

**MINUTES of
THE CITY OF PINEY POINT VILLAGE
REGULAR COUNCIL MEETING
MONDAY, AUGUST 23, 2010**

THE CITY COUNCIL OF THE CITY OF PINEY POINT VILLAGE HELD A REGULAR MEETING ON MONDAY, AUGUST 23, 2010 AT 6:00 P.M. AT CITY HALL, 7676 WOODWAY, SUITE 300 HOUSTON, TEXAS, 77063 TO DISCUSS THE AGENDA ITEMS LISTED BELOW.

Mayor Nemeth called the meeting to order. Those present were: Mayor Peter G. Nemeth, Mayor Pro Tem John Ebeling, Henry Kollenberg, Julie Goodall, Dale Dodds, Joel Bender, City Administrator Terri Johnson, City Secretary Amanda Davenport, City Attorney David Olson and City Engineer John Peterson.

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

CITY ANNOUNCEMENTS - Terri Johnson reported that the certified tax roll should be received by September 2, 2010.

CITIZENS WISHING TO ADDRESS COUNCIL - No citizen was in attendance to speak at this time.

3. Consider and take action regarding the proposal for the clean out and mowing of the drainage ditch on White Pillars.

Motion was made by Councilmember Dodds to allow Bio Landscape to fill in the gaps as needed when Harris County isn't scheduled to do maintenance. The motion was seconded by Councilmember Goodall.

Motion carried unanimously.

2. Consider and take action on the 2011 Proposed Budget from Police Commissioner Walker regarding the Memorial Villages Police Department.

Police Commissioner Chris Walker asked Council to pass the proposed 2011 Memorial Villages Police Department budget.

Motion was made by Mayor Pro tem Ebeling to approve the 2011 Memorial Villages Police Department Budget. The motion was seconded by Councilmember Dodds.

Motion carried unanimously.

4. Consider and take action regarding maintenance of Soldier's Creek and possible option to mitigate the flooding problem in the area of Marchmont Street.

Mr. Peterson requested that this item be taken into executive session at the appropriate time regarding drainage issues.

Motion was made by Councilmember Dodds to approve an expenditure not to exceed three thousand (\$3,000.00) dollars for Mr. Peterson for engineering, survey and to research the cleaning and regrading of Soldier's Creek along Marchmont. The motion was seconded by Mayor Pro Tem Ebeling.

Motion carried unanimously.

5. Consider and take action on cleaning the existing west side ditch on Jan Kelly.

Motion was made by Mayor Pro Tem Ebeling to approve the bid for Thirty-five hundred dollars (\$3500.00) for regrading the ditch only, not to include the sodding of the ditch. The motion was seconded by Councilmember Bender.

Motion carried unanimously.

6. Consider and take action on the possibility of removing existing hedges so that the sidewalk may be installed just west of the school and the proposed layout of the parking and sidewalks (handicap parking excluded).

Mr. Peterson reported that he met with the school during the last week and stated that the meeting had gone well. He stated that he is scheduled to go in front of the school board next week to get approval of moving the wheelchair ramps to the side of the school.

No action was taken at this time.

7. Consider and take action on awarding the electric service bid.

City Administrator Johnson thanked Mr. Rob Potosky for his help on this item. Mr. Potosky summarized the proposed agreement with the retail electric provider MP2.

Motion was made by Councilmember Kollenberg to approve the MP2 contract with a 36 month term. The motion was seconded by Councilmember Goodall.

Motion carried unanimously.

11. 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 9A Woods Edge; and/or #4 Hedwig Court and/or legal rights and obligations regarding drainage issues.

At 7:20 p.m., Mayor Nemeth announced that the City Council would recess into closed executive session, and stated no action was taken.

At 8:35 p.m. Mayor Nemeth announced that the City Council would reconvene into regular session.

12. Action, if any, out of executive session.

Motion was made by Councilmember Goodall that if on Wednesday the job on 9A Woods Edge is not complete that Mayor Nemeth is allowed to enter into a contract not to exceed fifty

thousand dollars (\$50,000.00) for the purpose of demolishing the structure on that property and bringing the property back to a safe condition. The motion was seconded by Mayor Pro Tem Ebeling

Motion carried unanimously.

1. Consider and take action on update regarding the Village Fire Department.

Councilmember Kollenberg gave a summation of recent events regarding the assessment of potential candidates for the Fire Chief position.

The Village Mayors have sent out letters and have taken action to begin renegotiating the current Interlocal Agreement regarding governance of the Fire Department. They have stated that they'd like to extend the opt-out date to October 15, 2010.

Motion by Councilmember Kollenberg to allow Mayor Nemeth the authority to agree to the extension if he deems it is appropriate at some time between now and the next council meeting. The motion was seconded by Mayor Pro Tem Ebeling.

Motion carried unanimously.

8. Consider and take action on TXCDBG documents as listed:

1. Proclamation declaring September 2010 as Fair Housing Month.
2. Section 504 Grievance procedure.
3. Resolution No. 10.08.26A regarding the use of excessive force during nonviolent civil rights demonstrations.
4. Resolution No. 10.08.26B regarding authorizing signators on State of Texas documents for requesting funds.

City Administrator Johnson stated that in addition to the documents listed there are three more additional documents that include: Local Opportunity Plan, designation form for section 504 Fair Housing Officer and the appointment of the Labor Standards Officer.

Motion was made by Councilmember Bender to approve all the documents as listed including the addition 3 items named by the City Administrator and to approve Mayor Nemeth to execute these documents for the TXCDBG program. The motion was seconded by Mayor Pro Tem Ebeling.

Motion carried unanimously.

9. Consider and take action regarding Mayor Nemeth's appointment of Mr. Zeb Nash to the Board of Adjustment.

Motion was made by Councilmember Kollenberg to nominate Zeb Nash as an alternate to the Board of Adjustment with the term to expire in 2012. The motion was seconded by Mayor Pro Tem Ebeling.

Motion carried unanimously.

10. Consider and take action on Minutes of council meetings from July 26, 2010 and August 9, 2010.

City Administrator Johnson stated that she'd like to add the Board of Adjustment list to the minutes of August 9, 2010.

Motion was made by Councilmember Bender to approve the July 26 and August 9, 2010 minutes with amendment to the August 9, 2010 minutes to include the Board of Adjustment term lists. The motion was seconded by Mayor Pro Tem Ebeling

Motion carried unanimously.

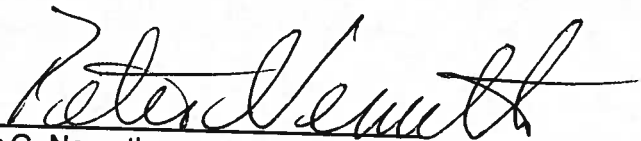
13. Fiscal Year 2011 Budget Workshop regarding the General Operating Fund Municipal Court, Public Works Maintenance and Capital Outlays.

Council discussed the 2011 budget regarding the General Operating Fund accounts Municipal Court, Public Works Maintenance and Capital Outlays.

Motion to adjourn was made by Mayor Pro Tem Ebeling to adjourn at 9:12 p.m. Motion was seconded by Councilmember Goodall.

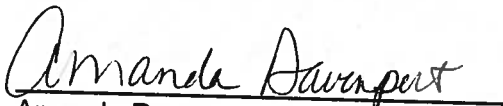
Motion carried unanimously.

PASSED AND APPROVED the 27th day of September, 2010.



Peter G. Nemeth
Mayor

Attest:



Amanda Davenport
City Secretary

