

**MINUTES
THE CITY OF PINEY POINT VILLAGE
REGULAR COUNCIL MEETING
MONDAY, FEBRUARY 28, 2022**

THE CITY COUNCIL OF THE CITY OF PINEY POINT VILLAGE MET IN A REGULAR COUNCIL MEETING ON MONDAY, FEBRUARY 28, 2022, AT 6:30 P.M. AT CITY HALL, 7676 WOODWAY, SUITE 300, HOUSTON, TEXAS, TO DISCUSS THE AGENDA ITEMS LISTED BELOW.

Council Members Present: Mayor Mark Kobelan, Joel Bender, Dale Dodds, Michael Herminghaus, Henry Kollenberg, Brian Thompson

City Staff: Bobby Pennington, City Administrator; Karen Farris, City Secretary; Annette Arriaga, Director of Planning & Development; David Olson, City Attorney; Joe Moore, City Engineer

Mayor Kobelan declared a quorum and called the meeting to order at 6:33 p.m.

Pledge of Allegiance

CITIZENS WISHING TO ADDRESS COUNCIL: *At this time, any person with city-related business may speak to the Council. In compliance with the Texas Open Meetings Act, if a member of the public comments or inquires about a subject that is not specifically identified on the agenda, a member of Council or a Staff Member may only respond by giving a statement of specific factual information or by reciting existing policy. The City Council may not deliberate or vote on the non-agenda matter.*

- Zeb Nash, resident of Wilding Ln. discussion regarding completing Wilding Ln.

1. Opened the Public Hearing on a proposed Ordinance amending Section 74-245 of Division 5 of Article IV of Chapter 74, of the Code of Ordinances establishing regulations for the replacement of nonconforming fences was opened. Closed public hearing.
2. Discussed and considered possible action on Ordinance No. 2022.02.28, amending Section 74-245 of Division 5 of Article IV of Chapter 74, of the Code of Ordinances establishing regulations for the replacement of nonconforming fences. The amendment is to read as follows: "b. To a height equal to or less than the height of the nonconforming fence, not to exceed a total height of eight feet above the surrounding natural grade"; Council Member Herminghaus made a motion to approve Ordinance No. 2022.02.28, amending Section 74-245 of Division 5 of Article IV of Chapter 74 of the Code of Ordinances establishing regulations for the replacement of nonconforming fences. Council Member Thompson seconded the motion and it passed unanimously.
3. Discussed and considered possible action on the Memorial Villages Police Department monthly report. Chief Schultz provided the report for the month of January 2022.

4. Discussed and considered possible action on the Memorial Village Police Department 2022 Renewal for healthcare insurance for employee benefits with United Healthcare. Council Member Kollenberg made a motion to adopt the Memorial Village Police Department healthcare insurance for employee benefits. Council Member Bender seconded the motion and it passed unanimously.
5. Discussed and considered possible action on Memorial Village Police Department EOY budget adjustments. The purpose of this amendment was to reclassify budget line items in the General Fund for Fiscal Year 2021. Council Member Bender made a motion to approve Amendment No. 2021-01. Council Member Herminghaus seconded the motion and it passed unanimously.
6. Discussed and considered possible action on the Village Fire Department monthly report. Commissioner Nash summarized and explained the Village Fire Department monthly report.
7. Discussed and considered possible to approve the revised Village Fire Department Interlocal Cooperation Agreement Amendment #6. Council Member Bender made a motion to approve the revised Village Fire Department Interlocal Cooperation Agreement Amendment #6. Council Member Dodds seconded the motion and it passed unanimously.
8. Consider and take possible action to approve the nomination of William Ogden to the Planning and Zoning Commission. Council Member Kollenberg made a motion to appoint William Ogden to the Planning and Zoning Commission. Council Member Dodds seconded the motion and it passed unanimously.

Agenda items #12 & #20 were moved.

12. Discussed and considered possible action on Williamsburg drainage. The resident, Mr. Michael Walton was present to propose a partnership with the city to share the cost of the drainage issue on Williamsburg with himself, and his neighbor. The City Engineer will review plans and meet with Mr. Walton, his neighbor, and Council Member Dodds to evaluate the drainage issue.
20. Discussed and considered possible action on the approval of AT&T Fiber Optic Cable Improvement Plans on various streets in the City. AT&T has submitted plans to the city for installation of approximately 12,000 linear feet of both aerial and underground fiber optic cable. Council had concerns regarding the proposed location of the fiber optic cable and requested the AT&T representative meet with Council Member Herminghaus to confirm placement of the fiber optic cable in the City right-of-way. No further action taken.
9. Discussed and considered possible action on Resolution No. 2022.02.28 approving certain persons to be authorized to act as signatories on investment accounts at Texas Class. Council Member Bender made a motion to approve Resolution No. 2022.02.28 approving certain persons to be authorized to act as

signatories on investment accounts at Texas Class. Council Member Dodds seconded the motion and it passed unanimously.

10. Discussed and considered possible action on a TexPool Resolution amending authorized representatives on investment accounts at TexPool. Council Member Bender made a motion to approve the TexPool Resolution amending authorized representatives on investment accounts at TexPool. Council Member Dodds seconded the motion and it passed unanimously.
11. Discussed and considered possible action on the Public Management Administrative Services contract for the American Rescue Plan Act, Coronavirus Local Fiscal Recovery Fund. Council Member Thompson made a motion to accept the Public Management Administrative Services contract for \$35,000 for the American Rescue Plan Act, Coronavirus Local Fiscal Recovery Fund. Council Member Bender seconded the motion and it passed unanimously.
12. **Agenda Item #12 was moved.**
13. Discussed and considered possible action on the Greenbay Hike/Bike Trail Project. Bright Landscape provided plans for the Greenbay Hike/Bike Trail Project and pictures of sample plants. Mayor Kobelan explained the plans and described features. Survey still needs to be performed.
14. Discussed and considered possible action on a proposal from MBCO Engineering to perform a topographic survey of Greenbay Street. Council Member Thompson made a motion to accept the proposal from MBCO for a total of \$9,795 to perform a topographic survey of Greenbay Street. Council Member Bender seconded the motion and it passed with a vote of 4 in favor of, and 1 opposed.
15. Discussed and considered possible action on the Mayor's Monthly Report. Mayor Kobelan had nothing to add.
16. Discussed Memorial Drive Elementary School construction. Council Member Kollenberg informed everyone that he is on the Memorial Drive Elementary School Project Advisory Team. He provided a brief update and explained the process. Construction will begin in January and last about a year and a half.
17. Discussed and considered possible action on the City Administrator's Monthly Report, including but not limited to:
 - January 2022 Financials; a correction to item #5 of page 3 of the Financial Summary should state revenues are over expenditures by \$1,467,899.
 - Tree City USA recognition for 2021. Arbor day will be on November 5, 2022. The City Administrator recognized Cary Moran, the Urban Forester for her work and submitting the necessary information for the city to be recognized as Tree City USA for 2021.
 - Houston Chapter of the International Code Council Membership; Annette Arriaga is representing the City of Piney Point Village.

18. Discussed and considered possible action on quotes for ditch regrading and culvert cleaning along Lacewood Lane. Council Member Thompson made a motion to accept the quote from Infrastructure Services for \$6,625 to perform the work on Lacewood. Council Member Dodds seconded the motion and it passed unanimously.
19. Discussed and considered possible action on the approval of Comcast Fiber Optic Cable Improvement Plans on Greenbay Street. Comcast had submitted plans to the city for installation of approximately 550 linear feet of new 2" underground conduit along Greenbay Street from an existing utility pole to Chapelwood Methodist Church. Council Member Bender made a motion to approve the Comcast Fiber Optic Cable Improvement Plans on Greenbay Street. Council Member Herminghaus seconded the motion and it passed unanimously.
20. **Agenda Item #20 was moved.**
21. Discussed and considered possible action on the Engineer's Report. The city Engineer provided brief updates on the following:
 - Wilding Lane – HDR is in the process of addressing placement of sod and scheduling a walkthrough with the contractor to prepare a punch list of items to address prior to closing the project.
 - Piney Point Circle – It is recommended that the city obtain a survey of the storm sewer at 11408 and 11406 Memorial to complete the topographic survey of the system.
 - Tokeneke – HDR and Council Member Dodds will schedule meetings with the residents to discuss proposed improvements.
22. Discussed and considered possible action on Kinkaid cost and professional services. City will invoice Kinkaid.
23. Discussed and considered possible action on approving Resolution No. 2022.02.28A authorizing the mayor to execute settlement release documents with pharmaceutical manufacturers as additional settling parties with the National Opioid Settlement. Council Member Kollenberg made a motion to approve Resolution No. 2022.02.28A authorizing the mayor to execute settlement release documents with pharmaceutical manufacturers as additional settling parties with the National Opioid Settlement. Council Member Thompson seconded the motion and it passed unanimously.
24. Discussed and considered possible action on the approval of the Minutes of the January 24, 2022 Regular Council Meeting. Council Member Herminghaus made a motion to approve the Minutes of the January 24, 2022 Regular Council Meeting. Council Member Bender seconded the motion and it passed unanimously.
25. Discussed and considered possible action on any future agenda items, meeting dates, etc.
 - St. Francis SUP – April 4th was discussed as the date for the St. Francis SUP.
 - Kinkaid – discussion only.

26. **Executive Session:** The City Council adjourned into closed executive session pursuant to Section 551.071 of the Texas Government Code (Consultation with Attorney).
Council adjourned into a closed session at 8:32 p.m.
Council reconvened into an open session at 8:59 p.m.
27. Discussed and considered possible action on items discussed in Executive Session. No action taken.
21. **Adjourn**
Council Member Bender made a motion to adjourn. Council Member Dodds seconded the motion and it passed unanimously. The meeting adjourned at 9:00 p.m.

PASSED AND APPROVED this 28th day of March 2022.


Mark Kobelan
Mayor




Karen Farris
City Secretary