

STATE OF TEXAS \*

COUNTY OF FORT BEND \*

The City Commission for the City of Richmond, Texas met in regular session on July 16, 2012 at 4:00 P. M., with the following members present:

Hilmar G. Moore, Mayor  
Bill Dostal, Commissioner  
Gary Gillen, Commissioner

The Commission held a reception recognizing Mr. Jack Wendt for his twenty-two years of service as Board Member for the City with Fort Bend Subsidence District. City Manager Vela and Mayor Moore spoke and thanked him.

The Commission held a public hearing at 4:30 p.m. regarding the proposed annexation of 15.398 acres, Richmond South Wastewater Treatment Plant Subdivision, Joseph Kuykendall Survey, Abstract No. 49, Fort Bend County. Mayor Moore asked for any comments on the proposed annexation from those attending. There were no comments. The public hearing was closed.

The Commission held a public hearing regarding the adoption of an amendment to the Strategic Partnership Agreement between the City and Fort Bend MUD 140. Mayor Moore asked for any comments from those attending. There were none. The public hearing was closed.

The Commission held a public hearing regarding limited purpose annexation of Restricted Commercial Reserves A and B, Block 1, Rivers Edge Commercial Reserves North, as shown in Plat No. 200060150, of the Official Real Property Records of Fort Bend County, Texas. Mayor Moore asked for any comments on the proposed limited purpose annexation. There were no comments. The public hearing was closed.

Mayor Moore opened the regular meeting and asked if there were any public comments. There were none.

The Commission reviewed and unanimously approved the minutes for the meeting held June 18, 2012. The monthly Fire Department report, the Police Department report, the Municipal Court report, the monthly tax report and the quarterly delinquent tax report were reviewed by the Commission. Motions for approval were made by Gillen after discussion of each report and seconded by Dostal. Each report was unanimously approved by the Commission. The financial report and quarterly investment report were reviewed and discussed by the Commission. Both reports were unanimously approved upon motion from Gillen and second by Dostal.

The next meeting date was set by the Commission for 4:30 p. m., August 20, 2012.

The Commission reviewed an ordinance to amend Ordinance No. 95-07 regarding alcoholic beverage sales. After discussion, Commission Gillen made a motion to approve the ordinance and Commissioner Dostal seconded. Mayor Moore voted against the ordinance. Ordinance No. 2012-05 was passed by a two to one vote with a heading as follows:

**AN ORDINANCE ADOPTING THE EXTENDED HOURS FOR SALE OF ALCOHOLIC BEVERAGES AS DEFINED BY SECTIONS 105.03, 105.04 AND 105.05 OF TEXAS ALCOHOLIC BEVERAGE CODE.**

The Commission reviewed an ordinance to amend Ordinance No. 95-07 relating to alcoholic beverages. After discussion, Commission Dostal made a motion to approve the ordinance and Commissioner Gillen seconded. Mayor Moore voted against passage of the ordinance. Ordinance No. 2012-07 was passed by a two to one vote with a partial heading as follows:

**AN ORDINANCE AMENDING CITY OF RICHMOND ORDINANCE NO. 95-07 PRESCRIBING CERTAIN DEFINITIONS; PROVIDING FOR LICENSE FEE PURSUANT TO TEXAS ALCOHOLIC BEVERAGE CODE; PROVIDING FOR PERMIT FEE PURSUANT TO TEXAS ALCOHOLIC BEVERAGE CODE; PROVIDING PREREQUISITE FOR CITY LICENSE OR PERMIT.**

The Commission reviewed an ordinance to repeal alcohol related ordinances, No. 94-28, No. 93-05 and No. 95-03. After discussion, Commission Dostal made a motion to approve the ordinance and Commissioner Gillen seconded. Mayor Moore voted against passage of the ordinance. Ordinance No. 2012-08 was passed by a two to one vote with a heading as follows:

**AN ORDINANCE REPEALING AN ORDINANCE NUMBERED 94-28 ENTITLED "AN ORDINANCE PROHIBITING THE SALE, CONSUMPTION OR THE POSSESSION WITH INTENT TO CONSUME OF ALCOHOLIC BEVERAGES DURING THE "EXTENDED HOURS" PERIOD AS DEFINED BY THE TABC SECTIONS 105.03, 105.05" AND REPEALING AN ORDINANCE NUMBERED 93-05 ENTITLED "AN ORDINANCE PROHIBITING POSSESSION OR DRINKING ANY INTOXICATING LIQUOR IN OR UPON PUBLIC AREAS AND PROVIDING THAT ANY PERSON CONVICTED OF VIOLATING THIS ORDINANCE SHALL BE FINED NOT LESS THAN \$10.00 NOR MORE THAN \$200.00" AND REPEALING AN ORDINANCE NUMBERED 95-03 ENTITLED "AN ORDINANCE ESTABLISHING MINIMUM DISTANCES BETWEEN LICENSED PREMISES THAT SELL OR SERVE ALCOHOLIC BEVERAGES AND PUBLIC SCHOOLS, CHURCHES, AND PUBLIC HOSPITALS".**

These repealed ordinances are now covered in Ordinance No. 2012-07.

The Commission reviewed an ordinance to annex the City of Richmond South Wastewater Treatment Plant Subdivision, Joseph Kuykendall Survey, Abstract 49, Fort Bend County, 15.398 acres of land. Two public hearings having been held, the Commission determined that it would be in the best interest of the public to include the described territory in the City of Richmond and upon motion from Gillen, seconded by Dostal, motion carried and the vote was unanimous to pass and approve Ordinance No. 2012-03 with a heading as follows:

**ORDINANCE OF THE CITY OF RICHMOND, TEXAS, INCLUDING THE FOLLOWING DESCRIBED TERRITORY IN THE CITY OF RICHMOND, TEXAS.**

The Commission reviewed nominations to the Board of Trustees of the Texas Municipal League Intergovernmental Risk Pool and unanimously agreed not to nominate anyone.

The Commission reviewed a resolution to allow Gizmo to be retired from City service to the care of his handler. Resolution No. 27-2012 was unanimously passed and approved.

The Commission reviewed a summary of 10/20 Year Write Off of taxes per Texas Property Tax code Section 33.05 from the Fort Bend County Tax Assessor/Collector. Commissioner Dostal made a motion to approve the write-off summary, Commissioner Gillen seconded and the vote was unanimous for approval.

The Commission reviewed an ordinance to close a portion of North Third Street and Jane Long Lane and authorize the exchange of 0.167 acres of land with Morton Cemetery Association for 3.707 acres of land. Upon motion from Gillen, seconded by Dostal, the vote was unanimous to pass and approve Ordinance No. 2012-04 with a heading as follows:

**AN ORDINANCE CLOSING A PORTION OF NORTH 3<sup>RD</sup> STREET AND JANE LONG LANE CONTAINING 0.167 ACRE WITHIN THE CORPORATE LIMITS OF THE CITY OF RICHMOND, TEXAS, AS SET OUT IN THIS ORDINANCE; AND AUTHORIZING THE EXCHANGE OF SAID PROPERTY CONTAINING 0.167 ACRE WITH MORTON CEMETERY ASSOCIATION FOR 3.707 ACRES OF LAND.**

The Commission reviewed the Special Warranty Deed for 3.707 acres of land from Morton Cemetery Association. Upon motion from Gillen, seconded by Dostal, the Special Warranty Deed was unanimously approved.

The Commission reviewed an ordinance to create Richmond Historical Commission and Historic Overlay District. Commissioner Dostal made a motion to approve the ordinance, Commissioner Gillen seconded and the vote was unanimous for approval of Ordinance No. 2012-06, with a partial heading as follows:

**AN ORDINANCE CREATING THE RICHMOND HISTORICAL COMMISSION AND THE HISTORIC OVERLAY DISTRICT; ADOPTING CRITERIA FOR DESIGNATION OF HISTORIC LANDMARKS AND DISTRICTS; PROVISIONS FOR A HISTORIC PRESERVATION OFFICER; PROVISIONS RELATING TO DESIGNATION OF LOCAL HISTORIC LANDMARKS AND DISTRICTS.**

The Commission reviewed the George Foundation Grant for Wessendorff Park in the amount of \$200,000. No action was necessary.

The Commission discussed insurance services for 2013. Commissioner Dostal made a motion to continue with Wessendorff-McDonald for insurance services and Commissioner Gillen seconded. Motion carried and the vote was unanimous for approval of continuing with Wessendorff-McDonald.


The Commission reviewed a request to waive the street closing fee for the Back to School Health Fair for Fort Bend Family Health Center. Commissioner Dostal made a motion to approve waiving the street closing fee, Commissioner Gillen seconded and the vote was unanimous for approval.

Mayor Moore announced that the Commission would now meet in Executive Session under Section 551.71 of the Texas Local Government Code to discuss legal matters.


The Commission reconvened in Open Session. The Commission unanimously agreed to approve a resolution authorizing expenditures for emergency repairs for the Wastewater Treatment Plant.

There being no further business, the meeting was adjourned.

Approved:

  
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Hilmar G. Moore, Mayor

Attest:

  
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