

**MINUTES OF THE REGULAR CITY COUNCIL MEETING
CITY OF SPRING VALLEY VILLAGE, TEXAS
TUESDAY, APRIL 26, 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 (left at 7:11 p.m.)

Mayor Pro Tem Allen Carpenter

Council Member Bo Bothe

Council Member Tom Donaho

Council Member Joy McCormack

Members Absent:

Council Member David Dominy

2. INTRODUCTIONS

Julie M. Robinson, City Administrator

Zachary Meadows, Director of Community Development

Roxanne Benitez, Outgoing City Secretary

Jasmin Torres, Incoming City Secretary

Michelle Yi, City Treasurer

Silvia Chiapponi, Assistant to the City Administrator

Loren Smith, City Attorney

Mark Schulze, Acting Police Chief

Justin Lane, Police Captain

3. PROCLAMATIONS / ANNOUNCEMENTS / SWEARING-IN

3.1 Appoint Jasmin Torres as the City Secretary

Mayor Vajdos administered the Oath of Office to City Secretary Jasmin Torres.

3.2 Municipal Clerks Week Proclamation

Mayor Vajdos read the proclamation aloud and declared May 1-7, 2022 as Municipal Clerks Week in Spring Valley Village.

3.3 Police Week Proclamation

Mayor Vajdos read the proclamation aloud and declared May 11-17, 2022 as Police Week in Spring Valley Village.

3.4 Public Works Week Proclamation

Mayor Vajdos read the proclamation aloud and declared May 15-21, 2022 as Public Works Week in Spring Valley Village.

4. 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:

- 4.1 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 6:09 p.m.

5. RECONVENE

The City Council meeting reconvened at 6:27 p.m.

6. CONSIDERATION AND POSSIBLE ACTION CONCERNING: Separation of Employment Agreement between the City of Spring Valley Village, Texas and Loyd Evans.

Mayor Vajdos read the following statement on behalf of the Council:

The last two years have been challenging for us all. The pandemic has caused mandates, emergency declarations, and changes that none of us could have foreseen. We also lived through a summer of public unrest and an unprecedented freeze. Through it all, your City has adjusted quickly and continued to thrive.

For 30 years, Loyd Evans served the City of Spring Valley Village. His dedication and professionalism were beyond question and we appreciate his service to our City.

Tuesday night, the City parted ways with Loyd. He will be retiring effective April 30.

Our focus as a City Council has always been to create a safe, friendly, and thriving community for our residents and that was our focus as we worked to find a peaceful end to our working relationship with Loyd.

Your Police Department and Staff have been exemplary during this time. Under the leadership of Acting Chief Schulze, they've continued to serve our residents at the same high level and will continue to do so.

We as a Council and City Staff take our vows to the City, State of Texas, and our country seriously. We know without a doubt that our Police take the oath to serve our citizen very seriously as well.

Moving forward, the City will be examining all systems and processes pertaining to approval of employee overtime pay and considering additional safeguards to prevent abuse of trust by senior City employees.

We are also committed to having an independent consultant perform a review of our operations to ensure that Spring Valley residents continue to receive exemplary service. Where we can improve, we will improve. Our priority is to insure our Police Department continues to provide the wonderful service the team has done historically making our community one of the safest in the country.

Council Member Carpenter made a motion to approve the Separation of Employment Agreement between the City of Spring Valley Village, Texas and Loyd Evans, and Council Member Bothe seconded the motion. Motion carried 4-0.

7. PUBLIC COMMENTS

7.1 PUBLIC COMMENTS (THREE MINUTE LIMIT)

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.**

7.1.1 Spencer Walden, a scout with Troop 478, was in attendance.

7.1.2 Janet Nussbaum, who lives at 27 Inverness Parkway, spoke regarding former Chief of Police Loyd Evans, budget and payroll processes, and tax statements.

7.1.3 Bruce Spain, who lives at 1101 Pech Road, spoke regarding sensor issues on the traffic light at Winningham and Bingle and requested that someone inspect it.

7.1.4 Mike Baker, who owns the property located at 8554 Katy Freeway, commended the Spring Valley Village Police Department for doing a wonderful job and thanked them for providing good service.

7.1.5 Tom Trammel, who lives at 8429 Merlin Drive, spoke regarding former Chief of Police Loyd Evans and requested that an independent study be performed.

7.2 PERSONAL APPEARANCES (Public Comments)

Any person or group desiring to have their name on the agenda to appear before the City Council during the public comments portion of the meeting shall contact the City Secretary before 12:00 noon on the Tuesday immediately preceding the Council meeting and request recognition, in writing, during the public comments period. Such citizen or group shall specify to the City Secretary their name, address, and matter to be discussed. **A time limit of eight (8) minutes shall be imposed unless waived, dispensed with, shortened, or lengthened by consent of a majority of the members of the Council.** The City Council may take action during the personal appearances if the agenda item is sufficient to do so. This provision shall not apply to special public hearings called by the Council for specific purposes.

4.2(a) Bruce Spain, 1101 Pech Road, Organization and Accountability of the Spring Valley Village Police Department.

Mr. Spain advised that he moved to Spring Valley Village in 1987. He asked when the most recent evaluation of Loyd Evans had been performed. Mayor Vajdos advised that the evaluation was completed in October 2021. Mr. Spain advised that a brief examination of the budget would have uncovered overtime hours. Mayor Vajdos advised that Council was aware of the Police Department's overtime but were unaware of how it was paid out. Mr. Spain spoke regarding his service on the Spring Valley Village City Council and the Village Fire Department Commissioners Board. He also advised that the City Administrator, Assistant Treasurer, and Treasurer failed City Council. Mayor Vajdos advised that the City Administrator is not over the Police Department. Council Member Donaho advised that a degree of trust must be placed in the leaders, however sometimes those leaders let the company

down. He also advised that the Council is committed to examining the matter.

8. 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.

- 8.1 Minutes for Regular City Council Meeting on March 22, 2022
- 8.2 Minutes for Special Called City Council Meeting on April 1, 2022
- 8.3 Minutes for Special Called City Council Meeting on April 12, 2022
- 8.4 Approval of Approval of Pay Estimate No. 11 – Final Pay Application and Request for Release of Retainage for New Production Well Project, CSB No. 2019-01-01B TWDB SWIFT Project No. 51056 to W. W. Payton Corporation in the Amount of \$377,826.00.
- 8.5 Resolution Number 22-XX - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SPRING VALLEY VILLAGE, TEXAS, ACCEPTING THE COMPLETED NEW PRODUCTION WELL PROJECT, BID #2019-01-01B, TEXAS WATER DEVELOPMENT BOARD STATE WATER IMPLEMENTATION FUND FOR TEXAS PROJECT NO. 51056 FOR THE CONSTRUCTION CONTRACT CID 01 – NEW PRODUCTION WELL PURSUANT TO THE AGREEMENT BY AND BETWEEN THE CITY OF SPRING VALLEY VILLAGE, TEXAS AND W.W. PAYTON CORPORATION; PROVIDING FOR THE INCORPORATION OF PREAMBLE; AUTHORIZING THE MAYOR TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY TO EFFECTUATE SUCH ACCEPTANCE; AND PROVIDING AN EFFECTIVE DATE.
- 8.6 Approval of Pay Estimate No. 11 for Loeser, Traweek, Lone Star, West Tex Pavement & Utility Improvements Project to Conrad Construction Co., LTD. of \$146,349.18
- 8.7 Resolution Number 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 2 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 CHANGE ORDER NUMBER 2; AND PROVIDING AN EFFECTIVE DATE.
- 8.8 Resolution Number 22-XX - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SPRING VALLEY VILLAGE, TEXAS, APPROVING THE TERMS AND CONDITIONS OF CONTRACT BY AND BETWEEN THE CITY OF SPRING VALLEY VILLAGE, TEXAS AND METROCITY, LLC FOR THE CEDARSPUR, BURKHART, AND WINNINGHAM (EAST OF VOSS) PAVING AND UTILITY IMPROVEMENTS PROJECT (BID #2022-01-101); PROVIDING FOR THE INCORPORATION OF PREAMBLE; AUTHORIZING THE MAYOR

TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY TO EFFECTUATE SUCH CONTRACT; AND PROVIDING AN EFFECTIVE DATE.

Council Member Donaho made a motion to approve all items on the Consent Agenda, and Council Member Carpenter seconded the motion. Motion carried 4-0.

OLD BUSINESS

9. UPDATE, DISCUSSION AND POSSIBLE DIRECTION CONCERNING: March 2022 Police Department Staff Report (Acting Chief Schulze).

1. Number of Calls for Service – 3,749
2. Number of Traffic Violations – 1,861

At this time, Council Member Donaho made a motion to take Agenda Item 11 out of order, and Council Member Bothe seconded the motion. Motion carried 4-0.

NEW BUSINESS

11. PRESENTATION, BRIEFING AND DISCUSSION CONCERNING: Property Values In The City Of Spring Valley Village Including, But Not Limited To, Historical Value Trends, Property Tax Revenue Changes, And Litigated Properties For The Last Ten Years. (Roland Altinger, Harris County Appraisal District)

Roland Altinger, Chief Appraiser for the Harris County Appraisal District, appeared before the Council. Mr. Altinger gave a PowerPoint presentation regarding property tax history and revenue changes as well as historical value trends for the City of Spring Valley Village.

At this time, Council Member Donaho made a motion to take Agenda Item 14 out of order, and Council Member Bothe seconded the motion. Motion carried 4-0.

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. 17 TO THE PERSONNEL MANUAL, TO REVISE SUBSECTION (D), COMPENSATION FOR HOURS WORKED DURING A DECLARED STATE OF EMERGENCY, OF SECTION 18.11, COMPENSATION DURING EMERGENCIES, OF CHAPTER 18, EMERGENCY OPERATIONS PROCEDURES, TO ESTABLISH A PROCESS FOR APPROVAL OF TIMESHEETS FOR EXEMPT EMPLOYEES; 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. After a brief discussion, Council Member Donaho made a motion to approve Ordinance No. 2022-07, and Council Member McCormack seconded the motion. Motion carried 4-0.

10. UPDATE, DISCUSSION AND POSSIBLE DIRECTION CONCERNING: Activities of the Village Fire Department Commissioners Meeting on March 23, 2022 and Any Special Meetings That May Have Occurred since March 23, 2022. (Mayor Pro-Tem Carpenter / Council Member Bothe)

Mayor Pro Tem Carpenter advised that the Commissioners Board was currently discussing budget and salaries. He also advised that the Board discussed implementing salary increases in two increments with half at the beginning of the year and half mid-year. Robert Byrne, the Fire Commissioner for Hilshire Village, spoke regarding the budget meeting held on April 25, 2022, during which there was discussion regarding a proposed 5% salary increase for Village Fire Department employees in 2022 and a 7% salary increase in 2023. Mayor Pro Tem Carpenter informed the Council of an EMS incident that occurred. He also advised that the Fire Commissioners Board was in discussions regarding staffing a second ambulance, which would require six employees, two for each shift and the challenges involved in hiring qualified full-time EMTs, impacts to service due to wait times at hospitals, and the anticipated increase in calls once the new Kelsey-Seybold medical building is complete.

- 12. CONSIDERATION AND POSSIBLE ACTION CONCERNING:** Approval Of Proposed City Of Spring Valley Village Entryway Monument Sign To Be Located On The Northwest Corner Of Campbell Road And I-10 Frontage Road As Required By The Wellington Stream PAD, Ordinance No. 2018-28.

Director of Community Development Zachary Meadows presented a rendering of the proposed entryway monument signage and asked the Council for feedback. After a brief discussion, Council Member Bothe made a motion to approve the proposed City of Spring Valley Village entryway monument sign, to be located on the northwest corner of Campbell Road and I-10 Frontage Road, with the following conditions: the addition of the City logo with all signage wording in the appropriate City branding font, and Council Member Donaho seconded the motion. Motion carried 4-0.

- 13. CONSIDERATION AND POSSIBLE ACTION CONCERNING:** Proposed Fiscal Year 2022-2023 Budget Calendar.

City Administrator Julie Robinson advised that the budget process had begun and requested feedback from the Council regarding meeting and workshop dates as outlined in the Proposed Fiscal Year 2022-2023 Budget Calendar. After a brief discussion, Council Member McCormack made a motion to approve the proposed fiscal year 2022-2023 Budget Calendar as presented, and Council Member Bothe seconded the motion. Motion carried 4-0.

- 15. CONSIDERATION AND POSSIBLE ACTION CONCERNING:** Ordinance No. 2022-XX – AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF SPRING VALLEY VILLAGE, TEXAS, BY DELETING FROM APPENDIX “A” THEREOF SECTION 6.003 AND SUBSTITUTING THEREFOR A NEW SECTION 6.003; ESTABLISHING A SCHEDULE OF FEES FOR POTABLE WATER; AND PROVIDING A REPEALER CLAUSE, A SEVERABILITY CLAUSE, AND AN EFFECTIVE DATE.

Mayor Pro Tem Carpenter read the Ordinance by caption only. Council Member Donaho made a motion to approve Ordinance No. 2022-08, and Council Member McCormack seconded the motion. Motion carried 4-0.

- 16. CONSIDERATION AND POSSIBLE ACTION CONCERNING:** Ordinance No. 2022-XX – AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF

SPRING VALLEY VILLAGE, TEXAS, BY DELETING FROM APPENDIX "A" THEREOF SECTION 6.004; ESTABLISHING A SCHEDULE OF FEES FOR SANITARY SEWER SERVICES; AND REPEALING ALL OTHER ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT OR IN CONFLICT HERewith.

Mayor Pro Tem Carpenter read the Ordinance by caption only. Council Member McCormack made a motion to approve Ordinance No. 2022-09, and Council Member Donaho seconded the motion. Motion carried 4-0.

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

1. Status of Loeser, Traweck, Lone Star and W. Tex Paving and Utility Improvements Project

Assistant to the City Administrator Silvia Chiapponi advised that the project was in its final stages. She also advised that the final walk-through was scheduled for Friday, April 29, 2021.

2. Status of Replacement of Ground Storage Tank #2

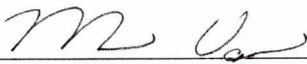
Assistant to the City Administrator Silvia Chiapponi advised that the project was in its final stages and all major construction items had been completed. She also advised that the final walk-through was scheduled for Thursday, April 28, 2021.

3. Status of Bingle Road Diet

Assistant to the City Administrator Silvia Chiapponi advised that Lone Star Pavement would be performing the work for Spring Valley Village and City of Houston. She also advised that the City of Houston is still waiting on construction permits. Ms. Chiapponi advised that work would begin approximately three to four weeks after permits had been attained. Charlie Calderwood, who lives at 15 Woodsborough Circle, expressed his concerns about the project.

18. ADJOURNMENT

Council Member Donaho made a motion to adjourn the meeting at 7:40 p.m., and Council Member Bothe seconded the motion. Motion carried 4-0.

Signed: 

Marcus Vajdos
Mayor

Attest: 

Jasmin Torres
City Secretary