

MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF JERSEY VILLAGE, TEXAS, HELD ON JULY 17, 2017 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 Ray at 6 p.m. with the following present:

Mayor, Justin Ray

City Manager, Austin Bleess

Council Member, Andrew Mitcham

City Attorney, Leah Hayes

Council Member, Greg Holden

Council Member, Bobby Warren

Council Member, Gary Wubbenhorst

Council Member, Sheri Sheppard, participated in the work session portion of the meeting via videoconference call. She was not present for the Regular Session items and joined the meeting in progress at Item J1.

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

Lorri Coody, City Secretary, was not present at this meeting.

The following members of the Jersey Village Planning and Zoning Commission were present at the meeting:

Debra Mergel, Chairman

Joyce Berube, Commissioner

Rick Faircloth, Vice Chairman

Barbara Freeman, Commissioner

Joseph Paul, Commissioner

William P. Dillon, Commissioner

Michael O'Neal, Commissioner

B. INVOCATION AND PLEDGE OF ALLEGIANCE

1. Prayer by: Jeremy E. Ray American Legion Post 324 Chaplain.
2. Pledge by: Stefanie Otto, Commander, Jeremy E. Ray American Legion Post 324.

C. PRESENTATIONS

1. **Presentation of Police Department Employee of the Second Quarter Award – by Stefanie Otto, Commander of the Jeremy E. Ray American Legion Post 324.**

Stefanie Otto, Commander of the Jeremy E. Ray American Legion Post #324, along with Mayor Ray, presented the Police Department Employee of the Second Quarter award to Officer Elasaad.

D. PUBLIC HEARINGS

1. **Conduct Joint Public Hearing with the Planning and Zoning Commission on the proposal to amend the Code of Ordinances of the City of Jersey Village at Chapter 14 Building and Development, Article IV. Zoning Districts, Division 2 Use Based Zoning Districts, Section 14-105 Regulations for District F (First Business District) to add Health Club as a Permitted Use.**

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Mayor Ray called the item and Chairman Debra Mergel announced a quorum for the Planning and Zoning Commission. Mayor Ray opened the Joint Public Hearing at 6:08 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 the Code of Ordinances of the City of Jersey Village at Chapter 14 Building and Development, Article IV. Zoning Districts, Division 2 Use Based Zoning Districts, Section 14-105 Regulations for District F (First Business District) to add Health Club as a Permitted Use.

With no one desiring to speak at the hearing, Mayor Ray and Chairman Mergel closed the joint public hearing at 6:09 p.m.

- 2. Conduct Joint Public Hearing with the Planning and Zoning Commission on the proposal to amend the Code of Ordinances of the City of Jersey Village at Chapter 14 Building and Development, Article I. In General, Section 14-5 Definitions by adding a definition for Health Club.**

Mayor Ray called the item and Chairman Debra Mergel announced a quorum for the Planning and Zoning Commission. Mayor Ray opened the Joint Public Hearing at 6:09 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 the Code of Ordinances of the City of Jersey Village at Chapter 14 Building and Development, Article I. In General, Section 14-5 Definitions by adding a definition for Health Club.

With no one desiring to speak at the hearing, Mayor Ray and Chairman Mergel closed the joint public hearing at 6:10 p.m.

- 3. Conduct Joint Public Hearing with the Planning and Zoning Commission on the proposal to amend the Code of Ordinances of the City of Jersey Village at Chapter 14 Building and Development, Article IV. Zoning Districts, Division 2 Use Based Zoning Districts, Section 14-105 Regulations for District F (First Business District) to revise Subsection (A)(14) relating to Stores and Shops.**

Mayor Ray called the item and Chairman Debra Mergel announced a quorum for the Planning and Zoning Commission. Mayor Ray opened the Joint Public Hearing at 6:10 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 the Code of Ordinances of the City of Jersey Village at Chapter 14 Building and Development, Article IV. Zoning Districts, Division 2 Use Based Zoning Districts, Section 14-105 Regulations for District F (First Business District) to revise Subsection (A)(14) relating to Stores and Shops.

With no one desiring to speak at the hearing, Mayor Ray and Chairman Mergel closed the joint public hearing at 6:11 p.m.

- 4. Conduct Joint Public Hearing with the Planning and Zoning Commission on the proposal to amend the Code of Ordinances of the City of Jersey Village at Chapter 14 Building and Development, Article IV. Zoning Districts, Division 2 Use Based Zoning**

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Districts, Section 14-106 Regulations for District G (Second Business District) to revise Subsection (A)(9) relating to Stores and Shops.

Mayor Ray called the item and Chairman Debra Mergel announced a quorum for the Planning and Zoning Commission. Mayor Ray opened the Joint Public Hearing at 6:11 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 the Code of Ordinances of the City of Jersey Village at Chapter 14 Building and Development, Article IV. Zoning Districts, Division 2 Use Based Zoning Districts, Section 14-106 Regulations for District G (Second Business District) to revise Subsection (A)(9) relating to Stores and Shops.

With no one desiring to speak at the hearing, Mayor Ray and Chairman Mergel closed the joint public hearing at 6:12 p.m., and the Planning and Zoning Commission retired from the City Council meeting at 6:13 p.m. to conduct its posted meeting agenda and prepare the final reports in connection with these joint public hearings.

5. Conduct a public hearing on the creation of a Tax Reinvestment Zone and its benefits to the municipality and to the property in the proposed zone.

Mayor Ray called the item. He opened the public hearing at 6:12 p.m., stating that the purpose of the meeting was to give those in attendance the right to speak and be heard concerning the creation of a Tax Reinvestment Zone and its benefits to the municipality and to the property in the proposed zone.

Simon Hughes, 15409 Lakeview Drive, Jersey Village, Texas (281) 380-9001 - Mr. Hughes requested a comment and explanation on what a TIRZ is. The Mayor stated an explanation would be given during the agenda item.

Cheryl Desforges, 16309 Lakeview Drive, Jersey Village, Texas (713) 816-9202 – Ms. Desforges stated her opposition to the TIRZ.

With no one else desiring to speak at the hearing, Mayor Ray closed the public hearing at 6:15 p.m.

E. 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.

Cheryl Desforges, 16309 Lakeview Drive, Jersey Village, Texas (713) 816-9202 – Ms. Desforges asked if the councilors read every page of the packet. She stated there is a lot of fluff in the packet that was posted online that undermines the transparency.

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Mark Maloy, 7803 Hamilton Circle, Jersey Village, Texas – Mr. Maloy stated he would like the golf course to be used for storm water detention. He asked why there is only one (1) public hearing on a TIRZ and stated he thinks citizens should have three (3) public hearings on the TIRZ.

Laurel Calkins, 16001 Wall Street, Jersey Village, Texas – Ms. Calkins stated her opposition to a TIRZ. She asked what the City can do about the “cut-through” traffic due to the US HWY 290 expansion project and suggested perhaps a sign or a patrol in the area would be helpful. She brought up the berm project from the Long Term Flood Recovery Plan and noted there was some opposition from people in The Park at Jersey Village. She believes their view is short sighted and hopes the City discounts their views. She brought up the lawsuits related to Jersey Crossing and stated she believes the City does not have a strong defensible position. She stated her opinion that the City did not get good legal advice on the condemnation hearings. She also expressed concern that local ordinances are getting steam rolled with recent Attorney General Opinions.

Deborah Finley, 30 Cherry Hills, Jersey Village, Texas (713) 816-2088 – Ms. Finley asked Council to consider segregating District F behind the Lakes of Jersey Village from the business district to have different businesses on Jones than on Highway 290 since it backs up to homes.

Simon Hughes, 15409 Lakeview Drive, Jersey Village, Texas (281) 380-9001 – Mr. Hughes discussed flood mitigation and the cost of nonstructural solutions. He thinks some homes should be considered for buyout, rather than elevating all of the homes. He discussed the FMA process gets higher participation from FEMA. He cited an example of home collapse and said the City needs to look at an ordinance and create a way to do it consistently and safely.

Fred Ziehe, 8409 Hawaii Lane, Jersey Village, Texas (713) 870-4162 – Mr. Ziehe discussed the flood town hall meeting and elevation in the bypass channel. He gave a hard copy of his comments for the meeting record.

Mike Morello, Hawaii Lane, Jersey Village, Texas (No Comment Card) – Mr. Morello expressed concern on the TIRZ with all of the incremental revenue going into the TIRZ Fund that there is no money going to the general fund to support police, fire, ambulance and other services.

Robert Gant, 15403 Philippine, Jersey Village, Texas (No Comment Card) – Mr. Gant stated his house had taken water during the Tax Day Flood and wants to know why the Mayor decided not to do buyouts.

F. CITY MANAGER’S REPORT

City Manager, Austin Bless, gave his monthly report as follows:

- 1. Monthly Fund Balance Report, Enterprise Funds Report, Governmental Funds Report, Property Tax Collection Report – May 2017, General Fund Budget Projections as of June 2017, Utility Fund Budget Projections – June 2017, and Quarterly Investment Report – June 2017.**
- 2. Open Records Requests – Non-Police, Recreational Vehicle Registration Update**
- 3. Fire Departmental Report and Communication Division’s Monthly Report.**

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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**
7. **Golf Course Monthly Report, Golf Course Financial Statement Report, Golf Course Budget Summary; Golf Course Social Media Summary Report, Parks and Recreation Departmental Report and Golf Course Advisory Committee Report.**
8. **Report from Code Enforcement**
9. **City Social Media Summary Report**

G. 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 June 19, 2017; the Special Session Meeting held on June 27, 2017; and the Town Hall Meeting held on June 27, 2017.**
2. **Consider Ordinance No. 2017-25, amending Ordinance No. 2017-24 passed, approved and adopted on June 19, 2017.**

ORDINANCE NO. 2017-25

AN ORDINANCE OF THE CITY OF JERSEY VILLAGE, TEXAS, AMENDING ORDINANCE NO. 2017-24 PASSED, APPROVED AND ADOPTED ON JUNE 19, 2017.

3. **Consider Resolution No. 2017-52, authorizing the re-appointment of Directors Ray, Holden, and Warren to a two-year term on the City of Jersey Village Crime Control and Prevention District to begin on September 1, 2017 and end on August 31, 2019.**

RESOLUTION NO. 2017-52

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JERSEY VILLAGE, TEXAS, AUTHORIZING THE RE-APPOINTMENT OF DIRECTORS RAY, HOLDEN, AND WARREN TO A TWO-YEAR TERM ON THE CITY OF JERSEY VILLAGE CRIME CONTROL AND PREVENTION DISTRICT TO BEGIN ON SEPTEMBER 1, 2017 AND END ON AUGUST 31, 2019.

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

Ayes: Council Members Mitcham, Holden, Warren, and Wubbenhorst

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Nays: None

The motion carried.

H. REGULAR AGENDA

1. Consider Resolution No. 2017-53, supporting Safe2Save mobile app to encourage safe driving habits in Jersey Village.

Austin Bless, City Manager, introduced the item. Background information is as follows: At the June 19, 2017 City Council Meeting City Council received a presentation by Alicia Torres from Safe2Save. She represents a company that rewards safe drivers with discounts at local businesses; and they are requesting the City of Jersey Village to be a sponsor of their app. There is no cost to the City to be a sponsor. Sponsorship would simply be in name only, and the City could provide links to their app on our website and promote it on social media.

With limited discussion on the matter, Council Member Mitcham moved to approve Resolution No. 2017-53, supporting Safe2Save mobile app to encourage safe driving habits in Jersey Village. Council Member Holden seconded the motion. The vote follows:

Ayes: Council Members Mitcham, Holden, Warren, and Wubbenhorst

Nays: None

The motion carried.

RESOLUTION NO. 2017-53

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JERSEY VILLAGE, TEXAS, SUPPORTING THE SAFE2SAVE MOBILE APP AND TO ENCOURAGE SAFE DRIVING HABITS IN JERSEY VILLAGE.

2. Consider Ordinance No. 2017-26, establishing the Tax Increment Reinvestment Zone Number Two, City of Jersey Village Texas.

Austin Bless, City Manager, introduced the item. Background information is as follows: City Council held the public hearing earlier this evening on the creation of the Tax Increment Reinvestment Zone (TIRZ) Number 2. The next step is for Council to vote on the ordinance to formally create the TIRZ District, create a TIRZ Board, and adopt a preliminary financial plan.

The TIRZ District encompasses the area that is commonly referred to as Jersey Crossing or the Transit Orientated Development. As we look to have that area developed, and as a part of our aggressive economic development campaign, this TIRZ will help to achieve the goals we have set out.

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The TIRZ Board would have 7 members. The Council would appoint 5 members and the County would appoint 2 members if they choose to participate in the TIRZ. If they do not participate in it, then the Council would appoint all 7 members. If the Council wants this to be a citizen board, it is recommended that we begin taking applications for the TIRZ Board as soon as possible so the Council can appoint in August. This is similar to appointments for the Planning Commission.

The TIRZ Board would be tasked with developing a final project plan and financial plan. After they finish that the plan would be submitted to the Council for approval. The preliminary plan presented here tonight would serve as a draft of the final plan, but changes can be made to it as well.

Council Member Holden asked about the benefits of a TIRZ and why we would create one. City Manager Bless stated the money in the TIRZ could be used for infrastructure costs, administrative costs associated with the area, and other items as well. Bless cited the success of TIRZ programs throughout the state. Bless also noted that based upon the TOD study done in 2011 it is estimated that the city would see \$2.6 million in new sales tax revenue each year which would offset costs of police, fire, and ambulance.

Council Member Wubbenhorst asked if the TIRZ Board could issue debt without Council approval. City Manager Bless explained the TIRZ Board is advisory in nature and makes recommendations to the Council. They could recommend the City take on debt, but the Council would have to actually vote to do so.

Further discussions were had concerning the creation of this district.

With no further discussion on the matter, Council Member Warren moved to approve Ordinance No. 2017-26, establishing the Tax Increment Reinvestment Zone Number Two, City of Jersey Village Texas. Council Member Mitcham seconded the motion. The vote follows:

Ayes: Council Members Mitcham, Holden, Warren, and Wubbenhorst

Nays: None

The motion carried.

ORDINANCE NO. 2017-26

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF JERSEY VILLAGE, TEXAS CREATING CITY OF JERSEY VILLAGE, TEXAS REINVESTMENT ZONE NUMBER TWO IN THE AREA COMMONLY KNOWN AS JERSEY CROSSING WITHIN THE CITY OF JERSEY VILLAGE, HARRIS COUNTY, TEXAS AND ITS EXTRA TERRITORIAL JURISDICTION; DESIGNATING THE BOUNDARIES OF THE ZONE; CREATING A BOARD OF DIRECTORS FOR THE ZONE; ESTABLISHING A TAX INCREMENT FUND FOR THE ZONE; MAKING CERTAIN FINDINGS; REPEALING ORDINANCES INCONSISTENT OR IN CONFLICT

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HEREIN; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

- 3. Consider Resolution No. 2017-54, receiving the Planning and Zoning Commission's Final Report as it relates to the proposal to amend the Code of Ordinances of the City of Jersey Village at Chapter 14 Building and Development, Article IV. Zoning Districts, Division 2 Use Based Zoning Districts, Section 14-105 Regulations for District F (First Business District) to add Health Club as a Permitted Use.**

Debra Mergel, Planning and Zoning Commission Chairman, introduced the item. Background information is as follows: The Planning and Zoning Commission met on June 13, 2017 to discuss and take appropriate action regarding amendments to the Jersey Village Code of Ordinances, Chapter 14 Building and Development, Article IV. Zoning Districts, Division 2 Use Based Zoning Districts, Section 14-105 Regulations for District F (First Business District) to add Health Club as a Permitted Use.

The Commission recommended in its preliminary report, which was submitted to Council at its June 19, 2017 meeting, that amendments be made to Chapter 14 Building and Development, Article IV. Zoning Districts, Division 2 Use Based Zoning Districts, Section 14-105 Regulations for District F (First Business District) to add Health Club as a Permitted Use. Additionally, the Commission requested that a Joint Public Hearing be ordered for July 17, 2017.

On July 17, 2017 the City Council and the Planning and Zoning Commission conducted the joint public hearing. This item is to accept the Planning and Zoning Commission's final report and recommendation.

With limited discussion on the matter, Council Member Holden moved to approve Resolution No. 2017-54, receiving the Planning and Zoning Commission's Final Report as it relates to the proposal to amend the Code of Ordinances of the City of Jersey Village at Chapter 14 Building and Development, Article IV. Zoning Districts, Division 2 Use Based Zoning Districts, Section 14-105 Regulations for District F (First Business District) to add Health Club as a Permitted Use. Council Member Wubbenhorst seconded the motion. The vote follows:

Ayes: Council Members Mitcham, Holden, Warren, and Wubbenhorst

Nays: None

The motion carried.

RESOLUTION NO. 2017-54

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 PROPOSAL TO AMEND THE CODE OF ORDINANCES OF THE CITY OF JERSEY VILLAGE AT CHAPTER 14 BUILDING

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AND DEVELOPMENT, ARTICLE IV. ZONING DISTRICTS, DIVISION 2 USE BASED ZONING DISTRICTS, SECTION 14-105 REGULATIONS FOR DISTRICT F (FIRST BUSINESS DISTRICT) TO ADD HEALTH CLUB AS A PERMITTED USE.

4. **Consider Ordinance No. 2017-27, amending Chapter 14 Building and Development, Article IV. Zoning Districts, Division 2 Use Based Zoning Districts, Section 14-105 Regulations for District F (First Business District) to add health club as a permitted use; providing a severability clause; providing a penalty as provide by Section 1-8 of the code; and providing an effective date.**

Kevin T. Hagerich, Director of Public Works, introduced the item. Background information is as follows: The Planning and Zoning Commission met on June 13, 2017 to discuss and take appropriate action regarding the proposal to amend the Code of Ordinances of the City of Jersey Village at Chapter 14 Building and Development, Article IV. Zoning Districts, Division 2 Use Based Zoning Districts, Section 14-105 Regulations for District F (First Business District) to add Health Club as a Permitted Use.

The Planning and Zoning Commission submitted its preliminary report to Council on June 19, 2017, and a Joint Public Hearing was ordered for July 17, 2017.

On July 17, 2017 the City Council and the Planning and Zoning Commission conducted a joint public hearing and the Planning and Zoning Commission made its final report and recommendations.

All of the procedural requirements of Section 14-84(c)(2) items a through c have been met. This item is to approve the ordinance that will enact the final recommendation from the Planning and Zoning Commission regarding amendments to Chapter 14 Building and Development, Article IV. Zoning Districts, Division 2 Use Based Zoning Districts, Section 14-105 Regulations for District F (First Business District) to add health club as a permitted use.

With limited discussion on the matter, Council Member Wubbenhorst moved to approve Ordinance No. 2017-27, amending Chapter 14 Building and Development, Article IV. Zoning Districts, Division 2 Use Based Zoning Districts, Section 14-105 Regulations for District F (First Business District) to add health club as a permitted use; providing a severability clause; providing a penalty as provide by Section 1-8 of the code; and providing an effective date. Council Member Mitcham seconded the motion. The vote follows:

Ayes: Council Members Mitcham, Holden, Warren, and Wubbenhorst

Nays: None

The motion carried.

ORDINANCE NO. 2017-27

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AN ORDINANCE OF THE CITY OF JERSEY VILLAGE, TEXAS, AMENDING THE CODE OF ORDINANCES OF THE CITY OF JERSEY VILLAGE, BY AMENDING CHAPTER 14 BUILDING AND DEVELOPMENT, ARTICLE IV. ZONING DISTRICTS, DIVISION 2 USE BASED ZONING DISTRICTS, SECTION 14-105 REGULATIONS FOR DISTRICT F (FIRST BUSINESS DISTRICT) TO ADD HEALTH CLUB AS A PERMITTED USE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY AS PROVIDE BY SECTION 1-8 OF THE CODE; AND PROVIDING AN EFFECTIVE DATE.

5. **Consider Resolution No. 2017-55, receiving the Planning and Zoning Commission’s Final Report as it relates to the proposal to amend the Code of Ordinances of the City of Jersey Village at Chapter 14 Building and Development, Article I. In General, Section 14-5 Definitions by adding a definition for Health Club.**

Debra Mergel, Planning and Zoning Commission Chairman, introduced the item. Background information is as follows: The Planning and Zoning Commission met on June 13, 2017 to discuss and take appropriate action regarding amendments to the Jersey Village Code of Ordinances, Chapter 14 Building and Development, Article I. In General, Section 14-5 Definitions by adding a definition for Health Club.

The Commission recommended in its preliminary report, which was submitted to Council at its June 19, 2017 meeting, that amendments be made to Chapter 14 Building and Development, Article I. In General, Section 14-5 Definitions by adding a definition for Health Club. Additionally, the Commission requested that a Joint Public Hearing be ordered for July 17, 2017.

On July 17, 2017 the City Council and the Planning and Zoning Commission conducted the joint public hearing. This item is to accept the Planning and Zoning Commission’s final report and recommendation.

With limited discussion on the matter, Council Member Wubbenhorst moved to approve Resolution No. 2017-55, receiving the Planning and Zoning Commission’s Final Report as it relates to the proposal to amend the Code of Ordinances of the City of Jersey Village at Chapter 14 Building and Development, Article I. In General, Section 14-5 Definitions by adding a definition for Health Club. Council Member Warren seconded the motion. The vote follows:

Ayes: Council Members Mitcham, Holden, Warren, and Wubbenhorst

Nays: None

The motion carried.

RESOLUTION NO. 2017-55

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JERSEY VILLAGE, TEXAS, RECEIVING THE PLANNING AND ZONING COMMISSION’S FINAL

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REPORT AS IT RELATES TO THE PROPOSAL TO AMEND THE CODE OF ORDINANCES OF THE CITY OF JERSEY VILLAGE AT CHAPTER 14 BUILDING AND DEVELOPMENT, ARTICLE I. IN GENERAL, SECTION 14-5 DEFINITIONS BY ADDING A DEFINITION FOR HEALTH CLUB.

6. **Consider Ordinance No. 2017-28, amending Chapter 14 Building and Development, Article I. In General, Section 14-5 Definitions by adding a definition for Health Club; providing a severability clause; providing a penalty as provide by Section 1-8 of the code; and providing an effective date.**

Kevin T. Hagerich, Director of Public Works, introduced the item. Background information is as follows: The Planning and Zoning Commission met on June 13, 2017 to discuss and take appropriate action regarding the proposal to amend the Code of Ordinances of the City of Jersey Village at Chapter 14 Building and Development, Article I. In General, Section 14-5 Definitions by adding a definition for Health Club.

The Planning and Zoning Commission submitted its preliminary report to Council on June 19, 2017, and a Joint Public Hearing was ordered for July 17, 2017.

On July 17, 2017 the City Council and the Planning and Zoning Commission conducted a joint public hearing and the Planning and Zoning Commission made its final report and recommendations.

All of the procedural requirements of Section 14-84(c)(2) items a through c have been met. This item is to approve the ordinance that will enact the final recommendation from the Planning and Zoning Commission regarding amendments to Chapter 14 Building and Development, Article I. In General, Section 14-5 Definitions by adding a definition for Health Club.

With limited discussion on the matter, Council Member Holden moved to approve Ordinance No. 2017-28, amending Chapter 14 Building and Development, Article I. In General, Section 14-5 Definitions by adding a definition for Health Club; providing a severability clause; providing a penalty as provide by Section 1-8 of the code; and providing an effective date. Council Member Wubbenhorst seconded the motion. The vote follows:

Ayes: Council Members Mitcham, Holden, Warren, and Wubbenhorst

Nays: None

The motion carried.

ORDINANCE NO. 2017-28

AN ORDINANCE OF THE CITY OF JERSEY VILLAGE, TEXAS, AMENDING THE CODE OF ORDINANCES OF THE CITY OF JERSEY VILLAGE, BY AMENDING CHAPTER 14 BUILDING AND DEVELOPMENT, ARTICLE I. IN GENERAL,

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SECTION 14-5 DEFINITIONS ADDING HEALTH CLUB; 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. 2017-56, receiving the Planning and Zoning Commission's Final Report as it relates to the proposal to amend the Code of Ordinances of the City of Jersey Village at Chapter 14 Building and Development, Article IV. Zoning Districts, Division 2 Use Based Zoning Districts, Section 14-105 Regulations for District F (First Business District) to revise Subsection (A)(14) relating to Stores and Shops.**

Debra Mergel, Planning and Zoning Commission Chairman, introduced the item. Background information is as follows: The Planning and Zoning Commission met on June 13, 2017 to discuss and take appropriate action regarding amendments to the Jersey Village Code of Ordinances, Chapter 14 Building and Development, Article IV. Zoning Districts, Division 2 Use Based Zoning Districts, Section 14-105 Regulations for District F (First Business District) to revise Subsection (A)(14) relating to Stores and Shops.

The Commission recommended in its preliminary report, which was submitted to Council at its June 19, 2017 meeting, that amendments be made to Chapter 14 Building and Development, Article IV. Zoning Districts, Division 2 Use Based Zoning Districts, Section 14-105 Regulations for District F (First Business District) to revise Subsection (A)(14) relating to Stores and Shops. Additionally, the Commission requested that a Joint Public Hearing be ordered for July 17, 2017.

On July 17, 2017 the City Council and the Planning and Zoning Commission conducted the joint public hearing. This item is to accept the Planning and Zoning Commission's final report and recommendation.

With limited discussion on the matter, Council Member Wubbenhorst moved to approve Resolution No. 2017-56, receiving the Planning and Zoning Commission's Final Report as it relates to the proposal to amend the Code of Ordinances of the City of Jersey Village at Chapter 14 Building and Development, Article IV. Zoning Districts, Division 2 Use Based Zoning Districts, Section 14-105 Regulations for District F (First Business District) to revise Subsection (A)(14) relating to Stores and Shops. Council Member Mitcham seconded the motion. The vote follows:

Ayes: Council Members Mitcham, Holden, Warren, and Wubbenhorst

Nays: None

The motion carried.

RESOLUTION NO. 2017-56

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JERSEY VILLAGE, TEXAS, RECEIVING THE PLANNING AND ZONING COMMISSION'S FINAL

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- 8. Consider Ordinance No. 2017-29, amending Chapter 14 Building and Development, Article IV. Zoning Districts, Division 2 Use Based Zoning Districts, Section 14-105 Regulations for District F (First Business District) to revise Subsection (A)(14) relating to Stores and Shops; providing a severability clause; providing a penalty as provide by Section 1-8 of the code; and providing an effective date.**

Kevin T. Hagerich, Director of Public Works, introduced the item. Background information is as follows: The Planning and Zoning Commission met on June 13, 2017 to discuss and take appropriate action regarding the proposal to amend the Code of Ordinances of the City of Jersey Village at Chapter 14 Building and Development, Article IV. Zoning Districts, Division 2 Use Based Zoning Districts, Section 14-105 Regulations for District F (First Business District) to revise Subsection (A)(14) relating to Stores and Shops.

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On July 17, 2017 the City Council and the Planning and Zoning Commission conducted a joint public hearing and the Planning and Zoning Commission made its final report and recommendations.

All of the procedural requirements of Section 14-84(c)(2) items a through c have been met. This item is to approve the ordinance that will enact the final recommendation from the Planning and Zoning Commission regarding amendments to Chapter 14 Building and Development, Article IV. Zoning Districts, Division 2 Use Based Zoning Districts, Section 14-105 Regulations for District F (First Business District) to revise Subsection (A)(14) relating to Stores and Shops.

With limited discussion on the matter, Council Member Mitcham moved to approve Ordinance No. 2017-29, amending Chapter 14 Building and Development, Article IV. Zoning Districts, Division 2 Use Based Zoning Districts, Section 14-105 Regulations for District F (First Business District) to revise Subsection (A)(14) relating to Stores and Shops; providing a severability clause; providing a penalty as provide by Section 1-8 of the code; and providing an effective date. Council Member Holden seconded the motion. The vote follows:

Ayes: Council Members Mitcham, Holden, Warren, and Wubbenhorst

Nays: None

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The motion carried.

ORDINANCE NO. 2017-29

AN ORDINANCE OF THE CITY OF JERSEY VILLAGE, TEXAS, AMENDING THE CODE OF ORDINANCES OF THE CITY OF JERSEY VILLAGE, BY AMENDING CHAPTER 14 BUILDING AND DEVELOPMENT, ARTICLE IV. ZONING DISTRICTS, DIVISION 2 USE BASED ZONING DISTRICTS, SECTION 14-105 REGULATIONS FOR DISTRICT F (FIRST BUSINESS DISTRICT) TO REVISE SUBSECTION (A)(14) RELATING TO STORES AND SHOPS; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY AS PROVIDED BY SECTION 1-8 OF THE CODE; AND PROVIDING AN EFFECTIVE DATE.

9. **Consider Resolution No. 2017-57, receiving the Planning and Zoning Commission's Final Report as it relates to the proposal to amend the Code of Ordinances of the City of Jersey Village at Chapter 14 Building and Development, Article IV. Zoning Districts, Division 2 Use Based Zoning Districts, Section 14-106 Regulations for District G (Second Business District) to revise Subsection (A)(9) relating to Stores and Shops.**

Debra Mergel, Planning and Zoning Commission Chairman, introduced the item. Background information is as follows: The Planning and Zoning Commission met on June 13, 2017 to discuss and take appropriate action regarding amendments to the Jersey Village Code of Ordinances, Chapter 14 Building and Development, Article IV. Zoning Districts, Division 2 Use Based Zoning Districts, Section 14-106 Regulations for District G (Second Business District) to revise Subsection (A)(9) relating to Stores and Shops.

The Commission recommended in its preliminary report, which was submitted to Council at its June 19, 2017 meeting, that amendments be made to Chapter 14 Building and Development, Article IV. Zoning Districts, Division 2 Use Based Zoning Districts, Section 14-106 Regulations for District G (Second Business District) to revise Subsection (A)(9) relating to Stores and Shops. Additionally, the Commission requested that a Joint Public Hearing be ordered for July 17, 2017.

On July 17, 2017 the City Council and the Planning and Zoning Commission conducted the joint public hearing. This item is to accept the Planning and Zoning Commission's final report and recommendation.

With limited discussion on the matter, Council Member Wubbenhorst moved to approve Resolution No. 2017-57, receiving the Planning and Zoning Commission's Final Report as it relates to the proposal to amend the Code of Ordinances of the City of Jersey Village at Chapter 14 Building and Development, Article IV. Zoning Districts, Division 2 Use Based Zoning Districts, Section 14-106 Regulations for District G (Second Business District) to revise Subsection (A)(9) relating to Stores and Shops. Council Member Warren seconded the motion. The vote follows:

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Ayes: Council Members Mitcham, Holden, Warren, and Wubbenhorst

Nays: None

The motion carried.

RESOLUTION NO. 2017-57

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 PROPOSAL TO AMEND THE CODE OF ORDINANCES OF THE CITY OF JERSEY VILLAGE AT CHAPTER 14 BUILDING AND DEVELOPMENT, ARTICLE IV. ZONING DISTRICTS, DIVISION 2 USE BASED ZONING DISTRICTS, SECTION 14-106 REGULATIONS FOR DISTRICT G (SECOND BUSINESS DISTRICT) TO REVISE SUBSECTION (A)(9) RELATING TO STORES AND SHOPS.

- 10. Consider Ordinance No. 2017-30, amending Chapter 14 Building and Development, Article IV. Zoning Districts, Division 2 Use Based Zoning Districts, Section 14-106 Regulations for District G (Second Business District) to revise Subsection (A)(9) relating to Stores and Shops; providing a severability clause; providing a penalty as provide by Section 1-8 of the code; and providing an effective date.**

Kevin T. Hagerich, Director of Public Works, introduced the item. Background information is as follows: The Planning and Zoning Commission met on June 13, 2017 to discuss and take appropriate action regarding the proposal to amend the Code of Ordinances of the City of Jersey Village at Chapter 14 Building and Development, Article IV. Zoning Districts, Division 2 Use Based Zoning Districts, Section 14-106 Regulations for District G (Second Business District) to revise Subsection (A)(9) relating to Stores and Shops.

The Planning and Zoning Commission submitted its preliminary report to Council on June 19, 2017, and a Joint Public Hearing was ordered for July 17, 2017.

On July 17, 2017 the City Council and the Planning and Zoning Commission conducted a joint public hearing and the Planning and Zoning Commission made its final report and recommendations.

All of the procedural requirements of Section 14-84(c)(2) items a through c have been met. This item is to approve the ordinance that will enact the final recommendation from the Planning and Zoning Commission regarding amendments to Chapter 14 Building and Development, Article IV. Zoning Districts, Division 2 Use Based Zoning Districts, Section 14-106 Regulations for District G (Second Business District) to revise Subsection (A)(9) relating to Stores and Shops.

With limited discussion on the matter, Council Member Wubbenhorst moved to approve Ordinance No. 2017-30, amending Chapter 14 Building and Development, Article IV. Zoning Districts, Division 2 Use Based Zoning Districts, Section 14-106 Regulations for

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District G (Second Business District) to revise Subsection (A)(9) relating to Stores and Shops; providing a severability clause; providing a penalty as provide by Section 1-8 of the code; and providing an effective date. Council Member Warren seconded the motion. The vote follows:

Ayes: Council Members Mitcham, Holden, Warren, and Wubbenhorst

Nays: None

The motion carried.

ORDINANCE NO. 2017-30

AN ORDINANCE OF THE CITY OF JERSEY VILLAGE, TEXAS, AMENDING THE CODE OF ORDINANCES OF THE CITY OF JERSEY VILLAGE, BY AMENDING CHAPTER 14 BUILDING AND DEVELOPMENT, ARTICLE IV. ZONING DISTRICTS, DIVISION 2 USE BASED ZONING DISTRICTS, SECTION 14-106 REGULATIONS FOR DISTRICT G (SECOND BUSINESS DISTRICT) TO REVISE SUBSECTION (A)(9) RELATING TO STORES AND SHOPS; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY AS PROVIDE BY SECTION 1-8 OF THE CODE; AND PROVIDING AN EFFECTIVE DATE.

I. 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 Wubbenhorst: Council Member Wubbenhorst thanked the Police Department for the professionalism when they are on scene and said that reflects well on the Chief.

Council Member Mitcham: Council Member Mitcham thanked the Police Department for being on the top of the list of things that make Jersey Village great.

Council Member Holden: Council Member Holden had no comments.

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Council Member Warren: Council Member Warren stated the Council is available for personal interaction and discussion on issues that citizens may have, even though state law limits what can be discussed during a Council meeting.

Mayor Ray: Mayor Ray had no comments

Upon completion of Agenda Items A through I, City Council will take a short recess (7:07 p.m.) in order to reconvene the remaining agenda item J. Work Session Agenda) in the City of Jersey Village Civic Center Meeting Room, 16327 Lakeview Drive, Jersey Village, Texas.

Mayor Ray reconvened the meeting in the Civic Center Meeting Room at 7:28 p.m., and called the next item on the agenda as follows:

Council Member, Sheri Sheppard, joined the meeting in progress at 7:28 p.m. via videoconference call.

J. WORK SESSION AGENDA

- 1. Discuss and take appropriate action concerning the scope of work associated with the creation of a Master Plan for the City’s entrances (landscaping), logo and branding, and wayfinding.**

Kimberly Terrell, Parks and Recreation Director, introduced the item. Background information is as follows:

During the June 19, 2017 City Council Meeting, Council considered a Resolution to authorize the City Manager to enter into a contract with Clark Condon Associates for the Landscape/Branding Master Plan.

The purpose of the Master Plan is to implement the following concepts defined in Chapter 7 of the City of Jersey Village 2016 Comprehensive plan:

- 1. Highlight the City’s image as a special community by enhancing the visual character of the city’s commercial areas and community entrances.**
 - a) Improve the character of corridor character throughout the community.
 - b) Improve the City’s entrances with landscaping and monumentation.
 - c) Prepare a landscape master plan for the design of City corridors and entrances with a consistent, identifiable character.
 - d) Create a sense of place and maximize the visual appeal of the Highway 290 corridor.
 - e) Design and implement Hwy 290 gateways according to TxDOT standards to highlight the entrance to the City.
- 2. Preserve, protect, and enhance the city’s identity and sense of community by implementing wayfinding improvements throughout the city.**
 - a) Create a consistent, identifiable signage design throughout the city.
 - b) Conduct a wayfinding signage master plan to explore potential thematic signs unique to the City to include street signs, directional, and facility signs.

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- c) Develop commercial signage guidelines to encourage existing business to follow as well as control future commercial development application.
- 3. Upgrade City's logo and branding.**
- a) Conduct a branding study to reinforce the City's community character and marketing approach.
 - b) Explore potential logo application to proposed city entrance signage.

The proposal from Clark Condon Associates features a scope of work broken down by cost in phases. City staff recommended that Task A "project start-up, visioning, and public engagement" as well as Task B "logo and branding" be conducted with the funds allocated for this fiscal year in the amount of \$55,000.

Council discussed the scope of the project and that the City's entrances are covered in a later phase of the project. Director Terrell explained that the work is being done in phases because only \$55,000 was budgeted and the total scope of all work is \$153,000. Council was concerned because the goal is to improve the cities entrances, create a logo/branding, and develop wayfinding. The item, as presented, only covered wayfinding and branding. It did not include landscaping for the City's entrances. Council felt that a plan was needed on how the City can accomplish its goal of landscaping for the entrances, branding, and wayfinding, and requested a work session to discuss the scope for this project.

Accordingly, this item is to discuss the scope of work associated with the creation of a Master Plan for the City's entrances (landscaping), logo and branding, and wayfinding. To aid in the discussion, the Clark Condon & Associates Proposal from the June 19, 2017 Meeting was included in the meeting packet. Additionally, since the June 19, 2017 meeting, Staff has had further discussions with Clark Condon & Associates. As a result of these discussion, a revised proposal was also included in the meeting packet to aid in tonight's discussion.

Three options will be presented to City Council for review and discussion:

1. Use the \$55,000 budgeted for the project to complete A thru C of the revised contract which includes public engagement, logo review and improved gateways and entrances.
2. \$30,000 was budgeted this year for a facility study assessment; however, City Council's priorities may have changed. This money could be reallocated to the wayfinding project through a budget amendment. Use the \$85,000 for items A thru C and E which includes public engagement, logo review, improved gateways and entrances and wayfinding/signage. Item D could be done in-house with an intern.
3. Fund the entire project (\$98,000 plus reimbursable expenses) with the aforementioned \$85,000 plus additional cost savings from the current year's budget.

Council engaged in discussion, and staff will bring a proposed contract to the August 21, 2017 meeting for council review and action.

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2. Review and discuss the proposed fiscal year 2017-2018 municipal budget.

There was broad discussion on the long term flood recovery plan, salaries and benefits for city employees, and budget requests.

K. ADJOURN

There being no further business on the Agenda the meeting was adjourned at 10:30 p.m.

Lorri Coody, City Secretary