

TUESDAY, DECEMBER 18, 2018
REGULAR COUNCIL MEETING
6:30 P.M.

REGULAR COUNCIL MEETING

1. CALL TO ORDER THE REGULAR COUNCIL MEETING: Mayor Herron called the City of Hilshire Village Regular Council Meeting to order at 7:09 P.M. at 8301 Westview, Houston, Texas 77055. The actual Council Meeting started late waiting for a quorum. (No minutes were taken until there was a quorum. Only non-voting topics were discussed prior to quorum.)

1.3 Present: Mayor Herron, Mayor Pro Tem Paul Maddock and Council Members Mike Gordy and Robert Swanson. Council Member David Gunn arrived at 7:38 PM. Also, present were Spring Valley Police Captain Schulze, City Attorney Scott Bounds, Engineer Efrain Him, P.E., HDR, Inc., Fire Commissioner Robert Byrne and City Administrator Susan Blevins.

4. DISCUSSION AND ACTION ITEMS:

4.1 Mayor Pro Tem Maddock made a motion to authorize payment of HDR invoice for Engineering Services provided to the City for the Archley, Friarcreek and Burkhart Reconstruction Project, Invoice # 13, in the amount of \$2,648.23, seconded by Council Member Swanson.

A vote was taken to approve the motion authorizing payment of HDR invoice for Engineering Services provided to the City for the Archley, Friarcreek and Burkhart Reconstruction Project, Invoice # 13, in the amount of \$2,648.23. The vote passed unanimously.

City Engineer was excused.

6.1 Mayor Pro Tem Maddock made a motion to approve the City of Hilshire Village Ordinance Number 774 providing for the holding of a General Election on May 4, 2019, for the purpose of electing three (3) Council Members, Position three (3), four (4) and five (5) for a term of two (2) years and a Special Election for the purpose of electing one (1) Council Member, Position two (2) for a term of one (1) year and providing details relating to the holding of such elections, seconded by Council Member Swanson.

City Administrator Blevins stated that she just found out that last year's Election Judge would not be able to fill the position this year and that she was still searching for a replacement. She stated the motion would have to be tabled.

Mayor Pro Tem Maddock motioned to table his original motion, seconded by Council Member Swanson.

A vote was taken to table the motion approving the City of Hilshire Village Ordinance Number 774 providing for the holding of a General Election on May 4, 2019 for the purpose of electing three (3) Council Members, Position three (3), four (4) and five (5) for a term of two (2) years and a Special Election for the purpose of electing one (1) Council Member, Position two (2) for a term of one (1) year and providing details relating to the holding of such elections. The vote passed unanimously.

6.2 Council Member Swanson made a motion to approve the City of Hilshire Village Ordinance Number 772 amending Article 10.300, Section 10.30 of Chapter 10 regulating trucks, the parking of vehicles on streets and establishing penalty provisions, seconded by Mayor Pro Tem Maddock.

Mayor Herron said the clause in the ordinance that states 16 feet of clear roadway must be maintained when parking on the street. He said that because of how narrow the streets are throughout the City there is no space where two (2) vehicles can park across from each other on the street and maintain 16 feet of clearance, therefore prohibiting a driver from parking across from another parked vehicle.

Mayor Herron also said that due to the number of curves in the City's streets, the clause that states there must be 200 feet of visibility in order to park on the street severely restricts the street space available. He said after deliberation by the Planning and Zoning Committee it was decided that the clause should be taken out of the ordinance. Mayor Pro Tem Maddock said this stipulation is impractical and seemingly unenforceable.

Mayor Herron said there is also an issue with the restriction that you cannot park on the street opposite of a driveway. He said the driveways are not lined up with each other across the street so you are almost always in an area across from a neighbor's driveway. He said this was edited to state that you cannot park behind a driveway in such a way that prevents access to the driveway.

Mayor Herron stated there is a clause that says you cannot leave a vehicle parked on the street for more than 48 hours without moving it. He said this is a little tricky to enforce but will prevent long term parking which impedes the flow of traffic.

Mayor Herron said there is an issue with the language in the ordinance as it pertains to the Hilshire Villas Subdivision. As pointed out by a current homeowner on North Villa Court, the streets in Hilshire Villas are only 20 feet

wide making it impossible to park a vehicle on the street and maintain 16 feet of clearance. Mayor Herron said Hilshire Villas was designed with roll-over curbs for access to properties by emergency vehicles if needed, and the ordinance should be edited to exclude areas where 16 feet of clearance is not possible when a vehicle is parked on the street.

City Administrator Blevins said she had been contacted by Hilshire Village resident Diane Rager about the size restriction for driveways and the possibility of allowing larger driveways to decrease street parking. Mayor Herron said that is an item that can be considered in the future.

Jim Harbison, 11 Pine Creek Lane, stated the restriction that 16 feet of clearance must be maintained when parking on the street means there is no street parking allowed for Pine Creek Lane. He said the street is just over 19 feet wide, has curbs and trees close to the roadway which prohibits street parking and compliance with the ordinance. Mr. Harbison also said that he is worried about No Parking signs being installed in the City.

Mayor Herron responded that it was previously discussed and decided that there would not be “No Parking” signs installed. He said instead they would use a red painted “No Parking” stripe along the edge of the road in the areas where parking is prohibited.

Robert Byrne, 1305 Bridle Spur Lane, said he believes the Fire Chief should review the ordinance and how it affects access for emergency service vehicles. He stated the priority of the ordinance should be for the health and safety of the residents of Hilshire Village even if that means inconveniencing them by limiting street parking.

Mayor Pro Tem Maddock made a motion to table the motion approving the City of Hilshire Village Ordinance Number 772 amending Article 10.300, Section 10.30 of Chapter 10 regulating trucks, the parking of vehicles on streets and establishing penalty provisions, seconded by Council Member Gunn

A vote was taken to approve the motion tabling the City of Hilshire Village Ordinance Number 772 amending Article 10.300, Section 10.30 of Chapter 10 regulating trucks, the parking of vehicles on streets and establishing penalty provisions. The vote passed unanimously.

7. DISCUSSION:

7.1 Amendments to Chapter 12 regarding heights and setbacks:

Planning and Zoning Committee Chair Kathleen Stafford said they are suggesting to Council that an accessory building be allowed to be habitable as long as it follows the lot setback rules. She said they are still working to define “habitability” and “accessory building” to delineate between a shed and a secondary living quarter. She also said any space to be used for habitation must follow the current ordinance requirements as well as the International Building Code, monitored through permitting with the City.

Committee Chair Stafford discussed proposed changes to the definitions and allowances for Garages, Carports and Porte-Cocheres. She also spoke about clarifications on the height and location restrictions of accessory buildings.

8. CLOSED EXECUTIVE SESSION:

8.1 Mayor Herron stated that Council would go into an Executive Session for consultation with its attorney regarding a matter in which the duty of the attorney to the city council under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with Chapter 551 of the Texas Government Code.

Mayor Herron recessed the Regular Council Meeting at 8:30 PM.

Mayor Herron reconvened the Regular Council Meeting at 8:51 PM.

8.2 Mayor Herron stated there would be no action taken regarding the Executive Session.

9. REPORTS TO COUNCIL:

9.1 City Administrator: City Administrator Blevins said that the water collection bottles have been sent to the lab for lead and copper testing. She stated the City was denied renewal of the MS-4 waiver from TCEQ regarding storm water, and she is waiting to hear back from TCEQ on what the next step is.

9.2 Building: Report is in Council’s packet

9.3 Treasurer: Preliminary Financials were included in the Consent Agenda.

10. CONSENT AGENDA:

10.1 Mayor Pro Tem Maddock made a motion to approve the Consent Agenda as presented, consisting of the disbursements presented to Council and

the Minutes from the November 20, 2018, Regular Council Meeting, Resolution Number 2018-175 entering into an Agreement with Harris County for administration and implementation of a Regional Watershed Protection Education Program and approving the payment of \$395.38 for its share of the cost of the project, the City of Hilshire Village Preliminary November 2018 Financials and Check Registers, seconded by Council Member Swanson.

A vote was taken to approve the motion approving the Consent Agenda as presented, consisting of the disbursements presented to Council and the Minutes from the November 20, 2018, Regular Council Meeting, Resolution Number 2018-175 entering into an Agreement with Harris County for administration and implementation of a Regional Watershed Protection Education Program and approving the payment of \$395.38 for its share of the cost of the project, the City of Hilshire Village Preliminary November 2018 Financials and Check Registers. The vote passed unanimously.

11. REPORTS FROM COUNCIL: NONE

12. ADDITIONAL COUNCIL COMMENTS: NONE

13. FUTURE AGENDA TOPICS:

14. ANNOUNCEMENTS: City Administrator Blevins stated the city office would be closed December 24th & 25th in observance of Christmas and December 31st and January 1st in observance of New Years and that an email had been sent out to contractors reminding them that no work could be done during this time.

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

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

The meeting was adjourned at 8:54 P.M.

Mayor Russell Herron

ATTEST:

Susan Blevins, City Secretary