



Village of Jones Creek

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

SPECIAL CALLED CITY COUNCIL MEETING

The Board of Alderman of the Village of Jones Creek, Texas will hold a Special Called Meeting on September 18, 2023 at the Village Hall Located at 7207 Stephen F. Austin Road beginning at 6:00pm Members of the public are able to attend the meeting in person and Via teleconference.

1. **CALL TO ORDER** 6:00pm
2. **INVOCATION AND PLEDGE OF ALLIGENCE** *Invocation AJ Jinkins. Pledges by All*
3. **ROLL CALL OF MEMBERS** *All Members of Council Present*
4. **COMMUNICATION OF VISITORS (PUBLIC COMMENT)**

Section 551.007 of the Texas Government Code allows a member of the public who desires to address the body regarding an item on an agenda for open meeting of the body to address the body regarding the item at the meeting before or during the body's consideration of the item.

Mayor Terry Jeffers-communication of visitors. John you got anything that you want to bring up? Alternate Judge John Rice-I guess I could. What about code enforcement. Y'all got any plans for that, or can y'all discuss that. A.J. Jinkins no but we can certainly put it on there for the next. Alternate Judge John Rice - that's all I can think about I am seeing stuff kind of building up. That's all I got. Alderman Glen Jordan- I got one thing I'd like to thank the fire department for all the stuff and to everybody that volunteered it was a pretty decent turn out. the food was good everything went pretty good. Alderwoman Nicole Hardesty - I have one thing I would like to bring up. We had the City wide clean up, the Beautification Committee Regina Tidwell and Tammy Butler, were there this weekend and they collected 556lbs garbage and one kitten. She kept it. its name is Josie, and it's theirs. And of course thank you to Jinks Links for coming out for serving hot dogs. Alderman A.J. Jinkins - so that beats the old record, right? Alderwoman Nicole Hardesty - Yes that was more trash than last year. So we are collecting more trash... we are going up in the trash collected but down in the volunteers coming. Hopefully we can rally more support at our next clean up in April

5. **Old Business**

- a. Discuss and consider the minutes from the regular council meeting August 15th, 2023, Special Called Workshop Session August 22nd, and a Special Called Meeting on August 28th, 2023. *Alderwoman Nicole Hardesty - I make a motion that we accept the minutes as they are presented. Alderman A.J. Jinkins- Ill second that. All accepted, none opposed.*
- b. Discuss and consider any updates from the CPA Lindsey English. *Alderman Glen Jordan- Is she supposed to be here today? City Secretary Lauren Grayson- No. Mayor Terry*

Jeffers- we have her first invoice. It understandably the first one it's quite high. Lauren Talks to her about it and the first one getting set up hopefully next month that is recorded will be considerably less. Alderwoman Nicole Hardesty- It's good to be getting this cleaned up and have a balance sheet and have confidence in Lauren. I just want to thank you for all the hard work you've put in to work with the CPAs and gather what she needs. City Secretary Lauren Grayson- We're both working towards the same goal and be about to move forward in peace. I've run into. I've tried to run a profit loss on QuickBooks. All our credit card payments are coming up as uncategorized income. I have to categorize it to what's coming into Utilities Department or Court Department and through Permits. I have to get on the phone with QuickBooks and see if we can remedy that. We're showing a \$50,000 loss. Alderwoman Nicole Hardesty- Hopefully that's not a hard fix, you should be able to recreate a rule because it didn't jump over. It should just automatically categorize it.

- c. Discuss and consider termination of the Interlocal Agreement with the Village's current animal control provider.

City Secretary Lauren Grayson- The attorney sent over another paper for us to release them from any liability. I will get a copy made to take to the SPCA so your lawyers could look over it. The attorney did draw up a 90-day notice of termination for Brazoria. So December 4th our agreement is up. Alderwoman Nicole Hardesty- Did the Marshal go talk to them? Lauren Grayson- He did not get with me about that. The last interlocal agreement we had with Brazoria said we have to give 90 days. Alderwoman Nicole Hardesty- This will be an addition to the contract provided by the City. Alderman David Galloway- makes motion to accept new documentation for the city to move forward for the proposed contract between the SPCA and the City of Jones Creek. Alderwoman Nicole Hardesty- recused herself from vote. Alderman Corey Thomas seconds motion. All accepted. None Opposed. Motion carried. Alderman David Galloway- makes a motion to terminate contract with Brazoria Animal Control. Alderman Corey Thomas- seconds motion. All accepted. None opposed. Motion carried. Alderwoman Nicole Hardesty- recused herself from vote.

6. NEW BUSINESS

- a. Public hearing: Village of Jones Creek, Fiscal 2023-2024 proposed budget. Alderwoman Nicole Hardesty- Makes a motion to go into a public hearing. Alderman Glen Jordan- seconds motion. All accepted. None opposed. Motion carried.

- b. Discuss and Consider ordinance 551: AN ORDINANCE APPROVING AND ADOPTING THE VILLAGE OF JONES CREEK, TEXAS, GENERAL BUDGET FOR THE YEAR 2023-2024; MAKING APPROPRIATIONS FOR THE CITY FOR SUCH YEAR AS REFLECTED IN SAID BUDGET; ESTABLISHING THE PROCEDURE FOR INTRA BUDGET TRANSFERS; AND, CONTAINING OTHER PROVISIONS RELATING TO THE SUBJECT.

(RECORD VOTE) Alderman A.J. Jinkins- makes a motion to cease public hearing before recorded vote. Alderman Glen Jordan- seconds motion. All accepted. None opposed. Motion carried.

Recorded Vote: Alderman A.J. Jinkins- Aye. Alderman David Galloway- Aye. Alderman Corey Thomas- Aye. Mayor Terry Jeffers- Aye. Alderwoman Nicole Hardesty- Aye. Alderman Glen Jordan- Aye. All voted Aye. None opposed.

<u>Name/Position</u>	<u>Action</u>
Glen Jordan, Alderman	<input checked="" type="radio"/> For <input type="radio"/> Against <input type="radio"/> Abstain <input type="radio"/> Absent <input type="radio"/> No Vote
Cory Thomas, Alderman	<input checked="" type="radio"/> For <input type="radio"/> Against <input type="radio"/> Abstain <input type="radio"/> Absent <input type="radio"/> No Vote
Nicole Hardesty, Alderwoman	<input checked="" type="radio"/> For <input type="radio"/> Against <input type="radio"/> Abstain <input type="radio"/> Absent <input type="radio"/> No Vote
Davis Galloway, Alderman	<input checked="" type="radio"/> For <input type="radio"/> Against <input type="radio"/> Abstain <input type="radio"/> Absent <input type="radio"/> No Vote
AJ Jinkins, Alderman	<input checked="" type="radio"/> For <input type="radio"/> Against <input type="radio"/> Abstain <input type="radio"/> Absent <input type="radio"/> No Vote

c. Discuss and consider possible action regarding a vote to ratify the Village of Jones Creek, Texas general budget for fiscal year 2023-2024 to find that the budget's proposed tax rate will raise more total property taxes than last year's budget by \$29782.00 or 9.76% and of that amount \$4,093.23 is tax revenue to be raised from new property added to the taxed this year. (RECORD VOTE) Alderwoman Nicole Hardesty- makes a motion to accept item Alderman David Galloway- seconds motion. All accepted. None opposed.

Recorded Vote: Alderman A.J. Jinkins- Aye. Alderman David Galloway - Aye. Mayor Terry Jeffers- Aye. Alderwoman Nicole Hardesty - Aye. Alderman Glen Jordan- Aye. All accepted. None opposed. Motion carried.

<u>Name/Position</u>	<u>Action</u>
Glen Jordan, Alderman	<input checked="" type="radio"/> For <input type="radio"/> Against <input type="radio"/> Abstain <input type="radio"/> Absent <input type="radio"/> No Vote
Cory Thomas, Alderman	<input checked="" type="radio"/> For <input type="radio"/> Against <input type="radio"/> Abstain <input type="radio"/> Absent <input type="radio"/> No Vote
Nicole Hardesty, Alderwoman	<input checked="" type="radio"/> For <input type="radio"/> Against <input type="radio"/> Abstain <input type="radio"/> Absent <input type="radio"/> No Vote
Davis Galloway, Alderman	<input checked="" type="radio"/> For <input type="radio"/> Against <input type="radio"/> Abstain <input type="radio"/> Absent <input type="radio"/> No Vote
AJ Jinkins, Alderman	<input checked="" type="radio"/> For <input type="radio"/> Against <input type="radio"/> Abstain <input type="radio"/> Absent <input type="radio"/> No Vote
Terry Jeffers, Mayor	<input checked="" type="radio"/> For <input type="radio"/> Against <input type="radio"/> Abstain <input type="radio"/> Absent <input type="radio"/> No Vote

d. Discuss and consider action to be taken toward the Fiscal year 2024 road project request from the Brazoria County Engineering office. Alderman Corey Thomas- We won't get HUD money til next year. It's every 3 years. And now digging is included in your road plan. Alderman Glen Jordan- Next year we'll get the list of what roads are on v'all's road plans? Alderman Corey

Thomas- We have a drainage meeting next week so we'll be able to go over that. We have to turn this in by November 1st. Mayor Terry Jeffers- Lauren got an email from a resident on Terrace Road. She's been there for +5 years, and the road has never been resurfaced. I know right there at the intersection it's been patched and patched. She mentioned that in the email too. You'll might want to take a look at that.

Alderman Glen Jordan- We look at the worst roads in Jones Creek when we do the repairs. We look at the whole street and the worst street. There are certain spots that they are responsible for fixing I will look at that terrace road and I know Corey will look at the terrace road. Mayor Terry Jeffers- I'm sure what brought this up is the county patched Smith Street or on Nelson on the intersection. Alderman Glen Jordan- The new highway is going to repair a certain amount of feet. Alderman Corey Thomas- I think it's 150ft. Alderman Glen Jordan- Keep in mind, or if you could pull up their address and see where their at. If that's where it's already going to be repaired with concrete. Just a FYI on that.

f. **Discuss and consider the request from Village residents for the use of speed bumps to be placed on high traffic city streets.**

Mayor Terry Jeffers- In our packet we have an email from our attorney and I don't think the city can afford to have lawsuits that these speed bumps can open up. Alderman Corey Thomas- they won't have damage if they're doing the speed limit. Alderman Glen Jordan- I would say the same. City Secretary Lauren Grayson- For someone that drives a lowriding vehicle you don't know how many times I've scraped the bottom of my car going over a speed bump. Alderman Corey Thomas- They make them now more wide than tall. Alderman Glen Jordan- All it is is asphalt at a hump. Their probably at least 8-10ft wide. Alderwoman Nicole Hardesty- The attorney is advising against us getting involved with this because of the liabilities. Bigger cities, they can afford if they get sued for this. We know we don't have the finances to defend ourselves. I'd like to see a study that says we actually need this. The Marshal goes out there and he puts up his speed sign and we've done speed studies and we find the data be that they actually are not speeding. Alderman A.J. Jenkins- It was like 20% were speeding. You said it, there were people going 100mph. Alderman Glen Jordan- Let's do some more research on it. If the other towns do it. Alderwoman Nicole Hardesty- Lake Jackson has the rumble strips. Alderman A.J. Jenkins- I would like to explore the possibility of rumble strips. We could get their attention with rumble strips and it's not an obstruction. There's no danger of damaging your car. We could see if the attorney was being all inclusive with the speed bumps. Alderman David Galloway- The attorney is going to advise on liability. Whether or not it would be an obstruction in a court of law or not that's where you'd have to fight that out. Alderman Corey Thomas- I don't know many judges that would rule in favor of speeding over speed bumps. TADOT has grants. Alderwoman Nicole Hardesty- I says we also would have to have TADOT permissions to put it on the highway. Alderman Corey Thomas- If we were to get the county to do that we would have to rent the machine. They have some temporary one that Freeport has that they put before stop signs. Alderman A.J. Jenkins- Makes a motion to table subject until more information is obtained. Alderwoman Nicole Hardesty- seconds motion. All accepted. None Opposed. Motion carried

g. **Discuss and consider if any action is needed on current animal ordinance s.**

Alderwoman Nicole Hardesty- I don't have an issue with limiting the amount I think when you get to having 20, 30, 40 animals you could be having sanitation problems, or not caring for the animals properly. What about the neighbors and what they feel about having barking dogs and multiple barking dogs in light of a rescue that intended on moving here with unlimited numbers of animals coming from other states, North Carolina, without knowing their sanitation plan : I think that's an issue and to get in front. Alderman A.J. Jenkins- Is that a business you're referring? Alderwoman Nicole Hardesty- I think it's a business. But we're city council so we need to be making some decisions. It's a commercial facility, so she would have to get licensed by us and have to get permits. Cattle I thought is limited. Alderman Glen Jordan- It is limited.

You have a fence around your animal. Alderman A.J. Jinkins- So we're basically starting a homeowners association. Alderwoman Nicole Hardesty- No. Lauren do you want to weigh in here. City Secretary Lauren Grayson- They're planning on starting a rescue they're looking into bringing in shipments of dogs and staff from South Carolina. Alderwoman Nicole Hardesty- They already have 3 dogs and they have already gotten out and accosted the neighbors. And my concern is the language that's being used here, "instruments, loads of dogs. I am an animal welfare person. We do not speak like that. People that are reputable do not speak like that. Alderman A.J. Jinkins- What's the purpose of them bringing in shipments of dogs?" City Secretary Lauren Grayson- I think they're an animal sanctuary. Alderwoman Nicole Hardesty- And they are not zoned business. But we don't go after code enforcement. Who's gonna go and deal with that? Alderman A.J. Jinkins- we have the Marshal, don't we? Alderman Glen Jordan- The city does it now. You issue them a summons and make them appear before the court. Alderwoman Nicole Hardesty- In the meantime this load of dogs is gonna come in. What's gonna happen to them? They've already put up the incorrect fencing. City Secretary Lauren Grayson- 10ft wide and 6ft ft long in 3 sections. Alderwoman Nicole Hardesty- They came up, and this is not against you, they got their fence permit, and went and put-up cattle fence to hold in dogs. Our ordinance does not allow to put up cattle fence to hold up dogs. We have no code enforcement here. Alderman A.J. Jinkins- Does the cattle fence block the view? When I was on code enforcement committee, we set specifically that you can have that fencing as long as you can see through it. Nicole Hardesty- The Marshall said that's not allowed for our fences. Alderman A.J. Jinkins- That's not true I voted on that. Alderman David Galloway- What she's talking about it does say in the ordinance that it has to be 50% see through and also if it is a wire fence the size must be and it had dimensions on it. Alderwoman Nicole Hardesty- We are already not following ordinances. And nobody is doing anything. They're not gonna be made to take the fence down. Alderman A.J. Jinkins- What did they put new laws on the books? Why don't we see who we can get to go out there and say you're in violation of code. Alderman Glen Jordan- We didn't have the funds to hire someone to do this. Alderwoman Nicole Hardesty- The Marshal is already having to do code enforcement even though we've taken it away from him but he's still having to do it. Alderman A.J. Jinkins- maybe we need to readdress that situation. Alderman Corey Thomas- He never technically had it in the first place. Alderwoman Nicole Hardesty- That's not true. He did. And the council voted to take it away from him and then it was given back and he had an officer get a license to be certified as code enforcement and then it was taken away from them again. Alderman A.J. Jinkins- Could we look at the possibility of moving that back to Marshal's department. Alderman Corey Thomas- You need to look at the laws. I have multiple people have said that an officer go to code enforcement to police officer. Alderwoman Nicole Hardesty- But they're doing it anyway. We've taken it away and they're doing it anyway. Alderman David Galloway- The easy solution here is that someone in the front office works with someone that has the license in the Marshal's office. The caveat is when people call in for code enforcement violation it goes to that person in the front office. The person in the front office goes and takes all the photos. It validates there is an issue they send it to the person that has the license and they sign off on it. Alderman Glen Jordan- When there is a fence being built is there an inspection done? City Secretary Lauren Grayson- They said they were not ready to do the inspection. They're putting a live wire around it. City Secretary Lauren Grayson- I know myself and the judge has gone out when we're told to go look at a property. And we take pictures. Alderman Glen Jordan- You can pull up google maps and see the problem areas. Alderman A.J. Jinkins- If we were to change the laws and have some magic number of how many dogs we could own what would be that number? Alderwoman Nicole Hardesty- I was thinking 10. Mayor Terry Jeffers- Other cities have 4 I do know that. Alderman A.J. Jinkins- Most people here have acreage. Alderwoman Nicole Hardesty- I was thinking 10. Alderman A.J. Jinkins- We could have a variance like if you have 5 or a special circumstance. Alderwoman Nicole Hardesty- When I was spit balling this I was thinking 10 and I was thinking if you need more you could get a permit or a license, but at this point you

would have to provide to the city there is violation. Alderman Glen Jordan- I think we should William to weigh in He's the one on their running code enforcement. Alderman Nicole Hendry- He's not supposed to be though. Alderman David Gallows- I make a motion to table this until our next meeting. Alderman Glen Jordan- seconds motion. All accepted. None opposed. Motion carried

7. **ADJOURN** Alderman Corey Thomas- makes a motion to adjourn. Alderman David Gallows- seconds motion. All accepted. None opposed. Motion carried at 6:47pm

CERTIFICATION

I hereby certify that this Public Notice was placed on the official Bulletin Board at the City Hall on 14th day of September, 2023 no later than 5:30p.m.


Lauren Grayson, 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.