



November 17, 2010

This is a true and correct copy of the Minutes of the **Regular Meeting** of the Simonton City Council on November 16, 2010.

1. Mayor McJunkin called the meeting to order at 6:30 PM.

Council present:

Lou Boudreaux  
Daniel McJunkin  
Jane Stockton

Sandy Bohannon  
Mike Kerr  
Jeff Young

Kathy Nida

A quorum was present.

Public Present:

Jim Gammill  
Chuck Jenokowski

Amy Oglesby  
Judge Cliff Vasek

Kelly Crow

2. Invocation and Pledge was said by Councilman Sandy Bohannon

3. Approve Consent Agenda\*

- a. Minutes of the Regular Council Meeting on OCT 19, 2010, The Special Meeting on OCT 28, 2010 and the Special Workshop on OCT 30, 2010
- b. Financials for OCTOBER
- c. Payment of Bills for OCTOBER

*Councilman Lou Boudreaux made a motion to accept the consent agenda with corrections; Councilwoman Sandy Bohannon seconded – MOTION PASSED.*

4. Announcements and Public Comments

- a. NONE

5. Council Information Sharing

- a. The city secretary is moving and the city will begin the process of hiring a replacement.
- b. Fort Bend County has an opening on their board if anyone is interested in being nominated.
- c. Councilman Lou Boudreaux announced the EOC grant had been approved; it will include 5 laptop computers, a projector, a motorized screen. He got contacts for government prices and he will check with local vendors like Best Buy and Fry's Electronics.

The Mayor deviated from the agenda to accommodate those guests present that would be making presentations:

8. New Business

- a. Enacting Municipal Court. Prosecutor Kelly Crow introduced herself and gave her background as a prosecutor and judge for various local municipalities. She mentioned Elaine Brown lived locally and is a Level III court clerk; she is willing to come help set up Simonton's municipal court. The Mayor, Mayor Pro Temp and another member of council will be meeting with Ms. Crow on Thursday, Nov. 18, 2010 to discuss specifics of cases for Simonton Court. No action required.
- b. Child Safety Program. Councilman Jeff Young has been working with Amy Oglesby, director of Simonton Community School on how to best spend the available funds for a child safety program – specifically purchasing a defibrillator and training program. Chuck Jenokowski is with the Houston Fire Department and does training using a defibrillator and is willing to develop a program twice a year for both teachers and students. He recommended buying a semi-automatic Midtronic Defibrillator. They cost about \$1,695 and the case is about \$140.

*Councilman Lou Boudreaux made a motion to donate the funds to Simonton Community Church to purchase a defibrillator and cabinet from the Child Safety Fee; it was seconded by Councilman Jeff Young. The motion passed.*

- c. Purchase Defibrillator for City Hall. After listening to Chuck Jenokowski talk about the defibrillator, the council agreed having one in City Hall is a good idea. Councilman Lou Boudreaux is going to talk to Fire Chief Herc Meir for his input as well. This item will be tabled until the DEC meeting when more information is available.

The Mayor reopened Public Comments for Judge Cliff Vasek. He owns the real estate where Ropers Café is located. An inspector from TCEQ said the water well was in violation of TCEQ regulations because it is within 20 feet of where cows are grazing. It must be 50 feet from cows. The owner of the property denied fencing off that area to keep the cows out. He is also within 150 feet of the septic lines and an underground fuel lines. His dilemma is not having enough land to satisfy all of the regulations. He was asking for help from the City to write a letter urging TCEQ to grant a variance. This item will be on the agenda for December.

6. Old Business\*

- a. The Sain's permit application. They came in and submitted their application for the building permit for their renovations for the property at 215 Wagon Rd. The City does not have a pricing structure for renovations, so Councilman Lou Boudreaux recommended the Council approve this permit fee based on the cost of the renovation.

*Councilman Lou Boudreaux made a motion to accept the permit fee as based on the cost of renovations following the commercial fee schedule; it was seconded by Councilwoman Jane Stockton. The motion passed.*

- b. Pumps; Maintenance start up: Councilman Lou Boudreaux started the pumps last week. Because of the holidays, he is looking to have an exercise running the pumps in one of Twin Woods' lakes after the first of the year.
- c. Status of Ordinance Violation Letter: NONE

The Mayor returned to the written order of the agenda:

7. Animal Control Report:

8. New Business\*

d. Burn Ban Signs

- The City needs an ordinance or resolution stating the City will enact a burn ban whenever the County puts a burn ban into effect. The Mayor will check with the lawyer on specifics.
- Purchase four signs to be placed at the City Limits telling citizens when a burn ban is in effect.

*Councilman Lou Boudreaux made a motion to purchase four (4) burn ban signs for up to \$150 per sign to be placed at the City Limits; it was seconded by Councilman Mike Kerr. The motion passed.*

- e. HVAC warranty on new AC units. The warranty was issued from American Standard was issued in Mayor Daniel McJunkin's name. When he called to correct it, he was told American Standard did not issue commercial warranties, but eventually agreed to honor a 10-year warranty since the City is using "home" size units. They will credit the difference that was charged for the 12-year warranty the City originally purchased.

*Councilman Jeff Young made a motion accept the 10 year warranty from American Standard; it was seconded by Councilwoman Sandy Bohannon. The motion passed.*

- f. Consider CPAs for City Audit. Kathy Nida has spoken to two other CPAs about doing an audit. Their prices are averaging the same or slightly higher than Belt, Harris & Pechacek (the company that performed the last city audit). Because Simonton does not have bonds, the City is not required by the State to have an audit. The review would go back to the last audit which was done in 2008.

*Councilman Jeff Young made a motion to use Belt, Harris & Pechacek to perform the City's audit; it was seconded by Councilwoman Sandy Bohannon. The motion passed.*

- g. Consider and Take Action on Hiring New City Secretary. Notices have been posted on the City Website and on Fulshear.com. So far there are 5 applicants interested. Interviews will begin this week. Looking for a willingness to go to classes, learn new software, be computer literate, be

willing to become a Notary Public. Will use a committee to do the interviews. The city will also be considering an assistant to help with archiving documents and destroying/recording appropriate documents.

*Councilman Jeff Young made a motion to a committee to interview applicants and hire a new secretary; it was seconded by Councilwoman Sandy Bohannon. The motion passed.*

9. Adjournment\*

*Councilwoman Sandy Bohannon made a motion to adjourn; Councilman Jeff Young seconded – MOTION PASSED.*

The meeting ended at 8:30 p.m.

Respectfully submitted,



Daniel McJunkin  
Mayor



Kathy Nida  
City Secretary