



Regular Council Meeting Agenda

Tuesday, February 20, 2024 at 6:30 PM
8301 Westview Drive, Houston, Texas 77055

The City Council of the City of Hilshire Village, Texas will meet on Tuesday, February 20, 2024, at 6:30 PM in the City Hall Council Chambers at 8301 Westview, Houston, Texas 77055.

Any person may participate and address the City Council at the meeting by Zoom, telephone, personal appearance at City Hall, or by writing. Kindly submit your comments in advance of the meeting to Cassie.Stephens@HilshireVillageTexas.com.

Join Zoom Meeting

1. CALL TO ORDER

- 1.A. Invocation (Council Member Crawford)
- 1.B. Pledge of Allegiance
- 1.C. Roll Call

2. CITIZEN'S COMMENTS

This is an opportunity for citizens to speak to Council about agenda and non-agenda items. Comments are limited to up to three minutes. If the topic the speaker wishes to address is on the agenda, the speaker can either speak at this time or defer comments until such time the item is discussed.

Speakers must address the council at the microphone and give their name and address before voicing their concerns.

Note: To comply with provisions of the Open Meetings Act, the City Council may not deliberate on items discussed under this agenda item. Items that cannot be referred to the City staff for action may be placed on a future City Council agenda. A copy of any prepared remarks or notes to be used and distributed by the speaker must be presented to the City Secretary prior to the beginning of the meeting.

3. REPORTS TO COUNCIL

- 3.A. Spring Valley Police Report
- 3.B. Building Official's Report
- 3.C. City Engineer's Report
- 3.D. Fire Commissioner's Report (Mayor Buesinger)

- 3.E. Mayor Buesinger's Report
- 3.F. City Secretary's Report: (City Secretary Stephens)
Complaint Log
Consent Agenda
Research: Community Notices via Text Message
- 3.G. City Treasurer's Report (City Secretary Stephens)

4. **CONSENT AGENDA**

- 4.A. Approve Disbursements
- 4.B. Approve Minutes from the Regular Council Meeting January 23, 2024
- 4.C. Approve Check Registers

5. **DISCUSSION AND POSSIBLE ACTION**

- 5.A. Discussion and possible action to approve of City of Hilshire Village Resolution 2024-255 designating the City Secretary to be the Investment Officer.
- 5.B. Discussion and possible approval of City of Hilshire Village Resolution 2024-256 denying the CenterPoint proposed rate application and consolidation.
- 5.C. Discussion and possible approval to release a surety bond for the installation of Verizon Cell Nodes in the City of Hilshire Village right-of-way.
- 5.D. Discussion and possible approval of City of Hilshire Village Ordinance # 836-2024 amending the No Parking Zones.
- 5.E. Discussion and possible action to approve of City of Hilshire Village Ordinance 837-2024 striking the entirety of Hilshire Village Ordinance # 742 Juvenile Curfew to comply with Local Government Code Title 11., Subtitle C., Chapter 370., Section 370.007
- 5.F. Discussion and possible action to improve street lighting.
- 5.G. Discussion and possible action regarding public participation in council meetings by video calls.

6. **DISCUSSION**

- 6.A. Discuss and possibly provide clarifications of City of Hilshire Village Ordinance # 745 regarding tree regulations, constraints, objectives.

7. **ADDITIONAL COUNCIL COMMENTS**

8. **FUTURE AGENDA TOPICS**

March 19th Regular Council Meeting - Presentation of Fiscal Year 2022-2023 Financial Audit

9. ANNOUNCEMENTS

10. ADJOURNMENT

NOTES:

*Agenda items may be considered in any order.

* In the event a quorum of the city council is not present, the members who are present may meet as a sub-committee of the council to discuss the agenda items above.

*City Council may recess into a closed meeting at any time during the open meeting to discuss any of the matters listed above as authorized by Texas Government Code, Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), 551.087 (Economic Development), and 551.086 (Certain Public Power Utilities: Competitive Matters).

I, Cassie Stephens, do hereby certify that the above Notice of Meeting and Agenda for the City Council of the City of Hilshire Village was posted in a place convenient and readily accessible February 16, 2024 at 3:00 p.m.

This facility is wheelchair-accessible and accessible parking spaces are available. Requests for accommodations or interpretative service must be made 48 hours before this meeting. Please contact the City Hall at 713-973-1779 or FAX -713-973-7793 for further information.

SPRING VALLEY POLICE DEPARTMENT

Calls - By Type

01\01\2024
thru 01\31\2024
Zone is: HILSHIRE VILLAGE

Type	Description	# Of Calls
6	ACCIDENT	2
22	ALARM	4
23	AMBULANCE CALL	3
24	ANIMAL CALL	1
135	BUSINESS CHECK	744
60	FIRE CALL	1
68	HOUSE CHECK	57
70	INFORMATION	8
71	INVESTIGATION	1
81	OPEN DOOR	3
86	PUBLIC RELATIONS	41
99	STALLED VEHICLE	1
103	SUSPICIOUS ACTIVITY	3
11	TRAFFIC STOP	7
163	VIOLATION OF CITY ORDINANCE	2
116	WATER LEAK	1
117	WELFARE CONCERN	2
	Total	881

SPRING VALLEY VILLAGE POLICE DEPARTMENT

**MONTHLY NEWSLETTER:
FEBRUARY 2024**

**1025 CAMPBELL ROAD
HOUSTON, TX 77055
PHONE: 713-465-8323**



**COMMUNITY MATTERS.
WE ARE A TEAM.**

INTRODUCTION

Hilshire Village Residents,

We hope the new year has gotten off to a good start for everyone. IRS scams usually increase with the beginning of tax season. We want to remind everyone to remain vigilant against IRS phishing attempts. Beware of anyone claiming to be with the IRS who contacts you by phone or email. Real IRS agents will initiate contact through regular mail or in-person. They will not threaten to revoke licenses or have people arrested. Never provide your personal information, Social Security number, bank account information, or credit card numbers to anyone who calls and ask for it unless you are certain of who you are dealing with. Remember that the IRS does not accept payment made via gift cards. Below are a few more things to keep in mind while you go about your day to day activities. As always we are available whenever you have concerns.

KEEP IN MIND:

- Be sure to lock all doors and windows in your home, when you are not on the premises.
- Lock your vehicle when it is unoccupied.
- Be cautious while in and around our school zones

Sincerely,
Chief M. Schulze



**COMMUNITY MATTERS.
WE ARE A TEAM.**

FEBRUARY 2024

DATE	DAY	SPECIAL DAYS FOR THIS MONTH
02-14-2024	WEDNESDAY	VALENTINE'S DAY
02-19-2024	MONDAY	PRESIDENT'S DAY



**COMMUNITY MATTERS.
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Public Service Announcement (PSA) From Our Officers:



Spring Valley Village PD offers a House Watch Program for residents while away on vacation or holidays. Either call Dispatch or email the form found in this newsletter and on the Police Department website.

Lt. C. Menchaca

Please pay attention to school buses loading and unloading children during the morning and afternoon. When the school bus is stopped and the red lights are flashing, motorists **must** stop. Also pay attention to school zones and crosswalks. Let's all do our part for the safety of our children.

Officer N. Hale

When you call in an emergency be sure to stay on the line, and be as calm as possible. Answer all questions. Give the dispatcher your address or describe your location, giving landmarks when possible.

TCS D. Gonzalez

**COMMUNITY MATTERS.
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TIPS TO PREP BEFORE LEAVING

- Close windows, blinds, curtains, shutters, lock all doors and garage.
- Set timers on interior lights. This goes a long way in deterring burglars, who often look for crimes of opportunity.
- Set your thermostat accordingly, for unnecessary energy cost, but can also help avoid unforeseen problems with you HVAC equipment.
- Take out the trash.
- Run garbage disposal until clear.
- Secure all valuables.
- Lock all vehicles that are at home.
- Turn on home security system.

Item 3.A.

ange for pets left at home.



HOUSE WATCH FORM

Please fill out the form below and **EMAIL to Dispatch@springvalleytx.com**

Drop Off at Spring Valley Village Police Department @ 1025 Campbell Rd., Houston, Tx 77055

OR Call Us @ 713-465-8323 with all the necessary information.

If you have any changes while your home is on House Watch , please contact us with any updates.

FIRST & LAST NAME			
ADDRESS			
PHONE # WHILE GONE			
DATE LEAVING		DATE RETURNING	
<i>TIME IF POSSIBLE</i>		<i>TIME IF POSSIBLE</i>	
LIGHTS (INSIDE)	LIGHTS ON <input type="checkbox"/>	TIMERS <input type="checkbox"/>	NO LIGHTS <input type="checkbox"/>
LIGHTS (OUTSIDE)	LIGHTS ON <input type="checkbox"/>	TIMERS <input type="checkbox"/>	NO LIGHTS <input type="checkbox"/>
HOME ALARM SYSTEM	YES <input type="checkbox"/>	NO <input type="checkbox"/>	
IF YES: ALARM COMPANY NAME			
CARS LEFT IN DRIVEWAY	YES <input type="checkbox"/>	NO <input type="checkbox"/>	
<i>COLOR / MAKE / MODEL</i>			
ANYONE COMING BY :			
<i>MAID/YARD CREW / PET SITTER ETC.</i>			
LOCAL KEY HOLDER NAME		LOCAL KEY HOLDER PHONE #	
<i>IN CASE OF EMERGENCY</i>			
ANY ADDITIONAL NOTES			
ZONE	1 2 3 4 5 6 (FOR DISPATCH ONLY)		

IDENTITY THEFT

What are the 3 types of identity theft?

- Financial Identity Theft
- Medical Identity Theft
- Online Identity Theft

Identity theft, also known as identity fraud, is a crime in which an imposter obtains key pieces of personally identifiable information (PII), such as Social Security or driver's license numbers, to impersonate someone else.



Prevent identity theft

- Check your credit report regularly.
- Shred unsolicited credit card applications.
- Monitor your account statements for unauthorized transactions.
- Follow up with creditors if your bills are missing.
- Keep your Social Security card and number in a safe location.
- Do not respond to spam email.



**COMMUNITY MATTERS.
WE ARE A TEAM.**

1025 CAMPBELL ROAD, HOUSTON, TX 77055

PHONE: 713-465-8323 / EMAIL:
DISPATCH@SPRINGVALLEYTX.COM

SPRING VALLEY POLICE DEPARTMENT

HILSHIRE VILLAGE

CALLS BY TYPE: 01/01/2024 THRU 01/31/2024

TYPE	DESCRIPTION	# OF
6	ACCIDENT	2
22	ALARM	4
23	AMBULANCE CALL	3
24	ANIMAL CALL	1
135	BUSINESS CHECK	744
60	FIRE CALL	1
68	HOUSE CHECK	57
70	INFORMATION	8
71	INVESTIGATION	1
81	OPEN DOOR	3
86	PUBLIC RELATIONS	41
99	STALLED VEHICLE	1
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11	TRAFFIC STOP	7
163	VIOLATION OF CITY ORDINANCE	2
116	WATER LEAK	1
117	WELFARE CONCERN	2
	TOTAL	881



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PHONE: 713-465-8323 / EMAIL:
DISPATCH@SPRINGVALLEYTX.COM

IMPORTANT NUMBERS AT A GLANCE

EMERGENCY

911 - FOR ALL EMERGENCY	713-465-8323
988 – NATIONAL SUICIDE & MENTAL HEALTH	

NON - EMERGENCY

SPRING VALLEY VILLAGE

SPRING VALLEY - CITY HALL	713-465-8308	VILLAGE FIRE DEPARTMENT	713-465-2323
SPRING VALLEY - PD	713-465-8323	VFD - NON-EMERGENCY	713-468-7941
SPRING VALLEY - PD FAX	713-465-3135		
SPRING VALLEY - COURT	713-465-0333		

VILLAGE FIRE DEPARTMENT

HILSHIRE VILLAGE

HILSHIRE VILLAGE – CITY HALL	713-973-1779		
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**COMMUNITY MATTERS.
WE ARE A TEAM.**

Status	Address	Construction Type
Active	1226 Glourie Dr	New Construction
Active	1236 Archley	New Construction
Active	1319 Pine Chase	Remodel
Active	14 Pine Creek	Swimming Pool
Active	8005 Anadell	New Construction
Active	8373 Westview	Interior Remodel
Active	1118 Glourie	Interior Remodel
Active	1118 Guinea	New Construction
Active	1126 Guinea Drive	Swimming Pool
Active	1131 Wirt	Swimming Pool
Active	1218 Ridgeley	Swimming Pool
Active	1242 Ridgeley	Remodel & Drainage
Active	1242 Ridgeley	Swimming Pool
Active	1306 Glourie Dr	New Construction
Active	1311 Friarcreek Ln	New Construction
Active	1315 Friarcreek	New Construction
Active	7 Pine Creek	Remodel
Active	8002 Burkhart	New Construction
Pending Submittal	1117 Guinea	New Construction
Pending Submittal	1214 Ridgeley	New Construction
Pending Submittal	1222 Glourie	New Construction
Permit Pending	1201 Archley	New Construction
Permit Pending	1201 Archley	Swimming Pool
Permit Pending	1210 Hilshire Villas	New Construction

Plan Review Permit Log

	Date	Permit Number	Address	Issued To	Amount Received	Description / Scope
1	1/2/2024	HV-23-071AB	1241 Ridgeley	Coerver Custom Homes	\$ 330.00	Addition- Covered Patio
2	1/2/2024	HV-23-071D	1241 Ridgeley	Coerver Custom Homes	\$ 460.00	Drainage
3	1/3/2024	HV-23-031H	1319 Pine Chase	Aire First	\$ 330.00	HVAC -Remodel
4	1/3/2024	HV-23-029FS	8002 Burkhart	Brigade Fire Solutions	\$ 320.00	Fire Sprinkler-NSFR
5	1/3/2024	HV-24-002T	1310 Ridgeley Dr	RF Tree Service	\$ -	Tree Removal - Dead
6	1/4/2024	HV-24-003	7901 Westview Drive	Strutton Plumbing	\$ 180.00	Plumbing -Gas Test
7	1/4/2024	HV-24-004	8301 Westview	Generators of Houston	\$ -	Generator
8	1/9/2024	HV-24-005	8315 Creekstone	Cobb Comfort	\$ 160.00	HVAC Replacement (duct work)
9	1/10/2024	HV-24-006	1222 Glourie	JTB	\$ 330.00	Demolition-NSFR
10	1/10/2024	HV-23-064E	14 Pine Creek Ln	Arrow Electric	\$ 160.00	Electrical Min
11	1/11/2024	HV-23-080P	1236 Archley	Dash Plumb	\$ 530.00	Plumbing - NSFR
12	1/12/2024	HV-23-100B	1118 Glourie	ResCom Custom	\$ 4,844.06	Remodel
13	1/17/2024	HV-24-008F	8002 Anadell	Griffin Fence	\$ 175.00	Fence
14	1/17/2024	HV-24-007	8373 Westview	Merrick Renovations	\$ 210.00	Remodel
15	1/18/2024	HV-23-043FS	1226 Glourie	1st Texas Fire	\$ 320.00	Fire Sprinkler - NSFR
16	1/22/24	HV-23-082DEMO	1201 Archley	MG Excavators	\$ 330.00	Demolition - NSFR
17	1/23/24	HV-23-072POD	7 Pine Creek Lane	Danamar	\$ 25.00	POD
18	1/24/24	HV-24-009R	17 Hickory Shadows	Innovations Roofing & remodeling	\$ 240.00	Roof Replacement
19	1/29/24	HV-24-010H	8393 Westview	King AC	\$ 160.00	HVAC Replacement
20	1/30/24	HV-24-011T	1209 Archley Drive	MG2 Tree Service	\$ 25.00	Tree Removal
21	1/31/24	HV-22-048I	1210 Ridgeley Dr	Jelasio Salazar	\$ 240.00	Irrigation -NSFR
22	1/31/24	HV-22-094SPP	1126 Guinea Drive	Kalin Plumbing	\$ 280.00	Plumbing -Swimming Pool

Permits	
Addition	1
Drainage	1
Demolition	2
Electrical	1
Fence	1
Fire Sprinkler	2
Generator	1
HVAC	3
Irrigation	1
Plumbing	3
POD	1
Remodels	2
Roof	1
Tree Removal	2
Total	22

Inspection Log

Log #	Address	Permit #	Inspection Type	Result	Date	Inspector
23-389	1315 Friarcreek Ln	HV-23-080B	Drainage	PASS	1/3/24	HDR
23-392	14 Pine Creek Ln	HV-23-064SPE	Bonding	PASS	1/3/24	BBG
24-005	1201 Archley Dr	HV-23-082	Tree Protection	PASS	1/3/24	Cary Moran
24-003	1226 Glourie Dr	HV-23-043E	Electrical Rough In	PASS	1/5/24	BBG
24-004	1311 Friarcreek Ln	HV-22-078M	Hood Vent	PASS	1/4/2024	BBG
23-370	1319 Pine Chase Drive	HV-23-031H	HVAC Cover	PASS	1/5/24	BBG
23-369	7901 Westview Dr	HV-24-003	Gast Test	PASS	1/4/24	BBG
23-371	1241 Ridgeley Drive	HV-23-022B	Frame	PASS	1/8/24	BBG
23-372	1241 Ridgeley Drive	HV-23-022H	HVAC Cover	PASS	1/8/24	BBG
24-007	1241 Ridgeley Drive	HV-23-022P	Plumbing Top-Out	FAIL	1/10/24	BBG
24-008	8002 Burkhardt Rd	HV-23-029B	Frame	PASS	1/10/24	BBG
24-009	8002 Burkhardt Rd	HV-23-029E	Rough	PASS	1/10/24	BBG
24-010	8002 Burkhardt Rd	HV-23-029E	Cover	PASS	1/10/24	BBG
24-012	1222 Glourie	HV-24-006UD	Sewer Disconnect	PASS	1/12/24	BBG
24-011	1241 Ridgeley Drive	HV-23-022P	plumbing cover	PASS	1/10/24	BBG
24-013	14 Pine Creek Ln	HV-23-064E	Electrical-Underground	FAIL	1/12/24	BBG
24-014	14 Pine Creek Ln	HV-23-064E	Electrical-Meter Release	FAIL	1/12/24	BBG
24-015	8315 Creekstone Cir	HV-24-005H	HVAC-Cover & Duct	PASS	1/12/24	BBG
24-017	1222 Glourie	HV-24-006B	Perimeter Fencing	PASS	1/15/24	BBG
24-016	1226 Glourie Dr	HV-23-043H	HVAC-Cover	FAIL	1/15/24	BBG
24-018	1236 Archley	HV-23-080P	Plumbing Ground & Sewer	FAIL	1/15/24	BBG
24-019	1315 Friarcreek Ln	HV-22-071B	Driveway Forms	PASS	1/15/24	BBG
24-020	1236 Archley	HV-23-080P	Plumbing Ground & Sewer	CANCELLED	1/16/24	BBG
24-026	1222 Glourie	HV-24-006	Tree Protection	PASS	1/17/24	Cary Moran
24-021	1210 Ridgeley Dr	HV-22-048F	Fence Final	PASS	1/18/24	BBG
24-022	1222 Glourie	HV-24-006	Silt Fencing	PASS	1/18/24	HDR
24-024	1236 Archley	HV-23-080P	Ground & Sewer	PASS	1/18/24	BBG
24-023	1306 Glourie Dr	HV-23-007D	Culvert	FAIL	1/19/24	HDR
24-028	1126 Guinea Dr	HV-22-094SP	Steel Inspection (Swimming Pool)	PASS	1/19/24	BBG
24-027	8315 Creekstone Cir	HV-24-005H	HVAC Final	PASS	1/19/24	BBG
24-030	1210 Ridgeley Dr	HV-22-048P	Plumbing Final	FAIL	1/22/24	BBG
24-029	1226 Glourie Dr	HV-23-043H	HVAC-Cover	PASS	1/22/24	BBG
24-031	8301 Westview Dr	HV-24-004	Generator Final - Electrical & Gas	PASS	1/22/24	BBG
24-032	1210 Ridgeley Dr	HV-22-048P	Plumbing Final	PASS	1/24/24	BBG
24-033	2 Pine Creek Lane	HV-23-089F	Fence Final	PASS	1/24/24	BBG
24-034	1210 Ridgeley Dr	HV-22-048M	Vent Hood	PASS	1/24/24	BBG
24-035	1210 Ridgeley Dr	HV-22-048M	Mechanical Final	PASS	1/24/24	BBG
24-036	2 Pine Creek Lane	HV-23-087E	SP Electrical Final	PASS	1/24/24	BBG
24-037	1210 Ridgeley Dr	HV-22-048E	Electrical Final	PASS	1/26/24	BBG
24-038	1313 Pine Chase Dr	HV-23-056H	HVAC Final	PASS	1/26/24	BBG
24-039	8005 Anadell St	HV-22-091B	Stucco/Lath	PASS	1/29/24	BBG
24-044	1241 Ridgeley Drive	HV-23-071D	Drainage	PASS	1/30/24	HDR
24-043	1306 Glourie Dr	HV-23-080B	Culvert	PASS	1/30/24	HDR
24-040	14 Pine Creek Ln	HV-23-064SPP	Plumbing Ground	PASS	1/30/24	BBG
24-041	14 Pine Creek Ln	HV-23-064SPP	Gas Test	PASS	1/30/24	BBG
24-042	14 Pine Creek Ln	HV-23-064SPD	Yard Drainage	FAIL	1/30/24	HDR

Inspections	
Cancelled	1
Failed	8
Pass	36
Total	45



February 16, 2024

Mayor and City Council
City of Hilshire Village
8301 Westview Drive
Houston, Texas 77055

Re: Engineer's Report for February 20, 2024 Council Meeting
HDR Job No. 10361759

Dear Mayor and Council Members:

HDR Engineering, Inc. (HDR) is pleased to submit this report on engineering related issues from January 12, 2024 to February 16, 2024.

1. On-Going Services (10361759):

a. 1201 Archley Drive –

- On February 7, 2024, HDR reviewed and returned comments for the As Built Drainage Plan Resubmittal for 1201 Archley Drive. All previous comments/corrections were addressed by the engineer on February 1, 2024 and the drainage plan was approved with exceptions noted.
- On February 8, 2024, HDR attended the pre-construction meeting for 1201 Archley Drive. The Contractor was made aware of the pertinent construction items for drainage as noted in the City Code of Ordinances.

b. 8206 Burkhart Road –

- On February 15, 2024, HDR received a parking pad plan for 8206 Burkhart Road. The parking pad plan is currently being reviewed for comments.

c. 1311 Friarcreek Lane –

- On February 15, 2024, HDR provided a cover inspection for 1311 Friarcreek Lane. The inspection is currently being coordinated for approval.

d. 1222 Glourie Drive –

- On January 18, 2024, HDR provided a pre-construction inspection for 1222 Glourie Drive. The inspection passed with exceptions noted.

hdrinc.com 4828 Loop Central Drive, Suite 800
Houston, Texas 77081
T 713-622-9264 F 713-622-9265
Texas Registered Engineering Firm F-754

- e. 1226 Glourie Drive –
 - On February 12, 2024, HDR received a right of way permit for 1226 Glourie Drive. The right of way permit is currently being reviewed for comments.
- f. 1306 Glourie Drive –
 - On February 13, 2024, HDR reviewed and returned comments for a right of way permit for 1306 Glourie Drive. The right of way permit was approved with exceptions noted.
- g. 1118 Guinea Drive –
 - On February 16, 2024, HDR reviewed and returned comments for the Drainage Plan for 1118 Guinea Drive. The drainage plan shall be revised and resubmitted to address all comments.
- h. 1241 Ridgeley Drive –
 - On January 30, 2024, HDR provided a cover inspection for 1241 Ridgeley Drive. The inspection passed with exceptions noted.
- i. 14 Pine Creek Lane –
 - On January 30, 2024, HDR provided a cover inspection for 14 Pine Creek Lane. The inspection is currently being coordinated for approval.
- j. 1310 Ridgeley Drive –
 - On September 13, 2023, HDR received the remaining information for the As Built Erosion Control Plan submittal for 1310 Ridgeley Drive. The plan submittal is currently being completed for review.
 - On February 15, 2024, HDR provided an as built inspection for 1310 Ridgeley Drive. The inspection passed with exceptions noted.
- k. 1131 Wirt Road –
 - On November 27, 2023, HDR received a Pool Drainage Plan Resubmittal for 1201 Archley Drive. The drainage plan is currently being reviewed for comments and awaiting additional information from the Contractor.
 - On December 8, 2023, HDR provided a Pool As-Built Inspection for 1131 Wirt Road. The inspection has passed with exceptions noted.

- l. Hilshire Green Paving, Drainage & Utility Improvements –
 - The Geotechnical field work for the project has been completed and lab work is currently being performed for the field findings. The Survey for the project is anticipated to be completed by end of next week.

- m. Pine Chase Grove Water Meters –
 - City of Houston Public Works provided a site visit to review the potential relocation of the above ground meter transmitters and provided a report on January 22, 2024, to provide their findings of making the relocation. In coordination with City of Houston Project Manager, it was requested that the City of Hilshire Village verify the location of existing utilities to verify there will be no conflicts to allow for continuous placement of wiring. Pending verification, the City would confirm materials and has requested that the City of Hilshire Village provide excavation for the City of Houston Contractor to place the conduit and wiring for the rerouted meter transmitters.

- n. Street Pavement Point Repairs
 - HDR coordinated with three (3) general contractors to review the areas in the City requiring pavement point repairs and to provide quotation of the construction cost. The Contractors have provided quotes for review; however, HDR is currently reviewing the quotes for comments to have the Contractors revise to cover all aspects of the associated work. It is anticipated that the final quotes and recommendation be provided in the March 2024 City Council Meeting for review and approval.
 - HDR coordinated with CenterPoint Energy’s construction team to review the two (2) existing point repair areas along Ridgely Drive (Ridgeley Drive and Archley north intersection and area near 1210 Ridgely Drive). The Contractor was able to complete the repairs of these locations on February 8, 2024.

- o. Wirt Road Safety Project/ Interlocal Agreements –
 - HDR has been coordinating with Mr. Patrick Nguyen (COH TDO), Mr. Shapoor Golshan (COH TDO), Mr. Embry Woods (COH TDO) and Mr. Jose Laguna (COH Interagency Coordinator) regarding the review of preliminary sidewalk plans previously submitted by HDR, including previous Traffic Impact Assessment (TIA) and traffic impact studies for the project area.
 - HDR has been coordinating to set a meeting with the COH Interagency Group to review and address comments from the COH and finalize the plans.
 - Mr. Laguna is following up with the COH Real Estate Group regarding the final disposition on the right-of-way issue across the School of the Woods.

If there are any questions concerning the information contained in this report, we will be glad to discuss them with you.

Sincerely,

HDR Engineering, Inc.

A handwritten signature in black ink, appearing to read 'Javier Vasquez', written in a cursive style.

Javier Vasquez, P.E., CFM
City Engineer for City of Hilshire Village

cc: Files (10361759)



Village Fire Department
 901 Corbindale Rd
 Houston, TX, 77024
 Phone# (713) 468-7941 Fax# (713) 468-5039

January 2024 Summary - All Cities

Call/Incident Type/Detail	Jan	Total YTD	Month	# of Incidents	Avg Resp Time
TOTAL	250	250	Jan	174	4:19
Allergic Reaction	2	2	Feb		
Automatic Aid	3	3	Mar		
Automatic Aid- Apartment Fire	13	13	Apr		
Automatic Aid- Building Fire	4	4	May		
Automatic Aid- Elevator Rescue	3	3	Jun		
Automatic Aid- Entrapment MVC	1	1	Jul		
Automatic Aid- Gas Leak	1	1	Aug		
Carbon Monoxide Detector No Symptoms	2	2	Sep		
Cardiac/Respiratory Arrest	1	1	Oct		
Check a Noxious Odor	2	2	Nov		
Check for the Smell of Natural Gas	2	2	Dec		
Check for the Smell of Smoke	2	2		174	4:19
Chest Pain	3	3			
Choking	1	1			
Diabetic Emergency	1	1			
Difficulty Breathing	9	9			
Elevator Rescue	1	1			
Fall Victim	10	10			
Fire Alarm Business	8	8			
Fire Alarm Church or School	10	10			
Fire Alarm Residence	36	36			
Gas Leak	3	3			
Heart Problems	8	8			
Heat/Cold Exposure	1	1			
Hemorrhage/Laceration	1	1			
House Fire	2	2			
Injured Party	4	4			
Medical Alarm	6	6			
Motor Vehicle Collision	23	23			
Object Down in Roadway	6	6			
Oven/Appliance Fire	1	1			
Overdose/Poisoning	1	1			
Possible D.O.S.	1	1			
Powerlines Down Arcing/Burning	3	3			
Pregnancy/ Childbirth	1	1			
Psychiatric Emergency	3	3			
Seizures	4	4			
Service Call Non-emergency	14	14			
Shooting/Stabbing	1	1			
Sick Call	21	21			
Smoke in Business	1	1			
Smoke in Residence	1	1			
Stroke	5	5			
Transformer Fire	3	3			
Traumatic Injury	1	1			
Unconscious Party/Syncope	14	14			
Unknown Medical Emergency	1	1			
Vehicle Fire	4	4			
Wash Down	1	1			



Village Fire Department
 901 Corbindale Rd
 Houston, TX, 77024
 Phone# (713) 468-7941 Fax# (713) 468-5039

January 2024 Summary - Bunker Hill

Call/Incident Type/Detail	Jan	Total YTD	Month	# of Incidents	Avg Resp Time
TOTAL	26	26	Jan	17	5:15
Check for Noxious Odor	1	1	Feb		
Check for the Smell of Natural Gas	2	2	Mar		
Fire Alarm Church or School	3	3	Apr		
Fire Alarm Residence	7	7	May		
Heart Problems	1	1	Jun		
Injured Party	1	1	Jul		
Motor Vehicle Collision	2	2	Aug		
Object Down in Roadway	1	1	Sep		
Seizures	1	1	Oct		
Service Call Non-emergency	2	2	Nov		
Sick Call	2	2	Dec		
Smoke in Residence	1	1			
Unconscious Party/Syncope	1	1			
Vehicle Fire	1	1			
				17	5:15



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January 2024 Summary - Hedwig

Call/Incident Type/Detail	Jan	Total YTD	Month	# of Incidents	Avg Resp Time
TOTAL	47	47	Jan	45	2:58
Allergic Reaction	1	1	Feb		
Check for the Smell of Smoke	1	1	Mar		
Chest Pain	2	2	Apr		
Difficulty Breathing	3	3	May		
Elevator Rescue	1	1	Jun		
Fall Victim	2	2	Jul		
Fire Alarm Business	4	4	Aug		
Fire Alarm Church or School	1	1	Sep		
Fire Alarm Residence	1	1	Oct		
Heart Problems	2	2	Nov		
Heat/Cold Exposure	1	1	Dec		
Injured Party	2	2			
Medical Alarm	1	1			
Motor Vehicle Collision	7	7			
Oven/Appliance Fire	1	1			
Powerlines Down Arcing/Burning	1	1			
Psychiatric Emergency	2	2			
Shooting/Stabbing	1	1			
Sick Call	4	4			
Smoke in Business	1	1			
Unconscious Party/Syncope	6	6			
Vehicle Fire	1	1			
Wash Down	1	1			
				45	2:58



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January 2024 Summary - Hilshire

Call/Incident Type/Detail	Jan	Total YTD	Month	# of Incidents	Avg Resp Time
TOTAL	4	4	Jan	3	4:34
Difficulty Breathing	1	1	Feb		
Fall Victim	1	1	Mar		
Fire Alarm Business	1	1	Apr		
Stroke	1	1	May		
			Jun		
			Jul		
			Aug		
			Sep		
			Oct		
			Nov		
			Dec		
				3	4:34



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 Houston, TX, 77024
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January 2024 Summary - Hunters Creek

Call/Incident Type/Detail	Jan	Total YTD	Month	# of Incidents	Avg Resp Time
TOTAL	52	52	Jan	40	5:03
Check a Noxious Odor	1	1	Feb		
Check for the Smell of Smoke	1	1	Mar		
Chest Pain	1	1	Apr		
Choking	1	1	May		
Diabetic Emergency	1	1	Jun		
Fall Victim	5	5	Jul		
Fire Alarm Business	2	2	Aug		
Fire Alarm Residence	13	13	Sep		
Heart Problems	1	1	Oct		
Injured Party	1	1	Nov		
Medical Alarm	3	3	Dec		
Motor Vehicle Collision	3	3		40	5:03
Object Down in Roadway	1	1			
Overdose/Poisoning	1	1			
Seizures	1	1			
Service Call Non-emergency	5	5			
Sick Call	5	5			
Stroke	1	1			
Transformer Fire	1	1			
Unconscious Party/Syncope	4	4			



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January 2024 Summary - Piney Point

Call/Incident Type/Detail	Jan	Total YTD
TOTAL	44	44
Difficulty Breathing	2	2
Fall Victim	1	1
Fire Alarm Church or School	5	5
Fire Alarm Residence	13	13
Gas Leak	3	3
Hemorrhage/Laceration	1	1
Medical Alarm	2	2
Motor Vehicle Collision	1	1
Object Down in Roadway	3	3
Possible D.O.S.	1	1
Powerlines Down Arcing/Burning	2	2
Service Call Non-emergency	4	4
Sick Call	2	2
Stroke	2	2
Transformer Fire	1	1
Traumatic Injury	1	1

Month	# of Incidents	Avg Resp Time
Jan	23	4:59
Feb		
Mar		
Apr		
May		
Jun		
Jul		
Aug		
Sep		
Oct		
Nov		
Dec		
	23	4:59



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January 2024 Summary - Spring Valley

Call/Incident Type/Detail	Jan	Total YTD	Month	# of Incidents	Avg Resp Time
TOTAL	49	49	Jan	46	4:17
Allergic Reaction	1	1	Feb		
Carbon Monoxide Detector No Symptoms	2	2	Mar		
Cardiac/Respiratory Arrest	1	1	Apr		
Difficulty Breathing	3	3	May		
Fall Victim	1	1	Jun		
Fire Alarm Business	1	1	Jul		
Fire Alarm Residence	2	2	Aug		
Heart Problems	4	4	Sep		
House Fire	2	2	Oct		
Motor Vehicle Collision	10	10	Nov		
Object Down in Roadway	1	1	Dec		
Pregnancy/ Childbirth	1	1			
Psychiatric Emergency	1	1			
Seizures	2	2			
Service Call Non-emergency	1	1			
Sick Call	8	8			
Transformer Fire	1	1			
Stroke	1	1			
Unconscious Party/Syncope	3	3			
Unknown Medical Emergency	1	1			
Vehicle Fire	2	2			
				<hr/>	<hr/>
				46	4:17




2023 ANNUAL REPORT

Village Fire Department



www.villagefire.org 

901 Corbindale Road 
Houston, TX 77024

Letter From Interim Fire Chief Miller

A DEPARTMENT IN TRANSITION:

2023 saw some significant changes. Upon the departure of Chief David Foster from his service with the department, I was appointed to the position of Interim Fire Chief in February 2023. The administrative staff, officers, department members, board of commissioners, and city officials were all professional and supportive in the transition of leadership and moving the department forward.

The first order of business was to familiarize myself with various ongoing projects. These included the purchase of two new ambulances, annex/tower roof project, main roof installation issue, upcoming Insurance Services Office (ISO) inspection, firefighter turnout gear replacement, and emergency accountability radio purchase. My administrative staff was excellent at acclimating me to my new role.

It was important for our city leaders to meet their fire department's new Interim Fire Chief, so I attended each city's council meeting and introduced myself. Having previously worked as Emergency Management Coordinator, I already had a working relationship with many of the villages' administrative staff and department heads. I met with them all and let them know I was looking forward to a productive professional relationship. I was overwhelmed at how much support was offered to my staff and me.

A needs assessment was conducted to determine what was working efficiently and where we could improve. Major items assessed were:



Letter From Interim Fire Chief Miller (cont.)

- day-to day operations
- dispatch center
- department guidelines, policies, & procedures
- job descriptions & staffing
- station & apparatus maintenance
- department budget & capital replacement plan
- Investments, contracts, & vendors
- banking & accounting
- HR/payroll system
- EMS billing

We evaluated the feasibility of relocating fire department dispatch operations to MVPD. The cost was submitted to the VFD Board of Commissioners and is still being considered as a possible option.

New firefighter turnout gear was purchased to replace existing gear that was determined to be manufactured with a carcinogen. In May the department accepted two new ambulances. Thanks to a generous donation, we were able to purchase \$10,000 of gym equipment to replace some old, worn pieces. With the assistance of a consultant, we were able to easily navigate an ISO survey earlier in the year, and I am happy to report that the department maintains its Class 1 rating.

One major challenge throughout the year was the multiple budget amendments that were required to fund the department for the remainder of 2023. The amendments addressed shortfalls within the original 2023 budget and provide a solid framework for responsible spending in 2023. Additionally, during the budget workshop process this year, the budget format was updated, and line items were reorganized for 2024 so that the budget presentation is transparent and easier to follow.

The department moved forward with several much-needed changes in vendors and processes. AT&T's emergency responder network, FirstNet, is now our new cell service provider with more dependable coverage, especially in times of disasters/emergencies when they will provide portable cell locations. In August, we contracted with a new EMS billing provider, Emergicon. We're very happy with their customer service and their user-friendly client platform. In the latter half of the year, we began the implementation of new accounting software as well as HR/payroll software for better efficiency.

Letter From Interim Fire Chief Miller (cont.)

Our annual Family Day event took place in October. Employees' families were invited to check out the station, eat good food, and participate in activities and fellowship. Service awards were also presented to employees and celebrated with everyone in attendance.

We acquired a drone, thanks to MVPD. We look forward to using it to assist emergency personnel, view disaster/damage from a safe distance, assist in search and rescue operations, aid in post-fire investigation, and assist with public relations projects.

These are just a few highlights from 2023 in our continued efforts to provide the best service to the citizens of the Memorial Villages. We consider it an honor to serve and look forward to having a wonderful 2024 as we continue to move forward.



Howard E. Miller, Jr.
Interim Fire Chief

Our Mission

Our mission is to save lives, protect property, and serve our community with courage, commitment, and compassion.



Who We Serve

Village Fire Department proudly serves all six Memorial Villages: Bunker Hill, Hedwig, Hilshire, Hunters Creek, Piney Point, & Spring Valley. The department provides both fire and emergency medical services to a coverage area of over 9 square miles, with a residential population of over 20,000 people and a growing daytime population.

ISO Rating

The Insurance Service Office (ISO) rating is a classification of public fire protection services. This has a direct effect on insurance rates for residents and businesses in the community. Village Fire Department holds an ISO Class 1 rating, which is the best rating possible. VFD continues to evaluate all fire protection services to maintain the ISO Class 1 rating.



Highlights & Accomplishments



Training

- Live burn training completed
- Additional TCFP specialized certifications
- Higher TCFP certification levels
- Fire & EMS continuous training

Staff

- Fire Marshal Rusty Kattner retired
- Brian Croft promoted to Fire Marshal

Station

- Annex & training tower roof replacement completed
- Two new replacement ambulances delivered
- ISO evaluation - kept ISO Class 1 rating
- New gym equipment received thanks to generous donation

Community Risk Reduction

- Community CPR classes
- School visits
- Station tours

Upcoming Highlights

- Hire 3 additional firemedics January 2024
- Increase training opportunities
- Main building roof completion

Organization Chart

Board of Commissioners

Fire Chief

Admin

**Operations
A, B, & C Shift**

Prevention

Administrator

1 Deputy Chief per shift

Fire Marshal

**Administrative
Specialist**

2 Captains per shift

Communications

3 Operators per shift

4 Dispatchers

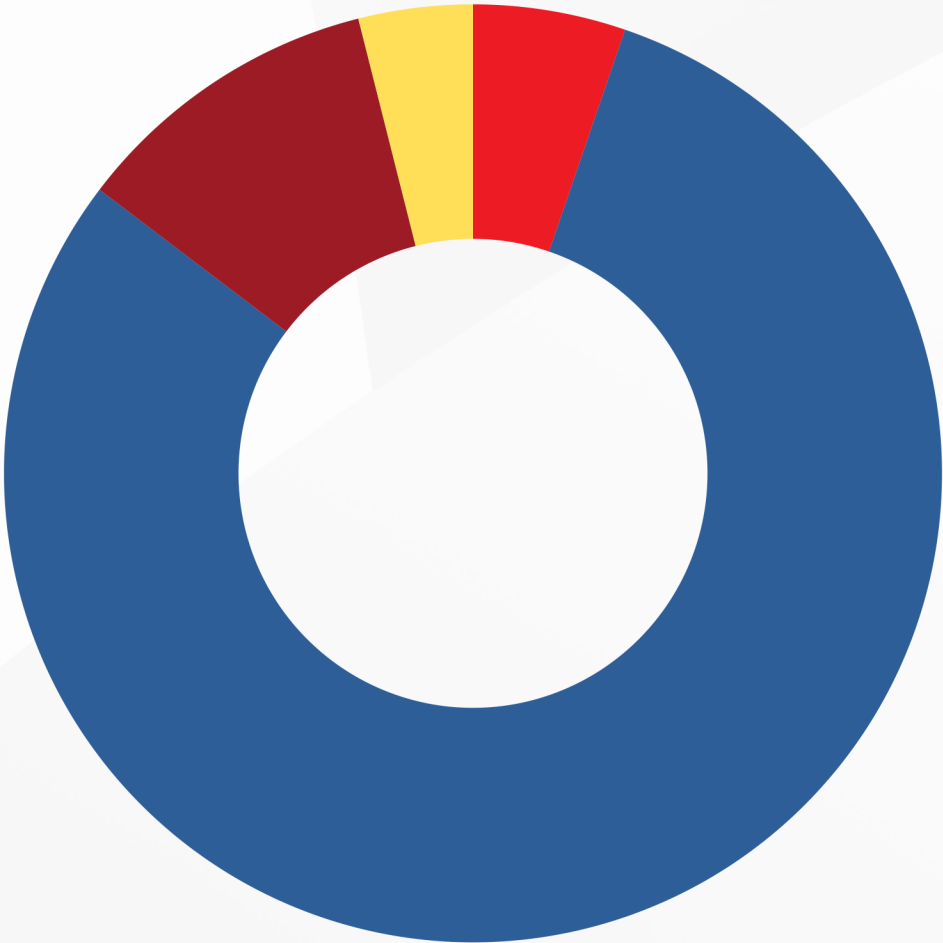
**Mix of 8 Firemedics &
Firefighters per shift**

**Total VFD
Positions: 50**

2023 Budget

2023 Amended Budget (Amendment 2023-05)

- Capital Expenditures \$ 507,810
- Personnel Expenditures \$ 7,737,862
- Operational Expenditures \$ 1,036,453
- Capital Replacement \$ 380,000



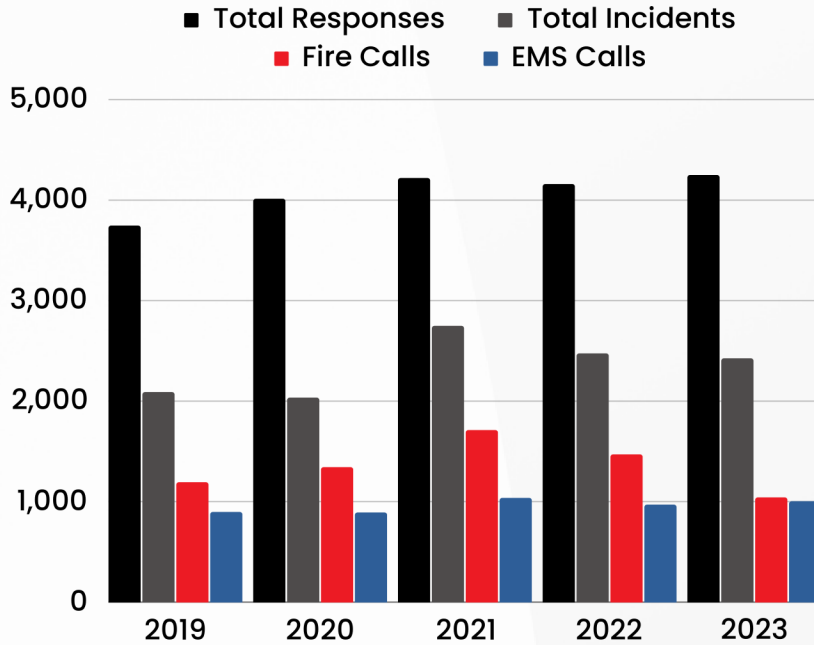
Financial Highlights

- 7% salary adjustment for most employees
- Major purchases
 - two new ambulances
 - annex & training tower roof repair/replacement
 - new CAD server
 - eight new portable radios
 - accountability software
 - new turnout gear

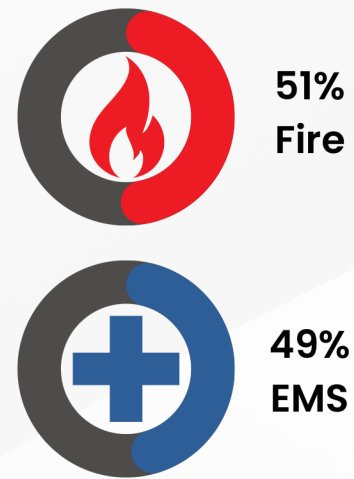


Responses & Incidents

Responses, Incidents, & Call Type



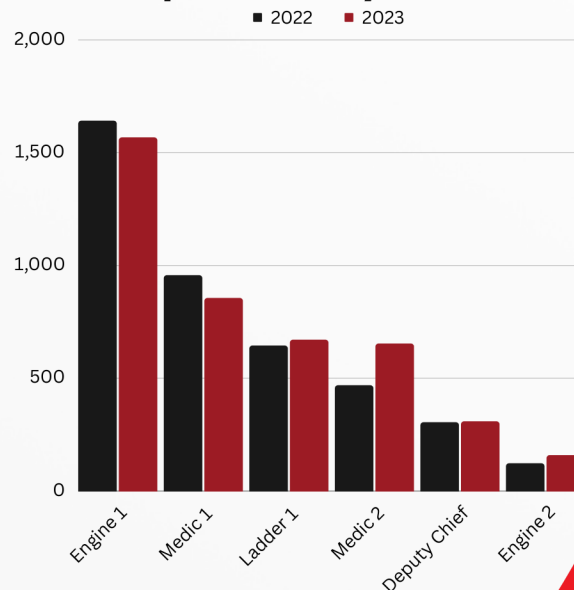
2023 Call Types: Fire vs. EMS



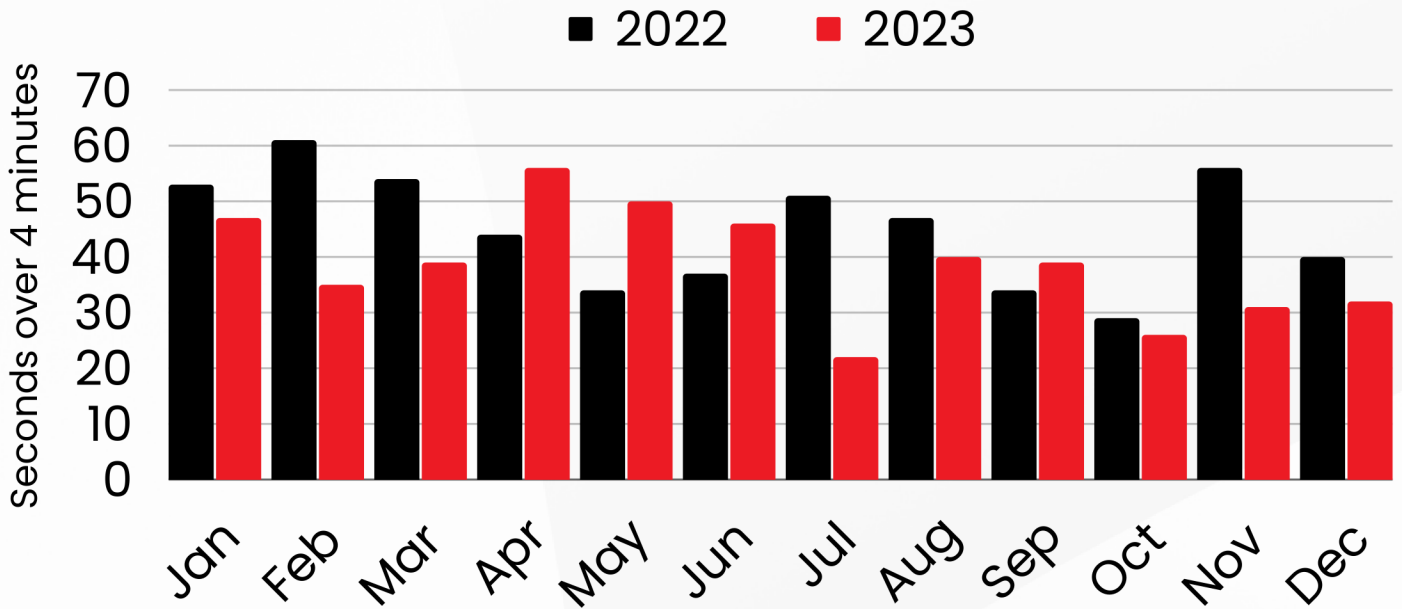
2023's total call volume was 2,426 incidents resulting in 4,250 responses.

An incident is one call. A response is counted each time a truck is sent to respond to a call. One incident may require two or more trucks resulting in more than one response per incident.

Responses by Truck



Average Response Time



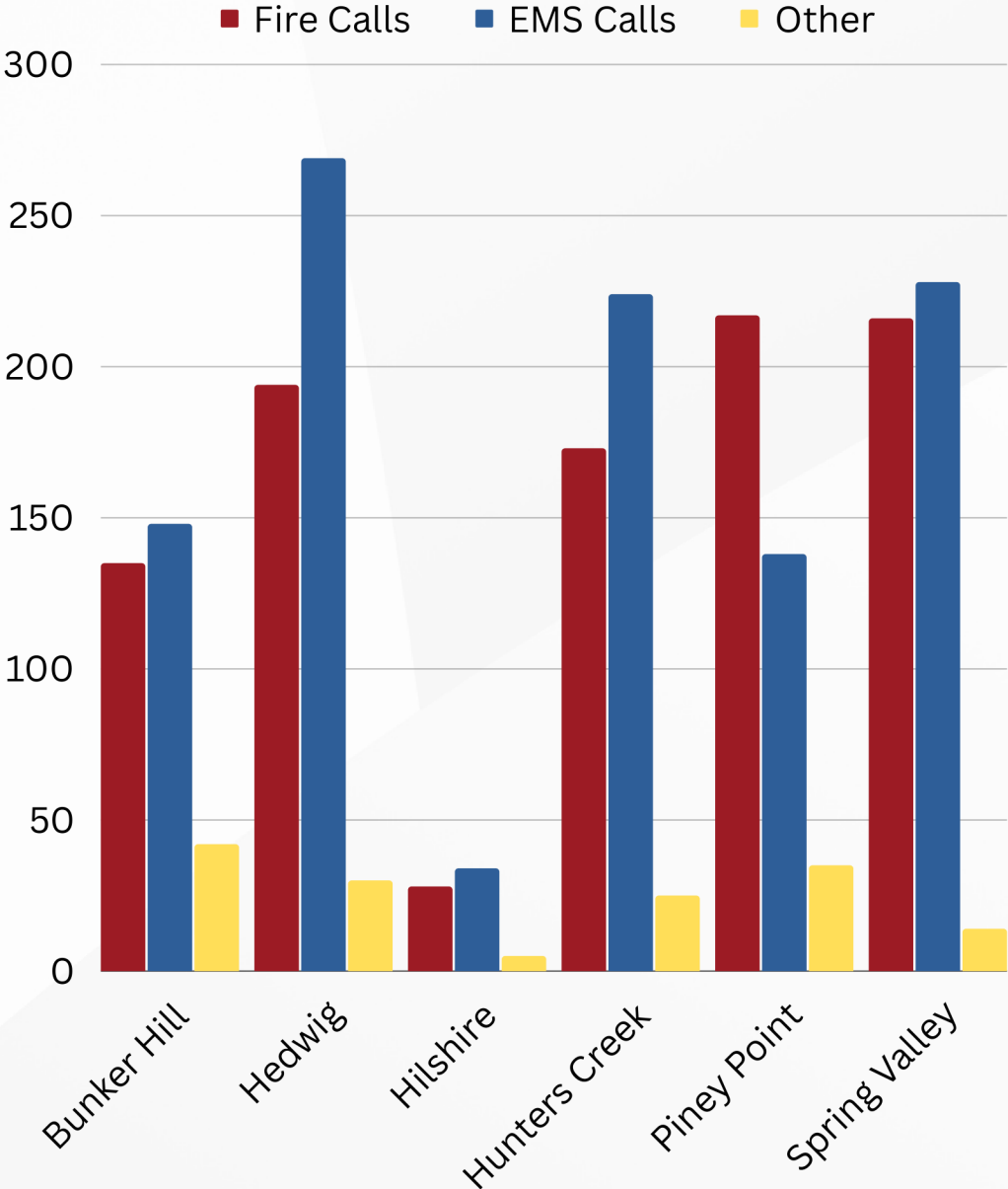
2022 Average Response Time:
4 minutes, 45 seconds

2023 Average Response Time:
4 minutes, 38 seconds



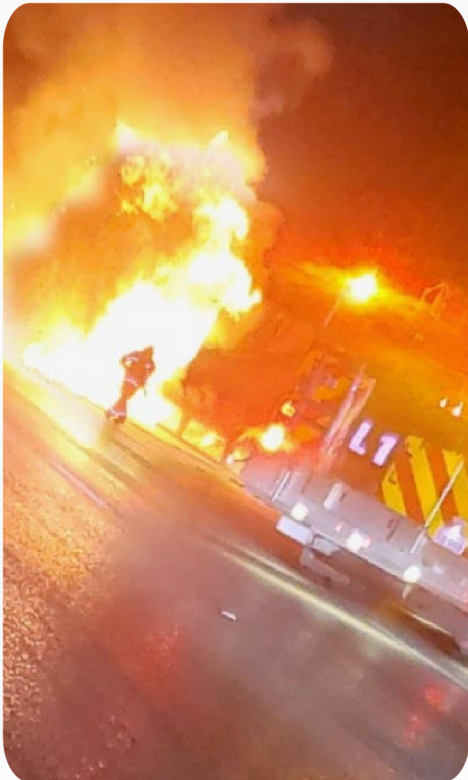
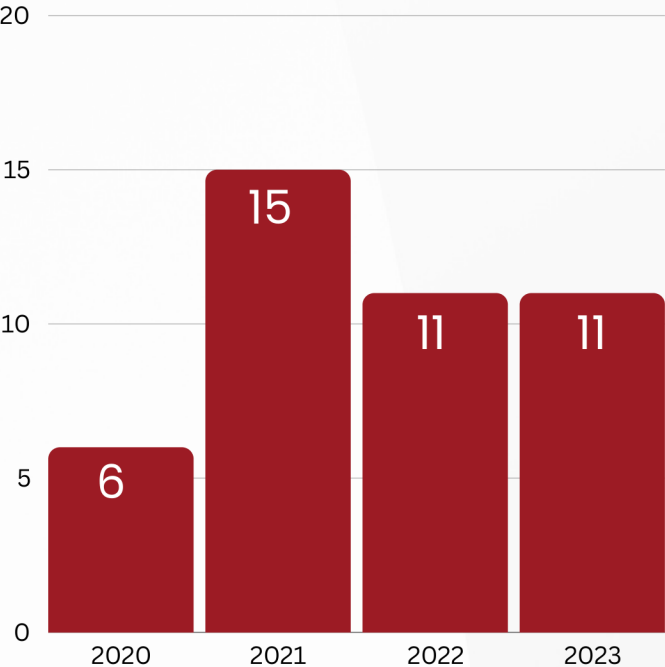
Call Types By Location

2023 Call Types by Location



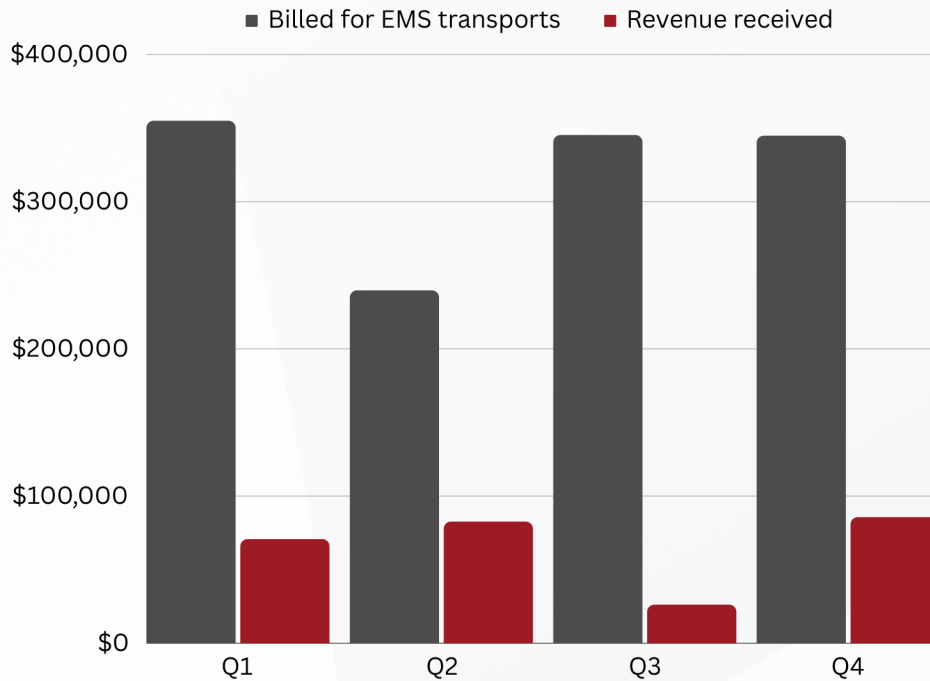
Fire

Structure Fires



EMS

2023 Quarterly EMS Funds



Note: EMS billing company changed on 8/1/2023 from ImageTrend to Emergicon

Total amount billed for EMS transports: **\$1,284,677.53**
Gross amount received for EMS transports: **\$265,247.56**



**Average response time to
EMS calls:**

**4 minutes,
25 seconds**

**...that's 32% FASTER than
the standard/base!**

Note: standard/base is
6 minutes, 30 seconds

Most Common Calls in 2023

Fire Type Calls

400 Fire Alarm Residence	21 Vehicle Fire
255 Motor Vehicle Collision (MVC)	18 Automatic Aid- Elevator Rescue
102 Automatic Aid- Apartment Fire	16 House Fire
66 Fire Alarm Business	13 Transformer Fire
64 Fire Alarm Church or School	12 Check for the Smell of Smoke
41 CO Detector No Symptoms	12 Automatic Aid
33 Check for the Smell of Natural Gas	12 Automatic Aid- High Rise Fire
31 Powerlines Down Arcing/Burning	12 Automatic Aid- House Fire
30 Automatic Aid- Building Fire	10 Elevator Rescue
29 Automatic Aid- Gas Leak	10 MVC with Entrapment
24 Gas Leak	8 Automatic Aid- Entrapment MVC

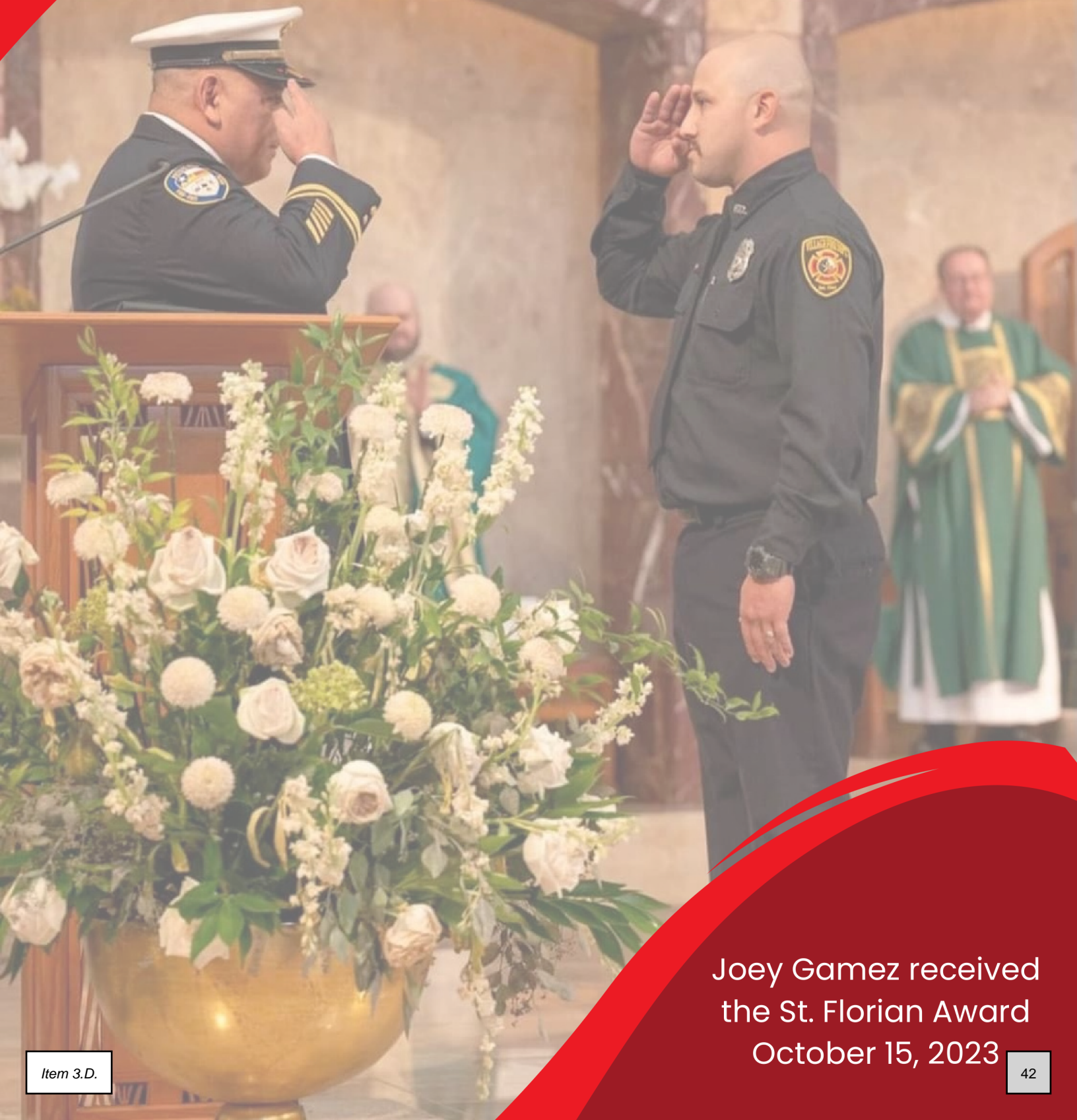
EMS Type Calls

177 Sick Call	25 Overdose/Poisoning
123 Fall Victim	23 Hemorrhage/Laceration
114 Unconscious Party/Syncope	18 Abdominal Pain
83 Difficulty Breathing	15 Allergic Reaction
72 Heart Problems	12 Diabetic Emergency
61 Chest Pain	11 Possible D.O.S.
57 Medical Alarm	9 Cardiac/Respiratory Arrest
37 Seizures	8 Back Pain
34 Unknown Medical Emergency	7 Choking
30 Psychiatric Emergency	7 Traumatic Injury
30 Stroke	5 Assault
29 Injured Party	5 Heat/Cold Exposure

Other Type Calls

133 Service Call Non-emergency
24 Object Down in Roadway

END OF REPORT



Joey Gamez received
the St. Florian Award
October 15, 2023

City of Hilshire Village
Complaint Log

Date Notified	Complaint/Issue	Address of Concern	Action	Results	Date Resolved
8/4/23	Archley/Ridgeley CenterPoint patch not fixed	Archley/Ridgeley Intersection	Contact Javier Vasquez to follow-up with CenterPoint Rep.	CenterPoint repaved both patches	2/1/2024
9/7/23	His truck was stolen from his driveway. Although his doorbell camera caught some footage, the license plate of the accompanying vehicle was not able to be seen. Requesting a Flock LPR on Hilshire Green.	7906 Hilshire Green	Talking with council about additional cameras in next year's budget. Investigating possible grants.		
9/26/23	Electricity outage	1249 Archley Dr	Contacted CenterPoint to conduct a street assessment	Waiting on updates from CenterPoint reliability group. The contact is out of office until 10/18 1/8/24 Repairs were made to the lines for this area, will wait to see if conditions improve.	1/8/2024
9/26/23	Electricity outage	1221 Archley Dr	Contacted CenterPoint to conduct a street assessment	Waiting on updates from CenterPoint reliability group. The contact is out of office until 10/18 1/8/24 Repairs were made to the lines for this area, will wait to see if conditions improve.	1/8/2024
12/27/23	Multiple neighbors are having construction work done and contractors are parking in front of their mailbox, wanted to know if anything can be done about it.	Hilshire Oaks	Researched laws against parking in front of a mailbox, found none. Advised caller to continue to reach out to their neighbors to have contractors park in driveways. Also advised to call if there is a specific person constantly parking there.	No further action taken.	12/27/2023
12/27/23	Appears that construction is happening on the inside, inquired about a permit.	1209 Archley Dr	Contacted Safebuilt to conduct a jobsite maintenace inspection	Resident is making repairs to pool (that do not require a permit) no signs of additional construction	1/3/2024
12/28/23	Water line break causing flooding next to their driveway, cannot figure out where it is coming from.	7918 Hilshire Green	Sent Inframark technician to investigate.	No dectectable leak on City-Side. Tag left for resident, potential irrigation leak. No further action required.	12/28/2023
12/28/23	Aksed if we could send a city-wide email informing citizens that they could drop off their christmas trees for recycling.	1134 Glourie Drive	Created email with contact information.	No further action taken.	12/18/2023
12/28/23	Garbage had not been collected, was worried he was skipped.	1317 Ridgeley Drive	Sent notice to GFL to return for collection.	Garbage was collected.	12/28/2023

City of Hilshire Village
Complaint Log

Date Notified	Complaint/Issue	Address of Concern	Action	Results	Date Resolved
1/3/24	Communication cable down across the road, hazardous to pedestrians	14 Pine Creek	Contacted AT&T	1/5 AT&T responded that this is not theirs but Comcast's. Called Comcast, work order ticket ref # ECM0005543879. Was advised it should be resolved within 1 week. Line was cut	2/1/2024
1/5/24	Garbage was not collected	20 Hickory Shadows	Contacted GFL	No further action required	1/6/2024
1/8/24	Power outage, asking for help to escalate repairs	8206 Mallie Ct	CenterPoint advised that the wires need to be replaced, they were swaying in the wind and sparking.	Repairs were made	1/8/2024
1/9/24	Construction site to the rear of his property has a metal door that is blowing with the wind and banging against something very loudly.	1222 Glourie Drive	Door not visible. Contacted contractor to have dumpster debris removed	No further action required	1/10/2024
1/10/24	leak at meter	1218 Glourie Drive	Meter leaking, contacted Inframark to turn off water and assess the situation	No further action required	1/10/2024
1/12/24	Tree fallen at Birdlespur easement	8157 Westview	Contacted 311 to remove tree case # 12591688-2400016362	Tree was removed by Harris County Flood Control, No further action required	2/1/2024
1/16/24	Hickory Shadows interconnect leaking	Hickory Shadows	Called Inframark to repair	Inframark found a valve frozen open. The water is coming out of the dedicating screen at the bottom, closed both wheeled valves to stop the water flow.	1/17/2024
1/16/24	Water was off when she returned home, asked if a technician found a leak and turned it off at the meter.	1327 Glourie	Sent Inframark technician to the house.	No turn off order was created, helped the owner find the house shut off which was frozen. Found a leak on the irrigation system, turned secondary meter off for repairs.	1/16/2024
1/17/24	Ditch was not protected, driveway and culvert have been removed as part of construction	1306 Glourie Dr	City Engineer inspected culverts and driveway gave notes on how to remediate the issue	GC compliant	1/18/2024
1/17/24	Pile of small tree limbs are at the end of the driveway, not bundled properly for collection	Glourie Drive, between 8001 Bromley and 8002 Anadell	Contacted contractor, debris was removed	No further action required	1/18/2024
1/17/24	Political sign in ROW	1220 Archley Dr	Called resident to move sign	Signed was moved out of the ROW	1/17/2024
1/17/24	Offcuts from plywood and a pallet are in the ditch for driving equipment into the construction site. This is not up to standard and the items cannot be left in the ditch.	8002 Burkhart Rd	Contact GC, only whole sheets of plywood can be placed in the ditch and must be removed when not in use	GC compliant	1/18/2024

City of Hilshire Village
Complaint Log

Date Notified	Complaint/Issue	Address of Concern	Action	Results	Date Resolved
1/25/24	People driving fast on Glourie and a lack of speed signs throughout the city	1122 Glourie	Informed SVPD	No further action required	1/25/2024
1/30/24	Median on Wirt Road turning into Ridgeley is broken and rebar is sticking out. Hazardous to drivers.	Wirt median @ Ridgeley	Submitted service request to Houston 311. Tracking # 12597005-2400048024	2/5 Houston closed out the ticket without action, stating that there was no hazard found. 2/13 Re-submitted the email with new photos showing hazard remains.	
2/1/24	Neighbor is not picking up after their dog. Also, their trash can is visible every day.	9 Pine Creek Lane	Spoke with the owner	No further action required	2/1/2024
2/2/24	Construction material and debris in front yard of new construction	1306 Glourie Dr	Contacted contractor to reinstall perimeter fencing or pickup and store debris in a nonvisible area.	Contractor cleaned up and stacked materials. The driveway is being poured but there is no sod in yet.	2/3/2024
2/5/24	Follow-up call RE: construction fencing and materials	1306 Glourie Dr	Lisa drove by to look at the site. Contacted BBG to confirm if security fencing is needed or if the remaining silt fencing is enough.	Inspector said that the contractor is at the building stage where fencing comes down. However, he would contact the GC about the pile of debris in the front yard. No further action required.	2/8/2024
2/8/24	Water is coming out of the shared meter box in his neighbor's yard.	1303 Friarcreek & 1307 Friarcreek	Sent Inframark technician to investigate.	Technician reported that the leak is on the domestic side for 1303 Friarcreek. He was able to speak with the homeowner who asked to leave the water on, she was getting a plumber out to make repairs.	2/8/2024
2/12/24	A lot of dog feces in the grass, when mowed it sprays.	Pine Creek Lane grass area	Preparing a city-wide email reminding of the ordinance	2/13 Sent email with reminders to the general interest group in constant contact.	2/13/2024
2/12/24	Lawn companies are working on Sundays against the ordinance.	City-wide	Preparing a city-wide email reminding of the ordinance	2/13 Sent email with reminders to the general interest group in constant contact.	2/13/2024
2/12/24	Political, event and contractor signs in ROW	City-wide	Removed (2) signs for an event and advertising a moving company. Preparing a city-wide email reminding of the ordinance	2/13 Sent email with reminders to the general interest group in constant contact.	2/13/2024
2/15/24	Garbage was not collected, but recycling was.	1100 Ridgeley Dr	Contacted GFL to return.	2/16 Followed up with GFL on collection, waiting for update.	
2/16/24	Construction site is not kept clean, mud tracked on the street.	1236 Archley Dr	Contacted the contractor to make sure the site and roadway are clean each day.	Contractor said he is ordering a different type of rock for the on-site parking pad. He is also cleaning the street.	



Regular Council Meeting Agenda Minutes

Tuesday, January 23, 2024 at 6:30 PM
8301 Westview Drive, Houston, Texas 77055

1. Mayor Pro Tem Carey called to order the Regular Council Meeting January 23, 2024, at 6:29 PM

1.A. Mayor Pro Tem Carey gave the Invocation

1.B. Pledge of Allegiance

1.C. Present:
Mayor Buesinger*
Council Member Gordy
Mayor Pro Tem Carey
Council Member Huber

*Present remotely

Absent: Council Member Crawford, Council Member Cooper

Also Present Were: City Attorney Thomas Ramsey, Olson & Olson, City Engineer Him, HDR Engineering, Spring Valley Police Captain Lane and Sergeant Menchaca, and City Secretary Stephens

2. **CITIZEN'S COMMENTS:** None

3. **REPORTS TO COUNCIL**

3.D. Fire Commissioner's Report

Interim Chief Miller has announced that Captain Swinner has returned to duty after recovering from an injury that had sidelined him last year. Captain Young has resigned from the department. Ladder 1 was involved in an accident with a van, resulting in a ruptured tire. A report on the incident has been filed.

The surplus ambulance has been sold, and the Fire Department has acquired a hand-me-down drone from the Memorial Villages Police Department. Croft and Johnson are currently undergoing training to obtain licenses for drone operation.

Major incidents in the area include a building fire in Houston and a house fire in Spring Valley. In December, Hilshire Village experienced three fire incidents and five EMS incidents, with an average response time of 5:43 minutes.

Projects at the fire station include the completion of the annex roof with touch-up work. Details are still being worked out for the main roof, and the previous contractor has offered reimbursement, allowing the department to hire someone else for the job as a change order.

A finance consultant began work on February 17th. Hydrant testing is going to start up again and will be completed in May. Tomorrow night, there will be a fire commission meeting.

3.A. Police Report

Sergeant Menchaca provided a report indicating that in December, there were 872 calls, 750 business checks, 34 public relations engagements, and 14 traffic stops. On December 6th, a package theft occurred, but unfortunately, the video from the doorbell camera could not be obtained. Flock license plate reader cameras recorded 37,811 license plate reads in December.

Sergeant Menchaca mentioned that the on-board dash cams now include License Plate Readers (LPRs) that automatically record while driving. In the event of a hit, dispatch will be notified, and officers will receive notification on their cell phones.

The council did not raise any questions regarding the 2023 Racial Profiling Letter & Report.

3.B. Building Official Report

City Secretary Stephens reported that there were no pending matters to discuss.

3.C. Engineer Report

Engineer Him provided an update on plans currently under review.

Hilshire Green Paving, Drainage & Utility Engineer Him said that the scheduled survey is pending weather improvements and is expected to be ready in February.

Pine Chase Grove Water Meters Engineer Him reported that a meeting with City of Houston representatives had taken place, during which several topics were discussed. The City of Houston agreed to install bolts to secure the meter vault hatches. Hilshire Village has been granted permission to paint the hatches, and there are no objections to landscaping around the meter vaults. Re-grading the area is planned, and there is a request from the City of Houston to fence off the meter vaults during construction for protection from any heavy equipment. The relocation of control panels is possible, pending confirmation of any utilities in the way to run conduits. Calibration of the meters is supposed to occur annually by the City of Houston. Council Member Gordy advised to check when the last calibration was done.

Pavement Point Repairs Engineer Him said that CenterPoint representatives met with Engineer Vasquez to review the two areas of concern on Ridgeley Drive. CenterPoint agreed to schedule repairs to these areas.

Wirt Rd Sidewalk Engineer Him said that they are attempting to arrange a meeting

to discuss the comments from the City of Houston on the sidewalk design. These comments include keeping the sidewalk as straight as possible, exploring repairs to damaged curbs, and the City of Houston standard sidewalk width of six feet. Council Member Gordy is interested in updating the Harris County Commissioner with the project status, as well as discussing curb repairs with them. Engineer Him reminded the council that the ROW in front of the Hickory Shadows Park is owned by TxDOT and their approval is required if the sidewalk is to extend to the I-10 feeder road. Council Member Gordy highlighted the School of the Woods ROW as another consideration. He asked if there is a way to progress with the project while working on these conditions rather than postponing it further.

There was a leakage issue with the backflow preventer at Hickory Shadows, despite being adequately insulated. Quotes have been requested for both repairing and replacing the preventer, and these will be presented to the council for consideration.

3.E. Mayor Buesinger's Report

Mayor Buesinger said that the fire department concluded the year with expenditures below the budget.

3.F. City Secretary's Report

Secretary Stephens presented the Hilshire Village Annual Calendar highlighting the contract renewal periods with the local newspaper, the schedule for annual budget approval and audit, and various other community events and holidays.

3.G. City Treasurer's Report

Secretary Stephens stated that the quarterly financial reports for the fourth quarter of fiscal year 2023 and the first quarter of fiscal year 2024 are included in the consent agenda.

4. CONSENT AGENDA

Motion made by Council Member Huber, Seconded by Mayor Pro Tem Carey.

4.A. Approve Disbursements

4.B. Approve Minutes from the Regular Council Meeting December 19, 2023

4.C. Approve Check Registers and Financials

4.D. Approve Quarterly Investment Report 4th Quarter FYE 2023

4.E. Approve Quarterly Investment Report 1st Quarter FYE 2024

Voting Yea: Council Member Gordy, Mayor Pro Tem Carey, Council Member Huber

The motion carried 3 to 0.

5. DISCUSSION AND POSSIBLE ACTION

5.A. Discussion and possible approval of the City of Hilshire Village Ordinance 835-2024 for Fiscal Year 2022-2023 Budget Amendment #1.

Motion made by Council Member Huber, Seconded by Council Member Gordy.

Secretary Stephens conveyed that there is no requirement for additional funds; instead, this involves a reallocation between funds within the same accounts.

Voting Yea: Council Member Gordy, Mayor Pro Tem Carey, Council Member Huber

The motion carried 3 to 0.

5.B. Discussion and possible action to purchase an extended manufacturer's warranty for the newly acquired generator at City Hall.

Motion made by Council Member Huber, Seconded by Council Member Gordy.

Council Member Gordy recommended the 10-year warranty superior coverage for only a slightly higher cost compared to the 7-year option.

Council Member Huber amended his motion to purchase the 10-year extended manufacturer's warranty as presented for the newly acquired generator at City Hall.

Voting Yea to the amended motion: Council Member Gordy, Mayor Pro Tem Carey, Council Member Huber

The motion carried 3 to 0.

5.C. Discussion and possible action to increase or reposition street lights.

Motion made by Council Member Gordy, Seconded by Council Member Huber.

The council discussed implementing the following strategy:

1. Engage with CenterPoint and HDR Engineering to collect information and conduct a survey to assess:
 - a) locations with existing poles, noting the side of the street where the pole is situated.
 - b) areas without poles, obtaining specifications and cost estimates from CenterPoint.
2. Reach out to residents living near these locations to gather their feedback. Highlight the importance of targeted lighting to meet specific needs without causing excessive illumination.
3. Inquire with CenterPoint about the current cobra lights' ability to provide full coverage and whether they can be adjusted.

No vote was taken.

5.D. Discussion and possible action regarding public participation in council meetings by video calls.

Motion made by Council Member Gordy, Seconded by Mayor Pro Tem Carey.

Secretary Stephens explained that while such incidents have not occurred during our in-person meetings, there have been instances in other cities of individuals disrupting video meetings and displaying graphic content. This discussion aims to determine whether the council wishes to restrict the visibility and audibility of individuals attending via videoconference.

The council decided to postpone the discussion on this matter until a full council can be convened.

No vote was taken.

6. DISCUSSION

7. ADDITIONAL COUNCIL COMMENTS

Mayor Pro Tem Carey asked for the batteries to be checked in the speed detector on Ridgeley Drive.

8. FUTURE AGENDA TOPICS

Ordinance for Ridgeley Drive No Parking Zone

9. ANNOUNCEMENTS

10. ADJOURNMENT

Motion made by Council Member Gordy, Seconded by Council Member Huber.

Voting Yea: Council Member Gordy, Mayor Pro Tem Carey, Council Member Huber

The motion carried 3 to 0.

The meeting was adjourned at 7:41 PM.

ATTEST:

Andy Carey, Mayor Pro Tem

Cassie Stephens, City Secretary

RESOLUTION NO. 2024-255

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HILSHIRE VILLAGE, TEXAS DESIGNATING AN INVESTMENT OFFICER

WHEREAS, the Public Funds Investment Act codified in Government Code Chapter 2256 governs local government investment; and

WHEREAS, the Public Fund Investment Act (Section 2256.005(f)) and the City's Investment Policy, require the City to designate one or more investment officer(s) by rule, order, ordinance or resolution; and

WHEREAS, the Public Funds Investment Act and the City's Investment Policy require the investment officer to perform certain duties and report regularly to the City Council on the investment program,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF HILSHIRE VILLAGE, TEXAS:

That the City has complied with the requirements of the Public Funds Investment Act and the City's Investment Policy and designates the City Secretary to serve as Investment Officer of the City.

To be responsible for the investment of its funds consistent with policy, the Investment Officer is authorized to deposit, withdraw, transfer, open investment accounts, and manage the funds while exercising the judgment and care, under circumstances then prevailing, that a prudent person would exercise in the management of the person's own affairs and to perform all the requirements of the Act.

AND, the Council recognizes that the Council retains the ultimate responsibility as fiduciaries of the assets of the City (Section 2256.005(f)).

PASSED AND APPROVED this 20th day of February 2024

Robert F. Buesinger, Mayor

ATTEST:

Cassie Stephens, City Secretary

RESOLUTION NO. 2024-256

A RESOLUTION OF THE CITY OF HILSHIRE VILLAGE, TEXAS FINDING THAT THE STATEMENT OF INTENT OF CENTERPOINT ENERGY RESOURCES CORP., D/B/A CENTERPOINT ENERGY ENTEX AND CENTERPOINT ENERGY TO CHANGE RATES FILING WITHIN THE CITY SHOULD BE DENIED; FINDING THAT THE CITY’S REASONABLE RATE CASE EXPENSES SHALL BE REIMBURSED BY THE COMPANY; FINDING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW; REQUIRING NOTICE OF THIS RESOLUTION TO THE COMPANY AND LEGAL COUNSEL.

WHEREAS, the City of Hilshire Village, Texas (“City”) is a gas utility customer of CenterPoint Energy Resources Corp., d/b/a CenterPoint Energy Entex and CenterPoint Energy Texas Gas (“CenterPoint” or “Company”) within the unincorporated areas of the Houston, Texas Coast, Beaumont/East Texas, and South Texas Divisions, and a regulatory authority with an interest in the rates and charges of CenterPoint; and

WHEREAS, the City is a member of Cities Served by CenterPoint Gas (“Cities”) (such participating cities are referred to herein as “Cities”), a coalition of similarly situated cities served by CenterPoint that have joined together to efficiently and cost effectively review and respond to natural gas issues affecting rates charged in the Houston, Texas Coast, Beaumont/East Texas, and South Texas Divisions; and

WHEREAS, on or about October 30, 2023, CenterPoint filed with the City a Statement of Intent to Increase Rates seeking to increase natural gas rates by \$37.4 million annually and to all customers residing in the City; and

WHEREAS, Cities is coordinating its review of CenterPoint’s Statement of Intent filing with designated attorneys and consultants to resolve issues in the Company’s filing; and

WHEREAS, through review of the application, Cities’ consultants determined that CenterPoint’s proposed rates are excessive; and

WHEREAS, the Cities’ members and attorneys recommend that Cities members deny the Statement of Intent; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF HILSHIRE VILLAGE, TEXAS:

Section 1. That the rates proposed by CenterPoint to be recovered through its gas rates charged to customers located within the City limits, are hereby found to be unreasonable and shall be denied.

Section 2. That the Company shall continue to charge its existing rates to customers within the City.

Section 3. That the City’s reasonable rate case expenses shall be reimbursed in full by CenterPoint within 30 days of the adoption of this Resolution.

Section 4. That it is hereby officially found and determined that the meeting at which this Resolution is passed is open to the public as required by law and the public notice of the time, place, and purpose of said meeting was given as required.

Section 5. That a copy of this Resolution shall be sent to Keith L. Wall, CenterPoint Energy, at P.O. Box 2628, Houston, Texas 77252-2628, and to Jamie Mauldin, General Counsel to the Cities Served by CenterPoint Gas at Lloyd Gosselink Rochelle & Townsend, P.C., 816 Congress Avenue, Suite 1900, Austin, Texas 78701.

PASSED AND APPROVED this 20th day of February, 2024.

Mayor Robert F. Buesinger

ATTEST:

City Secretary Cassie Stephens

APPROVED AS TO FORM:

City Attorney

STAFF REPORT REGARDING CENTERPOINT ENERGY'S STATEMENT OF INTENT FILING

On October 30, 2023, CenterPoint Energy Resources Corp., d/b/a CenterPoint Energy Entex and CenterPoint Energy Texas Gas (CenterPoint or Company) filed a Statement of Intent to Increase Rates application with Houston, Texas Coast, Beaumont/East Texas, and South Texas Divisions. In the filing, the Company asserted that it is entitled to a \$37.4 million increase or a 5.8% increase over current adjusted revenues, excluding gas costs.

In November, the Cities Served by CenterPoint Gas (Cities) engaged the services of consultants to review the Company's filing. The consultants identified numerous unreasonable expenses and proposed significant reductions to the Company's request. Accordingly, Cities' attorney recommends that all Cities members adopt the Resolution denying the rate change. Once the Resolution is adopted, CenterPoint will have 30 days to appeal the decision to the Railroad Commission where the appeal will be consolidated with CenterPoint's filing for the environs and those cities that have relinquished their jurisdiction (i.e. Gas Utility Docket 15513) currently pending at the Commission.

Under the law, cities with original jurisdiction over this matter have 125 days from the initial filing to take final action on the application. Since the application was filed on October 30, 2023, all cities with original jurisdiction will need to adopt the resolution no later than March 3, 2024.

Purpose of the Resolution:

The purpose of the Resolution is to deny the rate application and consolidation proposed by CenterPoint.

Explanation of "Be It Resolved" Paragraphs:

1. This paragraph finds that the Company's application is unreasonable and should be denied.
2. This section states that the Company's current rates shall not be changed.
3. The Company will reimburse Cities for their reasonable rate case expenses. Legal counsel and consultants, approved by the Cities, will submit monthly invoices that will be forwarded to CenterPoint for reimbursement.
4. This section merely recites that the Resolution was passed at a meeting that was open to the public and that the consideration of the Resolution was properly noticed.
5. This section provides CenterPoint and counsel for the cities will be notified of the City's action by sending a copy of the approved and signed resolution to counsel.



1105 Ridgeley

1109 Ridgeley

Ridgeley Dr

1101 Ridgeley

1105 Ridgeley

Ridgeley Dr

1105 Ridgeley

1109 Ridgeley

1100 Ridgeley

1101 Guinea

Ridgeley Dr



ORDINANCE NO. 836-2024

AN ORDINANCE DESIGNATING PORTIONS OF RIDGLEY DRIVE FROM ITS INTERSECTION WITH MALLIE COURT SOUTH/EAST 100 FEET AS A NO PARKING ZONE; PROVIDING A PENALTY IN AN AMOUNT NOT TO EXCEED \$200.00 FOR VIOLATION OF ANY PROVISION IN THIS ORDINANCE; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT OR IN CONFLICT HERewith, AND PROVIDING FOR SEVERABILITY.

WHEREAS, Texas Transportation Code Section 542.201 authorizes the City to enact and enforce rules regulating traffic that do not conflict with Texas’s Rules of the Road; and

WHEREAS, Section 10-604(a) of the City’s Code of Ordinances provides that “a person commits an offense if the person stops, stands or parks a vehicle, in a curb zone: 1) for a period of time longer than designated; (2) at a time prohibited by designation; (3) for a purpose other than that which is designated; or (4) at a place prohibited by designation”; and

WHEREAS, the City Council hereby finds and determines that it is in the best interest of the public that an additional portion of the area immediately adjacent to the roadway (“curb zone”) of Ridgely Drive from Mallie Court to 100’ South and east of Mallie Court be designated as a no parking area as provided by Section 10-605(a)(4) of the Code of Ordinances;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HILSHIRE VILLAGE, TEXAS:

Section 1. The City Council hereby designates the curb zone on both sides of Ridgely Drive from its intersection with Mallie Court to 100 feet southeast of Mallie Court as a no parking area, as provided by Section 10-604(a)(4) of the Code of Ordinances of the City of Hilshire Village, Texas.

Section 2. The city secretary is directed to revise the Traffic Schedules maintained pursuant to Section 10.701 of the Code of Ordinances of the City of Hilshire Village, Texas, to reflect the amendments to the parking zones made by this Ordinance. The city secretary is further authorized to place signs in accordance with the provisions of this Ordinance.

Section 3. The city secretary is directed to provide to the city engineer, municipal court, and police department the revised Traffic Schedules.

Section 4. Any person, corporation or entity who shall violate any provision of this Ordinance shall be deemed guilty of a misdemeanor and, upon conviction, shall be fined in an amount not to exceed \$200.00. Each day in which any violation shall occur, or each occurrence of any violation, shall constitute a separate offense.

Section 5. All ordinances or parts of ordinances inconsistent or in conflict herewith are, to the extent of such inconsistency or conflict, hereby repealed.

Section 6. In the event any clause, phrase, provision, sentence, or part of this Ordinance or the application of the same to any person or circumstances shall for any reason be adjudged invalid or held unconstitutional by a court of competent jurisdiction, it shall not affect, impair, or invalidate

this Ordinance as a whole or any part or provision hereof other than the part declared to be invalid or unconstitutional; and the City Council of the City of Hilshire Village, Texas, declares that it would have passed each and every part of the same notwithstanding the omission of any such part thus declared to be invalid or unconstitutional, whether there be one or more parts.

Section 7. This ordinance shall be effective immediately upon adoption and publication of this ordinance or a caption that summarizes the purpose of this ordinance and the penalty for violating this ordinance in every issue of the official newspaper for two days, or one issue of the newspaper if the official newspaper is a weekly paper, in accordance with Section 52.011 of the Texas Local Government Code.

PASSED, APPROVED, AND ADOPTED this 20th day of February, 2024.

Robert Buesinger, Mayor

ATTEST: _____
Cassie Stephens, City Secretary

[Web Link](#)

LOCAL GOVERNMENT CODE

TITLE 11. PUBLIC SAFETY

SUBTITLE C. PUBLIC SAFETY PROVISIONS APPLYING TO MORE THAN ONE
TYPE OF LOCAL GOVERNMENT

CHAPTER 370. MISCELLANEOUS PROVISIONS RELATING TO HEALTH AND
PUBLIC SAFETY OF MORE THAN ONE TYPE OF LOCAL GOVERNMENT

Sec. 370.007. JUVENILE CURFEWS PROHIBITED.

(a) Notwithstanding any other law, a political subdivision may not adopt or enforce an order, ordinance, or other measure that imposes a curfew to regulate the movements or actions of persons younger than 18 years of age.

(b) This section does not apply to a curfew implemented under Chapter [418](#), Government Code, for purposes of emergency management.

Added by Acts 2023, 88th Leg., R.S., Ch. 425 (H.B. [1819](#)), Sec. 6, eff. September 1, 2023.

ORDINANCE NO. 742

AN ORDINANCE OF THE CITY OF HILSHIRE VILLAGE, TEXAS AMENDING ITS CODE OF ORDINANCES CHAPTER 7 TO ADDING A NEW ARTICLE 7.800, JUVENILE CURFEW, ESTABLISHING DEFINITIONS, REGULATIONS, DEFENSES, AND PENALTIES FOR JUVENILES; ESTABLISHING FINDINGS IN SUPPORT; AND PROVIDING FOR SEVERABILITY.

* * * * *

WHEREFORE, the City Council of the City of Hilshire Village, Texas has considered establishing regulations providing for a juvenile curfew within the City; and

WHEREFORE, the City Council finds it to be in the best interest of the health safety and welfare of the citizens of the City to adopt regulations regarding juvenile curfew as provided for in this ordinance; now, therefore,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HILSHIRE VILLAGE, TEXAS:

Section 1. The facts and matters contained in the preamble to this ordinance are hereby found to be true and correct.

Section 2. The Code of Ordinances of the City of Hilshire Village is hereby amended by adding to Chapter 7, Offenses and Nuisances, a new Article 7.800, Juvenile Curfew, with the new Article to read as follows:

“Article 7.800 – Juvenile Curfew

Section 7.801 – Purpose.

It is the express purpose of this Article to:

- (1) Deter criminal conduct involving juveniles;
- (2) Reduce the number of juvenile crime victims;

- (3) Reduce injury from accidents involving juveniles;
- (4) Reduce the additional time police officers are required to be in the field due to juvenile crime;
- (5) Provide additional and more effective means and options for dealing with gang-related violence and crime;
- (6) Reduce juvenile peer pressure to stay out late;
- (7) Reduce juvenile peer pressure to participate in violent or criminal activities;
- (8) Assist parents in the control of their children; and
- (9) Make the city a better community and a safer place to live and work, to raise a family, and to grow up.

Section 7.802 - Definitions.

The following words, terms and phrases, when used in this division, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Curfew hours shall mean:

- (1) 11:00 p.m. on Sunday, Monday, Tuesday, Wednesday, and Thursday and 12:00 midnight on Friday and Saturday until 6:00 a.m. of the following day; and:
- (2) 9:00 a.m. until 2:30 p.m. on Monday through Friday; provided however, the hours defined in this subsection (2) shall not be considered as curfew hours for minors not subject to compulsory school attendance pursuant to V.T.C.A., Education Code § 25.085, nor shall the hours defined in this subsection (2) be considered as curfew hours on days or during periods in which the school where the applicable minor is enrolled is closed, or classes for which the applicable minor is enrolled have been canceled under the order and direction of officials authorized to issue such orders and directives, or, if the applicable minor is a duly authorized home school student under applicable provisions of the state Education Code, on days or during periods in which such minor is not receiving educational instruction.

Emergency shall mean and include, but is not limited to, a fire, natural disaster, automobile accident, or any unforeseen situation requiring immediate action to prevent serious illness, bodily injury, or loss of life, or for the preservation of property.

Establishment shall mean any privately owned place of business to which the public has access or is invited, including, but not limited to, any place of amusement or entertainment.

Guardian shall mean a person who, under court order, is the guardian of the person of a minor or a public or private agency with whom a minor has been placed by a court.

Minor shall mean any person under 17 years of age.

Operator shall mean any individual, firm, association, partnership, entity or corporation operating, managing, or conducting the operation of any establishment. The term "operator" includes the members or partners of an association or partnership and the officers of a corporation.

Parent shall mean a person who is a natural parent, adoptive parent or step-parent of a minor, or a person at least 18 years of age who is authorized by the parent or guardian of a minor or by court order to have the care and custody of such minor.

Police department shall mean the city police department or any successor police department, and shall include any law enforcement agency working with the city through any interagency agreement.

Public place shall mean any place to which the public or a substantial group of the public has access and shall include, but not be limited to, streets and highways, and the common areas of schools, hospitals, apartment houses, office buildings, transportation facilities, restaurants, theaters, game rooms, shops, shopping centers, or any other place that offers for sale services, merchandise or entertainment.

Remain shall mean to linger, stay, or fail to leave premises, when requested to do so by a police officer or the owner, operator, or other person in control of the premises.

Section 7.803 - Offenses.

- (a) It shall be unlawful for any minor to knowingly remain, walk, run or stand, or operate or ride about in any motor vehicle or bicycle, in or upon any public place or on the premises of any establishment within the city during curfew hours.
- (b) It shall be unlawful for the parent or guardian of a minor to knowingly permit, or by insufficient control allow, a minor to remain in or upon any public place or on the premises of any establishment within the city during curfew hours.

- (c) It shall be unlawful for the owner, operator, or any employee of an establishment to knowingly allow a minor to remain upon the premises of the establishment during curfew hours.

Section 7.804 - Defenses.

- (a) It shall be a defense to prosecution under Section 7.803 that a minor was:
- (1) Accompanied by the minor's parent or guardian;
 - (2) On an errand at the direction of the minor's parent or guardian;
 - (3) In a motor vehicle involved in intrastate or interstate travel, and traveling through the city by a direct route between the point of departure and destination;
 - (4) Engaged in a lawful employment activity, or going directly to the employment activity or returning directly to the minor's residence from the employment activity;
 - (5) Involved in an emergency;
 - (6) On an errand made necessary by an illness, injury, or emergency;
 - (7) On the sidewalk abutting the minor's permanent residence or abutting the residence of a next-door neighbor of the minor's permanent residence if the neighbor did not complain to the police department about the minor's presence thereon;
 - (8) Attending a school, religious, government-sponsored or other civic activity supervised by adults and sponsored by an educational, religious, or governmental institution, civic organization, or other similar entity, or traveling directly to or returning from any such school, religious, governmental, or civic activity;
 - (9) Engaged in, participating in, or traveling to or from any event, function, or activity for which the application of section 7.803 would contravene the minor's rights protected by the United States Constitution including, but not limited to, First Amendment rights such as the free exercise of religion, freedom of speech, or the right of assembly; or

- (10) Married or had been married or had disabilities of minority removed in accordance with V.T.C.A., Family Code Chapter 31.
- (b) It is a defense to prosecution under section 7.803 that the minor has been directed by his parent or guardian to engage in a specific activity, or to carry out expressed instructions, during the time that the minor is actually engaged in fulfilling those directions or responsibilities.
- (c) It is a defense to prosecution under section 7.803 that the owner, operator, or employee of an establishment promptly notified the police department that a minor was present on the premises of the establishment during curfew hours and the minor refused to leave.

Section 7.805 - Enforcement.

- (a) Before taking any enforcement action under this division, a police officer shall ask the apparent offender's age and reason for being in the public place or establishment. The officer shall not issue a citation or make an arrest under this division unless the officer reasonably believes that an offense has occurred and that based on any response given, and other circumstances, no defense in section 7.804 is present.
- (b) In lieu of issuing a citation or making an arrest, the police officer may, based on the circumstances, issue a warning notice to the minor, who shall be ordered to go home by the most direct means and route. A copy of the warning notice shall be filed with the police department, and a letter shall then be promptly sent to the parent or guardian of the minor advising of the contact with the minor during curfew hours and requesting cooperation in the future.

Section 7.806 - Penalties.

- (a) Any person who shall violate any provision of this division shall be deemed guilty of a misdemeanor. Following the issuance of a citation for a violation of the curfew hours defined in section 7.802(2), the minor shall be returned to school. Any citation issued for violation of any provision of this division shall direct the parents or legal guardians of the minor to appear together with the minor in connection with the charge of a violation.
- (b) When required by V.T.C.A., Family Code § 51.08, as amended, the municipal court shall waive original jurisdiction over a minor who violates section 7.803(a) and shall refer the minor to juvenile court.”

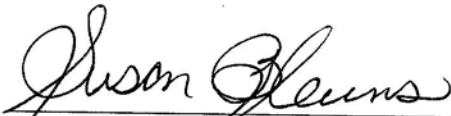
Section 3. In the event any section, paragraph, subdivision, clause, phrase, provision, sentence, or part of this Ordinance or the application of the same to any person or circumstance shall for any reason be adjudged invalid or held unconstitutional by a court of competent jurisdiction, it shall not affect, impair, or invalidate this Ordinance as a whole or any part or provision hereof other any part or provision hereof other than the part declared to be invalid or unconstitutional; and the City Council of the City of Hilshire Village, Texas, declares that it would have passed each and every part of the same notwithstanding the omission of any and every part of the same notwithstanding the omission of any such part thus declared to be invalid or unconstitutional, or whether there be one or more parts.

PASSED, APPROVED, and ADOPTED this 18th of April, 2017.



Russell Herron, Mayor

ATTEST:



Susan Blevins, City Secretary

A BILL TO BE ENTITLED
AN ACT

relating to the repeal of the authority of political subdivisions to adopt or enforce juvenile curfews.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Article 45.045(c), Code of Criminal Procedure, is amended to read as follows:

(c) This article does not limit the authority of a court to order a child taken into custody under Article 45.058 [~~or 45.059~~].

SECTION 2. Article 45.060(a), Code of Criminal Procedure, is amended to read as follows:

(a) Except as provided by Article [~~Articles~~] 45.058 [~~and 45.059~~], an individual may not be taken into secured custody for offenses alleged to have occurred before the individual's 17th birthday.

SECTION 3. Section 51.02(15), Family Code, is amended to read as follows:

(15) "Status offender" means a child who is accused, adjudicated, or convicted for conduct that would not, under state law, be a crime if committed by an adult, including:

(A) running away from home under Section 51.03(b)(2);

(B) a fineable only offense under Section 51.03(b)(1) transferred to the juvenile court under Section 51.08(b), but only if the conduct constituting the offense would not have been criminal if engaged in by an adult;

(C) a violation of standards of student conduct as described by Section 51.03(b)(4);

(D) [~~a violation of a juvenile curfew ordinance or order;~~

[~~E~~] a violation of a provision of the Alcoholic Beverage Code applicable to minors only; or

E [~~F~~] a violation of any other fineable only offense under Section 8.07(a)(4) or (5), Penal Code, but only if the conduct constituting the offense would not have been criminal if engaged in by an adult.

SECTION 4. Section 38.003(a), Government Code, is amended to read as follows:

(a) The judge of a county, justice, or municipal court, in accordance with Section 38.002, may award money from a judicial donation trust fund established under Section 38.001 to eligible children or families who appear before the court for a truancy [~~or curfew~~] violation or in another misdemeanor offense proceeding before the court.

SECTION 5. Section 71.0352, Government Code, is amended to read as follows:

Sec. 71.0352. JUVENILE DATA: JUSTICE, MUNICIPAL, AND TRUANCY COURTS. As a component of the official monthly report submitted to the Office of Court Administration of the Texas Judicial System:

(1) a justice court, municipal court, or truancy court shall report the number of cases filed for:

(A) truant conduct under Section 65.003(a), Family Code; and

(B) the offense of parent contributing to nonattendance under Section 25.093, Education Code; and

[~~(C) a violation of a local daytime curfew ordinance adopted under Section 341.905 or 351.903, Local Government Code; and~~

(2) in cases in which a child fails to obey an order of a justice court, municipal court, or truancy court under circumstances that would constitute contempt of court, the justice court, municipal court, or truancy court shall report the number of incidents in which the child is:

(A) referred to the appropriate juvenile court for delinquent conduct as provided by Article 45.050(c)(1), Code of Criminal Procedure, or Section 65.251, Family Code; or

(B) held in contempt, fined, or denied driving privileges as provided by Article 45.050(c)(2), Code of Criminal Procedure, or Section 65.251, Family Code.

SECTION 6. Chapter 370, Local Government Code, is amended by adding Section 370.007 to read as follows:

Sec. 370.007. JUVENILE CURFEWS PROHIBITED. (a) Notwithstanding any other law, a political subdivision may not adopt or enforce an order, ordinance, or other measure that imposes a curfew to regulate the movements or actions of persons younger than 18 years of age.

(b) This section does not apply to a curfew implemented under Chapter 418, Government Code, for purposes of emergency management.

SECTION 7. Section 8.07(e), Penal Code, is amended to read as follows:

(e) A person who is at least 10 years of age but younger than 15 years of age is presumed incapable of committing an offense described by Subsection (a)(4) or (5) [~~other than an offense under a juvenile curfew ordinance or order~~]. This presumption may be refuted if the prosecution proves to the court by a preponderance of the evidence that the actor had sufficient capacity to understand that the conduct engaged in was wrong at the time the conduct was engaged in. The prosecution is not required to prove that the actor at the time of engaging in the conduct knew that the act was a criminal offense or knew the legal consequences of the offense.

SECTION 8. The following provisions are repealed:

- (1) Article 45.059, Code of Criminal Procedure;
- (2) Section 341.905, Local Government Code;
- (3) Section 351.903, Local Government Code; and
- (4) Section 370.002, Local Government Code.

SECTION 9. A violation of a juvenile curfew ordinance or order may not be prosecuted or adjudicated after the effective date of this Act. If on the effective date of this Act a criminal or civil action is pending for a violation of a juvenile curfew ordinance or order, the action is dismissed on that date. However, a final conviction or adjudication for a violation of a juvenile curfew ordinance or order that exists on the effective date of this Act is unaffected by this Act.

SECTION 10. This Act takes effect September 1, 2023.

ORDINANCE NO. 837-2024

AN ORDINANCE OF THE CITY OF HILSHIRE VILLAGE, TEXAS, REPEALING IN ITS ENTIRETY ARTICLE 7.800 “JUVENILE CURFEW” OF CHAPTER 7 “OFFENSES AND NUISANCES” OF THE CODE OF ORDINANCES.

WHEREAS, the 88th Texas Legislature passed and approved House Bill 1819 repealing the authority of a political subdivision to adopt or enforce juvenile curfews; and

WHEREAS, the Village of City of Hilshire Village (the “City”) has adopted and enforces a juvenile curfew found in Article 7.800 “Juvenile Curfew” of Chapter 7 “Offenses and Nuisances” of the Code of Ordinances known as the “Curfew Ordinance”; and

WHEREAS, the new law has gone into effect September 1, 2023, making the City’s Curfew Ordinance unenforceable.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNCIL OF THE CITY OF HILSHIRE VILLAGE, TEXAS:

Section 1. Article 7.800 “Juvenile Curfew” of Chapter 7 “Offenses and Nuisances” of the City of Hilshire Village, Texas, is hereby repealed in its entirety.

Section 2. **Effective date.** This Ordinance shall become effective on September 1, 2023.

Section 3. **Repeal.** This Ordinance is intended to be cumulative and shall not repeal any provision of a previous ordinance or Village Code except to the extent that a provision is inconsistent and cannot be reconciled with this ordinance.

Section 4. **Severability.** In the event any clause, phrase, provision, sentence, or part of this Ordinance or the application of the same to any person or circumstance shall for any reason be adjudged invalid or held unconstitutional by a court of competent jurisdiction, it is the intention of the Board of Aldermen that the invalidity or unconstitutionality of the one or more parts shall not affect, impair, or invalidate this Ordinance as a whole or any part or provision other than the part declared to be invalid or unconstitutional; and the Board of Aldermen of the Village of City of Hilshire Village, Texas, declares that it would have passed each and every part of the same notwithstanding the omission of any such part thus declared to be invalid or unconstitutional, whether there be one or more parts.

PASSED, APPROVED and ADOPTED this, the 20th day of February, 2024.

Robert F. Buesinger
Mayor

ATTEST:

Cassie Stephens
City Secretary

ORDINANCE NUMBER 745

AN ORDINANCE AMENDING CHAPTER 7 OFFENSES AND NUISANCE OF THE CODE OF ORDINANCES OF THE CITY OF HILSHIRE VILLAGE, TEXAS, BY REPLACING ARTICLE NO. 7.700 IN ITS ENTIRETY, AND DELETING ARTICLE 3.700, TREE PROTECTION, OF CHAPTER 3, BUILDING AND CONSTRUCTION IN ITS ENTIRETY. ESTABLISHING RULES AND REGULATIONS CONCERNING TREE PRESERVATION; PROVIDING A PENALTY IN AN AMOUNT PROVIDED FOR IN SECTION 1.106 OF THE CITY'S CODE OF ORDINANCES FOR ANY VIOLATION OF ANY PROVISION OF THIS ORDINANCE; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT OR IN CONFLICT HEREWITH; AND PROVIDING FOR SEVERABILITY.

* * * * *

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HILSHIRE VILLAGE, TEXAS:

Section 1. The Code of Ordinances of the City of Hilshire Village, Texas (the "Code"), is hereby amended by replacing Article 7.700 under Chapter 7 Offenses and Nuisance in its entirety, to provide as follows:

ARTICLE 7.700. - TREE PRESERVATION

Sec. 7.701 – Purpose and Definitions

1. The purpose of this article is to preserve the Tree canopy and continue the wooded character that has been the hallmark of the city since its founding while protecting owners' rights to utilize and enjoy their property by:
 - a. establishing minimum Tree requirements,
 - b. requiring careful site planning and the protection of Trees,
 - c. controlling unnecessary Tree removal,
 - d. requiring Tree replacement, and
 - e. prohibiting indiscriminate cutting or clearing of Trees.
2. Properties used for commercial purposes are exempt from Section 7.701 1(1a) and 1(1b) of this article.

Sec. 7.702 – Definitions

As used in this article, the following words, terms, and phrases shall have the meanings ascribed to them in this section:

Approved Tree List shall mean a list approved and maintained by the city that lists species of Trees that are approved for meeting the minimum tree requirement described in this article.

Building shall mean any structure with a roof and enclosing walls that is used or intended for supporting or sheltering any use or occupancy.

Circumference or Diameter shall mean circumference or diameter measured at a point on a Tree four and one-half feet (4½') above the surrounding ground level. The equivalent Circumference or Diameter

may be used for measurement purposes. Tree Diameter in inches x 3.14 = Tree Circumference in inches. (For example, 6" Diameter X 3.14 = 18.84" Circumference). To measure a Tree that forks or has two boles or stems at or below four and one-half feet (4½'), only the Circumference or Diameter of the larger bole or stem shall be measured.

Critical Root Zone shall mean the area of a Tree that is within a circle centered on the trunk location, with the circle's Diameter being one-half of the sum of the longest and shortest drip line Diameters.

Subject Site shall mean any particular lot, tract, or parcel of land that is subject to the building permit process or otherwise invokes the regulations established in this article.

Tree shall mean a woody, perennial plant typically having a single stem or trunk, growing to a considerable height and bearing lateral branches at some distance from the ground.

Tree Removal Permit shall mean a permit issued by the city for the removal of a Tree.

Sec. 7.703 – Minimum Tree Requirement

- (1) Each lot shall have one (1) Tree that is eight inches (8") or greater in Diameter for every 2,000 square feet of lot area (excluding any land in the Harris County Flood Control District or utility easement), rounded to the nearest whole number (see Table 1). Trees in the Harris County Flood Control District or in a utility easement will not be counted.
- (2) If a lot has less than the number of Trees described in the preceding subsection, the owner shall keep the number of Trees larger than three inches (3") in Diameter, counting from the largest Diameter to the smallest Diameter, that are on the lot (excluding any land in the Harris County Flood Control District or a utility easement) at the time a Tree Removal Permit is sought or the provisions of this article are otherwise invoked.
- (3) A lot owner who is applying for a permit issued under the building permit process of the City's Code of Ordinances for the demolition of, construction of, or addition to any Building, or installation of a swimming pool shall, regardless of the number or size of the Trees existing on a lot prior to issuance of a permit, plant such additional Trees as may be necessary to meet the minimum tree requirement described in subsection (1) above if the owner is:
 - (a) constructing a new or replacement Building,
 - (b) constructing an addition[s] or extension[s] to an existing Building that increases the square footage of the Building by 40% or more, or
 - (c) installing a swimming pool.

Table 1 - Number of Trees for Representative Lot Sizes

Lot Size (sq ft)	# of Trees
24,000	12
22,000	11
20,000	10
18,000	9
16,000	8
14,000	7
12,000	6
10,000	5
8,000	4

Sec. 7.704 – Preservation and Protection of Trees

- (1) It is unlawful to remove any Tree that is eight inches (8") in Diameter or greater without first obtaining a tree removal permit from the city for each Tree to be removed.
- (2) It is unlawful to remove a Tree that is less than eight inches (8") in Diameter without first obtaining a tree removal permit from the city if:
 - (a) such Tree is required to meet the minimum tree requirement for the lot as described in section 7.703(2), or
 - (b) such Tree was planted as a replacement for a previously removed Tree.
- (3) It is unlawful to intentionally cause serious damage or death to any Tree that is eight inches (8") in Diameter or greater. Intentionally severing the main trunk or large branches or large roots, girding, poisoning, carving, mutilating, touching with live wires, piercing with nails or spikes, crushing or exposing the roots, or digging or drilling any hole or trench larger than three cubic feet (3 ft³) within the Critical Root Zone, unless no other suitable location is possible, may be considered acts intended to cause serious damage or death to the Tree.
- (4) Before beginning demolition or construction, appropriate protection for all Trees shall be in place. Appropriate protection shall mean, at a minimum, a fence four feet (4') in height and composed of a material which is strong enough to prevent vehicles, materials, debris, dirt and other demolition or construction refuse from piling up within the Critical Root Zone. Where possible, the fence shall be a minimum of six feet (6') away from the base of the Tree at all points to prevent damage to the Tree. If the location of a tree is less than six feet (6') from the foundation of the building or the property line, the protective fencing shall be located as far as possible from the base of the tree.

- (a) The applicant's lot will, after removal of the Tree, satisfy the minimum Tree requirement as described in section 7.703(1),
 - (b) The Tree is diseased, dying or dead,
 - (c) Construction is planned in the area where the Tree stands,
 - (d) The Tree creates a hazard that is or is likely to cause damage to property or danger to the public health, safety, or welfare, or
 - (e) Good arbor management practices indicate removal will be beneficial to surrounding Trees.
- (2) If the previous subsection is satisfied, the city will issue a Tree Removal Permit if a lot owner completes the following steps:
- (a) Executes the city's Tree Removal Permit application, which includes a certification that, upon removal of such Tree, either the lot will continue to satisfy the minimum tree requirement as described in section 7.703(1) or the lot owner will comply with Section 7.706 below regarding Tree replacement. If concurrent Tree Removal Permits are sought, the minimum tree requirement must be satisfied after all Trees are removed.
 - (b) Pays the application fee as adopted by city council. The application fee shall be waived by the city if the applicant shows that the Tree to be removed is diseased, dying or dead or if, after removal of a Tree, the lot has more than the minimum Tree requirement in section 7.703(1).
- (3) The city shall have a reasonable amount of time, but not less than 3 business days, to review the application. The city may require an owner to provide certification by an arborist that the criteria in subsection (1)(b), (d) or (e) exist.
- (4) Removal of a Tree without a Tree Removal Permit shall not constitute a violation of this article if immediate removal is necessary to protect against a serious and imminent risk to health, safety, or property as a result of an emergency and, because of such emergency, the lot owner could not obtain the Tree Removal Permit, provided that, as soon as reasonably possible after such Tree removal, the lot owner submits a Tree Removal Permit application without the fee and demonstrates that such emergency existed.
- (5) The city may require a lot owner to remove any Tree that is damaged, dead or dying, and that the city deems a danger to person or property. The owner shall have fourteen days (14) after receipt of the notice to remove the Tree.
- (6) Removal of a Tree shall be performed by the lot owner or by a reputable Tree removal company, and the owner shall ensure that the Tree removal work is adequately covered by bond or insurance.

Sec. 7.706 – Replacement of Trees

- (1) If, after loss of or removal of a Tree, a lot does not or will not satisfy the minimum tree requirement as described in section 7.703(1) or (2), as applicable, then the lot owner shall, within 120 days after loss of or removal of such Tree, properly plant a replacement tree from the Approved Tree List. The replacement Tree shall be at least three inches (3") in Diameter measured at six inches (6") above the grade for each lost or removed Tree. A tree intended as a replacement tree shall not be planted in the Harris County Flood Control District or in a utility easement, but nothing in this article is otherwise intended to prohibit the planting of trees in the Harris County Flood Control District or a utility easement.
- (2) With the approval of the city's arborist, a lot owner may plant additional species that are not on, but are similar in size to those that are on, the Approved Tree List. If the city's arborist does not approve, the owner may appeal by submitting a written request to city council. Property owners are encouraged (but not required) to plant Trees native to the Texas Gulf Coast.
- (3) In situations of financial hardship, the city will have flexibility in obtaining outside help with re-forestation.

Sec. 7.707 - Tree Survey

- (1) Every permit issued under the building permit process of the City's Code of Ordinances for the demolition of, construction of, or addition to any Building, or the installation of a swimming pool shall include a Tree survey.

Permit applicants must obtain and complete the proper forms, available in the city office, to show compliance with this article.

- (2) The permit holder will make every effort to maintain the distribution of existing Trees. However, if the design, layout, plans, or construction of the proposed Building cannot avoid the removal of any Tree that is eight inches (8") in Diameter (25.12" in Circumference) or larger, then the permit holder shall be required to replace each removed Tree with a Tree from the Approved Tree List. Each replacement Tree shall have a minimum caliper of three inches (3") in Diameter (9.42" in Circumference).
- (3) The Tree survey shall be prepared by a person with expertise to prepare such a document, such as an architect, engineer, arborist, or surveyor.
- (4) The Tree survey shall accurately reflect, at a minimum, the following information:
 - (a) The actual location (i.e., trunk location), Diameter, and type of each Tree on the Subject Site which is eight inches (8") in Diameter (25.12" in Circumference) or larger,
 - (b) Building or structure outlines, parking areas and other paved surfaces, fences, utilities, and other improvements existing or to be constructed,
 - (c) The location of Tree protection fences,
 - (d) A scale, north arrow, name, address, phone number and profession or occupation of the person who prepared it, and the name of the permit applicant, and
 - (e) Identification of the real estate development and a description of the Subject Site and its location.
 - (f) The location and square footage of utility and flood control easements, and the square footage of the lot excluding utility and flood control easement square footage.

Sec. 7.708 - Final Inspection and Issuance of Certificate of Occupancy

At final inspection under every building permit that includes a Tree Survey, the city's inspector shall inspect and confirm compliance with the Tree survey and planting of required Trees, if any. No certificate of occupancy shall be issued until the minimum Tree requirement has been met but, if the certificate of occupancy is to be issued between May and September and the owner has agreed to meet the Minimum Tree Requirement, a provisional certificate of occupancy may be issued until such time as the owner has complied.

Sec. 7.709 - Destruction of or Damage to Trees on Public Property

In addition to the violation of any criminal law dealing with destruction of public property, it shall be unlawful to remove, destroy, kill, or damage any Tree located on any public property in the city except when necessary in furtherance of the public health, safety or welfare. This section shall not prevent the city or any public utility from performing necessary maintenance or repair activities that may affect Trees located within easements or on public property.

Sec. 7.710 - Exemptions from Requirements of this Article

- (1) The provisions of this article shall not apply to Trees removed or trimmed within an easement for public or private utilities by the easement's owner, or the owner's employee or authorized contractor, or by the utility provider or its authorized contractor, if the trimming or removal of such Trees is required to properly use or maintain the easement. This article shall also not apply to Trees removed or trimmed by the city or its authorized representative or by the utility provider or its authorized contractor on any public property or within any public right-of-way, including, but not limited to, drainage easements and roadway easements.
- (2) If this article would require a Tree to be planted from May through September in any year, the planting may be delayed until October of that same year.

Sec. 7.711 - Enforcement

- (1) The city has the authority and right to inspect any property to ensure compliance with this ordinance.
- (2) The city may require any lot owner to prove that the owner is in compliance with this ordinance.

- (3) The city may withhold, revoke, or suspend any Tree Removal Permit or building permit if any condition or requirement of this article or such permit is not fulfilled.
- (4) The city may order an immediate stop to the removal of any Tree, any activity that is likely to cause serious damage or death to any Tree, or any demolition or construction of a Building, if such activity is being done in violation of this ordinance.
- (5) The city has the authority to hire a tree inspector for advice in conjunction with enforcing this ordinance.
- (6) Anyone that intentionally, knowingly, recklessly, or with criminal negligence violates any of the provisions of this article shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be fined in an amount as provided for in the general penalty provision in Chapter 1, Section 1.106, of the City's Code of Ordinances. Each day during which such violation shall exist or occur shall constitute a separate offense. The owner of any property where any violation of this article occurs and any agent, contractor, builder, architect, individual or entity that assists in the commission of such offense shall be guilty of a separate offense and, upon conviction thereof, shall be punished as above provided.

Sec. 7.712 - Appeal

Anyone whose request for a building permit, Tree Removal Permit, or certificate of occupancy has been denied due to the interpretation or application of this article may appeal that decision to the city council by filing a written notice of appeal with the city. The city council shall provide the applicant an opportunity to present evidence and arguments demonstrating that the applicant has complied with this article and is entitled to a permit or certificate of occupancy, and that the city erred in refusing to issue the requested permit or certificate of occupancy. If, at the conclusion of the hearing, a majority of the city council determines that the applicant is entitled to a permit or certificate of occupancy, the city shall issue one. Otherwise, the city's denial shall be affirmed.

Sec. 7.713 – Approved Tree List

	Common Name	Scientific Name	Growth	Characteristics
1	American Elm (White Elm)	<i>Ulmus americana</i>	Rapid	Texas native, reliable fall color, seeds or fruit eaten by wildlife. Deep green leaves turn bright yellow in fall. Fast-growing, vase-shaped shade tree that tolerates a wide range of conditions. Dutch elm disease not too bad in Texas; extensive, shallow root system.
2	Bald Cypress	<i>Taxodium distichum</i>	Moderate	Deciduous conifer with feather-like leaves, round seed balls, and fibrous bark. Adapted to many soil and moisture conditions. Grows well in wet areas. Woody 'knees' develop on wet sites. (Has very aggressive roots – do not plant near house or sewer lines)
3	Black Walnut	<i>Juglans nigra</i>	Moderate	Texas native, seeds or fruit eaten by wildlife. Distinctive shade tree for open spaces. Fruits can be extremely messy. Webworm can be a problem. Leaves drop early in the fall.
4	Blackgum (Black Tupelo)	<i>Nyssa sylvatica</i>	Moderate	Texas native, reliable fall color, attractive seeds or fruit, seeds or fruit eaten by wildlife. Prefers acid soils. Bright, shiny foliage turns red and purple early in the fall. Shallow-rooted.
5	Bur Oak (Mossycup Oak)	<i>Quercus macrocarpa</i>	Slow	Texas native, reliable fall color, attractive seeds or fruit, seeds or fruit eaten by wildlife. Unique leaf shape; large acorn is enclosed in a fuzzy cap. Excellent, drought-tolerant native tree, with rough texture and large acorn.
6	Bitternut hickory (swamp hickory)	<i>Carya cordiformis</i>	Moderate	Large pecan hickory with commercial stands located mostly north of the other pecan hickories.
7	Carolina Basswood (Linden)	<i>Tilia caroliniana</i>	Rapid	Texas native, showy or fragrant flower, attractive seeds or fruit. Large, oval shade tree with interesting winged fruits. Flowers are a favorite of honeybees. Needs plenty of room.
8	Cedar Elm	<i>Ulmus crassifolia</i>	Moderate	Texas native, reliable fall color. Fine textured leaves turn yellow in fall. Tough, drought-tolerant shade tree, well-adapted to a variety of conditions.
9	Cherrybark Oak	<i>Quercus falcata var. pagodifolia</i>	Moderate	Texas native, reliable fall color, seeds or fruit eaten by wildlife. Excellent native shade tree for a variety of planting situations.
10	Chinkapin Oak	<i>Quercus muehlenbergii</i>	Moderate	It is also planted widely as a shade tree suitable for limestone soils. Occurs from northeast Texas to Central Texas and south to the Guadalupe River, and also in the mountains of West Texas, growing on mostly limestone soils, especially at the base of bluffs and along stream courses.
11	Green Ash	<i>Fraxinus pennsylvanica</i>	Rapid	Texas native, reliable fall color. Tolerates a wide range of soil conditions. Needs pruning to develop strong branch structure.

	Common Name	Scientific Name	Growth	Characteristics
12	Laurel Oak (swamp laurel oak, diamond- leaf oak, water oak, obtusa oak)	<i>Quercus laurifolia</i>	Moderate	native to the southeastern and south-central the United States, from coastal Virginia to central Florida and west to southeast Texas
13	Live Oak (Encino)	<i>Quercus virginiana</i>	Rapid	Texas native, seeds or fruit eaten by wildlife. Glossy, deep green leaves remain all winter; long-lived shade tree. Allow plenty of room; can develop surface roots.
14	Loblolly Pine	<i>Pinus taeda</i>	Rapid	Texas native. Medium-length green needles and large, brown cones in the fall. Tolerates a wide range of site conditions, but prefers good drainage.
15	Montezuma Cypress (Bald Cypress)	<i>Taxodium mucronatum</i>	Rapid	Texas native, attractive seeds or fruit. Delicate, feathery foliage casts a light shade. Bark is reddish and shredding.
16	Nuttall Oak	<i>Quercus nuttallii</i>	Moderate	Grows well on heavy, poorly drained, clay soils deposited by rivers.
17	Overcup Oak	<i>Quercus lyrata</i>	Moderate	Texas native, seeds or fruit eaten by wildlife. Small acorns are an important wildlife food source. Tolerates poor drainage and heavy clay soils. (slow to leaf out in the spring)
18	Pecan	<i>Carya illinoensis</i>	Moderate	Texas native, seeds or fruit eaten by wildlife. Nuts are an important wildlife food. Mature crown is open and airy. State tree of Texas. Plant with plenty of room. (slow to leaf out in the spring. Fruit will stain sidewalk)
19	Red Maple	<i>Acer rubrum</i>	Rapid	Texas native, reliable fall color, attractive seeds or fruit. Flowers and winged fruits in spring are red. Brilliant fall color, yellow to red. (Bark is easily injured by weed eater)
20	River Birch	<i>Betula nigra</i>	Rapid	Texas native. Attractive pinkish peeling bark. Works well as multiple trunk specimen. Prefers moist sites like stream banks. Susceptible to ice damage. (Needs high nitrogen to stay healthy)
21	Shumard Oak	<i>Quercus shumardii</i>	Rapid	Texas native, reliable fall color, seeds or fruit eaten by wildlife. Young trees have "candelabra" shape; fall color is orange to deep red. Widely available; prefers well-drained soils. Seed source of trees may determine success.
22	Hybrid Magnolia	<i>Little Gem or D.D. Blanchard</i>	Moderate	Grows better than the Southern Magnolia
23	Southern Magnolia	<i>Magnolia grandiflora</i>	Moderate	Texas native, showy or fragrant flower, attractive seeds or fruit, seeds or fruit eaten by wildlife. Large, white flowers and glossy, deep green leaves. Plant in well drained soil and let limbs grow to the ground. Some cultivars tolerate alkalinity.

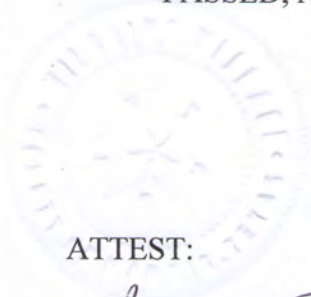
	Common Name	Scientific Name	Growth	Characteristics
24	Swamp Chestnut Oak (Cow Oak)	<i>Quercus michauxii</i>	Moderate	Texas native, reliable fall color, seeds or fruit eaten by wildlife. Large leaves turn deep red in fall; large acorns are popular with wildlife. Tolerates seasonal poor drainage, but prefers loamy soils.
25	Sweetgum	<i>Liquidambar styraciflua</i>	Rapid	Texas native, reliable fall color, attractive seeds or fruit. Distinctive star-shaped leaves and round, spiky seed balls. Rapid, upright growth. Fall color ranges from yellow to purple.
26	Sycamore (American Planetree)	<i>Platanus occidentalis</i>	Rapid	Texas native, attractive seeds or fruit. Old bark flakes off to reveal pale new bark. Round fruit is a mass of small seeds. Provide plenty of room and a moist site. (Mexican Sycamore better leaves)
27	Thornless Honeylocust	<i>Gleditsia triacanthos var. inermis</i>	Rapid	Texas native, reliable fall color, attractive seeds or fruit, seeds or fruit eaten by wildlife. Wildlife eat seed pods.
28	Water Oak (Pin Oak)	<i>Quercus nigra</i>	Rapid	Texas native, seeds or fruit eaten by wildlife. Dark green bell-shaped leaves form a dense canopy. This common native does best on well drained, moist sites. (after 60 years prone to insects and disease)
29	White Ash	<i>Fraxinus americana</i>	Rapid	Texas native, reliable fall color. Fall color is yellow, orange, and purple. Male trees are seedless. A relatively clean shade tree. Prefers loamy, well-drained soils.
30	White Oak	<i>Quercus alba</i>	Slow	Texas native, reliable fall color, seeds or fruit eaten by wildlife. Excellent long-lived shade tree. Wildlife eat acorns. Fall color is red. Works best on well-drained, loamy soils.
31	Willow Oak	<i>Quercus phellos</i>	Rapid	Texas native, reliable fall color, seeds or fruit eaten by wildlife. Narrow, light green leaves turn yellow-brown in the fall. Fine twigs and strong branch structure. Prefers moist conditions.

Section 2. Any person who shall intentionally, knowingly, recklessly, or with Criminal negligence violates any provision of this Ordinance, shall be deemed guilty of a misdemeanor and, upon conviction, shall be fined in an amount not to exceed \$2,000. Each day of violation shall constitute a separate offense.

Section 3. To the extent there may exist any conflict or inconsistency between the terms of any two ordinances of the City, the more restrictive of the two documents shall prevail and shall be interpreted and enforced according to its own terms.

Section 4. In the event any clause phrase, provision, sentence, or part of this Ordinance or the application of the same to any person or circumstances shall for any reason be adjudged invalid or held unconstitutional by a court of competent jurisdiction, it shall not affect, impair, or invalidate this Ordinance as a whole or any part or provision hereof other than the part declared to be invalid or unconstitutional; and the City Council of the City of Hilshire Village, Texas, declares that it would have passed each and every part of the same notwithstanding the omission of any such part thus declared to be invalid or unconstitutional, whether there be one or more parts.

PASSED, APPROVED, AND ADOPTED this 19 day of DECEMBER 2017


Russell Herron
Russell Herron, Mayor

ATTEST:

Susan Blevins
Susan Blevins, City Secretary