

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



MONDAY, APRIL 22, 2024, 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) Proclamations

- A) Recognizing April 24, 2024, as Administrative Professionals Day
- B) Recognizing May 2024 as National Mental Health Awareness Month
- C) Recognizing May 4, 2024, as International Firefighters Day
- D) Recognizing May 5-11, 2024, as Municipal Clerks Week
- E) Recognizing May 5-11, 2024, as Public Service Recognition Week
- F) Recognizing May 6-10, 2024, as Teacher Appreciation Week

5) Katy Visitors Center (5718 2nd Street)

- A) Presentation
- B) Consider a Resolution Awarding Bid for Permanent Exhibit at Katy Visitors Center to Innovative Environments in the Amount of \$952,370.53; Approving Convention & Tourism Bureau (CTB) Hotel Occupancy Tax (HOT) Grant Application (*bids rec'd 03-14-2024*) (*tourism-related advertising and promotion of the City of Katy and its vicinity; funding the establishment, improvement or maintenance of convention center or visitor information center*) (*source of funds HOT Funds*) (*approved by CTB on 04-17-2024*)

04-18-24
A handwritten signature in blue ink, appearing to be "Dusty Thiele", is written over the date "04-18-24".

AGENDA
(Continued)

6) Public Hearings

- A) Amending The City of Katy Zoning Ordinance No. 621; by Granting a Special Use Permit That Allows, a Special Use, to Wit: a Religious Institution (Apostolic Church LAWANA Katy, Texas) in a "C-1" Commercial District (5038 East Fifth Street) (rescheduled from 03-25-2024 Council Meeting) (denial recommended by City Planning & Zoning Commission (CPZ) 04-16-2024)
 - i) Public Hearing
 - ii) Consider an Ordinance
- B) Amending The City of Katy Zoning Ordinance No. 621; by Granting a Special Use Permit That Allows, a Special Use, to Wit: a Children's Home (On Time Home Care, LLC.) in a "R-1" Single-Family District (6002 Franz Court) (rescheduled from 03-25-2024 Council Meeting) (denial recommended by CPZ 04-16-2024)
 - i) Public Hearing
 - ii) Consider an Ordinance
- C) Amending The Zoning Map of The City of Katy by Changing The Zoning Classification From "M" Industrial District to "C-2" General Business District For Approximately 4.9998 Acres of Land in The Thomas Cresap Survey, Abstract 369, and the Charles W. Schrimpf Survey, Abstract 412, in Fort Bend County, Texas (east of Cane Island/Kingsland) (approval recommended by CPZ 04-09-2024)(White Quail Subdivision)
 - i) Public Hearing
 - ii) Consider an Ordinance
- D) Amending The Zoning Map of The City of Katy by Changing The Zoning Classification From "R-1" Single-Family District to "C-1" Commercial District For Approximately 2.63 Acres of Land in The James Conner Survey, Abstract 157, in Fort Bend County, Texas (Firethorne/Spring Green) (denial recommended by CPZ 04-09-2024)
 - i) Public Hearing
 - ii) Consider an Ordinance
- E) Consider Proposed Partial Replat No. 1 of Katy Court Section 1B, a 4.379 Acre Replat Legally Described as Block 3, Lots 1-10 and 17-24 of the Katy Court Section 1B Subdivision, in Harris County, Texas (approval recommended by CPZ 04-09-2024)
 - i) Public Hearing
 - ii) Discuss and Consider

7) Consent Agenda

- A) Consider Approval of Meeting Minutes
 - i) 03-11-2024 Cancelled Meeting
 - ii) 03-25-2024 Regular Meeting
- B) Consider Approval of 31st Annual Katy Triathlon at Cane Island – Rotary Club of Katy, Sunday, September 1, 2024, at 7:15 A.M., Closing Portions of 1st Street, Bartlett Road, Freeman Road, and Cane Island Parkway/Pitts Road, Between 1st Street and FM 529 (start/finish Cane Island) (approved by Katy Police Department)
- C) Consider Cancelling Monday, May 27, 2024, Regular Meeting (due to Memorial Day holiday)
- D) Consider Approval of Final Plat of Katy Court Section 2, Subdivision of 14.91 Acres, 2 Reserves, 3 Blocks, and 47 Lots out of the H.& T.C.R.R. CO. Survey No. 65, Abstract 452, Harris County, Texas (Council approved 07-25-2022; expired 07-26-2023) (CPZ approved new application on 04-09-2024)
- E) Consider Approval of Six-Month Extension of Final Plat for Davies Cove (approved by City Council 05-22-2023) (requesting extension to 11-22-2024)
- F) Consider Approval of CTB Hotel Occupancy Tax Grant Application – CITY OF KATY – 2024 Katy Rice Harvest Festival, October 12-13, 2024 – Historic Town Square - Downtown Katy for funds to enhance the 2024 Katy Rice Harvest Festival – Amount Requested: \$100,000.00 (tourism-related advertising & promotion of the City of Katy & local hotels; funding programs that enhance the arts) (approved by CTB on 04-17-2024)

04-18-24


AGENDA
(Continued)

8) Consider a Resolution

A) 10th Street Bridge Replacement Project

- i) Awarding Bid to John Reed and Company, LLC, Houston, Texas in an Amount of \$2,885,803.00 *(bid received 04-12-2024) (source of funds General Land Office Funds (GLO) Contract No. 20-065-137-C503)*
- ii) Authorizing the Mayor to Approve a Proposal with ARKK Engineers, LLC for Construction Management and Inspection Services in the Amount of \$99,250.00 *(source of funds - Reserves)*

B) Historic Town Square

- i) Authorizing the Mayor to Sign a Change Order No. 1 for Phase 4 Improvements with LJA Engineering, Inc. for Historic Town Square in the Amount of \$98,000.00 *(original agmt approved 07-25-2022; Resolution No. 1348) (original contract amount \$378,100.00; total contract amount with change order no. 1 \$476,100.00) (source of funds - Reserves)*
- ii) Authorizing the Mayor to Sign Change Order No. 1 from Millis Development and Construction, LLC for an Adjustment in Scope of Work and Granting a 230-day Time Extension for the Historic Town Square in the Amount of \$123,122.93 *(bid awarded 03-08-2023, Resolution No. 1426) (original contract amount \$3,402,774.02, total contract amount with change order no. 1 \$3,525,896.95) (project extended to 07-16-2024) (source of funds - Reserves)*

C) Authorizing the Mayor to Approve a Contract Amendment with ARKK Engineers, LLC to the City of Katy's 3rd Street Drainage Improvements Project – Off Street Parking Addition in the Amount of \$44,450.00 *(original agmt approved 02-12-2024; Resolution No. 1568) (original contract amount \$191,140.00, total contract amount with contract amendment \$235,950.00) (source of funds - Reserves)*

D) Katy Hockley Road Widening Project

- i) Authorizing the Mayor to Accept an Easement for Public Right-of-Way on Katy Hockley Road, from Virginia L. Caudle, Over, Under, Through and Across 0.023 of One Acre of Land Situated in the H & TC RR CO SURVEY, Block 2, Section 80, W. Mohler Survey, Abstract No. 1416, Harris County, Texas for the Consideration of \$8,176.00; and Authorizing the Use of Metro Funds *(acquisition of public right-of-way) (approved by KDA 04-15-2024)*
- ii) Authorizing the Mayor to Purchase Approximately 0.160 of One Acre of Land Situated in the H&TC RR CO. Block 2, Section 80, A. Savage Survey Abstract No. 1427, Harris County, Texas, Located on Katy Hockley Road from Carol Denise Middleton Tobolka, in an Amount up to \$44,625.23; and Authorizing Use of Metro Funds *(purchasing right-of-way) (approved by KDA 04-15-2024)*

E) Katy Hockley Cut-Off Road Reconstruction Project

- i) Authorizing the Mayor to Accept an Easement for Public Right-of-Way on Katy Hockley Cut-Off Road, from Eddie Lynn Mills, Over, Under, Through and Across 0.344 of One Acre (Gross) of Land Situated in the H&TC RR CO, Block 2, Section 65, Abstract No. 452, Harris County, Texas, for the Consideration of \$70,000.00; and Authorizing the Use of Metro Funds *(acquisition of public right-of-way) (approved by KDA 04-15-2024)*
- ii) Authorizing the Mayor to Purchase Approximately 0.165 of One Acre (Gross) of Land Situated in the H&TC RR CO, Block 2, Section 65, Abstract No. 452, Harris County, Texas, Located on Katy Hockley Cut-Off Road from Ashraf Omar Sorour, in an Amount up to \$26,369.84, and Authorizing Use of Metro Funds *(purchasing right-of-way) (approved by KDA 04-15-2024)*

F) Authorizing the Mayor to Sign a Proposal for Primary Depository Services with Valley View Consulting, L.L.C. in the Amount of \$7,500.00 *(source of funds -- Reserves)*

AGENDA
(Continued)

9) Consider an Ordinance

Adopting Budget Amendment No. 8 for Fiscal Year 2023-2024 *(to account for use of Reserves for agenda item no. 8Aii, 8Bi-ii, 8C, and 8F)*

CLOSED MEETING

- 10)** Executive Session as Authorized by Chapter 551 of the Texas Government Code Section 551.071 Consultation with an Attorney; and Section 551.072 Purchase, Exchange, Lease or Value of Real Properties *(Near Pitts/Morton Road)*

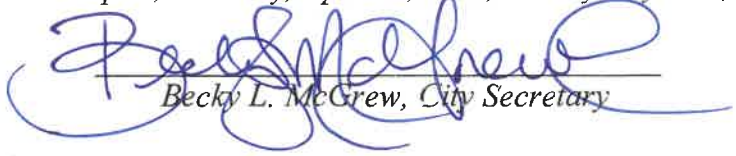
OPEN MEETING

11) Mayor & Councilmembers' Reports

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

12) Adjourn

I hereby certify posting this Notice and Agenda at 5:00 p.m., Thursday, April 18, 2024, 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.*