

STATE OF TEXAS

COUNTY OF FORT BEND

CITY OF RICHMOND

The City Commission for the City of Richmond, Texas met in Regular Session on December 16, 2013 at 4:30 p.m. Mayor Moore called the meeting to order at 4:30 p.m. A quorum was present, with the following members in attendance:

Evalyn W. Moore, Mayor  
Bill Dostal, Commissioner  
Gary Gillen, Commissioner

Mayor Moore declared the meeting open.

Mayor Moore introduced agenda item number A2, presentation of employee recognition for service to the city. The following employee was not present to receive his award: Jordan Smith, Police Dept. five years. City Manager, Terri Vela was presented her award for ten years of service in the Administration Department.

Commissioner Gary Gillen introduced Boy Scout Troop 1656 as guests of the Regular Session as observers in order to earn a merit badge.

Mayor Moore introduced agenda item A3, Public comments. She asked for any public comments. There was one participant that signed up to speak.

Nancy Hentschel, a new business owner at 206 Morton Street spoke regarding the winery that she is opening. Her concern is regarding the limited parking, street lights and sidewalks. It was proposed developing the property adjacent from Joseph's (Coffee & Cigar Shop) along the Brazos River.

Mayor Moore opened the Public Hearing for the proposed annexation of 1.00 acre tract of land located at 1103 FM 359, being in the Randall Jones ½ League, Abstract No. 42, Fort Bend County, Texas. This is the second public hearing for this property. She asked for comments from the public on

the proposed annexation. Those present were given an opportunity to speak. There were no comments from the public. The public hearing was closed.

Mayor Moore opened the Public Hearing for the proposed annexation of a 2.7986 acre tract of land located at 1385 FM 359, being in the Randall Jones ½ League, Abstract No. 42, Fort Bend County, Texas. This is the second public hearing for this property. Those present were given an opportunity to speak. There were no comments from the public. The public hearing was closed.

Mayor Moore opened the Public Hearing for the Strategic Partnership Agreement with Fort Bend County MUD No. 207. The agreement is effective January 21, 2014 and there will be a second public hearing on January 21, 2014. There were no comments from the public and the public hearing was closed.

Mayor Moore opened the Public Hearing on RePlat for River Point Center, Unrestricted Reserve C, 8.955 Acres, Joseph Kuykendal League, Abstract 49, City of Richmond, Texas. There were no comments from the public and the public hearing was closed.

Mayor Moore introduced the consent agenda, A8. With the following items:

1. Review and approve the minutes for the meetings November 5th and November 18th, 2013.
2. Review and approve the Fire Department Report.
3. Review and approve the Police Department Report.
4. Review and approve the Municipal Court Report.
5. Review and approve the Tax Assessor/Collector Report.
6. Review and approve the Monthly Financial Report.
7. Review and approve the Public Works Report.
8. Set the date for next meeting to be Monday, January 21, 2014.

No separate discussion of any items on the consent agenda was requested. Dostal moved to approve all items on the consent agenda, Gillen seconded and the vote was two “ayes” and no “nays” for approval of the consent agenda.

Mayor Moore introduced the Resolution 61-2013 A RESOLUTION REGARDING A CONTRACT FOR THE PURPOSE OF REFINANCING "FIRE TRUCKS" Originated ten year loan in 2007 at interest rate of 4.59% refinanced to 3.542%. Term to end on September 5, 2017. A motion was made by Gillen and seconded by Dostal to accept Resolution 61-2013. It was approved by a vote of two "ayes" and no "nays".

Mayor Moore introduced agenda item A10, review and approval of FINAL CHANGE ORDER FORT BEND COMMUNITY BLOCK GRANT CONTRACT NO. B-12-UC-48-0004 PROJECT NO. 12-642. PHASE IV SANITARY SEWER SYSTEM REHABILITATION. It was noted that the final change order was reduced by \$2,180.00 with contractor T Construction, LLC. A motion was made by Dostal and seconded by Gillen, motion carried and the Final Change Order was approved by vote of two "ayes" and no "nays".

Mayor Moore introduced agenda item A11, review and approval of the 2014 Holiday Schedule. It was noted that the schedule follows Fort Bend County Offices and the only change from 2013 is Friday, December 26th versus Wednesday, December 24, 2014. The motion was made to accept the 2014 Holiday Schedule by Gillen and seconded by Dostal. The motion was approved by vote of two "ayes" and no "nays".

Agenda item A12 for the review and consider approving FIRE PROTECTION AGREEMENT WITH MUD NO. 194, Long Meadows Farm Commercial Tracts. The vote was two "ayes" and no "nays" for approval of Fire Protection Agreement with MUD No. 194.

Mayor Moore introduced agenda item A13 to review and consider approving the FIRST AMENDMENT FIRE PROTECTION AGREEMENT WITH MUD 187, DEL WEBB SWEETGRASS. Dostal moved to approve the Fire Protection Agreement MUD No. 187, Gillen seconded the motion and the request was approved with two "ayes" and no "nays".

Agenda item A14 was introduced for review and consideration of the RePlat for River Point Center, Reserve C, 8.955 acres. Dostal made the motion to approve the RePlat and Gillen seconded, the motion carried unanimously to approve pending receiving the comments from Sugar Land, Texas and the West Fort Bend Management District.

Mayor Moore introduced agenda item A15, Plat for Kingdom Heights Section 2, 23.9782 acres, and 77 Lots. After discussion, Dostal moved to approve the plat and Gillen seconded and the Plat was Kingdom Heights Section 2 was approved by a vote of two “ayes” and no “nays”.

Mayor Moore then skipped to agenda item A19, for review and approval of the Engineering Contract for CDBG Phase V. This is for the Sanitary Sewer System Rehabilitation . After discussion it was recommended that the city enter into the agreement with Kelly R. Kaluza & Associates, Inc. Dostal moved to approve the Engineering Contract for CDBG Phase V and Gillen seconded. The contract was approved by a vote of two “ayes” and no “nays”.

Agenda item A20 was introduced for consideration and review to approve UTILITY AGREEMENT WITH FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 215, Henderson Wessendorff Foundation. After discussion, Dostal motioned to approve the Utility Agreement and Gillen seconded the motion. The Utility Agreement with Fort Bend County Municipal Utility District No. 215 was approved by vote of two “ayes” and no “nays”.

Mayor Moore announced that the Commission would now meet in Executive Session at 4:55 p.m., as authorized by Texas Government Code Section 551.072 and Section 551.071. Dostal moved to adjourn to Executive Session, and Gillen seconded and the motion carried by a vote of two “ayes” and no “nays”. Mayor Moore announced that the City Commission adjourns into executive session, as authorized by Texas Government Code Section 551.072 to discuss real estate and Texas Government Code Section 551.071 consultation with attorney, closed meeting.

The Commission reconvened into Open Session at 6:05p.m. and the following action was taken on said agenda items.

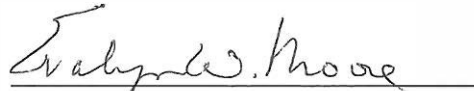
Mayor Moore asked to review and consider agenda item A16 approving the Final Design Contract for Surface Water Treatment Plant for Richmond Rosenberg Local Government Corporation. A motion was made by Gary Gillen to table the item and Bill Dostal seconded the motion. The motion was approved with two “ayes” and no "nays".

Mayor Moore introduced agenda item A17 for review, discussion and consider possible action on lawsuit against Fort Bend Subsidence District. Commissioner Dostal Requested motion in open session: "Subject to City of Rosenberg also filing suit, authorize the filing of suit on behalf of the City against the Fort Bend Subsidence District challenging its regulatory plan and authorizing the city manager to retain the services of attorneys and experts to represent the city in the suit, including but not limited to hiring the law firms of Davidson, Troilo, Ream & Garza and also Dunbar Harder, as local Counsel. " A motion was made by Dostal and seconded by Gillen to approve the action on lawsuit as described herein and was a unanimous vote.

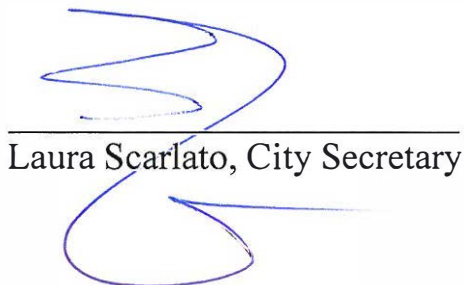
Agenda item A18 was to review and consider possible action on Electro Purification applications and agreement. Commissioner Gillen made a motion to table the item with Commissioner Dostal seconding the motion. There were two "ayes" and no "nays" regarding the motion

There being no further business to be brought before the Commission, Mayor Moore asked for a motion to adjourn. Dostal made a motion to adjourn the meeting, Gillen seconded and the Commission adjourned.

APPROVED:

  
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Evalyn W. Moore, Mayor

Attest:

  
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Laura Scarlato, City Secretary