

**MINUTES OF A REGULAR SESSION OF THE CITY COUNCIL OF THE CITY OF JERSEY VILLAGE, TEXAS, HELD ON FEBRUARY 20, 2006, AT 7:00 P.M., IN THE CIVIC CENTER AUDITORIUM, 16327 LAKEVIEW, JERSEY VILLAGE, TEXAS.**

The meeting was called to order with the following present:

Mayor	Ed Heathcott
Mayor Pro-Tem	Frances Wubbenhorst
Councilmember	Joyce Berube
Councilmember	Greg Holden
Councilmember	Russell Hamley
Councilmember	A.J. Widacki
City Manager	Mike Castro
City Attorney	Kenneth Wall
City Secretary	LaKeisha Cannon-Scott

Additional Staff in attendance: Director of Finance Isabel Kato, Building Official John Brown, Interim Director of Parks and Recreation Michael Brown, Police Chief Charles Wedemeyer, and Fire Chief Kathy Hutchens.

The invocation was given by Mayor Heathcott and the Pledge of Allegiance was led by Mayor Heathcott.

**CITIZENS' COMMENTS**

None

**CITY MANAGER'S REPORT**

City Manager Mike Castro reported the following:

1. January 2006 Financial Statements for Governmental Funds, January 2006 Financial Statements for Enterprise Funds, Investment Report, and Detail Collection Summary Report.
2. Departmental Request Report and Open Records Request Report for January 2006.
3. Code Enforcement Departmental Report for January 2006.
4. Fire & Emergency Services Departmental Report for January 2006.
5. Warrant Officer, Police, Crime Prevention Unit & Police Training & Activity Departmental Reports for January 2006.
6. Municipal Court Departmental Report, Warrant History Comparison Report, General Revenue Report, and Charges Filed Report for January 2006.
7. Public Works Departmental Report for January 2006 and Capital Improvement Plan Update for 2004-2005.
8. Combined Monthly and Annual Mileage Report.

9. Parks & Recreation Departmental Report for January 2006.
10. Golf Course Advisory Committee Attendance Report.

**DOCKETED JOINT PUBLIC HEARING:**

**TO HOLD SEVEN (7) JOINT PUBLIC HEARINGS OF THE CITY COUNCIL AND THE PLANNING & ZONING COMMISSION UNDER SECTION 14-10 OF THE CODE OF ORDINANCES – FOR THE PURPOSE OF RECEIVING WRITTEN OR ORAL COMMENTS FROM ANY INTERESTED PERSON(S) CONCERNING PROPOSAL TO AMEND THE CITY’S COMPREHENSIVE ZONING ORDINANCE AS STATED IN THE FOLLOWING JOINT PUBLIC HEARINGS 1-7. *Mr. John Brown, Building Official.***

Council recessed into a Joint Public Hearing with the Planning & Zoning Commission at 7:10 p.m.

Planning & Zoning Commission member attendance: David Paul, George Ohler, Darcy Mingoia, Keith Ormston, John Hanley, and Ernie English. Planning & Zoning Commission member Pamela Lightbody was absent.

- 1. Amending Section 14-88(a)(7) of the Code of Ordinances to prohibit storage and parking of large trucks and vans in zoning districts A, B, C, C-2 and M.**

Jersey Village residents, addressed Council and the Planning & Zoning Commission and stated their concerns regarding 18 wheelers and commercial vehicles.

A brief discussion ensued among Council, Staff, and citizens regarding the proposed amendment.

Joint Public Hearing was adjourned at 7:15 p.m.

- 2. Amending Article X of Chapter 14 of the Code of Ordinances to allow additional signage for new home builders.**

No discussion.

Joint Public Hearing was adjourned at 7:15 p.m.

- 3. Reclassifying all residential property in zoning district F to zoning districts C and C-2.**

Jersey Village residents, addressed Council and the Planning & Zoning Commission and stated their concerns regarding the zone change.

A lengthy discussion ensued among Council, Staff, and citizens regarding the proposed zone change.

Joint Public Hearing was adjourned at 7:42 p.m.

**4. Amending Section 14-88(a)(19)h of the Code of Ordinances to allow the use of barbed wire and razor wire in commercial and industrial zoning districts.**

No discussion.

Joint Public Hearing was adjourned at 7:42 p.m.

**5. Amending Chapter 14 of the Code of Ordinances to define the term "street line."**

Building Official John Brown gave a brief overview regarding the term "street line."

Joint Public Hearing was adjourned at 7:45 p.m.

**6. Amending Section 14-106 of the Code of Ordinances to add three story buildings to the required setbacks.**

A brief discussion ensued among Building Official John Brown and citizens regarding clarification on structures.

Joint Public Hearing was adjourned at 7:50 p.m.

**7. Amending Section 14-105 of the Code of Ordinances to establish building set back requirements.**

Building Official John Brown gave a brief overview regarding building set back requirements.

Joint Public Hearing was adjourned at 7:52 p.m.

Council reconvened into Regular Session at 7:52 p.m.

**CONSENT AGENDA:**

**A. CONSIDERATION AND POSSIBLE ACTION – APPROVAL OF MINUTES:**

1. Minutes of the January 16, 2006, Regular Session held at 7:00 p.m.
2. Minutes of the February 6, 2006, Special Session held at 7:00 p.m.

Councilmember Berube made the motion, seconded by Councilmember Hamley, to adopt Consent Agenda Item A as presented on the Consent Agenda.

Voting "Aye" Councilmembers Wubbenhorst, Berube, Holden, Hamley, and Widacki.

Voting "No" None.

Motion Passed 5 to 0.

## **MATTERS REMOVED FROM CONSENT AGENDA**

None

## **NEW BUSINESS**

Mayor moved to New Business Item 4.

- 4. CONSIDERATION AND POSSIBLE ACTION – RESOLUTION NO. 2006-7 ADOPTING A STORM WATER INLET MARKING PROGRAM FOR THE CITY OF JERSEY VILLAGE.** *Mr. Michael Brown, Interim Director of Parks & Recreation.*

Councilmember Widacki made the motion, seconded by Councilmember Holden, to approve Resolution No. 2006-7.

Jeremy Corona of Eagle Scout Troop 1177 gave a brief presentation regarding the Storm Water Inlet Marking Program.

A brief discussion ensued among Council and Jeremy Corona regarding the project.

Voting "Aye" Councilmembers Wubbenhorst, Berube, Holden, Hamley, and Widacki.

Voting "No" None.

Motion Passed 5 to 0.

Mayor moved back to New Business Item No. 1

- 1. CONSIDERATION AND POSSIBLE ACTION – PRESENTATION FROM JILL KLEIN, RECREATION AND EVENTS COMMITTEE CHAIRPERSON – PROGRESS OF THE 50<sup>TH</sup> ANNIVERSARY FOUNDER'S DAY CELEBRATION.** *Ms. Jill Klein, Chairperson of Recreation and Events Committee.*

Jill Klein, Recreation and Events Committee Chairperson, gave a brief overview of the progress of the 50<sup>th</sup> Anniversary Founder's Day Celebration.

Discussion ensued among Council, Staff, and Jill Klein regarding the need of additional funding for the event.

**2. CONSIDERATION AND POSSIBLE ACTION – RESOLUTION NO. 2006-11 ENTERING INTO AN ENGINEERING CONTRACT.**

*Mr. Mike Castro, City Manager.*

Councilmember Widacki made the motion, seconded by Councilmember Berube, to approve Resolution No. 2006-11.

Frank Brooks of Brooks & Sparks addressed Council and gave a brief overview of the contract.

A brief discussion ensued among Council and Mr. Brooks regarding the contract.

Voting "Aye" Councilmembers Wubbenhorst, Berube, Holden, Hamley, and Widacki.

Voting "No" None.

Motion Passed 5 to 0.

**3. CONSIDERATION AND POSSIBLE ACTION – RESOLUTION NO. 2006-6 APPOINTING MARIA BUSCHE AS MUNICIPAL COURT CLERK OF THE CITY OF JERSEY VILLAGE. *City Council.***

Councilmember Wubbenhorst made the motion, seconded by Councilmember Holden, to approve Resolution No. 2006-6.

City Manager Mike Castro gave a brief overview of the item.

Voting "Aye" Councilmembers Wubbenhorst, Berube, Holden, Hamley, and Widacki.

Voting "No" None.

Motion Passed 5 to 0.

**5. CONSIDERATION AND POSSIBLE ACTION – RESOLUTION NO. 2006-8 APPOINTING ROBERT CUNNINGHAM AS A BOARD OF ADJUSTMENT MEMBER FOR POSITION NO. 2 FOR THE CITY OF JERSEY VILLAGE. *City Council.***

Councilmember Berube made the motion, seconded by Councilmember Widacki, to approve Resolution No. 2006-8.

Voting "Aye" Councilmembers Wubbenhorst, Berube, Holden, Hamley, and Widacki.

Voting "No" None.

Motion Passed 5 to 0.

**6. CONSIDERATION AND POSSIBLE ACTION – RESOLUTION NO. 2006-9 APPOINTING MARY NEIL ORMSTON AS AN ALTERNATE BOARD OF ADJUSTMENT MEMBER FOR THE CITY OF JERSEY VILLAGE. *City Council.***

Councilmember Berube made the motion, seconded by Councilmember Holden, to approve Resolution No. 2006-9.

Voting "Aye" Councilmembers Wubbenhorst, Berube, Holden, Hamley, and Widacki.

Voting "No" None.

Motion Passed 5 to 0.

**7. CONSIDERATION AND POSSIBLE ACTION – ORDINANCE NO. 2006-12 – BUDGET AMENDMENT (WATER AUTHORITY FEES). *Ms. Isabel Kato, Finance Director.***

Councilmember Berube made the motion, seconded by Councilmember Widacki, to approve Ordinance No. 2006-12.

Brief discussion ensued among Council and Staff regarding the current water authority fees.

Voting "Aye" Councilmembers Wubbenhorst, Berube, Holden, Hamley, and Widacki.

Voting "No" None.

Motion Passed 5 to 0.

**8. CONSIDERATION AND POSSIBLE ACTION – RESOLUTION NO. 2006-10 – CONTRACTING WITH INSITUFORM IN REGARDS TO T.V. AND CLEAN SANITARY SEWER LINES EAST OF SENATE. *Mr. Michael Brown, Interim Director of Parks and Recreation.***

Councilmember Holden made the motion, seconded by Councilmember Wubbenhorst, to approve Resolution No. 2006-10.

Brief discussion ensued among Council and Staff regarding the sanitary sewer lines east of senate.

Voting "Aye" Councilmembers Wubbenhorst, Berube, Holden, Hamley, and Widacki.

Voting "No" None.

Motion Passed 5 to 0.

Mayor Heathcott stated the following items are regarding the items discussed during the Joint Public Hearing.

David Paul, Planning & Zoning Chairman, gave a brief overview of the Planning & Zoning Meeting and recommendations to Council.

9. **CONSIDERATION AND POSSIBLE ACTION – ORDINANCE NO. 2006-5 – AMENDING SECTION 14-88(A)(7) OF THE CODE OF ORDINANCES TO PROHIBIT STORAGE AND PARKING OF LARGE TRUCKS AND VANS IN ZONING DISTRICTS A, B, C, C-2 AND M.** *Mr. John Brown, Building Official.*

No Council action taken.

10. **CONSIDERATION AND POSSIBLE ACTION – ORDINANCE NO. 2006-6 – AMENDING ARTICLE X OF CHAPTER 14 OF THE CODE OF ORDINANCES TO ALLOW ADDITIONAL SIGNAGE FOR NEW HOME BUILDERS.** *Mr. John Brown, Building Official.*

Councilmember Hamley made the motion, seconded by Councilmember Holden, to approve Ordinance No. 2006-6.

Brief discussion ensued among Council, David Paul, and Staff regarding the signage for new home builders.

Voting "Aye" Councilmembers Wubbenhorst, Berube, Holden, Hamley, and Widacki.

Voting "No" None.

Motion Passed 5 to 0.

11. **CONSIDERATION AND POSSIBLE ACTION – ORDINANCE NO. 2006-7 – RECLASSIFYING ALL RESIDENTIAL PROPERTY IN ZONING DISTRICT F TO ZONING DISTRICTS C AND C-2.** *Mr. John Brown, Building Official.*

Councilmember Hamley made the motion, seconded by Councilmember Holden, to table Ordinance No. 2006-7.

Lengthy discussion ensued among Council, David Paul, and Staff regarding the zone change.

Voting "Aye" Councilmembers Wubbenhorst, Berube, Holden, Hamley, and Widacki.

Voting "No" None.

Motion Passed 5 to 0.

**12. CONSIDERATION AND POSSIBLE ACTION – ORDINANCE NO. 2006-8 – AMENDING SECTION 14-88(A)(19)H OF THE CODE OF ORDINANCES TO ALLOW THE USE OF BARBED WIRE AND RAZOR WIRE IN COMMERCIAL AND INDUSTRIAL ZONING DISTRICTS. *Mr. John Brown, Building Official.***

Councilmember Hamley made the motion, seconded by Councilmember Widacki, to approve Ordinance No. 2006-8.

Voting "Aye" Councilmembers Wubbenhorst, Berube, Holden, Hamley, and Widacki.

Voting "No" None.

Motion Passed 5 to 0.

**13. CONSIDERATION AND POSSIBLE ACTION – ORDINANCE NO. 2006-9 – AMENDING CHAPTER 14 OF THE CODE OF ORDINANCES TO DEFINE THE TERM "STREET LINE." *Mr. John Brown, Building Official.***

Councilmember Wubbenhorst made the motion, seconded by Councilmember Widacki, to approve Ordinance No. 2006-9, as amended to exclude the terms other than street line.

Brief discussion ensued among Council and Staff regarding the term street line.

Voting "Aye" Councilmembers Wubbenhorst, Berube, Holden, and Widacki.

Voting "No" Councilmember Hamley.

Motion Passed 4 to 1.

**14. CONSIDERATION AND POSSIBLE ACTION – ORDINANCE NO. 2006-10 – AMENDING SECTION 14-106 OF THE CODE OF**

ORDINANCES TO ADD THREE STORY BUILDINGS TO THE  
REQUIRED SETBACKS. *Mr. John Brown, Building Official.*

Councilmember Berube made the motion, seconded by Councilmember Widacki, to approve Ordinance No. 2006-10.

Voting "Aye" Councilmembers Wubbenhorst, Berube, Holden, Hamley, and Widacki.

Voting "No" None.

Motion Passed 5 to 0.

**15. CONSIDERATION AND POSSIBLE ACTION – ORDINANCE NO. 2006-11 – AMENDING SECTION 14-105 OF THE CODE OF ORDINANCES TO ESTABLISH BUILDING SET BACK REQUIREMENTS. *Mr. John Brown, Building Official.***

Councilmember Wubbenhorst made the motion, seconded by Councilmember Widacki, to approve Ordinance No. 2006-11.

A brief discussion ensued among Council and Staff regarding building set back requirements.

Voting "Aye" Councilmembers Wubbenhorst, Berube, Holden, Hamley, and Widacki.

Voting "No" None.

Motion Passed 5 to 0.

**MAYOR'S ACTIVITY REPORT/COMMENTS**

Mayor Heathcott gave an update regarding the Municipal Facilities Review Committee and its progress.

**COUNCIL ACTIVITY REPORTS/COMMENTS**

Councilmember Wubbenhorst reminded everyone to attend the Founder's Day Event on April 8<sup>th</sup>. She thanked the Parks and Recreation Committee for working on the event and welcomed volunteers to be a part of the event planning.

Councilmember Holden stated his concerns regarding Code Enforcement.

Councilmember Berube thanked the City Secretary for her current progress with department training.

Councilmember Widacki gave his comments regarding the Storm Water Inlet Marking Program and gave his support of the program for the city.

Councilmember Hamley made the motion, seconded by Councilmember Wubbenhorst, to adjourn the regular session.

Voting "Aye" Councilmembers Wubbenhorst, Berube, Holden, Hamley, and Widacki.

Voting "No" None.

Motion Passed 5 to 0.

Meeting was adjourned at 9:25 p.m.

Minutes approved as submitted and/or corrected this the 20<sup>th</sup> day of March, A.D., 2006.

\_\_\_\_\_/s/\_\_\_\_\_  
Frances Wubbenhorst  
Mayor Pro-Tem

ATTEST:

\_\_\_\_\_/s/\_\_\_\_\_  
LaKeisha Cannon-Scott  
City Secretary