

MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF JERSEY VILLAGE, TEXAS, HELD ON JUNE 17, 2013 AT 7:00 P.M. IN THE CIVIC CENTER, 16327 LAKEVIEW, JERSEY VILLAGE, TEXAS.

A. CALL TO ORDER AND ANNOUNCE A QUORUM IS PRESENT

The meeting was called to order by Mayor Rod Erskine at 7:00 p.m. with the following present:

Mayor, Rod Erskine	City Manager, Mike Castro, PhD
Council Member, Justin Ray	City Secretary, Lorri Coody
Council Member, Sandra Joachim	City Attorney, Bobby Gervais
Council Member, Harry Beckwith III, PE	
Council Member, Sheri Sheppard	
Council Member, Jill Klein	

Staff in attendance: Mark Bitz, Fire Chief; Eric Foerster, Chief of Police; Danny Segundo, Director of Public Works; Isabel Kato, Director of Finance; Michael Brown, Director of Parks and Recreation; Courtney Rutherford, Assistant City Secretary; and Christian Somers, City Building Official.

The following City of Jersey Village Planning and Zoning Commission members were present:

Chairman, Debra Mergel	George Ohler, Commissioner
Tom Eustace, Commissioner	Barbara Freeman, Commissioner
Rick Faircloth, Commissioner	

Commissioners Joyce Berube and Michael O'Neal were not present at this meeting.

B. INVOCATION AND PLEDGE OF ALLEGIANCE

- 1. Prayer and Pledge by: John Gooch, Minister, Jersey Village Church of Christ**

C. JOINT PUBLIC HEARINGS

- 1. Conduct Joint Public Hearing with the Planning and Zoning Commission on the proposal to amend Chapter 14, Article IV, Division 3, Section 6.2 "schedule of permitted uses" by amending Table 6.1 to allow "warehouse" as a permitted use, with an approved Special Development Plan and amending table 6.1 by changing references of "specific use permit" to "Special Development Plan."**

Mayor Erskine called the item and Chairman Debra Mergel announced a quorum for the Planning and Zoning Commission. Mayor Erskine opened the Joint Public Hearing at 7:02 p.m., stating that the purpose of the meeting was to give those in attendance the right to speak and be heard concerning the proposal to amend Chapter 14, Article IV, Division 3, Section 6.2 "schedule of permitted uses" by amending Table 6.1 to allow "warehouse" as a permitted use, with an approved Special Development Plan and amending table 6.1 by changing references of "specific use permit" to "Special Development Plan."

After opening the joint public hearing, Mayor Erskine called the first person desiring to speak as follows:

Sam Burt, 11625 Charles, Jersey Village, Texas (713) 570-4233 – Mr. Burt spoke to Council about the Special Development Plan. Basically, he had questions about the

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details of the plan and wanted answers to his questions. He wanted to know what is meant by warehouse. He wanted to understand how the granting of the Special Development Plan would change the requirements and what that would mean in terms of how it would affect what is permitted now and what will be permitted after the granting of the Special Development Plan in terms of “warehouses.” He had many questions about what was discussed by the Planning and Zoning Commission in arriving at their recommendation. Mayor Erskine explained that the Joint Public Hearing was to receive comments and not to address/answer questions. Mayor Erskine suggested that Mr. Burt visit the City’s website under the City Secretary Page where he would find the Planning and Zoning Meeting Minutes. He suggested that the answers to most of his questions would be addressed in the Planning and Zoning Meeting Minutes.

Rick Faircloth, 16010 Lakeview, Jersey Village, Texas (713) 466-8065 – Mr. Faircloth told Council that he is a Planning and Zoning Member. He does not support the requested change. He told Council that the request is not in the spirit of what the City has planned for that area of the City. A few years back, the City hired a consultant to work on a Transit Oriented Development Plan for the area. As a result, the City implemented the existing form based codes. This request is not in line with the form based codes and for that reason, Mr. Faircloth told Council that he cannot support the request.

With no one else desiring to speak at the hearing, Mayor Erskine and Chairman Mergel closed the joint public hearing at 7:07 p.m., and Mayor Erskine called the next item on the agenda as follows:

- 2. Conduct Joint Public Hearing with the Planning and Zoning Commission on the request for a Special Development Plan to allow development in District D as provided by Chapter 14, Article IV, Division 3; permitting “warehouse” as a permitted use for the area shown in the Special Development Plan; and allowing minor modifications to the development standards of District D.**

Mayor Erskine along with Chairman Debra Mergel opened the Joint Public Hearing at 7:08 p.m., stating that the purpose of the meeting was to receive comments on the request for a Special Development Plan to allow development in District D as provided by Chapter 14, Article IV, Division 3; permitting “warehouse” as a permitted use for the area shown in the Special Development Plan; and allowing minor modifications to the development standards of District D.

With no one desiring to speak at the hearing, Mayor Erskine and Chairman Mergel closed the joint public hearing at 7:09 p.m., and the Planning and Zoning Commission retired from the City Council meeting at 7:09 p.m. to conduct its posted meeting agenda and prepare the final report in connection with this joint public hearing.

D. CITIZENS COMMENTS

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Citizens who have signed a card and wish to speak to the City Council will be heard at this time. In compliance with the Texas Open Meetings Act, unless the subject matter of the presentation is on the agenda, the City staff and City Council Members are prevented from discussing the subject and may respond only with statements of factual information or existing policy. Citizens are limited to five (5) minutes for their presentation to the City Council.

Mark Maloy, 7803 Hamilton Circle, Jersey Village, Texas (713) 937-0408 – Mr. Maloy spoke to Council about items numbered 9 and 10 on this evening's agenda pertaining to digital billboards. He told Council that for the past three to four years, a representative from a billboard advertiser has offered to convert some of its standard billboards in order to receive permission to install a digital billboard. This request has been reviewed by the Planning and Zoning Commission (P&Z) twice, and both times the P&Z has recommended that the City's Ordinance as it relates to digital billboards not be changed. Accordingly, Mr. Maloy asks that this City Council accept the recommendation of P&Z and not alter the existing ordinance.

He explained that during the time that he served on the City Council, he received a few invitations from the sign advertiser inviting attendance at various events they sponsored. While Mr. Maloy never attended these events, he is concerned about such actions by this advertiser and wonders if invitations are still being extended to local officials.

Mr. Maloy mentioned driver safety as a concern for approving digital signs. He stated that there is no benefit for the city in approving these digital signs. The only benefit is one of a financial nature for the advertising company owning the sign. He stated that the City of Houston does not even allow these type signs. Mr. Maloy does not support changing our sign ordinance to allow digital signs.

A.J. Widacki, 8541 Ivy Falls Court, Jersey Village, Texas (281) 807-4488 – Mr. Widacki spoke to Council about digital billboards. He explained that he had exchanged emails with several of the council members on this topic prior to this evening's meeting. He is not in favor of changing the existing city code as it relates to digital billboards. He is concerned that Council may not be seeing all sides of this issue. He cited several studies showing that digital billboards are distracting and affect driver safety. Based upon his own knowledge as an Engineer he stated that digital billboards are distracting, and there is no good exchange for safety. He told Council that the P&Z minutes on this issue reflect that Council Member Beckwith's wife owns and operates a local business that plans to utilize this digital sign for advertising should it be approved. Mr. Widacki feels that this might be a conflict of interest for Council Member Beckwith and asked that he consider abstaining from the vote on this issue.

Bet Jennings, 8541 Ivy Falls Court, Jersey Village, Texas (281) 773-3477 – Ms. Jennings told Council that a digital billboard can be described as a "TV on a stick." The problem is that a TV can be turned off, but a digital billboard cannot, and there may be less control over what type of advertisement is being displayed. Ms. Jennings also cited digital billboard safety studies pertaining to driver safety. One study showed that there is a two second threshold for driver safety and if this is exceeded, there is cause for concern. Another study showed that the dwell time for absorbing a digital message is five seconds or greater. She told Council that the brain is

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hard-wired to look, especially when a change is involved. These signs change every eight seconds. Ms. Jennings also spoke to how these signs affect local property values.

Mike Mauriello, 8406 Hawaii Lane, Jersey Village, Texas (713) 466-1216 – Mr. Mauriello opposes digital billboards. He told Council that he had received a letter from Council Member Beckwith on this topic. He talked to Council about the intent of the current ordinance. He told Council that it was put in place so that someday there would be no billboards in our City. He stated that Council Member Beckwith's letter spoke to a sign that was damaged during Hurricane Ike that became the subject of a lawsuit. Rather than fight the lawsuit, the letter states that the City settled the lawsuit, and the sign in question still exists today, only now it has been restored. Mr. Mauriello stated that he is not in favor of settling lawsuits. He believes that the City should enforce its Ordinances, even if it means going to Court.

Tara Seaman, 8702 Wyndham Village, Jersey Village, Texas (281) 970-6601 – Ms. Seaman opposes digital billboards. She told Council that in April of this year, TxDOT began a safety campaign – Text, Talk, Crash. Obviously, driver distraction was and is a problem. Digital billboards cause driver distraction. As a result, drivers are hindered from keeping their eyes on the road. Ms. Seaman also spoke to amber alerts. She stated that billboard advertisers sell their product to cities stating the benefits of amber alerts. Nonetheless, she played out the scenarios of such announcements asking how many of the Council Members have stopped to record digital billboard amber alert information in the hope of possibly sighting an amber alert victim. Chances are that none or few have and as a result, she wonders about the benefits of such notifications. She also wondered about the costs of removing the signs when new road construction takes place and who pays for it. She told Council that she too received a letter from Council Member Beckwith concerning digital billboards. It stated that the billboards would not be that bright. She told Council that she did not believe this, as the objective of a digital billboard is to get ones attention. Accordingly, she expects the brightness level of the digital billboard to be at the top of the range if it is approved.

Jim Fields, 16413 St. Helier, Jersey Village, Texas (713) 466-0804 – Mr. Fields spoke to digital billboards and code enforcement. In terms of the digital billboards, he believes that Council must answer two questions:

1. Do digital billboards make the City more attractive? In his opinion, no; and
2. What do the citizens gain by installing the digital billboard? Nothing.

Mr. Fields then addressed his concerns about code enforcement, explaining why it is important and then giving several locations throughout the City where he has observed code enforcement issues.

Jerry U. Means, 15701 Juneau, Jersey Village, Texas (713) 302-5881 – Mr. Means lives on Juneau and he too complained of code enforcement issues. He is not happy with the City's code enforcement and animal control efforts. He has made several complaints to the Code Enforcement Department but has not been successful in resolving the code enforcement issues. He has also complained about the number of wild cats in the neighborhood. The City's Animal

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Control Department has told him that nothing can be done about these cats. He told Council that the problem is only going to get worse unless something is done. He wants the issue resolved.

E. CITY MANAGER'S REPORT

City Manager, Mike Castro, gave his monthly City Manager's Report as follows:

- 1. Monthly Fund Balance Report, Red Light Camera Fund Report, Enterprise Funds Report, Governmental Funds Report, Property Tax Collection Report, and Budget Projections as of May 2013**
- 2. Open Records Request**
- 3. Fire Departmental Report and Communication Division's Monthly Report**
- 4. Police Activity Report, Warrant Report, Investigations/Calls for Service Report, Red Light Camera Summary Report, Crime Prevention Unit Monthly Report, and Staffing/Recruitment Report**
- 5. Municipal Court Collection Report, Municipal Court Activity Report, Municipal Court Courtroom Activity Report, Speeding and Stop Sign Citations Within Residential Areas Report, and Court Proceeds Comparison Report**
- 6. Public Works Departmental Report, Phase 3 CIP Project Breakdown and Phase 3 Project Update**
- 7. Golf Course Monthly Report, Golf Course Financial Statement Report, and the Parks and Recreation Departmental Report**
- 8. Report from Code Enforcement**
- 9. Capital Improvements Projects Report**

F. CONSENT AGENDA

The following items are considered routine in nature by the City Council and will be enacted with one motion and vote. There will not be separate discussion on these items unless requested by a Council Member, in which event the item will be removed from the Consent Agenda and considered by separate action.

- 1. Consider approval of the Minutes for the Regular Session Meeting held on May 20, 2013 and approval of the Minutes for the Special Work Session Meetings held on May 21, 2013.**
- 2. Consider Resolution No. 2013-35, appointing an Emergency Management Coordinator and an Assistant Emergency Management Coordinator for the City of Jersey Village.**

RESOLUTION NO. 2013-35

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JERSEY VILLAGE, TEXAS, APPOINTING AN EMERGENCY MANAGEMENT COORDINATOR AND AN ASSISTANT EMERGENCY MANAGEMENT COORDINATOR.

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3. **Consider Resolution No. 2013-36, authorizing the City Manager to enter into a contract with Minuteman Press Northwest for the printing and mailing of the monthly Jersey Village Star newsletter in the amount of \$445.00 per month from August 2013 to July 2015.**

RESOLUTION NO. 2013-36

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JERSEY VILLAGE, TEXAS, AUTHORIZING A CONTRACT WITH MINUTEMAN PRESS NORTHWEST.

Council Member Beckwith moved to approve items 1 through 3 on the consent agenda. Council Member Sheppard seconded the motion. The vote follows:

Ayes: Council Members Ray, Joachim, Beckwith, Sheppard and Klein

Nays: None

The motion carried.

G. REGULAR AGENDA

1. **Consider Ordinance No. 2013-19, amending the budget for the fiscal year beginning October 1, 2012 and ending September 30, 2013 by transferring \$599,945 from the Street Bond Fund to the Capital Improvement Fund in order to pay for construction costs associated with the City's 2012-2013 street improvement project.**

Isabel Kato, Director of Finance, introduced the item. She told Council in 2002 and 2007 voters authorized street bonds to pay for City Street Rehabilitation Projects. In completing the scheduled projects as listed in each proposition of these voter-approved street bonds, there remains a balance of \$599,945, which may be designated to pay for the construction of similar street rehabilitation projects.

Accordingly, since the City's current street rehabilitation project meets the language description detailed in the 2002 and 2007 street rehabilitation propositions; City Staff, as well as Marcus Deitz, City bond counsel with Fulbright & Jaworski, L.L.P., agree that this current street rehabilitation project should be paid for with the remaining 2002 and 2007 street rehabilitation bond proceeds.

This item is to make the necessary budget transfers in order to make the 2002 and 2007 street bond monies accessible to pay for the construction costs associated with the City's current street rehabilitation project.

With no discussion on this matter, Council Member Ray moved to approve Ordinance No. 2013-19, amending the budget for the fiscal year beginning October 1, 2012 and ending September 30, 2013 by transferring \$599,945 from the Street Bond Fund to the Capital Improvement Fund in order to pay for construction costs associated with the

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City's 2012-2013 street improvement project. Council Member Sheppard seconded the motion. The vote follows:

Ayes: Council Members Ray, Joachim, Beckwith, Sheppard and Klein

Nays: None

The motion carried.

ORDINANCE NO. 2013-19

AN ORDINANCE OF THE CITY OF JERSEY VILLAGE, TEXAS, AMENDING THE BUDGET FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2012 AND ENDING SEPTEMBER 30, 2013 BY TRANSFERRING \$599,945 FROM THE STREET BOND FUND TO THE CAPITAL IMPROVEMENT FUND IN ORDER TO PAY FOR CONSTRUCTION COSTS ASSOCIATED WITH THE CITY'S 2012-2013 STREET IMPROVEMENT PROJECT; AND PROVIDING FOR SEVERABILITY.

2. Consider Resolution No. 2013-37, receiving the Written Recommendation Report from the Building Board of Adjustment and Appeals pertaining to Finish Floor Elevation code changes.

Danny Segundo, Director of Public Works, introduced the item. He told Council that the Building Board of Adjustment and Appeals met on May 28, 2013 for the purpose of reviewing proposed amendments to the Code of Ordinances of the City of Jersey Village, Texas at Chapter 14 - Building and Development.

In completing their review and discussion, the Board recommended that amendments be made to the Code of Ordinances of the City of Jersey Village, Texas at Chapter 14 - Building and Development in order to address needed changes to the Code of Ordinances of the City of Jersey Village, Texas, at Chapter 14, Article XIII, Building Code, Section 14-333 and asks that its Written Recommendation Report be received.

Council engaged in limited discussion about why the recommendation was made that the change should only apply to development outside the 100 year flood plain. City Building Official, Christian Somers explained that the Board was keeping in line with the recent findings it made and Council passed in connection with the storm water management program.

With no further discussion on this matter, Council Member Beckwith moved to approve Resolution No. 2013-37, receiving the Written Recommendation Report from the Building Board of Adjustment and Appeals pertaining to Finish Floor Elevation code changes. Council Member Ray seconded the motion. The vote follows:

Ayes: Council Members Ray, Joachim, Beckwith, Sheppard and Klein

Nays: None

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The motion carried.

RESOLUTION NO. 2013-37

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JERSEY VILLAGE, TEXAS, RECEIVING THE WRITTEN RECOMMENDATION REPORT FROM THE BUILDING BOARD OF ADJUSTMENT AND APPEALS PERTAINING TO FINISH FLOOR ELEVATION CODE CHANGES.

3. **Consider Ordinance No. 2013-20, amending the Code of Ordinances of the City of Jersey Village, Texas, Chapter 14, Building and Development, by amending Section 14-333 Finished Floor Elevations, to provide for changes related to finished floor elevations; providing a severability clause; providing for repeal; providing for penalty; and providing an effective date.**

Danny Segundo, Director of Public Works, explained that the Building Board of Adjustment and Appeals has previously met on May 28, 2013 to discuss amendments to the City's zoning ordinance in order to provide for changes related to finished floor elevations.

After duly considering all the information before it, the Building Board of Adjustment and Appeals recommended in its report which Council received this evening that:

The City of Jersey Village Code of Ordinances be amended at Chapter 14, Building and Development, Section 14-333 Finished Floor Elevations, to provide for changes related to finished floor elevations.

This item is to consider Ordinance No. 2013-20, which outlines the changes to the Code of Ordinances recommended by the Building Board of Adjustment and Appeals.

With no discussion on the matter, Council Member Ray moved to approve Ordinance No. 2013-20, amending the Code of Ordinances of the City of Jersey Village, Texas, Chapter 14, Building and Development, by amending Section 14-333 Finished Floor Elevations, to provide for changes related to finished floor elevations; providing a severability clause; providing for repeal; providing for penalty; and providing an effective date. Council Member Sheppard seconded the motion. The vote follows:

Ayes: Council Members Ray, Joachim, Beckwith, Sheppard and Klein

Nays: None

The motion carried.

ORDINANCE NO. 2013-20

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF JERSEY VILLAGE, TEXAS, CHAPTER 14, BUILDING AND DEVELOPMENT, BY AMENDING SECTION 14-333 OF ARTICLE XIII TO PROVIDE FOR CHANGES RELATED TO FINISHED FLOOR ELEVATIONS; PROVIDING A SEVERABILITY

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CLAUSE; PROVIDING FOR REPEAL; PROVIDING FOR PENALTY; AND PROVIDING AN EFFECTIVE DATE.

4. **Consider Resolution No. 2013-38, receiving the Written Recommendation Report from the Building Board of Adjustment and Appeals pertaining to recommended changes for Chapter 14, Article XIII, Building Code, Section 14-359 Amendments to the International Residential Code related to *Appendix J, Existing Buildings and Structures*.**

Danny Segundo, Director of Public Works, introduced the item. He told Council that the Building Board of Adjustment and Appeals met on May 28, 2013 for the purpose of reviewing proposed amendments to the Code of Ordinances of the City of Jersey Village, Texas at Chapter 14 - Building and Development pertaining to amendments to the International Residential Code related to Appendix J, Existing Building and Structures.

In completing their review and discussion, the Board recommended that amendments be made to the Code of Ordinances of the City of Jersey Village, Texas at Chapter 14 - Building and Development in order to address needed changes to the Code of Ordinances of the City of Jersey Village, Texas, at Chapter 14, Article XIII, Building Code, Section 14-359 and asks that the Written Recommendation Report be received.

With limited discussion on this item, Council Member Klein moved to approve Resolution No. 2013-38, receiving the Written Recommendation Report from the Building Board of Adjustment and Appeals pertaining to recommended changes for Chapter 14, Article XIII, Building Code, Section 14-359 Amendments to the International Residential Code related to *Appendix J, Existing Buildings and Structures*. Council Member Beckwith seconded the item. The vote follows:

Ayes: Council Members Ray, Joachim, Beckwith, Sheppard and Klein

Nays: None

The motion carried.

RESOLUTION NO. 2013-38

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JERSEY VILLAGE, TEXAS, RECEIVING THE WRITTEN RECOMMENDATION REPORT FROM THE BUILDING BOARD OF ADJUSTMENT AND APPEALS PERTAINING TO RECOMMENDED CHANGES FOR CHAPTER 14, ARTICLE XIII, BUILDING CODE, SECTION 14-359 AMENDMENTS TO THE INTERNATIONAL BUILDING CODE RELATED TO *APPENDIX J, EXISTING BUILDINGS AND STRUCTURES*.

5. **Consider Ordinance No. 2013-21, amending section 14-359 of article XIII to provide for changes related to amendments to the International Residential Code related to *Appendix J, Existing Buildings and Structures*; providing a severability clause; providing for repeal; providing for penalty; and providing an effective date.**

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Danny Segundo, Director of Public Works, introduced the item. He told Council that the Building Board of Adjustment and Appeals has previously met on May 28, 2013 to discuss amendments to the City's zoning ordinance in order to provide for changes related to amendments to the International Residential Code, Appendix J.

After duly considering all the information before it, the Building Board of Adjustment and Appeals recommended in its report which Council received this evening that:

The City of Jersey Village Code of Ordinances be amended at Chapter 14, Building and Development, Article XIII, Section 14-359 Amendments to the International Residential Code in order to provide for changes related to Appendix J, Existing Buildings and Structures.

This item is to consider Ordinance No. 2013-21, which outlines the changes to the Code of Ordinances recommended by the Building Board of Adjustment and Appeals.

With no discussion on the item, Council Member Beckwith moved to approve Ordinance No. 2013-21, amending section 14-359 of article XIII to provide for changes related to amendments to the International Residential Code related to *Appendix J, Existing Buildings and Structures*; providing a severability clause; providing for repeal; providing for penalty; and providing an effective date. Council Member Sheppard seconded the motion. The vote follows:

Ayes: Council Members Ray, Joachim, Beckwith, Sheppard and Klein

Nays: None

The motion carried.

ORDINANCE NO. 2013-21

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF JERSEY VILLAGE, TEXAS, CHAPTER 14, BUILDING AND DEVELOPMENT, BY AMENDING SECTION 14-359 OF ARTICLE XIII TO PROVIDE FOR CHANGES RELATED TO AMENDMENTS TO THE INTERNATIONAL RESIDENTIAL CODE RELATED TO *APPENDIX J, EXISTING BUILDINGS AND STRUCTURES*; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR REPEAL; PROVIDING FOR PENALTY; AND PROVIDING AN EFFECTIVE DATE.

- 6. Consider Resolution No. 2013-39, authorizing the City Manager to enter into Standard Utility Agreement U13753 for the relocations and adjustment of certain 8" and 12" water lines and certain 12" wastewater lines associated with Segment 6 of the State's US Highway 290 expansion project.**

Danny Segundo, Director of Public Works, introduced the item. He told Council that the State has deemed it necessary to make certain highway improvements along US Highway

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290 that have been approved by the Federal Highway Administration. The proposed improvements will necessitate the adjustment, removal, and/or relocation of the following facilities for City of Jersey Village for Segment 6 of the State’s project:

SEGMENT	UTILITY COMPANY	UTILITY TYPE	UTILITY SIZE	UTILITY MATERIAL	LOCATION
6	City of Jersey Village	Water	8" & 12"	PVC	Parallel to WB Frontage Road
6	City of Jersey Village	Sanitary	12"	PVC	Parallel to WB Frontage Road

The State will participate in the costs of the adjustment, removal, and/or relocation of these facilities to the extent as may be eligible upon receipt of evidence it deems sufficient. Entering into and completing the forms associated with the Standard Utility Agreement is part of the process designated by the State for submitting the appropriate evidence for reimbursement. He explained the information below which indicates that portion of the costs for which the City of Jersey Village is requesting reimbursement:

ITEMS	COST
Relocation of Existing 8" and 12" Water Line and 12" Sanitary Sewer Engineering Fees	\$932,293.00
	\$95,000.00
Grand Total	\$1,027,293.00

TXDOT SHARE (100%)
CITY OF JERSEY VILLAGE SHARE (0%)

He told Council that this item is to approve the Standard Utility Agreement U13753 between the State of Texas and the City of Jersey Village as it pertains to certain 8” and 12” water lines and certain 12” wastewater lines. The agreement includes all forms, agreements, engineered designs, specifications, relocations and adjustment that are needed and required by TXDOT.

With no discussion on the matter, Council Member Ray moved to approve Resolution No. 2013-39, authorizing the City Manager to enter into Standard Utility Agreement U13753 for the relocations and adjustment of certain 8” and 12” water lines and certain 12” wastewater lines associated with Segment 6 of the State’s US Highway 290 expansion project. Council Member Joachim seconded the motion. The vote follows:

Ayes: Council Members Ray, Joachim, Beckwith, Sheppard and Klein

Nays: None

The motion carried.

RESOLUTION NO. 2013-39

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JERSEY VILLAGE, TEXAS, AUTHORIZING THE CITY MANAGER TO ENTER INTO STANDARD

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UTILITY AGREEMENT U13753 FOR THE RELOCATION AND ADJUSTMENT OF CERTAIN 8” AND 12” WATER LINES AND CERTAIN 12” WASTEWATER LINES ASSOCIATED WITH SEGMENT 6 OF THE STATE’S US HIGHWAY 290 EXPANSION PROJECT.

7. **Consider Resolution No. 2013-40, authorizing the City Manager to enter into Standard Utility Agreement U13753 for the relocations and adjustment of a certain 20” water line associated with Segment 6 of the State’s US Highway 290 expansion project.**

Danny Segundo, Director of Public Works, introduced the item. He told Council that the State has deemed it necessary to make certain highway improvements along US Highway 290 that have been approved by the Federal Highway Administration. The proposed improvements will necessitate the adjustment, removal, and/or relocation of the following facilities for City of Jersey Village for Segment 6 of the State’s project:

SEGMENT	UTILITY COMPANY	UTILITY	UTILITY	UTILITY	LOCATION
6	City of Jersey Village	Water	20	PV	Crossing US 290

The State will participate in the costs of the adjustment, removal, and/or relocation of this facility to the extent as may be eligible upon receipt of evidence it deems sufficient. Entering into and completing the forms associated with the Standard Utility Agreement is part of the process designated by the State for submitting the appropriate evidence for reimbursement. He explained the information below which indicates that portion of the costs for which the City of Jersey Village is requesting reimbursement:

ITEMS	COST
Relocation of Existing 20” Water Transmission Line	\$557,380.80
Engineering Fees	\$87,800.00
Grand Total	\$645,180.80
TXDOT SHARE (50.00%)	\$322,590.40
CITY OF JERSEY VILLAGE SHARE (50.00%)	\$322,590.40

This item is to approve the Standard Utility Agreement U13753 between the State of Texas and the City of Jersey Village as it pertains to the 20” water line. The agreement includes all forms, agreements, engineered designs, specifications, relocations and adjustment that are needed and required by TXDOT.

With no discussion on the item, Council Member Beckwith moved to approve Resolution No. 2013-40, authorizing the City Manager to enter into Standard Utility Agreement U13753 for the relocations and adjustment of a certain 20” water line associated with Segment 6 of the State’s US Highway 290 expansion project. Council Member Klein seconded the motion. The vote follows:

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Ayes: Council Members Ray, Joachim, Beckwith, Sheppard and Klein

Nays: None

The motion carried.

RESOLUTION NO. 2013-40

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JERSEY VILLAGE, TEXAS, AUTHORIZING THE CITY MANAGER TO ENTER INTO STANDARD UTILITY AGREEMENT U13753 FOR THE RELOCATION AND ADJUSTMENT OF A CERTAIN 20" WATER LINE ASSOCIATED WITH SEGMENT 6 OF THE STATE'S US HIGHWAY 290 EXPANSION PROJECT.

8. **Consider Resolution No. 2013-41, approving an agreement with PropertyRoom.com for collecting, inventorying, receipting and selling abandoned and seized property from the City of Jersey Village Police Department and Authorizing the City Manager to execute the agreement.**

Eric Foerster, Chief of Police, introduced the item. He told Council that the City of Jersey Village Police Department (Department) seizes property as evidence in connection with criminal cases. Once this property is no longer needed as evidence; has not been ordered destroyed or returned to its owners; and/or remains unclaimed for a period of 30 days, the Department looks to the Texas Code of Criminal Procedures, Article 18.17, in order to dispose of the abandoned or unclaimed personal property seized by its officers.

Article 18.17 provides that the abandoned property may be disposed of by the City and that the proceeds from the sale of this property, after deducting the reasonable expense of keeping the property and the costs of the disposition, may be placed in the treasury of the City.

In connection with the provisions of Article 18.17 for disposing of this property, the Department has identified an efficient and effective method to comply with the law, and recover revenues without additional cost to the City by contracting with PropertyRoom.com. This item is to provide for approval of a contract with PropertyRoom.com.

Council engaged in discussion. There were questions about the process and if other agencies used this practice. Chief Forester explained that the service provided by PropertyRoom.com was all encompassing and utilized by other agencies. He fielded Council's questions about the process and answered accordingly.

With no further discussion on the matter, Council Member Ray moved to approve Resolution No. 2013-41, approving an agreement with PropertyRoom.com for collecting, inventorying, receipting and selling abandoned and seized property from the City of Jersey Village Police Department and Authorizing the City Manager to execute the agreement. Council Member Sheppard seconded the motion. The vote follows:

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Ayes: Council Members Ray, Joachim, Beckwith, Sheppard and Klein

Nays: None

The motion carried.

RESOLUTION NO. 2013-41

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JERSEY VILLAGE, TEXAS, APPROVING AN AGREEMENT WITH PROPERTYROOM.COM FOR COLLECTING, INVENTORYING, RECEIPTING AND SELLING ABANDONED AND SEIZED PROPERTY FROM THE CITY OF JERSEY VILLAGE POLICE DEPARTMENT; AUTHORIZING THE CITY MANAGER TO EXECUTE THE AGREEMENT.

9. Consider Resolution No. 2013-42, receiving the Planning and Zoning Commission's Policy Recommendation pertaining to digital billboards.

Debra Mergel, Planning and Zoning Chairman, introduced the item. She told Council that prior to this evening's meeting, the Planning and Zoning Commission previously met on March 11, April 9, April 29, May 14, and June 12 to discuss digital billboards. Before discussing the topic with the Commission, City Council discussed the item on two separate occasions, January 21 and February 18, 2013.

During the May 14, 2013 meeting, the Commission, after duly considering all the information before it, approved a motion that Council not alter the city's sign ordinance at this time.

During the June 12, 2013 meeting, the Commission prepared its written Policy Recommendation regarding the Commissions' findings pertaining to digital billboards. Accordingly, Chairman Mergel asked that Council receive the Commission's Policy Recommendation.

With no discussion on the matter, Council Member Beckwith moved to approve Resolution No. 2013-42, receiving the Planning and Zoning Commission's Policy Recommendation pertaining to digital billboards. Council Member Ray seconded the motion. The vote follows:

RESOLUTION NO. 2013-42

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JERSEY VILLAGE, TEXAS, RECEIVING THE PLANNING AND ZONING COMMISSION'S POLICY RECOMMENDATION PERTAINING TO DIGITAL BILLBOARDS.

10. Discuss and take appropriate action regarding digital billboards.

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Mike Castro, City Manager, introduced the item. He explained that Council has heretofore received Policy Recommendations from the Planning and Zoning Commission regarding digital billboards. This item is to discuss the recommendations and take appropriate action regarding digital billboards.

By way of discussing the item, each Council Member gave a brief statement regarding digital billboards. A summary of each follows:

Council Member Klein explained that the issue had been before the Planning and Zoning Commission twice. Both times the Commission recommended that the City Ordinance not be amended to allow for digital billboards. She went on to explain that the citizens appearing tonight, and those that have talked to her on this topic, have overwhelming stated that they do not want digital billboards in the City. Council Member Klein told the Council that nothing has changed since this issue was last visited by the Council. She wondered if the issue should pass this time, and digital billboards are installed in the City, who would be liable should there be a traffic accident wherein the victims cite the digital billboard as a distraction and the cause for the accident.

Council Member Sheppard has no issue with digital billboards; but stated that she has to respect the voice of the residents and the recommendation of the Planning and Zoning Commission.

Council Member Ray sees both sides of the issue; but would like to have more information on the topic before making a decision.

Council Member Joachim sees a benefit for the City in keeping pace with technology; but also recognizes the importance of listening to the voice of the citizens who have stated that they do not want digital billboards.

Council Member Beckwith is not a proponent of digital billboards. Nonetheless, he believes there is an opportunity for additional research on digital billboards; especially on some of the points that were made during the citizen comment session of tonight's meeting. Accordingly, Council Member Beckwith moved to table the item for further research and until such a time that it is appropriate to remove the item from the table for further discussion. (*No second was received on this motion.*)

Mayor Erskine stated that when he was a Council Member, he was initially interested in the swapping concept as a method to eliminate some of the static billboards in the City; however, in reviewing the minutes covering discussions had by the Planning and Zoning Commission on this topic, he is not comfortable with having these billboards in our City.

In hearing the motion to table, City Manager Castro explained that should Council table the motion, it has been the practice of staff to bring tabled motions back to Council at the next Council meeting. This prompted further discussion by Council on the appropriate action to take regarding this issue. City Manager Castro reminded Council about the one (1) year restriction connected with such issues that basically states if an issue is

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considered by the Council it cannot be revisited for a one (1) year period. Discussion was had on this requirement and the City Attorney explained the process necessary for the one (1) year requirement to become effective.

Accordingly, Council Member Klein moved that the City's sign ordinance not be amended as it relates to digital billboards. City Attorney Gervais interjected and stated that typically these motions need to be in the affirmative form. Therefore, Council Member Klein withdrew her motion.

Council Member Klein then moved that the City's sign ordinance be amended to allow digital billboards. The motion died for lack of a second.

Mayor Erskine then called the next item as follows:

- 11. Consider Resolution No. 2013-43, receiving the Planning and Zoning Commission's Final Report as it relates to amending Chapter 14, Article IV, Division 3, Section 6.2 "schedule of permitted uses" by amending Table 6.1 to allow "warehouse" as a permitted use, with an approved Special Development Plan and amending table 6.1 by changing references of "specific use permit" to "Special Development Plan."**

Debra Mergel, Chairman of the Planning and Zoning Commission, introduced the item. She explained that the Planning and Zoning Commission has previously met on April 29, 2013 and May 14, 2013 and recommended in its preliminary report that amendments be made to the City's comprehensive zoning ordinance as it relates to amending Chapter 14, Article IV, Division 3, Section 6.2 "schedule of permitted uses" by amending Table 6.1 to allow "warehouse" as a permitted use, with an approved Special Development Plan and amending table 6.1 by changing references of "specific use permit" to "Special Development Plan."

The preliminary report was submitted to the Council at its May 20, 2013 meeting. The report was accepted and the Joint Public meeting was held earlier this evening.

Chairman Mergel told Council that the Commission in considering all the information before it, submits its Final Report recommending that the City's comprehensive zoning ordinance be amended at Chapter 14, Article IV, Division 3, Section 6.2 "schedule of permitted uses" by amending Table 6.1 to allow "warehouse" as a permitted use, with an approved Special Development Plan and amending table 6.1 by changing references of "specific use permit" to "Special Development Plan," and asks that the report be received.

With limited discussion on the matter, Council Member Beckwith moved to approve Resolution No. 2013-43, receiving the Planning and Zoning Commission's Final Report as it relates to amending Chapter 14, Article IV, Division 3, Section 6.2 "schedule of permitted uses" by amending Table 6.1 to allow "warehouse" as a permitted use, with an approved Special Development Plan and amending table 6.1 by changing references of

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“specific use permit” to “Special Development Plan.” Council Member Ray seconded the motion. The vote follows:

Ayes: Council Members Ray, Joachim, Beckwith, Sheppard and Klein

Nays: None

The motion carried.

RESOLUTION NO. 2013-43

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JERSEY VILLAGE, TEXAS, RECEIVING THE PLANNING AND ZONING COMMISSION’S FINAL REPORT AS IT RELATES TO AMENDING CHAPTER 14, ARTICLE IV, DIVISION 3, SECTION 6.2 “SCHEDULE OF PERMITTED USES” BY AMENDING TABLE 6.1 TO ALLOW “WAREHOUSE” AS A PERMITTED USE, WITH AN APPROVED SPECIAL DEVELOPMENT PLAN AND AMENDING TABLE 6.1 BY CHANGING REFERENCES OF “SPECIFIC USE PERMIT” TO “SPECIAL DEVELOPMENT PLAN.”

12. **Consider Ordinance No. 2013-22, amending Chapter 14. Building and Development, Article IV, Zoning Districts, Division 3, Form Based Zoning Districts, Section 6.2 “schedule of permitted uses” by amending table 6.1 to allow “warehouse” as a permitted use, with an approved special development plan; amending table 6.1 by changing references of “specific use permit” to “special development plan”; providing a severability clause; providing for repeal; providing a penalty as provided by section 1-8 of the code; and providing an effective date.**

Danny Segundo, Director of Public Works, introduced the item. He told Council that this item is to approve the ordinance that will enact the final recommendations from the Planning and Zoning Commission to amend Chapter 14, Article IV, Division 3, Section 6.2 “schedule of permitted uses” by amending Table 6.1 to allow “warehouse” as a permitted use, with an approved Special Development Permit and amending table 6.1 by changing references of “specific use permit” to “special development permit.”

Council engaged in discussion on the matter. Mention was made that the Jersey Village Crossing Area is very important to the City. Much money went into the concept that is currently in place to guide the development of this area. The request currently being proposed will add warehouses to the area, which was not a part of the original conceptual plan for the area; but more importantly, there is no incentive for the developer to finish the rest of the project which he states is predicated upon the success of the warehouse development.

There was also discussion about how the “mixed use” character zone comprises the core character zone for district d. This “mixed use” zone will be the place to shop, work, eat, etc. The Highway Mixed Use Zone is next to the railroad tracks and could be used for

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warehouses; however since the “mixed use zone” makes up the core zone for district d, it is not suitable for warehouses.

There was also discussion about how members of the Council that began the planning for the “TOD” area visited other cities that had this type of developments. None included warehouses on the scale being suggested with this proposal. The proposal is outside the initial vision of the Council for this area of the city.

With no further discussion on the matter, Mayor Erskine called for a motion to approve Ordinance No. 2013-22, amending Chapter 14. Building and Development, Article IV, Zoning Districts, Division 3, Form Based Zoning Districts, Section 6.2 “schedule of permitted uses” by amending table 6.1 to allow “warehouse” as a permitted use, with an approved special development plan; amending table 6.1 by changing references of “specific use permit” to “special development plan”; providing a severability clause; providing for repeal; providing a penalty as provided by section 1-8 of the code; and providing an effective date.

No motion being made, no action was taken on the Ordinance. Mayor Erskine stated that the primary concern with the proposal is there is no guarantee that the remainder of the development will occur once the warehouses are built. There is much concern that once the warehouses are built, the remainder of the project will not complete and the City will only have warehouses in the District D area.

ORDINANCE NO. 2013-22 – NO MOTION - NO ACTION TAKEN

AN ORDINANCE AMENDING CHAPTER 14 OF THE CODE OF ORDINANCES OF THE CITY OF JERSEY VILLAGE, TEXAS, THE JERSEY VILLAGE DEVELOPMENT CODE, BY AMENDING CHAPTER 14. *BUILDING AND DEVELOPMENT*, ARTICLE IV. *ZONING DISTRICTS*, DIVISION 3. *FORM BASED ZONING DISTRICTS*, SECTION 6.2 “SCHEDULE OF PERMITTED USES” BY AMENDING TABLE 6.1 TO ALLOW “WAREHOUSE” AS A PERMITTED USE, WITH AN APPROVED SPECIAL DEVELOPMENT PLAN; AMENDING TABLE 6.1 BY CHANGING REFERENCES OF “SPECIFIC USE PERMIT” TO “SPECIAL DEVELOPMENT PLAN”; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR REPEAL; PROVIDING A PENALTY AS PROVIDED BY SECTION 1-8 OF THE CODE; AND PROVIDING AN EFFECTIVE DATE.

- 13. Consider Resolution No. 2013-44, receiving the Planning and Zoning Commission’s Final Report as it relates to the approval of a Special Development Plan regarding development in District D as provided by Chapter 14, Article IV, Division 3; permitting “warehouse” as a permitted use for the area shown in the Special Development Plan; and allowing minor modifications to the development standards of District D.**

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Debra Mergel, Chairman of the Planning and Zoning Commission, introduced the item. She told Council that the Planning and Zoning Commission has previously met on April 29, 2013, May 14, 2013 and June 12, 2013 and has recommended in its preliminary report that amendments be made to the City's comprehensive zoning ordinance as it relates to the approval of a Special Development Plan regarding development in District D as provided by Chapter 14, Article IV, Division 3; permitting "warehouse" as a permitted use for the area shown in the Special Development Plan; and allowing minor modifications to the development standards of District D.

The preliminary report was submitted to the Council at its May 20, 2013 meeting and the Joint Public meeting was held earlier this evening.

Chairman Mergel told Council that the Commission in considering all the information before it, submits its Final Report recommending approval of a Special Development Plan regarding development in District D as provided by Chapter 14, Article IV, Division 3; permitting "warehouse" as a permitted use for the area shown in the Special Development Plan; and allowing minor modifications to the development standards of District D. She asks that the Commission's Final Report be received.

With no discussion on this item, Council Member Ray moved to approve Resolution No. 2013-44, receiving the Planning and Zoning Commission's Final Report as it relates to the approval of a Special Development Plan regarding development in District D as provided by Chapter 14, Article IV, Division 3; permitting "warehouse" as a permitted use for the area shown in the Special Development Plan; and allowing minor modifications to the development standards of District D. Council Member Beckwith seconded the motion. The vote follows:

Ayes: Council Members Ray, Joachim, Beckwith, Sheppard and Klein

Nays: None

The motion carried.

RESOLUTION NO. 2013-44

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JERSEY VILLAGE, TEXAS, RECEIVING THE PLANNING AND ZONING COMMISSION'S FINAL REPORT AS IT RELATES TO THE APPROVAL OF A SPECIAL DEVELOPMENT PLAN REGARDING DEVELOPMENT IN DISTRICT D AS PROVIDED BY CHAPTER 14, ARTICLE IV, DIVISION 3; PERMITTING "WAREHOUSE" AS A PERMITTED USE FOR THE AREA SHOWN IN THE SPECIAL DEVELOPMENT PLAN; AND ALLOWING MINOR MODIFICATIONS TO THE DEVELOPMENT STANDARDS OF DISTRICT D.

- 14. Consider Ordinance No. 2013-23, approving a Special Development Plan to allow development in District D as provided by Chapter 14. *Building and Development, Article IV. Zoning Districts, Division 3. Form Based Zoning Districts; permitting***

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“warehouse” as a permitted use for the area shown in the Special Development Plan; allowing minor modifications to the development standards of District D; providing a severability clause; providing for repeal; providing a penalty as provided by Section 1-8 of the Code; and providing an effective date.

Danny Segundo, Director of Public Works, introduced the item. He told Council that this item is to approve the ordinance that will enact the final recommendations from the Planning and Zoning Commission to approve a Special Development Plan to allow development in District D as provided by Chapter 14. *Building and Development*, Article IV. *Zoning Districts*, Division 3. *Form Based Zoning Districts*; permitting “warehouse” as a permitted use for the area shown in the Special Development Plan; allowing minor modifications to the development standards of District D; providing a severability clause; providing for repeal; providing a penalty as provided by Section 1-8 of the Code; and providing an effective date.

There was no discussion on this matter. Mayor Erskine called for a motion to approve Ordinance No. 2013-23, approving a Special Development Plan to allow development in District D as provided by Chapter 14. *Building and Development*, Article IV. *Zoning Districts*, Division 3. *Form Based Zoning Districts*; permitting “warehouse” as a permitted use for the area shown in the Special Development Plan; allowing minor modifications to the development standards of District D; providing a severability clause; providing for repeal; providing a penalty as provided by Section 1-8 of the Code; and providing an effective date.

No motion being made, no action was taken on the Ordinance.

ORDINANCE NO. 2013-23 – NO MOTION - NO ACTION TAKEN

AN ORDINANCE APPROVING A SPECIAL DEVELOPMENT PLAN TO ALLOW DEVELOPMENT IN DISTRICT D AS PROVIDED BY CHAPTER 14. *BUILDING AND DEVELOPMENT*, ARTICLE IV. *ZONING DISTRICTS*, DIVISION 3. *FORM BASED ZONING DISTRICTS*; PERMITTING “WAREHOUSE” AS A PERMITTED USE FOR THE AREA SHOWN IN THE SPECIAL DEVELOPMENT PLAN; ALLOWING MINOR MODIFICATIONS TO THE DEVELOPMENT STANDARDS OF DISTRICT D; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR REPEAL; PROVIDING A PENALTY AS PROVIDED BY SECTION 1-8 OF THE CODE; AND PROVIDING AN EFFECTIVE DATE.

- 15. Consider Resolution No. 2013-45, receiving the Planning and Zoning Commission’s Preliminary Report as it relates to changing the zoning district classification of properties currently classified in zoning district C2 (townhouse) to zoning district C (townhouse/patio Home).**

Debra Mergel, Chairman of the Planning and Zoning Commission, introduced the item. She told Council that On June 12, 2013, the Planning and Zoning Commission met to

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review the application request of Weekly Homes, LLC, 14444 Northwest Freeway, Houston, Texas 77040 (Applicant through Mark Welsh) and WBC Land LLC, 111 E. Jericho Turnpike, 2nd Floor, Mineola, New York 11501 (Owner – through Eshagh Malekan – Manager) to change the zoning district classification of properties currently classified in zoning district C2 (townhouse) to zoning district C (townhouse/patio Home).

As a result of the discussions had surrounding the application and the request to change the zoning district classification of properties currently classified in zoning district C2 (townhouse) to zoning district C (townhouse/patio Home), the Planning and Zoning Commission presents its preliminarily report in connection with its findings to City Council tonight and asks that it be received.

With no discussion on the matter, Council Member Klein moved to approve Resolution No. 2013-45, receiving the Planning and Zoning Commission's Preliminary Report as it relates to changing the zoning district classification of properties currently classified in zoning district C2 (townhouse) to zoning district C (townhouse/patio Home). Council Member Sheppard seconded the motion. The vote follows:

Ayes: Council Members Ray, Joachim, Beckwith, Sheppard and Klein

Nays: None

The motion carried.

RESOLUTION NO. 2013-45

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JERSEY VILLAGE, TEXAS, RECEIVING THE PLANNING AND ZONING COMMISSION'S PRELIMINARY REPORT AS IT RELATES TO CHANGING THE ZONING DISTRICT CLASSIFICATION OF PROPERTIES CURRENTLY CLASSIFIED IN ZONING DISTRICT C2 (TOWNHOUSE) TO ZONING DISTRICT C (TOWNHOUSE/PATIO HOME).

- 16. Consider Ordinance No. 2013-24, calling a joint public hearing of the City Council and the Planning and Zoning Commission concerning the proposal to change the zoning district classification of properties currently classified in zoning district C2 (townhouse) to zoning district C (townhouse/patio Home).**

Danny Segundo, Director of Public Works, introduced the item. Council has received the Planning and Zoning Commission's Preliminary Report concerning the proposal to change the zoning district classification of properties currently classified in zoning district C2 (townhouse) to zoning district C (townhouse/patio Home).

The next step in the process as required by Section 14-84(c)(2)(b) of the Jersey Village Code of Ordinances is for Council to call a joint public hearing with the Planning and Zoning Commission.

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This item is to set the date and time for the joint public hearing with the Planning and Zoning Commission.

With no discussion on this item, Council Member Beckwith moved to approve Ordinance No. 2013-24, calling a joint public hearing of the City Council and the Planning and Zoning Commission concerning the proposal to change the zoning district classification of properties currently classified in zoning district C2 (townhouse) to zoning district C (townhouse/patio Home). Council Member Joachim seconded the motion. The vote follows:

Ayes: Council Members Ray, Joachim, Beckwith, Sheppard and Klein

Nays: None

The motion carried.

ORDINANCE NO. 2013-24

AN ORDINANCE OF THE CITY OF JERSEY VILLAGE, TEXAS CALLING A JOINT PUBLIC HEARING OF THE CITY COUNCIL AND THE PLANNING AND ZONING COMMISSION CONCERNING THE PROPOSAL TO CHANGE THE ZONING DISTRICT CLASSIFICATION OF PROPERTIES CURRENTLY CLASSIFIED IN ZONING DISTRICT C2 (TOWNHOUSE) TO ZONING DISTRICT C (TOWNHOUSE/PATIO HOME).

H. MAYOR AND COUNCIL COMMENTS

Pursuant to Texas Government Code § 551.0415, City Council Members and City staff may make a reports about items of community interest during a meeting of the governing body without having given notice of the report. Items of community interest include:

- Expressions of thanks, congratulations, or condolence;
- Information regarding holiday schedules;
- An honorary or salutory recognition of a public official, public employee, or other citizen, except that a discussion regarding a change in the status of a person's public office or public employment is not an honorary or salutory recognition for purposes of this subdivision;
- A reminder about an upcoming event organized or sponsored by the governing body;
- Information regarding a social, ceremonial, or community event organized or sponsored by an entity other than the governing body that was attended or is scheduled to be attended by a member of the governing body or an official or employee of the municipality; and
- Announcements involving an imminent threat to the public health and safety of people in the municipality that has arisen after the posting of the agenda.

Council Member Klein: Council Member Klein recognized that this has been a hard month for the City and the members of the Fire Department with the loss of Firefighter Robert Bebee

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whose life tragically ended on May 31, 2013 while battling the 5 alarm fire for the City of Houston. Council Member Klein mentioned that she had attended the Memorial Service and wanted to thank each Volunteer Fireman for his/her service.

Council Member Sheppard: Council Member Sheppard stated that her thoughts and prayers are with the families of the Firemen who lost their lives on May 31.

Council Member Ray: Council Member Ray also expressed condolences for the families of the Firemen that lost their lives. He stated that we owe a debt to those who serve this country in uniform. He encouraged citizen comments and thanked those attending this evening and for the comments made during the meeting.

Council Member Joachim: Council Member Joachim stated that her heart hurts for the Fire Department and she thanked everyone for coming this evening.

Council Member Beckwith: Council Member Beckwith also attended the Firefighters' Memorial Service. He appreciates all that the Jersey Village Fire Department does for the City. He thanked City Staff and he too welcomes citizen comments.

Mayor Erskine: Mayor Erskine echo's the sentiments of loss of the firefighters. It is times like these that make us realize how dangerous it can be to fight fires. He thanked the citizens for coming.

I. ADJOURN

There being no further business on the Agenda the meeting was adjourned at 8:38 p.m.

Lorri Coody, City Secretary