



# CITY OF SUGAR LAND

## CITY COUNCIL MINUTES

Sugar Land City Hall  
2700 Town Center Boulevard North  
Sugar Land, Texas 77479

CITY OF SUGAR LAND

TUESDAY, DECEMBER 19, 2017

CITY COUNCIL MEETING MINUTES

5:30 PM

### QUORUM PRESENT

All of said members were present, with the exception of Council Member Amy Mitchell who was absent.

### INVOCATION

*Council Member Mary Joyce*

### PLEDGE OF ALLEGIANCE TO THE FLAG

*Council Member Mary Joyce*

### RECOGNITION

Savannah LaRicci  
Southland Conference Player of the Year  
*Joe Zimmerman, Mayor*

Greatwood and New Territory Municipal Utility Districts  
*Jim Callaway, Assistant City Manager*

Sugar Land 101 Annexation Class of 2017 Graduates  
*Carrie Paxton-Lamke, Community Engagement Manager*

## I. PUBLIC COMMENT

- A. Citizens who desire to address the City Council with regard to matters on the agenda will be received at this time. The number of speakers will be limited to the first ten (10) speakers and each speaker is limited to three (3) minutes. Comments or discussion by council members will only be made at the time the subject is scheduled for consideration.**

Hillary Goldstein, 3327 Dew Point Lane, gave comments in opposition to Item V-A Annexation Whitley Penn, LLP findings.

Kim Totsky, 3242 Pebble Lake Drive, gave comments in favor of Item VI-B Contract with Freese and Nichols, Inc.

## **II. REVIEW OF CONSENT AGENDA**

### **A. Review of Consent Agenda**

## **III. CONSENT AGENDA**

- A.** Consideration of and action on acceptance of the 2017 Bulletproof Vest Partnership Grant Award in the amount of \$17,179.00 from the Department of Justice; authorization of a budget amendment to expenditures in the amount of \$29,438.00; and authorization of Police Chief Douglas Brinkley as the Bulletproof Vest Partnership Grant Official.

***Douglas Brinkley, Chief of Police***

- B.** Consideration of and action on authorizing approval of the Community Development Block Grant (CDBG) Program Year 2016 Consolidated Annual Performance and Evaluation Report (CAPER) for submittal to the U.S. Department of Housing and Urban Development (HUD).

***Stacie Henderson, Assistant Director of Environmental and Neighborhood Services***

- C.** Consideration of and action on authorizing execution of an Interlocal Agreement by and between the City of Sugar Land and Fort Bend County Levee Improvement District #2 in the amount of \$54,000.00 to perform a 2-D modeling determining the cause of the flooding in two neighborhoods located inside Fort Bend County Levee Improvement District #2 during Hurricane Harvey.

***Jorge Alba, Senior Engineer***

- D.** Consideration of and action on authorizing acceptance of Special Commissioners Judgement acquisition of real property Parcel 007, valued at \$124,213.00, for State Highway 6 Roadway Improvements, CIP ST1404.

***Clayton Taylor, Real Estate Services Manager***

- E. Consideration of and action on the minutes of the November 21, 2017 and December 5, 2017 City Council meetings.

***Thomas Harris III, Assistant City Secretary***

Consent Agenda III-A to III-E. All Consent Agenda items are considered to be routine by the City Council and will be enacted by one motion.

A motion to **Approve**, III-A to III-E, was made by Himesh Gandhi and seconded by Carol McCutcheon, the motion **Passed**.

Ayes: Gandhi, Joyce, McCutcheon, Porter, Yeung, Zimmerman

Absent: Mitchell

#### **IV. ANNEXATION**

- A. Receipt of and discussion on Whitley Penn, LLP findings related to the financial analysis of the annexation of Greatwood and New Territory.

***Christopher Breaux, Partner, Whitley Penn, LLP.***

Christopher Breaux, Partner, Whitley Penn, LLP. gave a presentation, comments, and answered questions from the Council.

#### **V. ORDINANCES AND RESOLUTIONS**

- A. **FIRST AND FINAL CONSIDERATION:** Consideration of and action on **CITY OF SUGAR LAND ORDINANCE NO. 2123** AN ORDINANCE AMENDING THE FISCAL YEAR 2016-2017 BUDGET FOR THE CITY OF SUGAR LAND, TEXAS, TO PROVIDE THAT THE REVISED BUDGET ADDRESS FUNDS RELATING TO CERTAIN CAPITAL AND OPERATING BUDGET MATTERS AND THAT THIS AMENDMENT BE ADOPTED AS THE BUDGETED AMOUNT FOR THOSE FUNDS.

***Justin Alderete, Budget Officer***

**RECESS: Mayor Zimmerman recessed the meeting at 7:04 P.M.**

**RECONVENE: Mayor Zimmerman reconvened the meeting at 7:15 P.M.**

This item was considered following the aforementioned recess.

Justin Alderete, Budget Officer, gave a presentation, comments, and answered questions from the Council.

A motion to **Approve**, IV-A CITY OF SUGAR LAND ORDINANCE NO. 2123, was made by Mary Joyce and seconded by Carol McCutcheon, the motion **Passed**.

Ayes: Gandhi, Joyce, McCutcheon, Porter, Yeung, Zimmerman

Absent: Mitchell

## **VI. CONTRACTS AND AGREEMENTS**

- A.** Consideration of and action on authorizing execution of a Contract in the amount of \$150,000.00 utilizing Sugar Land 4B Corporation funding with RE:site for design, fabrication and installation of public artwork at the Festival Site Overlook.

***Lindsay Davis, Cultural Arts Manager***

Lindsay Davis, Cultural Arts Manager, gave a presentation, comments, and answered questions from the Council.

**RECESS: Mayor Zimmerman recessed the meeting at 7:22 P.M.**

**RECONVENED: Mayor Zimmerman reconvened the meeting at 7:23 P.M.**

A motion to **Approve**, VI-A Contract with RE:site, was made by Carol McCutcheon and seconded by Bridget Yeung, the motion **Passed**.

Ayes: Gandhi, Joyce, McCutcheon, Porter, Yeung, Zimmerman

Absent: Mitchell

- B.** Consideration of and action on authorizing execution of a Contract in the amount of \$79,510.00 with Lockwood, Andrews & Newnam, Inc. for drainage studies for River Bend North and Plantation Bend subdivision; and Oyster Creek between Dam No. 3 and Dulles Avenue and approving a Fiscal Year 2018 budget amendment in the amount of \$79,510.00.

***Jorge Alba, Senior Engineer***

Jorge Alba, Senior Engineer, gave a presentation, comments, and answered questions from the Council.

A motion to **Approve**, VI-B Contract with Freese and Nichols, Inc., was made by Carol McCutcheon and seconded by Bridget Yeung, the motion **Passed**.

Ayes: Gandhi, Joyce, McCutcheon, Porter, Yeung, Zimmerman

Absent: Mitchell

- C. Consideration of and action on authorizing execution of a Contract in the amount of \$170,700.00 with Freese and Nichols, Inc. for drainage studies at Chimneystone, Austin Park, Settler Park, and Sugar Lakes subdivisions and approving a Fiscal Year 2018 budget amendment in the amount of \$170,700.00.

***Jorge Alba, Senior Engineer***

Jorge Alba, Senior Engineer, gave a presentation, comments, and answered questions from the Council.

A motion to **Approve**, VI-C Contract with Lockwood, Andrews & Newnam, Inc., was made by Mary Joyce and seconded by Steve Porter, the motion **Passed**.

Ayes: Gandhi, Joyce, McCutcheon, Porter, Yeung, Zimmerman

Absent: Mitchell

- D. Consideration of and action on authorizing execution of a Contract in the amount of \$90,000.00 with Jones and Carter, Inc. for drainage studies at Elkins Road and Knightsbridge Boulevard and approving a Fiscal Year 2018 budget amendment in the amount of \$90,000.00.

***Jorge Alba, Senior Engineer***

Jorge Alba, Senior Engineer, gave a presentation, comments, and answered questions from the Council.

A motion to **Approve**, VI-D Contract with Jones and Carter, Inc., was made by Himesh Gandhi and seconded by Carol McCutcheon, the motion **Passed**.

Ayes: Gandhi, Joyce, McCutcheon, Porter, Yeung, Zimmerman

Absent: Mitchell

## **VII. APPOINTMENTS**

- A. Consideration of and action on appointments of three members to Tax Increment Reinvestment Zone Number One Board of Directors Positions Six, Seven, and Eight for two-year term January 01, 2018 through December 31, 2019; and appoint Chair for one-year term January 01, 2018 to December 31, 2018.

***Joe Zimmerman, Mayor***

A motion to **Approve**, VII-A Appointment of Jared Jameson, Malvern Lusky, and

Laura Richard to Tax Increment Reinvestment Zone Number One for terms ending December 31, 2019; and appoint Donald Smithers as Chair for a one-year term ending December 31, 2018, was made by Joe Zimmerman and seconded by Himesh Gandhi, the motion **Passed**.

Ayes: Gandhi, Joyce, McCutcheon, Porter, Yeung, Zimmerman

Absent: Mitchell

- B.** Consideration of and action on appointments of two members to Tax Increment Reinvestment Zone Number Three Board of Directors Positions One and Three for two-year term January 01, 2018 through December 31, 2019; and appoint Chair for one-year term January 01, 2018 through December 31, 2018.  
*Joe Zimmerman, Mayor*

A motion to **Approve**, VII-B Appointment of Amy Mitchell and Mary Willis to Tax Increment Reinvestment Zone Number Three for terms ending December 31, 2019; and appoint Amy Mitchell as Chair for term ending December 31, 2018, was made by Joe Zimmerman and seconded by Carol McCutcheon, the motion **Passed**.

Ayes: Gandhi, Joyce, McCutcheon, Porter, Yeung, Zimmerman

Absent: Mitchell

- C.** Consideration of and action on appointments of two members to Tax Increment Reinvestment Zone Number Four Board of Directors Positions Two and Four for two-year term January 01, 2018 through December 31, 2019; and appoint Chair for one-year term January 01, 2018 through December 31, 2018.  
*Joe Zimmerman, Mayor*

A motion to **Approve**, VII-C Appointment of Carol McCutcheon and Manuel Reyes to Tax Increment Reinvestment Zone Number Four for terms ending December 31, 2019; and appoint Greg Stirman as Chair for a one-year term ending December 31, 2018, was made by Joe Zimmerman and seconded by Steve Porter, the motion **Passed**.

Ayes: Gandhi, Joyce, McCutcheon, Porter, Yeung, Zimmerman

Absent: Mitchell

## **VIII.CLOSED EXECUTIVE SESSION**

- A. Closed Executive Session as authorized by Chapter 551, Texas Government Code in accordance with:

**Section 551.087: Deliberation Regarding Economic Development Negotiations**

For the purpose of deliberation regarding the offer of a financial or other incentive to a business prospect the City seeks to have locate, stay, or expand in or near the City.

*Phil Wagner, Director of Economic Development*

- B. Closed Executive Session as authorized by Chapter 551, Texas Government Code, in accordance with:

**Section 551.074 Personnel Matters**

For the purpose of discussion with respect to the City Manager annual performance evaluation.

*Joe Zimmerman, Mayor*

**RECESS: Mayor Zimmerman recessed the meeting at 7:47 P.M.**

**RECONVENE**

**RECONVENE: Mayor Zimmerman reconvened the meeting at 8:30 P.M.**

**IX. CITY MANAGER**

- A. Consideration of and action on City Manager Compensation Package for Period October 01, 2017 through September 30, 2018.  
*Joe Zimmerman, Mayor*

A motion to **Approve**, IX-A City Manager Compensation Package, was made by Joe Zimmerman and seconded by Steve Porter, the motion **Passed**.

Ayes: Gandhi, McCutcheon, Porter, Yeung, Zimmerman

Absent: Mitchell

Abstain: Joyce

**X. ADJOURNMENT**

There being no further business to come before the Council the meeting adjourned at 8:32 p.m.

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**Glenda Gundermann, City Secretary**

