

THE CITY OF WOODBRANCH VILLAGE
REGULAR MEETING MINUTES
JULY 23, 2020

The City of Woodbranch Village council met in a regular meeting at 7:00 p.m., Thursday, June 23, 2020, in the City Hall Building at 58A Woodbranch Drive, New Caney, Texas, 77357. The regular meeting was called to order at 7:00 p.m. by Mayor Mike Tyson. Roll call showed as being present Councilman Jim Beaird, Jr., Councilwoman Trisha Marie Cranney, Councilwoman Nancy Mulhern, Mayor Mike Tyson, City Attorney Leonard Schneider and Councilman Clay Dean. City Secretary Charlotte Smith was present to take the minutes of the meeting. Councilman Clay Dean led the meeting with a prayer.

REGULAR MEETING (7:00 P.M.)

#5. Sign in Sheet

No names appeared on the sign in sheet.

#6. CONSENT AGENDA

#a. Approve Minutes from the June 25, 2020 – Regular Meeting

Copies of the minutes are on file in the City Secretary's office.

#b. Approve Financial Statement General Fund – June 2020

Copies of this statement are on file in the City Secretary's office.

#c. Approve Financial Statement Water & Sewer Fund – June 2020

Copies of this statement are on file in the City Secretary's office.

#d. Approve Financial Statement Debt Service – June 2020

Copies of this statement are on file in the City Secretary's office.

#e. Approve Bills for the General Fund – July 2020

Copies of the bills are on file in the City Secretary's office.

#f. Approve Bills for the Water & Sewer Fund – July 2020

Copies of the bills are on file in the City Secretary's office.

#g. Approve Bills for the Debt Service Fund – July 2020

Copies of the bills are on file in the City Secretary's office.

#h. Approve the Ground Storage Progress Report – June 2020

Copies of this report are on file in the City Secretary's office.

#i. Approve the Court Activity Report – June 2020

Copies of this report are on file in the City Secretary's office.

#j. Approve the Police Activity Report – June 2020

Copies of this report are on file in the City Secretary's office.

#k. Approve the Road & Ditch, Bureau Veritas & Storm Water Management Report – June 2020

Copies of these reports are on file in the City Secretary's office.

City Secretary Charlotte Smith presented Mayor and Council with a proposal for a contract amendment regarding the ground storage/pump station project and a Preliminary Certificate of Substantial Completion for the ground storage tank. The proposed contract amendment will be presented at a future meeting of Council.

The motion to approve items a, b, c, d, e, f, g, h, i, j and k was made by Councilwoman Mulhern. The motion was seconded by Councilman Beaird, motion carried

#7. Operator's Report June 2020

Copies of this report are on file in the City Secretary's office. The motion to approve the operator's report, as submitted, was made by Councilman Dean. The motion was seconded by Councilman Beaird, motion carried.

#8. Consider, discuss and/or take possible action for the request for forgiveness of, or a payment plan for, an excessive water usage bill due to a water leak at 311 Red Bud Lane

The motion to use rates from tier 1, recalculate the San Jacinto River Authority fees and set up a payment plan, was made by Councilwoman Cranney. The motion was seconded by Councilman Dean, motion carried.

#9. Consider, discuss and/or take possible action on Ordinance 292-2020- an ordinance calling for an election for Tuesday, November 3, 2020 for the following positions to be open; Council Positions 2, 4 & 5 (Mike Tyson)

The motion to approve the ordinance was made by Councilman Beaird. The motion was seconded by Councilwoman Mulhern, motion carried.

#10. Consider and approve the Joint Election Agreement for the November 3, 2020 Election

The motion to approve the Joint Election Agreement was made by Councilman Dean. The motion was seconded by Councilwoman Cranney, motion carried.

#11. Consider and approve the Election Services Agreement for the November 3, 2020 Election

The motion to approve the Election Services Agreement was made by Councilman Dean. The motion was seconded by Councilman Beaird, motion carried.

#12. Consider and approve the submission of a nominee to the Montgomery County Emergency Communication District Board of Managers

No action was taken on this item.

#13. Consider and approve Resolution 0723-2020 approving the 2021 Montgomery County Emergency Communication District Operating Budget

The motion to approve the resolution was made by Councilman Beaird. The motion was seconded by Councilwoman Mulhern, motion carried.

#14. Consider, discuss and/or take possible action on gaining compliance with structures determined to be substantially damaged and how to proceed (Clay Dean, Councilman)

After a brief discussion, Council directed staff to seek grant funds to assist with abatement. City Attorney Leonard Schneider stated he would like to speak with FEMA to see what they would require for abatement. No action was taken on this item.

#15. Consider, discuss and/or take possible action on the bid, by the operator, for the repair/replacement of driveway damaged due to sewer line repair in 2016 at 379 Elm

Councilman Beaird recused himself due to the potential for conflict of interest. The motion to accept the engineer's report the damage was not due to the repair of the sewer line, and to not proceed with payment for the repairs, was made by Councilman Dean. The motion was seconded by Councilwoman Cranney, motion carried. Councilman Dean instructed the City Secretary to send a letter to the resident regarding the decision of Council along with the engineer's report and photos.

#16. Consider, discuss and/or take possible action on the approval of unpermitted construction done at 12C Pines and accept the Building Inspector's report of inability to inspect

The motion to retain the construction deposit, for noncompliance, was made by Councilman Dean. The motion was seconded by Councilman Beaird, motion carried.

#17. Consider, discuss and/or take possible action on the appointment of Gordon Dudley as municipal court prosecutor
The motion to appoint Gordon Dudley was made by Councilman Dean. The motion was seconded by Councilwoman Cranney, motion carried.

#18. Consider, discuss and/or take possible action on the request for a variance to Ordinance 246-2015, Section 7c – prohibiting the use of a recreational vehicle as a permanent or temporary dwelling within the city limits submitted by potential buyer Kelly Horton

The motion to grant a variance to ordinance 246-2015, and allow Mr. Horton to reside in his recreational vehicle for the 180-day duration of the building permit, was made by Councilwoman Cranney. The motion was seconded by Councilman Dean, motion carried.

#19. Consider, discuss and/or take possible action on the bid information presented for the renewal of the Stalker Radar Lease and Rental Program

The motion to approve the purchase of two lidars, in lieu of leasing the equipment, was made by Councilman Dean. The motion was seconded by Councilwoman Cranney, motion carried.

#20. Consider, discuss and/or take possible action on the Venus ditch drainage project, damage in resident Steve Eychner's back yard because of the Venus ditch and discuss the concrete flume that drains in to the Venus ditch in Woodway Forest (Clay Dean, Councilman)

The motion to authorize city staff to draft an interlocal contract to present to the City of Roman Forest, with a cap of \$15,000.00 for phase 2, and to request the precedence of repairs to Mr. Eychner's backyard was made by Councilman Dean. The motion was seconded by Councilwoman Cranney, motion carried.

#21. Closed Executive Session in Accordance with the Open Meetings Act TEX. GOV'T CODE 551.074 – To discuss personnel matters — to interview potential candidate, Carlos E. Diaz for the Full Time Officer position and Thomas Mack Jr, for the Reserve Officer position

Council went in to executive session at 8:39 p.m.

(A) – to deliberate the appointment, employment, evaluation, reassignment, duties, discipline and or dismissal of a public officer or employee

#22. Reconvene and take possible action

Council reconvened in to open session at 8:51 p.m.

The motion to hire both candidates, contingent on a 6-month probation, was made by Councilman Dean. The motion was seconded by Councilwoman Cranney, motion carried.

#23. Item of Community Interest - (Hear announcements concerning items of community interest from the Mayor, Councilmembers and City Staff for which no action will be discussed or taken.)

City Secretary Charlotte Smith announced the installment of "No Dumping" signs at the North Magnolia bridge with the intent to satisfy a resident concern for illegal dumping.

Councilman Dean announced he has a contract on his home, he is still a resident of the City because they have not closed yet, the chances are good that he will not be back for another term. He stated he would like Council find some good people, possibly from Woodway Forest and Lilliput Farms to run. He stated his time on Council has been a pleasure and he would like to see things continue to be done in the best interest of the City. He stated he hopes Mayor and Council will continue to move forward.

No other announcements were made.

#24. Adjourn

The motion to adjourn the meeting at 8:53 p.m. was made by Councilman Beaird. The motion was seconded by Councilwoman Cranney, motion carried.