

CITY OF HUNTERS CREEK VILLAGE, TEXAS
MINUTES OF THE REGULAR
CITY COUNCIL MEETING
March 23, 2010

The City Council of the City of Hunters Creek Village, Texas held its regular meeting on Tuesday, March 23, 2010, at City Hall, #1 Hunters Creek Place, Hunters Creek Village, Texas.

Present:	Mayor	David Wegner
	Council Members:	Stephen Reichel Bonnie McMillan Ed Neuhaus Michael Schoenberger Jim Pappas (left the meeting at 7:10 p.m.)
	City Administrator/ City Secretary:	Deborah Loesch
	City Attorney:	John Hightower
	City Treasurer:	Doug Abbott
	City Engineer:	Charles Eastland

With a quorum of the Council Members present, Mayor David Wegner called the session to order at 6:05 p.m. with the pledge of allegiance led by Ken Spalding.

PUBLIC COMMENTS

There were no public comments received.

REPORTS

1. City Engineer's Report as reported by Charles Eastland:
 - a. Creekside Manor paving and drainage improvements and Tara Oaks Outfall Improvement projects. Contractor is continuing to work on W. Creekside and Creekside Circle. Tara Oaks outfall project. Landscaping of trees and sod on private property affected by the storm sewer construction in Tara Oaks with replacement trees and landscaping at 10602 Tarleton still remaining to be completed. Expect substantial completion by early May.
 - b. Long Shadows and Smithdale drainage and paving improvement projects. The contractor has cleaned up the site. On Long Shadows, the paving is nearing completion. The east end of Long Shadows will require water line replacement with the Memorial Villages Water Authority incurring the cost for lowering the water line. The Smithdale right-of-way has been partially cleared during such time residents complained about the amount of vegetation that was being cleared and a landscape plan has been prepared to address vegetation that has been lost during construction. As

well a landscape plan has been developed for the sprinkler system and new shrubs and trees to be planted on the north right-of-way. The wood railing design for the creek crossing has been forwarded to the contractor for review and pricing. The price for the wood rail is \$60/foot as opposed to the \$45/foot from their bid for the metal beam guard rail.

- c. Bingle Road Guard Rail and Sidewalk Improvements. Metro City provided a proposal to paint the railing on the street side only for \$7,323.62 and both sides at \$11,096.40. The recommendation is to paint the street side only.
- d. Future projects identified for storm water drainage improvements:
 - Storywood. No update to report.
 - Kemwood. Continue working on the design for the paving and drainage improvements and expect to ask Council for approval to go out for bid at the May meeting.
 - Bryn Mawr. Continue working on the design for the paving and drainage improvements.
 - Saddlewood and Wellesley. The current estimate for the replacement of paving and drainage on Saddlewood south of Wellesley and all of Wellesley reconstructed with overlay of Saddlewood north of Wellesley is at \$1.25 M. Design services for final design of that portion of Saddlewood as well as preliminary and final design for Wellesley will be for \$101,500. The agreement for this proposal is recommended for consideration later on during the meeting. Also a new survey is needed for Wellesley and Saddlewood.
- e. Street and open drainage ditch inventory programs. Council received their assessment book to begin review prior to the April 6th workshop.
- f. Replacement of Hedwig Road Bridge over Soldiers Creek by Piney Point Village. The City Engineer met with TxDOT on March 16, 2010 to discuss the comments on the proposed bridge design. TxDOT has agreed to revise the bridge (culvert crossing) design to add a flow restrictor so that the proposed bridge will not result in any downstream impacts in the 100-year design storm. Additional concerns that the City Engineer raised was in relation to the reconstruction of Hedwig Road to a concrete street with curb and gutter design thus lowering the street and would cause sheet flow across the road. Mayor Wegner advised that he has spoken with the new Mayor-Elect Peter Nemeth of Piney Point and they do not intend to come through Hunters Creek Village in their drainage plan.
- g. Status of various projects under consideration: Completed the cleaning of the inlet drains on Voss Road, which indicated significant flow obstructions removed from the inlets with several broken grates replaced by the City. Street cleaning was performed on Voss Road after the inlet cleaning was completed. There was so much debris at the curb; it took 2

days to complete that project. Federal Stimulus funding – based on information received there may be another round of stimulus funding available that the City may qualify for “shovel-ready” projects. These projects must have bid ready plans, including an environmental report meeting Federal requirements. Asphalt overlay projects or projects like Bryn Mawr could be prime candidates to submit for this type of funding.

2. City Treasurer - monthly financial and budget reports. Doug Abbott, City Treasurer, presented the monthly financial reports. Noted decrease in revenues from Traffic Fines and Building Permits.
3. Police Commissioner. Commissioner Benny Hruzek and Police Chief Gary Byre were present for the Police Department. Chief Byre reported one burglary and one homicide. Commissioner Hruzek complimented both the Police and Fire for coming to his aid during a recent illness. Commissioner Hruzek also reported that the department continues to operate under budget. Chief Byre reported that Hunters Creek has 77% of its residents on the email system for the police reports which higher than any of the other cities.
4. Fire Commissioner. Commissioner and Councilmember Steve Reichel reported that the advertisement for the position of Fire Chief was published and will continue for 4 weeks. The Commission will begin working on the 2011 budget looking at salary increases equal to what the City of Houston Fire Department has in place. The Compensation Committee will be meeting this week. The plan is to have the budget ready June or July.
5. Mayor and Council Reports and Comments.
 - a. Deborah Loesch, City Administrator, reported on the repairs to the blinking signal light at Beinhorn and Brogden Roads that the problem was that there was no power to the meter to operate the light. CenterPoint and Champions Energy (service provider) have been contacted to restore power.
 - b. Councilmember Reichel requested to consider and review the purchase of new street sign poles and signs similar to the ones installed by Piney Point Village. Mayor Wegner was open to ideas for type, color and should a committee be formed to make a recommendation. Councilmember Schoenberger asked if it was really needed and the discussion led to whether it was a project the City could afford to do. Deborah Loesch will begin researching other vendors for prices, etc. The item was tabled to the April meeting.
 - c. Mayor Wegner reported on his meeting John Blount with Harris County for additional funding for new projects for drainage improvements. Mr. Blount advised that county funds from grants were dropping off.

However, he also advised that they would be willing to enter into an interlocal agreement with the City for clean up of storm debris in case we have another hurricane which could save the City over \$1 million or more.

- d. Mayor Wegner advised that the meeting scheduled with the Metro Multi-Cities Mayors and Mayor Annise Parker has been postponed for a later date.
- e. TxDOT has advised that there is no money available to complete the barrier wall along I-10 between Voss Park and Tarleton.
- f. Update on TxDOT's landscaping plan at I-10 and Bingle Road. The City was advised that there was no funding available to complete the landscaping. Deborah Loesch will try to contact the engineer with TxDOT in charge of this project and find out the status of the project.
- g. The graffiti on the wall on Voss Park subdivision facing I-10 at Bingle Road has been cleaned off by the homeowner.
- h. Update on the purchase and installation of pet waste disposal stations. Tom Fullen reported that 10 stations have been purchased with 4 additional being ordered. Sherry Wallis provided a map of the locations but will update to include all locations on the map. The map then can be placed on the City's web site for communication with the residents.
- i. John Hightower, City Attorney, advised that the agreement with Wells Fargo Bank for a \$500,000 line of credit was no longer available. The bank determined that they cannot offer such an agreement with cities because of the state requirements for incurring debt. This particular agreement would be in conflict with state law.
- j. Comments or suggestions for items to include on future agendas:
 - (i.) Councilmember Reichek reported that he will be attending the TMRS Legislative Advisory Committee meeting in Austin and will report on that at the April meeting.
 - (ii.) Councilmember McMillan reported that at the April meeting the proposed amendments to the tree ordinance should be ready and would like to see a proposed yard drainage ordinance also at the April 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 2 as follows:

1. Approval of the Minutes of the February 23, 2010 council meeting.
2. Approval of the Cash Disbursement Journals for February 2010.

REGULAR AGENDA

3. Discussion and possible action to consider the group medical and dental insurance coverage for employees for year 2011.

There was discussion with no action being taken. The item will be reconsidered at the May Council meeting.

During the discussion, Mr. Ray Thomas, the City's representative on the Village Mutual Insurance Cooperative board, was available to assist in the discussion. Deborah Loesch, City Administrator, advised the Council that they had requested a review of the options available to the City for insurance coverage which would include looking at the possibility of joining the Memorial Village Police Department's plan. She advised that she had discussions with insurance representatives prior to the meeting and they recommended that the City not try to go out solely on its own for insurance, too many risks. A copy of the Memorial Village Police Department's plan and options were provided to the Council. The Council requested to see the claims experience of the Police Department for the 1st quarter at the May Council meeting. The Council was advised that if they decide to pull out of the Insurance Cooperative, that would have to be done by June and the decision would need to be made at the May meeting.

4. Discussion and possible action to consider participating as a test market for the new Google Fiber Network.

The City's IT consultant, Dave Browne, was available at the meeting to assist in the discussion of this topic. Mr. Browne is familiar with the experimental network that Google is pursuing. He advised the Council that because of the affluent nature of the community, the City of Hunters Creek Village would be a good candidate for a test market for this type of high speed internet access. The Mayor advised the Council that a resident of the City had already informally nominated the City to be considered as a test market and that the City would need to follow up with the formal submission to Google.

A motion was made by Councilmember Schoenberger with a second by Councilmember Reichel to authorize Deborah Loesch, City Administrator, and Dave Browne to assist her and pursue the formal submission process for the City to be considered as a test market for the Google Fiber Network. The motion carried unanimously.

5. Discussion and possible action to consider authorizing a new survey of the northern city limit boundaries as it relates to the widening of I-10.

There has been a dispute as to the changes in the boundary of the City of Spring Valley Village and the City of Hunters Creek Village at I-10 with the widening of the freeway. Charles Eastland explained that he had their survey manager do some research to determine the width of old Highway 90 at the time of the incorporation of Hunters Creek Village. There was a 175' ROW at that time not 70' as shown on the Spring Valley Village's survey. This information indicates that Spring Valley's information submitted is incorrect. Therefore, Hunters Creek Village has responsibility of patrolling the eastbound feeder but not the main

- lanes. The City Council agreed that this was sufficient information and no further surveying was needed and that they were satisfied with the information provided. Charles Eastland stated that he would contact Spring Valley's engineer and advise them of this information. No formal action was taken.
6. Discussion and possible action to consider approval of a proposal from Metro City Construction for the painting of the guard rail on Bingle Road and authorize the expenditure from budgeted funds.

A motion was made by Councilmember Schoenberger with a second by Councilmember Neuhaus to authorize the expenditure for the painting of the guard rail as proposed for the street side only and to be paid from budgeted funds in the street and drainage maintenance account. The motion carried unanimously.
 7. Discussion and possible action to consider approval of Amendment #22 to the City Engineer's Agreement with Cobb Fendley & Associates to provide preliminary design services for Saddlewood and Wellesley paving and drainage improvements.

A motion was made by Councilmember Schoenberger with a second by Councilmember Neuhaus to approve the amendment as presented and authorize the mayor to execute the agreement on behalf of the City. The motion carried unanimously.
 8. Discussion and possible action to consider an ordinance declaring the unopposed candidate for Council Member Position No. 1, the unopposed candidate for Council Member Position No. 2, and the unopposed candidate for Council Member Position No. 3 duly elected ; and providing that the May 8, 2010 General Municipal Election shall not be held.

A motion was made by Councilmember Reichek with a second by Councilmember Schoenberger to approve and adopt Ordinance No. 753 as presented. The motion carried unanimously.

Council Members duly elected are: Position No. 1 – Stephen Reichek, Position No. 2 – Bonnie McMillan, and Position No. 3 – Norman Wigington.
 9. Discussion and possible action to consider the design for new signage at City Hall.

A motion was made by Councilmember Reichek with a second by Councilmember Schoenberger to authorize the expenditure to National Signs for the remodeling of the City Hall signage all subject to later approval for color scheme and lettering. The motion carried unanimously.

The Council will consider the color scheme and lettering at their special called meeting on April 6 at 6:00 p.m.
 10. Discussion and possible action to consider the purchase of a pole mounted solar powered radar sign with software.

A motion was made by Councilmember Reichek with a second by Councilmember Schoenberger to authorize the purchase of one pole mounted solar powered radar sign for use by the Memorial Villages Police Department and the other cities could rent it for \$25.00 a day. The motion carried unanimously.

EXECUTIVE SESSION. The City Council convened into a Closed Meeting at 8:05 p.m. in accordance with the authority contained in Section 551.074 of the Texas Government Code regarding certain personnel matters related to the appointment of a Deputy Fire Commissioner. The Closed Meeting adjourned at 8:15 p.m.

The Open Meeting reconvened at 8:15 p.m.

11. Discussion and possible action to consider a resolution naming a Deputy Fire Commissioner to the Board of Commissioners of the Village Fire Department.
A motion was made by Councilmember Reichek with a second by Councilmember Neuhaus to adopt Resolution No. 2010-03 appointing Councilmember Michael Schoenberger as the Deputy Fire Commissioner to replace Tod Dimitry.

ADJOURN OPEN MEETING

A motion was made by Councilmember Reichek with a second by Councilmember McMillan to adjourn the meeting. The motion carried unanimously. The meeting was adjourned at 8:17 p.m.

Respectfully submitted,

Deborah L. Loesch

Deborah L. Loesch, TRMC
City Administrator/City Secretary

These minutes were approved on the 27th day of April, 2010.

Ordinance No. 753 and Resolution No. 2010-03 are on file in the City Secretary's office and are made a part of these minutes by reference.