



**STATE OF TEXAS
COUNTIES OF WALLER AND HARRIS
CITY OF WALLER**

BE IT REMEMBERED THAT ON THIS THE 28th day of February 2022 at 5:00 p.m. the City Council of the City of Waller, Texas held a meeting in Special Session at 1218 Farr St. with the following present:

Mayor Danny Marburger
Mayor Pro Tem Dwayne Hajek
Councilmember Nancy Arnold
Councilmember Edna Eaton (Absent)
Councilmember Mike McCormick
Councilmember Jason Tones

Cynthia Ward, City Secretary
Kim Dickey, Deputy City Secretary (Absent)
Maryann Carl, Finance Officer
Gene Schmidt, Public Works Director
Michael Lopez, Acting Police Chief
Art Pertile, City Attorney

Mayor called the Meeting to order at 6:00 p.m.

**Call to order
Roll Call**

PUBLIC HEARING

NOTICE IS HEREBY GIVEN TO ALL INTERESTED PERSONS, THAT:

The City of Waller, Texas proposes to institute annexation proceedings to enlarge and extend the boundary limits of said city to include the following described territory, to-wit:

469.7 ACRES OF LAND IN THE NATHAN W. BUSH SURVEY, ABSTRACT 76, AND THE JOHN L. BOATRIGHT SURVEY, ABSTRACT 81, WALLER COUNTY, TEXAS, AND OUT A CALLED 69 ACRE TRACT (FIRST TRACT) DESCRIBED IN THE DEED TO PAUL ARRINGTON WOOD, TRUSTEE, RECORDED UNDER VOLUME 634, PAGE 710, IN THE DEED RECORDS OF WALLER COUNTY, TEXAS A CALLED 84 ACRE TRACT (SECOND TRACT) DESCRIBED IN THE DEED TO PAUL ARRINGTON WOOD, TRUSTEE, RECORDED UNDER VOLUME 634, PAGE 710, IN THE DEED RECORDS OF WALLER COUNTY, TEXAS, THE CALLED 205 ACRE TRACT DESCRIBED IN THE DEED TO PAUL ARRINGTON WOOD, TRUSTEE, RECORDED UNDER VOLUME 634, PAGE 710, IN THE DEED RECORDS OF WALLER COUNTY, TEXAS, AND THE 236 ACRE TRACT DESCRIBED IN THE DEED TO PAUL ARRINGTON WOOD, TRUSTEE, RECORDED UNDER VOLUME 551, PAGE 50 AND VOLUME 551, PAGE 52, IN THE DEED RECORDS OF WALLER COUNTY, TEXAS

CLOSE PUBLIC HEARING

REGULAR AGENDA ITEMS

1. Discussion and possible action regarding **Ordinance # 588:**

AN ORDINANCE GRANTING THE REQUEST FOR ANNEXATION OF A CERTAIN TRACT OF LAND BEING 469.7 ACRES OF LAND IN THE NATHAN W. BUSH SURVEY, ABSTRACT 76, AND THE JOHN L. BOATRIGHT SURVEY, ABSTRACT 81, WALLER COUNTY, TEXAS, AND OUT A CALLED 69 ACRE TRACT (FIRST TRACT) DESCRIBED IN THE DEED TO PAUL ARRINGTON WOOD, TRUSTEE, RECORDED UNDER VOLUME 634, PAGE 710, IN THE DEED RECORDS OF WALLER COUNTY, TEXAS A CALLED 84 ACRE TRACT (SECOND TRACT) DESCRIBED IN THE DEED TO PAUL ARRINGTON WOOD, TRUSTEE, RECORDED UNDER VOLUME 634, PAGE 710, IN THE DEED RECORDS OF WALLER COUNTY, TEXAS THE CALLED 205 ACRE TRACT DESCRIBED IN THE DEED TO PAUL ARRINGTON WOOD, TRUSTEE, RECORDED UNDER VOLUME 634, PAGE 710, IN THE DEED RECORDS OF WALLER COUNTY, TEXAS, AND THE 236 ACRE TRACT DESCRIBED IN THE DEED TO PAUL ARRINGTON WOOD, TRUSTEE, RECORDED UNDER VOLUME 551, PAGE 50 AND VOLUME 551, PAGE 52, IN THE DEED RECORDS OF WALLER COUNTY, TEXAS, TO BE KNOWN AS "WALLER COUNTY MUNICIPALITY DISTRICT NO. 38"; PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF WALLER, TEXAS TO INCLUDE SAID TRACT; PROVIDING FOR SEVERABILITY; AND MAKING FINDINGS AND PROVISIONS RELATIVE TO THE SUBJECT.

Motion by Councilmember Tones to accept the Ordinance # 588 for Annexation property into the city. Motion seconded by Mayor ProTem Hajek. Motion passed.

2. Discussion and possible action regarding **Ordinance # 589:**

AN ORDINANCE OF THE CITY OF WALLER, TEXAS CONSENTING TO AND GRANTING A PETITION FOR THE CREATION OF WALLER COUNTY MUNICIPAL UTILITY DISTRICT NO. 38; A MUNICIPAL UTILITY DISTRICT WITHIN THE BOUNDARIES OF THE CITY OF WALLER, TEXAS; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Motion by Councilmember Arnold to accept the Ordinance # 589 for consenting and granting Waller County MUD # 38. Motion seconded by Councilmember McCormick. Motion passed.

3. Discussion and possible action regarding **Resolution # 2022-07:**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WALLER, TEXAS, APPROVING THE FIRST AMENDED AND RESTATED UTILITY AGREEMENT BETWEEN THE CITY OF WALLER, TEXAS AND WALLER COUNTY MUNICIPAL UTILITY DISTRICT NO. 38.

Motion by Mayor Pro Tem Hajek to accept the Resolution # 2022-07 Utility agreement between the City of Waller and Waller County MUD # 38. Motion seconded by Councilmember McCormick. Motion passed

4. Discussion and possible action regarding **Resolution # 2022-08:**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WALLER, TEXAS, APPROVING THE DEVELOPMENT AGREEMENT BETWEEN THE CITY OF WALLER, TEXAS AND WALLER COUNTY MUNICIPAL UTILITY DISTRICT NO. 38.

Motion by Councilmember Arnold to accept the Resolution # 2022-08 Development agreement between the City of Waller and Waller County MUD # 38. Motion seconded by Councilmember McCormick. Motion passed

5. Discussion and possible action to approve the FY 2020-2021 audit as presented by Belt Harris & Pechacek LLP.

Daniel Hebert with Belt Harris & Pechacek LLP briefly presented the city's audit to Council.

Motion by Mayor Pro Tem Hajek to accept the FY 2020-2021 audit as presented. Motion seconded by Councilmember McCormick. Motion passed

6. Discussion and possible action regarding final plat for Beacon Hill Section 3.

Public Works Director Gene Schmidt addressed the Council with Dr. Clay's recommendation to approve the final plat for Beacon Hill Section 3.

Motion by Councilmember to approve the final plat for Beacon Hill Section 3. Seconded by Councilmember Eaton. Motion passed.

7. Discussion and possible action to approve **Resolution # 2202-06:**

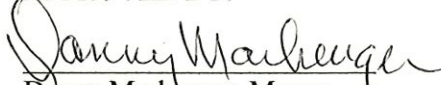
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WALLER, TEXAS, AUTHORIZING THE CITY OF WALLER ECONOMIC DEVELOPMENT CORPORATION TO AMEND ARTICLE III OF THE DEVELOPMENT AGREEMENT WITH DAVID S. WOLFF COMPANIES LLC DBA WOLFF COMPANIES, A TEXAS LIMITED LIABILITY COMPANY, TO EXTEND THE TIME FOR WOLFF COMPANIES TO CONSTRUCT ENTRANCE AND EXIT RAMPS TO ENABLE ACCESS TO AND FROM US 290 AND/OR FM 362 TO FEBRUARY 7, 2024.

Motion by Councilmember Arnold to approve Resolution # 2202-06. Motion seconded by Mayor Pro Tem Hajek. Motion passed.

ADJOURNMENT

With no other business, Mayor adjourned at 5:22 pm.

APPROVED BY:


Danny Marburger, Mayor

ATTEST:


Cynthia Ward, City Secretary