

CITY OF HUNTERS CREEK VILLAGE, TEXAS
MINUTES OF THE REGULAR
CITY COUNCIL MEETING
April 26, 2011

The City Council of the City of Hunters Creek Village, Texas held its regular meeting on Tuesday, April 26, 2011, at City Hall, #1 Hunters Creek Place, Hunters Creek Village, Texas.

Present: Mayor David Wegner
Council Members: Steve Reichel
Bonnie McMillan
Norm Wigington
Michael Schoenberger
Jim Pappas (left the meeting at 6:59 pm and returned at 7:47 p.m.)
City Administrator/ City Secretary: Deborah Loesch
City Treasurer: Doug Abbott
City Attorney: John Hightower
City Engineer: Charles Eastland

With a quorum of the Council Members present, Mayor David Wegner called the session to order at 6:01 p.m. with the pledge of allegiance being led by Ken Spalding. Also attending the meeting was special legal counsel Grady Randle and Tim Kirwin.

PUBLIC COMMENTS

Steve Riner, 218 Voss Road, commented on his Notice of Claim submitted to the Council filed based on a denial of a replat by the Planning & Zoning Commission. He requested that Council take action on his Claim.

REPORTS

1. City Engineer's Report as reported by Charles Eastland:
 - a. Kemwood paving and drainage improvement project. The contractor is still addressing the punch list items to complete the project. Therefore, the engineer requests that no action be taken on the final closeout of the project until all items are complete. They anticipate having all the close-out documents ready for the May meeting.
 - b. Bryn Mawr paving and drainage improvement project. The contractor is continuing the storm sewer work and is working on the paving sub-grade on the west side of the street.

- c. Future projects identified for storm water drainage and paving improvements:
 - Saddlewood/Wellesley. Engineering plans are complete and ready to solicit for bids on the project. However, since this project will be paid in part by METRO project funds, the scope of the original project has changed and staff has submitted a request to METRO to reallocate the funds to the scope of this project. Upon receipt of their approval of the reallocation, the project can move forward. Staff anticipates requesting authorization to submit the project for bids at the May meeting.
- d. Voss Road Curve Barrier Walls Maintenance project. The Contractor has completed work except for the installation of the sloped barrier on the north side of Bridlewood and installation of permanent reflectors.
- e. Storm drain repair at 750 W. Creekside Drive. Storm sewer abandonment and site restoration has been completed.
- f. Replacement of Hedwig Road bridge over Soldiers Creek by Piney Point Village and proposed Master Drainage Plan for Piney Point. Continue to wait for the updated schedule for the project.
- g. Status of various projects under consideration:
 - Willowend at Wickline ravine maintenance. Finalizing pricing with Metro City Construction for this work. In addition, wetlands permits are required for this work and have been working through the regulatory requirements to obtain these permits before work can begin.
 - Storywood Inlets. The design for the addition of inlets on N. Evers Park and S. Evers Parks is complete. The engineer's estimate for this project is \$50,000.
 - Road failure on Voss Road, Southbound, north side of Buffalo Bayou. Currently working with Metro City Construction for doing the work to replace the approach slab on the north side of Buffalo Bayou bridge. This will require coordination with the City of Houston and night work.
 - Lindenwood/Shasta ditch maintenance. A walk through of the area has been completed looking at the ditches and culvert structures. Ditch maintenance is needed, however the outfall at Lindenwood and Shasta is a limiting factor for drainage. Surveying would be needed to establish the flow of water through the culverts to quantify the scope of the work required. The engineer recommended grouping this project with several other roadside ditches requiring maintenance for better pricing.
 - Pineland/Shasta ditch repairs. The engineer recommended the installation of culverts and inlets at this location would be necessary to protect the integrity of the roadway and safety of the public. The estimate for this work is at \$50,000.

Update on revisions to the Capital Improvement Program (CIP) and development of a street repair maintenance program (MP). The engineer reported that he met with Councilmember Schoenberger and staff to review an updated CIP program schedule and develop some criteria for establishing a street maintenance repair program. Further information will be forthcoming at the May meeting.

2. City Treasurer – Doug Abbott, City Treasurer, presented the monthly financial and budget reports for March 2011 and the 1st quarter 2011 investment report.
 - a. Discussion and possible action to consider the review of the City’s investment policy and investment strategies adopted November 15, 2005, and amended on December 8, 2009.

City Treasurer Doug Abbott and City Administrator/City Secretary Deborah Loesch both reported to Council that there were no recommended changes or updates to the policy and that the current policy as it exists should be confirmed. A motion was made by Councilmember Pappas with a second by Councilmember McMillan to adopt Resolution No. 2011-01 confirming the public investment policy as it exists with no changes. The motion carried unanimously.

3. Police Commissioner. Police Chief Gary Brye reported that the Commission approved their Public Investment Policy at their last meeting. Also at the last Commission meeting the Board approved to maintain the same percentage for assessments at 1/3 for each city. There has been an increase in crime activity during March and April. Arrests have been made in the recent burglaries (home invasions), specifically 2 in Hunters Creek. It was noted that Commissioner Benny Hruzek was not present.
4. Fire Commissioner. Chief David Foster reported the average response time for emergency calls for Hunters Creek is 4.26 minutes with distance from the Fire Station is an issue creating a slower response time. He also reported that the Commission is continuing to work on revising the sick leave and vacation benefits, specifically concerned with unfunded liability. They are looking at increasing the number of hours for short-term disability benefits. The wellness program is funded through this year, but will be phased out in 2012.
5. Mayor and Council Reports and Comments.
 - a. Arbor Day 2011. Councilmember McMillan reported that 50 trees were purchased during the Arbor Day campaign which ended March 25th. It was recommended that this campaign should kick off in February for next year.
 - b. Comments or suggestions for items to include on future agendas. Councilmember McMillan reported that revisions for the tree ordinance will be presented at next month’s meeting.

CONSENT AGENDA. A motion was made by Councilmember Reichek with a second by Councilmember McMillan, the Council voted unanimously to approve and adopt consent agenda items 1 through 5 as follows:

1. Approval of the Minutes of the March 22, 2011 and March 30, 2011 meetings.
2. Approval of the Cash Disbursement Journal for March 2011.
3. Approval of inter-budget transfer #2 for fiscal year 2010 for Memorial Villages Police Department.
4. Approval of the 2011 Consumer Price Index Adjustment to Municipal Telecommunications Right-of-Way Access Line Rates to accept the default rates for 2011 as presented by the Public Utility Commission of Texas.
5. Approval of Addendum Number One for the 2-year extension of the agreement with Omni Pinnacle, LLC, for Debris Management Services through September 19, 2013 and authorize the Mayor to execute the extension.

REGULAR AGENDA

6. Discussion and possible action to consider continuing the green waste collection program with Royal Disposal.
There was no action taken on the item.
7. Discussion and possible action to approve Ordinance No. 772 adopting a budget amendment #3 to fiscal year 2011 budget to appropriate a line item budget for litigation costs in the amount of \$25,000 and appropriating funds in the amount of \$50,000 for the installation of additional storm drain inlets on Storywood.
A motion was made by Councilmember Reichek with a second by Councilmember Schoenberger to approve Ordinance No. 772 adopting budget amendment #3 to fiscal year 2011 budget as presented. The motion carried unanimously.
8. Discussion and possible action to consider the formation of a Strategic Planning Advisory Committee, to include but not limited to, appointment of membership, establishment of rules and by-laws for the committee, establishing a scope and purpose of the committee, and providing a term for the committee.
This item was tabled to the May meeting.
9. Discussion and possible action to consider acceptance of the Kemwood drainage and paving improvement project, approval of a change order to Metro City Construction, and authorize final payment to include retainage and completion bonus.
This item was tabled to the May meeting.

10. Discussion and possible action to consider a filing by CenterPoint Energy Texas Gas for a gas reliability infrastructure program (GRIP) interim rate adjustment.
A motion was made by Councilmember Schoenberger with a second by Councilmember Reichel to take no action on this matter. The motion carried unanimously.
11. Discussion and possible action to consider amendments to the City's tree preservation ordinance.
This item was tabled to the May meeting.
12. Discussion and possible action regarding a Notice of Claim submitted by Stephen N. Riner, et al, relating to the replat of replat of Cooper's Retreat, with respect to 218 Voss Road dated March 22, 2011, and Cause No. 2011-16758 styled Stephen N. Riner, et al v. The Planning and Zoning Commission of the City of Hunters Creek, 189th Judicial District Court, Harris County, Texas.
A motion was made by Councilmember Reichel with a second by Councilmember Schoenberger to deny the claim. The motion carried unanimously.

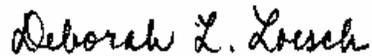
EXECUTIVE SESSION. The City Council convened into executive (closed) session to discuss the items listed below as authorized under Chapter 551 of the Texas Government Code under §551.071 to consult with the City's attorneys regarding the following:

- a. A Closed Meeting was convened at 7:29 p.m. regarding a Notice of Claim submitted by Stephen N. Riner, et al, relating to the replat of replat of Cooper's Retreat dated March 22, 2011 and Cause No. 2011-16758, Stephen N. Riner, et al, Plaintiffs, v. The Planning and Zoning Commission of the City of Hunters Creek, Defendants, in the 189th Judicial District Court, Harris County, Texas. The Closed Meeting adjourned at 7:35 p.m.
 - b. A Closed Meeting was convened at 7:37 p.m. regarding the Kemwood drainage and Soldiers Creek Relief projects in dispute with the City of Piney Point Village. and citations issued by the City of Piney Point Village to David Wegner and Metro City Construction for the installation of a curb at Kemwood and Hedwig Roads. The Closed Meeting adjourned at 8:25 p.m.
13. Discussion and possible action regarding the Kemwood drainage and Soldiers Creek Relief projects in dispute with the City of Piney Point Village.
There was no action taken on this item.
 14. Discussion and possible action concerning Municipal Court citations issued by the City of Piney Point Village to David Wegner and Metro City Construction dated February 23, 2011 for the installation of a curb at Kemwood and Hedwig Roads without a permit.
There was no action taken on this item.

ADJOURN OPEN MEETING

A motion was made by Councilmember Pappas with a second by Councilmember Reichel to adjourn the meeting. The motion carried unanimously. The meeting was adjourned at 8:34 p.m.

Respectfully submitted,



Deborah L. Loesch, TRMC
City Administrator/City Secretary

These minutes were approved on the 24th day of May, 2011.

Ordinance No. 772 is on file in the office of the City Secretary and is made a part of these minutes by reference.