

CITY OF HUNTERS CREEK VILLAGE, TEXAS  
MINUTES OF THE REGULAR  
CITY COUNCIL MEETING  
July 30, 2013

The City Council of the City of Hunters Creek Village, Texas held its regular meeting on Tuesday, July 30, 2013, at City Hall, #1 Hunters Creek Place, Hunters Creek Village, Texas.

Present:	Mayor	Bonnie McMillan
	Council Members:	Steve Reichel
		Fidel Sapien
		Michael Schoenberger
		Jim Pappas
	City Administrator/	
	City Secretary:	Deborah Loesch
	City Attorney:	John Hightower

With a quorum of the Council Members present, Mayor McMillan called the session to order at 6:00 p.m. followed by the pledge of allegiance led by David Wegner. It was noted that the vacancy in Council Position #3 remains.

REPORTS

Treasurer's Report. Deborah Loesch, City Administrator presented the monthly financial and budget reports for June 2013 reporting that all bank accounts have been reconciled without adjustments, property tax collections are at 99%, and staff is beginning to generate information to the auditors to begin the 2012 audit report. The 2<sup>nd</sup> quarter investment report was presented.

Police Commissioner. The new Police Chief J. D. Sanders was introduced along with current Commission Chairman Paul Soanes for the Police Department to discuss the proposed amendments and changes in the department. Chief Sanders stated that his main focus is on improving customer service and encouraged council members to feel free to contact him at any time on any issue.

- a. Discussion and possible action to consider an amendment to the MVPD fiscal year 2013 budget:

- (1) Adopting an ordinance to approve amendment #3 to the City's 2013 fiscal year budget appropriating additional funds for the Memorial Villages Police Department for 2013;

A motion was made by Councilmember Reichel with a second by Councilmember Schoenberger to approve Ordinance No. 812 adopting amendment #3 to fiscal year 2013 budget appropriating \$100,000

additional funds for the Memorial Villages Police Department. The motion carried unanimously.

- (2) Approval of an amendment to the Memorial Villages Police Department's 2013 fiscal year budget.

A motion was made by Councilmember Reichel with a second by Councilmember Sapien to approve the amendment to the MVPD 2013 fiscal year budget appropriating additional assessments of \$300,000. The motion carried unanimously.

- b. Discussion and possible action to consider the proposed budget for fiscal year 2014 for the Memorial Villages Police Department.

No discussion or action taken.

Fire Commissioner. Councilmember Pappas reported that the Commissioners were reviewing possibilities for future facility expansion.

#### Mayor and Council Reports and Comments

Mayor McMillan announced that a date needs to be determined to hold a budget workshop. She asked that each councilmember contact Deborah Loesch and advise her of their schedules to set a date and time convenient for everyone.

Building Official Report. Deborah Loesch presented the report of new residences under construction through July 26, 2013 with 29 new residences currently under construction.

City Engineer's Report. Deborah Loesch presented the engineer's report on the following Public Works projects:

- a. Voss Road at Soldiers Creek Bridge retaining wall project. The property owner adjacent to Voss Road has been contacted trying to schedule a meeting to discuss securing a construction easement on the property. Councilmember Schoenberger stated that he would like to be included in this meeting.
- b. North Hedwig Road improvements by Piney Point Village. This project is pending approval of the Soldiers Creek Impact Study by Harris County Flood Control District. All comments from Cobb Fendley have been agreed to by Piney Point.
- c. Update on Piney Point Village's Soldiers Creek Impact Study review and impact at Wickline Ravine. As of July 18<sup>th</sup>, HDR has indicated that they were optimistic that approval would be granted. However, no final word prior to this meeting.
- d. Ripple Creek and Ripple Lane paving maintenance and repairs project. Construction contracts have been executed with pre-construction meeting held on Monday, July 29. The contractor is scheduled to start on Monday, August 5, 2013.

City Administrator Report.

a. Update on City Hall Addition & Renovations project:

- (1.) Discussion and possible action to consider acceptance of the project as complete and authorize final payment to contractors for release of retainage funds.

A motion was made by Councilmember Schoenberger with a second by Councilmember Pappas to accept the City Hall project as complete and authorize the payment and release of the retainage held. The motion carried unanimously.

- (2.) Discussion regarding increase in building maintenance costs. There was a discussion that we could expect that building maintenance costs, i.e. cleaning, electricity, and costs associated with the expanded office space, would increase the budgets along the way. There was no formal action taken.

b. Update from the City Attorney on a claim for street damages at 518 Wellesley. The City Attorney's office reported that the claim has been filed with the courts and defendants have been officially served.

c. Update from the City Attorney on the Court of Appeals case *Riner, et al vs. Planning & Zoning Commission, et al.* The City Attorney's office reported that the appeals court upheld the lower court's decision and ruled in the City's favor. We are waiting to see if Mr. Riner will be taking this further to the Supreme Court.

PUBLIC COMMENTS

Sheri Gross presented a check for \$5,000.00 to the City Council as a donation towards the cost of the drinking water fountain installed at Saddlewood/Memorial area in memory of her son, Austin. She indicated that there were many of her son's friends that were interested in contributing to underwrite the entire cost of the improvements at this area in his name.

CONSENT AGENDA. A motion was made by Councilmember Reichel with a second by Councilmember Sapien to approve and adopt consent agenda items 1 through 2 as follows, voting unanimously:

1. Approval of the Minutes of the June 25, 2013 meeting.
2. Approval of the Cash Disbursement Journal for June 2013.

REGULAR AGENDA

3. Item #3 originally on the Consent Agenda was requested by Councilmember Reichek to be removed from the Consent Agenda and moved to the Regular Agenda for consideration.

Approval of an interlocal agreement with Harris County to participate in the Regional Watershed Protection Program as per the City's TCEQ MS4 Permit requirements for regional public education services programs for an amount of \$2,314.51 and authorize the mayor to execute the agreement on behalf of the City and to be paid from budgeted funds.

A motion was made by Councilmember Reichek with a second by Councilmember Schoenberger to approve the interlocal agreement for the Regional Watershed Protection Program with Harris County, authorize the expenditure of \$2,314.51 for the City's portion of the program, and authorize the Mayor to execute the agreement on behalf of the City. The motion carried unanimously.

4. Discussion and possible action to consider a proposal by TxDOT on noise abatement on IH-10 Katy Freeway, establishing the parameters acceptable to the City and authorizing the Mayor to negotiate on behalf of the City.

A motion was made by Councilmember Schoenberger with a second by Councilmember Reichek authorizing the Mayor to participate in the negotiations with TxDOT to provide a pilot program for sound attenuation on a specific section of IH-10 Katy Freeway not to exceed \$400,000 for Hunters Creek's portion provided the City of Hedwig Village and City of Spring Valley Village contribute the same amount with \$100,000 from the City of Hilshire Village and \$50,000 from Saddlebrook Homeowners Association also providing funds and such contribution to be paid out over a period of five years. The motion carried unanimously.

5. Discussion and possible action to consider a request from the Houston Racquet Club to amend the Special Use Permit granted by the City to increase the number of lighted tennis courts.

A motion was made by Councilmember Pappas with a second by Councilmember Reichek to forward the request to the Planning & Zoning Commission for their review and recommendation. The motion carried unanimously.

6. Discussion and possible action to consider an amendment to the City's zoning ordinance regarding Section 158 for special exceptions to use regulations in Residential District R.

A motion was made by Councilmember Reichek with a second by Councilmember Sapien to forward the proposed amendment to the Planning & Zoning Commission for their review and recommendation. The motion carried unanimously.

EXECUTIVE SESSION. The City Council convened a public meeting and then recessed into an executive (closed) session, to discuss the item #7 listed on the agenda, authorized under Chapter 551 of the Texas Government Code under §551.074, to discuss personnel matters related to the vacancy in Council Position #3. The Closed Meeting was convened at 8:10 p.m. and adjourned at 8:50 p.m.

The Open Meeting reconvened at 8:50 p.m.

7. Discussion and possible action to consider the vacancy in Council Position No. 3.

The item was tabled.

ADJOURN OPEN MEETING

A motion was made by Councilmember Schoenberger with a second by Councilmember Sapien to adjourn the meeting. The motion carried unanimously. The meeting was adjourned at 8:51 p.m.

Respectfully submitted,

/s/

Deborah L. Loesch, TRMC  
City Administrator/City Secretary

These minutes were approved on the 27th day of August, 2013.

Ordinance No. 812 is on file in the City Secretary's office and is made a part of these minutes by reference.