

MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF JERSEY VILLAGE, TEXAS, HELD ON MAY 19, 2014 AT 6:00 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 6:02 p.m. with the following present:

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

Council Member Beckwith was not present when this meeting was called to order, but joined the meeting in session at 6:36 p.m.

Staff in attendance: Mark Bitz, Fire Chief; Eric Foerster, Chief of Police; Isabel Kato, Finance Director; Danny Segundo, Director of Public Works; Michael Brown, Director of Parks and Recreation; Bob Blevins, Director of Information Technology; and Karen Farris, Human Resource Generalist.

B. INVOCATION AND PLEDGE OF ALLEGIANCE

1. Prayer and Pledge by: Council Member, Sheri Sheppard

C. ELECTION MATTERS

1. **Discussion with possible action to consider Ordinance No. 2014-10, canvassing the returns and declaring the results of the General Municipal Election and Special Election held May 10, 2014.**

Mayor Erskine called the item and opened the sealed envelope containing the canvass report for the May 10, 2014 General and Special Elections for the City of Jersey Village. He instructed the members of council to open their envelopes containing the canvass report and to review same. A summary is as follows:

The total number of votes received for each candidate in the General Election as reflected in the precinct returns are as follows:

<i>Name of Candidate</i>	<i>Early</i>	<i>Election Day</i>	<i>Total</i>
Councilmember Place No. 1			
Justin Ray	209	241	450
Councilmember Place No. 4			
Sheri Sheppard	207	236	443
Councilmember Place No. 5			
Christie Exner-Crawford	74	95	169
Joyce Berube	66	79	145
Tom Eustace	157	157	314

REGULAR MEETING OF THE CITY COUNCIL
CITY OF JERSEY VILLAGE, TEXAS – May 19, 2014

The total number of votes received for each candidate in the Special Election as reflected in the precinct returns are as follows:

<i>Name of Contest</i>	<i>Early</i>	<i>Election Day</i>	<i>Total</i>
Councilmember Place No. 2 Unexpired Term			
Greg Holden	205	241	446

Mayor Erskine read the returns aloud and announced the following:

The official canvass of the returns of the general and special elections held on May 10, 2014 reflects that the following persons were duly elected to the respective positions:

Council Member, Place 1

Justin Ray

Council Member, Place 4

Sheri Sheppard

Council Member, Place 5

[No candidate received a majority]

Council Member, Place 2

Greg Holden

Once the Council Members had completed their review of the canvass, Mayor Erskine called for a motion to approve Ordinance No. 2014-10 canvassing the returns and declaring the results of the General and Special Elections held May 10, 2014.

Council Member Klein moved to approve Ordinance No. 2014-10, canvassing the returns and declaring the results of the General Municipal Election and Special Election held May 10, 2014. Council Member Holden seconded the motion. The vote follows:

Ayes: Council Members Ray, Holden, Sheppard, and Klein

Nays: None

The motion carried.

REGULAR MEETING OF THE CITY COUNCIL
CITY OF JERSEY VILLAGE, TEXAS – May 19, 2014

ORDINANCE NO. 2014-10

AN ORDINANCE OF THE CITY OF JERSEY VILLAGE, TEXAS, CANVASSING THE RETURNS AND DECLARING THE RESULTS OF THE GENERAL ELECTION AND THE SPECIAL ELECTION HELD ON MAY 10, 2014.

After the Ordinance passed, Mayor Erskine stated the following:

This concludes the canvass of the General and Special Elections held on May 10, 2014 for the City Jersey Village with a total of 627 voters.

Mayor Erskine called the next two items (2 and 3) together.

2. Issuance of Certificate of Election to Newly Elected Officials.

City Secretary, Lorri Coody, delivered Certificates of Election to the newly elected officials Justin Ray, Council Member, Place 1; Greg Holden, Council Member, Place 2; and Sheri Sheppard, Council Member, Place 4.

3. Administer Oath of Office to Elected Officials.

City Secretary, Lorri Coody, administered the Oath of Office to newly elected officials Justin Ray, Council Member, Place 1; Greg Holden, Council Member, Place 2; and Sheri Sheppard, Council Member, Place 4.

4. Consider Ordinance No. 2014-11, providing for a runoff election to be held on Saturday, June 28, 2014, for the purpose of electing at large a Councilmember for Place 5; designating the polling place and appointing election officials for such election; providing the form of the ballots at such election; providing for early voting and for notice of the election; and providing for other matters relating to the election.

Lorri Coody, City Secretary, introduced the item. Background information is as follows: The City conducted a General Election on May 10, 2014 for the purpose of electing a Councilmember for Place 1, a Councilmember for Place 4, and a Councilmember for Place 5.

No candidate in the race for Councilmember Place 5 received a majority of votes cast for that position. Accordingly, Section 3.04 of the City's Charter provides that in the event no candidate receives a majority of all the votes cast at such election for any position, immediately upon declaring the official results of the election, the mayor or the council shall order that a runoff election be held among the two candidates for any position to which no person was elected.

Given that no candidate in the election for Councilmember Place 5 received a majority of the votes cast in that contest, the Mayor has certified to the City Secretary that the two,

REGULAR MEETING OF THE CITY COUNCIL
CITY OF JERSEY VILLAGE, TEXAS – May 19, 2014

Councilmember Place 5, candidates who received the highest number of votes, **Tom Eustace** and **Christie Exner-Crawford**, be placed on the ballot for the runoff election.

With no discussion on the matter, Council Member Ray moved to approve Ordinance No. 2014-11, providing for a runoff election to be held on Saturday, June 28, 2014, for the purpose of electing at large a Councilmember for Place 5; designating the polling place and appointing election officials for such election; providing the form of the ballots at such election; providing for early voting and for notice of the election; and providing for other matters relating to the election. Council Member Sheppard seconded the motion. The vote follows:

Ayes: Council Members Ray, Holden, Sheppard, and Klein

Nays: None

The motion carried.

ORDINANCE NO. 2014-11

AN ORDINANCE OF THE CITY OF JERSEY VILLAGE, TEXAS, PROVIDING FOR A RUNOFF ELECTION TO BE HELD ON SATURDAY, JUNE 28, 2014, FOR THE PURPOSE OF ELECTING AT LARGE A COUNCILMEMBER (PLACE 5); DESIGNATING THE POLLING PLACE AND APPOINTING ELECTION OFFICIALS FOR SUCH ELECTION; PROVIDING THE FORM OF THE BALLOTS AT SUCH ELECTION; PROVIDING FOR EARLY VOTING AND FOR NOTICE OF THE ELECTION; AND PROVIDING FOR OTHER MATTERS RELATING TO THE ELECTION.

D. CITIZENS COMMENTS

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.

Linda Gragg, 12 Peachtree Court, Jersey Village, Texas (832) 341-5354 – Ms. Gragg, after giving background information about herself, spoke to Council about the Lakes of Jersey Village neighborhood. She told Council that many of the residents in that neighborhood feel they are ignored by City Council. Because of these feelings, she offered her assistance to do anything she might in order to repair the relationship between the City and the Lakes of Jersey Village neighborhood.

E. CITY MANAGER'S REPORT

City Manager, Mike Castro, gave his monthly report as follows:

REGULAR MEETING OF THE CITY COUNCIL
CITY OF JERSEY VILLAGE, TEXAS – May 19, 2014

1. **Monthly Fund Balance Report, Red Light Camera Fund Report, Enterprise Funds Report, Governmental Funds Report, Property Tax Collection Report - April 2014, and Budget Projections as of April 2014**
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**

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 April 21, 2014.**
2. **Consider Resolution No. 2014-16, accepting the resignation of Crime Control and Prevention District Board Member Sandra Joachim, and appointing a new member to the Crime Control and Prevention District for the unexpired term ending August 31, 2015.**

RESOLUTION NO. 2014-16

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JERSEY VILLAGE, TEXAS, ACCEPTING THE RESIGNATIONS OF CRIME CONTROL AND PREVENTION DISTRICT BOARD MEMBER SANDRA JOACHIM, AND APPOINTING A NEW MEMBER TO THE CRIME CONTROL AND PREVENTION DISTRICT FOR THE UNEXPIRED TERM ENDING AUGUST 31, 2015.

3. **Consider Ordinance No. 2014-12, accepting the dedication of a 568-foot by five-foot easement along the rear property line of 16200 Dillard Drive, Jersey Village, Texas, for the installation of a sound barrier, and authorizing the city manager to execute the pertinent documents.**

ORDINANCE NO. 2014-12

REGULAR MEETING OF THE CITY COUNCIL
CITY OF JERSEY VILLAGE, TEXAS – May 19, 2014

AN ORDINANCE OF THE CITY OF JERSEY VILLAGE, TEXAS, ACCEPTING THE DEDICATION OF A 568-FOOT EASEMENT ALONG THE REAR PROPERTY LINE OF PROPERTY LOCATED AT 16200 DILLARD DRIVE, JERSEY VILLAGE, TEXAS, FOR A SOUND BARRIER, AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE PERTINENT DOCUMENTS.

- 4. Consider Ordinance No. 2014-13, accepting the dedication of a 337-foot by five-foot easement along the rear property line of Wallace Acres, Lot 3, Block 1, Jersey Village, Texas, for the installation of a sound barrier; approving an agreement with the property owner providing for stipulation as to building setback as a result of the dedication; authorizing the city manager to execute the pertinent documents.**

ORDINANCE NO. 2014-13

AN ORDINANCE OF THE CITY OF JERSEY VILLAGE, TEXAS, ACCEPTING THE DEDICATION OF A 337-FOOT EASEMENT ALONG THE REAR PROPERTY LINE OF PROPERTY DESCRIBED AS WALLACE ACRES, LOT 3, BLOCK 1, JERSEY VILLAGE, TEXAS, FOR A SOUND BARRIER; PROVIDING FOR VESTED BUILDING SETBACK LIMITS FOR SAID PROPERTY AS A RESULT OF THE DEDICATION; AUTHORIZING THE CITY MANAGER TO EXECUTE THE PERTINENT DOCUMENTS.

Council Member Ray moved to approved items 1 through 4 on the consent agenda. Council Member Sheppard seconded the motion. The vote follows:

Ayes: Council Members Ray, Holden, Sheppard and Klein

Nays: None

The motion carried.

G. REGULAR AGENDA

- 1. Consider Resolution No. 2014-17, receiving the Final Report from the firm Collaboration in Science and Technology Inc. (CSTI) regarding the monitoring of sound levels in Jersey Village.**

Mike Castro, City Manager, introduced the item. He told Council that in October 2013 of the City Council Regular Meeting, Council authorized the City Manager to enter into a contract with the firm Collaboration in Science and Technology Inc. (CSTI) for sound monitoring. As a result, over a 12-week period, CSTI chronicled sound levels at three locations within Jersey Village.

The purpose of the study was to chronicle existing conditions / sound levels prior to highway expansion. The study will provide background data for any potential action years hence, should future city leadership determine such action appropriate. The

REGULAR MEETING OF THE CITY COUNCIL
CITY OF JERSEY VILLAGE, TEXAS – May 19, 2014

completed study will lay the groundwork for an unspecified claim for damages at some future date.

The purpose of this agenda item is to receive the results from the sound monitoring. In completing the background information on the item, Mr. Arno Bommer with CSTI gave a presentation of the study results. His presentation included information about the following:

1. Purpose of Monitoring
2. What is Sound
3. How does Sound Vary
4. Annoyance
5. Noise Limits
6. Monitoring Locations
7. Typical Weekday
8. A Month of Noise Data
9. Hourly Log for Average Weekday
10. Effects of Distance from US HWY 290
11. Difference on Weekends
12. Effects of Elevation
13. Effects of Wind
14. Other Effects
15. Conclusions

Upon conclusion of the presentation, Council and the Consultant engaged in a question and answer session. Items discussed during this session are as follows:

1. Comparison of TxDOT noise models with those used in the City's noise study;
2. Length (time period) of study;
3. Other options to reduce noise aside from a sound barrier;
4. Effectiveness of a 16 foot sound wall;
5. Effect of noise reduction on homes as the distance increases from the sound wall;
6. The effects on the study if a 16 foot sound wall had already been in place;

With no further discussion on the matter, Council Member Sheppard moved to approve Resolution No. 2014-17, receiving the Final Report from the firm Collaboration in Science and Technology Inc. (CSTI) regarding the monitoring of sound levels in Jersey Village. Council Member Holden seconded the motion. The vote follows:

Ayes: Council Members Ray, Holden, Sheppard and Klein

Nays: None

The motion carried.

RESOLUTION NO. 2014-17

REGULAR MEETING OF THE CITY COUNCIL
CITY OF JERSEY VILLAGE, TEXAS – May 19, 2014

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JERSEY VILLAGE, TEXAS, RECEIVING THE FINAL REPORT FROM THE FIRM CSTI REGARDING THE MONITORING OF SOUND LEVELS WITHIN JERSEY VILLAGE.

Council Member, Harry Beckwith, joined the meeting in progress at 6:36 p.m.

2. Discuss and take appropriate action concerning the request received to connect the 43 acre detention pond trail to Winchester Country Neighborhood.

Michael Brown, Director of Parks and Recreation, introduced the item. He told Council that approximately a month ago a letter was received from a resident in Winchester Country neighborhood requesting that he be allowed to place pavers down so that he could have access to the 43 Acre Detention Pond Trail without having to walk through the mud. Mr. Brown explained his concern with this request, telling Council that should these pavers be installed improperly it could be a hazard to city mowers or become a trip hazard. Additionally, he told Council that he has received input from residents, and many have mentioned that they would like such a connection trail. He told Council should they wish to connect the trail to the Winchester Country Neighborhood that he suggests keeping the connection consistent with the same type of material already in place. He mentioned that the City has most of the materials and would only need to purchase crushed granite at a cost of some \$1200 to \$1500.

Council engaged in discussion about this request. Some members felt that the City should not spend tax dollars so that another community benefits from connecting the trail. Others felt that the connection with also benefit Jersey Village residents. There was also concern about using paving stones. It was felt that consistency would be better, building the trail with the same material as the existing trail.

There was concern about the amount of foot traffic the connection would bring. It was pointed out that the extended trail would not only provide ingress into Jersey Village but egress out of Jersey Village. Some felt that with more people using the trail, the park is safer.

There was discussion if perhaps the requestor would be interested in helping pay for the needed granite since he was willing to pay for the paving stones.

With no further discussion on the matter, Council Member Holden moved that City Staff take the necessary steps to extend the trail. Council Member Sheppard seconded the motion. The vote follows:

Ayes: Council Members Ray, Holden, and Sheppard

Nays: Council Members Klein and Beckwith

The motion carried.

REGULAR MEETING OF THE CITY COUNCIL
CITY OF JERSEY VILLAGE, TEXAS – May 19, 2014

3. **Consider Ordinance No. 2014-14, amending the Code of Ordinances of the City of Jersey Village, by amending Chapter 58, “Streets, Sidewalks, and Other Public Places,” Article I. *In General*, Section 58-3 “Political Signs on Public Property;” to provide a definition of “electioneering;” providing a severability clause; providing for repeal; providing a penalty as provided by Section 1-8 of the Code; and providing an effective date.**

Lorri Coody, City Secretary, introduced the item. Background information is as follows:

The City Council adopted Chapter 58, Article I, Section 58-3 concerning the regulation of signs and electioneering on public property on July 15, 2013.

The Ordinance was amended on April 14, 2014 to extend the permitting period and change the requirement of a fee to a deposit that would be returned to the applicant if the political signs are timely removed.

The Ordinance, with amendments, is intended to regulate political signs and electioneering pertaining to an ongoing election and prescribing an area adjacent to a polling location for that election.

In implementing the Ordinance, it has become apparent that there is a need to define the term “electioneering.” This item is to amend the Political Sign Ordinance in order to provide that definition.

Before moving to approve the amendments, Council asked the City Attorney to further explain the electioneering definition. In hearing same, Council Member Ray moved to approve Ordinance No. 2014-14, amending the Code of Ordinances of the City of Jersey Village, by amending Chapter 58, “Streets, Sidewalks, and Other Public Places,” Article I. *In General*, Section 58-3 “Political Signs on Public Property;” to provide a definition of “electioneering;” providing a severability clause; providing for repeal; providing a penalty as provided by Section 1-8 of the Code; and providing an effective date. Council member Klein seconded the motion. The vote follows:

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

Nays: None

The motion carried.

ORDINANCE NO. 2014-14

AN ORDINANCE OF THE CITY OF JERSEY VILLAGE, TEXAS, AMENDING THE CODE OF ORDINANCES OF THE CITY OF JERSEY VILLAGE, BY AMENDING CHAPTER 58, “STREETS, SIDEWALKS, AND OTHER PUBLIC PLACES,” ARTICLE I. *IN GENERAL*, SECTION 58-3 “POLITICAL SIGNS ON PUBLIC

REGULAR MEETING OF THE CITY COUNCIL
CITY OF JERSEY VILLAGE, TEXAS – May 19, 2014

PROPERTY” TO PROVIDE A DEFINITION OF “ELECTIONEERING”; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR REPEAL; PROVIDING A PENALTY AS PROVIDED BY SECTION 1-8 OF THE CODE; AND PROVIDING AN EFFECTIVE DATE

- 4. Consider Ordinance No. 2014-15, amending Section 14-225(b) of the Code of Ordinances of the City of Jersey Village, Texas, adopting the new Flood Insurance Study (FIS) of Harris County and incorporated areas and accompanying Flood Insurance Rate Maps (FIRM) dated June 9, 2014; providing for severability; 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. Background information is as follows:

In 2001, Tropical Storm Allison dropped as much as 35 inches of rain in the greater Houston area. The result was major flooding along White Oak Bayou in Jersey Village, in downtown Houston and the Medical Center. In Jersey Village alone, over 500 homes sustained water damage. In the aftermath of Tropical Storm Allison, FEMA and the Harris County Flood Control District (HCFCD) began a multi-year initiative called the Tropical Storm Allison Recovery Project (TSARP) that comprehensively assessed the flood risks associated with the major flooding sources within Harris County.

As a result of TSARP, the Harris County's floodplains were entirely remapped, and the revised flood maps were adopted by the City of Jersey Village in June of 2007. As with any project of this magnitude there were issues identified by Harris County and FEMA related to inappropriate data for some areas in the floodplain. Harris County requested the firm of PBS&J (now Atkins) perform studies to determine and correct issues related to effective models identified by HCFCD. In December of 2009, the HCFCD submitted a Letter of Map Revision (LMOR) for FEMA review. This LMOR is the basis for the new revised maps being considered here tonight.

In February of this year (2014), the City of Jersey Village Public Works Department was notified by the FEMA that revised FIRM maps and the FIS had been completed for the Jersey Village community. The revised FIRM and FIS will become effective June 9, 2014. The revised changes have become known as “the corrected effective”, in that minor changes have been made to the FIRM. A few properties in Jersey Village will be placed out of the floodplain and the base flood elevations (the computed elevation to which the flood waters are anticipated to rise) have been lowered slightly.

As a member of the National Flood Insurance Program (NFIP), the city is required to adopt the revised FIRM and FIS. Adopting the new flood plain studies and flood insurance rate maps provides the City, as well as property owners, with a more reliable picture of current flood risks. Property owners and local officials need to know their flood risk in order to make informed decisions about protecting their property investment.

REGULAR MEETING OF THE CITY COUNCIL
CITY OF JERSEY VILLAGE, TEXAS – May 19, 2014

In receiving the background information, Council engaged in discussion about the FEMA maps and the proposed changes. Detailed discussion was had concerning what the maps being approved in this item cover. Mr. Segundo explained that the changes do not include the most recent improvements to reduce flooding. He stated that the only changes include are those resulting from the 2009 LOMR. He told Council that the most recent improvements made to reduce flooding are still in the CLOMR stage. City Manager Castro explained that the CLOMAR stage takes some three to five years. Once the CLOMR is complete, it enters the LOMR stage. It is the LOMR state that results in map change. City Manager Castro told Council that we are about half way through the two stages that may result in map changes for the recent improvements to reduce flooding.

With no further discussion on the matter, Council Member Beckwith moved to approve Ordinance No. 2014-15, amending Section 14-225(b) of the Code of Ordinances of the City of Jersey Village, Texas, adopting the new Flood Insurance Study (FIS) of Harris County and incorporated areas and accompanying Flood Insurance Rate Maps (FIRM) dated June 9, 2014; providing for severability; providing for repeal; providing a penalty as provided by Section 1-8 of the Code; and providing an effective date. Council Member Ray seconded the motion. The vote follows:

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

Nays: None

The motion carried.

ORDINANCE NO. 2014-15

AN ORDINANCE AMENDING SECTION 14-225(B) OF THE CODE OF ORDINANCES OF THE CITY OF JERSEY VILLAGE, TEXAS, ADOPTING THE NEW FLOOD INSURANCE STUDY (FIS) OF HARRIS COUNTY AND INCORPORATED AREAS AND ACCOMPANYING FLOOD INSURANCE RATE MAPS (FIRM) DATED JUNE 9, 2014; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL; PROVIDING A PENALTY AS PROVIDED BY SECTION 1-8 OF THE CODE; AND PROVIDING AN EFFECTIVE DATE.

- 5. Consider Resolution No. 2014-18, approving an Interlocal Agreement with Harris County on behalf of Harris County Public Health Services to Provide Animal Control Services; authorizing the City Manager to execute the Interlocal Agreement; providing that the City's obligations under the agreement shall be subject to annual appropriation by the City Council.**

Danny Segundo, Director of Public Works, introduced the item. Background information is as follows:

The City of Jersey Village has received a proposal from Harris County for assistance with animal control. The City currently is providing animal control services Monday through

REGULAR MEETING OF THE CITY COUNCIL
CITY OF JERSEY VILLAGE, TEXAS – May 19, 2014

Friday, 8am – 5pm; however, animal control efforts after hours are a challenge. As a result, after hours and weekend animal control efforts are handled by the Jersey Village Police Department (JVPD). Once an animal is under control or in custody the Public Works on-call staff member is called out to pick up and transport the animal to the City kennel.

The City currently has a contract with the Society for the Prevention and Cruelty to Animals (SPCA) and takes an average of between 12 and 15 stray animals per year to them for treatment and possible adoption. Nonetheless, recently, the SPCA began requiring that all agencies delivering animals to them provide proof that the animal is up to date on all shots and vaccinated for rabies and heart worms. Under the SPCA program, if the City were to vaccinate and provide heart worm treatment for each animal before transport, it would not be cost effective. Accordingly, Staff has had to seek other alternatives than taking animals to the SPCA.

The Interlocal Agreement with Harris County will allow for the JVPD to call Harris County Animal Control when there is an issue related to a dog at large after hours. Harris County will patrol for loose or vicious animals within the city limits of Jersey Village, and will pick up and house such animals found or transport them to the city animal control facility.

Under the agreement, the City will pay for the following:

- To take custody of a domestic animal (dog or cat) from after the required stray hold period and dispose of the animal as HCPHES-VPH deems appropriate. (Adoption, Rescue, Transfer, or Euthanasia). The cost is \$35 for each animal;
- To field calls from City Staff, pick up stray domestic animals (dog or cat) within the city limits, and transport them to the Jersey Village Animal Control facility or VPH for appropriate disposition. The cost is \$50 for each trip;
- To house the animal for the required 3-day stray hold period at VPH. The cost is \$10 per day; and
- To hold the animal in rabies quarantine pursuant to the Rabies Control Act, TEX. HEALTH & SAFETY CODE ANN. §§ 826.001 et seq. The cost is \$12 per day.

Council engaged in discussion about the City's animal control shelter. It will hold three (3) large dogs and one (1) cat. Mr. Segundo pointed out that under the agreement, animals will be transported to the City's kennel or the County's dependent upon Staff's directions.

Council engaged in discussion about how the County's process for handling strays will be very different from how the City will handle them, specifically, euthanizing standards.

Mr. Segundo stated that the agreement is to provide for animal control during the weekends and after hours. Council was interested in how the City currently processes

REGULAR MEETING OF THE CITY COUNCIL
CITY OF JERSEY VILLAGE, TEXAS – May 19, 2014

stray animals. It was the consensus that strays be transported first to our facility and then to the County facility.

With no further discussion on the matter, Council Member Holden moved to approve Resolution No. 2014-18, approving an Interlocal Agreement with Harris County on behalf of Harris County Public Health Services to Provide Animal Control Services; authorizing the City Manager to execute the Interlocal Agreement; providing that the City's obligations under the agreement shall be subject to annual appropriation by the City Council. Council Member Sheppard seconded the motion. The vote follows:

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

Nays: None

The motion carried.

RESOLUTION NO. 2014-18

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JERSEY VILLAGE, TEXAS, APPROVING AN INTERLOCAL AGREEMENT WITH HARRIS COUNTY ON BEHALF OF HARRIS COUNTY PUBLIC HEALTH SERVICES TO PROVIDE ANIMAL CONTROL SERVICES; AUTHORIZING THE CITY MANAGER TO EXECUTE THE INTERLOCAL AGREEMENT; PROVIDING THAT THE CITY'S OBLIGATIONS UNDER THE AGREEMENT SHALL BE SUBJECT TO ANNUAL APPROPRIATION BY THE CITY COUNCIL.

- 6. Consider Ordinance No. 2014-16, adopting a Water Conservation Plan for the City of Jersey Village; amending the Code of Ordinances of the City of Jersey Village, Chapter 70, Utilities, by adopting a new Article VI., *Water Conservation Plan*, providing special rules and regulations for water conservation with the City; providing a severability clause; 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. Background information is as follows:

In February of this year, the Public Works Department was notified by the Texas Water Development Board (TWDB) that the City had exceeded the limit requirements regarding public water suppliers with more than 3,300 meter connections. The Texas Water Code requires retail public water suppliers with more than 3,300 connections to:

1. Conduct and submit a water loss audit annually;
2. Report annually to the TWDB on the process in implementing their current water conservation plan; and
3. Develop and submit an updated water conservation plan to the TWDB every five years.

REGULAR MEETING OF THE CITY COUNCIL
CITY OF JERSEY VILLAGE, TEXAS – May 19, 2014

The water audit addresses four main points of water loss: loss from distribution lines; inaccuracies in meters; deficiencies in accounting practices; and theft of service.

The Utility Profile provides information related to the City of Jersey Villages historical usage, as well as current residential and commercial usage.

The Public Works Department has also created a Water Conservation Plan. The plan identifies conservation goals, best management practices and water conservation methods that the city will target over a five (5) to ten (10) year period. City staff will identify cost associated with the program and address them accordingly within its capital improvement plan.

Currently, the public works department has completed the annual water loss audit, utility profile report, water conservation plan, and submitted completed reports before the May 1, 2014 deadline for review.

This agenda item is to adopt the Water Conservation Plan and amend the Code of Ordinances to set forth the rules and regulations of the plan.

Council engaged in discussion about the proposed plan. There was discussion about using re-cycled water at the golf course, about enforcement of the plan, what causes water loss and restrictions on water usage.

With no further discussion, Council Member Ray moved to approve Ordinance No. 2014-16, adopting a Water Conservation Plan for the City of Jersey Village; amending the Code of Ordinances of the City of Jersey Village, Chapter 70, Utilities, by adopting a new Article VI., *Water Conservation Plan*, providing special rules and regulations for water conservation with the City; providing a severability clause; providing a penalty as provided by Section 1-8 of the Code; and providing an effective date. Council Member Holden seconded the motion. The vote follows:

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

Nays: None

The motion carried.

ORDINANCE NO. 2014-16

AN ORDINANCE ADOPTING A WATER CONSERVATION PLAN FOR THE CITY OF JERSEY VILLAGE; AMENDING THE CODE OF ORDINANCES OF THE CITY OF JERSEY VILLAGE, CHAPTER 70, UTILITIES, BY ADOPTING A NEW ARTICLE VI., *WATER CONSERVATION PLAN*, PROVIDING SPECIAL RULES AND REGULATIONS FOR WATER CONSERVATION WITH THE CITY; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY AS PROVIDED BY SECTION 1-8 OF THE CODE; AND PROVIDING AN EFFECTIVE DATE.

- 7. Consider Resolution No. 2014-19, assigning a Council Member to serve as liaison to the Comprehensive Planning and Advisory Committee.**

REGULAR MEETING OF THE CITY COUNCIL
CITY OF JERSEY VILLAGE, TEXAS – May 19, 2014

Mayor Erskine introduced the item. He reminded Council that the Comprehensive Planning Advisory Committee (CPAC) was created at last month's meeting. Since Council typically appoints one of its members to serve as liaison to City Boards and Commissions, this item is to appoint a member of Council to serve in the capacity of liaison to the CPAC.

After limited discussion, Council Member Ray moved to approve Resolution 2014-19, assigning Council Member Beckwith to serve as liaison to the Comprehensive Planning and Advisory Committee. Council Member Sheppard seconded the motion. The vote follows:

Ayes: Council Members Ray, Holden, Sheppard, and Klein

Nays: None

Abstain: Council Member Beckwith

The motion carried.

RESOLUTION NO. 2014-19

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JERSEY VILLAGE, TEXAS, ASSIGNING A COUNCIL MEMBER TO SERVE AS LIAISON TO THE COMPREHENSIVE PLANNING ADVISORY COMMITTEE.

H. CLOSE THE REGULAR SESSION

Mayor Erskine closed the Regular Session at 7:30 p.m. to Convene into Executive Session pursuant to the Texas Open Meetings Act, Government Code Section 551.071 - Consultation w/Attorney and Section 551.072 - Deliberation regarding real property.

I. EXECUTIVE SESSION

- 1. Consult with Attorney pursuant to the Texas Open Meetings Act Section 551.071, and Section 551.072, Deliberation Regarding Real Property, regarding proposed settlement offer for two Utility Easements, one being 0.1598 acres and the second being 0.2437 acres, located within the Jersey Village Corporate Center, Lot 1.**

J. ADJOURN EXECUTIVE SESSION

Mayor Erskine adjourned the Executive Session at 7:51 p.m. and reconvened the Regular Session, stating that no final actions, decisions, or votes were had during the Executive session.

K. REGULAR SESSION CONTINUED

- 1. Discuss and take appropriate action on matters discussed in Executive Session, including consideration and possible action on Resolution No. 2014-20, approving**

REGULAR MEETING OF THE CITY COUNCIL
CITY OF JERSEY VILLAGE, TEXAS – May 19, 2014

settlement agreement in Cause No. 1034274; *City of Jersey Village, Texas v. Prologis NA2 Texas, LLC*; in Harris County Court at Law No. 3, and authorizing the City Manager to execute all necessary documents to effectuate the settlement agreement.

With no discussion on the item, Council Member Ray moved to approve Resolution No. 2014-20, approving settlement agreement in Cause No. 1034274; *City of Jersey Village, Texas v. Prologis NA2 Texas, LLC*; in Harris County Court at Law No. 3, and authorizing the City Manager to execute all necessary documents to effectuate the settlement agreement. Council Member Beckwith seconded the motion. The vote follows:

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

Nays: None

The motion carried.

RESOLUTION NO. 2014-20

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JERSEY VILLAGE, TEXAS, APPROVING THE SETTLEMENT AGREEMENT IN CAUSE NO. 1034274; *CITY OF JERSEY VILLAGE, TEXAS V. PROLOGIS NA2 TEXAS, LLC*; IN HARRIS COUNTY COURT AT LAW NO. 3, AND AUTHORIZING THE CITY MANAGER TO EXECUTE ALL NECESSARY DOCUMENTS TO EFFECTUATE THE SETTLEMENT AGREEMENT.

L. 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 salutary 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 salutary 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.

REGULAR MEETING OF THE CITY COUNCIL
CITY OF JERSEY VILLAGE, TEXAS – May 19, 2014

Council Member Klein: Council Member Klein thanked City Staff for preparing the information for the budget retreat.

Council Member Sheppard: Council Member Sheppard also thanked City Staff for the budget retreat information.

Council Member Ray: Council Member Ray thanked everyone for coming to the meeting, and stated that he looks forward to the Budget Retreat.

Council Member Holden: Council Member Holden recognized Frank Maher for his 40 years of service with the Jersey Village Volunteer Fire Department.

Council Member Beckwith: Council Member Beckwith thanked staff for their hard work and also thanked the 627 residents who voted in the recent city election.

Mayor Erskine: Mayor Erskine stated that he had attended the recent CPAC meeting. He appreciates the work of Staff to prepare that Committee and is looking forward to the results.

Upon Completion of Agenda Items A through L, the City Council took a short recess at 7:55 p.m. in order to reconvene the remaining agenda item (M. Work Session Agenda – Budget Items) at the City of Jersey Village Fire Department Training Room, 16501 Jersey Drive, Jersey Village, Texas.

Mayor Erskine reconvened the meeting at the Jersey Village Fire Department Training Room at 8:15 p.m. and called the following item:

M. WORK SESSION AGENDA - BUDGET ITEMS

1. Overview presented by Mike Castro, City Manager

City Manager Castro began the session by giving an overview of the overall condition of the City. He told Council about the financial condition of the City, stating that most revenues for the city are tracking with projected amounts. The golf course is at 76% compared to last year's 77%. He also reported that there are no expenditure surprises. The golf course is at 40% compared to last year's 45%. Property tax receipts are 6.8% greater than last year while sales tax receipts are down 2.8%.

In response to the decrease in sales tax, Council wondered if this decrease was a direct result of the US HWY 290 Expansion Project. City Manager Castro stated that the decrease is related to the project, but the 2.8 % decrease is not significant. He also mentioned that the City will lose approximately \$40,000 in property taxes associated with the Expansion Project, which also is not significant.

Mr. Castro listed the Positive Developments as follows:

- Completed Phase 3 of the Street Improvements on time and under budget;
- Completed the Detention Basin trail;

REGULAR MEETING OF THE CITY COUNCIL
CITY OF JERSEY VILLAGE, TEXAS – May 19, 2014

- Initiated Community Rating System (CRS) Program;
- Initiated the Comprehensive Planning Process; and
- Completed Tear-Down Analysis and associated Ordinance changes.

He told Council that the supplementals for FY 2014 were:

- Salary Market Adjustments;
- CPI Adjustments;
- Comprehensive Plan Consultant; and
- Technology Upgrades/Replacements.

Mr. Castro reviewed his short-term concerns with Council. He told Council that the upcoming year is going to be heavily involved with the expansion of US 290, Segment 7 and land acquisitions. He is also concerned with the next Legislative Session and the effects of the Lt. Governor's race. He believes that there may be new restrictions, initiatives, and mandates. He also told Council that the Red Light Camera program will have to undergo adjustments due to the US HWY 290 project.

Mr. Castro outlined the FY 2015 Initiatives as follows:

- US 290 Utility Construction;
- Implementation of Taser Program at the Police Department;
- Personnel Participation Analysis/Apparatus review by the Fire Department;
- Council Chambers Audio System;
- Completing Vendor Supply Analysis;
- Restart on CIP; and
- No personnel additions.

His long-term concerns are:

- Aging Facilities (City Hall/Sewer/PW);
- Legislative Initiatives / Fixes;
- City of Houston water rates are due to increase; and
- Public Information Request volume.

In connection with the long term concerns, Council engaged in discussion about the aging water plant and possible ownership of same. Additionally, there was discussion about the City of Houston rate increases from the past.

City Manager Castro closed his presentation with the following summary:

- US HWY 290 Expansion Project dramatically occupies Staff and budget;
- Main tax impacts of expansion are yet to be realized;
- We are lean and our reserves are healthy; and
- We will not be in a position to undertake significant new initiatives until after the US HWY 290 Expansion is completed.

REGULAR MEETING OF THE CITY COUNCIL
CITY OF JERSEY VILLAGE, TEXAS – May 19, 2014

In completing his presentation, Council engaged in limited discussion about:

1. The Debt Service in coming years;
2. TxDOT reimbursements;
3. The US HWY 90 Expansion Project; and
4. A new vision for Jersey Village Crossing.

With no further discussion, Mayor Erskine called for the Departmental Presentations.

2. Departmental Presentations:

- a. **Police Department** – Eric Foerster, Chief of Police, presented budgetary information to Council about the Jersey Village Police Department. He explained the Department’s needs and also explained the Crime Control and Prevention District’s Budget. In completing his presentation, the Council engaged in discussion about the Court Warrant Program and the revenue it produces. The Chief told the Council that of the amount presented, about half is actually “City Revenue.” Council also asked about the increase in service calls and wondered if the projections made for the department take into consideration these increases.

Council also discussed the number of tickets being issued and the department’s working relationship with surrounding departments.

- b. **Fire Department** – Fire Chief, Mark Bitz gave the presentation for both the Fire Department and the Communications Division. He gave background information about the departments, presenting information about past accomplishments, departmental activities, supplemental requests, and future projects.

In completing the presentation, Council engaged in discussion about the department’s response time for calls made to residents living at Lakes of Jersey Village. Fire Chief Bitz stated that standard calls run about 4 minutes and 11 seconds; while emergency calls are under 3 minutes.

Council also discussed unfunded mandates, the effects of the Affordable Care Act, and bunker gear replacements.

- c. **Information Technology** – Bob Blevins, Director of Information and Technology gave the presentation. He presented budgetary information for his department by outlining areas of responsibility and providing information on the progress made for the seven (7) supplementals in this year’s budget. He also outlined several areas of concern for his department and provided a list of items for fiscal consideration during Fiscal Year 2014/2015. He closed his presentation with discussion on budget concerns for the next five (5) years.

REGULAR MEETING OF THE CITY COUNCIL
CITY OF JERSEY VILLAGE, TEXAS – May 19, 2014

In closing his presentation, Mr. Blevins fielded questions about updates to the City's website and questions about Bring Your Own Device (BYOD) and the benefits to the City.

- d. **City Secretary** – City Secretary, Lorri Coody, gave the presentation for the City Secretary's Office. She explained the four areas of responsibility for her department giving information about past and present budgetary needs. She also presented information about the City's Records Management Program, including off-site inventory numbers. She closed her presentation with information on the increase in Public Information Requests and the associated costs connected with those increases and a summary of future budget issues facing her department. In completing her presentation, Council had a few questions about the processing of public information requests, which Ms. Coody answered.

N. ADJOURN

There being no further business on the Agenda the meeting was adjourned at 10:32 p.m.

Lorri Coody, City Secretary