

**MINUTES OF MEETING OF THE
CITY OF PRAIRIE VIEW OF WALLER COUNTY, TEXAS
CITY COUNCIL REGULAR MEETING
OCTOBER 27, 2015**

Call to Order

Mayor Frank Jackson called the meeting to order at 6:00 p.m.

Certification of Quorum

Roll Call of the Quorum was completed by City Secretary Janie Willman. The following City Council Members were present: Mayor Frank D. Jackson, Council Member Jonathan Miller, Council Member / Mayor Pro Tem Jonathon Randle, Council Member Marie Herndon, and Council Member Herbert Thomas. Council Member Paulette Matthews-Barnett arrived at 7:03 p.m.

Also present were City Secretary Janie Willman, City Attorney Paula Alexander, and City Financial Advisor JJ Johnson.

Invocation

Council Member Jonathon Randle delivered the invocation.

Citizens Comments

Mr. Malcolm Jackson voiced displeasure with the tasing and arrest of Councilman Jonathan Miller.

Dr. Lola Lockett indicated she made a water payment online which did not get credited to her account and her water service was disconnected. She directed the City Council to look into the matter.

Dr. White addressed the City Council regarding the tasing and arrest of Councilman Jonathan Miller.

Motion by Council Member Herndon and second by Council Member Randle to allow the speaker additional time.

Council Member Miller	Yes
Council Member Randle	Yes
Council Member Herndon	Yes
Council Member Thomas	Yes

Voting against: None.
Absent: Barnett.

Motion carried by majority vote.

Councilman Jonathan Miller addressed the City Council. He stated he did not understand why he was tased and arrested when he was just checking on his friends the weekend of Prairie View A & M Homecoming. He addressed the City Council about the impact of the arrest incident on his personal life. He spoke to his reasons for seeking office and the impact of those with differing political views on his personal life.

Mr. Ron Leverett addressed the City Council stating the Mayor and City Council are responsible for ensuring compliance with the City's ordinances.

Motion by Council Member Herndon and second by Council Member Randle to allow the speaker additional time.

Council Member Miller	Yes
Council Member Randle	Yes
Council Member Herndon	Yes
Council Member Thomas	Yes

Voting against: None.
Absent: Barnett.

Motion carried by majority vote.

Mr. George Miller addressed the City Council voicing his concerns about the treatment of his son Councilman Jonathan Miller. He expressed the joy that his two sons had brought to his life.

Motion by Council Member Herndon and second by Council Member Randle to allow the speaker additional time.

Council Member Miller	Yes
Council Member Randle	Yes
Council Member Herndon	Yes
Council Member Thomas	Yes

Voting against: None.
Absent: Barnett.

Motion carried by majority vote.

Mr. David Allen addressed the City Council delivering verbally and physically a document to each of the City Council Members and to the City Secretary about the City's need to get specific problems corrected and answered.

Motion by Council Member Herndon and second by Council Member Randle to allow the speaker additional time.

Council Member Miller	Yes
Council Member Randle	Yes
Council Member Herndon	Yes
Council Member Thomas	Yes

Voting against: None.

Absent: Barnett.

Motion carried by majority vote.

Ms. Jude Daniels addressed the City Council offering her place of business as a location to allow persons to meet and talk in a relaxed setting.

Consent Agenda

Approval of the Meeting Minutes of the Regular City Council Meetings of June 23, 2015, July 28, 2015, August 25, 2015, and September 22, 2015.

Motion by Council Member Randle and second by Council Member Thomas to approve the meeting minutes as presented with changes to the August 25, 2015 City Council Meeting to include the addition of all the resolutions and ordinances for the Sandra Bland initiatives.

Council Member Miller	Yes
Council Member Randle	Yes
Council Member Herndon	Yes
Council Member Thomas	Yes

Voting against: None.

Absent: Barnett.

Motion carried by majority vote.

Approval of the Meeting Minutes of the Special City Council Meetings of August 12, 2015, August 24, 2015, August 31, 2015, September 8, 2015, September 15, 2015, and September 28, 2015.

City Secretary Janie Willman explained that the City Council would only be approving the meeting minutes of the Special Called Meetings of August 24, 2015, August 31, 2015, and September 8, 2015 explaining that staff was behind on producing meeting

minutes due to the extensive illness of an employee integral to supporting the production of the meeting minutes.

Motion by Council Member Randle and second by Council Member Thomas to approve the meeting minutes of August 24, 2015, August 31, 2015, and September 8, 2015.

Council Member Miller	Yes
Council Member Randle	Yes
Council Member Herndon	Yes
Council Member Thomas	Yes

Voting against: None.
Absent: Barnett.

Motion carried by majority vote.

Appointment of City Council Members Herndon and Paulette Matthews-Barnett to represent the City of Prairie View on the Houston-Galveston Area Council (H-GAC) General Assembly in 2016.

The City Council took action following discussion during which Council Member Herndon offered to allow other members of the City Council to participate following her extensive years of service.

Motion by Council Member Randle and second by Council Member Thomas to appoint Council Member Paulette Matthews-Barnett as the primary representative and Council Member Jonathan Miller to serve as the alternate representative.

Council Member Miller	Yes
Council Member Randle	Yes
Council Member Herndon	Yes
Council Member Thomas	Yes

Voting against: None.
Absent: Barnett.

Motion carried by majority vote.

The motion carried by majority vote.

Approval of a **Resolution 2015-1027-A** authorizing the formation of the Gulf Coast Regional 9-1-1 Emergency Communications District through the Houston-Galveston Area Council.

Motion by Council Member Herndon and second by Council Member Randle to approve the Resolution authorizing the formation of the Gulf Coast Regional 9-1-1 Emergency Communications District through the Houston-Galveston Area Council.

Council Member Miller	Yes
Council Member Randle	Yes
Council Member Herndon	Yes
Council Member Thomas	Yes

Voting against: None.
Absent: Barnett.

Motion carried by majority vote.

Approval of a **Resolution 2015-1027-B** extending the City's Bank Depository Services from November 1, 2015 to December 1, 2015.

Motion by Council Member Randle and second by Council Member Herndon to approve a Resolution extending the City's Bank Depository Services with Prosperity Bank – Hempstead from November 1, 2015 to December 1, 2015.

City Secretary Janie Willman explained that the procurement period was short one day. Rather than to risk a problem based on a procurement error, Ms. Willman re-published the advertisements and is seeking the City Council's approval to continue the current services with the Bank to complete the procurement process.

Council Member Miller	Yes
Council Member Randle	Yes
Council Member Herndon	Yes
Council Member Thomas	Yes

Voting against: None.
Absent: Barnett.

Motion carried by majority vote.

Regular Agenda

Creation of a Board of Appeals and Appointment of Board Members to serve on the Board of Appeals. City Secretary Janie Willman explained that the staff placed this agenda item to allow the City Council to consider creating a Board of Appeals in the event it is needed to allow the appellate processes to move forward in the case of Mellrene Young.

Following extensive discussion about adopting the Board of Appeals and appointing Board Members to serve, the City Council considered action.

Motion by Council Member Randle to adopt the Ordinance creating a Board of Appeals and Appointing Board Members to serve on the Board of Appeals. The motion died for lack of a second.

Appoint an Ad-hoc Committee to work with Prairie View A & M University and a Prairie View A & M University School of Architecture Student Panel on developing standards and designs for way finding signage related to the Sandra Bland Memorial Park and the Sandra Bland Parkway.

Mayor Jackson indicated he was seeking the City Council's ratification of the following individuals to serve on the Ad-hoc Committee; Reverend Lenora Dabney, Ms. Eula Bennett, Ms. Ada Bennett, Reverend Harold Tisdell, Reverend Fletcher Williams, Reverend Eddie Alfred, Reverend Richard Hayes and Ms. Denise Armstrong along with any additional members the City Council might recommend. Council Member Miller recommended Mr. LaVaughn Mosely.

Motion by Council Member Thomas and second by Council Member Randle to ratify the appointment of the Ad-hoc Committee.

Council Member Miller	Yes
Council Member Randle	Yes
Council Member Herndon	Yes
Council Member Thomas	Yes

Voting against: None.

Absent: Barnett.

Motion carried by majority vote.

Award the Bid for Overall Program Management Services on the City of Prairie View's Economic Development Administration for the Old Houston Highway and James Muse Parkway Infrastructure Development Project locally known as the James Muse Parkway Project.

Following discussion of the change in funding by EDA reducing the amount remaining for program management, bid requirements, the bidding process, and the two proposals received, the City Council took action.

Motion by Council Member Thomas and second by Council Member Randle to award the bid to Public Management.

Council Member Miller:	Abstained
Council Member Randle:	Yes
Council Member Herndon:	Yes
Council Member Thomas:	Yes
Council Member Barnett:	Yes

The motion carried by majority vote.

Authorize solicitation of bids for engineering services for the EDA Project locally known as the James Muse Parkway Project.

Motion by Council Member Randle and second by Council Member Thomas to authorize solicitation of bids for engineering services for the EDA Project locally known as the James Muse Parkway Project.

Council Member Miller:	Yes
Council Member Randle:	Yes
Council Member Herndon:	Yes
Council Member Thomas:	Yes
Council Member Barnett:	Yes

The motion carried by unanimous vote.

Appointment of Individual or Firm to provide Building Official and Fire Inspection Services in the City of Prairie View through the approval of a Professional Services Contract or a Corporate Contract.

Following discussion related to the need to obtain building official and fire inspection services following the resignation of former Building Official Jim Cook, the City Council took action.

Motion by Council Member Randle and second by Council Member Herndon to appoint the firm of Bureau Veritas to provide building official and fire inspection services with the provision that staff bring back an ordinance to support the increased cost of the fee structure plus administrative fees.

Council Member Miller:	Yes
Council Member Randle:	Yes
Council Member Herndon:	Yes
Council Member Thomas:	Yes
Council Member Barnett:	Yes

The motion carried by unanimous vote.

The City Council was informed that the attorneys representing the City in two legal matters had arrived for the Executive Session under Agenda Item 22.

Motion by Council Member Randle and second by Council Member Herndon to have the City Council consider the Executive Session under Agenda Item 22 at this time.

Council Member Miller:	Yes
Council Member Randle:	Yes
Council Member Herndon:	Yes
Council Member Thomas:	Yes
Council Member Barnett:	Yes

The motion carried by unanimous vote.

Executive Session Agenda

The City Council convened into Executive Session at 8:18 p.m., pursuant to Section § 551.071, Consultations with Attorney, of the Texas Government Code, (1) to seek advice of its attorneys regarding (a) pending or contemplated litigation, (b) a settlement offer, or (2) a matter on which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflict with this Chapter, including Michael Kelley v. City of Prairie View, and INOC Properties, et al v. City of Prairie View, et al.

The City Council reconvened into open session at 8:31 p.m. to consider the matter of Council Member Herndon's attendance during the Executive Session related to the matter of INOC Properties, et. al. v. City of Prairie View, et. al.

Motion by Council Member Thomas and second by Council Member Randle to excuse Council Member Herndon from the City Council's consultation with its attorneys in the matter of INOC Properties, et. al. v. City of Prairie View, et. al.

Council Member Miller:	Abstained
Council Member Randle:	Aye
Council Member Herndon:	Nay
Council Member Thomas:	Aye
Council Member Barnett:	Aye

The motion carried by majority vote.

There was a brief exchange between Mayor Jackson and Council Member Herndon regarding her leaving the City Council dais.

The City Council convened into Executive Session at 8:35 p.m., pursuant to Section § 551.071, Consultations with Attorney, of the Texas Government Code, (1) to seek advice of its attorneys regarding (a) pending or contemplated litigation, (b) a settlement offer, or (2) a matter on which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflict with this Chapter, including Michael Kelley v. City of Prairie View, and INOC Properties, et al v. City of Prairie View, et al.

Council Member Herndon joined the Executive Session at 9:53 p.m.

The City Council convened into Executive Session. Pursuant to Section § 551.074, Personnel Matters, of the Texas Government Code, to discuss the duties of the City Secretary and conduct or schedule an evaluation.

The City Council re-convened into Open Session at 11:32 p.m. with no action taken under the Executive Sessions conducted pursuant to Sections 551.071 and 551.074.

Consider action adopting a policy for the location of media and videotaping in the City Council Chambers. (Council Member Herndon)

Council Member Herndon requested that the City Council consider adopting the policy of allowing community volunteers who videotape City Council Meetings as a courtesy to the community be allowed to have access along the north wall or along the back wall of the City Council Chambers so as to capture citizens comments and the City Council's deliberations with improved sound and images.

Motion by Council Member Herndon and second by Council Member Randle to adopt the policy of allowing community volunteers who videotape City Council Meetings as a courtesy to the community access along the north wall or along the back wall of the City Council Chambers so as to capture citizens comments and the City Council's deliberations with improved sound and images.

Council Member Miller:	Yes
Council Member Randle:	Yes
Council Member Herndon:	Yes
Council Member Thomas:	Yes
Council Member Barnett:	Yes

The motion carried by unanimous vote.

Consider action continuing the Quarterly Publication of the City of Prairie View 4B Economic Development Corporation Newsletter. (Council Member Marie Herndon)

Council Member Herndon requested that the City Council adopt a policy related to the Quarterly Publication of the City of Prairie View 4B Economic Development Corporation Newsletter. She noted there have been questions raised about the newsletter benefiting some businesses and not others but that she received directions from the newsletter publisher to that effect.

Council Member Thomas indicated the newsletter was originally designed to provide basic information about the City of Prairie View.

Motion by Council Member Herndon to allow the 4B Quarterly Newsletter editor, who is responsible for the newsletter, to decide what content should be placed in the newsletter. The motion died for lack of a second.

City Council reached a consensus to allow the 4B Economic Development Corporation to produce a set of guidelines for determining content, etc. for the 4B Quarterly Newsletter.

Consider action adopting a Policy for Retrieving City-Issued Equipment or Property from any Elected or Appointed City of Prairie View Official. (Council Member Marie Herndon)

Council Member Herndon requested that the City Council adopt a policy for retrieving City-issued equipment or property from any elected or appointed City of Prairie View Official.

Motion by Council Member Herndon and second by Council Member Thomas to set as a policy that no later than 24 hours from the date an employee leaves the City's employ or a City Council Member leaves office (upon the meeting at which an election is canvassed) that all City-issued equipment or property will be retrieved and returned to the City of Prairie View.

Council Member Miller:	Yes
Council Member Randle:	Yes
Council Member Herndon:	Yes
Council Member Thomas:	Yes
Council Member Barnett:	Yes

The motion carried by unanimous vote.

Department Reports and Updates

Accounting Report – J.J. Johnson, City Financial Advisor

Administration – Janie Willman, City Secretary

1. City Volunteer Board Application Changes

2. Status update on the Mellreene Young property located at 100 Owens Road at Thompson

3. Brookside Meadows Subdivision Request

4. Discuss Results and Recommendations from the City Council Ad-Hoc Committee on City Council Meetings and Agenda Development Processes.

Municipal Court Report – Judge Morris Overstreet

Police Department Report – Chief Larry Johnson

Public Works Operation – Fredrick Alexander, Public Works Supervisor

Tax Report – Waller Independent School District

Delinquent Tax Report – Tia Alix, Area Manager, Linebarger Goggan Blair & Sampson

Due to the lateness of the hour, the Departmental Reports and Updates were dispensed with.

Mayor and City Council Reports and Announcements

City Council Written Reports

Mayor's Report

Due to the lateness of the hour, the City Council's and Mayor's Reports were dispensed with.

Discuss and consider action on an Ordinance amending the City of Prairie View's Adopted Budget for the Fiscal Year 2015-2016.

A. Police Department

B. Administration Department

No action was taken on this agenda matter.

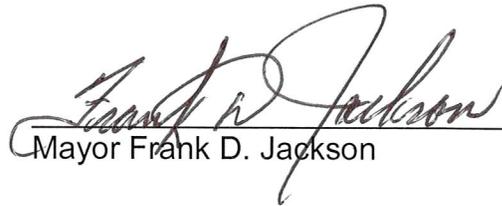
New Business (Future Agenda Items) The City Council reached a consensus to have a Special Called Meeting on Monday, November 2, 2015 at 5:30 p.m. to discuss a limited agenda including considering an ordinance to increase the fee structure for building inspections, requesting authorization for soliciting engineering construction services on the James Muse Parkway Project, re-evaluating changes to the Board Applications, and amending the City's adopted Fiscal year 2015-2016 Budget to include increases for program items in the Police and Administration Departments.

Adjourn. Motion by Council Member Randle and second by Council Member Barnett to adjourn the City Council Meeting at 12:18 a.m.

Council Member Miller:	Yes
Council Member Randle:	Yes
Council Member Herndon:	Yes
Council Member Thomas:	Yes
Council Member Barnett:	Yes

The motion carried by unanimous vote.

Approved this 17th day of November, 2015.



Mayor Frank D. Jackson

ATTEST:



Janie Willman, City Secretary