

Andrew Mitcham, Mayor  
Drew Wasson, Council Position No. 1  
Greg Holden, Council Position No. 2  
Bobby Warren, Council Position No. 3  
James Singleton, Council Position No. 4  
Gary Wubbenhorst, Council Position No. 5



Austin Bless, City Manager  
Lorri Coody, City Secretary  
Justin Pruitt, City Attorney

## Jersey Village City Council - Regular Meeting Agenda

Notice is hereby given of a Regular Meeting of the City Council of the City of Jersey Village to be held on Monday, December 21, 2020, at 7:00 p.m. via videoconferencing. All agenda items are subject to action. The City Council reserves the right to meet in closed session on any agenda item should the need arise and if applicable pursuant to authorization by Title 5, Chapter 551, of the Texas Government Code.

Pursuant to Section 418.016 of the Texas Government Code, on March 16, 2020, the Governor of the State of Texas granted the Office of the Attorney General's request for the temporary suspension of certain provisions of the Texas Open Meetings Act to allow for telephonic or videoconference meetings of governmental bodies that are accessible to the public in an effort to reduce in-person meetings that assemble large groups of people, as a precautionary measure to contain the spread of novel coronavirus COVID-19.

Accordingly, the public will not be allowed to be physically present at this Regular Session of the City Council of the City of Jersey Village, Texas, but the meeting will be available to members of the public and allow for two-way communications for those desiring to participate via telephone. To attend the meeting via telephone, please use the following toll-free number:

**346-248-7799 along with Webinar ID: 879 2838 6502.** If you do not wish to participate via telephone, you can view a live broadcast of the meeting on YouTube at <https://www.jerseyvillagetx.com/page/city.livestream>.

Any person interested in speaking during the public comment item on the agenda must submit his/her request via email to the City Secretary at [lcoody@jerseyvillagetx.com](mailto:lcoody@jerseyvillagetx.com). The request must include the speaker's name, address, topic of the comment and the phone number that will be used for teleconferencing. The request must be received no later than 12:00 p.m. on December 21, 2020.

The following will be observed by the public participating in the meeting:

- Callers will be called upon to speak by the Mayor.
- Once called upon for public comment, speakers should state their name and address before speaking.
- Callers will mute their phone unless called upon to speak (*to eliminate background noise*).
- Callers should use handsets rather than speakerphone whenever possible.

The agenda packet is accessible to the public at the following link: [https://www.jerseyvillagetx.com/page/city.ags\\_mins\\_current\\_year](https://www.jerseyvillagetx.com/page/city.ags_mins_current_year).

After the meeting, a video recording of this meeting will be made available to the public at: [https://www.jerseyvillagetx.com/page/city.ags\\_mins\\_current\\_year](https://www.jerseyvillagetx.com/page/city.ags_mins_current_year).

For more information or questions concerning the teleconference, please contact the City Secretary at 713-466-2102. The agenda items for this meeting are as follows:

**A. CALL TO ORDER AND ANNOUNCE A QUORUM IS PRESENT**

**B. INVOCATION AND PLEDGE OF ALLEGIANCE**

1. Prayer and Pledge by: Council Member, Bobby Warren

**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 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.

**D. CITY MANAGER'S REPORT**

1. Monthly Fund Balance Report, Enterprise Funds Report, Governmental Funds Report, Property Tax Collection Report – October 2020, General Fund Budget Projections as of November 2020, and Utility Fund Budget Projections – November 2020.
2. Fire Departmental Report and Communication Division's Monthly Report
3. Police Department Monthly Activity Report, Warrant Report, Staffing/Recruitment Report, and Police Open Records Requests
4. 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
5. Public Works Departmental Status Report
6. Golf Course Monthly Report, Golf Course Financial Statement Report, Golf Course Budget Summary, and Parks and Recreation Departmental Report
7. Code Enforcement Report
8. December Employee of the Month

**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 November 16, 2020 and the Special Session held on November 17, 2020. *Lorri Coody, City Secretary*
2. Consider Resolution No. 2020-58, extending the term of the 2020 Comprehensive Plan Update Committee. *Austin Bleess, City Manager*
3. Consider Ordinance No. 2020-27, amending the General Fund Budget for the fiscal year beginning October 1, 2019 and ending September 30, 2020 in the amount not to exceed \$314,220 to amend various line items from the General Fund at the same time amending the Impact Fee Fund by increasing line item 04-45-5515 Consultant Services not to exceed \$45,400 from the Impact Fee Fund Balance for the fiscal year beginning October 1, 2019 and ending September 30, 2020 and amending the Court Technology/Security Fund by increasing line item 12-28-6574 Computer Software in the amount not to exceed \$9,000

from the Court Technology/Security Fund Balance all these amendments are in order to provide for the over budget line items. *Isabel Kato, Finance Director*

4. Consider Resolution No. 2020-59, appointing an Emergency Management Coordinator and an Assistant Emergency Management Coordinator for the City of Jersey Village. *Mark Bitz, Fire Chief*
5. Consider Resolution No. 2020-60, authorizing the City Manager to enter into an agreement with BBG Consulting Inc. to perform Community Development Services for the City. *Harry Ward, Director of Public Works*
6. Consider Resolution No. 2020-61, receiving the Written Recommendation Report from the Building Board of Adjustment and Appeals pertaining to recommended amendments to the Jersey Village Code of Ordinances at Chapter 14, Section 14-5 in order to align the city's floodplain higher standards with the Harris County Engineering Department. *Christian Somers, Building Official*
7. Consider Resolution No. 2020-62, receiving the Written Recommendation Report from the Building Board of Adjustment and Appeals pertaining to recommended amendments to the Jersey Village Code of Ordinances at Chapter 14, Sections 14-333 and 14-334 in order to align the city's floodplain higher standards with Harris County Engineering Department and to clarify exceptions the "twelve inches above highest adjacent grade rule." *Christian Somers, Building Official*
8. Consider Resolution No. 2020-63, receiving the Written Recommendation Report from the Building Board of Adjustment and Appeals pertaining to recommended amendments to the Jersey Village Code of Ordinances at Chapter 14, Section 14-152 - Drainage/Floodway Easements; Section 14-221 – Permit to Construct Storm Water Improvements; Section 14-222 – General Provisions; Section 14-223 – Design Criteria; Section 14-225 – Flood Damage Prevention; Section 14-226 – Stormwater Detention; and Section 14-359 – Local Amendments to the International Residential Code. *Christian Somers, Building Official*
9. Consider Resolution No. 2020-64, receiving the Written Recommendation Report from the Building Board of Adjustment and Appeals pertaining to recommended amendments to the Jersey Village Code of Ordinances at Chapter 14, Section 14-353 in order to align the city's floodplain higher standards with the Harris County Engineering Department. *Christian Somers, Building Official*

## **F. REGULAR SESSION**

1. Consider Resolution No. 2020-65, appointing members to serve as Directors on the Tax Increment Reinvestment Zone Board for the City of Jersey Village Tax Increment Reinvestment Zone No. 2. *Lorri Coody, City Secretary*
2. Consider Ordinance No. 2020-28, amending the Code of Ordinances of the City of Jersey Village, by amending, Chapter 14, "Building and Development," Article I, "In General," Section 14-5, "Definitions;" providing a severability clause; providing for repeal; providing for penalty; and providing an effective date. *Harry Ward, Public Works Director*
3. Consider Ordinance No. 2020-29, amending the Code of Ordinances of the City of Jersey Village, by amending, Chapter 14, "Building and Development," Article XIII, "Building Code," Division 1, "Generally," Section 14-333, "Finished floor elevations;" and Section

14-334 “Reserved;” providing a severability clause; providing for repeal; providing for penalty; and providing an effective date. *Harry Ward, Public Works Director*

4. Consider Ordinance No. 2020-30, amending the Code of Ordinances of the City of Jersey Village, by amending, Chapter 14, “Building and Development,” at Section 14-152, “Drainage/Floodway Easements;” Section 14-221, “Permit to Construct Storm Water Improvements;” Section 14-222, “General Provisions;” Section 14-223, “Design Criteria;” Section 14-225, “Flood Damage Prevention;” Section 14-226, “Stormwater Detention;” and Section 14-359, “Local Amendments to the International Residential Code;” providing a severability clause; providing for repeal; providing for penalty; and providing an effective date. *Harry Ward, Public Works Director*
5. Consider Ordinance No. 2020-31, amending the Code of Ordinances of the City of Jersey Village, by amending, Chapter 14, “Building and Development,” Article XIII, “Building Code,” Division 2 “Standards,” Section 14-353, “Local amendments to the International Building Code;” providing a severability clause; providing for repeal; providing for penalty; and providing an effective date. *Harry Ward, Public Works Director*
6. Consider Resolution No. 2020-66, authorizing the City Manager to enter into a contract with Tyler Technologies – New World Public Safety for the purchase and implementation of a software system for use by the Police and Fire Departments. *Kirk Riggs, Chief of Police and Mark Bitz, Fire Chief*
7. Consider Ordinance No. 2020-32, amending the Capital Replacement Budget for the fiscal year beginning October 1, 2020 and ending September 30, 2021 by increasing line item 07-72-6581 (Radio/Radar Equipment ) in the amount not to exceed \$515,900. *Kirk Riggs, Chief of Police and Mark Bitz, Fire Chief*
8. Discuss and take appropriate action regarding the City of Jersey Village Sales Tax Allocations. *Austin Bleess, City Manager*

## **G. 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.

## **H. RECESS THE REGULAR SESSION**

**Recess the Regular Session 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.**

**I. EXECUTIVE SESSION**

1. Pursuant to the Texas Open Meetings Act Section 551.072 – Deliberations Regarding Real Property regarding the potential purchase of Land – Reserve Detention B JERSEY VILLAGE COUNTRY CLUB, ESTATES SEC 4 2ND AMEND R/P. *Austin Bleess, City Manager*
2. Pursuant to the Texas Open Meetings Act Section 551.071, consult with attorney regarding pending lawsuit: Jersey Village Lodging LLC v. City of Jersey Village, Cause No. 2019-40593, 11<sup>th</sup> Judicial District, Harris County, Texas. *City Attorney*
3. Pursuant to the Texas Open Meetings Act Section 551.071, consult with City Attorney regarding the Comcast Franchise Fee dispute. *City Attorney*
4. Pursuant to the Texas Open Meeting Act Section 551.074, deliberate the appointment of election judges for the City of Jersey Village. *City Council*

**J. ADJOURN EXECUTIVE SESSION**

**Adjourn the Executive Session, stating the date and time the Executive Session ended and Reconvene the Regular Session.**

**K. RECONVENE REGULAR SESSION**

1. Discuss and take appropriate action on matter discussed in Executive Session regarding the pending lawsuit: Jersey Village Lodging LLC v. City of Jersey Village, Cause No. 2019-40593, 11<sup>th</sup> Judicial District, Harris County, Texas. *City Attorney*
2. Consider Ordinance No. 2020-33, finding that the structures at 16884 NW FWY, Jersey Village, Texas 77040, (Res B1, Northwest Village Business Park, R/P), the “Property”, have been repaired to the extent the property is not substandard; and making other findings and provisions related thereto. *City Attorney*
3. Discuss and take appropriate action regarding the matter discussed in Executive Session concerning a Settlement Agreement with Comcast regarding franchise fees. *Austin Bleess, City Manager*

**L. ADJOURN**

**CERTIFICATION**

I, the undersigned authority, do hereby certify in accordance with the Texas Open Meeting Act, the Agenda is posted for public information, at all times, for at least 72 hours preceding the scheduled time of the meeting on the bulletin board located at City Hall, 16327 Lakeview, Jersey Village, TX 77040, a place convenient and readily accessible to the general public at all times, and said Notice was posted on the following date and time: December 16, 2020 at 10:30 a.m. and remained so posted until said meeting was convened.



\_\_\_\_\_  
Lorri Coody, TRCM  
City Secretary

In compliance with the Americans with Disabilities Act, the City of Jersey Village will provide for reasonable accommodations for persons attending City Council meetings. Request for accommodations must be made to the City Secretary by calling 713 466-2102 forty-eight (48) hours prior to the meetings. Agendas are posted on the Internet Website at [www.jerseyvillage.info](http://www.jerseyvillage.info).

"Pursuant to Section 30.06, Penal Code (trespass by license holder with a concealed handgun), a person licensed under Subchapter H, Chapter 411, Government Code (handgun licensing law), may not enter this property with a concealed handgun."

"Pursuant to Section 30.07, Penal Code (trespass by license holder with an openly carried handgun), a person licensed under Subchapter H, Chapter 411, Government Code (handgun licensing law), may not enter this property with a handgun that is carried openly."