Toll Houston TX, LLC, to Allow Construction of a Powerline to a Monument Sign within the City Limits of Katy, Within or Across City Rights-of-Way, for a Ten (10) Year Term. All voted Aye, and the motion carried.

**Consider a Resolution (No. 837) Designating the Water Tower Improvement Project as a Katy Management District No. 1 Project, Approving the Water Tower Contracts and Authorizing Katy Management District No. 1 to Fund the Project**

Motion was made by Councilmember Mendez, seconded by Councilmember Dowdle, approving as printed and presented a Resolution (No. 837) Designating the Water Tower Improvement Project as a Katy Management District No. 1 Project, Approving the Water Tower Contracts and Authorizing Katy Management District No. 1 to Fund the Project. All voted Aye, and the motion carried.

**Consider a Resolution (No. 838) Authorizing the Mayor to Sign a Water Supply and Interconnect Contract with Fort Bend County Municipal Utility District No. 37 (current agreement expires 12-31-2017)**

Motion was made by Councilmember Pierson, seconded by Councilmember Mendez, approving as printed and presented a Resolution (No. 838) Authorizing the Mayor to Sign a Water Supply and Interconnect Contract with Fort Bend County Municipal Utility District No. 37 (current agreement expires 12-31-2017). All voted Aye, and the motion carried.

**City of Katy Website Enhancements**

- **Consider a Resolution (No. 839) Authorizing the Mayor to Sign a Service Order Agreement with ClearGov, Inc., for Website Enhancement Services for the City of Katy Website**
- **Consider a Resolution (No. 840) Authorizing the Mayor to Sign A Mobile Application Customer Agreement with CitySourced, Inc. for Mobile Application Services**

Motion was made by Councilmember Pierson, seconded by Councilmember Mendez, approving as printed and presented

- A Resolution (No. 839) Authorizing the Mayor to Sign a Service Order Agreement with ClearGov, Inc., for Website Enhancement Services for the City of Katy Website
- A Resolution (No. 840) Authorizing the Mayor to Sign A Mobile Application Customer Agreement with CitySourced, Inc. for Mobile Application Services

City Administrator Hebert explained the above are for enhancements to the City's website, making it more user friendly. All voted Aye, and the motion carried.

**Consider a Resolution (No. 841) Authorizing Mayor to Sign Amendment to Franchise Agreement with BFI Waste Services of Texas LP, dba Republic Services of Houston, for the Collection, Hauling and Disposal of Municipal Solid Waste in the City of Katy**

Motion was made by Councilmember Pierson, seconded by Councilmember Mendez, approving as printed and presented a Resolution (No. 841) Authorizing Mayor to Sign

**Consider a Resolution (No. 841) Authorizing Mayor to Sign Amendment to Franchise Agreement with BFI Waste Services of Texas LP, dba Republic Services of Houston, for the Collection, Hauling and Disposal of Municipal Solid Waste in the City of Katy (cont'd)**

Amendment to Franchise Agreement with BFI Waste Services of Texas LP, dba Republic Services of Houston, for the Collection, Hauling and Disposal of Municipal Solid Waste in the City of Katy. David Aguilar, Representative for Republic Services, of Houston, explained there were three basic changes: 1) new start time of 7:00 a.m., it was 8:00 a.m., this allows for the trucks to get to the landfill on a better time and get thru the lunch traffic; 2) dates/days of bulk pick up, only three items of bulk per day of pick up an up to four cubic yards of yard debris; and, 3) new guidelines start date to be the first week of February 2018. Aguilar explained all trash must be in the carts that are provided, additional carts need to be ordered thru the City's Utility Billing Department and Republic Services will take care of all customer complaints. He explained Republic Services will hang a tag on every cart/house/building, notification placed on the City's website and in the local newspapers. It was explained there is no cost increase for the proposed changes. All voted Aye, and the motion carried.

**Consider a Resolution (No. 842) Expressing the City of Katy's Intent to Reimburse Certain Street or Drainage Projects from Future Bonds**

Motion was made by Councilmember Pierson seconded by Councilmember Jones, approving as printed and presented a Resolution (No. 842) Expressing the City of Katy's Intent to Reimburse Certain Street or Drainage Projects from Future Bonds. All voted Aye, and the motion carried.

**Consider an Ordinance (No. 2828) Adopting Amendment No. 1 to the Original Budget of the City of Katy, Texas, for the 2016-2017 Fiscal Year; Providing for Changes in the General Government Fund Budget**

Motion was made by Councilmember Pierson, seconded by Councilmember Mendez, approving as printed and read (*caption*) an Ordinance (No. 2828) Adopting Amendment No. 1 to the Original Budget of the City of Katy, Texas, for the 2016-2017 Fiscal Year; Providing for Changes in the General Government Fund Budget. All voted Aye, and the motion carried.

**Consider an Ordinance (No. 2829) Appointing Jim Lipka and Gina DeCesare as Regular Members, and Don Bishop and Frank O. Carroll as Alternate Members, to the Zoning Board of Adjustment**

Motion was made by Councilmember Pierson, seconded by Councilmember Mendez, approving as printed and read (*caption*) an Ordinance (No. 2829) Appointing Jim Lipka and Gina DeCesare as Regular Members, and Don Bishop and Frank O. Carroll as Alternate Members, to the Zoning Board of Adjustment. All voted Aye, and the motion carried.

**Consider an Ordinance (No. 2830) Appointing Matt Lawson as Alternate Member to Building & Standards Commission**

Motion was made by Councilmember Pierson, seconded by Councilmember Mendez, approving as printed and read (*caption*) an Ordinance (No. 2830) Appointing Matt Lawson as Alternate Member to Building & Standards Commission. All voted Aye, and the motion carried.

### Councilmembers' Reports

Councilmember Jones thanked Colonel MacLeod for his dedication to the Katy community and the State of Texas. He said, Claw them up cats, at the semi-finals this weekend. He spoke of the successful Old Fashioned Christmas event and how the kids enjoyed the snow. He said, God Bless Katy and each of you. Councilmember Booth thanked Pastor Adam Jungeblut for the prayer, Colonel MacLeod for all he done for Katy, Texas Representative Mike Schofield for attending and he said, Go Katy Tigers. He wished all a Merry Christmas, and stated it was a privilege to serve the citizens and he thanked all City of Katy employees. Councilmember Pierson thanked Pastor Adam for the prayer and the Boy Scouts for attending. He thanked Colonel MacLeod for his dedicated service to the City, State and the Government. Pierson wished all a Merry Christmas and spoke of why we celebrate this holiday, the birth of Jesus Christ. He said, God Bless Katy, God Bless all and go Katy Tigers. Councilmember Mendez announced his daughter had taken First Place in wrestling event against Kingwood High School and how proud he was of her. He spoke of the generosity of those in Katy who assisted with flooded victims. He thanked Colonel MacLeod for his assistance, along with Texas Representative Mike Schofield and the Boy Scouts for their attendance. He wished all a Merry Christmas and a safe New Year. Councilmember Dowdle thanked Colonel MacLeod for his dedication to the City, Pastor Adam Jungeblut for the prayer and Boy Scout Troop 1829 for attending the meeting. He thanked all for attending and wished all a Merry Christmas.

### Mayor's Reports


The Mayor reported the kids had fun in the snow at the Old Fashioned Christmas event. He thanked those who were appointed to City of Katy boards for their service. He thanked the Boy Scouts for their attendance and thanked City staff who have worked hard to get the building back in shape. The Mayor reported on the success of Santa Claus on the Fire Truck greeting all in Katy, the success of Katy Football Team and he thanked Pastor Adam for the prayer. The Mayor said, God Bless Katy, God Bless all.

### Adjourn

Motion was made by Councilmember Jones, seconded by Councilmember Mendez, adjourning the meeting. All voted Aye, and the motion carried. The meeting adjourned at 7:32 p.m.

  
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 Mayor

ATTEST:

  
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 City Secretary