

**Minutes
Special Meeting
Piney Point Village City Council
April 11, 2011**

The City Council of The City of Piney Point Village held a Special Meeting on Monday, April 11, 2011 at 6:00 p.m. at 7676 Woodway, Suite 300 Houston, Texas, 77063.

Mayor Nemeth called the meeting to order at 6:00 p.m. In attendance were Mayor Pro Tem Ebeling, Mr. Kollenberg, Mrs. Goodall, Mr. Dodds, Mr. Bender, City Attorney Olson, City Administrator Johnson and City Secretary Davenport.

Mayor Nemeth read a letter from a resident that thanked Mike Peloquin for the outstanding job he is performing for Piney Point Village.

Mike Sutton, a resident of Walden Lane, was in attendance and deferred to address Council until the agenda item came up for discussion.

1. Consider and take action regarding pool deck at 204 Kinkaid.

This item involves the pool deck at 204 Kinkaid encroaching into the drainage easement. This item was discussed in depth between Council, Mike Peloquin, Mrs. Francis and the contractor.

Motion was made by Council member Bender to allow remodeling of the pool construction of the deck and construction of the wing walls in the general location indicated which is within our easement, subject to receipt of a consent to encroachment agreement in which the landowner and all future landowners agree that they waive all claims against the city arising from any damage caused during any installation, maintenance, repair or construction in the easement by the City and subject to any setback issues being approved by the Board of Adjustment and the owner will be financially responsible for the removal if necessary and to authorize the City Attorney to draft the appropriate documents. The motion was seconded by Council member Goodall.

Council member Kollenberg expressed concerns with taking a vote on this issue when there seems to be so many stipulations, he'd prefer to see something in writing to approve.

The motion passed with a vote of 3 for; 2 against.

2. Receive, consider and take action on report regarding meetings with residents of private streets.

Council member Dodds reported he and John Peterson have met with many residents who live on private streets discussing drainage issues. Response has been encouraging and residents are open to discussion.

3. Consider and take action on projects resulting from the street assessment report.

John Peterson discussed pothole repairs on concrete roads resulting from the street assessment report that was presented to Council on May 28, 2011. A proposal will be presented to Council at the May 9th meeting.

4. Consider and take action regarding residential drainage permitting issues.

John Peterson handed out presentation material for Council's review, deferring further discussion and action until a later date.

5. Consider and take action on an agreement for election services between Harris County and City of Piney Point Village for the May 14, 2011 Election.

Motion was made by Council member Kollenberg to approve the agreement between Harris County and the City of Piney Point Village for the May 14, 2011 election. The motion was seconded by Mayor Pro Tem Ebeling. The motion was approved unanimously.

6. Consider and take action on resident notification via email and establishing policies for use.

City Secretary Davenport reported to Council regarding DeltAlert email numbers and procedures to continue compiling resident email addresses. Council member Kollenberg discussed policies regarding email distribution.

7. Consider and take action regarding hurricane preparation.

Mayor Nemeth informed Council that he and City Administrator have been working together to ensure that contracts are current and in place with DRC and Malcolm Pirnie for disaster recovery and debris removal.

8. Consider and take possible action to confirm the Mayor's appointment of Joe Bailey as special deputy prosecutor to handle all prosecutions that may arise out of work performed by the City of Hunter's Creek Village, Texas and/or its contractors and their respective agents, employees, officers, public officials and other representatives without a permit within the city limits of the City of Piney Point Village, Texas.

Motion was made Council member Goodall to authorize Mayor Nemeth to enter into an agreement with Joe Bailey as special deputy prosecutor. The motion was seconded by Council member Kollenberg. Motion was approved unanimously.

9. The City Council will adjourn into closed executive session pursuant to section 551.071 of the Texas Local Government Code (CONSULTATION WITH ATTORNEY): specifically to discuss dispute with Hunter's Creek, municipal citations issued in connection therewith, and relocation of Piney Point Village Municipal Court.

The City Council adjourned into executive session at 7:23 p.m.
The City Council reconvened into regular session at 8:12 p.m.

Mayor Nemeth announced there was no formal action taken in the executive session.

10. Action, if any, arising out of or to be taken with regard to any matters discussed in Executive Session.

No action arising out of the executive session.

11. Adjourn

Motion was made by Council member Goodall to adjourn at 8:13 p.m. Motion was seconded by Mayor Pro Tem Ebeling. Motion passed unanimously.

Passed and approved this 9th day of May, 2011.

Peter G. Nemeth
Mayor

Amanda Davenport
Amanda Davenport
City Secretary

