

MINUTES OF THE SPECIAL MEETING OF THE CITY COUNCIL OF THE CITY OF JERSEY VILLAGE, TEXAS, HELD ON MAY 11, 2015 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 Erskine at 6:00 p.m. with the following present:

Mayor, Rod Erskine	City Manager, Mike Castro, PhD
Council Member, Justin Ray	City Secretary, Lorri Coody
Council Member, Greg C. Holden	City Attorney, Mary Ann Powell
Council Member, Sheri Sheppard	
Council Member, Tom Eustace	

Council Member, Harry Beckwith III, PE, was not present at this meeting.

B. COUNCIL MEMBERSHIP ITEMS

1. Receive presentation of qualifications from interested applicants.

Mayor Rod Erskine introduced the item. He explained that Council Member Ray, who currently serves in Place 1, had submitted his application for a place on the May 9, 2015 ballot as Mayor. Given that there were no other applicants for this position, Council Member Ray ran unopposed. Once Council Member Ray takes the oath as Mayor on May 18, 2015, he will automatically resign his position as Council Member Place 1, creating a vacancy on City Council.

The City Charter provides that vacancies on the council arising from any cause shall be filled by a vote of the council. Additionally, the City Charter, Section 2.03 provides that a council position filled by appointment shall be filled by election at the next city general election.

Additional background information is as follows: On March 16, 2015, City Council directed staff to post notice in the April issue of the JV Star and on the City website, seeking applicants interested in being appointed to the vacant Council Member Place 1 position until the next General Election.

In the notice, applicants were asked to file application for the position with the City Secretary by 5 PM on May 5, 2015. They were also invited to attend the May 11, 2015 Special City Council Meeting in order to deliver a three to five minute presentation concerning their qualifications for office and to give an explanation outlining their desire to hold office. The notice was followed up with a formal letter to each candidate that timely filed an application reminding them of the May 11, 2015 meeting date and time.

This item is to receive presentations from the applicants. Before beginning the presentation process, the Council briefly discussed the late application received from Bill Shuster. Since the application was not timely filed, it was not considered by Council.

The Mayor then began the presentation process. He thanked the applicants for their interest and he gave a brief explanation about the appointment process (presentations, executive session, vote, and the oath of office which will be taken on May 18, 2015.)

Applicants were then called in the following order to give their presentation:

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Joyce Berube
Andrew Mitcham

There were no discussions or questions made to the applicants during the presentation process. Upon completion of the presentations, Council convened into Executive Session pursuant to the Texas Open Meetings Act, Section 551.074, as follows.

C. CLOSE THE SPECIAL SESSION

Mayor Erskine closed the Special Session at 6:15 p.m. to convene into Executive Session pursuant to the Texas Open Meetings Act, Government Code Section 551.074 - Appointment of a public officer and Texas Open Meetings Act, Government Code Section 551.071 – Consult with City Attorney.

D. EXECUTIVE SESSION

- 1. Pursuant to the Texas Open Meetings Act Section 551.074 - Conduct an Executive Session in order to deliberate the appointment of a public officer (Councilmember Place 1).**
- 2. Pursuant to the Texas Open Meetings Act Section 551.071 - Conduct an Executive Session in order to consult with the City Attorney regarding the use of social media sites relative to requirements of the Texas Open Meetings Act.**

E. ADJOURN EXECUTIVE SESSION

Mayor Erskine adjourned the Executive Session at 7:07 p.m. and reconvened the Special Session, stating that no final actions, decisions, or votes were had during the Executive session.

F. RECONVENE THE SPECIAL SESSION - COUNCIL MEMBERSHIP ITEMS CONTINUED

- 1. Conduct possible follow-up questioning of applicants, and consider Resolution No. 2015-22, making an appointment to fill the vacancy of City Councilmember, Place 1 effective upon the position becoming vacant when Councilmember Ray is sworn in as Mayor, which is anticipated to be on or about Monday, May 18, 2015 acknowledging that the position shall be filled by election at the next city general election.**

Mayor Rod Erskine asked if City Council had any follow-up questions for the applicants. Having none, Mayor Erskine called upon each Council Member by name to take the roll call vote, asking each Council Member to state the name of the applicant of their choice as follows:

Council Member's Name

Name of Desired Applicant

Council Member Ray, state your vote

Andrew Mitcham

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Council Member Holden, state your vote	Andrew Mitcham
Council Member Sheppard, state your vote	Andrew Mitcham
Council Member Eustace, state your vote	Andrew Mitcham

Mayor Erskine then announced that Applicant Andrew Mitcham had received a majority of the votes of Council for the appointment. With no additional voting necessary, Mayor Erskine called for a motion on Resolution No. 2015-22. Accordingly, Council Member Ray moved to approve Resolution No. 2015-22, appointing Andrew Mitcham to fill the vacancy of City Councilmember, Place 1 effective upon the position becoming vacant when Council Member Ray is sworn in as Mayor, which is anticipated to be on or about Monday, May 18, 2015 acknowledging that the position shall be filled by election at the next city general election. The motion was seconded by Council Member Eustace. The vote follows:

Ayes: Council Members Ray, Holden, Sheppard and Eustace

Nays: None

The motion carried.

G. ADJOURN

There being no further business on the Agenda the meeting was adjourned at 7:10 p.m.

Lorri Coody, City Secretary