

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 – Special Session Meeting Agenda

Notice is hereby given of a Special Session Meeting of the City Council of the City of Jersey Village to be held on Monday, February 8, 2021, 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 Special 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: 893 9752 9747. If you do not wish to participate actively in the meeting, 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. 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 February 8, 2021.

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.

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. CITIZENS' COMMENTS**

Any person who desires to address City Council regarding an item on the agenda 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 not allowed to discuss the subject. Each person is limited to five (5) minutes for comments to the City Council.

- C. Review Ordinance 2021-02, which was approved on January 18, 2021, calling the General Election for a Mayor and two (2) Councilmembers and calling a Special Charter Election, Eliminating Sections 1.08 and 1.09, Amending Sections 2.01 and 2.12 and providing for gender-neutral language; and, if necessary, take appropriate action. *Lorri Coody, City Secretary*

D. CITY OF JERSEY VILLAGE FIRE CONTROL PREVENTION AND EMERGENCY MEDICAL SERVICES DISTRICT

1. Receive the adopted two-year plan and two-year budget from the Jersey Village Fire Control Prevention and Emergency Medical Services District (FCPEMSD). *Lorri Coody, City Secretary*
2. Conduct a public hearing on the adopted two-year plan and adopted two-year budget for the Jersey Village Fire Control Prevention and Emergency Medical Services District. *Andrew Mitcham, Mayor*
3. Consider Resolution No. 2021-08, adopting the Jersey Village Fire Control Prevention and Emergency Medical Services District's two-year plan and two-year budget. *Andrew Mitcham, Mayor*
4. Consider Ordinance No. 2021-04, pertaining to a Joint Order of the Temporary Board of Directors (the "Temporary Board") of The Jersey Village Fire Control, Prevention, and Emergency Medical Services District (the "District") and the City Council (the "Council") of the City of Jersey Village (the "City"), ordering a Special Election to be held on May 1, 2021 (the "Special Election"), for the purpose of submitting to the qualified voters of the District and the City a ballot proposition that serves as a Confirmation Election Order for the District, and abolishing a sales and use tax for the City at a rate of one-half of one percent (0.5%) dedicated to property tax relief and concurrently adopting a sales and use tax to fund the District at a rate of one-half of one percent (0.5%), with such tax dedicated to Fire Control, Prevention, and Emergency Medical Services Programs, pursuant to Chapter 344 of the Texas Local Government Code, as amended; providing for a ballot proposition to be included in the Special Election designating that the Council and City Manager of the City may, by resolution, be appointed to serve as the Permanent Board of Directors of the District; providing a summary of the Proposed Budget Plan and Fire Control, Prevention, and Emergency Medical Services Plan for the District; providing for the approval of a Joint Contract for Election Services with the City; providing details relating to the holding of the Special Election; and, providing an effective date. *Lorri Coody, City Secretary*

E. CITY OF JERSEY VILLAGE CRIME CONTROL AND PREVENTION DISTRICT

- 1. Consider Resolution No. 2021-09, authorizing a Joint Election Agreement with the City of Jersey Village Crime Control and Prevention District as authorized by Chapter 271 of the Texas Election Code. *Lorri Coody, City Secretary*

F. RECESS THE SPECIAL SESSION

Recess the Special Session to Convene into Executive Session pursuant to the Texas Open Meetings Act, Government Code Section 551.071 – Consult with Attorney.

G. EXECUTIVE SESSION

- 1. Consult with attorney pursuant to the Texas Open Meetings Act Section 551.071 regarding pending lawsuit: Charles E. Foerster vs. The City of Jersey Village and others in the United States Court of Appeals for the Fifth Circuit. *City Attorney*

H. ADJOURN EXECUTIVE SESSION

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

I. RECONVENE THE SPECIAL SESSION

- 1. Discuss and take appropriate action on matters discussed in Executive Session regarding pending lawsuit: Charles E. Foerster vs. The City of Jersey Village and others in the United States Court of Appeals for the Fifth Circuit. *City Attorney*

J. 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: February 1, 2021 at 2:30 p.m. and remained so posted until said meeting was convened.



Lorri Coody, 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.jerseyvillagetx.com

"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."