

**MINUTES OF THE REGULAR CITY COUNCIL MEETING
CITY OF SPRING VALLEY VILLAGE, TEXAS
TUESDAY, JANUARY 25, 2022 AT 6:00 P.M.
IN THE COUNCIL CHAMBERS OF CITY HALL
1025 CAMPBELL ROAD, HOUSTON, TEXAS**

1. CALL THE ROLL AND ANNOUNCE A QUORUM IS PRESENT

With a quorum of the Council Members present, the Regular Meeting of the Spring Valley Village City Council was called to order by Mayor Vajdos at 6:00 p.m.

Members Present:

Mayor Marcus Vajdos
Mayor Pro Tem Allen Carpenter
Council Member Tom Donaho
Council Member Joy McCormack

Members Absent:

Council Member Bo Bothe
Council Member David Dominy

2. INTRODUCTIONS

Julie M. Robinson, City Administrator
Zachary Meadows, Director of Community Development
Roxanne Benitez, City Secretary
Michelle Yi, City Treasurer
Arthur Faiello, Director of Public Works
Loren Smith, City Attorney
Mark Schulze, Police Captain

3. PROCLAMATIONS / ANNOUNCEMENTS / SWEARING-IN

None.

4. PUBLIC COMMENTS

At this time, any person with City-related business may speak to the Council. In compliance with the Texas Open Meetings Act, the City Council may not deliberate. **Comments from the public should be limited to a maximum of three (3) minutes per individual speaker.**

None.

5. CONSENT AGENDA

All matters listed under consent agenda, are considered to be routine by the City Council and will be enacted by one motion. There will not be separate discussion of these items. If discussion is desired, that item will be removed from the consent agenda and will be considered separately.

5.1 Minutes for Regular Called City Council Meeting on December 14, 2021

5.2 2021 Racial Profiling Report presented by the Spring Valley Village Police Department.

- 5.3 Resolution No. 22-XX – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SPRING VALLEY VILLAGE, TEXAS, APPROVING THE TERMS AND CONDITIONS OF CHANGE ORDER NUMBER 6 TO THE AGREEMENT BY AND BETWEEN THE CITY OF SPRING VALLEY VILLAGE, TEXAS AND CONRAD CONSTRUCTION COMPANY, LTD., FOR THE LOESER, TRAWEEK, LONE STAR, WEST TEX PAVEMENT AND UTILITIES PROJECT AND THEREBY RATIFYING THE ACTIONS OF THE CITY ADMINISTRATOR IN EXECUTING WORK CHANGE DIRECTIVE 6 FOR CONRAD CONSTRUCTION CO. LTD. FOR INCREASED QUANTITIES SIDEWALK AND 30” CMP QUANTITIES AND WORK CHANGE DIRECTIVE 7 FOR LARGE WATERLINE OFFSETS ON BACE DRIVE TO AVOID PROPOSED STORM SEWER; PROVIDING FOR THE INCORPORATION OF PREAMBLE; AUTHORIZING THE MAYOR TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY TO EFFECTUATE SUCH CHANGE ORDER NUMBER 6; AND PROVIDING AN EFFECTIVE DATE.
- 5.4 Approval of Pay Estimate No. 8 for Loeser, Traweek, Lone Star, West Tex Pavement & Utility Improvements Project to Conrad Construction Co., LTD. of \$307,824.61.
- 5.5 Resolution No. 22-XX – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SPRING VALLEY VILLAGE, TEXAS, APPROVING THE TERMS AND CONDITIONS OF A TECHNOLOGY SUPPORT AGREEMENT BY AND BETWEEN THE CITY OF SPRING VALLEY VILLAGE AND BEMA INFORMATION TECHNOLOGIES, LLC; PROVIDING FOR THE INCORPORATION OF PREAMBLE; AUTHORIZING THE MAYOR TO EXECUTE SUCH AGREEMENT ON BEHALF OF THE CITY OF SPRING VALLEY VILLAGE; AND PROVIDING AN EFFECTIVE DATE.
- 5.6 Resolution No. 22-XX - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SPRING VALLEY VILLAGE, TEXAS, APPROVING THE TERMS AND CONDITIONS OF CHANGE ORDER NUMBER 1 TO THE AGREEMENT BY AND BETWEEN THE CITY OF SPRING VALLEY VILLAGE, TEXAS AND W.W. PAYTON CORPORATION FOR THE GROUND STORAGE TANK #2 REPLACEMENT PROJECT; PROVIDING FOR THE INCORPORATION OF PREAMBLE; AUTHORIZING THE MAYOR TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY TO EFFECTUATE SUCH AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.
- 5.7 Resolution No. 22-XX - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SPRING VALLEY VILLAGE, TEXAS, RATIFYING THE ACTIONS OF THE CITY ADMINISTRATOR IN EXECUTING THE TERMS AND CONDITIONS OF CHANGE ORDER NUMBER 4 TO THE AGREEMENT BY AND BETWEEN THE CITY OF SPRING VALLEY VILLAGE, TEXAS AND W.W. PAYTON CORPORATION, FOR THE NEW PRODUCTION WELL PROJECT; PROVIDING FOR THE INCORPORATION OF PREAMBLE; AND PROVIDING AN EFFECTIVE DATE.
- 5.8 Resolution No. 22-XX - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SPRING VALLEY VILLAGE, TEXAS, APPROVING THE TERMS AND CONDITIONS OF CHANGE ORDER NUMBER 5 TO THE AGREEMENT BY AND BETWEEN THE CITY OF SPRING VALLEY VILLAGE, TEXAS AND

W.W. PAYTON CORPORATION FOR THE NEW PRODUCTION WELL PROJECT; PROVIDING FOR THE INCORPORATION OF PREAMBLE; AUTHORIZING THE MAYOR TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY TO EFFECTUATE SUCH AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.

- 5.9 Resolution No. 22-XX - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SPRING VALLEY VILLAGE, TEXAS, APPROVING AND ADOPTING AN INVESTMENT POLICY FOR THE CITY OF SPRING VALLEY VILLAGE AND A LIST OF QUALIFIED BROKERS/DEALERS THAT ARE AUTHORIZED TO ENGAGE IN INVESTMENT TRANSACTIONS WITH THE CITY; PROVIDING FOR THE INCORPORATION OF PREAMBLE; AND PROVIDING AN EFFECTIVE DATE.

Council Member Carpenter made a motion to approve all items on the Consent Agenda, and Council Member McCormack seconded the motion. Motion carried 3-0.

OLD BUSINESS

6. **UPDATE, DISCUSSION AND POSSIBLE DIRECTION CONCERNING:** December 2021 Police Department Staff Report (Chief Evans):

Captain Schulze provided the report on behalf of Chief Evans.

1. Number of Calls for Service – 2, 439
2. Number of Traffic Violations – 1,264

7. **DISCUSSION AND POSSIBLE DIRECTION CONCERNING:** Possible Revisions to the City of Spring Valley Village’s Animal Control Regulations Contained in Chapter 2, Animal Control, of the Code of Ordinances.

City Administrator Julie Robinson advised that she listened to Peggy Schwabenland’s comments given at the December 14 Council meeting. She also advised that the term, at heel, refers to a dog standing by a competent person who is not a minor, and is a specific term associated with dog training. City Council and Staff discussed changing the definition of “restraint” contained in Chapter 2 to clarify the definition for enforcement purposes as well as putting together a public education campaign regarding the City’s regulations and penalties. Ms. Schwabenland, who lives at 8445 Merlin Drive, suggested that the animal control regulations and particularly the definition of “restraint” be more specific concerning the requirement to use leashes and added that, education should be sent out by mail, Instagram, and Facebook.

After a brief discussion, the Council directed that Staff prepare an ordinance that would revise the definition of “restraint” in Section 2.101, Definitions, Of Article 2.100, Animal Control Regulations, of Chapter 2, Animal Control, of the Code of Ordinances of the City, to delete Subsection (e) which read:

“At heel beside a competent person and obedient to that person’s command. Minors shall not be considered competent persons for this purpose.”

and presented to the Council for consideration at the February 22 Council meeting.

8. **UPDATE, DISCUSSION AND POSSIBLE DIRECTION CONCERNING:** Activities

of the Village Fire Department Commissioners Meeting on December 16, 2021 and Any Special Meetings That May Have Occurred since December 16, 2021. (Mayor Pro-Tem Carpenter / Council Member Bothe)

Mayor Pro Tem Carpenter advised that the Village Fire Department Board of Commissioners held a special meeting the previous week. He also advised that the Fire Department currently has one vacancy with three potential candidates. Mayor Pro Tem Carpenter advised that currently, there was a lot of competition in hiring fire department personnel. He also advised that there soon would be an administrative position available as Patricia Torres was leaving the organization. Mayor Pro Tem Carpenter advised that, in 2021, there were 1,562 fire incidents and 983 EMS incidents solely in Spring Valley Village. He also advised that the bay doors had arrived, had not yet been installed, but anticipating that they would be installed sometime next week. Mayor Pro Tem Carpenter advised that the Board was in discussions regarding allowing Bunker Hill Village's return to the Village Fire Department. He also advised that the Village Fire Department continues to staff a second ambulance, from 7:00 a.m. to 7:00 p.m., seven days a week as more calls are received during that period of time. Mayor Pro Tem Carpenter advised that EMS staff must stay with patients at the hospital until they are admitted, which at times could be hours, as hospital staff cannot accept patients if there is not a bed available for them. He also advised that the Houston Fire Department can provide fire support, but are unable to provide EMS assistance. Mayor Pro Tem Carpenter advised that the Village Fire Department currently has the capacity for a second ambulance permanently, but not the funding.

NEW BUSINESS

9. **PRESENTATION:** Eagle Scout Project Completed by Ian McCormack at Pech Road Pocket Park.

Ian McCormack, with Troop 478, presented photographs regarding construction of the lending library and bike rack he installed, with the assistance of other troop members.

10. **CONSIDERATION AND POSSIBLE ACTION CONCERNING:** Ordinance No. 2022-XX: AN ORDINANCE OF THE CITY OF SPRING VALLEY VILLAGE, TEXAS, PROVIDING FOR THE HOLDING OF A GENERAL ELECTION TO BE HELD ON MAY 7, 2022 FOR THE PURPOSE OF ELECTING THE MAYOR AND TWO (2) CITY COUNCIL MEMBERS; AND PROVIDING DETAILS RELATING TO THE HOLDING OF SUCH ELECTION.

Mayor Vajdos read the Ordinance by caption only. Council Member Carpenter made a motion to approve Ordinance No. 2022-01, and Council Member McCormack seconded the motion. Motion carried 3-0.

11. **CONSIDERATION AND POSSIBLE ACTION CONCERNING:** Changing the Dates of the City Council Meetings for May, November, and December.

After a brief discussion, Council Member Donaho made a motion to change the dates of the November and December City Council meetings to November 15 and December 13 with the May Council meeting remaining on May 24, and Council Member Carpenter seconded the motion. Motion carried 3-0.

12. **CONSIDERATION AND POSSIBLE ACTION CONCERNING:** Ordinance No. 2022-

XX - AN ORDINANCE OF THE CITY OF SPRING VALLEY VILLAGE, TEXAS, ADOPTING AMENDMENT NO. 2 TO THE ORIGINAL BUDGET OF THE CITY OF SPRING VALLEY VILLAGE, TEXAS, FOR THE FISCAL YEAR 2020-2021; FUNDING CERTAIN OBLIGATIONS OF THE CITY DURING THE BUDGET PERIOD NECESSARY FOR THE PROVISION OF CITY SERVICES; CONTAINING FINDINGS; PROVIDING FOR SEVERABILITY; AND PROVIDING OTHER DETAILS RELATING TO THE SUBJECT.

Mayor Vajdos read the Ordinance by caption only. Council Member Donaho made a motion to approve Ordinance No. 2022-02, and Council Member Carpenter seconded the motion. Motion carried 3-0.

13. **CONSIDERATION AND POSSIBLE ACTION CONCERNING:** Resolution No. 22-XX – A RESOLUTION OF THE CITY OF SPRING VALLEY VILLAGE, TEXAS, AMENDING THE CITY’S FINANCIAL AND ACCOUNTING POLICIES & PROCEDURES MANUAL, AS ADOPTED BY ACTION ONLY ON JULY 26, 2005, TO DELETE THE SECTION “GRANTS” AND ADOPT A NEW GRANT ACCOUNTING POLICY; PROVIDING FOR THE INCORPORATION OF PREAMBLE; AND PROVIDING A REPEALER CLAUSE, A SEVERABILITY CLAUSE, AND AN EFFECTIVE DATE.

Mayor Vajdos read the Resolution by caption only. Council Member Carpenter made a motion to approve Resolution No. 22-07, and Council Member Donaho seconded the motion. Motion carried 3-0.

14. **CONSIDERATION AND POSSIBLE ACTION CONCERNING:** Ordinance No. 2022-XX – AN ORDINANCE OF THE CITY OF SPRING VALLEY VILLAGE, TEXAS, AMENDING THE CITY PERSONNEL MANUAL, AS ADOPTED BY ORDINANCE NUMBER 95-05 DULY PASSED AND APPROVED ON MARCH 29, 1995, BEING AMENDMENT NO. 16 TO THE PERSONNEL MANUAL, TO DELETE CHAPTER 9, WAGES AND SALARY; HOURS OF WORK; JOB PERFORMANCE; AND TO ADOPT A NEW CHAPTER 9, ATTENDANCE, ABSENCES AND COMPENSATION; PROVIDING FOR THE INCORPORATION OF PREAMBLE; AND PROVIDING A REPEALER CLAUSE, A SEVERABILITY CLAUSE, AND AN EFFECTIVE DATE.

Mayor Vajdos read the Ordinance by caption only. Council Member McCormack made a motion to approve Ordinance No. 2022-03, and Council Member Donaho seconded the motion. Motion carried 3-0.

15. **UPDATE, DISCUSSION AND POSSIBLE DIRECTION CONCERNING:** Briefing by City Staff:

1. Status of New Production Well

Director of Public Works Arthur Faiello advised that the final change order had been approved earlier that evening. He also advised that the final pay application would be presented at the February 22 City Council meeting.

2. Status of Loeser, Traweek, Lone Star and W. Tex Paving and Utility Improvements Project

Director of Public Works Arthur Faiello advised that most of Lone Star had been completed. He also advised that the water line offset work at Bace and Lone Star had

been completed as well.

3. Status of Replacement of Ground Storage Tank #2

Director of Public Works Arthur Faiello advised that the project was currently on schedule. He also advised that the entire project should be completed by May 9, 2022.

4. Status of Bingle Road Road Diet

Director of Public Works Arthur Faiello advised that he is currently waiting for the City of Houston to select a contractor for their portion of the project.

6. Removal of Tree in Park

Director of Public Works Arthur Faiello advised that a large sycamore tree, located close to the pavilion, would be removed from the City Park as it is diseased. He also advised that a 20-foot live oak would be planted in its place.

5. Status of Installation of Flock License Plate Readers

Captain Mark Schulze advised that all devices had been installed and tested. He also advised that one suspect had been caught using the devices.

16. **EXECUTIVE SESSION:** The City Council Will Now Hold A Closed Executive Meeting Pursuant To The Provision Of Chapter 551, Government Code, Vernon's Texas Codes Annotated, In Accordance With The Authority Contained In:

16.1 Section 551.071. Consultation with Attorney regarding pending or contemplated litigation or a matter in which the duty of the City Attorney requires to be discussed in closed meeting.

Council adjourned into the Executive Session at 7:09 p.m.

17. **RECONVENE**

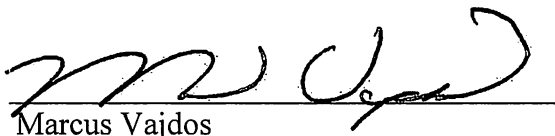
The City Council meeting reconvened at 7:22 p.m.


18. **CONSIDERATION AND POSSIBLE ACTION CONCERNING:** Resolution No. 22-XX – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SPRING VALLEY VILLAGE, TEXAS, APPROVING THE TERMS AND CONDITIONS OF THE FIRST AMENDMENT TO THE STREETLIGHT NETWORK NODE DEPLOYMENT AGREEMENT BY AND BETWEEN THE CITY OF SPRING VALLEY VILLAGE, TEXAS AND GTE MOBILNET OF SOUTH TEXAS, LP D/B/A VERIZON WIRELESS; PROVIDING FOR THE INCORPORATION OF PREAMBLE; AUTHORIZING THE MAYOR TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY TO EFFECTUATE SUCH AMENDMENT; AND PROVIDING AN EFFECTIVE DATE.

Mayor Vajdos read the Resolution by caption only. Council Member Carpenter made a motion to approve Resolution No. 22-08, and Council Member McCormack seconded the motion. Motion carried 3-0.

19. **ADJOURNMENT**

Council Member Carpenter made a motion to adjourn the meeting at 7:23 p.m., and Council Member McCormack seconded the motion. Motion carried 3-0.

Signed: 
Marcus Vajdos
Mayor

Attest: 
Roxanne Benitez, TRMC, CPM, CMCC
City Secretary