

**TUESDAY, OCTOBER 15, 2019
REGULAR COUNCIL MEETING
6:30 P.M.**

REGULAR COUNCIL MEETING

1. CALL TO ORDER REGULAR COUNCIL MEETING Mayor Herron called the City of Hilshire Village Regular Council Meeting to order at 6:34 P.M. at 8301 Westview, Houston, Texas 77055.

1.1 Invocation was given by Council Member Swanson.

1.2 Pledge of Allegiance

1.3 Present were Mayor Herron, Council Member Byrne, Council Member Swanson, Mayor Pro Tem Maddock. Also present were City Engineer Efrain Him and City Attorney Scott Bounds. Council Member Gordy was late to the Meeting. Council Member Schwarz and Spring Valley Police Captain Newman were absent.

Out of Order

8. Consent Agenda:

8.5 Council Member Byrne made a motion to approve a proclamation recognizing Mr. Clarence Lee Kelly's 100th Birthday, seconded by Mayor Pro Tem Maddock.

A vote was taken to approve the motion approving the proclamation recognizing Mr. Clarence Lee Kelly's 100th Birthday. The vote passed unanimously.

Mayor Herron presented the proclamation to the long time Hilshire Village resident and thanked him for his service to the City and his time in the military.

2. CITIZEN'S COMMENTS: None

3. REPORTS TO COUNCIL:

3.1 Police Report: There were no significant events in the month of September. Mayor Herron displayed photos of new logos on the police vehicles.

3.2 Engineers Report: Engineer Him said the Archley Drive Reconstruction Project is closing, the record drawings are complete.

Engineer Him stated that the auto-dialer on the Lift Station needs to be replaced. He said heat caused the mounting bracket to crack and a proposal has been given to Council for the installation of fans to circulate air as well as replace the auto-dialer itself.

4. DISCUSSION AND POSSIBLE ACTION

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4.1 Mayor Pro Tem Maddock made a motion to authorize payment of HDR final invoice for engineering services provided to the City for the Archley, Friarcreek and Burkhart Road Reconstruction Project, Invoice # 23, in the amount of \$2,513.13, seconded by Council Member Byrne.

A vote was taken to approve the motion authorizing payment of HDR final invoice for engineering services provided to the City for the Archley, Friarcreek and Burkhart Road Reconstruction Project, Invoice # 23, in the amount of \$2,513.13. The vote passed unanimously, Mayor Pro Tem Maddock and Council Member Byrne and Swanson voted for the motion.

4.2 Mayor Pro Tem Maddock made a motion to authorize payment to TLC Trucking & Contracting, Inc.'s final invoice for construction services provided to the City for the Archley, Friarcreek and Burkhart Road Reconstruction Project, Invoice # 10, in the amount of \$71,665.49, seconded by Council Member Swanson.

A vote was taken to approve the motion authorizing payment to TLC Trucking & Contracting, Inc.'s final invoice for construction services provided to the City for the Archley, Friarcreek and Burkhart Road Reconstruction Project, Invoice # 10, in the amount of \$71,665.49. The vote passed unanimously, Mayor Pro Tem Maddock and Council Members Byrne and Swanson voted for the motion.

4.3 Mayor Pro Tem Maddock made a motion to authorize the City Administrator to issue a Purchase Order to Inframark for installation and replacement of the following lift station control panel components: Installation of two (2) Dayton 355 cfm axial cooling fans and rain shields for a total of \$1,500.00, and replacement of existing auto-dialer with Fleet-zoom FZ200 Remote Monitoring System (RMS) Unit, including pressure level transducer and annual monitoring fee of \$435.00 for a total of \$3,250.00, seconded by Council Member Swanson.

Mayor Herron asked if there was an option to lease the equipment instead of purchasing it. City Engineer Him said no, you must purchase the equipment.

A vote was taken to approve the motion authorizing the City Administrator to issue a Purchase Order to Inframark for installation and replacement of the following lift station control panel components: Installation of two (2) Dayton 355 cfm axial cooling fans and rain shields for a total of \$1,500.00, and replacement of existing auto-dialer with Fleet-zoom FZ200 Remote Monitoring System (RMS) Unit, including pressure level transducer and annual monitoring fee (\$435.00) for a total of \$3,250.00. The vote passed unanimously, Mayor Pro Tem Maddock and Council Member Byrne and Swanson voted for the motion.

The City Engineer was excused.

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4.4 Mayor Pro Tem Maddock made a motion to amend Chapter 6 Health & Sanitation of the Code of Ordinances related to rules and regulations concerning disposal of garbage, trash, rubbish and junk and outdoor burning, recreational fires, portable outdoor fireplaces and outdoor cooking, seconded by Council Member Swanson.

Council Member Gordy arrived at the meeting.

City Attorney Bounds said he added references to the International Fire Code.

Council Member Byrne stated that many people worked on the ordinance to address previous comments made by council by removing the more specific limitations. He said the operator of the fire will be held responsible to monitor and properly extinguish recreational fires with consideration of the International Fire Code and local burn bans.

A vote was taken to approve the motion to amend Chapter 6 Health & Sanitation of the Code of Ordinances related to rules and regulations concerning disposal of garbage, trash, rubbish and junk and outdoor burning, recreational fires, portable outdoor fireplaces and outdoor cooking. The vote passed unanimously.

4.5 Mayor Pro Tem Maddock made a motion to approve Resolution # 2019-195 of the City of Hilshire Village approving terms and conditions of an Interlocal Agreement between the Cities of Bunker Hill Village, Hilshire Village, Hedwig Village, Hunters Creek Village, Piney Point Village, Spring Valley Village and the Village Fire Department for Fire Protection and Emergency Services for a term of forty-eight months beginning on January 1, 2020, through December 31, 2023, seconded by Council Member Swanson.

Council Member and Fire Commissioner Byrne stated that Olson & Olson's memorandum addresses the changes made.

City Attorney Bounds said there were no substantive changes. He stated that the individual cities were added as parties for signatures, the language for credit for payments on pension liability was slightly adjusted and section 4.8 now includes the need for the Fire Chief's written permission in order to contract outside EMS.

A vote was taken to approve the motion approving Resolution # 2019-195 of the City of Hilshire Village approving terms and conditions of an Interlocal Agreement between the Cities of Bunker Hill Village, Hilshire Village, Hedwig Village, Hunters Creek Village, Piney Point Village, Spring Valley Village and the Village Fire Department for Fire Protection and Emergency Services for a

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term of forty-eight months beginning on January 1, 2020, through December 31, 2023. The vote passed unanimously.

4.6 Council Member Byrne made a motion to approve Resolution # 2019-196 of the City of Hilshire Village approving terms and conditions of a Mutual Release Agreement between the Village Fire Department, and individually, each of its member cities (the City of Hedwig Village, the City of Hilshire Village, the City of Hunters Creek Village, the City of Piney Point Village and the City of Spring Valley Village) and the City of Bunker Hill Village and authorizing execution of the agreement by the Mayor and providing an effective date, seconded by Mayor Pro Tem Maddock.

Council Member and Fire Commissioner Byrne said the Fire Department is over budget because of the “other costs” arising from the agreement.

A vote was taken to approve the motion approving Resolution # 2019-196 of the City of Hilshire Village approving terms and conditions of a Mutual Release Agreement between the Village Fire Department, and individually, each of its member cities (the City of Hedwig Village, the City of Hilshire Village, the City of Hunters Creek Village, the City of Piney Point Village and the City of Spring Valley Village) and the City of Bunker Hill Village and authorizing execution of the agreement by the Mayor and providing an effective date. The vote passed unanimously.

4.7 Mayor Pro Tem Maddock made a motion to ratify changes made by the City Administrator for Ordinance Number 789-2019 approved by Council on 9-30-19 providing for the levy and collection of Ad Valorem taxes of the City of Hilshire Village, Texas, for the year 2019: providing for two components to the proposed tax rate, consisting of a tax rate of \$0.139804 on each one hundred dollars for the purpose of paying the accruing interest and to provide a sinking fund for payment of the indebtedness of the City and a tax rate of \$0.419265 on each one hundred dollars for the purpose of funding the maintenance and operation expenditures; providing for the date on which such taxes shall be due and payable; providing for penalty and interest on all taxes not timely paid; repealing all ordinance or parts of ordinances inconsistent or in conflict herewith and providing for severability. Changes were to add wording to the actual Ordinance that was included in the agenda item approving the total tax rate, seconded by Council Member Byrne.

City Administrator Blevins said the reason for this agenda item is to add the statement, “THIS YEAR’S TAX LEVY TO FUND MAINTENANCE AND OPERATIONS EXPENDITURES EXCEEDS LAST YEAR’S MAINTENANCE AND OPERATIONS TAX LEVY. THE TAX RATE WILL EFFECTIVELY BE RAISED BY 8.00 PERCENT AND WILL RAISE TAXES FOR MAINTENANCE AND OPERATIONS ON A \$100,000 HOME BY APPROXIMATELY \$6.46” to the

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ordinance that was erroneously left out. She said the wording was correct on the agenda item.

A vote was taken to approve the motion to ratify changes made by the City Administrator for Ordinance Number 789-2019 approved by Council on 9-30-19 providing for the levy and collection of Ad Valorem taxes of the City of Hilshire Village, Texas for the year 2019: providing for two components to the proposed tax rate, consisting of a tax rate of \$0.139804 on each one hundred dollars for the purpose of paying the accruing interest and to provide a sinking fund for payment of the indebtedness of the City, and a tax rate of \$0.419265 on each one hundred dollars for the purpose of funding the maintenance and operation expenditures; providing for the date on which such taxes shall be due and payable; providing for penalty and interest on all taxes not timely paid; repealing all ordinance or parts of ordinances inconsistent or in conflict herewith and providing for severability. Changes were to add wording to the actual Ordinance that was included in the agenda item approving the total tax rate. The vote passed unanimously.

4.8 Council Member Swanson made a motion to approve Resolution Number 2019-194 supporting Metro Next, seconded by Mayor Pro Tem Maddock.

Mayor Herron said a Metro Board Member asked for the support of cities in the area for the “Metro Next Plan”, a bond issue for the funding of upcoming initiatives.

A vote was taken to approve the motion approving Resolution Number 2019-194 supporting Metro Next Plan. The vote passed unanimously.

5. CLOSED EXECUTIVE SESSION: None

6. DISCUSSION:

6.1 Mayor Herron said there are enforcement issues with the recently approved street parking regulations in Ordinance # 778. He conducted a time study on his own street and found that a vehicle appeared to be in the same position for at least 24 hours; however, he was unable to determine if the vehicle had moved and been parked back in the same spot.

Mayor Herron suggested a five (5) hour segment of time between 1 AM and 6 AM where no vehicles would be permitted to be parked on the street, thus preventing overnight street parking. He said this would allow patrol officers to clearly identify suspicious cars and allow for better visibility, possibly deterring petty crimes. Mayor Herron also said having a set time would eliminate the need for officers to chalk or mark tires and then wait 48 hours to check the vehicle again.

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Mayor Pro Tem Maddock said he agrees with the proposed change for nighttime and added that during the day the congestion seems to be created by lawn maintenance trucks and trailers and construction workers.

Council Member Gordy suggested narrowing the window for no street parking to allow for young residents to leave late night gatherings and visitors who may arrive early in the morning. He said the smaller time frame would still prevent overnight parking.

Council Member Byrne asked if the no parking window should coincide with the teenage curfew hours established by a previous ordinance. He said he will present the proposed changes to the Planning and Zoning Committee for discussion and suggestions.

The City Attorney was excused.

7. REPORTS TO COUNCIL: (Con't)

7.1 Fire Commissioner's Report: Council Member/Commissioner Byrne said there has been an increase in stroke and chest pain calls and ambulances have spent as long as two (2) hours at the emergency room due to backlog. He said the Village Fire Department has the option to route to Methodist West as an alternative. Commissioner Byrne said the remodel of the fire department building is underway and they are working through the logistics to keep the station open and functional during the construction.

7.2 Building Official's Report: A Red Tag was issued to a construction project for unauthorized occupancy. The fees have since been paid and inspections completed.

7.3 City Administrator's Report: Administrator Blevins said that the HDR Invoice was received late and had been added to the Consent Agenda Disbursements.

7.4 Treasurer's Report: Administrator Blevins provided a report to council on the General Fund CDARS account.

8. CONSENT AGENDA:

8.1 Mayor Pro Tem Maddock made a motion to approve the Consent Agenda as presented, consisting of Disbursements presented to council and the Minutes from the Public Hearing and Regular Council Meeting of September 17, 2019, the Minutes from the Public Hearing of September 24, 2019, the Minutes from the Special Council Meeting of September 30, 2019, and the 3rd and 4th Quarter Investment Fund Reports, seconded by Council Member Swanson.

A vote was taken to approve the motion approving the Consent Agenda as presented, consisting of Disbursements presented to Council and the Minutes from the Public Hearing and Regular Council Meeting of September 17, 2019, the

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Minutes from the Public Hearing of September 24, 2019, the Minutes from the Special Council Meeting of September 30, 2019, and the 3rd and 4th Quarter Investment Fund Reports. The vote passed unanimously.

9. REPORTS FROM COUNCIL:

10. ADDITIONAL COUNCIL COMMENTS:

11. FUTURE AGENDA TOPICS:

12. ANNOUNCEMENTS: Administrator Blevins reminded council about the Halloween Party hosted by the Civic Club.

13. ADJOURNMENT: Mayor Pro Tem Maddock made a motion to adjourn the meeting, seconded by Council Member Byrne.

A vote was taken to approve the motion to adjourn the meeting. The vote passed unanimously.

The meeting was adjourned at 7:40 P.M.

Mayor Herron

ATTEST:

Susan Blevins, City Secretary