

WORKSHOP, THURSDAY, OCTOBER 25, 2012, 5:30 P.M.

The Mayor and City Council met for a Workshop on Thursday, October 25, 2012 at 5:30 p.m. with the following members present: Mayor Nunez, Council Members Lee, Garcia and Gonzales; City Manager Maner, City Attorney DeFoyd and City Secretary Raines. Council Member Rivas and Council Member Diaz arrived after roll call.

Mayor Nunez stated that the item on the agenda was LJA Engineering, Inc. to update the Mayor and council on the Storm water Management Plan progress and introduced Jessica Koutny with LJA and ask her to step up to the podium.

Ms. Koutny stated that Kyle ask her to be here to give them an update, that we had been under this program for about five years now and our first permit cycle ended on August 12, 2012 and we were waiting for TCEQ to approve the next permit cycles so there was a little bit of delay allowed so we were still covered in the interim period and she just kinda wanted to give them a quick breakdown of what they had been doing for five years and answer any questions they might have about going forward and some of the things that may be expected in the next permit cycle. She stated the first five years of this program was to develop a plan for the city, find out exactly what the city had as far as conveyance of storm water and where the discharge points were and very much emphasizes education both to the community and municipal employees. She stated they developed the plan first and got it approved by the state and got the city's permit underway and then they started working out the system, they had mapped the entire system the city has and now they were trying to work with local businesses that have impact on storm water, such as restaurants, auto repair, light industry, things that might be polluting the storm water or have the potential to do so but may not even realize that some of their activity effects storm water so we put together brochures, we talk to some of these businesses and she knew that when Kyle's staff goes and cleans out grease traps or anything like with the solid waste or dumpster issues, they talk to the businesses as well and give them brochure and ask if they have any questions and inform them about it is important that they keep their processes away from the storm water. She stated that was one of their big focuses for the first five years, businesses that operated within the MS4.

She stated that their next focus was residents and every year Galena Park and Jacinto city have a number of events that they partner together with like tire roundups, hazardous waste collection and they take each one of these opportunities to have pamphlets available to answer questions and inform the residents that leaving tires out in a ditch or whatever or near an inlet can affect the storm sewer and the quality of the water coming out of the storm sewer. She stated that she thought probably the biggest indication of this was the drought last year, we had a lot of people that was just allowing trash to collect in the ditches or putting stuff down the storm drain and then when we had the first big rain after the drought , Kyle indicated there were a lot of complaints, that places that didn't

normally pond water were all of a sudden doing that and she thought that was the best opportunity to educate those residents that they affect what happen to their city so we did a campaign as far as we had brochures to hand out when they went out to clean those systems so that they wouldn't do it again.

She stated the very important information for the first five years of the implementation was education and they also worked with the municipal employees to let them understand that the processes that they do, whether it be parks, maintenance, roads, drainage, even to fleet maintenance of their own vehicles that you had a potential to pollute storm water and we gave them education on how to recognize contaminated storm water and what to do to prevent it, how to prevent spills and a number of things they could do in their everyday job to set an example for the community.

Ms. Koutny stated that they also had to get a handle on our system so they had to map the entire drainage system , that they had done some inlet markings so they might see some bottom out to inlets to say this drains to the bay and that is to inform the residents that is all a storm water issue and a water quality issue ultimately.

She stated that she had prepared the report they had and they could read some background on it if they liked but it just kindly gives them a background of what they did for each one of the goals and if they had any questions about any of them she would be happy to answer them but their focus was on public education, illicit discharge, which would be any dumping, anything that was poured into storm water conveyance so they did focus a lot on paints, oils and greases and things like that. She stated they would see a lot of campaigns or brochures around town and various public places and they did get some about pet waste at some of the vets locally and at the local rabies clinics and then they went on to the good housekeeping pollution prevention internally and then telling the local businesses what they could do and just evaluating the program as a whole and where we could make improvements and they had made improvements along the way.

She advised that we did receive one audit from TCEQ and we passed with flying colors, we were in compliance and meeting all of our goals and had met all the metrics going forward, that we would need to push some of those forward into the new permit cycle, it was an ongoing process, the education, for one, would continue to be a challenge for the next cycle. She stated the next cycle was not set yet, TCEQ was negotiating with the EPA and a little background on that was the EPA was pushing for stricter water quality regulations and they were going after storm water and storm water was something that was hard to control because it was not a point source, you have a lot of people pooling into that system and it was difficult to control, however the EPA has it in their target so it was not going away and TCEQ, for the next permit cycle, was negotiating what each size city

would have to do and Jacinto City was considered a small NS4 and they were going to have a tier level for that so some of the things, like the City of Houston or other cities may be doing might not apply to us but the whole goal was to get everyone to have better water quality and storm water quality she stated that they would hear a lot about bacteria as an issue and bacteria in storm water was very difficult to control but that is one of the things the EPA is focusing on as they go forward and we have bacteria TNDG being set for our receiving water bodies, Galveston Bay, the Ship Channel, that all these areas have high bacteria levels and they are trying to minimize any additional levels coming into them so we were going to have to look into the future on how we would be able to control that and there would be monitoring as we go forward. She stated that she was just giving them a little background on this because it was not something that goes away, it was an unfunded mandate unfortunately but we have to continue to stay in compliance, there were some real fines, that come on a daily basis if you don't. She stated that she would be happy to answer any questions they had about the program.

Mayor Nunez commended Ms. Koutny on her presentation.

City Manager Maner stated that she had just told them that the TCEQ and EPA were going to get stricter and therefore we have to be aware of that and we have had one monitoring and did fine, he ask if in her opinion and LJA's opinion were we where we should be. Jessica stated that for a city our size we were where we should be that we didn't have a lot of new development and construction which was actually a good thing for this program because a lot of the focus is on construction storm water program. She stated that they had done the minimal effort for construction storm water, they set a plan up of how to monitor a site and put some information together for new developers that might come in so that when they submit the plans, they can get information that they are part of this program and that they need to comply with the state regulations but there was a lot of monitoring that is going to go on with construction going forward so that was a big thing.

City Manager Maner stated that because of our physical characteristics we were never going to have a lot of new construction, we were pretty well landlocked and pretty well built , we would have tear downs and rebuilds and things like that.

Jessica stated that more than likely, those would be on sites of one acre or less, which the city need to be aware that these projects are ongoing within the city but they don't have to regulate them like an acre or five acres, like a subdivision.

City Manager Maner stated that he thought they had done a good job helping them educate the citizens on this as best we can and ask what her evaluation was, did she think We had been successful as far as our citizens are concerned.

Jessica stated they definitely felt there were some signs of improvement, that she was just talking to Kyle and some of his staff and some of the area that they continue to see, they are not seeing them as frequently as they were before and they were also seeing people reporting on their neighbors because now they know what to look for.

City Manager Maner ask if he understood her to say the map was complete or what.

Jessica stated that she did not have a map to show them, that they did it as a grid type system and actually it was done by the staff as they actually map it as they were going out to see what was going on.

City Manager ask if we had a map and was advised that was something they were going to put in the budget for next year.

Mayor Nunez stated that Mr. Reed was doing a good job and ask if he had anything he would like to day.

Mr. Reed stated that he wanted to thank Jessica and LJA because this stuff was thrown out at us out of nowhere five years ago and they had been wonderful and everything went well on the inspection.

Jessica advised that we were where we needed to be and when the new plan comes out and originally they said fall of this year and TCEQ say probably January which means it probably won't be until March or April. She stated that we were still covered and needed to keep doing what we had been doing in the interim but there would probably be a few changes, we would probably have to go over the plan that is already out there and resubmit it to the state but they didn't anticipate any major changes to the plan or them having a problem with anything we propose to do.

Council Member Gonzales ask if there was a deadline on that and Jessica replied that as far as the permit review, it was really being held up right now because of the negotiations between the EPA and the TCEQ. The EPA would like for it to be a lot more stick and TCEQ was fighting to have some lower restrictions, especially on cities that are less than 20,000 people just because the reality is that cities of that size don't really have the resources to put a full storm water team in and to have their own internal monitoring and things like that, so there is some negotiating back and forth on what the city will be on the hook for, depending on the size.

City Manager Maner stated that one of the things he was worried about and the people up here had heard him voice this years ago about storm water control. He stated he believed our biggest impact that we have, as far as individuals out here in our city, other than

storm water itself, which is rain water was going to be the simple things such as watering our lawns, washing our cars and ask if this plan going to get that minute.

Jessica advised that it was up to each city to define where they want to put the regulations and if they would look at the EPA's definition, they will say that any thing that is not water that runs off into a storm water conveyance is considered illicit discharge, that would mean the resident that washes his car and it run down would be an illicit discharge but most of these have taken the approach that one residents washing his car is controllable that it is not realistic not to expect that to happen so unless there is a problem, like someone is running a business in a residential area and you have it all the time and they are not regulated then most of these are just leaving this kind of things alone. She stated that as far as fertilizer and things like that, it might become an issue more when you get to the monitoring stage, if you keep finding spikes in a certain area and you know that somebody has a really green yard and everybody else doesn't then you can kinda track back to that and say that you have a problem there that is affecting us down stream so we need to do something about that but right now the approach is no quantity to regulation on those kind of items.

Council Member Lee stated that he was curious about bacteria in the water, which seems like a natural thing but how do we control that, is it possible.

Jessica stated there were a lot of different approaches, that it was really hard to control. First of all, you have more opportunities if you have new development, you can start specifying certain types of inlets that block a lot of things from getting into the system and allowing molds and things like that to build up but without new development you are really limited to things like trash pickups, street cleanings and things like that and really focus your effort on things like that.

Council Member Lee ask if decomposing plant matter would be a problem and she stated yes, that was where a lot of it was coming from.

Council Member Garcia ask her if she said that they would be able to find out which storm drain is having the most problems.

Jessica stated they were finding that out right now on mostly a complaint basis but as they have trained all the public works staff on how to recognize signs of illicit dumping or just when it is just trash buildup, they need to call it back in so that things can get cleaned out before it became a problem, because if it sits there long enough it will just clump and not only does it affect the capacity and a lot of water will push it further down or into Harris County 's right away, depending on where the outfall is at.

Mayor Nunez stated that was what we needed the public to keep their eyes on because it is impossible for Kyle people to spot everything. The citizens can call city hall or Mr. Reed and let someone know and we can go ahead and take care of the problem before it becomes a problem.

Jessica advised that was what we were trying to do that as long as it was in our system before it gets to the end of that pipe and goes into the flood control system or Harris County's ditches, it is still ours and we still have control of it, we haven't contaminated anything as long as it is still in the city so if we can get it before it get to the end of that pipe, that was our goal.

City Attorney DeFoyd ask Jessica if in addition to the ordinance that we have already passed, did she have any recommendation to any ordinances that we should be looking at.

Jessica advised that not at this time, they would know more when the next permit was issued if there was anything new but right now the ordinances that were passed were passed with the intent the EPA wanted with phase II cities.

Council Member Lees ask how much pet fecal matter affect this.

Jessica stated that if you were going into a grass lined ditch and she was talking about a road side ditch not a flood control ditch it would depend on how long it stayed there and again we were back to the nutrient loading issue, it was really more of a nutrient issue but a city this size we could ask residents to do it but most people are not going to pick it up in their own yard which was really the big issue, it was just one of those things that we have to keep working on and make a point that it can potentially be a problem. She stated that once we started doing monitoring and there are spikes in certain areas then we will target campaigns to specific areas of town and then it might be necessary to put an ordinance in specifically for that.

Mayor Nunez thanked Jessica stating that she did a very good presentation that she got educated on this.

City Manager stated to all the citizens here and the Mayor and Council that we all need to be observant and report things that we see happening so they can be taken care of because these are the kinds of things that are going to cause us a lot of headaches.

Council Member Gonzales ask if there was a fine for this if they are seen.

City Manager Maner stated there could be.

Page 7 – October 25, 2012

Jessica stated that with the ordinance you had teeth to enforce it, that she didn't think there was an exact fee structure set up with those ordinances so she thought it would go to a Municipal Judge.

Mayor Nunez stated that Mr. Reed was working along with the engineering company and they were a very good company and there was good communication between Kyle and them.

Council Member Garcia stated that she noticed that she also did school presentations as well.

Jessica advised that they could, they had some ready to go, it was one of those things where the school unusually couldn't get to it until May, but they were ready to go and she thought it was a great idea because kids would get their parents to do the right thing.

Council Member Garcia ask if the presentation was more geared toward kids or their parents and was advised it was toward the kids but different age groups.

Mayor Nunez adjourned the workshop at 5:55 p.m..

COUNCIL MEETING, THURSDAY, OCTOBER 25, 2012, 6:00 P.M.

The Mayor and City Council met in regular session on Thursday, October 25, 2012 at 6:00 p.m. with the following members present: Mayor Nunez, Council Members Rivas, Diaz, Lee, Garcia and Gonzales; City Manager Maner, City Attorney DeFoyd and City Secretary Raines.

Mayor Nunez ask that everyone please turn off their cell phones.

The meeting was opened with Prayer and the Pledge of Allegiance.

A motion was made by Council Member Garcia and seconded by Council Member Gonzales to approve the minutes of the October 9, 2012 Workshop. Vote: 5 For 0 Against

DEPARTMENT HEAD REPORTS:

Chief Ayala stated that the holidays were upon us and if they were leaving home to please let them know and do a vacation watch so they could keep an eye on their house. He ask

that the citizens please help them enforce violation, to please turn in junk vehicles, etc., they appreciate their help.

Mayor Nunez advised that Chief Squyres was on vacation.

Mr. Kyle Reed, Public Works Director, reported that the job across the street was finishing up now and they were doing a punch list of needed repairs, that they would probably have about another 30 day, they were pouring concrete that needed to be replaced and to let them know if there were problems because they didn't get a final check until we signed off on the job.

Mr. Reed stated that two Saturdays ago on October 1st, there was a release of chemical from the Lyondell Chemical Plant and Galena Park and Jacinto City had horrible odors, it was hydrogen sulfide gas and he got several call on the phone from people who thought it was the cities' storm sewer and he just wanted to clarify that it had nothing to do with Jacinto City and he had the report from Lon Squyres, the Fire Chief and Emergency Management Coordinator telling all about the leak and it had nothing to do with Jacinto city sewer, that he hoped that it never got that bad, if it did, we were in trouble. He advised that we had some cooler weather and the mosquitoes were not bad and we were not having any complaints, he was thinking we were about done for the year but we would continue to spray as long as we have a problem and Harris County would be spraying once a week.

Kim Bellotte, Parks and Recreation Director, advised they were getting ready for their Pumpkin Fest and the guys put up our big screen today and she would like to say that before the event even starts it is nice to work in a city where employees, department head, mayor and council and everyone works together, that this year she hadn't done anything, everybody just takes care of everything and works so well together. She stated that everything was coming along great and they were looking for volunteers and listed some of the organizations that were coming out. She advised that everything started at 5:00 p.m. Saturday, kicking off with the costume and pumpkin decorating contest and around 7:15 they would show two Charlie Brown Halloween first and then the regular movie.

There was discussion about it being cold out there and that AARP was going to be selling hot chocolate but to bring their jackets.

Council Member Diaz stated that she wanted to mention one more time that they needed volunteers and they would sign community service papers.

Kim advised that they had water, chips and cookies for the volunteers.

Mayor Nunez stated that before Cindy started, she would like to apologize to her, that she didn't recognize her at the last council meeting, she was here for National Night Out and she stayed until we were through cleaning up and to please accept her apology because she worked so hard and she thanked her for her support.

Cindy Miller, Heritage Hall Director, announced that tomorrow they had their birthday party with cake and ice cream and they would have their Halloween Party on the 31st, and Council Member Diaz had donated some hotdogs and they were going to have hotdogs, cupcakes and punch and their costume contest and reminded the Mayor and Council about their Thanksgiving Dinner on November 12th at 12:00 noon and they needed them to come and volunteer to serve the seniors.

MAYOR'S REPORT:

Mayor Nunez stated that she had a notice from GPISD and they would like to honor all Veterans at a special luncheon on Friday, November 9th from 11:00 a.m. until 12:30 p.m. at Zotz Education Center, 13801 Holly Park. She stated this was free, it was to honor the Veterans and it would be nice if some of them could attend.

Mayor Nunez stated that for those of them that came in late, Jessica Kouny with LJA Engineering had presented a progress report on our Storm water Management plan and the importance of keeping our storm drains clear and we ask the citizens to please help us with that.

Mayor Nunez introduced Mr. James Berry from the Dangerous Building Board Committee and thanked him for being here for the city.

CITY MANAGER'S REPORT:

City Manager Maner stated that they had heard the reports from the Mayor and Department Heads and things were going well in the city and we were going to continue to have them go well and that was his story and he was sticking to it.

There was no Unfinished Business.

NEW BUSINESS:

1. A motion was made by Council Member Diaz and seconded by Council Member Garcia to change the November 22nd Council Meeting to Tuesday, November 20th due to the Thanksgiving Holiday. Vote: 5 For 0 Against

2. Member from the Galena Park ISD FFA addressed the Mayor and Council to invite them to the upcoming GPISD FFA Livestock Show and auction starting on November 13th through November 16th 2012.

Felicia Garcia, Chapter President introduced the other officer representing the FFA and each of them gave a short speech about the animals they would be showing and the objectives of the FFA, introduced their advisors and advised this was the 10th anniversary of the event.

They thanked the Mayor and Council for giving them their time and they hoped to see them at the event.

Mayor Nunez stated that she had been there quite a few years and was there when Josh Mathey had raised that great big rabbit and she knew that it was very interesting and it was a lot of fun to just go around and see everything that they were doing and they needed to be proud of themselves, that they were involved in something like this that was so educational.

Council Member Garcia stated that she had a chance to go to this last year and she really enjoyed it and she would go again.

Mayor Nunez thanked them for coming, stating that they did a wonderful presentation.

COMMENTS FROM THE PUBLIC:

Donna Dailey, 1701 Chazen, stating that she was coming here today with two different hats on, that first of all, she had just been given the honor of Program Director at Heritage Hall and all that means is that she is old and she doesn't mind asking for money. She stated that she wanted to thank all of them that all she got was up here today and they had been very good to donate and she wanted to thank them all and the seniors of Jacinto City really appreciated it because they can do more to give back to the city if they have a little to work with. She stated that this Saturday, the seniors would be selling cold drinks at the Pumpkin Fest and if you needed anything cold to drink they would be glad to serve you and if you got cold she was also on the committee for AARP and they would have hot chocolate and they could always use donations. She advised that AARP was made up of people from Jacinto City, Houston and Galena Park, it was a small chapter and they met in Galena Park but they were going to be doing more over in Jacinto City because we had a lot of the citizens from Jacinto city in the AARP program. She stated that she told them that if they wanted them to work, they had to start coming over here also. Ms. Dailey stated that was all she had to say and if anybody had any extra money to see her after the meeting and she would be glad to take it and it was a joy to work in Jacinto City because it

was easy to work in Jacinto City, that we had a lot of good departments, officers and people, Mayor Nunez, City Manager, City Secretary, City Attorney and everybody is so easy to work with and they appreciate it.

Mayor Nunez stated that she knew how hard they worked getting those breakfasts for the seniors and they only charged \$3.00 and they enjoy it and they do a wonderful job and she was amazed when she told her that they only had \$3.00 left after expenses .

Ms. Dailey stated that was why she was here today, because they did their breakfast yesterday and at the end of the day they figured out what they had made and they cleared \$3.00 and that was after selling all of the plates for \$3.00 each and the seniors coming in early to bake and Cindy helped them with the bacon and getting the biscuits on, etc. and then they cleared \$3.00 so they decided they were going to quit that but they had their meeting and there are so many of the seniors that appreciate and look forward to the breakfast so decided that if they could get donations for the breakfast they would do that, otherwise they were going to discontinue it and she would have to say that with the good people of Jacinto city they were getting donations so their breakfast would continue. She stated that in January their breakfast would be sponsored by the council member of Jacinto City so come on down and they would let them eat for free.

Mayor Nunez advised Donna to count on her to give them a donation once a month for the breakfast.

Mayor Nunez stated that she forgot to mention, that as the Chairperson of Santa on the Fire Truck and the other Chairpersons were Joyce Raines and Lon Squyres and they were collecting candy and donations to make sure that we continue this tradition and we already had the 5000 stockings and we order the candy and Joyce had already told her that she needed to be here after 5:00 o'clock because we were going to start working on the stockings, that this was her 12 year doing this with the help of Joyce and Lon and the support of the council and donations, so if they had a bag of candy they wanted to donate to bring it to city hall and then Council Member Diaz has her Christmas Food Baskets and Toys for Tots and these were two great functions that Council Member Diaz had been doing a wonderful job since she took this over and it was a lot of work and she knew that Mr. Reed's staff help with this on their lunch hour.

Council Member Diaz advised that they were gearing up for that and she also had her President, Kim Bellott, who helped her a lot and of course public works was awesome, she stated that it was going to be a little challenge for her this year since she was working full time but they would get it done. She advised that they started registration November 7th for food baskets and toys and donations were appreciated, that some people just donate their time and that was fine.

Mayor Nunez ask what ages they provided toys for and was advised they go from 5 Years to 10 years, that they didn't do younger kids because it was really hard to shop for little kids where they shop at. Mayor Nunez ask what they needed to bring with them to register.

Council Member Diaz advised they would need the birth certificate for the children, a utility bill to show proof of residency, a current check stub showing proof of income and if they didn't bring proof of income, there was nothing she could do.

Mayor Nunez ask where they could register and was advised by Council Member Diaz they would be in the council chamber here at the City Hall Annex and that the newsletters had gone out with all the information.

Donna Dailey advised that Heritage Hall was going to donate \$100.00 to the Toys for Tots and another \$100.00 to Santa on the Fire Truck.

Council Member Rivas stated that we haven't even been through Halloween and we were already getting Christmas gifts.

Mayor Nunez stated that we had to start early, there was a lot of work involved and we would keep him busy.

Council Member Rivas stated he was the new kid on the block and was advised by Mayor Nunez and Council Member Diaz that they would educate him.

City Manager Maner said they mentioned bags of candy for Santa on the Fire Truck and was it a practical thing for people to come and bring their left over Halloween candy rather than eat it.

Mayor Nunez stated yes, that we had done it before, the kids didn't mind as long as it was sweet.

The Mayor reminded everyone that the Christmas Parade would be Saturday, December 1st.

Council Member Garcia thanked each of the department heads for watching over our city and thanked Jessica for coming out today and giving us a wonderful report on how well our city is doing with storm drains.

Council Member Gonzales reminded everyone to come out for the Pumpkin Fest, that it was a lot of fun.

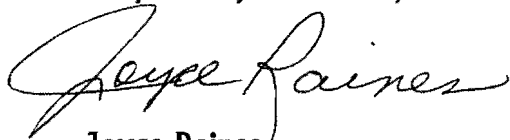
Council Member Lee encouraged everyone to exercise their right to vote.

Council Member Riva stated that with Halloween kids get excited and to please watch for them on the streets.

Council Member Diaz stated that like Council Member Lee said, we do have early voting in progress and there would early voting Saturday and Sunday, Saturday was 7:00 a.m. to 7:00 p.m. and Sunday was 1:00 p.m. to 6:00 p.m. and next week was 7:00 to 7:00 Monday through Friday and encourage everyone to go out and vote. She stated that for early voting you could go to any poll but she thought the nearest one here was Galena Park.

Mayor Nunez adjourned the meeting at 6:30 p.m..

Respectfully submitted,

A handwritten signature in cursive script that reads "Joyce Raines". The signature is written in black ink and is positioned above the typed name and title.

Joyce Raines
City Secretary