

## MINUTES OF REGULAR CITY COUNCIL MEETING

### Call to Order

The City Council of the City of Katy, Texas, convened in regular session Monday, October 14, 2019, at 6:30 p.m., at Katy City Hall, 901 Avenue C, Katy, Texas. The following City Officials were present:

Bill Hastings, Mayor  
 Chris Harris, Mayor Pro Tem  
 Frank O. Carroll, III, Councilmember  
 Janet Corte, Councilmember  
 Durran Dowdle, Councilmember  
 Jenifer Stockdick, Councilmember  
 Brian J. Begle, Acting City Attorney  
 David Leyendecker, City Engineer  
 Byron Hebert, City Administrator  
 Melissa A. Bunch, City Secretary

The following City Official was absent:

Art Pertile, III, City Attorney

### Proclamation Designating October as Dyslexia Awareness Month

The Mayor read and presented a Proclamation Designating October 2019 as Dyslexia Awareness Month.

### Public Comments

All were given an opportunity to be heard and the following spoke during Public Comments:  
 1) Philip Malsbary, Katy American Legion, invited all to attend and support the American Legion's "Annual Wreaths Across America" Event to be held at Katy Magnolia Cemetery, on Saturday, December 14, 2019, at 10:00 a.m.

### Consent Agenda

Motion was made by Councilmember Harris, seconded by Councilmember Corte, approving as printed and listed below the Consent Agenda:

- Consider Approval of 2020 City Holidays
- Consider Cancelling Regular Meetings *(due to holidays)*
  - Monday, November 11, 2019 *(Veterans Day)*
  - Monday, November 25, 2019 *(Thanksgiving Holidays)*
  - Monday, December 23, 2019 *(Christmas Holidays)*
- Consider Calling a Special Meeting, Monday, November 18, 2019 at 4:00 p.m.
- Consider Approval of Meeting Minutes
  - 09-09-2019 Regular Meeting
  - 09-16-2019 Special Meeting
  - 09-23-2019 Regular Meeting
- Consider Approval of Dues for Katy Area Economic Development Council in the Amount of \$15,000
- Consider Approval of Request for the City to Pay Monthly Operating Costs for Street Lights from First Service Residential for Enclave at Katy *(18 streetlights)*
- Consider Approval of Final Plats
  - Woodcreek Reserve FM 1463 Commercial Reserves South Reserve, Subdivision of 4.76 Acres, 1 Reserve, 1 Block, in the E.P. Everett Survey, Abstract 385, Fort Bend County

**Consent Agenda (cont'd)**

- Consider Approval of Final Plats
    - Cane Island Pond O, Subdivision of 10.17 Acres, 1 Reserve, 1 Block, in the H. & T. C.R.R. Co. Survey, Abstract 1711, Harris County
- All voted Aye, and the motion carried.

**Consider a Resolution Awarding Bid to Cooley Construction, LLC, Magnolia, Texas, for Pitts Road Detention Pond – Phase II, in the Amount of \$1,107,469.00, Total Project Cost \$1,325,325.90 (includes bid amount, contingencies, engineering, surveying and an inspection) (bids received 10/09/2019) - TAGGED**

Councilmember Corte TAGGED Consideration of a Resolution Awarding Bid to Cooley Construction, LLC, Magnolia, Texas, for Pitts Road Detention Pond – Phase II, in the Amount of \$1,107,469.00, Total Project Cost \$1,325,325.90 (includes bid amount, contingencies, engineering, surveying and inspection) (bids received 10-10-2019). She had not received requested information.

**Consider a Resolution (No. 1003) Approving an Agreement with the State of Texas (TXDOT) for Temporary Closure of Portions of State Highway Right-of-Way (Highway 90 and F.M. Road 1463) and City of Katy Street Right-of-Way (Katyland Drive) for the Annual Katy Independent School District FFA Parade, Saturday, February 15, 2020, Between 9:00 a.m. and 12:00 p.m.**

Motion was made by Councilmember Dowdle, seconded by Councilmember Stockdick, approving as printed and presented a Resolution (No. 1003) Approving an Agreement with the State of Texas (TXDOT) for Temporary Closure of Portions of State Highway Right-of-Way (Highway 90 and F.M. Road 1463) and City of Katy Street Right-of-Way (Katyland Drive) for the Annual Katy Independent School District FFA Parade, Saturday, February 15, 2020, Between 9:00 a.m. and 12:00 p.m. All voted Aye, and the motion carried.

**Consider a Resolution (No. 1004) Authorizing the Mayor to Enter into Service Agreements with Motorola Solutions, Inc., for Yearly Maintenance Services of Fire Station Alerting Systems**

Motion was made by Councilmember Harris, seconded by Councilmember Corte, approving as printed and presented a Resolution (No. 1004) Authorizing the Mayor to Enter into Service Agreements with Motorola Solutions, Inc., for Yearly Maintenance Services of Fire Station Alerting Systems. All voted Aye, and the motion carried.

**Consider a Resolution (No. 1005) Authorizing the Continued Receipt of Bingo Prizes**

Motion was made by Councilmember Harris, seconded by Councilmember Stockdick, approving as printed and presented a Resolution (No. 1005) Authorizing the Continued Receipt of Bingo Prize Money. All voted Aye, and the motion carried.

**Consider a Resolution (No. 1006) Granting an Aerial Easement Between Sueba Land 152, LP and the City of Katy to CenterPoint Energy Houston in Unrestricted Reserve "C" and Restricted Reserve "D", Block 3, I. & G.N. R.R. Co. Survey, Abstract 267, Fort Bend County (Between Prairie Pkwy. and Kingsland Blvd., along Boardwalk Drive.) (Katy Boardwalk)**

Motion was made by Councilmember Harris, seconded by Councilmember Corte, approving as printed and presented a Resolution (No. 1006) Granting an Aerial Easement Between Sueba Land 152, LP and the City of Katy to CenterPoint Energy Houston in Unrestricted Reserve "C" and Restricted Reserve "D", Block 3, I. & G.N. R.R. Co. Survey, Abstract 267, Fort Bend County (Between Prairie Pkwy. and Kingsland Blvd., along Boardwalk Drive.) (Katy Boardwalk). All voted Aye, and the motion carried.

**Consider a Resolution (No. 1006) Granting an Aerial Easement Between Sueba Land 152, LP and the City of Katy to CenterPoint Energy Houston in Unrestricted Reserve "C" and Restricted Reserve "D", Block 3, I. & G.N. R.R. Co. Survey, Abstract 267, Fort Bend County (Between Prairie Pkwy. and Kingsland Blvd., along Boardwalk Drive.) (Katy Boardwalk) (cont'd)**

Land 152, LP and the City of Katy to CenterPoint Energy Houston in Unrestricted Reserve "C" and Restricted Reserve "D", Block 3, I. & G.N. R.R. Co. Survey, Abstract 267, Fort Bend County (Between Prairie Pkwy. and Kingsland Blvd., along Boardwalk Drive.) (Katy Boardwalk). All voted Aye, and the motion carried.

**Consider a Resolution (No. 1007) Authorizing the Mayor to Sign an Interlocal Agreement Between Region 8 Education Service Center and the City of Katy (cooperative purchasing program)**

Motion was made by Councilmember Corte, seconded by Councilmember Stockdick, approving as printed and presented a Resolution (No. 1007) Authorizing the Mayor to Sign an Interlocal Agreement Between Region 8 Education Service Center and the City of Katy (cooperative purchasing program). All voted Aye, and the motion carried.

**Consider a Resolution (No. 1008) Authorizing the Mayor to Sign an Interlocal Agreement Between Tarrant County and the City of Katy to Participate in Tarrant County Cooperative Purchasing Program**

Motion was made by Councilmember Dowdle, seconded by Councilmember Corte, approving as printed and presented a Resolution (No. 1008) Authorizing the Mayor to Sign an Interlocal Agreement Between Tarrant County and the City of Katy to Participate in Tarrant County Cooperative Purchasing Program All voted Aye, and the motion carried.

**Consider a Resolution (No. 1009) Authorizing the Mayor to Sign a Master Equity Lease Agreement; Amendment to Master Equity Lease Agreement; Maintenance Agreement and Amendment to Maintenance Agreement with Enterprise Fleet Management**

Motion was made by Councilmember Dowdle, seconded by Councilmember Corte, approving as printed and presented a Resolution (No. 1009) Authorizing the Mayor to Sign a Master Equity Lease Agreement; Amendment to Master Equity Lease Agreement; Maintenance Agreement and Amendment to Maintenance Agreement with Enterprise Fleet Management All voted Aye, and the motion carried.

**Consider an Ordinance (No. 2925) Appointing James Leroy Muscarella, Jr. as a Regular Member to the Landscape Appeal Board (filling a vacancy created by Nevelynn Melendy)**

Motion was made by Councilmember Harris, seconded by Councilmember Stockdick, approving as printed and read (caption) an Ordinance (No. 2925) Appointing James Leroy Muscarella, Jr. as a Regular Member to the Landscape Appeal Board (filling a vacancy created by Nevelynn Melendy). All voted Aye, and the motion carried.

**Consider an Ordinance (No. 2926) Approving the City of Katy's Investment Policy**

Motion was made by Councilmember Dowdle, seconded by Councilmember Stockdick, approving as printed and read (caption) an Ordinance (No. 2926) Approving the City of Katy's Investment Policy. All voted Aye, and the motion carried.

**CLOSED MEETING**

**Executive Session for Consultation with an Attorney regarding Pending Litigation, Section 551.071 (Maria Galvez v. City of Katy, Texas et al)**

The Mayor, the Mayor Pro Tem, Councilmembers, the Acting City Attorney, the City Administrator, Texas Municipal League Claims Representative and Attorney for the City; convened in Executive Session at 6:52 p.m., as Authorized by Chapter 551, of the Texas Government Code, Section 551.071, for Consultation with an Attorney regarding Pending Litigation (*Maria Galvez v. City of Katy, Texas et al*).

**OPEN MEETING**

The Mayor reopened the meeting to the public at 8:17 p.m.

**Consider Approval of Settlement Offer for Maria Galvez v. City of Katy, Texas et al**

Motion was made by Councilmember Harris, seconded by Councilmember Stockdick, authorizing the Mayor to accept and execute a settlement offer as agreed to in mediation, as discussed in Executive Session. Votes were cast as follows: Ayes – Harris, Corte, Dowdle, Stockdick; Noes – Carroll. The motion carried.

**Councilmembers' Reports**

Councilmember Carroll explained he had a 7-year-old who has dyslexia, he believes Katy I.S.D. does a great job of providing the necessary skills for dealing with this challenge. He thanked the Mayor for supporting and promoting this by his Proclamation. Councilmember Corte thank city workers for the great job they did with the Katy Rice Festival. Councilmember Stockdick thanks the city employees and the volunteers for their assistance with the Festival. She reported that Mayor Hastings, Councilmember Carroll and she had attended the Annual Texas Municipal League Convention and it was great. Councilmember Harris echoed all comments about Katy Rice Festival, and he had received a lot of positive comments.

**Mayor's Reports**

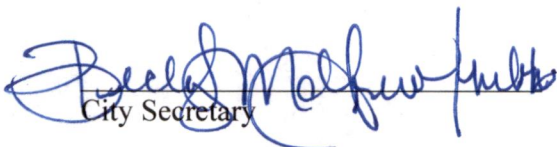
The Mayor reported the Katy Rice Festival was a great event, the weather was great, and he saw a lot of smiles on faces.

**Adjourn**

Motion was made by Councilmember Corte, seconded by Councilmember Stockdick, to adjourn. All voted Aye, and the motion carried. The meeting adjourned at 8:20 p.m.

  
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Mayor

ATTEST:

  
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City Secretary