

CITY OF WINDY HILLS

Minutes of Regular Council Meeting
September 12, 2011

The Council and Officers of the City of Windy Hills met at the Calvin Presbyterian Church, 2501 Rudy Lane, at 7:00 P.M. Mayor Phillips called the meeting to order.

ROLL CALL: The following were present:

<u>MAYOR</u>	<u>COUNCIL MEMBERS</u>	<u>OTHER CITY OFFICIALS</u>
Louis A. Phillips	Cheryl Cooper	Sandy Moore
	Kate Greer	Foster Haunz
	Jim Ising (Absent)	Bob Rosenbaum
	Marianne Rademaker	
	Mike Skelton	
	Suzanne Spencer	

MINUTES:

Councilman Skelton moved to approve the minutes of the September 5, 2011 Special council meeting; seconded by Councilwoman Greer and approved unanimously.

Councilwoman Greer moved to approve the minutes of the August 8, 2011 council meeting; seconded by Councilwoman Spencer and approved unanimously.

FINANCIAL REPORTS, APPROVAL OF BILLS:

The financial reports for August, 2011 were moved for approval by Councilman Skelton, seconded by Councilwoman Rademaker and approved unanimously.

Councilwoman Rademaker moved to approve the payment of bills totaling \$47,811.91. The motion was seconded by Councilwoman Spencer and approved unanimously.

GOOD NEIGHBOR AWARDS:

The Mayor presented a Good Neighbor Award to Steve Sauter for volunteering the services of his company, **Lawnc**, to plant 800 bulbs throughout the City.

FY 2010/2011 AUDIT REPORT – TOM CLARK: Tom Clark reviewed the Financial Reports for Fiscal Year 2010/2011. He stated he found no problems. He then reviewed each section of the audit and stated that his internal control review revealed no problems. He said on page 15 of the audit there is a required footnote, but stated this is not a problem because of the size of the City and the number of employees. Attorney Haunz read into record Municipal Order 11-04 to approve the FY 2010/2011 audit. Councilwoman Greer made a motion to accept Municipal

Order 11-04 and was seconded by Councilman Skelton. The motion was approved unanimously.

RESIDENTS' COMMENTS/CONCERNS: Frank Klein addressed the Council stating that he has lived in Windy Hills since 1998. He and some of his neighbors have cleaned and started landscaping the Southwest corner of Rudy Lane and Two Springs Lane. He has already completed a great deal of the work and purchased plants at a discount to improve the corner. He is requesting \$1,300 from the City to complete the work. Councilman Skelton asked him how much of this improvement is on his land and how much is on the right-of-way. Bob Rosenbaum, Public Works, will determine this split by the October meeting. Mr. Klein stated that the City was already paying for the maintenance and suggested that this could take the place of that expense. The project is 80% complete.

COMMITTEE REPORTS:

Budget, Finance & Audit: No report.

Community Events/Newsletter: Councilwoman Greer reported that the newsletter should be mailed on September 15 and the Ice Cream Social is on September 25 from 2pm – 4pm.

Ombudswoman: No report.

Police Protection & Public Safety: Councilwoman Rademaker reviewed the reports for July and August that she had previously handed out to the Council. She reported the police had issued 12 tickets in August and 8 in July. She had received 3 parking violation citations for July and 5 for August. She also commented that there were two houses on July's watch list and one in August due for people out of town. She said she received a phone call from Jim Van Nort to complement the officers for being present while children were waiting for school busses. Parents observed officers giving tickets to speeders at that time.

Public Works: Bob Rosenbaum reported that the house at 713 Victoria needs a "Cut Grass" letter. Councilwoman Cooper asked if there was any way to force residents to keep their house and property in good repair, stating that the house on Victoria is a complete eye sore and needs a lot of work. She asked if the City had any Ordinances that we could enforce and charge a penalty for not complying with any Ordinances.

Welcome/Health Fitness: No report.

Windy Hills Green/City Beautification: See Signature Entrances section below.

Code Enforcement: See above under Public Works.

WHHAG Status Report: No report.

Community Caring Program: Martha Davis reported that their group was welcoming a new member, Mark Ray who, with his wife, recently moved into Windy Hills.

UNFINISHED BUSINESS:

Signature Entrances: Councilman Skelton reported that the Council agreed to sign the contract with Mara Smith at the Special Council meeting on September 5. Ms. Smith should be starting the carving around September 15 and finishing sometime in November or December. The new entrances should be installed sometime in 2012. She will take pictures as she progresses. He also stated the “mock-up” sizes were exact and also said black glaze on the letters will be baked on and lit when in place.

Windy Hills Green: Councilman Skelton reported that the Council received the color rendering from Mike Smiley and has it on display at this Council Meeting. The estimated costs of \$470,383 associated with this project were also on display. He pointed out that the Council has not decided to proceed with this, but that the Council wanted an expert’s rendering and cost for discussion purposes. This is only an indicator of what might be, but nothing else.

Street Paving in Windsong Subdivision: Councilwoman Spencer reported that she needs three more signatures. One of the owners lives in New Mexico and she will mail a request to them. She hopes to have the missing signatures by the October meeting and stated that this shouldn’t hold up the work since it will probably be done in the spring of 2012.

2010/2011 Audit – Approval of Muni-Order 11-04: See above under Auditor’s report.

Block Watch Program: Councilwoman Rademaker reported that the first meeting was a little disappointing as only three Councilmembers and three families attended. One Block watch captain on Indian Ridge and Kitty Hawk was appointed. She does have a few potential captains. She also stated she will wait to move forward until the newsletter has been out to see if this generates any more interest.

Overnight Parking on Street: The Mayor had passed out a copy of an email from a resident who would like the Council to consider amending the Overnight Parking Ordinance. Several Councilmembers stated that the Ordinance had been in force for many years and the resident should have known this when purchasing the house in the City as signs are posted. Councilwoman Greer stated that her neighbor is a four car family with a boat but they still manage to park all in the driveway. There was no further action taken.

Hubbards Lane Sidewalk: The Mayor reported that the project has been turned over to Flynn Brothers Contractors and is estimated to be completed by Oct. 15, 2011 at which time a Ribbon Cutting Celebration will take place.

NEW BUSINESS

Amended Budget for FY 2011/2012 – First Reading: The Mayor stated that the Original Budget is being amended to reflect the accurate beginning balance figures which can't be done until after the annual audit has been completed. Attorney Haunz read into record the first reading of Ordinance 11-04. Councilman Skelton made a motion to accept the Ordinance and was seconded by Councilwoman Rademaker. The motion was approved unanimously.

August 13, 2011 Storm Damage: The Mayor reported that \$4,000 was spent to remove damage from the Storm on August 13 and the work was completely cleared in two days.

Good Neighbor Award: The Mayor stated that the Council had received a nomination for a Good Neighbor Award which had been discussed at the Work Session. He reminded that Council that the person's name should not be mentioned during discussion at the Work Sessions or at the Council Meetings. Councilwoman Cooper made a motion to accept the nomination and was seconded by Councilwoman Spencer. The motion passed with a vote of 3 ayes and 2 nays.

Other: Councilwoman Greer stated that there are many cemeteries within the City and since we are branding our City as Historic that the City should take a tour of the cemeteries and then take care of repairing and cleaning them up. The cemeteries are located on Westport Road, Victoria, Waterford, and Two Springs. Some of them are on private property and have been maintained, while there is some question as to who is responsible for some of the others. The question as to what the City is legally obliged to do was brought up and after much discussion, Councilwoman Spencer suggested that the Council take a tour of the cemeteries and explore the legalities surrounding them. A committee will be appointed.

ATTORNEY'S REPORT: Attorney Haunz had no report.

COMMENTS/QUESTIONS TO THE COUNCIL AS A WHOLE:

Brian Clements addressed the Council in relation to the work on the corner of Rudy Lane and Two Springs. He said the money they are requesting is a one time commitment and that they are not asking the City to maintain it. Councilwoman asked why most of the work was done prior to asking for approval. Councilman Skelton stated that he would like to know if the work is on the Klein's private property or on the right-of-way. The Mayor asked Bob Rosenbaum to do a survey, to determine whose property this landscaping project is on. Councilwoman Spencer stated that she was in favor of any sprucing up and the Council should consider it. There was no action taken.

Councilwoman Greer moved to adjourn the meeting at 8:30 P.M., seconded by Councilwoman Rademaker and the motion passed unanimously.

Louis A. Phillips, Mayor

Sandy Moore, City Clerk