

MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF JERSEY VILLAGE, TEXAS, HELD ON MARCH 21, 2022, 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 Warren at 7:01 p.m. with the following present:

Mayor, Bobby Warren	City Manager, Austin Bleess
Council Member, Drew Wasson	City Secretary, Lorri Coody
Council Member, Sheri Sheppard	City Attorney, Justin Pruitt
Council Member, Michelle Mitcham	
Council Member, James Singleton	
Council Member, Gary Wubbenhorst	

Staff in attendance: Mark Bitz, Fire Chief; Isabel Kato, Finance Director; Kirk Riggs, Chief of Police; and Robert Basford, Director of Parks and Recreation.

B. INVOCATION, PLEDGE OF ALLEGIANCE

1. Prayer and Pledge by: Frank Maher

C. PRESENTATIONS

1. **Swearing in of Devarjaye “DJ” Daniel as honorary Assistant Chief of the Jersey Village Police Department.**

Chief of Police swore in Devarjaye “DJ” Daniel as honorary Assistant Chief of the Jersey Village Police Department.

Ten-year-old Devarjaye “DJ” Daniel is battling terminal brain and spine cancer. His initial ambition was to be sworn in as an honorary police officer by 100 agencies; currently, he has been sworn in to over 300 departments. Tonight, he was sworn in as the first honorary Assistant Chief of the Jersey Village Police Department.

DJ’s mission is two-fold: to increase awareness of childhood cancer, and to honor the legacy of Abigail Arias, a seven-year-old girl who dreamed of one day working in law enforcement. Arias was sworn in as an honorary officer of the Freeport Police Department before she died of lung cancer in 2021.

2. **Employee of the Month - Lieutenant Heath Hawley.**

Austin Bleess, City Manager, presented the March employee of the month award to Lieutenant Heath Hawley.

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.

REGULAR MEETING OF THE CITY COUNCIL
CITY OF JERSEY VILLAGE, TEXAS – MARCH 21, 2022

Mark Maloy, 7803 Hamilton Circle, Jersey Village, Texas (713) 461-1430 – Mr. Maloy spoke to City Council about the escalating costs for the remodeling of the existing golf course clubhouse. He wants item 7 on the consent agenda to be placed upon the regular agenda so that residents can hear the discussions of City Council on this topic involving the remodeling of the golf course clubhouse. He gave background information about the project. He wants the approval of this project to be elected upon by the residents and not by a vote of the Council. He also gave background financial information about the course. He told City Council that he would like the Council to bring the homestead exemption to 20% and not the current 14%. He believes City Council should approve the increase in the homestead exemption rather than spend monies on a golf course clubhouse remodel.

Jim Fields, 16413 Saint Helier, Jersey Village, Texas (713) 206-1184 – Mr. Fields spoke to City Council, stating that he too wants item 7 to be moved from the consent agenda to the regular agenda so that the residents can hear the discussion of City Council as well as the background information surrounding the remodeling of the golf course clubhouse. He thanked City Manager Bless on how well the City is enforcing its codes. He is very appreciative. It makes a difference. Nonetheless, he pointed out two problems on St. Helier that have too much concrete in the front yard and asked that the City look into this situation. He spoke to the TIRZ 2 and the monies spent on the search for developers. He feels we spend too much on this area. He feels that the selection of developers should be by a rating system. He also spoke about the TIRZ 3 Board. He feels there are conflicts of interest on that Board. Accordingly, he is recommending that Council Member Singleton be replaced as the liaison for that Board and that any family members on the Board should no longer serve as Board Members.

Frank Maher, 16514 Saint Helier, Jersey Village, Texas – Mr. Maher mentioned that he has stepped down as Assistant Chief for the Jersey Village Fire Department after some 40 years of service. In connection with his service, he told Council about his concern for the manpower problem at the Fire Department. He first mentioned this back in October and was too late to have it considered during the budget process. He is mentioning it again tonight because he would like to have this need funded during the next budget cycle. He also mentioned the grant that has been applied to for monies for Fire Department staffing. He is concerned about what will happen if the grant is not approved. He feels the hiring process is going to take much, too much time. He would like for the City to have a backup plan and a long range plan to make sure that our Fire Department is adequately staffed.

Bryden MacDonald, 16306 Acapulco, Jersey Village, Texas – Mr. MacDonald spoke about his idea to have a community garden in the area behind the gazebo which is located off of Philippine Street. He plans to present his idea to the White Oak Bayou Board at its next meeting and he would like the City's support and their vote to support his idea.

James MacDonald, 16306 Acapulco, Jersey Village, Texas (832) 253-6167 – Mr. MacDonald spoke to City Council about consent agenda Item 5. He would like City Council to have this item moved from consent to regular agenda. He does not support this item at this time or the issuance

REGULAR MEETING OF THE CITY COUNCIL
CITY OF JERSEY VILLAGE, TEXAS – MARCH 21, 2022

of tickets for this no parking zone. He recognized Merrilee Beazley for her support and service to the City of Jersey Village.

Clyde Wilson, 16314 Tahoe, Jersey Village, Texas (713) 206-5306 – Mr. Wilson spoke to City Council about his company that performs audits about various municipal projects. He is creating a POD cast to provide information on companies that perform this type of work pertaining to certain multi-use projects. He told the Council that he is concerned about the new development on the south side of US HWY 290 and the new developers the City is considering for the project. He feels that the company is not well known and has done very few projects of this nature.

Kimberly Henao, 15601 Singapore Lane, Jersey Village, Texas (832) 689-9878 – Ms. Henao gave background information on Jersey Village as it relates to the upcoming Founder’s Day Celebration in April 2022.

E. CITY MANAGER’S REPORT

City Manager Bless gave the following monthly report. There was short discussion about the status of the Golf Course Berm and Wall Street Project and the E-127 project. The Jersey Village Fire Department was thanked for their hard in-house work.

1. **Monthly Fund Balance Report, Enterprise Funds Report, Governmental Funds Report, Property Tax Collection Report – January 2022, General Fund Budget Projections as of February 2022, and Utility Fund Budget Projections – February 2022.**
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**

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.

Each Consent Agenda item appears below with background information. Items 5 and 7 were pulled from the Consent Agenda for further discussion. Accordingly, Items 5 and 7 contain discussion information as well as Council’s vote. The vote on Items 1 through 4, and 6 is found at the end of the Consent Agenda.

REGULAR MEETING OF THE CITY COUNCIL
CITY OF JERSEY VILLAGE, TEXAS – MARCH 21, 2022

1. **Consider approval of the Minutes for the Regular Session Meeting held on February 21, 2022.**
2. **Consider Ordinance No. 2022-08, receiving the Planning and Zoning Commission’s Preliminary Report and calling a Joint Public Hearing of the City Council and the Planning and Zoning Commission concerning the proposal to amend the Jersey Village Code of Ordinances at Chapter 14, Article IV, Section 14-107 concerning Permitted and Specific Uses in District H (Industrial District).**

BACKGROUND INFORMATION:

One of the goals in the Comprehensive Plan is to “Encourage quality Community-orientated Retail and Restaurants”, “Encourage quality Community-orientated Entertainment”, to update city codes to conform to the Comprehensive Plan, and to “Review existing development codes to identify incompatibility with the vision and desired uses (higher quality restaurants, services, and entertainment), and to protect residential neighborhoods.”

To that end, on February 8, 2022 and February 21, 2022, the Commission engaged in conversation regarding amendments to the Code of Ordinance at Chapter 14, Article IV, Section 14-107 concerning Permitted and Specific Uses in District H (Industrial District).

On February 21, 2022, the Commission prepared its preliminary report recommending that City Council make amendments to the Jersey Village Code of Ordinances at Chapter 14, Article IV, Section 14-107 concerning Permitted and Specific Uses in District H (Industrial District).

This item is to receive the Planning and Zoning Commission’s preliminary report and call a joint public hearing for April 18, 2022.

ORDINANCE NO. 2022-08

AN ORDINANCE OF THE CITY OF JERSEY VILLAGE, TEXAS, RECEIVING THE PLANNING AND ZONING COMMISSION’S PRELIMINARY REPORT AND CALLING A JOINT PUBLIC HEARING OF THE CITY COUNCIL AND THE PLANNING AND ZONING COMMISSION CONCERNING THE PROPOSAL TO AMEND THE JERSEY VILLAGE CODE OF ORDINANCES AT CHAPTER 14, ARTICLE IV, SECTION 14-107 CONCERNING PERMITTED AND SPECIFIC USES IN DISTRICT H (INDUSTRIAL DISTRICT).

3. **Consider Resolution No. 2022-12, suspending the May 2, 2022, effective date of the proposal by CenterPoint Energy Resources Corp., D/B/A CenterPoint Energy Entex and CenterPoint Energy Texas Gas – Houston Division to implement interim GRIP rate adjustments for gas utility investment in 2021 and requiring delivery of this Resolution to the company and legal counsel.**

REGULAR MEETING OF THE CITY COUNCIL
CITY OF JERSEY VILLAGE, TEXAS – MARCH 21, 2022

BACKGROUND INFORMATION:

On March 3, 2022, CenterPoint Gas made Interim Rate Adjustment or “GRIP” filings with the cities in their Houston and Texas Coast divisions. For cities in the Houston Division, the Company is seeking recovery of \$ 193,152,387 in invested capital. This compares to \$153,689,801 last year, \$157,664,708 in 2020, \$99,461,495 in 2019 and \$112,238,512 in 2018. The current filing will increase rates to residential customers by \$1.36 per month. This will increase the current residential customer charge from \$18.38 to \$19.74 per month. Last year the increase was \$.99 per month. The increase is currently scheduled to go into effect on May 2.

Under the GRIP statute, cities may not challenge the Company’s request. The only action you may take is to suspend the effective date of the rate increase by 45 days.

The proposed Resolution suspends the effective date of the rate increase by 45 days.

RESOLUTION NO. 2022-12

A RESOLUTION BY THE CITY OF CITY OF JERSEY VILLAGE, TEXAS SUSPENDING THE MAY 2, 2022, EFFECTIVE DATE OF THE PROPOSAL BY CENTERPOINT ENERGY RESOURCES CORP., D/B/A CENTERPOINT ENERGY ENTEX AND CENTERPOINT ENERGY TEXAS GAS – HOUSTON DIVISION TO IMPLEMENT INTERIM GRIP RATE ADJUSTMENTS FOR GAS UTILITY INVESTMENT IN 2021 AND REQUIRING DELIVERY OF THIS RESOLUTION TO THE COMPANY AND LEGAL COUNSEL.

- 4. Consider Ordinance No. 2022-09, amending Chapter 66, Article II, Section 66-72 of the Code of Ordinances of the City of Jersey Village, entitled “No Parking/Tow-Away Zone Designated”, modifying the no parking times for streets during the school day; providing a penalty; providing for severability; providing for publication; and providing an effective date.**

BACKGROUND INFORMATION:

Recently, it was brought to the attention of City Staff that there are parking issues in the school areas related to the recent schedule adjustment of Post Elementary. Now that Post lets out at 4:10 p.m., we need to update our ordinance to accommodate that change and keep traffic moving freely during that time.

The proposed ordinance modifies the end time of the no-parking ordinance to 4:30 p.m. from the 4:00 p.m. time that currently exists.

ORDINANCE NO. 2022-09

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF JERSEY VILLAGE, TEXAS, AMENDING CHAPTER 66, ARTICLE II, SECTION 66-72 OF THE CODE OF ORDINANCES OF THE CITY OF JERSEY VILLAGE, ENTITLED “NO

REGULAR MEETING OF THE CITY COUNCIL
CITY OF JERSEY VILLAGE, TEXAS – MARCH 21, 2022

PARKING/TOW-AWAY ZONE DESIGNATED”, MODIFYING THE NO PARKING TIMES FOR STREETS DURING THE SCHOOL DAY; PROVIDING A PENALTY; PROVIDING FOR SEVERABILITY; PROVIDING FOR PUBLICATION; AND, PROVIDING AN EFFECTIVE DATE.

- 5. Consider Ordinance No. 2022-10, amending Chapter 66, Article II, Section 66-71 of the Code of Ordinances of the City of Jersey Village, entitled “no parking zones designated”, modifying parking on Rio Grande Street from Wyndham Parkway to Koester Street; providing a penalty; providing for severability; providing for publication; and providing an effective date.**

BACKGROUND INFORMATION:

The dog park located near the Jersey Village Nature Trail has maintained popularity since its establishment. The dog park was designed to allow access from the parking lot on Jersey Meadow Drive for those who choose to commute to the dog park, as well as access from Rio Grande for residents who choose to walk their dog to the dog park.

Overtime there has been an increase in the number of cars parking alongside the curb on Rio Grande facing north, causing excess traffic, and potential safety hazards. We also believe that this creates an easy opportunity for dog owners to neglect the leash law, by providing a short commute between the car and the park entrance for the dog to run off leash.

We have experienced an increase in residential concern regarding the parking situation, traffic congestion, safety concern, and leash laws and we propose this ordinance to ensure the dog park is accessed the way it was intended with commuters parking in the parking lot at the Nature Trail.

There are a few alternatives council could consider as an alternative resolution:

1. We could look into the size of the easement to add a parallel parking lane to Rio Grande or 90 degree parking between the trail and Rio Grande.
2. We could construct a crushed granite parking lot just north of the Rio Grande dead end.

Council engaged in discussion about this item. Some members felt that the crushed granite might work well in addition to the addition of parallel parking to the easement parking area. Some did not want to enforce the Ordinance until solutions are met. Others have not heard any issues with the current parking arrangement. City Manager Bleess explained that staff has received numerous calls about the parking along the street by those using the Dog Park.

There was also discussion about pets not being on a leash when entering the Dog Park from the parking area as this seems to be the bigger problem. Traffic is a minor inconvenience. As far as safety, it is a narrow corridor with people getting out of vehicles

REGULAR MEETING OF THE CITY COUNCIL
CITY OF JERSEY VILLAGE, TEXAS – MARCH 21, 2022

trying to manage their dogs. It could be a possible safety issue but may not be one that needs to be governed by the City.

Some members wanted to learn more about the cost of these two alternatives. Others are not in favor of passing the Ordinance and then not enforcing it until the solutions have been completed. It was pointed out that there has only been one incident per year that pertained to vehicle related calls on Rio Grande according to information obtained from the Police Department. Accordingly, based upon this information, some felt that no action is needed, especially without having the additional cost information.

Some felt we just need to monitor the situation to see if it becomes more of a problem. It was suggested that signage that conveys that there is parking in the lot by the Golf Course might be a better option.

No action was taken on this item.

- 6. Consider Resolution No. 2022-13, authorizing the City Manager to work with Tradition Energy to seek energy proposals and execute contract documents to provide electricity for city facilities.**

BACKGROUND INFORMATION:

The City's current contract with Cavallo Energy through the Texas General Land Office (GLO) for energy provided to City facilities will end on June 30. At this time, city staff would like to take a proactive approach, and seek a competitive rate for energy costs before the contract expires.

It is recommended that the city utilize Tradition Energy to monitor the day-to-day activity in the electricity market for competitive rates, as the GLO can no longer provide this service for us. Tradition Energy is utilized by many cities, counties, and school districts throughout Texas. Any fees paid to them would be included in our monthly electricity charges. Tradition Energy is also on the U.S. Communities Cooperative Purchasing Program.

In February Council authorized the City Manager to sign a contract that would allow the City to lock-in a price for energy at a rate of less than 5 cents per kilowatt hour, for a period not to exceed ten years. Since that time energy rates have been about 5 cents. With the current situation in Ukraine, it does not seem that energy prices will go below that 5 cents. Our consultant is recommending a new authorization for up to 5.5 cents per kilowatt hour.

The latest proposal for rates we received was at 7.1 cents for a 12-month contract, 5.69 cents for a 5 year contract, and 5.36 cents for a 10 year contract. We will work to get the best contract price possible.

RESOLUTION NO. 2022-13

REGULAR MEETING OF THE CITY COUNCIL
CITY OF JERSEY VILLAGE, TEXAS – MARCH 21, 2022

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JERSEY VILLAGE, TEXAS, AUTHORIZING THE CITY MANAGER TO SEEK ELECTRICITY PROPOSALS AND EXECUTE CONTRACT DOCUMENTS TO PROVIDE ELECTRICITY FOR CITY FACILITIES.

- 7. Consider Resolution No. 2022-14, authorizing the City Manager to enter into an agreement with FGM Architects for the design of a new Jersey Meadow Golf Course Club House.**

BACKGROUND INFORMATION:

At the last Council meeting the City Council authorized the City Manager to begin negotiating a contract with FGM Architects for a new club house. The proposed contract is attached with this item.

On March 3, 2022 staff held an introductory zoom meeting with FGM Architects to meet the project team and discuss the project outline and timeline. During the meeting the project's definition of success was discussed and outlined.

On March 7, 2022 staff hosted the FGMA project at the Clubhouse for our kick off meeting to outline the projects history and timeline, to discuss the goals of the project, to allow the project team to tour the existing facilities and to understand how our staff uses the facility to achieve its goals. Design format and facility usage was briefly discussed and a brainstorming session with all involved was held as we began to set the foundation for the project design.

The contract is based upon a \$5 million construction budget, that includes Furniture, fixtures, and equipment and contingency. Realistically that means the construction of the building would be about \$4 million and the rest would be FFE and contingency.

This contract would also utilize a Construction Manager at Risk (CMAR) format. In this format the CMAR assumes the risk for construction or rehabilitation of a facility at the contracted price in the same manner as a general contractor, but also provides consultation to the city regarding construction during and after the design of the facility.

Council engaged in discussion on the item. It was mentioned that the Council met back on January 7 in a workshop to discuss steps for moving forward with the golf course clubhouse renovations. At that time, it was decided that the City would solicit Requests for Qualifications.

There were questions about the contract. Parks Director Basford explained that the contract includes renovations and construction of a new structure. City Manager Bleess explained the particulars of the contract and the costs involved. There was discussion about the architecture fee being 10% of the project cost. Some wondered if this is standard. City Manager Bleess stated that this fee can run from 10 to 15%.

REGULAR MEETING OF THE CITY COUNCIL
CITY OF JERSEY VILLAGE, TEXAS – MARCH 21, 2022

The Mayor commended City Council for taking a step back from the original plans for the new golf course clubhouse, for recognizing that the project was going to be too expensive and for making plans for a less costly renovation that still satisfies the needs of the community. He also mentioned that, according to his communications, there is much support by the community for this project.

With no further discussion on the matter, Council Member Singleton moved to approve Resolution No. 2022-14, authorizing the City Manager to enter into an agreement with FGM Architects for the design of a new Jersey Meadow Golf Course Club House. Council Member Wubbenhorst seconded the motion. The vote follows:

Ayes: Council Members Wasson, Sheppard, Mitcham, Singleton, and Wubbenhorst

Nays: None

The motion carried.

RESOLUTION NO. 2022-14

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JERSEY VILLAGE, TEXAS, AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH FGM ARCHITECTS FOR THE DESIGN OF A NEW JERSEY MEADOW GOLF COURSE CLUBHOUSE.

Items 5 and 7 were removed from the consent agenda. The discussion and vote for the removed items can be found under the appropriate Consent Agenda item. The vote for the remaining items NOT removed from the Consent Agenda is as follows:

Council Member Mitcham moved to approve items 1 through 4, and 6 on the Consent Agenda. Council Member Wasson seconded the motion. The vote follows:

Ayes: Council Members Wasson, Sheppard, Mitcham, Singleton, and Wubbenhorst

Nays: None

The motion carried.

G. REGULAR AGENDA

1. Consider Resolution No. 2022-15, reviewing and accepting the 2021 Annual Comprehensive Financial Report (CAFR) and the 2021 Single Audit Reports.

Isabel Kato, Finance Director, introduced the item. She told Council that the City of Jersey Village is required to publish each year a complete set of financial statements presented in conformity with Generally Accepted Accounting Principles (GAAP) and audited in accordance with generally accepted auditing standards by a firm of licensed certified public accountants.

REGULAR MEETING OF THE CITY COUNCIL
CITY OF JERSEY VILLAGE, TEXAS – MARCH 21, 2022

She introduced the Consultant Ben Cohen from Belt Harris & Associates LLLP who gave an overview of the audit findings and the financial position of the City. He called the Council's attention to the following pages of the report and explained each page:

Page 17 through 19

Pages 26 and 27

Page 42

Page 49

Page 80 and 81

He also gave information on the Single Audit Reports that pertain to grant funding.

The Council discussed the report to include the provisions for a 6-month minimum fund balance. There were questions about the annual and single audit reports to which Mr. Cohen answered accordingly.

With no further discussion on the matter, Council Member Wubbenhorst moved to approve Resolution No. 2022-15, reviewing and accepting the 2021 Annual Comprehensive Financial Report (CAFR) and the 2021 Single Audit Reports. Council Member Singleton seconded the motion. The vote follows

Ayes: Council Members Wasson, Sheppard, Mitcham, Singleton, and Wubbenhorst

Nays: None

The motion carried.

RESOLUTION NO. 2022-15

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JERSEY VILLAGE, TEXAS, REVIEWING AND ACCEPTING THE 2021 ANNUAL COMPREHENSIVE FINANCIAL REPORT (CAFR) AND THE 2021 SINGLE AUDIT REPORTS.

- 2. Consider Ordinance No. 2022-11, amending the Comprehensive Zoning Ordinance of the city, by granting Jersey Village Lifestyle, Ltd., a Specific Use Permit (the "Specific Use Permit") to allow the operation of an Assisted Living and Memory Care Center on a tract of land located within the city limits at 9300 Savile Lane, Jersey Village, Texas, 77040, and in "Zoning District G"; providing requirements and conditions for the Specific Use Permit; containing findings and other provisions relating to this Ordinance; providing a penalty in an amount not to exceed two thousand dollars (\$2,000) for violations hereof; providing for severability; and providing an effective date.**

Lorri Coody, City Secretary, introduced the item. Background information is as follows:

The Planning and Zoning Commission met on January 10, 2022 to discuss and take appropriate action regarding the request of Vernon R. Young (Managing General Partner of 9300 Savile, LLC) filed on behalf of Jersey Village Lifestyle Ltd. (Applicant) for a

REGULAR MEETING OF THE CITY COUNCIL
CITY OF JERSEY VILLAGE, TEXAS – MARCH 21, 2022

specific use permit (SUP) to allow the operation of an Assisted Living and Memory Care Center on a tract of land located at 9300 Savile, Jersey Village, TX 77040 within the city limits in zoning District G. The Commission submitted its preliminary report to Council on January 17, 2022, and a Joint Public Hearing was conducted on February 21, 2022.

After the Joint Public Hearing, the Commission presented its final report with the recommendation that City Council grant the SUP to allow the operation of an Assisted Living and Memory Care Center within the city limits in zoning District G.

In receiving the Commission's recommendation, the City Council discussed the following topics concerning an approval of a SUP for this facility:

1. The projected number of emergency calls for this type of facility.
2. The constrains placed upon our emergency services and the cost to taxpayers.
3. The difference between transport services and emergency care services.
4. The constraints that come with a Type B State License.
5. The option to add a condition that the facility must contract for ambulance services.
6. The proposed management company for this facility.
7. Impact fees.
8. The size of the facility compared to the neighboring Manor Senior Living Apartments.
9. The use of the land and any liability to the City should the SUP be denied.
10. The number of similar facilities located near Jersey Village.

In completing their discussion, the Council directed Staff to bring back the following information:

1. The particulars of a Type B State License.
2. The projected number of emergency calls for this type of facility based upon the numbers experienced by like facilities in the State and in the surrounding area.
3. Additional conditions that may be added to the Specific Use Permit.

City Manager Bless called attention to the memo by Chief Bitz. He mentioned that there is concern about the management company that was supposed to manage the facility. Apparently, they are no longer in business as all efforts to reach out to them about their experience in managing these types of facilities were unsuccessful.

Council discussed the concerns about the management company as explained by Chief Bitz. The Council also spoke about the number of beds in the facility (84 beds proposed). There was also discussion about the condition of having an ambulance service in the permit.

The number of emergency calls outlined in the memo was discussed. Over 3 years, the information gathered showed that the calls number almost 1 call per month per bed. There was also discussion about the number of calls for the facilities in the surrounding area.

REGULAR MEETING OF THE CITY COUNCIL
CITY OF JERSEY VILLAGE, TEXAS – MARCH 21, 2022

Most felt that the number of emergency calls were very high and would put a strain on our emergency services. These high numbers are concerning given there is already concern about proper management of the facility and now the company named is no longer in business. It is quite concerning given our emergency services are not provided by full-time staff as we utilize volunteers.

With no further discussion on the matter, Council Member Singleton moved to **deny** Ordinance No. 2022-11, amending the Comprehensive Zoning Ordinance of the city, by granting Jersey Village Lifestyle, Ltd., a Specific Use Permit (the “Specific Use Permit”) to allow the operation of an Assisted Living and Memory Care Center on a tract of land located within the city limits at 9300 Savile Lane, Jersey Village, Texas, 77040, and in “Zoning District G”; providing requirements and conditions for the Specific Use Permit; containing findings and other provisions relating to this Ordinance; providing a penalty in an amount not to exceed two thousand dollars (\$2,000) for violations hereof; providing for severability; and providing an effective date. Council Member Wasson seconded the motion. The vote follows:

Ayes: Council Members Wasson, Sheppard, Mitcham, Singleton, and Wubbenhorst

Nays: None

The motion carried, the Ordinance failed and the Specific Use Permit which would have allowed the operation of an Assisted Living and Memory Care Center on a tract of land located within the city limits at 9300 Savile Lane, Jersey Village, Texas, 77040 in “Zoning District G” was **denied**.

ORDINANCE NO. 2022-11 – FAILED – SUP DENIED

AN ORDINANCE OF THE CITY OF JERSEY VILLAGE, TEXAS (THE “CITY”), AMENDING THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY, BY GRANTING JERSEY VILLAGE LIFESTYLE, LTD., A SPECIFIC USE PERMIT (THE “SPECIFIC USE PERMIT”) TO ALLOW THE OPERATION OF AN ASSISTED LIVING AND MEMORY CARE CENTER ON A TRACT OF LAND LOCATED WITHIN THE CITY LIMITS AT 9300 SAVILE LANE, JERSEY VILLAGE, TEXAS, 77040, AND IN “ZONING DISTRICT G”; PROVIDING REQUIREMENTS AND CONDITIONS FOR THE SPECIFIC USE PERMIT; CONTAINING FINDINGS AND OTHER PROVISIONS RELATING TO THIS ORDINANCE; PROVIDING A PENALTY IN AN AMOUNT NOT TO EXCEED TWO THOUSAND DOLLARS (\$2,000) FOR VIOLATIONS HEREOF; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

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:

REGULAR MEETING OF THE CITY COUNCIL
CITY OF JERSEY VILLAGE, TEXAS – MARCH 21, 2022

- Expressions of thanks, congratulations, or condolence;
- Information regarding holiday schedules;
- An honorary or salutary 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 salutary 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 Mitcham: Council Member Mitcham announced that today is World Downs Syndrome Day. She congratulated Devarjaye “DJ” Daniel for being sworn in as honorary Assistant Chief of the Jersey Village Police Department and she gave her condolences to Merrilee Beazley’s family, stating that Merrilee Beazley had a lot of passion for Jersey Village.

Council Member Sheppard: Council Member Sheppard also offered her condolences to Merrilee Beazley’s family. She told everyone that she hopes to see them at Founder’s Day.

Council Member Wasson: Council Member Wasson offered his condolences to Merrilee Beazley’s family. She was involved in the community. He gave kudos to Devarjaye “DJ” Daniel for being sworn in as honorary Assistant Chief. He also mentioned that tax evaluations are underway, so protest the valuations if you feel they are not correct. He closed by reminding all to register to vote if they are not already registered and he encouraged all to attend the Founder’s Day celebration.

Council Member Singleton: Council Member Singleton is excited about Founder’s Day. The fireworks will be put on by a State licensed company. Residents will not be shooting the fireworks. He thanked the Freeman Family for their donation to the City. He also thanked the Freeman’s for their service to the Village for many years. He mentioned Merrilee Beazley, stating that she was active in community politics and she had much passion for the City and the community.

Council Member Wubbenhorst: Council Member Wubbenhorst made no comments.

Mayor Warren: Mayor Warren also stated that Ms. Beazley had a passion for the community. The fact that she was willing to engage the system means that our system works. He sent his thoughts and prayers to her family. He encouraged all to attend Founder’s Day, stating that it will be quite the event. He also encouraged all to check their property valuations and protest them to insure the valuation is fair.

I. RECESS THE REGULAR SESSION

REGULAR MEETING OF THE CITY COUNCIL
CITY OF JERSEY VILLAGE, TEXAS – MARCH 21, 2022

Mayor Warren recessed the Regular Session at 8:53 p.m. to Convene into Executive Session pursuant to the Texas Open Meetings Act, Government Code Section 551.074 – Personnel Matters.

J. EXECUTIVE SESSION

1. Pursuant to the Texas Open Meetings Act Section 551.074 - Personnel Matters, conduct an Executive Session in order to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of the City Manager and the City Secretary.

K. ADJOURN EXECUTIVE SESSION

Mayor Warren adjourned the Executive Session at 9:17 p.m. and reconvened the Regular Session, stating that no final actions, decisions, or votes were had during the Executive Session.

L. ADJOURN

There being no further business on the agenda the meeting was adjourned at 9:17 p.m.



Lorri Coody, TRCM, City Secretary