

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



**MONDAY, OCTOBER 14, 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](mailto: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 October 2024 as Domestic Violence Awareness Month and Proclaiming Thursday, October 17, 2024 as "Purple Thursday"
- B) Recognizing October 2024 as Community Planning Month

**5) Public Hearings**

Granting the Petition for Annexation Filed by Texas Petroleum Group, LLC., Providing for the Extension of Certain Boundary Limits of the City of Katy and Annexation of Approximately 4.89 Acres of Land, More or Less, in the J.G. Bennett Survey, Section 104, Abstract No. 292, Waller County, Texas *(petition filed 09-10-2024) (southwest corner of I-10 and Texas Heritage Parkway - formally Pederson Road)*

- A) Public Hearing
- B) Consider an Ordinance

**6) Request for Variance from City of Katy Code of Ordinances, Section 4.02.001 to Serve Alcoholic Beverages Near a Church or School at TMG Burger Grill, LLC, 6191 Highway Blvd., Suite #101**

- A) Presentation from Austin Yates, Owner
- B) Consider an Ordinance

10-10-24  
A handwritten signature in blue ink, appearing to be "J. Thiele", is written over the date "10-10-24".

**AGENDA**  
**(Continued)**

**7) Consent Agenda**

- A) Consider Approval of Events & Street Closures (*approved by Katy Police Department*)
  - i) Katy First United Methodist Church Trunk or Treat - Saturday, October 26th from 4:00 pm to 8:00 pm; Closing 4th Street Between Avenue A and Avenue B; and Closing Avenue A Between 4th Street and 5th Street
  - ii) 2024 Katy Market Day - October 19 and November 16, Updating Street Closures to include a Portion of Avenue C and a Portion of 2nd Street (*original request approved 06-26-2023*)
- B) Acceptance of Public Improvements for Katy Court Section 2 (*water, sanitary sewer, paving, and drainage improvements*)
- C) Approval of Final Plat for Texas Heritage Marketplace Sec 1, Subdivision of 11.77 Acres, 1 Reserve, 1 Block, in the H. & T.C. R.R. Co. Survey, Abstract No. 170, Waller County, Texas (*approval recommended by City Planning & Zoning Commission (CPZ) on 10-08-2024*)

**8) Consider a Resolution**

- A) Ratifying Invoice No. 35420 with Weisinger, Inc. for Temporary Rental Pump, Motor and Column Assembly for Water Well No. 7 at Water Plant No. 5 in the Amount of \$74,875.00 (*source of funds Enterprise Fund Reserves*) (3300 Katy Hockley Road)
- B) Awarding Bid for Ground Storage Tank Rehabilitation at Water Plant No. 3 to D&M Tank, LLC, Kennedale, Texas, in the Amount of \$769,500.00, Total Project Cost \$875,430.00 (*total project cost includes bid amount, recommended contingencies (5%); plus engineering design, inspection & construction management services approved 04-08-2024; Resolution No. 1592*) (*source of funds Enterprise Fund Reserves*)
- C) Awarding Bid for Water Well Rehabilitation at Water Plant No. 3 Project to C & C Water Services, Tomball, Texas, in the Amount of 353,736.00, Total Project Cost \$403,593.00 (*total project cost includes bid amount, recommended contingencies (5%); plus engineering design, inspection & construction management services approved 04-08-2024; Resolution No. 1592*) (*source of funds for bid & contingencies: American Rescue Plant Act (ARPA) Grant Funds*)
- D) Authorizing the Mayor to Sign an Interlocal Cooperation Agreement Between the City of Katy, Texas and The Katy Independent School District (KISD) for Transfer and Maintenance of Bronze Walking Tiger Sculpture (*from intersection at Hwy 90 and FM 1463 to Katy Junior High – 5350 Franz Road*) (*purchased 2010 by Keep Katy Beautiful*)
- E) Authorizing the Mayor to Sign a Contract for Limited Architectural & Mechanical/Electrical Services with LDDBlueline, LLC, for Architectural Services Related to the Third Floor Partial Build-Out at Katy City Hall (*capital improvement project*)
- F) Authorizing the Mayor to Sign a Renewal Statement of Work (SOW) with CivicPlus, LLC for Agenda and Packet Management Software (*original contract approved 11-09-2020; Resolution No. 1134*)
- G) Authorizing the Mayor to Approve Quote No. 48914636 with Questica at Carahsoft for Questica Budget and Implementation to Assist with Department Budget Tracking (*five-year agreement*) (*capital improvement project*)

**9) Consider an Ordinance**

- A) Creating the 2024-2025 Charter Review Commission, Appointing Commissioners and Establishing the Duties of Said Commission (*J.W. "Skip" Conner, Otis M. Sadler, Jo Ann Tilton, Shari Boothe and Lynn Freeman*)
- B) Adopting Budget Amendment No. 1 for Fiscal Year 2024-2025 (*to account for Enterprise Fund Reserves for agenda item no. 8B*)
- C) Amending the Zoning Ordinance, Ordinance No. 621; Establishing a Special Use Permit That Allows a Special Use, To-Wit: a Battery Energy Storage System (BESS) at 27051 Highway Boulevard (*Ochoa Energy*) (*CPZ recommended approval on 09-10-2024*) (*City Council Public Hearing Held 09-23-2024*) (*tagged by Councilmember Janet Corte 09-23-2024*)

**AGENDA**  
**(Continued)**

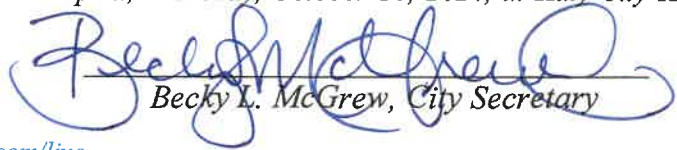
**CLOSED MEETING**

- 10) Executive Session as Authorized by Chapter 551 of the Texas Government Code, Section 551.071 Consultation with an Attorney**

**OPEN MEETING**

- 11) Consider Any Action Deemed Necessary as a Result of Executive Session**  
Consider a Resolution Authorizing the Mayor to Sign a Settlement Release Agreement Between the City of Katy and Sonya Polydor
- 12) Mayor & Councilmembers' Reports**  
*Reports on Items of Community Interest as Defined by Texas Local Government Code Sec. 551.0415 - No Action Will Be Taken*
- 13) Adjourn**

*I hereby certify posting this Notice and Agenda at 5:00 p.m., Thursday, October 10, 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](mailto: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.*