

February 28, 2008

**Minutes of Meeting
City of Weston Lakes, City Council
Held at the Precinct 3 Building, Fort Bend County
8100 FM 359 Fulshear, Texas 77441
Tuesday, February 24, 2009
6:00 pm**

1. Call to Order. The meeting of the Weston Lakes City Council was called to order at 6 PM on the 24th Day of February 2009 by Mayor Mary Rose Zdunkewicz.

Members Present:

Mayor Mary Rose Zdunkewicz
Alderman Trent Thomas
Alderman Clifton Aldrich
Alderman Denis DeLuca
Alderman Theodore Case II
Alderman Gary Case

Marshal Ron Horowitz was also present.

Ms. Les Krancher of Texas Coast District of Center Point Gas was also in attendance to address the Council on Agenda items related to Franchise Fees.

2. Invocation. Alderman Trent Thomas led the Council in the Invocation and prayer.

3. Pledge of Allegiance. Alderman Clifton H. Aldrich led the Council in the Pledge of Allegiance to the Flag of the United States of America.

4. Public Comment. Mayor Zdunkewicz asked for public comment and there being none moved to the next agenda item.

5. Minutes Approval. Upon a motion from Alderman Aldrich and a second from Alderman DeLuca the minutes for the regular city council meeting on January 27, 2009 were approved.

6. Mayor's Report. Mayor provided a report of ongoing actions that have been undertaken to establish the city.

a. The Mayor reported that status of the city finances had not changed with the exception that bank charges for checks had been taken from our bank deposit of 929.xx. The Mayor indicated that a check in the amount of about \$10,600.00 was expected in the next day from Center Point Electric.

- b. The Mayor announced the availability of the FY 2009 Budget in advance of the Budget hearing on March 14, 2009.
- c. The Mayor was pleased to announce that all Council Members had completed their required open meetings and open records act training.
- d. The Mayor announce that the Telephone Franchise Fees were still being processed at the Public Utilities Commission and ATT for payment. It was anticipated that the fees will be available in the May/June time frame.
- e. The Mayor reported on the distribution of the Emergency Preparedness Wheels by both mail and through the use of the Ad Sheet. The Wheels are a tool for families to use to educate themselves on preparedness and action in case of emergencies.

7. Emergency Preparedness. The Mayor asked the Mayor Pro Tem, the Emergency Preparedness Coordination to introduce and describe the agenda items related to Emergency Preparedness. Councilman Aldrich provided an overview of the need for the Ordinance, Joint Resolution and the Emergency Preparedness Committee.

- a. Alderman Owens made the motion to consider and discuss the Emergency Management Ordinance which was seconded by Alderman DeLuca. The discussion that ensured related to the need, the schedule for consideration and the request for assurances that a legal review was being undertaken. No further action was taken.
- b. Alderman Aldrich made the motion to open the discussion on the Emergency Preparedness Joint Resolution which was seconded by Alderman Thomas. The discussion was brief and related to linkage to the Ordinance and the process by which the resolution would be presented to the Council for approval.
- c. Alderman Owens made a motion to open the discussion on the Emergency Management Committee seconded by Alderman Case.

8. Interlocal Agreements. The Mayor offered the inter-local agreement with the County on Inspections of Newly Constructed On-Site Sewage Disposal Systems and OSSF nuisance compliance for consideration by the Council. The Mayor in introduction of the agenda item indicated that the changes recommended by the City Attorney had been incorporated into the agreement. Alderman Thomas made a motion to approve the Newly Constructed On-Site Sewage Disposal System. Alderman Aldrich reminded that the agreement also included nuisance inspections. Alderman Thomas amended his motion to include the nuisance inspections as included in the proposed agreement. The motion was seconded by Alderman DeLuca. Absent any further discussion a vote was called and all aldermen present voted aye.

9. Franchise Fee Agreements. In considering and taking action on the Center Point Contract for the City' receipt of gas Franchise Fees, Mr. Les Krancher representing Center Point Gas

presented the standard Center Point gas franchise fee contract. The contract allowed a 5% fee of total usage to be paid to the City quarterly beginning in August 2009 and covering the two month period of April and May. The total anticipated annual fee received by the city was estimated to be 35,641.00. At the end of the presentation a motion was made by Alderman DeLuca and seconded by Alderman Case to approve the agreement. During the ensuring discussion the council was assured by the Mayor that the City Attorney had agreed that the agreement was in order and reflected the same agreements and language that had been included in the Health Inspection agreement approved previously. At the end of the discussion a vote was called and all Council members voted yea.

10. Paddling Trail. The Mayor introduced the agenda item related to Brazos River Paddling Trail proposed resolution by the organization Fort Bend Green with an overview of the request. A discussion ensued regarding the pros and cons of the proposed resolution with all council members expressing reservations about the resolution and the ability of the City to further the effort to establish stop off point along the Brazos River for the paddlers. A motion was made by Alderman Aldrich seconded by Alderman DeLuca not to support the Fort Bend Green with this resolution. A vote was called for and all Council members present voted yea. The resolution was not supported.

11. City Administration. The Mayor read and introduced the proposal to rent office space within the Simonton City Hall for the City of Weston Lakes office and enter into a lease when funds were available. A motion was made by Alderman Aldrich, seconded by Alderman Thomas to move forward on the leasing of Office Space in the Simonton City Hall for the Offices of the City of Weston Lakes. Mayor Lou Boudreaux of Simonton was present and asked to address the lease proposal. After a brief discussion a vote was call for and all Aldermen present voted yea.

12. Beautification. The Mayor introduced the proposal for the city to establish a volunteer Adopt a Highway program to police the trash from the 2 mile stretch of FM 1093 fronting Weston Lakes. In the process of the introduction of the proposal a discussion about the details contained in the proposal ensued. Council members speaking in support of the proposal were Aldrich, Owens and DeLuca. Those expressing reservations about the proposal were Alderman Thomas and Case. At the conclusion of the introduction of the proposal a vote was called for and Alderman Aldrich, DeLuca and Owens voted yea and Aldermen Thomas and Alderman Case voted nay. The motion passed on a 3 to 2 vote.

13. City Marshal. The Council moved to consider and take action on the authorization of the expenditure of \$1,100.00 for the establishment of the Marshal's office previously approved by the council. A motion was made by Alderman Thomas and seconded by Alderman Case to approve the expenditure of the funds in the amount of \$1,100.00 for the establishment. Prior to the vote the motion was amended to reflect the requirement that approval subject to funds

being available. After the amendment a vote was called for and all Aldermen present voted yea.

14. Communication. The mayor introduced the agenda items related to communication and asked Alderman Aldrich to go over the process to move toward the request for proposals to respond to the City's requirements for a web site and the need for a dot gov domain name. After the overview by Alderman Aldrich, Alderman Owens moved that the process go forward and that the City obtain a dot gov domain name at a cost of \$150.00 that motion was seconded by Alderman DeLuca. A vote was called and all Aldermen present voted aye.

15. City Secretary. The Mayor introduced the proposal to consider and take action to hire Ms. Joan Robertson at a hourly rate of \$11.00 per hour for a eight hour week. A motion was made to hire Ms. Robertson by Alderman Trent Thomas and seconded by Alderman DeLuca. After minimum discussion a vote was called and all Aldermen present voted aye.

16. Public Comment. Before adjournment Mr. Michael Cooper request permission to address the Council. Although advised that public comment was out of order, the Council agreed to allow the out of order comment. Mr. Cooper expressed concern that the process that was used by the Council was not in accordance with Roberts Rules of order and the council's actions should be governed by an appointed parliamentarian. The Mayor thanked Mr. Cooper for his input and indicated that the Council would consider his comments.

17. Adjournment. Having no further business on the agenda the Mayor asked for a motion to adjourn. Alderman moved for adjournment and Alderman seconded the motion. All voted in favor of adjournment and the Mayor adjourned at 7:10 PM.

Signed

/s/

Mary Rose Zdunkewicz

Mayor, City of Weston Lakes

Attest

/s/

Clifton H. Aldrich

Mayor Pro Tem