

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



**MONDAY, DECEMBER 11, 2023, AT 6:30 PM
KATY CITY HALL, 901 AVENUE C, KATY, TEXAS 77493
MAYOR DUSTY THIELE 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 Items on the Agenda; and on Any Matter of Interest to City Council That is Not on the Agenda. [Speakers are Required to State Name and Address] A Time Limit of Three (3) Minutes Shall Govern Each Speaker for the first Thirty (30) Minutes of Public Comments. Any Additional Speakers Signed Up Following the Initial Thirty (30) Minutes of Public Comments Shall Be Governed by a Time Limit of One (1) Minute Each. There Shall be No Discussion of Comments by Councilmembers. (Ordinance No. 3103)

4) Fiscal Year 2023 Fourth Quarterly Financial & Investment Report as of September 30, 2023 *(information item only)*

5) Public Hearings

A) Granting The Petition For Annexation Filed By Treyman Partners, LP; Woods Road Industrial, L.L.C.; J.D. Woods, Jr., Family Trust; John H. Baker, III; Jason Swanson Baker, As Trustee Of The Jason Swanson Baker 2009 Trust; Cara Leigh Berkman, As Trustee Of The Cara Leigh Berkman 2009 Trust; Jacob Fulbright Baker, As Trustee Of The Jacob Fulbright Baker 2009 Trust; Joshua Hendrix Baker, As Trustee Of The Joshua Hendrix Baker 2009 Trust; Elizabeth Dean; Robert E. Jones; Alexa Nichols; Darryl Davis; And Rebecca Kelly; Providing For The Extension Of Certain Boundary Limits Of The City Of Katy And Annexation Of Approximately 143.3 Acres Of Land, More Or Less, Out Of The T.S. Reese Survey, Abstract Number 330, Waller County, Texas *(Woods Road Industrial; along the west side of Woods Rd from Highway 90 to south of I-10)*

i) Public Hearing

ii) Consider an Ordinance

6) Consent Agenda

A) Consider Approval of Meeting Minutes

i) 10-09-2023 Regular Meeting

iii) 11-13-2023 Regular Meeting

ii) 10-23-2023 Regular Meeting

iv) 11-27-2023 Meeting Cancelled

B) Consider Approval of Request for the City to Pay Monthly Operating Costs for Streetlights from the Community Manager for Lilac Bend Homeowners Association for:

i) Lilac Bend Section 1
(22 lights)

ii) Lilac Bend Section 2
(13 lights)

12-07-23

AGENDA (Continued)

6) Consent Agenda (*cont'd*)

- C) Consider Approval of Membership Dues for 2023-2024 Katy Area Economic Development Council in the Amount of \$15,540.00
- D) Consider Approval of Events and Street Closures (*approved by Katy Police Department*)
 - i) 38th Annual Lone Star Stampede 5K Run, Saturday, January 6, 2024, Closing a Portion of Cane Island Parkway Between 1st Street & Robinson Drive (*start / finish Buffalo Bend Drive*)
 - ii) City of Katy 2024 Events
 - a) Closing Avenue C Between Second & Third Streets
 - (1) Retro Rewind, Saturday, March 2 from 12:00 P.M. - 11:00 P.M.
 - (2) The Ultimate Karaoke Party, Friday, April 12 from 5:00 P.M. - 11:00 P.M.
 - (3) May the Fourth Adventure, Saturday, May 4 from 12:00 P.M. - 10:00 P.M.
 - (4) Frosty Fiesta, Saturday, June 22 from 9:00 A.M. - 2:00 P.M.
 - (5) Soirée on the Square, Friday, August 23, from 2:00 P.M. - 11:00 P.M.
 - (6) Sing-A-Long Spectacular, Saturday, September 14, from 2:00 P.M. - 9:00 P.M.
 - (7) Christmas Tree Lighting, Thursday, December 5, from 5:00 P.M. - 9:00 P.M.
 - b) Freedom Celebration, Thursday, July 4, Closing Various Streets Near Katy Mills Mall and Typhoon Texas from 8:00 P.M. - 10:00 P.M.
 - c) Katy Rice Harvest Festival Parade, Saturday, October 5, Closing Various Downtown Streets from 8:00 A.M. - 11:00 A.M.
 - d) Katy Rice Harvest Festival, Friday October 11, at 7:00 A.M. through Sunday, October 13 at 10:00 P.M., Closing Various Downtown Streets and Creating a "No Parking" Zone
- E) Consider Approval of Final Plats (*City Planning & Zoning (CPZ) approved 11-14-2023*)
 - i) Clay Tubular Unrestricted Reserve A, Subdivision of 18.1547 Acres, 1 Reserve; 1 Block & 0 Lots in the H. & T. C. R.R. Co. Survey, Abstract 203, Waller County
 - ii) Cane Island Tenth Street Estate, Subdivision of 0.9415 Acres, 0 Reserves; 1 Block & 1 Lots in the J. McCutcheon Survey, Abstract 306, Waller County

7) Consider a Resolution

- A) Authorizing the Issuance of Unlimited Tax Park Bonds, Series 2024 by Fort Bend County Municipal Utility District No. 161 Not to Exceed \$2,980,000.00 (*Reserve at Katy*)
- B) Authorizing the Mayor to Sign a Proposal with ARKK Engineering, LLC in the Amount of \$144,970.00 for Engineering Design and Construction Phase Services for Town Park Subdivision Street Improvements Project; and Authorizing Source of Funds (*Reserves*)
- C) Improvements to Katy Hockley (*between Morton Road & Clay Road*) (*source of funds Metro Funds*)
 - i) Authorizing the Mayor to Sign an Interlocal Agreement with Katy Development Authority (KDA) for Improvements to Katy Hockley Road Between Morton Road and Clay Road (*purchasing right-of-way*) (*pending approval by KDA 12-08-2023*)
 - ii) Authorizing the Mayor to Purchase Approximately 0.046 Acres Located on Katy Hockley Road from Patrick W. DiIorio and Elizabeth K. DiIorio, in an Amount up to \$44,710.00, and Authorizing Use of Metro Funds (*purchasing right-of-way*) (*approved by KDA 11-20-2023*)
 - iii) Authorizing the Mayor to Accept an Easement from Richard Trueheart, Over, Under, Through and Across Reserve A, Block 1, Trueheart Addition, Harris County, Texas, for Public Right-of-Way at Katy Hockley Road, for the Consideration of \$6,500.00 and Authorizing Use of Metro Funds (*acquisition of public right-of-way*) (*approved by KDA 11-20-2023*)

AGENDA

(Continued)

7) Consider a Resolution (cont'd)

- D) Authorizing Katy Development Authority to Enter into a Road Improvement Agreement with RK Commercial Properties, Inc., and Authorizing the Use of Metro Funds for Certain Road Improvements in an Amount up to \$7,000,000.00 (*northwest corner of Katy Hockley Cut-Off and Morton Road*) (*pending approval by KDA 12-08-2023*)
- E) Authorizing the Mayor to Sign The Sixth Amendment to the Master Development Agreement Among Katy Development Authority; the City of Katy, Texas; and Katy Boardwalk Hotel LLC, as assignee to KBH Venture LLC (*modifying certain time requirements and financing contributions*) (*approved by KDA 11-20-2023*)
- F) Authorizing the Mayor to Sign a Letter of Removal and Updated Master Services Agreement No. 20048 with MCCi, LLC (*removing prior services after data migration; approved 10-23-2023; Resolution No. 1519*)
- G) Authorizing the Mayor to Sign a Data Request Letter to The Department of Homeland Security/Federal Emergency Management Agency (DHS/FEMA) to Authorize the Creation of an Information Sharing Access Agreement (ISAA) Between DHS/FEMA and the City of Katy, Texas
- H) Authorizing the Mayor to Sign a Rental Agreement and State and Local Government Addendum with SpectrumVoIP (also known as Financial Servicing, LLC) to Renew a 60-Month Lease Agreement for the VoIP Phone System (*original agreement approved 02-12-2018; Resolution No. 850*)
- I) Authorizing the Mayor to Sign a Software as a Service Agreement with Tyler Technologies, Inc. for Software, Products and Services in the Amount of \$138,151.00 (*source of funds - American Rescue Plan Act (ARPA) Grant Funds*) (*upgrade existing services to SaaS Cloud*)

8) Consider an Ordinance

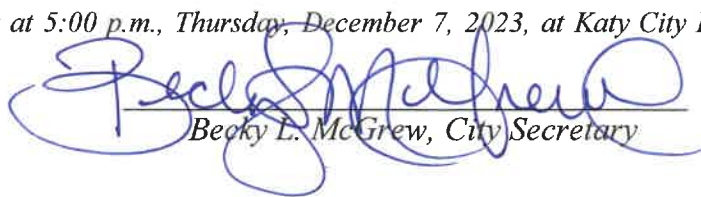
- A) Adopting Budget Amendment No. 13 for Fiscal Year 2022-2023 (*final appropriation*)
- B) Adopting Budget Amendment No. 2 for Fiscal Year 2023-2024 (*carryforward budget to fiscal year 2024 for incomplete projects; and to account for Reserves on Agenda Item No. 7B*)

9) Mayor & Councilmembers' Reports

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

10) Adjourn

I hereby certify posting this Notice and Agenda at 5:00 p.m., Thursday, December 7, 2023, 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.

NOTICE OF POSSIBLE QUORUM

*A Quorum of Various City Boards May Be Present At The Meeting.
However, No Official Action Of These Boards Will Be Taken.*