

MINTUES OF THE REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF JERSEY VILLAGE, TEXAS, HELD ON JULY 21, 2008 AT 7:00 P.M. IN THE CIVIC CENTER, 16327 LAKEVIEW, JERSEY VILLAGE, TEXAS.

The meeting was called to order at 7:04 p.m. with the following present:

Mayor, Russell Hamley	City Manager, Mike Castro
Mayor Pro-Tem, Ernie English	City Attorney, Kenneth Wall
Council Member, Frances Wubbenhorst	City Secretary, Lorri Coody
Council Member, Joyce Berube	
Council Member, Greg Holden	
Council Member, Jill Klein	

Staff in attendance: Mark Bitz, Fire Chief; Charles Wedemeyer, Chief of Police; Danny Segundo, Director of Public Works; Isabel Kato, Director of Finance; and Michael Brown, Director of Parks.

A. JOINT PUBLIC MEETING

1. **Conduct a Joint Public Hearing with the City of Jersey Village Planning and Zoning Commission on a proposed amendment to Section 14-88(a)(7)a. of the City's comprehensive zoning ordinance regulating the parking and storage of trucks, trailers, and equipment in residential zoning districts.**

Mayor Hamley opened the joint public meeting at 7:03 p.m. with the following City of Jersey Village Planning and Zoning Commission members present:

1. Chairman David Paul
2. Commissioner John Hanley
3. Commissioner Richard Faircloth
4. Commissioner Debra Mergel
5. Commissioner Tom Eustace

Mayor Hamley explained that the purpose of the meeting was to provide an opportunity for the public to give testimony and present written evidence on a proposed amendment to Section 14-88(a)(7)a of the City's comprehensive zoning ordinance regulating the parking and storage of trucks, trailers, and equipment in residential zoning districts.

With no citizens signing up to speak at the public hearing, Mayor Hamley closed the public meeting at 7:04 p.m. and the Planning and Zoning Commission retired from the City Council meeting to conduct its posted meeting agenda.

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B. PRESENTATIONS

1. **Presentation of Police Department employee of the quarter certificate by Howard Mead, Commander of American Legion Post # 324.**

Mayor Hamley introduced Howard Mead, Commander of the American Legion Post #324 who made the presentation to the Police Department employee of the 2<sup>nd</sup> Quarter. The award was presented to Officer Brock Martin.

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 presentation is on the agenda, the City staff and City Council Members are prevented from discussing the subject and may respond only with statements of factual information or existing policy. Citizens are limited to five (5) minutes for their presentation to the City Council. Council received comments from the following citizens:

1. Mark Maloy, 7803 Hamilton Circle, Jersey Village, Texas – Mr. Maloy thanked City Manager, Mike Castro for contacting TXDOT about planting trees along the highways of Jersey Village.
2. Jeff Kopecky, 16125 De Lozier, Jersey Village, Texas – Mr. Kopecky commented about the construction of a new social security administration building on a lot located at the entrance of the city. He expressed his disappointment concerning this construction in that citizens were not notified and did not have input about its construction. He feels that a welfare office at the entrance of the city is something about which the citizens should have been informed.

D. CITY MANAGER'S REPORT

**City Manager Castro's report included the following items which Council received in their packet. Mr. Castro also reported that staff is tracking the storm "Dolly." There were questions concerning the signage at Jersey Meadows Golf Course. These were addressed.**

1. Monthly Fund Balance Report, Enterprise Funds Report, Quarterly Investment Report for June 2008, and Governmental Funds Report.
2. Departmental Request Report and Open Records Request
3. Fire & Emergency Services Departmental Report
4. Police Activity Report, Crime Prevention Unit, Warrant Report, and Investigations/Calls for Service Report.
5. Municipal Court Collection Report, Municipal Court Activity Report, Municipal Court Courtroom Activity Report, Detailed Report, and Revenue Comparison Report.

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6. Public Works Departmental Report, Construction Update Summary, and Construction Update Detail
7. Combined Monthly and Annual Mileage Report
8. Golf Course Monthly Report; Golf Course Financial Statement Report, and the Parks and Recreation Departmental Report.
9. Report from Code Enforcement.
10. Capital Improvements Projects Report
11. Medical Plan Status Report from Consultant Dick Hillyer and 12-Month Claim Report from Aetna excluding June 2007

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. Minutes of the June 16, 2008 Regular City Council Meeting.
2. Consider Resolution No. 2008-23 authorizing the City Staff to make application to the Texas Comptroller of Public Accounts for participation in the State Comptroller's Cooperative Purchasing Program.

RESOLUTION NO. 2008-23

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JERSEY VILLAGE, TEXAS, APPROVING MEMBERSHIP IN THE TEXAS COMPTROLLER OF PUBLIC ACCOUNTS, STATE CO-OP PROGRAM

3. Consider Resolution No. 2008-24 confirming the emergency purchase and installation of the wireless radio link between the City of Jersey Village Communications Center and the Cy-Fair VFD Communications Center authorized by City Manager, Mike Castro.

RESOLUTION NO. 2008-24

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JERSEY VILLAGE, TEXAS, APPROVING THE EMERGENCY PURCHASE AND INSTALLATION OF THE WIRELESS RADIO LINK BETWEEN THE CITY OF JERSEY VILLAGE COMMUNICATIONS CENTER AND THE CY-FAIR VFD COMMUNICATIONS CENTER

4. Consider Ordinance No. 2008-17 allowing a budgetary amendment to the 2007-08 Jersey Village Emergency Services Volunteer Donations budget in order to purchase a combination coke/snack vending machine to be used in connection with a service project.

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ORDINANCE NO. 2008-17

AN ORDINANCE OF THE CITY OF JERSEY VILLAGE, TEXAS, AMENDING THE EMERGENCY SERVICES VOLUNTEER DONATIONS BUDGET OF SUCH CITY FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2007, AND ENDING SEPTEMBER 30, 2008; AND PROVIDING FOR SEVERABILITY

5. Consider Ordinance No. 2008-18 allowing a budgetary amendment to the 2007-08 Jersey Village Technology Replacement Fund budget in order to correctly reflect IT purchases made for city departments.

ORDINANCE NO. 2008-18

AN ORDINANCE OF THE CITY OF JERSEY VILLAGE, TEXAS, AMENDING THE TECHNOLOGY REPLACEMENT FUND BUDGET OF SUCH CITY FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2007, AND ENDING SEPTEMBER 30, 2008; AND PROVIDING FOR SEVERABILITY

6. Consider Resolution No. 2008-25 authorizing the purchase of a live scan remote automated fingerprint identification system and any necessary user agreements.

RESOLUTION NO. 2008-25

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JERSEY VILLAGE, AUTHORIZING THE PURCHASE OF A LIVE SCAN REMOTE AUTOMATED FINGERPRINT IDENTIFICATION SYSTEM AND ANY NECESSARY USER AGREEMENTS

7. Consider Resolution No. 2008-26 authorizing an agreement with Richard Hillyer for consultant services for the review of the employees' group medical insurance plans.

RESOLUTION NO. 2008-26

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JERSEY VILLAGE, TEXAS, AUTHORIZING AN AGREEMENT WITH RICHARD HILLYER FOR CONSULTANT SERVICES FOR THE REVIEW OF THE EMPLOYEES' GROUP MEDICAL INSURANCE PLANS

Council Member Holden moved to approve the Consent Agenda items 1 through 7. Council Member Wubbenhorst seconded the motion. The vote follows:

Ayes: Council Members Holden, English, Wubbenhorst, Berube and Klein

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Nays: None

The motion carried.

F. REGULAR AGENDA

1. Consider Ordinance No. 2008-19 allowing a budgetary transfer amending the 2007-08 police overtime budget.

Council Member Wubbenhorst moved to approve the Ordinance No. 2008-19 as submitted. Council Member Berube seconded the motion. The vote follows:

Ayes: Council Members Holden, English, Wubbenhorst, Berube and Klein

Nays: None

The motion carried.

ORDINANCE NO. 2008-19

AN ORDINANCE OF THE CITY OF JERSEY VILLAGE, TEXAS, AMENDING THE POLICE OVERTIME BUDGET OF SUCH CITY FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2007, AND ENDING SEPTEMBER 30, 2008; AND PROVIDING FOR SEVERABILITY

2. Consider Ordinance No. 2008-20 allowing a budgetary transfer amending the 2007-08 General Fund Budget in order to provide for the costs associated with the Harris County Appraisal services for the City of Jersey Village.

Council Member Wubbenhorst moved to approve the Ordinance No. 2008-20 as submitted. Council Member Berube seconded the motion. The vote follows:

Ayes: Council Members Holden, English, Wubbenhorst, Berube and Klein

Nays: None

The motion carried.

ORDINANCE NO. 2008-20

AN ORDINANCE OF THE CITY OF JERSEY VILLAGE, TEXAS, AMENDING THE GENERAL FUND BUDGET OF SUCH CITY FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2007, AND ENDING SEPTEMBER 30, 2008; AND PROVIDING FOR SEVERABILITY

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3. Consider Ordinance No. 2008-21 amending Chapter 66 of the Code of Ordinances by repealing section 66-7 thereto; prohibiting left turns from Solomon Street on weekdays between 4:30 p.m. and 6:30 p.m.

City Manager Castro explained that during the last Council meeting during the citizen’s comment section of the agenda, the traffic issues in this area of the City were discussed concerning the “no left turn” ordinance and the construction taking place in this area. A request was made if left turns could be permitted during the construction. In order to accomplish lifting the “no left turns” temporarily, Mr. Castro explained that the City Attorney has recommended that the current ordinance be repealed and then reinstated once the construction is complete. Therefore, this item was placed on the Council’s agenda for review.

Council engaged in discussion about the recommended procedure for lifting the “no left turn” during the construction activities. The consensus of Council was that the construction activities in this area are moving along fairly quickly and considering that school is not in session traffic conditions are tolerable.

There was discussion about the new driveway that was just put in and the use of this driveway to by-pass the “no left turn ordinance.” There was also discussion about the school putting in a gate to prevent this activity.

Proposed Ordinance 2008-21 died for lack of a motion.

ORDINANCE NO. 2008-21 - WAS NOT APPROVED

4. Discuss with possible action the Red Light Safety Program.

Chief of Police, Charles Wedemeyer explained that the Red Light Safety Program is on schedule as follows.

Warning Period (30 Calendar days)	6/28/2008	7/27/2008
Commencement Of Citations		7/28/2008
Court and Finance Training	8/18/2008	

There was discussion about the citations and the review of same by the police department. During a 3-week period there were 2800 citations issued at the intersections with cameras.

5. Consider Resolution No. 2008-27 appointing members to the 2008 Charter Review Commission.

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City Secretary, Lorri Coody explained that the City's Charter requires that a Charter Review Commission be appointed every 4 years by the City Council. The Commission is charged with the responsibility of reviewing the Charter and is composed of 7 Commissioners and 3 alternates that serve a 6 month term. The term may be extended by Council should it be necessary.

Eight citizens desire appointment to the Commission and one council member. The applications were presented to Council for review.

Council Member Berube moved to appoint the following individuals to the 2008 Charter Review Commission:

1. Barbara Freeman
2. Charles Daniels
3. David Paul
4. Fannie Messec
5. John Hanley
6. Rene Lozano
7. Richard Faircloth
8. Patti Melancon - Alternate
9. Joyce Berube – Alternate
10. Jill Klein - Alternate

Council Member Holden seconded the motion. The vote follows:

Ayes: Council Members Holden, English, Wubbenhorst, Berube and Klein

Nays: None

The motion carried.

Council Member Berube moved to approve the Resolution No. 2008-27 approving the list of candidates as voted on by Council in the previous preceding motion. Council Member Holden seconded the motion. The vote follows:

Ayes: Council Members Holden, English, Wubbenhorst, Berube and Klein

Nays: None

The motion carried.

RESOLUTION NO. 2008-27

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JERSEY

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VILLAGE, TEXAS, APPOINTING MEMBERS TO THE 2008 CHARTER  
REVIEW COMMISSION

6. Receive the Final Report from the City of Jersey Village Planning and Zoning Commission containing recommendations on proposed amendments to Section 14-88(a)(7)a. of the City's comprehensive zoning ordinance regulating the parking and storage of trucks, trailers, and equipment in residential zoning districts.

Mayor Hamley asked David Paul, Chairman of the Planning and Zoning Commission to present the Final Report to Council. Mr. Paul delivered his report in writing to the Council and briefly explained the changes to the comprehensive zoning ordinance that the Commission recommended.

He told Council that recreational vehicles were exempt from any changes made to the ordinance and that the changes made would only apply to districts A, B, C-1 and C-2.

Mayor Hamley read the major part of the report which reflected the changes that the Planning and Zoning Commission was recommending as follows:

That Section 14-88(a)(7)a. of the Code of Ordinances of the City of Jersey Village, Texas be amended as follows: Trucks and vans, larger than one ton in capacity, and self-propelled, self-powered, or pull-type equipment that weighs at least 3,000 pounds and that are intended to be used for commercial, agricultural, construction, or industrial uses; trailers; and towed vehicles shall not be parked or stored in a front, side, or rear yard in zoning districts A, C, or C-2 except during the act of loading or unloading and except in connection with the provision of services to the property at which it is parked.”

Upon receiving the report, Mayor Hamley called the next item on the agenda:

7. Consider Ordinance No. 2008-22 amending the City's Comprehensive Zoning Ordinance to prohibit the parking or storage of trucks, trailers, and equipment in zoning districts A, B, C-1, or C-2.

With limited discussion on this item and in accordance with the recommendation of the Planning and Zoning Commission Council Member Holden moved to approve the Ordinance No. 2008-22. Council Member English seconded the motion. The vote follows:

Ayes: Council Members Holden, English, Wubbenhorst, Berube and Klein

Nays: None

The motion carried.

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ORDINANCE NO. 2008-22

AN ORDINANCE OF THE CITY OF JERSEY VILLAGE, TEXAS, AMENDING THE CITY'S COMPREHENSIVE ZONING ORDINANCE TO PROHIBIT THE PARKING OR STORAGE OF TRUCKS, TRAILERS, AND EQUIPMENT IN ZONING DISTRICTS A, C, OR C-2; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR REPEAL

G. COUNCIL MEMBERS' COMMENTS

Council Member Ernie English expressed gratitude to Officer Martin for his service to the community and commented on noise abatement.

Council Member Klein reminded the public about the Ice Cream Social on September 9 at the City Pool and also thanked Officer Martin.

Council Member Wubbenhorst congratulated the Officer on his award and thanked those who volunteered to serve on the Charter Review Commission.

Council Member Holden also thanked Officer Martin and commented on the importance of the program.

Council Member Berube commented on Patriot Park and the Veteran's Memorial. She thanked the American Legion for their efforts and all that they do.

H. MAYOR'S COMMENTS

Mayor Hamley commented on the commuter rail system that Harris County Judge Emmet is planning for that will operate from 290 to Galveston. Mayor Hamley feels that it is important for Jersey Village to have a voice in this plan and has talked with Judge Emmet about how we can be heard. Mayor Hamley stated that Judge Emmet wants the rail system to be up and running in 2 and ½ years. Therefore, if Jersey Village wants a voice, now is the time for input. Mayor Hamley would like to have a work session meeting on Commuter Rail as early as next month.

I. ADJOURN

There being no further business on the agenda the meeting was adjourned at 8:10 p.m.

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Lorri Coody, City Secretary