

**MINUTES
THE CITY OF PINEY POINT VILLAGE
REGULAR COUNCIL MEETING
MONDAY, AUGUST 27, 2012**

THE CITY COUNCIL OF THE CITY OF PINEY POINT VILLAGE MET IN A REGULAR MEETING ON MONDAY, AUGUST 27, 2012 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 Butler called the meeting to order at 6:30 p.m. Present were: Mayor Butler, Mayor Pro Tem Ebeling, Henry Kollenberg, Dale Dodds, Ron Goodwine, City Secretary Amanda Davenport, Building Official Mike Peloquin, City Attorney David Olson, and City Engineers John Peterson and Joe Moore. Councilman Joel Bender was absent.

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

CITIZENS WISHING TO ADDRESS COUNCIL –

1. Consider and take action on the monthly Memorial Villages Police Department report.

Police Chief Walpole was in attendance and reported on the Memorial Villages Police Department activity during the last month.

2. Discuss and take possible action regarding the 2013 Memorial Villages Police Department budget.

Chief Walpole presented the FY 2013 MVPD budget to City Council.

Motion was made by Mayor Pro Tem Ebeling to approve the MVPD FY 2013 budget as presented. The motion was seconded by Councilman Kollenberg and passed unanimously.

3. Discuss and take action on the monthly Village Fire Department report.

Fire Commissioner Zeb Nash presented the monthly Village Fire Department activity to Council.

4. Discuss and take possible action on the July 2012 finance report.

Randy Reimer presented the July 2012 finance report to Council.

At this time Mayor Butler returned to Citizens to Address Council:

Mr. Brian Thompsen addressed Council regarding the fence ordinance.

Mr. Tom Roth addressed Council about the lighting of the Christmas tree at Carol Tree Park.

5. Public Hearing regarding Batch #1 Paving and Drainage Improvements project.

Mayor Butler opened this hearing and John Peterson explained the project and the reason for the public hearing at this time. Residents from all areas impacted by the proposed project were in attendance and many spoke regarding the options discussed.

6. Discuss and take possible action on Batch #1 Projects (Jan Kelly, Gingham, Calico, Jamestown, Green Oaks, Habersham Ditch).

The City Council discussed the issues brought forward during the public hearing. No action was taken on this item at this time.

7. Discussion of current status of the Claymore and Smithdale Roadway Improvements.

John Peterson updated Council on the progress of the Claymore/Smithdale project.

8. Discuss and take possible action to accept bids on small sink hole project (Tiny Trails and Blalock).

John Peterson presented this item to Council.

Motion was made by Councilman Dodds to approve the quote from G.W. Phillips in the amount of \$22,075.00. Motion was seconded by Councilman Goodwine and passed with 3 voting for and 1 (Kollenberg) voting against.

9. Discuss and take possible action to accept the MS4 annual report.

John Peterson presented this item to Council.

Motion was made by Councilman Dodds to approve the MS4 report. The motion was seconded by Councilman Goodwine and passed unanimously.

10. Discussion of the coordination with the City of Houston on the repair on Windermere on Buffalo Bayou.

John Peterson presented this item to Council.

No action was taken at this time...

11. Discuss and take possible action regarding request from the residents of Windermere and Arrowwood Subdivisions to speak regarding the proposed apartment complex on Fondren Road.

Mr. Wayne Turner and Mike Baker among several others spoke regarding the proposed development along Fondren (South Piney Point Road).

This item was for discussion only.

12. Discuss and take possible action on voting on the proposed tax rate and on Ordinance 2012.08.27 regarding the proposed tax rate and scheduling budget and tax hearings.

Motion was made by Councilman Dodds to approve Ordinance 2012.08.27 with the addition of a section III (Mayor is approved to cancel such tax rate hearings as he deems necessary in compliance with Texas law.) The motion was seconded by Councilman Kollenberg and passed unanimously.

ORDINANCE NO. 2012.08.27

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PINEY POINT VILLAGE, TEXAS, ESTABLISHING A SCHEDULE FOR THE NOTIFICATION AND HOLDING OF BUDGET AND TAX RATE HEARINGS FOR THE FISCAL YEAR 2012-2013, AS WELL AS ESTABLISH THE DATE THE CITY OF PINEY POINT VILLAGE WILL FORMALLY ADOPT SUCH BUDGET AND TAX RATE.

Motion was made by Councilman Kollenberg to adopt a proposed tax rate identical to the current tax rate at .21475. The motion was seconded by Mayor Pro tem Ebeling and was passed unanimously with a roll call vote set out as follows:

Councilman Dodds – aye; Councilman Kollenberg – aye; Mayor Pro Tem Ebeling – aye; Councilman Goodwine – aye; Councilman Bender – absent.

13. Discuss and take possible action on a “Consent to Encroach” a utility easement agreement at 11645 Arrowwood.

Motion was made by Councilman Dodds to approve the Consent to Encroach at 11645 Arrowwood. The motion was seconded by Councilman Goodwine and passed unanimously.

14. Discuss and take possible action regarding increasing spraying for mosquitos in the City.

Mayor Butler explained to Council that with the severe threat that the West Nile virus has caused this year it is necessary to continue spraying aggressively throughout the City.

Motion was made by Councilman Kollenberg to authorize an additional \$15,000.00 for mosquito spraying at Mayor Butler's discretion. Motion was seconded by Councilman Dodds and passed unanimously.

15. Discuss and take possible action on the preliminary review of the proposed FY 2013 budget.

Discussion only at this time. No action was taken.

16. Discuss and take possible action on an Interlocal Agreement with Texas Department of Public Safety regarding the failure to appear program.

Mayor Butler explained this agreement to Council and verified his explanation with Municipal Court Clerk Valerie Bryant.

Motion was made by Councilman Kollenberg to authorize Mayor Butler to execute the Interlocal Agreement with TXDPS. Motion was seconded by Mayor Pro Tem Ebeling and passed unanimously.

17. Discuss and take possible action regarding a "dead end" sign being placed on Wickwood Drive.

Mike Peloquin presented this item to Council.

Motion was made by Councilman Kollenberg for Mike Peloquin to coordinate with the homeowner's association to place the sign. Motion was seconded by Mayor Pro Tem Ebeling and passed unanimously.

18. Discuss and take possible action on City Council Minutes for July 23, 2012, August 1st, 2nd and 6th, 2012 Council meetings.

Motion by Councilman Kollenberg to approve the minutes as presented subject to a correction from Mayor "Nemeth" to Mayor "Butler" on the July 23 minutes. Motion was seconded by Councilman Dodds and passed unanimously.

19. EXECUTIVE SESSION:

The City Council will adjourn into closed executive session pursuant to section 551.071 of the Texas Government Code (CONSULTATION WITH ATTORNEY): specifically to discuss the litigation with Hunter's Creek.

No executive session entered into at this time. Mayor Butler announced he and Mayor Wegner have been in discussions regarding settling this matter to the satisfaction of both parties concerned.

20. No executive session was entered into and no action was taken.

21. With nothing further to discuss, the meeting was adjourned at 9:29 p.m.

PASSED AND APPROVED this 24th day of September, 2012.



F. Lee Butler
Mayor

Attest:



Amanda Davenport
City Secretary

