

**THE CITY COUNCIL OF THE CITY OF KATY, TEXAS
WILL CONVENE IN REGULAR SESSION**



MONDAY, OCTOBER 25, 2021 AT 6:30 PM

KATY CITY HALL, 901 AVENUE C, KATY, TEXAS 77493

MAYOR BILL HASTINGS WILL PRESIDE

P.O. Box 617, Katy, Texas 77492 | Phone: (281) 391-4800 | Fax: (281) 391-4937 | citysecretary@cityofkaty.com

AGENDA

1) Call to Order

2) Roll Call, Invocation, Pledge to the U.S. Flag, Pledge to the Texas Flag
(Honor the Texas flag, I pledge allegiance to thee, Texas, one state under God, one and indivisible.)

3) Public Comments

Comment Period for Any Person Desiring to Comment on Any Matter of Interest to City Council That is Not on the Agenda. Time Limit of Three (3) Minutes; and a Limit of Three (3) Speakers per Topic Shall be Imposed. There Shall be No Discussion of Comments by Councilmembers. *(Katy Code of Ordinances Sec. 1.04.061 (4)(B))*

Comment Period for Any Person Desiring to Comment on Any Items on the Agenda. - Speakers are Required to State Name and Address; Address City Council, Not Individual Councilmembers; Shall Have a Limit of Three (3) Minutes; and a Limit of Four (4) Speakers per Subject Shall be Imposed. *(Katy Code of Ordinances Sec. 1.04.062)*

4) Consent Agenda

A) Consider Approval of Meeting Minutes

- i) 09-02-2021 Workshop Minutes iii) 09-27-2021 Meeting Minutes
- ii) 09-13-2021 Meeting Minutes

B) Consider Approval of Events *(approved by Katy Police Department)*

- i) Katy Half Marathon, Katy 5K & Kids K Run to be held Saturday, February 12, 2022
(start/ finish Katy Mills Mall) (portion inside the city limits only)
- ii) Naomi's Birthday Bash and Dash 5K and Family Fun Run, to be held Sunday,
November 28th, 2021, from 10:00 a.m. - 2:00 p.m. *(start/finish at No Label Brewery)*

**C) Consider Approval of Street Closure, Friday, November 5, 2021 from 5:30 p.m - 10:00 p.m.,
Closing Avenue C Between Second and Third Street for Movie Night in the Plaza**
(approved by Katy Police Department)

**D) Consider Approval of Membership Dues - West I-10 Chamber of Commerce in the Amount
of \$1,000.00**

E) Consider Acceptance of Public Improvements

- i) Cane Island Innovation Drive *(water, wastewater, drainage and paving)*
- ii) Cane Island Pitts Road Phase 3 *(water, wastewater, storm and paving)*
- iii) Spring Green Utility Extension Project *(water)*

A handwritten signature in blue ink, followed by the date "10-21-2021" written in blue ink.

AGENDA
(Continued)

5) Consider a Resolution

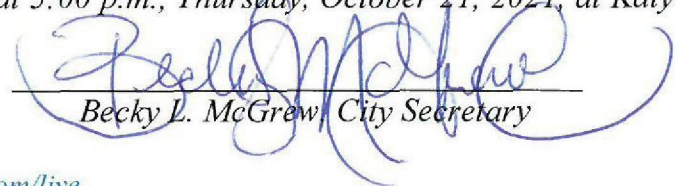
- A) Authorizing Water Meter Replacement Project with Aqua Metric, Selma, Texas, in the Amount of \$291,747.21 *(sole provider) (\$225,000 previously funded in Capital Reserve Fund; authorizing additional \$67,000 in Surplus Enterprise Fund Budget FY 2021)*
- B) Declaring Certain Property as Surplus and Authorizing the Sale or Disposal *(Administration, Parks, Police, Public Works) (Fire Department - donating items to Texas Forest Service) (various vehicles (5), mowing equipment (2), miscellaneous tools and equipment, 9 conference tables, scrap metal, and miscellaneous Fire Department equipment)*
- C) Authorizing the Mayor to Accept Access Easement Maintenance Undertaking and Sanitary Sewer Easement Maintenance Undertaking with Woodcreek Pin Oak, Ltd. *(Katy Main Street)*
- D) Authorizing the Issuance of Unlimited Tax Road Bonds, Series 2021 by Harris-Waller Counties Municipal Utility District No.3 in an Amount not to Exceed \$2,860,000 *(Cane Island)*
- E) Authorizing the Mayor to Sign a Contract with Linebarger Goggan Blair & Sampson, LLP, a Fully Qualified Special Council to Perform All Legal Services Necessary for Fines and Fees Collection Services for Unpaid Fines, Fees, Court Costs, Forfeited Bonds, and Restitution as Provided in Texas Code of Criminal Procedure, Article 103.0031 *(see attached supplemental notice)*
- F) Authorizing the Mayor to Sign an Extension to Maintenance and Support Agreement with IDEMIA Identity & Security USA, LLC for Maintenance of Existing LiveScan System *(Katy Police Department) (original agreement approved by City Council on 08-24-2020; Resolution 1104)(extension period 10-1- 2021 through 09-30-2022)*
- G) Authorizing the Mayor to Sign a Products Agreement with Nearmap US, Inc., to Provide Aerial Photography and Associated Products and Services *(Katy Police Department)*
- H) Authorizing the Mayor to Sign an Amendment to the Support Agreement with Tyler Technologies for Maintenance and Support Services for Software *(Katy Police Department) (original agreement approved by City Council on 08-24-2020; Resolution 1105)*
- I) Authorizing the Mayor to Sign a Five (5) Year Supplementary Schedule for Master Lease Agreement with Konica Minolta Business Solutions for Copier Lease Renewal *(CityHall)*

6) Mayor & Councilmembers' Reports

Reports on Items of Community Interest as Defined by Texas Local Government Code Sec. 551.0415 - No Action Will Be Taken

7) Adjourn

I hereby certify posting this Notice and Agenda at 5:00 p.m., Thursday, October 21, 2021, at Katy City Hall, 901 Avenue C, Katy, Texas.

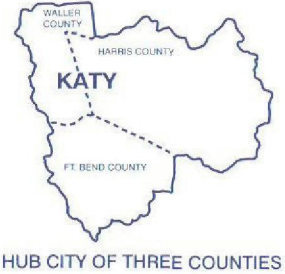

Becky L. McGrew, City Secretary

The meeting will live stream at <https://www.cityofkaty.com/live>.

In compliance with the Americans with Disabilities Act reasonable accommodations or interpretive services may be requested by contacting the Office of the City Secretary not later than twenty-four hours before the scheduled time of the meeting. Please email citysecretary@cityofkaty.com or call (281) 391-4815 to confirm with City Secretary staff.



City of Katy



NOTICE OF A PUBLIC MEETING

Notice is hereby given that a meeting of the City of Katy City Council will be held on October 25, 2021 at 6:30 PM for the purpose of considering and taking action on all matters on the agenda for the meeting, including approval of an agreement with the law firm of Linebarger Goggan Blair & Sampson, LLP as special counsel to perform all legal services necessary to collect unpaid fines, fees and court costs as provided in Tx Code of Criminal Procedure Art. 103.0031 and authorizing the execution of such agreement.

The agreement to be considered is necessary for the unpaid fines, fees and court costs owed to the City of Katy to be collected in the most effective manner. The City of Katy desires that such unpaid fines, fees and court costs be collected as provided in the Texas Code of Criminal Procedure.

The Linebarger Goggan Blair & Sampson, LLP firm is fully qualified to provide this representation, being the largest law firm specializing in the collection of governmental receivables in the State of Texas, as well as the United States, and having been engaged in this specialized legal service for more than 40 years. In addition, the Linebarger Goggan Blair and Sampson, LLP firm possesses infrastructure and technology, such as call center technology, that the City of Katy does not currently possess.

Linebarger Goggan Blair & Sampson, LLP has represented the City of Katy in the past with competence and professionalism, in the collection of unpaid fines, fees and court costs beginning on September 15, 2005.

The specialized legal services required by this agreement cannot be adequately performed by the attorneys and supporting personnel of the City of Katy due to the high cost of implementing the appropriate infrastructure and technology and employing sufficient in-house attorneys and staff with the level of experience and competence necessary to perform these activities.

Linebarger will be compensated on a contingent fee basis as provided in Tx Code of Criminal Procedure Art. 103.0031. This Article specifically provides for an additional collection fee in the amount of 30 percent in certain cases to compensate collection attorneys. A contract to pay inside or outside attorneys on an hourly basis would represent an additional cost to the City of Katy.

Entering into the proposed agreement is in the best interests of the residents of the City of Katy because the unpaid fines, fees and court costs will be professionally and competently collected without the additional costs to the City of implementing infrastructure and technology, and employing in-house personnel or paying outside counsel on an hourly fee basis which would otherwise be required.

10/21/2021