



Village of Jones Creek

7207 Stephen F. Austin
Jones Creek, TX 77541
(979)233-2700

CITY COUNCIL REGULAR MEETING AGENDA

The Board of Alderman of the Village of Jones Creek, Texas will hold a Regular Council Meeting on Tuesday, May 19th, 2020 at the Village Hall located at 7207 Stephen F. Austin Road, beginning at 6:30 p.m. **THERE WILL BE NO PUBLIC ACCESS TO THE CITY HALL FOR THE MEETING** in order to advance the public health goal of limiting face-to-face meetings (also called “social distancing”) and to slow the spread of the Coronavirus (COVID-19). Instead, the Board will conduct the meeting by telephonic conference in accordance with the order of the Office of the Governor issued March 16, 2020. Any person may participate and address the city council by either:

Join the meeting on Zoom: <https://zoom.us/j/98568639889>

Or dial the following toll free numbers and enter the Meeting ID: 985 6863 9889 and #:

+1 346 248 7799 US (Houston); +1 253 215 8782 US; or +1 301 715 8592 US

This written notice, the meeting agenda, and the agenda packet, are posted online at http://www.villageofjonescreektx.com/city_government/agendas_and_minutes

The public will be permitted to offer public comments telephonically as provided by the agenda and as permitted by the presiding officer during the meeting. A recording of the telephonic meeting will be made, and will be available to the public in accordance with the Open Meetings Act upon written request. The matters to be discussed and acted on at the meeting are:

- 1. CALL TO ORDER**
- 2. INVOCATION AND PLEDGE OF ALLEGIANCE**
- 3. ROLL CALL OF MEMBERS**
- 4. BUSINESS OF VISITORS (limited to five minutes per person)**

Members of the public may request permission to address the Board. Specific factual information or a recitation of existing policy may be furnished in response to an inquiry made by a member of the general public but any deliberation, discussion, or decision with respect to any subject about which the inquiry was made shall be limited to a proposal to place such subject on the agenda for a subsequent meeting for which notice is provided in compliance with the Texas Open Meetings Act.

5. OLD BUSINESS

- a. Discuss and approve the minutes of the regular council meeting held April 21st, 2020.
- b. Discuss and consider action on Financial, Court, Technology and Building Security, Code Enforcement and other April Monthly Reports.
- c. Discuss and consider action on drainage improvement projects and updates from Drainage Liaison Corey Thomas.
- d. Discuss and consider recommendations and updates from the Safe Street Committee.
- e. Consider and take possible action to approve Ordinance 513 of the City of Jones Creek declaring a public health emergency, approve an extension to the mayor's declaration of local disaster due to public health emergency, and approve a letter to the Governor concerning same due to COVID-19.
- f. Discuss and approve Ordinance 514 establishing rates for garbage collection and disposal services provided by the Contract.
- g. Discuss and approve funding agreement with Centerpoint Energy for damages of Weldon Road and Smith Road as used during the Bailey-Jones Creek 345kV transmission line project.

6. NEW BUSINESS

- a. Discuss and consider seeking services or employment for a temporary and/or part-time Grant Writer.
- b. Discuss and consider allocating funds to FY 19/20 drainage budget.

7. ADJOURNMENT

CERTIFICATION

I hereby certify that this Public Notice was placed on the Official Bulletin Board at City Hall on Friday, May 15th, 2020 at 2:00 p.m.

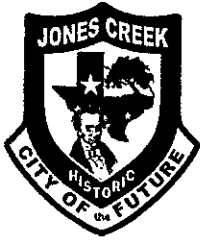
 /s/
Kimberly Morris, City Secretary

I hereby certify that this Public Notice was removed from the Official Bulletin Board at City Hall on the _____ day of _____ 2020, at _____ : _____ a.m. /p.m.

Kimberly Morris, City Secretary

NOTE: ITEMS WILL NOT NECESSARILY BE DISCUSSED AND ACTED ON IN THE ORDER THEY APPEAR ON THE AGENDA. THE BOARD OF ALDERMAN, AT ITS DISCRETION, MAY DISCUSS AND TAKE ACTION ON ANY OR ALL OF THE ITEMS LISTED IN A DIFFERENT ORDER IF A MAJORITY OF THE BOARD SO DETERMINES.

This notice is being posted pursuant to the Texas Open Meeting Act. (Chapter 551, Government Code). In compliance with the American with Disabilities Act, on request the Village of Jones Creek will provide for reasonable accommodations for persons attending meetings of its Board of Aldermen. Request for such accommodations or for interpreter services should be received 48 hours prior to any meeting. Please contact the Village Secretary's office at 979-233-2700 to request such accommodations.



Village of Jones Creek

7207 Stephen F. Austin
Jones Creek, TX 77541
(979)233-2700

CITY COUNCIL REGULAR MEETING

The Board of Alderman of the Village of Jones Creek, Texas held a Regular Council Meeting on Tuesday, April 21, 2020 at the Village Hall located at 7207 Stephen F. Austin Road, beginning at 6:30 p.m. **THERE WAS NO PUBLIC ACCESS TO THE CITY HALL FOR THE MEETING** in order to advance the public health goal of limiting face-to-face meetings (also called “social distancing”) and to slow the spread of the Coronavirus (COVID-19). Instead, the Board conducted the meeting by telephonic conference in accordance with the order of the Office of the Governor issued March 16, 2020. Any person participated and addressed the city council by either:

Join the meeting on Zoom: <https://zoom.us/j/99680100724>

Or dial the following toll free numbers and enter the Meeting ID: 996 8010 0724 and #:

+1 346 248 7799 US (Houston); +1 253 215 8782 US; or +1 301 715 8592 US

This written notice, the meeting agenda, and the agenda packet, are posted online at http://www.villageofjonescreektexas.com/city_government/agendas_and_minutes

The public was permitted to offer public comments telephonically as provided by the agenda and as permitted by the presiding officer during the meeting. A recording of the telephonic meeting will be made, and will be available to the public in accordance with the Open Meetings Act upon written request. The matters discussed and acted on at the meeting are:

- 1. CALL TO ORDER** *The Village of Jones Creek Board of Aldermen held a regular called meeting on Tuesday, April 21st, 2020 and the meeting was called to order at 6:30 p.m. by Mayor Gordon Schlemmer.*
- 2. INVOCATION AND PLEDGE OF ALLEGIANCE** *The invocation was given by Mayor Gordon Schlemmer and the pledge was said by all.*
- 3. ROLL CALL OF MEMBERS** *The following members were present: Mayor Gordon Schlemmer, Alderman Glenn Jordan, Alderman Terry Jeffers, Alderman Corey Thomas, Alderwoman Nicole Hardesty, and Alderman Justin Wright.*
- 4. BUSINESS OF VISITORS** (limited to five minutes per person): *Melissa Washington with the General Land Office spoke under business of visitors offering her help to The Village of Jones Creek in any way she can.*

5. OLD BUSINESS

- a. Discuss and approve the minutes of the regular council meeting held February 18th, 2020; Special Called Meeting March 19th, 2020; March 23rd, 2020; and March 31st, 2020. *A motion to accept the minutes as presented was made by Mr. Terry Jeffers and seconded by Mr. Corey Thomas to approve the minutes of February 18th, 2020, March 19th, 2020, March 23rd, 2020, and March 31st, 2020; all members were in favor, and motion passed.*
- b. Discuss and consider action on Financial, Court, Technology and Building Security, Code Enforcement and other February and March Monthly Reports. *Mrs. Nicole Hardesty made a motion to approve the February and March monthly reports, with a second from Mr. Glenn Jordan. All members were in favor and motion carried.*
- c. Discuss and approve of Quarterly Investment Report for 2nd Quarter of 2019-2020 Fiscal Year Quarterly Investment Report. *Mr. Terry Jeffers made a motion to approve the Quarterly Investment Report for 2nd quarter of 2019-2020 fiscal year, with a second from Mrs. Nicole Hardesty. All members were in favor and motion carried.*
- d. Discuss and consider action on drainage improvement projects and updates from Drainage Liaison Corey Thomas. *Mr. Corey Thomas and West Brazos Drainage Commissioner Rocky Thomas gave council a brief overview of projects happening around the city. Mrs. Nicole Hardesty made a motion to replace culverts at 115 Cotton Street and 7102 Stephen F. Austin Road for an amount not to exceed \$2000.00. Mr. Glenn Jordan seconded the motion, all members voted in favor, and motion carried.*
- e. Discuss and consider recommendations and updates from the Safe Street Committee. *No action taken at this time.*

6. NEW BUSINESS

- a. Discuss and approve resolution 2020-04A to designate authorized signators for the Hurricane Harvey - Infrastructure CDBG Disaster Recovery program contract 20-065-072-C199. *Mr. Terry Jeffers and Mr. Glenn Jordan made a motion and a second, respectively, to approve resolution 2020-04A to designate authorized signators for the Hurricane Harvey – Infrastructure CDBG Disaster Recovery program contract 20-065-072-C19. All members gave a favorable vote and motion passed.*
- b. Discuss and approve resolution 2020-04B adopting required CDBG-DR Civil Rights policies. *A motion to approve resolution 2020-04B adopting required CBDG-DR Civil Rights policies was made by Mr. Terry Jeffers. A second was given by Mr. Corey Thomas, all members voted in favor, and motion carried.*

- c. Discuss and Consider Proclamation declaring April "Fair Housing Month". *Mrs. Nicole Hardesty made a motion to proclaim April "Fair Housing Month" with a second from Mr. Terry Jeffers. Motion carried after a full favorable vote.*
- d. Discuss and approve Contract from Waste Connections for Solid Waste Disposal, and approve rates for garbage collection and disposal services provided by the Contract. *Mr. Abel Moreno with Waste Connections participated in discussion regarding the Solid Waste Disposal contract presented by Waste Connections. Mr. Justin Wright made a motion to approve the contract with a second from Mr. Glenn Jordan. All members voted in favor and motion carried. Council held a brief discussion on rates for garbage collection and disposal service. An ordinance for rates will be presented to council at a future meeting.*
- e. Discuss and approve Ordinance 512 authorizing the purchase a five acre tract of land known locally as 7117 Stephen F. Austin Rd., Jones Creek, TX 77541 and authorizing the City Secretary/Administrator to take action to execute and attest all necessary documents. *Mr. Corey Thomas made a motion to approve Ordinance 512 authorizing the purchase of a five acre tract of land known locally as 7117 Stephen F. Austin Rd., Jones Creek, TX 77541 and authorized the City Secretary/Administrator to take action to execute and attest all necessary documents. Mr. Glenn Jordan seconded the motion. Mr. Terry Jeffers, Mr. Corey Thomas, Mrs. Nicole Hardesty, and Mr. Glenn Jordan voted in favor of the motion, Mr. Justin Wright abstained from voting, and motion carried after a majority favorable vote.*
- f. Discuss and approve funding agreement with Centerpoint Energy for damages of Weldon Road and Smith Road as used during the Bailey-Jones Creek 345kV transmission line project. *A brief discussion regarding a funding agreement with Centerpoint Energy for damages of Weldon Road and Smith Road as used during the Bailey-Jones Creek 345kV transmission line project was heard. Mr. Justin Wright made a motion to postpone discussion until council could review a final agreement. Mrs. Nicole Hardesty seconded the motion, all members voted in favor, and motion carried.*
- g. Discuss and approve authorizing City Secretary/Administrator to solicit proposals for bank depository services. *Mr. Terry Jeffers made a motion to authorize the City Secretary/Administrator to begin soliciting proposals for bank depository services. Mr. Corey Thomas seconded the motion, all members voted in favor, and motion carried.*
- h. Discuss and approve Aerial Spraying by Brazoria County Mosquito Control. *A motion to approve aerial spraying by Brazoria County Mosquito Control was made by Mr. Terry Jeffers and seconded by Mr. Corey Thomas. Motion passed with a full favorable vote from council.*

7. **ADJOURNMENT** *A motion was made by Mr. Terry Jeffers and seconded by Mrs. Nicole Hardesty to adjourn the meeting at 7:21 p.m., all members were in favor, and motion passed.*

Gordon Schlemmer, Mayor

ATTEST:

Kimberly Morris, City Secretary/Administrator

Official Municipal Court Monthly Report

Month April Year 2020

Municipal Court for the City of JONES CREEK

Presiding Judge BEVERLY WIDNER

If new, date assumed office _____

Court Mailing Address 7207 STEPHEN F AUSTIN RD

City JONES CREEK, TX Zip 77541

Phone Number 979-233-1826

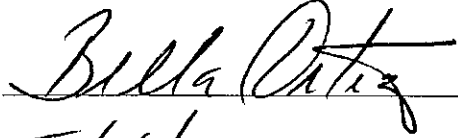
Fax Number 979-233-3712

Court's Public Email syssetsyssetsysset

Court's Website http://

THE ATTACHED IS A TRUE AND ACCURATE REFLECTION OF THE RECORDS OF THIS COURT.

Prepared by

 _____

Date

5/4/20

Phone: (979) 233-1826

PLEASE RETURN THIS FORM NO LATER THAN 20 DAYS FOLLOWING THE END OF THE MONTH REPORTED TO:

OFFICE OF COURT ADMINISTRATION
P.O. BOX 12066
AUSTIN, TX
78711-2066

PHONE: (512) 463-1625
Fax: (512) 936-2423

CRIMINAL SECTION

COURT	VILLAGE OF JONES CREEK	TRAFFIC			NON-TRAFFIC			
		(NON-PARKING)	PARKING	CITY ORD	PENAL CODE	STATE LAW	CITY ORD	
MONTH	April	YEAR	2020					
-----+-----								
1. Total Cases Pending First of Month:			6,012	4	0	2,125	38	244
-----+-----								
a. Active Cases			3,878	1	0	879	22	222
-----+-----								
b. Inactive Cases			2,134	3	0	1,246	16	22
-----+-----								
2. New Cases Filed			24	0	0	22	1	0
-----+-----								
3. Cases Reactivated			10	0	0	11	0	0
-----+-----								
4. All Other Cases Added			0	0	0	0	0	0
-----+-----								
5. Total Cases on Docket			3,912	1	0	912	23	222
-----+-----								
6. Dispositions Prior to Court Appearance or Trial:			XXXXXXXXXX	XXXXXXXXXX	XXXXXXXXXX	XXXXXXXXXX	XXXXXXXXXX	XXXXXXXXXX
-----+-----								
a. Uncontested Dispositions			5	0	0	0	0	0
-----+-----								
b. Dismissed by Prosecution			0	0	0	0	0	0
-----+-----								
7. Dispositions at Trial:			XXXXXXXXXX	XXXXXXXXXX	XXXXXXXXXX	XXXXXXXXXX	XXXXXXXXXX	XXXXXXXXXX
-----+-----								
a. Convictions:			XXXXXXXXXX	XXXXXXXXXX	XXXXXXXXXX	XXXXXXXXXX	XXXXXXXXXX	XXXXXXXXXX
-----+-----								
1) Guilty Plea or Nolo Contendere			2	0	0	0	0	0
-----+-----								
2) By the Court			0	0	0	0	0	0
-----+-----								
3) By the Jury			0	0	0	0	0	0
-----+-----								
b. Acquittals:			XXXXXXXXXX	XXXXXXXXXX	XXXXXXXXXX	XXXXXXXXXX	XXXXXXXXXX	XXXXXXXXXX
-----+-----								
1) By the Court			0	0	0	0	0	0
-----+-----								
2) By the Jury			0	0	0	0	0	0
-----+-----								
c. Dismissed by Prosecution			0	0	0	0	0	0
-----+-----								

CRIMINAL SECTION

COURT	VILLAGE OF JONES CREEK	TRAFFIC			NON-TRAFFIC		
		NON-PARKING	PARKING	CITY ORD	PENAL CODE	STATE LAW	CITY ORD
MONTH	April	YEAR	2020				
8. Compliance Dismissals:		XXXXXXXXXXXXX XXXXXXXXXXXXX XXXXXXXXXXXXX XXXXXXXXXXXXX XXXXXXXXXXXXX XXXXXXXXXXXXX					
a. After Driver Safety Course		2 XXXXXXXXXXXXX XXXXXXXXXXXXX XXXXXXXXXXXXX XXXXXXXXXXXXX XXXXXXXXXXXXX					
b. After Deferred Disposition		9 0 0 0 0 0 0					
c. After Teen Court		0 0 0 0 0 0 0					
d. After Tobacco Awareness Course		XXXXXXXXXXXXX XXXXXXXXXXXXX XXXXXXXXXXXXX XXXXXXXXXXXXX 0 XXXXXXXXXXXXX					
e. After Treatment for Chemical Dependency		XXXXXXXXXXXXX XXXXXXXXXXXXX XXXXXXXXXXXXX 0 0 XXXXXXXXXXXXX					
f. After Proof of Financial Responsibility		0 XXXXXXXXXXXXX XXXXXXXXXXXXX XXXXXXXXXXXXX XXXXXXXXXXXXX XXXXXXXXXXXXX					
g. All Other Transportation Code Dismissals		0 0 0 0 0 0 0					
9. All Other Dispositions		0 0 0 0 0 0 0					
10. Total Cases Disposed		18 0 0 0 0 0 0					
11. Cases Placed on Inactive Status		36 0 0 22 0 0					
12. Total Cases Pending End of Month:		6,018 4 0 2,147 39 244					
a. Active Cases		3,858 1 0 890 23 222					
b. Inactive Cases		2,160 3 0 1,257 16 22					
13. Show Cause Hearings Held		0 0 0 0 0 0 0					
14. Cases Appealed:		XXXXXXXXXXXXX XXXXXXXXXXXXX XXXXXXXXXXXXX XXXXXXXXXXXXX XXXXXXXXXXXXX XXXXXXXXXXXXX					
a. After Trial		0 0 0 0 0 0 0					
b. Without Trial		0 0 0 0 0 0 0					

CIVIL SECTION

COURT	VILLAGE OF JONES CREEK		
MONTH	April	YEAR	2020
		TOTAL CASES	
1.	Total Cases Pending First of Month:		01
	a. Active Cases		01
	b. Inactive Cases		01
2.	New Cases Filed		01
3.	Cases Reactivated		01
4.	All Other Cases Added		01
5.	Total Cases on Docket		01
6.	Uncontested Civil Fines or Penalties		01
7.	Default Judgments		01
8.	Agreed Judgments		01
9.	Trial/Hearing by Judge/Hearing Officer		01
10.	Trial by Jury		01
11.	Dismissed for Want of Prosecution		01
12.	All Other Dispositions		01
13.	Total Cases Disposed		01
14.	Cases Placed on Inactive Status		01
15.	Total Cases Pending End of Month:		01
	a. Active Cases		01
	b. Inactive Cases		01
16.	Cases Appealed:	XXXXXXXXXXXXXXXXXX	
	a. After Trial		01
	b. Without Trial		01

JUVENILE/MINOR ACTIVITY

COURT VILLAGE OF JONES CREEK
MONTH April YEAR 2020

TOTAL

1. Transportation Code Cases Filed	6
2. Non-driving Alcoholic Beverage Code Cases Filed	0
3. Driving Under the Influence of Alcohol Cases Filed	0
4. Drug Paraphernalia Cases Filed	0
5. Tobacco Cases Filed	0
6. Truancy Cases Filed	0
7. Education Code (Except Failure to Attend) Cases Filed	0
8. Violation of Local Daytime Curfew Ordinance Cases Filed	0
9. All Other Non-traffic Fine-only Cases Filed	0
10. Transfer to Juvenile Court:	XXXXXXXXXXXXXXXXXX
a. Mandatory Transfer	0
b. Discretionary Transfer	0
11. Accused of Contempt and Referred to Juvenile Court (Delinquent Conduct)	0
12. Held in Contempt by Criminal Court (Fined and/or Denied Driving Privileges)	0
13. Juvenile Statement Magistrate Warning:	XXXXXXXXXXXXXXXXXX
a. Warnings Administered	0
b. Statements Certified	0
14. Detention Hearings Held	0
15. Orders for Non-secure Custody Issued	0
16. Parent Contributing to Nonattendance Cases Filed	0

ADDITIONAL ACTIVITY

XX	TOTAL	
14. Cases in Which Fine and Court Costs Satisfied by Community Service:	XXXXXXXXXXXXXXXXXXXXX	
a. Partial Satisfaction		0
b. Full Satisfaction		0
15. Cases in Which Fine and Court Costs Satisfied by Jail Credit		0
16. Cases in Which Fine and Court Costs Waived for Indigency		0
17. Amount of Fines and Court Costs Waived for Indigency		\$0.00
18. Fines, Court Costs and Other Amounts Collected:	XXXXXXXXXXXXXXXXXXXXX	
a. Kept by City		\$6,521.90
b. Remitted to State		\$3,673.10
c. Total		\$10,195.00

Total Income \$ 11,703.10
Less Collection Fee 1,508.10

\$ 10,195.00

Run By: bella
Report Type: Summary
Date Range: 4/01/2020 - 4/30/2020
Finalize Report: No
Correction: No

*** END OF REPORT ***

Report for fees collected: Posted 4/01/2020 - 4/30/2020

18	88.20	LMCBSF	Local Building Security Fund
TOTAL:	88.20		

Report for fees collected: Posted 4/01/2020 - 4/30/2020

19 57.00 MCBS MUNICIPAL COURT BUILDING SEC.

TOTAL: 57.00

Report for fees collected: Posted 4/01/2020 - 4/30/2020

18 72.00 LMCTF Local Court Technology Fund

TOTAL: 72.00

Report for fees collected: Posted 4/01/2020 - 4/30/2020

23	92.00	CTF COURT TECHNOLOGY FUND
TOTAL:	92.00	

Village of Jones Creek, Texas
Balance Sheet
 As of April 30, 2020

	<u>Apr 30, 20</u>
ASSETS	
Current Assets	
Checking/Savings	
Cash	
Building Security Fund #28605	25,219.04
General Fund Cash Account	498,340.11
Petty Cash	145.00
Police Allocation #28720	6,324.67
Seized Account #28886	1,613.31
Technology Fund #28597	17,024.61
Cash - Other	-0.07
Total Cash	<u>548,666.67</u>
CDs	
CD 7595	36,483.75
CD11833	13,911.75
Total CDs	<u>50,395.50</u>
Total Checking/Savings	<u>599,062.17</u>
Other Current Assets	
ACCT. RECEIVABLE NSF CHECKS	271.51
Total Other Current Assets	<u>271.51</u>
Total Current Assets	<u>599,333.68</u>
TOTAL ASSETS	<u>599,333.68</u>
LIABILITIES & EQUITY	
Liabilities	
Current Liabilities	
Accounts Payable	
Accounts Payable	968.44
Total Accounts Payable	<u>968.44</u>
Other Current Liabilities	
Liabilities	
Direct Deposit Liabilities	-10,148.91
Due to State Tax on Fines	22,781.70
Payroll Liabilities	9,200.49
Rental Deposit	1,020.00
Service Deposit Liability	13,888.80
Total Liabilities	<u>36,742.08</u>
Total Other Current Liabilities	<u>36,742.08</u>
Total Current Liabilities	<u>37,710.52</u>
Total Liabilities	<u>37,710.52</u>
Equity	
Undesignated Funds	915,425.86
Net Income	-353,802.70
Total Equity	<u>561,623.16</u>
TOTAL LIABILITIES & EQUITY	<u>599,333.68</u>

1:57 PM
05/15/20
Cash Basis

Village of Jones Creek, Texas
Profit & Loss
April 2020

	<u>Apr 20</u>
Income	
Misc. Income	
Miscellaneous Revenues	72.62
Misc. Income - Other	7,853.03
Total Misc. Income	<u>7,925.65</u>
Outside Revenue	
Ad Valorem Tax	5,175.52
Franchise Fees	10,959.46
Interest Earned	70.18
Sales Tax Revenue	7,397.10
Total Outside Revenue	<u>23,602.26</u>
Permits/Fees	
Building Permits	2,020.00
Total Permits/Fees	<u>2,020.00</u>
Service Income	
Court Fines	12,782.90
Trash Bags	105.00
Trash Service Receipts	17,752.29
Total Service Income	<u>30,640.19</u>
Total Income	<u>64,188.10</u>
Expense	
Capital Expenditures	
Surplus	411,928.38
Total Capital Expenditures	<u>411,928.38</u>
Dues	
Website	143.88
Total Dues	<u>143.88</u>
Equipment	
Aircards	269.94
Total Equipment	<u>269.94</u>
Maintenance	
Building Maintenance	814.95
Total Maintenance	<u>814.95</u>
Payroll	
Benefits	9,262.01

1:57 PM
05/15/20
Cash Basis

Village of Jones Creek, Texas
Profit & Loss
April 2020

	<u>Apr 20</u>
Direct Deposit 2	55.76
Salaries	45,091.95
Taxes	<u>3,449.52</u>
Total Payroll	57,859.24
Professional Fees	
Accurint	109.27
Animal Control	25.00
Attorney's Fees	1,791.00
Building Inspections	240.00
Credit Card Fees	565.13
Fire Department Donations	255.00
Omnibase	642.00
Postage	240.00
RMS MCT Maintenance	2,468.21
Taxes on Fines	27,588.78
Trash Sales Tax	1,248.23
Trash Services	<u>9,762.16</u>
Total Professional Fees	44,934.78
Supplies	
Building Supplies	262.75
Office Postage/Mailing	145.61
Office Supplies	<u>1,397.21</u>
Total Supplies	1,805.57
Travel	
Seminars and Training	<u>30.00</u>
Total Travel	30.00
Utilities	
Electric	286.70
Gas	25.80
Street Lights	376.20
Telephone	<u>516.45</u>
Total Utilities	1,205.15
Vehicle	
Fuel	1,610.43
Maintenance	<u>1,479.26</u>
Total Vehicle	3,089.69
Total Expense	<u>522,081.58</u>

1:57 PM
05/15/20
Cash Basis

Village of Jones Creek, Texas
Profit & Loss
April 2020

	<u>Apr 20</u>
Net Income	<u><u>-457,893.48</u></u>

4:00 PM
05/12/20
Cash Basis

Village of Jones Creek, Texas
Budget vs. Actual
April 2020

	<u>Apr 20</u>	<u>Budget</u>
Income		
Misc. Income		
Capital Surplus	0.00	0.00
Miscellaneous Revenues	72.62	250.00
Misc. Income - Other	7,853.03	
Total Misc. Income	<u>7,925.65</u>	<u>250.00</u>
Outside Revenue		
Ad Valorem Tax	5,175.52	6,000.00
BCCA	0.00	0.00
Dividend Income	0.00	37.50
Franchise Fees	10,959.46	7,916.67
Interest Earned	70.18	833.33
Sales Tax Revenue	7,397.10	6,500.00
Total Outside Revenue	<u>23,602.26</u>	<u>21,287.50</u>
Permits/Fees		
Animal Registration Fees	0.00	45.45
Annual Game Room Fees	0.00	0.00
Building Permits	2,020.00	1,000.00
Golf Cart Fees	0.00	20.00
Vendor Fees	0.00	0.00
Total Permits/Fees	<u>2,020.00</u>	<u>1,065.45</u>
Service Income		
Court Fines	12,782.90	38,000.00
Marshal's Report Fees	0.00	0.00
NSF Fee	0.00	0.00
Processing Fees - Credit Cards	0.00	2,000.00
Rental Income	0.00	477.80
Trash Bags	105.00	50.00
Trash Service Receipts	17,752.29	17,500.00
Total Service Income	<u>30,640.19</u>	<u>58,027.80</u>
Total Income	<u>64,188.10</u>	<u>80,630.75</u>
Expense		
Capital Expenditures		
Surplus	411,928.38	0.00
Total Capital Expenditures	<u>411,928.38</u>	<u>0.00</u>
Dues		
Newspaper Notices	0.00	200.00
Texas Municipal Court Associatio	0.00	0.00

4:00 PM
05/12/20
Cash Basis

Village of Jones Creek, Texas
Budget vs. Actual
April 2020

	<u>Apr 20</u>	<u>Budget</u>
Website	143.88	15.00
Total Dues	143.88	215.00
Equipment		
Aircards	269.94	200.00
Law Enforcement Equipment	0.00	0.00
Total Equipment	269.94	200.00
Maintenance		
Building Maintenance	814.95	0.00
Park Maintenance	0.00	0.00
Street Repairs	0.00	0.00
Total Maintenance	814.95	0.00
Payroll		
Benefits	9,262.01	9,867.57
Direct Deposit	0.00	30.00
Direct Deposit 2	55.76	
Salaries	45,091.95	46,483.82
Taxes	3,449.52	3,622.46
Total Payroll	57,859.24	60,003.85
Professional Fees		
Accurint	109.27	100.00
Animal Control	25.00	375.00
Appraisal District	0.00	350.00
Attorney's Fees	1,791.00	1,000.00
Audit	0.00	7,000.00
Building Inspections	240.00	500.00
Codification Update	0.00	0.00
Communications System	0.00	0.00
Computer/Software Maintenance	0.00	0.00
Council Expenses	0.00	375.00
County MCT Maintenance	0.00	0.00
Credit Card Fees	565.13	375.00
Dispatch Service Fee	0.00	0.00
Elections	0.00	0.00
Event Expenses	0.00	0.00
Fire Department Donations	255.00	
Juror's Fees	0.00	125.00
Leads Online	0.00	135.00
Omnibase	642.00	350.00
Pest Treatment	0.00	0.00
Postage	240.00	0.00
Prisoner Keep	0.00	375.00

4:00 PM
05/12/20
Cash Basis

Village of Jones Creek, Texas
Budget vs. Actual
April 2020

	<u>Apr 20</u>	<u>Budget</u>
Quickbooks Advisor	0.00	0.00
RMS MCT Maintenance	2,468.21	0.00
Tax Assessor	0.00	100.00
Taxes on Fines	27,588.78	29,250.00
TCLEDDS	0.00	0.00
Trash Sales Tax	1,248.23	1,450.00
Trash Services	9,762.16	10,000.00
Webpay Service	0.00	0.00
Total Professional Fees	44,934.78	51,860.00
Supplies		
Building Supplies	262.75	250.00
Office Copier Maintenance	0.00	0.00
Office Postage/Mailing	145.61	100.00
Office Supplies	1,397.21	600.00
Signs	0.00	0.00
Uniforms	0.00	0.00
Total Supplies	1,805.57	950.00
Travel		
Mileage	0.00	70.00
Seminars and Training	30.00	0.00
Total Travel	30.00	70.00
Utilities		
Electric	286.70	350.00
Gas	25.80	32.50
Street Lights	376.20	500.00
Telephone	516.45	500.00
Total Utilities	1,205.15	1,382.50
Vehicle		
Fuel	1,610.43	2,500.00
Maintenance	1,479.26	0.00
Total Vehicle	3,089.69	2,500.00
Total Expense	522,081.58	117,181.35
Net Income	-457,893.48	-36,550.60

4:02 PM
05/12/20
Cash Basis

Village of Jones Creek, Texas
Budget vs. Actual - Admin
April 2020

	<u>Apr 20</u>	<u>Budget</u>
Income		
Misc. Income		
Capital Surplus	0.00	0.00
Miscellaneous Revenues	72.62	250.00
Misc. Income - Other	7,853.03	
Total Misc. Income	<u>7,925.65</u>	<u>250.00</u>
Outside Revenue		
Ad Valorem Tax	5,175.52	6,000.00
BCCA	0.00	0.00
Dividend Income	0.00	37.50
Franchise Fees	10,959.46	7,916.67
Interest Earned	66.38	833.33
Sales Tax Revenue	7,397.10	6,500.00
Total Outside Revenue	<u>23,598.46</u>	<u>21,287.50</u>
Permits/Fees		
Animal Registration Fees	0.00	45.45
Annual Game Room Fees	0.00	0.00
Building Permits	2,020.00	1,000.00
Golf Cart Fees	0.00	20.00
Vendor Fees	0.00	0.00
Total Permits/Fees	<u>2,020.00</u>	<u>1,065.45</u>
Service Income		
Marshal's Report Fees	0.00	0.00
NSF Fee	0.00	0.00
Processing Fees - Credit Cards	0.00	2,000.00
Rental Income	0.00	477.80
Trash Bags	105.00	50.00
Total Service Income	<u>105.00</u>	<u>2,527.80</u>
Total Income	<u>33,649.11</u>	<u>25,130.75</u>
Expense		
Capital Expenditures		
Surplus	411,928.38	0.00
Total Capital Expenditures	<u>411,928.38</u>	<u>0.00</u>
Dues		
Newspaper Notices	0.00	200.00
Website	143.88	15.00
Total Dues	<u>143.88</u>	<u>215.00</u>
Equipment		

4:02 PM
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Cash Basis

Village of Jones Creek, Texas
Budget vs. Actual - Admin
April 2020

	<u>Apr 20</u>	<u>Budget</u>
Aircards	0.00	0.00
Total Equipment	0.00	0.00
Payroll		
Benefits	2,090.57	2,571.60
Direct Deposit	0.00	30.00
Salaries	7,374.01	7,689.50
Taxes	564.12	588.25
Total Payroll	10,028.70	10,879.35
Professional Fees		
Animal Control	25.00	375.00
Appraisal District	0.00	350.00
Attorney's Fees	1,791.00	1,000.00
Audit	0.00	7,000.00
Building Inspections	240.00	500.00
Codification Update	0.00	0.00
Communications System	0.00	0.00
Computer/Software Maintenance	0.00	0.00
Council Expenses	0.00	375.00
Credit Card Fees	565.13	375.00
Elections	0.00	0.00
Event Expenses	0.00	0.00
Pest Treatment	0.00	0.00
Quickbooks Advisor	0.00	0.00
Tax Assessor	0.00	100.00
Webpay Service	0.00	0.00
Total Professional Fees	2,621.13	10,075.00
Supplies		
Office Postage/Mailing	145.61	100.00
Office Supplies	0.00	250.00
Total Supplies	145.61	350.00
Travel		
Mileage	0.00	0.00
Seminars and Training	0.00	0.00
Total Travel	0.00	0.00
Utilities		
Electric	0.00	350.00
Gas	25.80	32.50
Telephone	267.23	250.00

4:02 PM
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Cash Basis

Village of Jones Creek, Texas
Budget vs. Actual - Admin
April 2020

	<u>Apr 20</u>	<u>Budget</u>
Total Utilities	293.03	632.50
Total Expense	425,160.73	22,151.85
Net Income	<u>-391,511.62</u>	<u>2,978.90</u>

4:02 PM
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Cash Basis

Village of Jones Creek, Texas
Budget vs. Actual - Court
April 2020

	<u>Apr 20</u>	<u>Budget</u>
Income		
Service Income		
Court Fines	<u>12,782.90</u>	<u>38,000.00</u>
Total Service Income	<u>12,782.90</u>	<u>38,000.00</u>
Total Income	<u>12,782.90</u>	<u>38,000.00</u>
Expense		
Dues		
Texas Municipal Court Associatio	<u>0.00</u>	<u>0.00</u>
Total Dues	0.00	0.00
Payroll		
Benefits	1,024.96	1,278.25
Salaries	5,620.80	6,172.50
Taxes	<u>430.00</u>	<u>538.65</u>
Total Payroll	7,075.76	7,989.40
Professional Fees		
Computer/Software Maintenance	0.00	0.00
Juror's Fees	0.00	125.00
Omnibase	642.00	350.00
Prisoner Keep	0.00	375.00
Taxes on Fines	<u>27,588.78</u>	<u>29,250.00</u>
Total Professional Fees	28,230.78	30,100.00
Supplies		
Office Supplies	<u>0.00</u>	<u>100.00</u>
Total Supplies	0.00	100.00
Travel		
Mileage	0.00	70.00
Seminars and Training	<u>0.00</u>	<u>0.00</u>
Total Travel	0.00	70.00
Total Expense	<u>35,306.54</u>	<u>38,259.40</u>
Net Income	<u><u>-22,523.64</u></u>	<u><u>-259.40</u></u>

4:02 PM
05/12/20
Cash Basis

Village of Jones Creek, Texas
Budget vs. Actual - Marshal
April 2020

	<u>Apr 20</u>	<u>Budget</u>
Income	0.00	
Expense		
Equipment		
Aircards	269.94	200.00
Law Enforcement Equipment	0.00	0.00
Total Equipment	269.94	200.00
Payroll		
Benefits	5,002.66	4,602.07
Salaries	26,182.74	27,025.32
Taxes	2,002.95	2,067.41
Total Payroll	33,188.35	33,694.80
Professional Fees		
Accurint	109.27	100.00
Computer/Software Maintenance	0.00	0.00
County MCT Maintenance	0.00	0.00
Dispatch Service Fee	0.00	0.00
Leads Online	0.00	135.00
RMS MCT Maintenance	2,468.21	0.00
TCLEDDS	0.00	0.00
Total Professional Fees	2,577.48	235.00
Supplies		
Office Copier Maintenance	0.00	0.00
Office Supplies	647.25	150.00
Uniforms	0.00	0.00
Total Supplies	647.25	150.00
Travel		
Seminars and Training	0.00	0.00
Total Travel	0.00	0.00
Utlities		
Telephone	249.22	250.00
Total Utlities	249.22	250.00
Vehicle		
Fuel	1,610.43	2,500.00
Maintenance	1,479.26	0.00
Total Vehicle	3,089.69	2,500.00

4:02 PM
05/12/20
Cash Basis

Village of Jones Creek, Texas
Budget vs. Actual - Marshal
April 2020

	<u>Apr 20</u>	<u>Budget</u>
Total Expense	<u>40,021.93</u>	<u>37,029.80</u>
Net Income	<u><u>-40,021.93</u></u>	<u><u>-37,029.80</u></u>

Village of Jones Creek, Texas
Budget vs. Actual - Street
April 2020

	<u>Apr 20</u>	<u>Budget</u>
Income	0.00	
Expense		
Maintenance		
Building Maintenance	814.95	0.00
Park Maintenance	0.00	0.00
Street Repairs	0.00	0.00
Total Maintenance	814.95	0.00
Payroll		
Benefits	1,143.82	1,415.65
Salaries	5,914.40	5,596.50
Taxes	452.45	428.15
Total Payroll	7,510.67	7,440.30
Supplies		
Building Supplies	262.75	250.00
Signs	0.00	0.00
Total Supplies	262.75	250.00
Travel		
Mileage	0.00	0.00
Seminars and Training	0.00	0.00
Total Travel	0.00	0.00
Utilities		
Electric	286.70	
Street Lights	376.20	500.00
Total Utilities	662.90	500.00
Total Expense	9,251.27	8,190.30
Net Income	<u><u>-9,251.27</u></u>	<u><u>-8,190.30</u></u>

4:01 PM
05/12/20
Cash Basis

Village of Jones Creek, Texas
Budget vs. Actual - Trash
April 2020

	<u>Apr 20</u>	<u>Budget</u>
Income		
Service Income		
Marshal's Report Fees	0.00	0.00
Trash Service Receipts	<u>17,752.29</u>	<u>17,500.00</u>
Total Service Income	<u>17,752.29</u>	<u>17,500.00</u>
Total Income	17,752.29	17,500.00
Expense		
Professional Fees		
Fire Department Donations	255.00	
Postage	240.00	0.00
Trash Sales Tax	1,248.23	1,450.00
Trash Services	<u>9,762.16</u>	<u>10,000.00</u>
Total Professional Fees	11,505.39	11,450.00
Supplies		
Office Supplies	<u>749.96</u>	<u>100.00</u>
Total Supplies	<u>749.96</u>	<u>100.00</u>
Total Expense	<u>12,255.35</u>	<u>11,550.00</u>
Net Income	<u><u>5,496.94</u></u>	<u><u>5,950.00</u></u>

ORDINANCE NO. 513

**AN ORDINANCE OF THE VILLAGE OF JONES CREEK
EXTENDING THE PUBLIC HEALTH EMERGENCY AND THE
DISASTER DECLARATIONS OF ORDINANCE NO. 510
RELATED TO COVID-19; PROVIDING FOR SEVERABILITY;
AND PROVIDING AN EFFECTIVE DATE.**

* * * * *

WHEREAS, by Ordinance No. 510 the City Council of the Village of Jones Creek declared a public health emergency and extended the disaster declaration of the Mayor dated March 2020 arising out of the respiratory disease named "SARS-CoV-2" that the causes a disease named "coronavirus disease 2019" ("COVID-19"); and

WHEREAS, the Governor of the State of Texas declared a state of disaster due to this same public health emergency on March 13, 2020 that continues, as amended; and

WHEREAS, the City Council finds it in the best interest of the health, safety and welfare of the citizens to extend the public health emergency and disaster declarations of the City until the state of disaster declared by Governor Abbott is terminated, or the City Council otherwise determines it is safe to do so; now, therefore,

BE IT ORDAINED BY THE CITY COUNCIL OF THE VILLAGE OF JONES CREEK, TEXAS:

Section 1. The facts and matters contained in the preamble to this ordinance are hereby found to be true and correct.

Section 2. Pursuant to the authority provided in Section 418.108(b) of the Texas Government Code, the disaster declaration signed by Mayor Gordon Schlemmer, dated March 18, 2020, and extended by City Council by Ordinance No. 510, is hereby extended until the state of disaster declared by Governor Abbott regarding COVID-19 is terminated, or until this disaster declaration is terminated or modified by an ordinance of the City Council of the City, whichever is earlier.

Section 3. In the event any clause phrase, provision, sentence, or part of this Ordinance or the application of the same to any person or circumstances shall for any reason be adjudged invalid or held unconstitutional by a court of competent jurisdiction, it shall not affect, impair, or invalidate this Ordinance as a whole or any part or provision hereof other than the part declared to be invalid or unconstitutional; and the City Council of the Village of Jones Creek, Texas, declares that it would have passed each and every part of the same notwithstanding the omission of any such part thus declared to be invalid or unconstitutional, whether there be one or more parts.

Section 4. This Ordinance shall take effect immediately upon its approval.

APPROVED AND ADOPTED this _____ day of May, 2020.

Gordon Schlemmer, Mayor

ATTEST:

Kimberly Morris, City Secretary

ORDINANCE NO. 514

AN ORDINANCE OF THE VILLAGE OF JONES CREEK, TEXAS, INCREASING AND MODIFYING THE RATES CHARGED FOR SOLID WASTE COLLECTION AND DISPOSAL SERVICES WITHIN THE VILLAGE; REPEALING ORDINANCES INCONSISTENT HEREWITH; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE AND PENALTY.

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE VILLAGE OF JONES CREEK, TEXAS:

Section 1. The following monthly fees shall be billed and collected for solid waste collection and disposal services:

- 1. Residential Service- \$ 20.99 fee.
- 2. Additional Cart Residential - \$ 7.25 fee.
- 3. Tax Exempt Organizations - \$ 20.99 fee.
- 4. Deposit for Residential Service \$ 50.00 fee
- 6. Commercial -

Size Container	1 x month pick up	2 x month pick up	Extra Pickup	Delivery Fee for Container \$115
2	\$76.00		\$60.00	
3	\$92.00		\$70.00	
4	\$100.00	\$195.00	\$80.00	
6	\$135.00		\$90.00	
8	\$165.00	\$325.00	\$110.00	

- 7. Deposit for Commercial Services \$ 250.00 fee

***IN ADDITION, THESE CHARGES ARE SUBJECT TO LOCAL AND STATE SALES TAX.**

Section 2. On or about the 20th day of each calendar month, the occupant of each unit shall be billed according to the schedule in Section 1, and such bill shall state that the payment thereof is due by the 10th day of the next calendar month. If the bill is not paid by the due date shown on the customer's bill, then the customer shall be charged a late fee or penalty in the amount of twenty percent (20%) of the

bill due, which shall be shown as the gross amount on such bill. If not paid by the next billing date, the gross amount will be shown in arrears on the customer's next monthly bill.

Section 3. If an account becomes in arrears of more than 60 days the service will be placed in inactive status and the carts or container will be removed from the property. An additional \$15 administrative fee will be added to residential accounts and a \$115 administrative fee will be added to commercial accounts if accounts become in arrears of more than 60 days. The account will have to be paid in full, including any late or administrative fees, before the account is returned to active status and the carts or container are redelivered.

Section 4. If any section or provision of this Ordinance is found to be unlawful, void or inoperative by a court of competent jurisdiction, then such defective provision is hereby declared severable from the remaining sections and provisions of this Ordinance, and such remaining sections and provisions shall remain in full force and effect.

Section 5. All prior Ordinances of the Village that are inconsistent with this Ordinance are repealed to the extent of such inconsistency, if any.

Section 6. This Ordinance shall take effect and be in force and effect for all bills for solid waste collection services rendered by the City after July 1st, 2020.

Section 7. Any person or corporation violating any provision of this Ordinance shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be fined an amount of not more than \$500.00 for each such violation, and each and every day that a provision of this Ordinance is violated shall constitute a separate and distinct offense.

Read, passed and adopted this 19th day of May, 2020.

Gordon Schlemmer, Mayor

ATTEST:

Kimberly Morris, City Secretary

FUNDING AGREEMENT
BY AND BETWEEN
VILLAGE OF JONES CREEK AND
CENTERPOINT ENERGY HOUSTON ELECTRIC, LLC

This Agreement is entered into this ____ day of _____ 2020, between **Village of Jones Creek**, a body politic of the State of Texas with a physical address of 7207 Stephen F. Austin Road, Jones Creek, Brazoria County, Texas 77541 (herein "**Jones Creek**") and **CenterPoint Energy Houston Electric, LLC**, a Texas limited liability company with an address of P.O. Box 61867, Houston, Harris County, Texas 77208 (herein "**CenterPoint**"). The parties agree as follows:

1. **Purpose.** This Agreement shall provide for the terms and conditions upon which CenterPoint shall pay for damages of certain roads in the Village of Jones Creek, Brazoria County, Texas, as a result of CenterPoint's use during its Bailey-Jones Creek 345kV transmission line project ("**Project**").

2. **Damages To Roads To Be Repaired.** CenterPoint agrees to provide a payment funding for materials and labor to repair the following roads, both of which lie south of and adjoin State Highway TX-36:

- A. Weldon Road; and
- B. Smith Street.

3. **Study.** Jones Creek and CenterPoint agree to conduct a joint study at the time of substantial completion of the Project, to be determined by CenterPoint, of approximately 1.8 miles of road or streets within the city limits, excluding Texas State Hwy 36 corridor, that may need repairs as a result of use during the Project. Such study shall be a collaboration between Jones Creek and CenterPoint for this purpose. The study shall identify the specific costs to be funded by CenterPoint, provided such costs shall not include any administrative, legal, or financing costs incurred by Jones Creek. The study is to determine the cost to repair the damages to the roads identified in Paragraph 2 caused by the Project, including costs of labor.

4. **Total Consideration.** CenterPoint shall make a damage payment towards the repair of the roads described in Paragraph 2A and 2B (the "**Roads**") above. The damage payment toward the materials for repair of the Roads shall be determined by the study required under Paragraph 3, and agreed to by both parties..

5. **Court Agreement.** Jones Creek agrees that the construction required by this contract will be carried out through the award of contracts in conformity with state law and the bid procedures of Jones Creek, and performed in accordance with its road standards and rules.

6. **Funding.** Upon the award of the bid contract for the materials and labor for repair of the Roads, CenterPoint shall deposit with the Jones Creek City Administrator the agreed upon consideration as set forth in Paragraph 4. The Jones Creek City Administrator shall keep a separate account of such monies.

7. **Administration.** Jones Creek City Administrator shall be responsible for the preparation of the plans and specifications for the repair of the Roads. Cost-accounting records, including but not limited to, the complete and accurate invoices, receipts, cleared checks, financial statements, and audits of expenditures for the repair of the Roads shall be maintained by the City Administrator. Such records shall be made available upon the request of CenterPoint.

8. **Refund.** In the event the Roads are not repaired as provided herein within two (2) years of the date CenterPoint deposits the agreed upon consideration for such repairs with the Jones Creek Treasurer, Jones Creek agrees to refund all unused funds.

9. **Contingency.** This Agreement is contingent upon the vote of the Jones Creek City Council approving the repairs of the Roads.

10. **Completion Date.** The Parties agree that the Roads shall be repaired as soon as possible, but such repair by Jones Creek shall not begin any earlier than ninety (90) days following energization of the Project transmission line. These repairs do not contemplate those repairs that may be necessary during the Project for CenterPoint to safely and efficiently access its Project.

11. **General Provisions.**

A. **Force Majeure.** Each party shall excuse any breach of this Agreement by another which is proximately caused by government regulation, other regulatory authority, war, strike, pandemic, epidemic, or act of God, provided that the breaching party makes diligent efforts to expeditiously remedy the breach and such continued performance does not violate state law or a court order.

B. **Notice.** Any notices required or permitted under this Agreement will be deemed given (a) three (3) business days after it is sent by certified or registered mail, return receipt requested; (b) the next business day after it is sent by overnight carrier; (c) on the date sent by facsimile or email transmission with confirmation of transmission, if sent during the recipient's normal business hours and if not, on the next business day; or (d) on the date of delivery if delivered personally, and in each case, addressed to the intended recipient at the address below or such other address as the intended recipient may specify in writing:

i. **CenterPoint Energy Houston Electric, LLC**
Attn: William J. Dougherty, Jr.
P.O. Box 1700
Houston, Texas 77251-1700
Phone: 713-207-6815
Fax: 713-207-6304
Email: william.doughertyjr@centerpointenergy.com

ii. **Village of Jones Creek**
Attn: Kimberly Morris, City Administrator
7207 Stephen F. Austin
Jones Creek, Texas 77541
Phone: 979-233-2700
Fax: 979-233-3712
Email: jc.cityhall@coastal-link.net

C. **Choice of Law.** The substantive laws of the State of Texas (and not its conflicts of law principles) govern all matters arising out of or relating to this Agreement and all of the transactions it contemplates.

D. No Agency, Partnership, or Joint Venture. This Agreement will not be construed as establishing an express or implied agency, a partnership or joint venture, or a joint enterprise between the parties. CenterPoint, nor its respective past, present, or future officers, employees, or agents assume any responsibility or liability to any third party or the public in connection with the design, construction, maintenance, or operation of the Roads.

E. Assignability. This Agreement, with the rights and privileges it creates, is assignable only with the written consent of all of the parties.

F. Severability. Each provision of this Agreement is severable. If any provision is rendered invalid or unenforceable by statute or regulations, or declared null and void by any court of competent jurisdiction, the remaining provisions will remain in full force and effect if the essential terms of this Agreement remain valid, legal, and enforceable.

G. Entire Agreement. This Agreement contains the entire understanding of the parties with respect to the matters contained in this Agreement, and supersedes all other written and oral agreements between the parties as to these matters.

H. Counterparts. This Agreement may be signed in counterparts, each one of which is considered an original, but all of which constitute a single instrument.

I. Authority to Sign. Each party has the full power and authority to enter into and perform this Agreement, and the person signing this Agreement on behalf of each party has been properly authorized and empowered to enter into this Agreement. The persons executing this Agreement hereby represent that they have authorization to sign on behalf of their respective entities.

J. Supplements; Further Assurances. Jones Creek shall acknowledge and deliver all assurances to CenterPoint pursuant to this Agreement. CenterPoint may reasonably require such assurances to guarantee CenterPoint the rights now and hereafter intended to be contracted for by the parties pursuant to this Agreement.

CenterPoint Energy Houston Electric, LLC,
a Texas limited liability company

By: _____

Name: William J. Dougherty, Jr.

Title: Agent and Attorney-in-Fact

Village of Jones Creek
a body politic of the State of Texas

By: _____

Name: Gordon Schlemmer

Title: Mayor of Village of Jones Creek