

**MINUTES
THE CITY OF PINEY POINT VILLAGE
REGULAR COUNCIL MEETING
MONDAY, JUNE 27, 2022**

THE CITY COUNCIL OF THE CITY OF PINEY POINT VILLAGE MET IN A REGULAR COUNCIL MEETING ON MONDAY, JUNE 27, 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, Aliza Dutt, Michael Herminghaus, Brian Thompson

Council Members Absent: Joel Bender, Dale Dodds

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

Mayor Kobelan declared a quorum and called the meeting to order at 6:29 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 inquiries 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.*

There were no citizens wishing to address council about items not on the agenda.

1. Discussed and considered possible action on the Memorial Villages Police Department report for the month of May. Chief Schultz presented the monthly report.
2. Discussed and considered action to approve the 2023 Memorial Villages Police Department Budget including the FY 2023 Capital Project Plan. The animal control position, vehicle, equipment, and training were removed from the budget. Council Member Herminghaus made a motion to approve the 2023 Memorial Villages Police Department Budget in the amount of \$7,466,433. Council Member Dutt seconded the motion and it passed unanimously. (See agenda item no. 3 for action on the FY 2023 Capital Project Plan)
3. Discussed and considered action to approve a transfer of \$66,667.50 from the Memorial Villages Police Department Operating Account to the Vehicle Capital Account to fund the purchase of 2022 vehicles. Council Member Herminghaus

made a motion to approve the transfer of \$66,667.50 from the Memorial Villages Police Department Operating Account to the Vehicle Capital Account to fund the purchase of 2022 vehicles. Council Member Thompson seconded the motion and it passed unanimously. Council Member Thompson made a motion to approve the FY 2023 Capital Project Plan (see agenda item no. 2). Council Member Hemminghaus seconded the motion and it passed unanimously.

4. Discussed and considered possible action on the Village Fire Department monthly report. The Village Fire Department monthly report was presented by Fire Commissioner Nash.
5. Discussed and considered action on the Village Fire Department Intra-budgetary transfers and 2021 deficit of \$120,822. Council Member Thompson made a motion to approve the Village Fire Department Intra-budgetary transfers and 2021 deficit of \$120,822. Council Member Herminghaus seconded the motion and it passed unanimously.
6. Discussed and considered action on the Village Fire Department 2022 budget amendment of \$515,846. Council Member Thompson made a motion to approve the Village Fire Department 2022 budget amendment of \$515,846. Council Member Dutt seconded the motion and it passed unanimously.
7. Discussed and considered the Village Fire Department 2023 budget in the amount of \$8,689,847.78 funded by annual assessments. Council Member Thompson made a motion to approve the Village Fire Department 2023 budget in the amount of \$8,689,847.78 funded by annual assessments. Council Member Dutt seconded the motion and it passed unanimously.
8. Discussed and considered possible action on Resolution No. 2022.06.27A authorizing the acceptance of the American Rescue Plan Act-Coronavirus Local Fiscal Recovery Funds (ARPA-CLFRF) and authorizing the Mayor and City Administrator to act as the City's Chief Executive Officers and Authorized Representatives in all matters pertaining to implementation. This item was tabled to the July 25th City Council Meeting. This agenda item was tabled to next month.
9. Discussed and considered possible action on Resolution No. 2022.06.27B adopting Civil Rights & Fair Housing policies in connection with the City's participation in federally funded projects associated with the American Rescue Plan Act-Coronavirus Local Fiscal Recovery Fund (ARPA-CLFRF). This item was tabled to the July 25th City Council Meeting. This agenda item was tabled to next month.
10. Discussed and considered possible action on a Fair Housing Month Proclamation. This item was tabled to the July 25th City Council Meeting. This agenda item was tabled to next month.
11. Discussed and considered possible action on Resolution No. 2022.06.27C declaring the City's American Rescue Plan Act – Coronavirus Local Fiscal Recovery Fund (ARPA-CLFRF) as Revenue Loss as described by the ARPA-

CLFRF Final Rule issued by the U.S. Department of the Treasury. This item was tabled to next month.

12. Discussed and considered possible action on Resolution No. 2022.06.27D approving the City's Recovery Plan for the American Rescue Plan Act–Coronavirus Local Fiscal Recovery Fund (ARPA-CLFRF). This item was tabled to next month.
13. Discussed and designated an Alternate Board of Adjustment Member. Council Member Dutt made a motion to designate Britton Holland as an Alternate Board of Adjustment Member. Council Member Thompson seconded the motion and it passed unanimously. Council Member Herminghaus had questions regarding the number of members and alternates listed on the Board of Adjustment. The City Administrator and City Attorney will review the current list of members on the Board of Adjustment and provide an update at a future meeting, if necessary.

*Agenda Item #19 was moved – there were residents present that has property adjacent to the area of the Greenbay project.

19. Discussed and considered possible action on the proposed Greenbay Beautification design.

- White Oak Studio Landscape Architecture Proposal
- Moss Landscaping Proposal

Mayor Kobelan explained that the city does not have any additional information on this project than last month except for another proposal to consider. There was discussion regarding the easement, cost, plat, removal of vegetation, creating a sidewalk, and security and safety issues. Residents were given the opportunity to express their concerns. Council explained there is not a plan at this time. This item was tabled to next month.

14. Discussed and considered action on an ordinance regarding impervious coverage. This item was tabled.

**Agenda Item #22 was moved.

22. Presentation and discussion of Memorial Drive Elementary School lot coverage analysis for the new Memorial Drive Elementary on the existing 8-acre site. Spring Branch Independent School District Architectures explained the proposed lot coverage analysis for the new Memorial Drive Elementary School lot coverage.

15. Discussed and considered Resolution No. 2022.06.27 approving certain persons to be authorized to function as signatories on city accounts at Amegy Bank. Council Member Dutt made a motion to approve Resolution No. 2022.06.27 approving certain persons to be authorized to function as signatories on city accounts at Amegy Bank. Council Member Thompson seconded the motion and it passed unanimously.

16. Discussed and considered a replacement for the municipal court prosecutor. Council Member Thompson made a motion to appoint Chris Gore as municipal court prosecutor for the City of Piney Point Village. Council Member Dutt

seconded the motion and it passed unanimously. There was discussion that perhaps an engagement letter may be forthcoming as an action item for a future agenda.

17. Discussed and considered action on an ordinance concerning the amount of penalty for the signaling of a false burglar alarm. Council Member Herminghaus made a motion to approve amending the ordinance pertaining to penalty on false fire alarms with the change from a preceding 12-month period to a calendar year. Council Member Thompson seconded the motion and it passed unanimously.
18. Discussion concerning the sign ordinance. This was a discussion item only. The City Attorney suggested that Council review Code of Ordinances, Article 5 Signs, before the July Council meeting. This item was tabled for further discussion.
19. *This agenda item was moved after agenda item no. 13
20. Discussed and considered action on the Mayor's Monthly Report.
 - Quail Hollow pathway
21. Discussed and considered possible action on the City Administrator's Monthly Report including but not limited to:
 - Financial Report
 - Purchase Power Agreement is for the purpose of lowering the cost of electricity. Staff recommended extending the authorization period to secure the best terms. Council Member Thompson made a motion to authorize the Mayor and City Administrator to execute a contract up to 72 months with the best terms possible and to include Council Member Herminghaus as a consultant. Council Member Dutt seconded the motion and it passed unanimously.
 - Traffic Signals – Southwest Signal Supply quote to replace controller at Radney and N. Piney Point intersection. Council Member Herminghaus made a motion to approve the quote from Southwest Signal Supply for the total cost of \$6,542. Council Member Thompson seconded the motion and it passed unanimously.
 - City of Houston 15 Windermere Outfall Repair Project
 - GFL Rate Adjustment Letter
22. **This agenda item was moved after agenda item no. 14.
23. Discussed and considered action on a right-of-way drainage plan submittal for 11315 and 11319 Williamsburg Drive and to approve a 50/50 cost share agreement with each resident for construction costs for the associated scope of work as included in the plans. Council Member Thompson made a motion to approve the project as presented with the City's portion to be 50% and not to exceed \$40,000. Council Member Herminghaus seconded the motion and it passed unanimously.
24. Discussed and consider approval of CenterPoint Energy Gas Line Improvement Plans at 4 Tokeneke Trail. Council Member Herminghaus made a motion to

approve the CenterPoint Energy Gas Line Improvement Plans at 4 Tokeneke Trail. Council Member Dutt seconded the motion and it passed unanimously.

25. Discussed and considered possible action on construction claims for additional compensation submitted by RAC Industries on the Wilding Lane Drainage and Paving Improvements Project. Council Member Herminghaus made a motion to deny Claim #1 for compensation for Phase 2 Base Failures and Claim #2 Compensation for Extra Asphalt Level Up. Council Member Thompson seconded the motion and it passed unanimously.
26. Discussed and considered possible action on reduction of retainage on the Wilding Lane Drainage and Paving Improvements Project. Council Member Thompson made a motion to pay 50% retainage to the contractor for Wilding Lane. Council Member Dutt seconded the motion and it passed unanimously.
27. Discussed and considered possible action on the City Engineer's Report. This month the Engineer's Report included updates to Wilding Lane Project, 96-inch CMP Replacement Project, Tokeneke and Country Squires Project, other various maintenance projects, and future projects.
28. Discussed and considered possible action on the approval of the Minutes of the May 17, 2022 Special Council Meeting, and the Minutes of the May 23, 2022 Regular Council Meeting. Council Member Herminghaus made a motion to approve the Minutes of the May 17, 2022 Special Council Meeting, and the Minutes of the May 23, 2022 Regular Council Meeting. Council Member Thompson seconded the motion and it passed unanimously.
29. Discussed considered possible action on any future agenda items, meeting dates, etc.
 - Signs
 - Budget Workshop, July 25, 2022
30. EXECUTIVE SESSION: The City Council will adjourn into closed executive session pursuant to Section 551.071 of the Texas Government Code (Consultation with Attorney).
There was not an Executive Session on this meeting date.
31. Discussed and considered possible action on items discussed in Executive Session. There was not an Executive Session on this meeting date.
32. Adjourn
Council Member Thompson made a motion to adjourn. Council Member Dutt seconded the motion and it passed unanimously. The meeting adjourned at 9:20 p.m.

PASSED AND APPROVED this 25th day July 2022.



Mark Kobelan
Mayor



Karen Farris
City Secretary