

MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF JERSEY VILLAGE, TEXAS, HELD ON FEBRUARY 20, 2017 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 Ray at 7:00 p.m. with the following present:

Mayor, Justin Ray	Interim City Manager, Eric Foerster
Council Member, Andrew Mitcham	City Secretary, Lorri Coody
Council Member, Greg Holden	City Attorney, Leah Hayes
Council Member, C. J. Harper	
Council Member, Sheri Sheppard	
Council Member, Gary Wubbenhorst	

Staff in attendance: Mark Bitz, Fire Chief; Eric Foerster, Chief of Police; Isabel Kato, Finance Director; Kevin T. Hagerich, Public Works Director; and Kimberly Terrell, Director of Parks and Recreation.

B. INVOCATION AND PLEDGE OF ALLEGIANCE

1. Prayer & Pledge by: Suellen Denton, Branch Manager, HCPL-Fairbanks Branch Library.

C. 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.

Suellen Denton and Jennifer Finch, Fairbanks Library, 7122 Gessner, Houston, Texas (713) 466-4438 – Ms. Denton and Ms. Finch spoke to City Council about the services that the Fairbanks Library offers. They encouraged City Council and the residents of Jersey Village to visit the Library. Some of the services they provide include story time, free Wi-Fi, veteran's services, Medicare presentations for seniors, and other services that benefit the community.

Laurel Calkins, 16001 Wall Street, Jersey Village, Texas (713) 466-1122 – Ms. Calkins spoke against the proposed amendment to add public outreach materials to the Dannenbaum Long-Term Flood Study Contract. She stated that a PowerPoint presentation would be just as informative as the proposed video and would cost less to prepare. She also provided input on how she believes the flood study information could be better disseminated to the public. Her main concerns were that the video would not accommodate updates to the information or public input.

Nancy Yetter, 16121 Capri Drive, Jersey Village, Texas (713) 419-3609 – Ms. Yetter spoke about drainage issues on Capri Drive. She told City Council that every time it rains water collects on Capri Drive from Carlsbad to the church. She believes that there are not enough drains on this street, stating that Capri Drive only has two (2) drains.

Mark Maloy, 7803 Hamilton Circle, Jersey Village, Texas (713) 553-8625 – Mr. Maloy spoke to City Council about the US HWY 290 Project. He is concerned about the work being done on this project. He explained that the longitudinal tinning does not appear to be applied correctly,

REGULAR MEETING OF THE CITY COUNCIL
CITY OF JERSEY VILLAGE, TEXAS – February 20, 2017

stating that in some areas it runs straight while in other areas it is wavy or omitted. He requested that the City check into this to ensure that the work is being performed properly.

Mr. Maloy also spoke to City Council about the Charter Review Commission Report, stating that he supports the election of Council Members by districts.

He closed his presentation by telling City Council about his concern with increased insurance costs due to the recent flooding and the need for a solution.

John Britt, 15710 Congo Lane, Jersey Village, Texas (318) 613-8336 – Mr. Britt opposes having the words “In God We Trust” on City vehicles. He explained that in approving same makes the statement about who Jersey Village is as a City. In connection with this, Mr. Britt told Council that it does not reflect who he is and; therefore, he does not support having these words on City vehicles. He also was concerned that placing these words sends the message that only those having this belief are permitted to participate in City government. In closing, he stated his concern about the possibility of having to spend tax dollars for legal fees resulting from this action.

Judy Tidwell, 15610 Congo Lane, Jersey Village, Texas (979) 218-4890 – Ms. Tidwell spoke in opposition to having the words “In God We Trust” placed on City vehicles. Her reasons for not supporting include: (1) separation of church and state; (2) truth and honesty for all; (3) it excludes those who do not believe; (4) it promotes division among residents; and (5) there are other ways to support religion in the community.

Barbi Freeman, 15501 Jersey Drive, Jersey Village, Texas (713) 466-6903 – Ms. Freeman congratulated Lorri Coody, City Secretary on receiving her Texas Registered Municipal Clerk’s Certification. She told City Council that Jersey Village is privileged to have Ms. Coody as their City Secretary given her knowledge and her dedication to the City.

D. CITY MANAGER’S REPORT

Interim City Manager, Eric Foerster, gave his monthly report. As part of the report, he introduced Officer Blake McElhaney and Officer Gilbert Lozano, joining the Jersey Village Police Department.

- 1. Monthly Fund Balance Report, Enterprise Funds Report, Governmental Funds Report, Property Tax Collection Report – December 2016, General Fund Budget Projections as of January 2017 and Utility Fund Budget Projections – January 2017.**
- 2. Open Records Requests – Non-Police, Recreational Vehicle Registration Update**
- 3. Fire Departmental Report and Communication Division’s Monthly Report**
- 4. Police Activity Report, Warrant Report, Investigations/Calls for Service Report, Staffing/Recruitment Report, and Police Open Records Requests**
- 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 and Construction and Field Projects Update**

REGULAR MEETING OF THE CITY COUNCIL
CITY OF JERSEY VILLAGE, TEXAS – February 20, 2017

7. **Golf Course Monthly Report, Golf Course Financial Statement Report, Golf Course Budget Summary; Golf Course Social Media Summary Report, and the Parks and Recreation Departmental Report**
8. **Report from Code Enforcement**
9. **Comprehensive Plan – Project Update**
10. **Traffic Study – Project Update**
11. **Police Department – Officer Introductions**
12. **Lorri Coody – Texas Registered Municipal Clerk Certification**

E. 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 January 16, 2017 and the Special Session Meeting held on January 16, 2017.**
2. **Consider Resolution No. 2017-05, approving the City Secretary's application for appointment of an Assistant City Secretary.**

RESOLUTION NO. 2017-05

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JERSEY VILLAGE, TEXAS, APPROVING THE CITY SECRETARY'S APPLICATION FOR APPOINTMENT OF AN ASSISTANT CITY SECRETARY.

3. **Consider Resolution No. 2017-06, authorizing the Public Works Director to install speed control signs in locations based upon recommendations in the Traffic Calming Plan completed by Gunda Corporation and in accordance with the Texas Manual on Uniform Traffic Control Devices (TX MUTCD).**

RESOLUTION NO. 2017-06

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JERSEY VILLAGE, TEXAS, AUTHORIZING THE PUBLIC WORKS DIRECTOR TO INSTALL SPEED CONTROL SIGNS IN LOCATIONS BASED UPON THE TRAFFIC CALMING PLAN COMPLETED BY GUNDA CORPORATION AND IN ACCORDANCE WITH THE TEXAS MANUAL ON UNIFORM TRAFFIC CONTROL DEVICES (TX MUTCD).

4. **Consider Resolution No. 2017-07, re-appointing an Emergency Management Coordinator and an Assistant Emergency Management Coordinator for the City of Jersey Village.**

RESOLUTION NO. 2017-07

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JERSEY VILLAGE,

REGULAR MEETING OF THE CITY COUNCIL
CITY OF JERSEY VILLAGE, TEXAS – February 20, 2017

TEXAS, APPOINTING AN EMERGENCY MANAGEMENT COORDINATOR AND AN ASSISTANT EMERGENCY MANAGEMENT COORDINATOR.

- 5. Consider Resolution No. 2017-08, authorizing the City Manager to enter into a contract with Jacobsen for the purchase of one Dixie Chopper Xcaliber 3574KW mower at a cost of \$11,439.20.**

RESOLUTION NO. 2017-08

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JERSEY VILLAGE, TEXAS, AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH JACOBSEN FOR THE PURCHASE OF ONE DIXIE CHOPPER XCALIBER 3574KW MOWER AT A COST OF \$11,439.20.

- 6. Consider Resolution No. 2017-09, authorizing the City Manager to enter into a contract with Lansdowne-Moody Company, Inc. for the purchase of one Landpride AFM-4216 Flex Wing Bushhog Mower for \$14,400.00.**

RESOLUTION NO. 2017-09

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JERSEY VILLAGE, TEXAS, AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH LANSDOWNE-MOODY CO. INC. FOR THE PURCHASE OF ONE LANDPRIDE AFM-4216 FLEX WING BUSHHOG MOWER FOR \$14,400.00.

Council Member Mitcham moved to approve items 1 through 6 on the consent agenda. Council Member Sheppard seconded the motion. The vote follows:

Ayes: Council Members Mitcham, Holden, Harper, Sheppard, and Wubbenhorst

Nays: None

The motion carried.

F. REGULAR AGENDA

- 1. Consider Resolution No. 2017-10, receiving the Planning and Zoning Commission's recommendation that the City's Code of Ordinances be amended at Chapter 18, "Businesses," Article V. Hotel Code, Section 18-189 "Premises Requirements" to provide for regulation of ingress and egress to lodging rooms.**

Debra Mergel, Planning and Zoning Commission Chairperson, introduced the item. She told Council that the Planning and Zoning Commission met on January 30, 2017 to discuss recommendations to the City's Hotel Ordinance. After discussing same, the Commissioners recommend that the City's Code of Ordinances be amended at Chapter 18, "Businesses," Article V. Hotel Code, Section 18-189 "Premises Requirements."

REGULAR MEETING OF THE CITY COUNCIL
CITY OF JERSEY VILLAGE, TEXAS – February 20, 2017

This item is to receive the Planning and Zoning Commission’s recommendation as it relates to Hotel Ordinance amendments.

Council engaged in discussion about the wording contained in the recommended amendment. There was concern that most hotels having a lobby entrance also provide entrance via “key card access” through doors that are not necessarily located in or near the lobby. With this concern in mind, staff explained that additional changes to this Ordinance are needed and are currently under review. However, the Commission felt that this change is needed immediately in order to address safety/crime issues. The Commission felt that the change would create a safer environment and is consistent with other venues. The main goal is to prevent outdoor entry to individual rooms.

Council continued discussion about being able to come and go via another entrance with a “key card” and the ability to enforce this amendment.

With no further discussion on the matter, Council Member Sheppard moved to approve Resolution No. 2017-10, receiving the Planning and Zoning Commission’s recommendation that the City’s Code of Ordinances be amended at Chapter 18, “Businesses,” Article V. Hotel Code, Section 18-189 “Premises Requirements” to provide for regulation of ingress and egress to lodging rooms. Council Member Harper seconded the motion. The vote follows:

Ayes: Council Members Mitcham, Holden, Harper, Sheppard, and Wubbenhorst

Nays: None

The motion carried.

RESOLUTION NO. 2017-10

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JERSEY VILLAGE, TEXAS, RECEIVING THE PLANNING AND ZONING COMMISSION’S RECOMMENDATION THAT THE CITY’S CODE OF ORDINANCES BE AMENDED AT CHAPTER 18, “BUSINESSES,” ARTICLE V. HOTEL CODE, SECTION 18-189 “PREMISES REQUIREMENTS” TO PROVIDE FOR REGULATION OF INGRESS AND EGRESS TO LODGING ROOMS.

- 2. Consider Ordinance No. 2017-06, amending the Code of Ordinances of the City of Jersey Village, Texas, by amending Chapter 18, “Businesses,” Article V. Hotel Code, Section 18-189 “Premises Requirements” to provide for regulation of ingress and egress to lodging rooms; providing a severability clause; and providing a penalty as provided by Section 1-8 of the Code.**

Kevin T. Hagerich, Public Works Director, introduced the item. He told City Council that this item is to consider an Ordinance that amends Chapter 18, “Businesses,” Article V. Hotel Code, Section 18-189 “Premises Requirements” to provide for regulation of ingress and egress to lodging rooms.

REGULAR MEETING OF THE CITY COUNCIL
CITY OF JERSEY VILLAGE, TEXAS – February 20, 2017

Council engaged in discussion about the need to approve this Ordinance today given additional changes are needed. Nonetheless, it was the consensus of Council to move forward with the amendment now since the change would create a safer environment.

With no further discussion on the matter, Council Member Harper moved to approve Ordinance No. 2017-06, amending the Code of Ordinances of the City of Jersey Village, Texas, by amending Chapter 18, “Businesses,” Article V. Hotel Code, Section 18-189 “Premises Requirements” to provide for regulation of ingress and egress to lodging rooms; providing a severability clause; and providing a penalty as provided by Section 1-8 of the Code. Council Member Holden seconded the motion. The vote follows:

Ayes: Council Members Mitcham, Holden, Harper, Sheppard, and Wubbenhorst

Nays: None

The motion carried.

ORDINANCE NO. 2017-06

AN ORDINANCE OF THE CITY OF JERSEY VILLAGE, TEXAS, AMENDING THE CODE OF ORDINANCES OF THE CITY OF JERSEY VILLAGE, TEXAS, BY AMENDING CHAPTER 18, “BUSINESSES,” ARTICLE V. HOTEL CODE, SECTION 18-189 “PREMISES REQUIREMENTS”, TO PROVIDE FOR REGULATION OF INGRESS AND EGRESS TO LODGING ROOMS; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING A PENALTY AS PROVIDED BY SECTION 1-8 OF THE CODE.

3. Consider Resolution No. 2017-11, accepting the Report and Recommendation of the 2016 Charter Review Commission.

Rick Faircloth, Chairman, 2016 Charter Review Commission, introduced the item. Background information is as follows: In accordance with Section 9.14 of the City’s Charter, Council during its Regular Session on September 19, 2016, appointed the 2016 Charter Review Commission to inquire into the operation of our city government and propose, if desirable, amendments to our Charter that would improve its effective application to our current conditions.

After conducting several meetings with staff, this Council, and the public, the Commission, makes its report and recommendations in accordance with Section 9.14(a)(4).

Section 9.14(b) requires that Council receive and publish any report presented by the commission.

With limited discussion on the matter, Council Member Wubbenhorst moved to approve Resolution No. 2017-11, accepting the Report and Recommendation of the 2016 Charter

REGULAR MEETING OF THE CITY COUNCIL
CITY OF JERSEY VILLAGE, TEXAS – February 20, 2017

Review Commission. Council Member Mitcham seconded the motion. The vote follows:

Ayes: Council Members Mitcham, Holden, Harper, Sheppard, and Wubbenhorst

Nays: None

The motion carried.

RESOLUTION NO. 2017-11

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JERSEY VILLAGE, TEXAS, ACCEPTING THE REPORT AND RECOMMENDATION OF THE 2016 CHARTER REVIEW COMMISSION FOR THE CITY OF JERSEY VILLAGE.

- 4. Consider Ordinance No. 2017-07, amending the City's General Fund budget in the amount of \$14,500 for the fiscal year beginning October 1, 2016 and ending September 30, 2017, to cover additional cost for public outreach materials in connection with the Long-Term Flood Recovery Plan.**

Kevin T. Hagerich, Director of Public Works introduced the item. He told City Council that the City has engaged Dannenbaum Engineering Corporation to assist in the creation of a Long-Term Flood Recovery Plan aimed at reducing flooding effects in Jersey Village. Dannenbaum's project scope includes data collection and assessment, environmental review, technical analysis, and public outreach. Dannenbaum has partnered with Crouch Environmental for the public outreach portion of the contract. As part of public outreach, a proposal for an informational video and simple project website has been submitted.

This agenda item is to allocate additional funding required for the proposed informational video and project website.

Council engaged in discussion about the video and website. Some wondered who is going to maintain the website once the study is complete. Others felt the video is not needed and preferred a PowerPoint presentation that could be updated as additional information and public comments are collected.

Discussion continued about the video. Some felt that such a video could best be used to convey information to other agencies. The Dannenbaum Consultants explained the use of videos and their experience with other customers. The Crouch Consultant explained that over time the video technology is as efficient as a PowerPoint. It is timeless and presents information on-line and is not limited to an "in person" presentation. This type of communication permits citizen comments as it is used many times to enlist as much public participation as possible. Additionally, the Consultants explained that the video will assist in conveying complex information and can be easily revised which is included in the proposed costs.

REGULAR MEETING OF THE CITY COUNCIL
CITY OF JERSEY VILLAGE, TEXAS – February 20, 2017

Discussion was had on how a video presentation compares to a PowerPoint presentation, including how input from citizens will be handle by each format. The Crouch Consultant gave the steps for the video format as:

1. Registration and Feedback from attendees;
2. Participants view the video in a booth. They are not limited to the number of times they are permitted to view the video as it runs on a loop;
3. After viewing, the can participate in one-on-one question and answer sessions with the Consultants;
4. Also on display will be study related materials;
5. The goal is to make residents comfortable so they will be more apt to ask questions and provide feedback.

Some Council Members liked the video format stating the benefits for those residents that do not have a lot of time. The video process permits them to get answers to their specific questions in a one-on-one conversation with the Consultants. It permits the Consultants to spend quality time with attendees rather than spending time giving the presentation.

Council engaged in discussion about the particulars of the proposal. Council desires a video that can play during the public meeting, be updated as we go, and be useful in sharing information with other entities. The Crouch Consultant assured Council that all of this can be met within the dollar amount being proposed.

Discussion was then had about the possibility of waiting to make the video once the study is complete in order that the information is complete for sharing our needs with other agencies. The pros and cons of this possibility were discussed, including public input and how it is helpful.

In hearing the discussions and desires of City Council, the Crouch Consultant stated that the following can be done for \$14,500 as stated in their proposal:

A project website and production of three, related informational video products to include one video production to support the March 2017 public meeting, one video production to support the third and final public meeting (presenting a final recommendation), and one abbreviated video presentation intended for elected official and public agency audiences.

With no further discussion on the matter, Council Member Sheppard moved to approve Ordinance No. 2017-07, amending the City's General Fund budget in the amount of \$14,500 for the fiscal year beginning October 1, 2016 and ending September 30, 2017, to cover additional cost for public outreach materials (as amended) in connection with the Long-Term Flood Recovery Plan. Council Member Mitcham seconded the motion. The vote follows:

Ayes: Council Members Mitcham, Holden, Harper, Sheppard, and Wubbenhorst

Nays: None

REGULAR MEETING OF THE CITY COUNCIL
CITY OF JERSEY VILLAGE, TEXAS – February 20, 2017

The motion carried.

ORDINANCE NO. 2017-07

AN ORDINANCE OF THE CITY OF JERSEY VILLAGE, TEXAS, AMENDING THE GENERAL FUND BUDGET IN THE AMOUNT OF \$14,500 FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2016 AND ENDING SEPTEMBER 30, 2017, TO COVER ADDITIONAL COSTS FOR PUBLIC OUTREACH MATERIALS IN CONNECTION WITH THE LONG-TERM FLOOD RECOVERY PLAN.

- 5. Consider Resolution No. 2017-12, authorizing a contract amendment with Dannenbaum Engineering to include additional public outreach materials in connection with the Long-Term Flood Recovery Plan.**

Kevin T. Hagerich, Director of Public Works, introduced the item. He told City Council that this item is to consider approving the contract with Dannenbaum Engineering to include additional public outreach materials (informational video) in connection with the Long-Term Flood Recovery Plan.

With limited discussion on the item, Council Member Mitcham moved to approve Resolution No. 2017-12, authorizing a contract amendment with Dannenbaum Engineering to include additional public outreach materials in connection with the Long-Term Flood Recovery Plan. Council Member Wubbenhorst seconded the motion. The vote follows:

Ayes: Council Members Mitcham, Holden, Harper, Sheppard, and Wubbenhorst

Nays: None

The motion carried.

RESOLUTION NO. 2017-12

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JERSEY VILLAGE, TEXAS, AUTHORIZING A CONTRACT AMENDMENT WITH DANNENBAUM ENGINEERING TO INCLUDE ADDITIONAL PUBLIC OUTREACH MATERIALS IN CONNECTION WITH THE LONG-TERM FLOOD RECOVERY PLAN.

- 6. Consider Resolution No. 2017-13, authorizing the City Manager to enter into a contract for the collection of over 60 days fines, warrants and fees relating to the City of Jersey Village Municipal Court.**

Isabel Kato, Finance Director, introduced the item. Background information is as follows:

This item requests that Council review contracts for the over 60 days fines, warrants and fees relating to the City of Jersey Village Municipal Court from two firms submitting contracts for services: Linebarger, Goggan, Blair, & Sampson, LLP (the existing

REGULAR MEETING OF THE CITY COUNCIL
CITY OF JERSEY VILLAGE, TEXAS – February 20, 2017

collection firm); and Perdue, Brandon, Fielder, Collins & Mott LLP. Both firms expressed interest in providing the City collection services for the municipal court. There are differences in both contracts.

The current Municipal Court's collection contract with Linebarger will expire April 15, 2017. This Resolution is to approve a new collection contract to begin on April 16, 2017.

City Attorney, Leah Hayes, briefly explained the two proposals as follows:

Linebarger – A one year contract, 30% collection fee, 4 day amnesty provision with fee waiver, and a provision to subcontract.

Perdue – 30 day contract that continues until terminated with written notice, 30% collection fee, 48 hour amnesty provision with fee waiver, and reserves right to return accounts after one (1) year.

Council engaged in discussion about receiving a contract revision from Linebarger at their council place this evening. City Attorney Hayes explained that the revision was to the waiver of fee language which was changed from “may” to “will” waive the 30% collection fee during the amnesty period.

Council engaged in discussion about the two proposals. They wondered how Perdue came to send in a proposal. Municipal Court Administrator, Paul Rex responded, stating that this firm has been interested in working with the City for some time. He also mentioned that he had worked with the firm during his employ at another city.

There was further discussion by Council that both proposals are very similar and wondered if Staff had a recommendation. Court Administrator Rex's only recommendation was that he would like to see the collection rate improve.

City Attorney Hayes explained that the Council has the option of taking no action on this item and directing Staff to seek proposals from other firms. Council engaged in discussion about the costs involved in transitioning from the existing company to another company. City Attorney Hayes stated that there would be costs involved and that there would be a transition period, causing a gap in service that does not currently exist.

Council then asked about the amount of collections made under the existing contract for 2016. Court Administrator Rex reported the amount as \$146,102.

Council discussed the process and timeline for an RFP for these services. City Attorney Hayes explained that the process could be completed by the next City Council Meeting on March 20, 2017.

With no further discussion on the matter, Council Member Wubbenhorst moved to authorize Staff to go out for an RFP for these services and to present the results at the next City Council Meeting on March 20, 2017. Council Member Mitcham seconded the motion. The vote follows:

REGULAR MEETING OF THE CITY COUNCIL
CITY OF JERSEY VILLAGE, TEXAS – February 20, 2017

Ayes: Council Members Mitcham, Holden, Harper, Sheppard, and Wubbenhorst

Nays: None

The motion carried.

There was no motion; and therefore, no action taken on Resolution No. 2017-13, authorizing the City Manager to enter into a contract for the collection of over 60 days fines, warrants and fees relating to the City of Jersey Village Municipal Court.

- 7. Consider Ordinance No. 2017-08, amending the Capital Improvement Budget for the fiscal year beginning October 1, 2016 and ending September 30, 2017 in the amount not to exceed \$3,429,000 to increase line item 10-91-7120 (U.S. 290 Expansion) from the Capital Improvement fund balance in order to allocate the available funds from the Certificate of Obligation Series 2015.**

Isabel Kato, Finance Director, introduced the item. Background information is as follows: On March 16, 2015 under Ordinance 2015-11, City Council authorized the issuance of the City of Jersey Village Certificates of Obligation Series 2015 in the amount of \$8,000,000. The purpose of these Certificates of Obligation was to pay for all the expenditures related to the U.S. 290 expansion project within the City limits of Jersey Village.

By the end of Fiscal Year 2015-2016, approximately \$2,231,000 of the \$8,000,000 was used on such expenditures leaving an unused balance of \$5,769,000. During the fiscal year 2016-2017 budget process Staff inadvertently budgeted \$2,340,000 instead of the total unused portion of these Certificates of Obligation. Accordingly, Staff is respectfully requesting City Council to approve this Ordinance in order to allocate the additional \$3,429,000, which totals the available funds from the Certificates of Obligation, Series 2015.

With limited discussion on the matter, Council Member Holden moved to approve Ordinance No. 2017-08, amending the Capital Improvement Budget for the fiscal year beginning October 1, 2016 and ending September 30, 2017 in the amount not to exceed \$3,429,000 to increase line item 10-91-7120 (U.S. 290 Expansion) from the Capital Improvement fund balance in order to allocate the available funds from the Certificate of Obligation Series 2015. Council Member Wubbenhorst seconded the motion. The vote follows:

Ayes: Council Members Mitcham, Holden, Harper, Sheppard, and Wubbenhorst

Nays: None

The motion carried.

ORDINANCE NO. 2017-08

REGULAR MEETING OF THE CITY COUNCIL
CITY OF JERSEY VILLAGE, TEXAS – February 20, 2017

AN ORDINANCE OF THE CITY OF JERSEY VILLAGE, TEXAS, AMENDING THE CAPITAL IMPROVEMENTS FUND BUDGET FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2016 AND ENDING SEPTEMBER 30, 2017 BY INCREASING LINE ITEM 10-91-7120 (US 290 EXPANSION) IN THE AMOUNT NOT TO EXCEED \$3,429,000.

8. Consider Resolution No. 2017-14, authorizing the City Manager to enter into an Interlocal Agreement with Harris County, Texas to provide certain electronic personal accountability equipment.

Mark Bitz, Fire Chief, introduced the item. Background information is as follows: The City of Jersey Village is a recipient of grant funded items issued to us by Harris County. Specifically, the items in question are identified as Grace Accountability which is an Electronic Personal Accountability System (EPAS) for firefighters when they are wearing protective clothing and enter into a Hazardous to Health zone. This system helps to signal firefighters and is capable of identifying if the firefighter is moving.

This equipment was first sought after by a group called UASI (Urban Area Security Initiative). This group is in existence to seek federal grant funds for necessary safety equipment and provide that equipment to public safety groups in a 13 county wide area around Houston. The City of Jersey Village is one of the cities within this region that will receive support from UASI through the areas lead governmental agency (Harris County).

The purpose of the attached agreement is to say the City of Jersey Village is in possession of UASI funded equipment issued by Harris County. This agreement establishes that the City of Jersey Village will be responsible for this equipment, will inventory this equipment and will repair or replace any/all equipment that is damaged or non-repairable.

The list of equipment is part of the agreement and all of this equipment is currently in the possession of the Jersey Village Fire Department for use on hazardous scenes.

With limited discussion on the matter, Council Member Mitcham moved to approve Resolution No. 2017-14, authorizing the City Manager to enter into an Interlocal Agreement with Harris County, Texas to provide certain electronic personal accountability equipment. Council Member Wubbenhorst seconded the motion. The vote follows:

Ayes: Council Members Mitcham, Holden, Harper, Sheppard, and Wubbenhorst

Nays: None

The motion carried.

REGULAR MEETING OF THE CITY COUNCIL
CITY OF JERSEY VILLAGE, TEXAS – February 20, 2017

RESOLUTION NO. 2017-14

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JERSEY VILLAGE, TEXAS, AUTHORIZING THE CITY MANAGER TO ENTER INTO AN INTERLOCAL AGREEMENT WITH HARRIS COUNTY, TEXAS TO PROVIDE CERTAIN ELECTRONIC PERSONAL ACCOUNTABILITY EQUIPMENT.

- 9. Consider Resolution No. 2017-15, accepting the resignation of Crime Control and Prevention District Board Member Duncan Klussmann, and appointing a new member to the Crime Control and Prevention District for the unexpired term ending August 31, 2018.**

Lorri Coody, City Secretary, introduced the item. Background information is as follows: the Jersey Village Crime Control and Prevention District (“CCPD”), organized and existing under Chapter 363, Texas Local Government Code, is governed by a board of directors of seven members appointed by the City Council for terms of two years.

The current members of the Board of Directors and the termination dates of their terms of office are Greg Holden, August 31, 2017; Justin Ray, August 31, 2017; C. J. Harper, August 31, 2017; Gary Wubbenhorst, August 31, 2018; Sheri Sheppard, August 31, 2018; Andrew Mitcham, August 31, 2018; and Duncan Klussmann, August 31, 2018.

Duncan Klussmann has resigned as member of the board of directors. Included in the meeting packet were applications the City received from interested candidates. This item is to appoint a Director to the CCPD.

With limited discussion on the matter, Council Member Wubbenhorst moved to Resolution No. 2017-15, accepting the resignation of Crime Control and Prevention District Board Member Duncan Klussmann, and appointing J. Lane Dubois-Freeman to the Crime Control and Prevention District for the unexpired term ending August 31, 2018. Council Member Harper seconded the motion. The vote follows:

Ayes: Council Members Mitcham, Harper, and Wubbenhorst

Nays: Council Members Holden and Sheppard

The motion carried.

RESOLUTION NO. 2017-15

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JERSEY VILLAGE, TEXAS, ACCEPTING RESIGNATION OF DUNCAN KLUSSMANN DIRECTOR OF THE JERSEY VILLAGE CRIME CONTROL DISTRICT AND APPOINTING REPLACEMENT.

- G. CLOSE THE REGULAR SESSION**

REGULAR MEETING OF THE CITY COUNCIL
CITY OF JERSEY VILLAGE, TEXAS – February 20, 2017

Mayor Ray closed the Regular Session at 9:00 p.m. to convene into Executive Session pursuant to the Texas Open Meetings Act, Government Code Section 551.071 – Consult with Attorney and Section 551.072 Deliberation Regarding Real Property.

H. 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 one Water Line Easement, being a 0.0494 acre tract of land out of and a part Commercial Reserve “B” Northwest Village, a subdivision recorded under Volume 278, Page 41 of the Harris County Map Records and being out of and a part of the called 2.2938 acre tract described in the deed to Harwin Gessner Investments, Inc. recorded under Harris County Clerk’s File Number 20120134963, located within the City of Jersey Village, Harris County, State of Texas.**
- 2. Pursuant to the Texas Open Meetings Act Section 551.071 – Consultation with Attorney, conduct an Executive Session in order to consult with the City Attorney regarding the city’s liability and risks associated with the display of text content on city-owned property.**
- 3. Consult with attorney pursuant to the Texas Open Meetings Act Section 551.071 regarding pending lawsuit: *City of Jersey Village, Texas v. Group 1 Realty, Inc. (Sterling McCall Collision Center)*; in the County Court at Law No. 3 in and for Harris County, Texas.**

I. ADJOURN EXECUTIVE SESSION

Mayor Ray adjourned the Executive Session at 10:52 p.m., stating the date and time the Executive Session ended, and reconvene the Regular Session.

J. REGULAR SESSION CONTINUED

- 1. Consider Resolution No. 2017-16, approving a settlement agreement with Harwin Gessner Investments, Inc., for the acquisition of a water line easement across a 0.0494 acre tract of land (Parcel 728) as part of the 290 water line project within the City of Jersey Village; making other findings related hereto; and authorizing the City Manager to execute the settlement agreement and related documents.**

With no discussion on the matter, Council Member Harper moved to approve Resolution No. 2017-16, approving a settlement agreement with Harwin Gessner Investments, Inc., for the acquisition of a water line easement across a 0.0494 acre tract of land (Parcel 728) as part of the 290 water line project within the City of Jersey Village; making other findings related hereto; and authorizing the City Manager to execute the settlement agreement and related documents. Council Member Mitcham seconded the motion. The vote follows:

Ayes: Council Members Mitcham, Holden, Harper, Sheppard, and Wubbenhorst

REGULAR MEETING OF THE CITY COUNCIL
CITY OF JERSEY VILLAGE, TEXAS – February 20, 2017

Nays: None

The motion carried.

RESOLUTION NO. 2017-16

A RESOLUTION OF THE CITY OF JERSEY VILLAGE, TEXAS, APPROVING A SETTLEMENT AGREEMENT WITH HARWIN GESSNER INVESTMENTS, INC. FOR THE ACQUISITION OF A WATER LINE EASEMENT ACROSS A 0.0494 ACRE TRACT OF LAND (PARCEL 728) AS PART OF THE 290 WATER LINE PROJECT WITHIN THE CITY OF JERSEY VILLAGE; AUTHORIZING THE CITY MANAGER TO EXECUTE THE SETTLEMENT AGREEMENT AND RELATED DOCUMENTS; AND MAKING OTHER FINDINGS RELATED HERETO.

- 2. Consider Resolution No. 2017-17, authorizing the chief of the police department and the chief of the fire department discretion to install “In God We Trust” on public safety equipment and apparatus in each respective department.**

With no discussion on the matter, Council Member Sheppard moved to approve Resolution No. 2017-17, authorizing the chief of the police department and the chief of the fire department discretion to install “In God We Trust” on public safety equipment and apparatus in each respective department. Council Member Harper seconded the motion. The vote follows:

Ayes: Council Members Harper and Sheppard

Nays: Council Members Mitcham, Holden, and Wubbenhorst

The motion failed.

RESOLUTION NO. 2017- 17 – FAILED

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JERSEY VILLAGE, TEXAS, AUTHORIZING THE CHIEF OF THE POLICE DEPARTMENT AND THE CHIEF OF THE FIRE DEPARTMENT DISCRETION TO INSTALL “IN GOD WE TRUST” ON PUBLIC SAFETY EQUIPMENT AND APPARATUS IN EACH RESPECTIVE DEPARTMENT.

- 3. Consideration and possible action to approve settlement in *City of Jersey Village, Texas v. Group 1 Realty, Inc.(Sterling McCall Collision Center)*; in the County Court at Law No. 3 in and for Harris County, Texas in the amount of \$_____.**

There was no discussion or motion on this matter.

K. 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:

REGULAR MEETING OF THE CITY COUNCIL
CITY OF JERSEY VILLAGE, TEXAS – February 20, 2017

- 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 Wubbenhorst: Council Member Wubbenhorst congratulated City Secretary, Lorri Coody on receiving her Texas Registered Municipal Clerks certification and thanked her for her service to the City.

Council Member Sheppard: Council Member Sheppard had no comments.

Council Member Mitcham: Council Member Mitcham had no comments.

Council Member Holden: Council Member Holden congratulated City Secretary, Lorri Coody on receiving her Texas Registered Municipal Clerks certification and thanked her for her service to the City.

Council Member Harper: Council Member Harper congratulated City Secretary, Lorri Coody on receiving her Texas Registered Municipal Clerks certification and thanked her for her service to the City.

Mayor Ray: Mayor Ray also thanked Lorri Coody for her service to the City and for all her help. He thanked his colleagues on Council for their work and service.

L. ADJOURN

There being no further business on the Agenda the meeting was adjourned at 10:55 p.m.

Lorri Coody, City Secretary