

**MINUTES
THE CITY OF PINEY POINT VILLAGE
SPECIAL COUNCIL MEETING
MONDAY, JUNE 14, 2010**

THE CITY COUNCIL OF THE CITY OF PINEY POINT VILLAGE MET IN A **SPECIAL MEETING ON MONDAY, JUNE 14, 2010 AT 6:00 P.M.** AT CITY HALL, 7676 WOODWAY, SUITE 300 HOUSTON, TEXAS, 77063 TO DISCUSS THE AGENDA ITEMS LISTED BELOW.

DECLARATION OF QUORUM AND CALL TO ORDER Mayor Nemeth called the meeting to order and announced that all members of the City Council were present.

PLEDGE OF ALLEGIANCE Mayor Nemeth led the pledge to the United States flag.

CITY ANNOUNCEMENTS There were no announcements.

COUNCIL CALENDAR REVIEW There was nothing to add to the Council's calendar.

CITIZENS WISHING TO ADDRESS COUNCIL Mr. Brian Savino, resident at 458 Jan Kelly Lane, addressed the Council with regard to the June 6, 2010 rain and discussed drainage issues on his property and asked for immediate relief for the potential flooding.

The resident at 702 Marchmont also asked Council for any assistance the City could provide to encourage Harris County Flood Control District to increase the capacity of Soldiers Creek. She stated that everyone on Council and the City Engineers were aware of the flooding problems on Marchmont and in particular her property.

A resident on White Pillars asked the City Engineer John Peterson when the County would be cleaning Soldiers Creek again. Mr. Peterson reported that this was usually done twice a year but he didn't have the specific dates.

4. Consider and take action on an MOU with Harris County Flood Control District.

Mr. Carl Woodward with the Harris County Flood Control District was present and explained that this Memorandum of Understanding would ensure that any changes to property within the City of Piney Point Village relating to the flood plain would be recorded on the original maps of HCFCD and FEMA. This MOU would keep the HCFCD aware and help to ensure that all standards, no money is involved and this applies only to FEMA floodplains.

Motion by Mayor Pro Tem Ebeling to approve the Memorandum of Understanding with the Harris County Flood Control District.

The motion was seconded by Councilmember Bender

The motion passed: all for

COMMISSION REPORTS

1. Consider and take possible action on update from Fire Commissioner Janet Zimmerman regarding the Villages Fire Department.

Mrs. Zimmerman reported that she was not able to attend a budget meeting that was held last week with the Village mayors, council members and Fire Commissioners. Mrs. Zimmerman asked the Council member Kollenberg report on the budget meeting. He stated that the upcoming budget for the fire department would be a flat budget keeping in-line with the Villages request. Mr. Kollenberg continues to have concerns regarding the compensation of the firemen.

Mayor Nemeth reported that he expressed his continued support of the Fire Commission at this budget meeting and stated that he feels the Commission is doing the right thing regarding the firemen.

Mrs. Zimmerman told those present that there were no proposed raises in the upcoming budget, although any employee eligible for a step/grade raise would still receive it. She also stated that morale within the department was still very low.

She also reported that there were five (5) strong candidates for the Fire Chief position.

An interim fire chief from Indiana will be hired and one of his tasks will be to audit the department and make recommendations to the Commission. Piney Point Village was not invited to the meeting regarding the interim fire chief hiring and will not be liable for any costs of this position.

ENGINEERING

2. Consider and take possible action regarding awarding the bid for the Hedwig Road Bridge Utility Relocation project.

City Engineer John Peterson reported that the utilities must be relocated before TXDOT can replace this bridge. Piney Point Village received two bids for this project and the low bidder was Metro City Construction in the total amount of \$133,726.70.

Motion was made by Mayor Pro Tem Ebeling to accept the bid from Metro City for \$133,726.70.

The motion was seconded by Councilmember Dodds

Motion passed: all for

16. Consider and take possible action on a change order regarding using a portion of the H-K funds on the Innisfree project regarding additional 94' of 24" pipe and small grade inlets at a cost of \$6500.00.

Mr. Peterson reported that this project was moving along very well; however, a change order was needed to install a 24" pipe between two driveways because the ditch needed to be lowered 18-24" to allow for proper flow.

Motion was made by Councilmember Dodds to approve the change order not to exceed \$6500.00 and expend that amount from line item "k".
The motion was seconded by Mayor Pro Tem Ebeling

Motion passed: all for

3. Update and discussion of drainage issues in the City, and consider and take possible action on Smithdale, Claymore and Hedwig projects.

Mr. Peterson reported that after detailed studies of Soldiers Creek, it was discovered that there was additional capacity available for drainage due to the Soldiers Creek Relief project. He further stated that no mitigation would be needed as this did not put more water on Hunters Creek and in fact, would help divert water downstream.

City Council agreed that this is a promising alternative to get immediate flooding relief and instructed Mr. Peterson to proceed with plans and talk to the City Engineer for Hunters Creek along with Harris County Flood Control District. Everyone agreed with this direction for drainage improvements.

ADMINISTRATIVE

6. Receive draft of audit for fiscal year 2009, discuss and take possible action.

Nathan Krupke, a partner with Belt Harris, the City's auditing firm, was present and reviewed the audit for FY 2009. He stated that the firm issued a clean opinion of the City's financials. He also announced that the fund balance of the general operating fund was in good shape.

Councilmember Kollenberg expressed his dissatisfaction with the firm for the work they did on this audit, and suggested that the City might not stay with this firm for the third contracted year.

Mr. Krupke assured Council that the problems we experienced this year would not happen again. He also suggested that there may be some further negotiations available for that third contracted year to keep the City's business.

Motion was made by Mayor Pro Tem Ebeling to accept the 2009 FY Audit
The motion was seconded by Councilmember Kollenberg

Motion passed: all for

5. Consider and take action on approval of re-rate for TML property and liability insurance for 2010-2011.

Mayor Nemeth stated that he wanted City Council to be informed about the re-rate for TML property and liability insurance 2010-2011.

City Administrator Terri Johnson announced that she expected a decrease in costs over last year's rates.

7. Discussion of up-coming budget process including setting the 2010 tax rate.

City Administrator, Terri Johnson reported that the calendar could not be finalized until the certified tax roll was received from Harris County Appraisal District. Last year's dates were reviewed and Councilmember Kollenberg suggested that if at all possible the public hearings be scheduled on regular meeting dates.

Following discussion, Mayor Nemeth announced that a preliminary budget would be reviewed at the mid-month July meeting and a more concrete budget would be ready for the mid-month August meeting. He instructed City Attorney David Olson to come back to Council in August with a budget timeline.

8. Consider and take possible action on approval of a resolution to join the HGAC Energy Purchasing Cooperative.

After a brief discussion, resident Rob Potowsky offered his assistance with this issue.

Mayor Nemeth tabled this item until Mr. Potowsky could visit with the City Administrator.

9. Consider and take possible action regarding extension and amendments to the DRC contract for debris removal.

David Olson, City attorney, reported that there were a few changes to the original contract with DRC signed by City Council in August, 2009.

Motion was made by Councilmember Kollenberg to authorize, but not require, the Mayor to execute the contract renewal with amendments with DRC services for debris removal.

The motion was seconded by Mayor Pro Tem Ebeling

Motion passed: all for

10. Consider and take possible action regarding contracting for monitoring services for debris removal.

Mayor Nemeth tabled this item to give the City Administrator more time to research the firms qualified by HGAC to provide these services.

11. Receive update and take possible action regarding 9A Woods Edge issue.

This item was addressed in executive session.

12. Receive update and take possible action regarding the fence issue at #4 Hedwig Road.

This item was addressed in executive session.

13. **EXECUTIVE SESSION**

The City Council of the City of Piney Point Village may adjourn into closed executive session for discussion pursuant to Texas Local Government Code § 551.071 Consultation with City Attorney regarding fencing issues at 4 Hedwig Court and/or issues regarding 9A Woods Edge .

Mayor Nemeth recessed the open meeting at 8:00 PM, and the City Council, City Attorney, City Administrator and City Secretary went into closed, executive session.

At 8:14 PM, the Mayor closed the executive session and announced that no action was taken in closed session on either item.

14. Action, if any out of executive session.

No action was needed at this time.

15. Adjourn.

Motion was made by Mayor Pro Tem Ebeling to adjourn the meeting at 8:16 PM. The motion was seconded by Councilmember Kollenberg

Motion passed: all for

PASSED AND APPROVED this 28th day of June, 2010.



Peter G. Nemeth,
Mayor



Amanda Davenport
City Secretary