

## COUNCIL MEETING, THURSDAY, JUNE 13, 2013, 6:00 P.M.

The Mayor and City Council met in regular session on Thursday, June 13, 2013 at 6:00 p.m. with the following members present: Mayor Ana Diaz, Council Members Rivas, Robinson, Lee, Garcia and Gonzales; City Manager Maner, City Attorney DeFoyd and City Secretary Raines.

The Meeting was opened with Prayer and the Pledge of Allegiance.

A motion was made by Council Member Rivas and seconded by Council Member Garcia to approve the minutes as presented. Vote: 5 For 0 Against

### MAYOR'S REPORT:

Mayor Diaz stated she thought everything was going good. She advised that baseball All Stars were going on right now and they had a game tonight at 7:00 p.m. and encourage everyone to go out and support the team, that they were playing Deer Park tonight and it was going to be a tough one, they played Channelview last night and won the game 18 to 8.

### DEPARTMENT HEAD REPORTS:

Lt. Longrigg advised that Chief Ayala was out of town and that nothing was going on with the Police Department, he ask that everyone be careful, it was summer time and a lot more people were walking around. He reminded everyone that if they were going on vacation to be sure and participate in the vacation watch the police department provided.

Chief Squyres advised that the fire and EMS were very busy and they did have a little bit of a problem, that some of their fire fighters were gaining too much weight, that there was such an out pouring of sympathy for the fire fighters recently and a lot of people knew that we hired those guys but thankfully none of them worked for us but there has been more cake, cookies and such left at our fire station even though we weren't a part of it and he wanted to thank everybody for that and hopefully they can still move and get into their gear. He stated it was really good to see that kind of outpouring, that our Houston guys didn't see that on a day to day basis at their stations but when they come here and they really appreciate it. He reported that the EMS had been running nonstop and they actually were able to save a person's life.

Mayor Diaz stated that she had a few things to say on behalf of the fire fighters, that she attended one of the funerals for one of the firefighters who was a resident of South Houston and he was also a police officer for Precinct 2 before he became a fire fighter so she attended the funeral with Chris and someone told her that if she had never gone to a

fire fighter's funeral she would be amazed and she was amazed, they had fire fighters there from Alaska, Pittsburg, New York, so many that she could name that were here to attend the funerals of all four of them and she ask that everyone keep the fire fighters families in their Prayers, that it was a very emotional service.

Bernardo Perez, Public Works Department, reported that things were going pretty good and reminded everyone that we were still in drought conditions and related an incident about a grass fire from a vehicle which was due to the dry conditions and ask that they please report any water leaks or sewer problems they see.

Mayor Diaz ask if the mosquito truck was going out and was advised that it was. The Mayor stated that she had gotten a couple of call about the termites flying everywhere and asking if we were going to spray and she advised them we were doing the best that we could.

There was discussion about the amount of documentation that was required to be able to spray and what we could spray for.

Ivan Rojas, Parks and Recreation Director, advised that the pool was open and went over the schedule for the senior swim and water aerobics and the schedule for the pool hours. He stated that the Jacinto city All Stars were playing and his son was playing on the Galena Park All Stars and hopefully they would meet for the championship.

Cindy Miller, Heritage Hall Director, stated that they had bean bag baseball today and they have it every Thursday at 9:30 a.m., that Mary Robinson came down today and they could ask her about the event that happened, it was eventful but ask Mary not her. Cindy announced that the Father's Day party was tomorrow, as well as bingo and game night was Monday, the 17<sup>th</sup> from 4:00 p.m. to 7:00 p.m. and Ms. Berry was still doing the line dancing classes on Wednesday at 10:00 a.m..

Mayor Diaz stated that she was looking forward to tomorrow and she knew that Nicholas was looking forward to the root beer floats.

Stephanie Orr, Jacinto City Library, reported that they were into their second week of the Summer Reading Program and at their last count today they had 63 students, 8 adults and 12 teens that had signed up. She discussed the Traveling Naturalists and the puppet show program they have already had and it was a good thing that they had the remodel because they had a packed house. She advised that next Wednesday at 3:00 p.m. they would have Ronald McDonald which was always a big one, so they were having a busy summer.

**CITY MANAGER'S REPORT:**

City Manager Maner advised that all was going well in the city and he would like to remind everyone that we were only a few week off, don't forget the 4<sup>th</sup> of July, the fire works display was going as scheduled, that Chief Squyres had that all taken care of. He ask that everyone be safe and to try to stay out of this heat, that he had heard of some report of problems, that we haven't had any here so everyone needs to take care and if anyone has a problem to let us know.

There was no unfinished business.

**NEW BUSINESS:**

1. A motion was made by Council Member Garcia and seconded by Council Member Robinson to approve Resolution 2013-4R setting exemptions for FY 2013/2014 and for all future years at \$40,000.00 unless revised by City Council. Vote: 5 For 0 Against

2. City Manager Maner advised that the Variance Board met on June 4, 2013 to hear the request of Mr. Jaime Martinez to change the setback line for an addition to the church at 10718 Munn. He stated the Variance Committee heard the request and input from the building inspector and voted unanimously to recommend to the city council that the requested variance be approved.

A motion was made by Council Member Garcia and seconded by Council Member Robinson to approve the Variance Board's recommendation to allow changing the set back line at 10718 Munn. Vote: 5 For 0 Against (Copy of Application Attached)

3. City Manager Maner advised that the council had received copies of the contract with U. S. Capital Advisors for Financial Services and just to recap real quickly, for those in the audience, he stated that for years the city had engaged Coastal Securities Inc. as our financial advisors and specifically from Coastal Securities Mr. Jim Gilley and a few months back Mr. Gilley left that firm and was now with U. S. Capital Advisors and Mr. Gilley had done such a good job for the city for many years that the city council voted to terminate the contract with Coastal Securities, the time has now passed for that and this is signing a new contract for U. S. Capital Advisors to be the official financial advisors for the city. He stated that it was exactly the same contract, just with a new company and he would recommend it and the city attorney had been over it.

City Attorney DeFoyd stated that he reviewed it and it complies and in fact Mr. Gilley was with First Southwest before it was Coastal Securities and the council followed him from First Southwest to Coastal and now if the council desires to follow him to his new firm U. S. Capital Advisors and he would recommend the council pass it.

CITY OF JACINTO CITY  
BOARD OF ADJUSTMENT  
ZONING ORDINANCE

DATE OF MEETING JUNE 4, 2013

NAME OF APPLIANT:

TABERNACULO DE VIDA HISPANA INC RE: LOT 11 BLOCK 28  
10718 MUNN (JAIME MARTINEZ, INDUSTRIAL ADDITION  
PASTOR )  
JACINTO CITY, TEXAS 77029

DESCRIPTION OF VARIANCE REQUESTED MR. JAIME MARTINEZ WANTS TO CHANGE  
SETBACK LINE FOR AN ADDITION TO THE CHURCH AT 10718 MUNN.

ACTION TAKEN BY BOARD OF ADJUSTMENT:

APPROVED BY THE VARIANCE COMMITTEE

MEMBERS SIGNATURE OF APPROVAL AS STATED ABOVE:

[Signature] [Signature]  
Donna Dailey  
CHAIRMAN

A motion was made by Council Member Robinson and seconded by Council Member Gonzales to approve the contract with U. S. Capital Advisors L.L.C. for financial Services.  
Vote: 5 For 0 Against

City Manager Maner advised that Mr. Gilley would normally be here but he was in New York City tonight celebrating his 30<sup>th</sup> wedding anniversary.

4. Mayor Diaz welcomed Mr. Schion back, stating that it was nice to see him. Mr. Schion stated that was a nice welcome, they he sat there when Mr. Jack had two lung transplants and had seen Mr. Jack cry and wondered why would he cry to be back, well guess what, when he was lying in his bed dying and he was dying on a Sunday night a month and a half ago and he did it, they didn't have much hope and advised him that he needed blood and after they gave it to him he picked back up and he was able to walk here tonight and talk and he knew why Mr. Jack cried because it was hard to realize that you could lose it all in an instance and the mask was to protect him. He stated he always talked about controversial things so tonight he was not going to talk about it but he wanted to ask the council to look into something for him that he had found and it was a big interest to him. He stated he left the city, not because he didn't love it but because he had horses and there was no place here to keep them. He stated that most everybody in this room were good people and the council too, he had seen a lot come and go and Mr. DeFoyd for all those years because he had been here more than any of them along with Ms. Raines. He stated he had a lot of time to think, while in the hospital, about things that were not important to a lot of people but what he wanted to do; Ms. Nancy brought him \$1105.00 for parking and for everybody in the room that gave, he really appreciated it and she gave it to his wife for parking and parking was outrageous and his wife came every night and they had a 5 year old grandbaby that they adopted and it was really pretty hard on her. He stated that for the people that gave, he appreciated it very much because it was a heartwarming thing to know that he sets up here and dogs a lot of things that people do here. He talked about his brother being shot here in the city in 1987 and Jacinto city said they didn't really have enough money to do the investigation and it hurt him for years, he talked about the police classes he took, gun courses and there was a lot of things he knew about rules and regulations and these he had here were actually from the police department but he didn't want to share them with the public tonight, they were something he would like to give the council tonight and when they had time, let him talk about what he found and see but as he was laying in his bed thinking he was dying and crying and praying, a few things came to him and he never gets on anybody's case unless they give him a reason to, he had never done this to anyone that didn't deserve it, that this was going to be a big sticky issue and he wanted to let everyone up there look into it because they had ask him one time why he couldn't come to them first and let them look into it, so that was what he wanted to do.

Mr. Schion stated he appreciated what they did for him.

Mayor Diaz advised Mr. Schion that when Nancy came up here, no one hesitated to give, that we might not always agreed but we stick together.

#### COMMENTS FROM THE AUDIENCE:

Mr. Freddie Ybarbo, 1617 Casperson, stated that his problem was probably not a big problem to them but he didn't read the regulations about having chickens and he had cripple neuropathy and he uses his chickens; that he only had three of them, no roosters, and he has a small portable coop that he build and he moves them around and he uses them like working chickens because sometimes he wouldn't leave his house if he couldn't go out and feed his chickens and he was wondering if there was a way he could keep his chickens, he had raised them since they were little. He stated that if he had to get rid of them he would, that was why he came to them.

City Manager Maner stated this was the first he had heard about it, that we could look into it.

Mr. Ybarbo stated that he knew they couldn't do anything tonight.

Mayor Diaz ask Mr. Ybarbo if someone had complained about the chickens or come to his house and complained.

Mr. Ybarbo stated that nobody had complained, that he go a note on his door because his next door neighbor's house needed to be torn down and Lon saw it and everything and he got a note on his gate that said he needed to get rid of them and he went and saw Lon and he talked to Burley and if he had to get rid of them, he wanted to find someplace to put them so he could go and take care of them because he had raised them since they were little chickens. Mr. Ybarbo stated that he was born and raised on Casperson Street.

Mayor Diaz advised him that we would look into it and let him know.

Mr. Schion stated that when he lived here, he had a pig and they were on him all the time and just to let them know, it said non domestic animals and he had to get rid of his pig.

Donna Dailey, 1701 Chasen Dr., stated that she didn't know this man at all but with the price of eggs today it might be a good idea for all of us to get some chickens and she guessed she was a country girl because she loved the sound of a rooster in the morning. She stated that she believed that if you were in 4 H or something there was ways around

animals and maybe for health reasons and there was no neighbors complaining she would like to see him get to do it.

Ms. Sylvia Kee, 1632 Casperson, stated that she had know Mr. Ybarbo since 1972 and she knew that we did have a city ordinance regarding no poultry but if it was at all possible she would like to see him be able to keep the chickens.

Mayor Diaz again advised that the council would discuss this and get back with Mr. Ybarbo.

Ms. Martinez, from the Tabernaculo De Vida Church, thanked the Mayor and Council for allowing them to change the setback line for the addition to their church.

Mayor Diaz invited everyone to go out to the JC All Star game at 7:00 p.m..

Donna Dailey advised that when everyone left here today, that her husband would be outside with lettuce and oranges to please go and get whatever they could use, it was all free.

Council Member Garcia stated that she wanted to commend our public works department, that they went the extra mile this week to help out Galena Park with their broken water main and she wanted to thank them for that.

Mayor Diaz adjourned the meeting at 6:35 p.m..

Respectfully submitted,

A handwritten signature in cursive script that reads "Joyce Raines". The signature is written in black ink and is positioned above the typed name and title.

Joyce Raines  
City Secretary