

**MINUTES OF A CITY OF PINEY POINT VILLAGE REGULAR COUNCIL MEETING MONDAY, APRIL 15, 2024, 6:00 P.M. AT ECCLESIA CHURCH, 325 PINEY POINT ROAD, PINEY POINT VILLAGE, TEXAS.**

**Councilmembers Present:** Mayor Mark Kobelan, Michael Herminghaus, Dale Dodds, Joel Bender, and Aliza Dutt.

**Councilmembers Virtual:** Jonathan Curth (via phone).

**City Representatives Present:** Bobby Pennington, City Administrator; David Olson, City Attorney; Solace Southwick, Police Commissioner; James Huguenard, Police Commissioner; Eric Jones, Police Commander; Henry Kollenberg, Fire Commissioner; Howard Miller, Fire Chief; Joe Moore, City Engineer; Annette Arriaga, Building Official.

**I. Call To Order**

- At 6:00 p.m., Mayor Kobelan declared a quorum and called the meeting to order.
- Council led the Pledge of Allegiance to the United States of America Flag.

**II. Citizens Wishing to Address Council**

- There were no comments from the public.

**III. NEW BUSINESS**

**1. Consideration and possible action on the Memorial Villages Police Department Monthly Report: a.) Update on activities, b.) MVPD 2023 Review of Services and FY23 Budget Equitable Funding Review, c.) MVPD Budget Amendment to reclassify fiscal year 2023 budget line items, providing a surplus of \$48,600. d.) E-Bicycles (ORD 2024.04).**

- In March, the MVPD responded to and handled 1,440 calls and incidents for Piney Point Village alone. Additionally, 1,027 house watch checks were conducted, and 286 citations, with 191 warnings, were issued during this period.
- The MVPD presented the 2023 Review of Services and FY23 Budget Equitable Funding Review. The data supports a recommendation that funding continue to remain equal at 33.3% per village.
- The MVPD proposed moving \$48,600 between operating accounts in the fiscal year 2023 budget without affecting the net budget.
- The department presented a draft ordinance for the council to review regarding policy recommendations for e-bike regulations.
- Councilmember Herminghaus moved to approve the MVPD budget amendment line item reclass as presented. The motion was seconded by Bender.
  - AYES: Herminghaus, Dodds, Bender, and Dutt.
  - NAYS: None.
- The motion carried.

**2. Consideration and possible action on the Village Fire Department Monthly Report: a.) Update on activities, b.) VFD Regular Agenda (03/27/24).**

- In March, VFD responded to 208 calls and incidents across all the villages in the service area, with an average response time of 4 minutes and 38 seconds. Out of these 208 calls, 36 were related to Piney Point and had an average response time of 4 minutes and 47 seconds.
- Chief Miller and Commissioner Kollenberg provided updates on the department's operations and activities.
- No further action was taken.

3. **Consideration and possible action on the monthly report presented by the Mayor.**
  - The mayor gave an update on Greenbay.
  - The mayor delivered farewell remarks and expressed gratitude for the community's support during his tenure.
  
4. **Consideration and possible action on the City Administrator's Monthly Report, including but not limited to a) Financial Related Items (Financial Report – March 2024, Property Tax Report, Investment Report, Disbursements); b) Update on Current Specific Use Permit Projects; c) Arbor Day Foundation – 2023 Recognition.**
  - The Council discussed the additional fees and time associated with SFEC SUP.
  - Cary Moran was recognized for her efforts in establishing the city as a member of Tree City USA in 2023.
  - Councilmember Bender moved to approve the Quarterly Investment Report ending March 31, 2024, as presented. The motion was seconded by Dodds.
    - AYES: Herminghaus, Dodds, Bender, and Dutt.
    - NAYS: None.
  - The motion carried.
  - Councilmember Bender moved to approve disbursements as presented. The motion was seconded by Herminghaus. ○ AYES: Herminghaus, Dodds, Bender, and Dutt.
    - NAYS: None.
  - The motion carried.
  
5. **Consideration and possible action on Spring Branch Independent School District's request for additional accessory structures at the new Memorial Drive Elementary, specifically two flagpoles.**
  - Councilmember Bender motioned to approve the measure as it was deemed minor and nonsubstantive to the requirements of the Specific Use Permit. The motion was seconded by Dodds.
    - AYES: Herminghaus, Dodds, Bender, and Dutt.
    - NAYS: None.
  - The motion carried.
  
6. **Consideration and possible action on Spring Branch Independent School District's request for additional but limited work hours on the interior construction of Memorial Drive Elementary.**
  - The Council discussed SBISD's request to extend work hours beyond Section 3 of the current SUP to complete the project before August 15, when students return.
  - The Council requested that SBISD notify neighbors about extended hours and provide public notice of the requested change through a public hearing scheduled for May 28th.
  - No formal action was taken.
  
7. **Consideration and possible action on authorizing HDR to negotiate a change order for additional point repairs in the Williamsburg Drainage Improvements Project.**
  - A change order is recommended to fund concrete point repairs on North or South Country Squire to address areas where the pavement holds standing water. HDR's priority is a two-panel replacement on North Country Squire.
  - Councilmember Dodds motioned to authorize HDR to negotiate a change order not to exceed \$42,000 for additional point repairs in the Williamsburg Drainage Improvements Project. The motion was seconded by Bender.

- AYES: Herminghaus, Dodds, Bender, and Dutt.
- NAYS: None.
- The motion carried.

**8. Consideration and possible action on the signage of the four school zones within the city, including flashing beacons.**

- J. Moore estimates that the probable construction cost for all four school zones is \$136,000. The flashing beacons can be procured through HGAC as a possible cost alternative.
- J. Moore discussed the current school zone configurations and possible adjustments.
- Discussion continued on drafting the school zone ordinance.
- Staff is to negotiate potential change order options for signage available under the HGAC quote and present these options at the May meeting.
- No formal action was taken.

**9. Consideration and possible action on the Engineer's Report.**

- The discussion included the light additions at SFEC, which violate the SUP and the Smithdale Estates Bypass intake structure.
- No formal action was taken.

**10. Consideration and possible action on approval of the Regular Session Meeting Minutes held on March 25, 2024.**

- Councilmember Herminghaus moved to approve the meeting minutes from March 25, 2024, as presented. The motion was seconded by Bender.
  - AYES: Herminghaus, Dodds, Bender, and Dutt.
  - NAYS: None.
- The motion carried.

**11. Discuss and consider possible action on any future agenda items, meeting dates, and similar matters.**

- There are four meetings scheduled in May:
  - An engineering meeting on May 8th,
  - A beautification meeting on May 13th, and
  - A special council meeting TBD with a tentative date of Tuesday, May 14, for Election Certification, and
  - A regular council meeting on Tuesday, May 28th.
- May 27th is a City Holiday in observance of Memorial Day.

**IV. EXECUTIVE SESSION UNDER TEXAS GOVERNMENT CODE**

**12. The City Council executive meeting pursuant to the provision of Chapter 551, Texas Government Code, in accordance with the authority contained in Section 551.071, Consultation with City Attorney and Section 551.072, Real Estate Property. Section 551.074.**

- The council convened into an executive session, and Councilmember Curth ended the phone connection at 7:36 p.m.
- The council reconvened into the regular public meeting at 7:47 p.m.

**13. Consideration and possible action on items discussed in the Executive Session.**

- Councilmember Bender moved to approve the 7660 Woodway lease agreement that extends the lease to February 28, 2033. The motion was seconded by Dodds.
  - AYES: Herminghaus, Dodds, Bender, and Dutt.

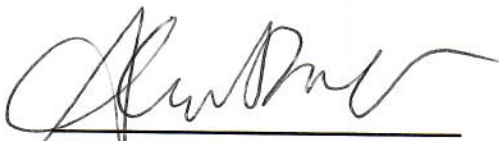
- NAYS: None.
- The motion carried.
- No other formal action was taken from the Executive Session.

**V. ADJOURNMENT**

**14. Adjourn.**

- Councilmember Bender made a motion for adjournment, seconded by Councilmember Herminghaus.
- Mayor Kobelan adjourned the meeting at 7:48 p.m.

**PASSED AND APPROVED this 28th day of May 2024.**



**Aliza Dutt**  
**Mayor**



**Robert Pennington**  
**City Administrator / City Secretary**