

MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF JERSEY VILLAGE, TEXAS, HELD ON FEBRUARY 18, 2019 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	City Manager, Austin Bless
Council Member, Andrew Mitcham	City Attorney, Scott Bounds
Council Member, Greg Holden	City Secretary, Lorri Coody
Council Member, Bobby Warren	
Council Member, James Singleton	
Council Member, Gary Wubbenhorst	

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

B. INVOCATION AND PLEDGE OF ALLEGIANCE

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

C. PRESENTATIONS

1. **Presentation of Employee of the Month.**

The Employee of the Month Program was developed to encourage recognition of Jersey Village employees who show exemplary individual achievement, contribution, and performance in their jobs. These individuals consistently exhibit a positive and supportive attitude and make contributions beyond the usual expectations of their employment.

City Manager Austin Bless presented the February employee of the month award to Jose De La Garza.

D. CITIZENS COMMENTS

Citizens who have signed a card and wish to speak to the City Council will be heard at this time. In compliance with the Texas Open Meetings Act, unless the subject matter of the comment 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 comments to the City Council.

Deborah Finlay, 30 Cherry Hills, Jersey Village, Texas (713) 816-2088 – Ms. Finlay spoke to City Council about the construction that is going on between the CVS and the Lakes of Jersey Village subdivision. She told Council that during the construction of that property, the trees along the subdivision were cut down even though they were located in the 15 foot buffer easement. The trees should not have been cut down and as a result many were damaged. Complaints were made to the City and to the owner of the property. It was learned that there is a new survey that disputes the property line, resulting in the cutting of the trees. Ms. Finlay has filed an appeal with the City. She is concerned about this new survey and that the City was not been proactive in sorting it out. Instead, she pointed out, that the City just decided that the new survey was correct allowing the

REGULAR MEETING OF THE CITY COUNCIL
CITY OF JERSEY VILLAGE, TEXAS – FEBRUARY 18, 2019

new property owner to move construction two feet into the property of the Lakes of Jersey Village subdivision. The damage to the trees is already done. She wants the trees to be replanted and the construction to stop until this issue is resolved.

Bill Schuster, #8 Peach Tree Court, Jersey Village, Texas (832) 594-1310 – Mr. Schuster is the President of the Lakes of Jersey Village Home Owners Association. He told City Council that if the fence that runs along the subdivision property is in the wrong place, it affects 16 home owners. He has a hard time believing it is in the wrong place because the property has been sold several times over the years and this is the first that is heard concerning the boundary dispute. The City should have stopped the construction once it became aware of the conflicting surveys in order to preserve the trees.

Marilyn Schuster, #8 Peach Tree Court, Jersey Village, Texas (832) 594-1310 – Ms. Schuster is concerned that there is a discrepancy in the surveys. She believes that common sense should have raised a red flag before making a decision to move forward with the cutting of the trees. Regardless of which survey is correct, at this point, it is a big problem.

Merrilee Beazley, 14910 Lakeview Drive, Jersey Village, Texas (346) 332-6074 – Ms. Beazley spoke to City Council about the need to have an additional ramp installed at the Jersey Village Shopping Center between Adriatic Café and Specs. She is concerned about the problem of the trees along the Lakes of Jersey Village Subdivision. She does not believe that City Council listens to Citizen's comments. She is also concerned about Bobby Warren's recent comments about James Singleton and an issue that happened during the last election.

E. CITY MANAGER'S REPORT

City Manager Bless gave his monthly report as follows:

1. **Monthly Fund Balance Report, Enterprise Funds Report, Governmental Funds Report, Property Tax Collection Report – December 2018, General Fund Budget Projections as of January 2019, and Utility Fund Budget Projections – January 2019.**
2. **Open Records Requests – Non-Police**
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**
7. **Golf Course Monthly Report, Golf Course Financial Statement Report, Golf Course Budget Summary; Golf Course Social Media Summary Report, and Parks and Recreation Departmental Report**
8. **Report from Code Enforcement**
9. **City Social Media Summary Report**
10. **2018 Racial Profiling Report**

REGULAR MEETING OF THE CITY COUNCIL
CITY OF JERSEY VILLAGE, TEXAS – FEBRUARY 18, 2019

F. CONSENT AGENDA

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

- 1. Consider approval of the Minutes for the Work Session Meetings held on January 14, 2019 and January 28, 2019, the Special Session Meeting held on January 16, 2019, and the Regular Session Meeting held on January 21, 2019.**
- 2. Receive the Tax Increment Reinvestment Zone Number 2's FY2018 Annual Report to the City Council, which was adopted by the Board of Directors on January 21, 2019.**
- 3. Consider Resolution No. 2019-06, receiving Written Recommendation Report from the Building Board of Adjustment and Appeals pertaining to amendments to Chapter 30 of the Jersey Village Code of Ordinances; and a recommendation for the adoption of the 2018 Editions for the International Building Code (IBC), the International Energy Conservation Code (IECC), the International Fire Code (IFC), the International Fuel Gas Code (IFGC), the International Mechanical Code (IMC), the International Plumbing Code (IPC), the International Residential Code (IRC), the International Swimming Pool and Spa Code (ISPSA) and the 2017 Editions for the National Electrical Code (NEC).**

RESOLUTION NO. 2019-06

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JERSEY VILLAGE, TEXAS, RECEIVING WRITTEN RECOMMENDATION REPORT FROM THE BUILDING BOARD OF ADJUSTMENT AND APPEALS PERTAINING TO AMENDMENTS TO CHAPTER 30 OF THE JERSEY VILLAGE CODE OF ORDINANCES; AND A RECOMMENDATION FOR THE ADOPTION OF THE 2018 EDITIONS FOR THE INTERNATIONAL BUILDING CODE (IBC), THE INTERNATIONAL ENERGY CONSERVATION CODE (IECC), THE INTERNATIONAL FIRE CODE (IFC), THE INTERNATIONAL FUEL GAS CODE (IFGC), THE INTERNATIONAL MECHANICAL CODE (IMC), THE INTERNATIONAL PLUMBING CODE (IPC), THE INTERNATIONAL RESIDENTIAL CODE (IRC), THE INTERNATIONAL SWIMMING POOL AND SPA CODE (ISPSA) AND THE 2017 EDITIONS FOR THE NATIONAL ELECTRICAL CODE (NEC).

- 4. Consider Resolution No. 2019-07, receiving Written Recommendation Report from the Building Board of Adjustment and Appeals regarding amendments to the City of Jersey Village Code of Ordinances at Article XIII, Building Code, Section 14-352 Permits, Section 14-353 Amendments to the International Building Code, Section 14-**

REGULAR MEETING OF THE CITY COUNCIL
CITY OF JERSEY VILLAGE, TEXAS – FEBRUARY 18, 2019

355 Adoption of Foundation Specifications, Section 14-358 Adoption of Residential Code, Section 14-359 Amendments to the International Residential Code; Article XIV, Electrical Code, Section 14-421 Special Technical Requirements; Article XV, Plumbing Code and Gas Code, Section 14-553 Amendments; Article XVI, Mechanical Code, Section 14-612 Amendments; Article XVII, Swimming Pool and Spa Code, Section 14-628 Amendments; and Article XIX, Energy Conservation Code, Section 14-652 Amendments.

RESOLUTION NO. 2019-07

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JERSEY VILLAGE, TEXAS, RECEIVING WRITTEN RECOMMENDATION REPORT FROM THE BUILDING BOARD OF ADJUSTMENT AND APPEALS REGARDING AMENDMENTS TO THE CITY OF JERSEY VILLAGE CODE OF ORDINANCES AT ARTICLE XIII, BUILDING CODE, SECTION 14-352 PERMITS, SECTION 14-353 AMENDMENTS TO THE INTERNATIONAL BUILDING CODE, SECTION 14-355 ADOPTION OF FOUNDATION SPECIFICATIONS, SECTION 14-358 ADOPTION OF RESIDENTIAL CODE, SECTION 14-359 AMENDMENTS TO THE INTERNATIONAL RESIDENTIAL CODE; ARTICLE XIV, ELECTRICAL CODE, SECTION 14-421 SPECIAL TECHNICAL REQUIREMENTS; ARTICLE XV, PLUMBING CODE AND GAS CODE, SECTION 14-553 AMENDMENTS; ARTICLE XVI, MECHANICAL CODE, SECTION 14-612 AMENDMENTS; ARTICLE XVII, SWIMMING POOL AND SPA CODE, SECTION 14-628 AMENDMENTS; AND ARTICLE XIX, ENERGY CONSERVATION CODE, SECTION 14-652 AMENDMENTS.

5. Receive Report from Golf Course Advisory Committee.

Council Member Wubbenhorst moved to approve items 1 through 5 on the consent agenda. Council Member Holden seconded the motion. The vote follows:

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

Nays: None

The motion carried.

G. REGULAR SESSION

1. Consider Resolution No. 2019-08, approving the Fiscal Year 2018 Annual Report for Tax Increment Reinvestment Zone Number 2.

Austin Bless, City Manager, introduced the item. Background information is as follows:

The Tax Increment Financing Act requires all cities or counties that designate a tax increment reinvestment zone to file an annual report with the Comptroller's office and the

REGULAR MEETING OF THE CITY COUNCIL
CITY OF JERSEY VILLAGE, TEXAS – FEBRUARY 18, 2019

chief executive officer of each taxing unit that levies property taxes on real property in a reinvestment zone. The report must include:

- the amount and source of revenue in the tax increment fund established for the zone;
- the amount and purpose of expenditures from the fund;
- the amount of principal and interest due on outstanding bonded indebtedness;
- the tax increment base and current captured appraised value retained by the zone; and
- the captured appraised value shared by the municipality or county and other taxing units, the total amount of tax increments received, and any additional information necessary to demonstrate compliance with the tax increment financing plan adopted by the governing body of the municipality or county.

The TIRZ district actually saw a decrease in valuation last year as 9 out of the 27 parcels currently within the TIRZ district that are taxed by the city saw a decrease in valuation. As such, the city saw no revenue to the TIRZ fund. The City also did not spend any money out of the TIRZ fund. That is a quick summary of the report.

The TIRZ Board met on January 21, 2019 and reviewed this report. They are recommending the City Council approve this report.

With limited discussion on the matter, Council Member Wubbenhorst moved to approve Resolution No. 2019-08, approving the Fiscal Year 2018 Annual Report for Tax Increment Reinvestment Zone Number 2. Council Member Singleton seconded the motion. The vote follows:

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

Nays: None

The motion carried.

RESOLUTION NO. 2019-08

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JERSEY VILLAGE, TEXAS, APPROVING THE FISCAL YEAR 2018 ANNUAL REPORT FOR TAX INCREMENT REINVESTMENT ZONE NUMBER 2.

- 2. Consider Ordinance No. 2019-03, amending Chapter 30, Fire Prevention And Protection, Article IV, Fire Prevention Code, of the Code of Ordinances of the City of Jersey Village, Texas, by amending Section 30-111 to adopt the 2018 International Fire Code; adding a new Section 30-112 providing local amendments to the Fire Code, and amending Section 30-113, Definitions; providing a severability clause; providing for repeal; providing for notice and penalty; and providing an effective date.**

Mark Bitz, Fire Chief, introduced the item. Background information is as follows: Chapter

REGULAR MEETING OF THE CITY COUNCIL
CITY OF JERSEY VILLAGE, TEXAS – FEBRUARY 18, 2019

30 “Fire Prevention and Protection”, Article IV, of the City of Jersey Village Code of Ordinances provides for the Fire Prevention Code.

The Building Board of Adjustment and Appeals is charged with the responsibility for making recommendations to the city council on any code changes brought before them dealing with the Fire Prevention Code.

The Building Board of Adjustment and Appeals met on February 6, 2019 to discuss various changes to the Fire Prevention Code at Sections 30-111 and 30-113.

The Building Board of Adjustment and Appeals has presented its Written Recommendations to City Council concerning these recommended changes.

This item is to consider amendments to Chapter 30 at Article IV, Sections 30-111 and 30-113 in order to implement the changes recommended by the Building Board of Adjustment and Appeals.

With limited discussion concerning the prohibition of “outdoor fire pits,” Council Member Holden moved to approve Ordinance No. 2019-03, amending Chapter 30, Fire Prevention And Protection, Article IV, Fire Prevention Code, of the Code of Ordinances of the City of Jersey Village, Texas, by amending Section 30-111 to adopt the 2018 International Fire Code; adding a new Section 30-112 providing local amendments to the Fire Code, and amending Section 30-113, Definitions; providing a severability clause; providing for repeal; providing for notice and penalty; and providing an effective date. Council Member Wubbenhorst seconded the motion. The vote follows:

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

Nays: None

The motion carried.

ORDINANCE NO. 2019-03

AN ORDINANCE AMENDING CHAPTER 30, FIRE PREVENTION AND PROTECTION, ARTICLE IV, FIRE PREVENTION CODE, OF THE CODE OF ORDINANCES OF THE CITY OF JERSEY VILLAGE, TEXAS, BY AMENDING SECTION 30-111 TO ADOPT THE 2018 INTERNATIONAL FIRE CODE; ADDING A NEW SECTION 30-112 PROVIDING LOCAL AMENDMENTS TO THE FIRE CODE, AND AMENDING SECTION 30-113, DEFINITIONS; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR REPEAL; PROVIDING FOR NOTICE AND PENALTY; AND PROVIDING AN EFFECTIVE DATE.

- 3. Consider Ordinance No. 2019-04, amending Chapter 14 of the Code of Ordinances of the City of Jersey Village, Texas adopting the 2018 Edition of the International Building Code, Residential Code, Plumbing Code, Fuel Gas Code, Mechanical Code, Energy Conservation Code, Swimming Pool And Spa Code, and adopting the National**

REGULAR MEETING OF THE CITY COUNCIL
CITY OF JERSEY VILLAGE, TEXAS – FEBRUARY 18, 2019

Electrical Code, 2017 Edition; providing for local amendments to the various Codes; providing for severability; providing for repeal; and providing notice and a penalty as provided by Section 1-8 of the Code.

Christian Somers, Building Official, introduced the item. H explained that this item is to review proposed amendments to the Code of Ordinances, of the City of Jersey Village, Texas at Chapter 14, “Building and Development” such that the City not compromise a pending Building Code Effectiveness Grading Schedule (BCEGS) survey and the City’s ranking, which would adversely affect insurance rates.

The Insurance Services Office (ISO) is responsible for evaluating all jurisdictions that have a building code enforcement department. On behalf of insurance companies, ISO uses the BCEGS to recognize how and which building codes are enforced. That information is provided to insurers and they use that information for underwriting property insurance purposes within the community.

Insurers wish to know which municipalities do and do not have up-to-date codes and whether they are well enforced. Those municipalities that do demonstrate lower “loss experience” can anticipate lower insurance rates reflecting that finding. Safer buildings and less damage should equal lowered insurance rates and serve to ensure the public’s health & welfare by shaping the “built environment”. The Insurance Service Organization (ISO) will verify, presently, that we are within at most 6 years of the 3-year code-cycles. In regards to the adopted 2012 International Code Council (ICC) Codes, we are just beyond 6 years, and for the 2011 National Electrical Code (NEC), just beyond 7 years.

Additionally, the City is working toward participation in the National Flood Insurance Program’s (NFIP’s) Community Rating System (CRS). As a prerequisite, CRS requires that the City not have a BCEGS rating greater than 5 (on a 10 point scale). The City of Jersey Village’s last survey was in 2014. The survey, eventually, resulted in a “Class 4” – that after the City was initially assigned a “Class 7”. The lower rating (“Class 7”) was assigned because the City, at the time of the survey, was enforcing the 2006 I-Codes, the 2005 NEC, and did not have a Building Inspector position established.

With limited discussion on the matter, Council Member Warren moved to approve Ordinance No. 2019-04, amending Chapter 14 of the Code of Ordinances of the City of Jersey Village, Texas adopting the 2018 Edition of the International Building Code, Residential Code, Plumbing Code, Fuel Gas Code, Mechanical Code, Energy Conservation Code, Swimming Pool And Spa Code, and adopting the National Electrical Code, 2017 Edition; providing for local amendments to the various Codes; providing for severability; providing for repeal; and providing notice and a penalty as provided by Section 1-8 of the Code. Council Member Wubbenhorst seconded the motion. The vote follows:

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

Nays: None

REGULAR MEETING OF THE CITY COUNCIL
CITY OF JERSEY VILLAGE, TEXAS – FEBRUARY 18, 2019

The motion carried.

ORDINANCE NO. 2019-04

AN ORDINANCE AMENDING CHAPTER 14 OF THE CODE OF ORDINANCES OF THE CITY OF JERSEY VILLAGE, TEXAS ADOPTING THE 2018 EDITION OF THE INTERNATIONAL BUILDING CODE, RESIDENTIAL CODE, PLUMBING CODE, FUEL GAS CODE, MECHANICAL CODE, ENERGY CONSERVATION CODE, SWIMMING POOL AND SPA CODE, AND ADOPTING THE NATIONAL ELECTRICAL CODE, 2017 EDITION; PROVIDING FOR LOCAL AMENDMENTS TO THE VARIOUS CODES; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL; AND PROVIDING NOTICE AND A PENALTY AS PROVIDED BY SECTION 1-8 OF THE CODE.

4. **Consider Ordinance No. 2019-05, amending the Code of Ordinances of the City of Jersey Village, Texas, to re-designate flood hazard areas based upon Revised Flood Insurance Studies (FIS) and Flood Insurance Maps (Firm); adopting FIS and Firm; making other findings and provisions related thereto, including administration, permitting and variance procedures; providing for publication and a penalty for violation of any of the provisions of the ordinance.**

Christian Somers, Building Official, introduced the item. Background information is as follows: The City of Jersey Village has chosen to participate in the National Flood Insurance Program Community Rating System (CRS Program).

In order to be considered for any benefits that this program offers, the CRS Program requires that Chapter 14, Building and Development, Article IX, Storm Drainage and Flood Control, of the Code of Ordinances of the City of Jersey Village, Texas, as titled -- and as outlined in sections 14-225 "Flood Damage Prevention" and 14-226 "Stormwater Detention" -- either mirror and/or exceed the National Flood Insurance Program Floodplain Management Regulations, as outlined in Title 44 of the Code of Federal Regulations Part 59 and 60.

This item is to request the necessary changes.

With limited discussion on the matter, Council Member Singleton moved to approve Ordinance No. 2019-05, amending the Code of Ordinances of the City of Jersey Village, Texas, to re-designate flood hazard areas based upon Revised Flood Insurance Studies (FIS) and Flood Insurance Maps (Firm); adopting FIS and Firm; making other findings and provisions related thereto, including administration, permitting and variance procedures; providing for publication and a penalty for violation of any of the provisions of the ordinance. Council Member Warren seconded the motion. The vote follows:

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

Nays: None

REGULAR MEETING OF THE CITY COUNCIL
CITY OF JERSEY VILLAGE, TEXAS – FEBRUARY 18, 2019

The motion carried.

ORDINANCE NO. 2019-05

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF JERSEY VILLAGE, TEXAS, TO RE-DESIGNATE FLOOD HAZARD AREAS BASED UPON REVISED FLOOD INSURANCE STUDIES (FIS) AND FLOOD INSURANCE MAPS (FIRM); ADOPTING FIS AND FIRM; MAKING OTHER FINDINGS AND PROVISIONS RELATED THERETO, INCLUDING ADMINISTRATION, PERMITTING AND VARIANCE PROCEDURES; PROVIDING FOR PUBLICATION AND A PENALTY FOR VIOLATION OF ANY OF THE PROVISIONS OF THE ORDINANCE.

5. Consider Resolution No. 2019-09, approving the Golf Course Clubhouse and Convention Center Design as developed by PGAL.

Jason Alfaro, Director of Parks and Recreation, introduced the item. Background information is as follows: On March 8, 2018 the City Council held a workshop to discuss options for a new clubhouse facility, directing staff to prepare a request for proposal for the design of a new facility. The request for proposal was posted and emailed directly to 30 firms on March 14, 2018.

On April 16, 2018 the City Council approved Resolution Number 2018-20 authorizing the City Manager to negotiate an agreement with PGAL, Inc. for design of a new, Golf Course Club House. On May 14, 2018, City Council approved Resolution 2018-30 authorizing the City Manager to execute an agreement with PGAL for the design of a new Jersey Meadow Golf Course Clubhouse.

Since that time staff has met multiple times with the architect both onsite and in formal meetings, and presented options to council in two separate workshops. The first workshop with council, staff and PGAL took place on September 17, 2018. During this workshop, recommendations to the clubhouse/convention center facility were made from council. PGAL and staff reviewed and implemented those recommendations and continued to design the facility. On January 28, 2019 a second workshop was scheduled with staff, City Council, and PGAL to review the new changes and site plan.

During the January workshop council made recommendations to the facility that have now been implemented into the design and included the following:

1. Keeping the current traffic flow through the parking lot the same and looking into having employee parking in another location.
2. Making sure the building was elevated higher than 18” from ground level.
3. Look into having windows along the west end of the conference room.
4. Switching the board room and storage room locations on the second floor.
5. Allowing access to the patio from the board room.

REGULAR MEETING OF THE CITY COUNCIL
CITY OF JERSEY VILLAGE, TEXAS – FEBRUARY 18, 2019

6. There was a concern with the dry good area in the kitchen and PGAL was going to review the concern with their food and beverage consultant.
7. There was a concern with the drive up window and the stairwell – possible switchback.

Council engaged in discussion, pointing out that the design pictures included in the packet do not reflect the changes outlined above. Parks Director Alfaro explained that the Consultants have added the changes into the design documents, but these documents were not ready at the time the meeting packet was prepared.

Council wanted to know if the changes recommended by the Golf Course Advisory Committee are also being included in the design drawings. Mr. Alfaro confirmed that these changes were also being included in the design.

Mayor Ray gave a brief summary of the design process, stating that it resulted in a well-planned 11,500 square foot building with a large convention space. He stated that the renderings will be posted to the City's website.

With no further discussion on the matter, Council Member Wubbenhorst moved to approve Resolution No. 2019-09, approving the Golf Course Clubhouse and Convention Center Design as developed by PGAL. Council Member Warren seconded the motion. The vote follows:

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

Nays: None

The motion carried.

- 6. Consider Ordinance 2019-06, amending the Jersey Village Code of Ordinances, Chapter 2, Article IV, Division 2, Section 2-142 to amend the Schedule of Fees related to miscellaneous services, and to add a new subsection "k" concerning park user fees.**

Jason Alfaro, Director of Parks and Recreation, introduced the item. Background information is as follows: Over the past year staff has been able to review pricing for facilities throughout the parks and recreation industry. We have also had time to research and review any partnership or facility use agreements between the city and outside organizations. Most recently the department was able to gather information from a public survey and some of the needs of the community for more available classes/lessons at the city pool.

This year our recreation and events coordinator, who oversees the day to day operations of the pool, will be able to certify our lifeguards as water safety instructors. This will allow our city lifeguards the opportunity to conduct swim lessons in our pool, and provide easier access for this opportunity to our patrons. We are formalizing our agreements with organizations that utilize the pool and are requiring them to submit paperwork and/or fees.

REGULAR MEETING OF THE CITY COUNCIL
CITY OF JERSEY VILLAGE, TEXAS – FEBRUARY 18, 2019

We have also reviewed our cash handling procedures and rental policy for private party rentals at the pool. With the proposed changes to the rate it would allow the citizen to make one payment versus two payments that they have made historically.

Staff researched the surrounding municipalities that operate pools and we are in line with our competition for user fees. We also reached out to non-profit organization like the YMCA and have found that we are still priced competitively. Our goal with any recreational program is to meet or exceed a 50% cost recovery and this amendment will allow us to potentially reach our cost recovery goal.

Council engaged in discussion concerning the requested changes. Some wondered how the changes in the payment method for life guards will improve the process. Parks Director Alfaro stated that currently when the pool is rented, the life guards are paid separately by the renter of the facility, requiring two separate payments. The changes will make it a onetime payment for the rental and for the life guard service. Some members were concerned about the change and how bringing the life guard service on board will affect the City's payroll budget. Council discussed the pros and cons of the requested change. Some felt the change will cost the city more because the life guard service will now be performed by employees as opposed to a contract service. An additional issue was pointed out with a discrepancy between the water aerobics fee versus a season pass fee.

Council also discussed the requested change for implementing a park user fee which authorizes the City Manager to set the fee on a case by case basis. City Council was not in favor of this request, with most members agreeing that Council should set this fee as it does with all of the other fees. Parks Director Alfaro explained the reasoning behind the request; however, it was the consensus of Council that fees are set by the Council in the schedule of fees. This process provides accountability.

With no further discussion on the matter, Council Member Warren moved to table Ordinance 2019-06, amending the Jersey Village Code of Ordinances, Chapter 2, Article IV, Division 2, Section 2-142 to amend the Schedule of Fees related to miscellaneous services, and to add a new subsection "k" concerning park user fees until the March 18, 2019 City Council Meeting. Council Member Singleton seconded the motion. The vote follows:

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

Nays: None

The motion carried.

ORDINANCE NO. 2019-06 - TABLED

AN ORDINANCE OF THE CITY OF JERSEY VILLAGE, TEXAS, AMENDING THE JERSEY VILLAGE CODE OF ORDINANCES, CHAPTER 2, ARTICLE IV, DIVISION 2, SECTION 2-142 TO AMEND THE SCHEDULE OF FEES RELATED TO

REGULAR MEETING OF THE CITY COUNCIL
CITY OF JERSEY VILLAGE, TEXAS – FEBRUARY 18, 2019

MISCELLANEOUS SERVICES, AND TO ADD A NEW SUBSECTION “K” CONCERNING PARK USER FEES.

H. MAYOR AND COUNCIL COMMENTS

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

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

Council Member Wubbenhorst: Council Member Wubbenhorst had no comments.

Council Member Singleton: Council Member Singleton stated that all residents are important and their comments/voices are heard by City Council.

Council Member Mitcham: Council Member Mitcham sent congratulations to City Manager Austin Bless on the birth of his daughter.

Council Member Holden: Council Member Holden had not comments.

Council Member Warren: Council Member Warren welcomed Margaret Ann Bless into the City and sent congratulations to Austin and Beth.

Mayor Ray: Mayor Ray also sent congratulations to City Manager Bless. He thanked the citizens for their comments and stated that he looks forward to continued communications.

I. RECESS THE REGULAR SESSION

Mayor Ray recessed the Regular Session at 7:48 p.m. to convene into Executive Session pursuant to the Texas Open Meetings Act, Government Code Section 551.087 – Economic Development Negotiations, Section 551.072 Real Property, and Section 551.071 Consult with Attorney.

J. EXECUTIVE SESSION

1. **Pursuant to the Texas Open Meeting Act Section 551.087 Deliberation Regarding Economic Development Negotiations, Section 551.072 Deliberations about Real**

REGULAR MEETING OF THE CITY COUNCIL
CITY OF JERSEY VILLAGE, TEXAS – FEBRUARY 18, 2019

Property, and Section 551.071 Consultations with Attorney, a closed meeting to deliberate information from a business prospect that the City seeks to locate in Jersey Village TIRZ Number 2 and economic development negotiations, including the possible purchase, exchange or value of real property, related thereto.

- 2. Pursuant to the Texas Open Meeting Act Section 551.072 Deliberations about Real Property and Section 551.071 Consultations with Attorney, a closed meeting to deliberate the possible exchange, sale or value of property located at RES D 1 through 5, of Block 3, DIRECTORS LT, NORTHWEST STATION SEC 1.**

K. ADJOURN EXECUTIVE SESSION

Mayor Ray adjourned the Executive Session at 9:32, and reconvened the Regular Session, stating that no final actions, decisions, or votes were had during the Executive Session.

L. RECONVENE THE REGULAR SESSION

- 1. Discuss and take appropriate action regarding Jersey Village TIRZ Number 2 and economic development negotiations, including the possible purchase, exchange or value of real property, related thereto.**

No discussion was had and no action was taken on this item.

- 2. Discuss and take appropriate action regarding the possible exchange, sale or value of property located at RES D 1 through 5, of Block 3, DIRECTORS LT, NORTHWEST STATION SEC 1.**

No discussion was had and no action was taken on this item.

M. ADJOURN

There being no further business on the Agenda the meeting was adjourned at 9:33 p.m.



Lorri Coody, City Secretary