

STATE OF TEXAS
 COUNTY OF BRAZORIA
 CITY OF WEST COLUMBIA

CITY COUNCIL MINUTES
 OF A REGULAR MEETING
 MONDAY, SEPTEMBER 12th, 2016

The City Council of the City of West Columbia, Texas, convenes this the 12th day of September 2016, at 7:00 p.m. in a regular meeting in the Council Chambers, 512 E. Brazos, West Columbia, Texas.

1. INVOCATION & PLEDGE. Invocation was given by Alderman Walker.
2. ROLL CALL. City Secretary Kuban called the roll of the Council.
 - Present: Mayor Kincannon, Aldermen Thomas, Tindol, Maynor, Walker and Biedenfeld. City Manager Sutherland, City Secretary Kuban and City Attorney Olson.
 - Absent: None.
3. MAYOR AND CITY COUNCIL GREETINGS AND PRESENTATIONS: Kincannon greeted everyone and welcomed them to the meeting. She then thanked city staff for their long hours worked and dedication. Tindol thanked the public for attending the First Capitol Festival parade and the Police Department for their participation. Kincannon reported that the Police Department was honored as this year's Hometown Heroes. Proclamations were read for Constitution Week, Fire Prevention Week and POW/MIA Recognition Day. The 2015 Annual Drinking Water Report was discussed with no comments or questions from the public.
4. CITIZENS' COMMENTS: Dorothy Matthis of Jefferson St. commented on issues with First Capitol Park and other areas that she would like to see addressed.
5. CITY MANAGER'S REPORT: Sutherland reported on the following – Well No. 4 update was addressed by reading of the city engineer's report. * TxDOT sidewalk project has been delayed for TxDOT and the contractor to work out some issues with the plans and should continue soon. * The contractor had completed the demo project on Wright properties all along the 500 block of E. Brazos and liens will be placed for the costs. * Public Works crew have been busy with mowing, which is taking longer due to a shredder deck being down. Hydrants were flushed and all are in good working condition. The backhoe has been repaired and is back in operation. * Auditors have completed their interim fieldwork and will be back in December for the year-end completion. * Bells Across America will be Saturday, September 17th at 2:30 p.m. at the replica and is sponsored by Sons of the American Revolution. * October council meeting will be Tuesday, the 11th due to Columbus Day holiday.
6. CONSENT AGENDA:
 - A. APPROVAL OF MINUTES FROM PREVIOUS MEETING(S).
 - B. CITY TREASURER'S REPORT. Report was submitted in Council's packet.
 - C. POLICE DEPARTMENT REPORT. Report was submitted in Council's packet.
 - D. MUNICIPAL COURT REPORT. Report was submitted in Council's packet.
 - E. FIRE DEPARTMENT REPORT. Report was not included in Council's packet.
 - F. CEMS. Report was submitted in Council's packet.
 - G. PUBLIC WORKS REPORT. Report was submitted in Council's packet.
 Biedenfeld made motion to approve all consent agenda items as submitted, Walker seconded the motion noting that the Code Enforcement report was not listed on the agenda, but was submitted in a format that was well documented and he would like to see it continue as such. All voted Aye.
7. ITEMS REMOVED FROM CONSENT AGENDA: There were none.

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8. NEW BUSINESS:

- A. CONSIDER AMENDING ORDINANCE DESIGNATING AREAS FOR MOBILE HOMES TO INCLUDE DAMON DRIVE: It was discussed that a family currently living in a mobile home at 124 Damon Drive is wanting to purchase a new mobile home to replace it with and they would not be able to as it is not included in the designated areas. It appears the lot should have been included and council agreed to amend the ordinance upon a motion by Walker and a second by Biedefeld. All voted Aye. It was further agreed to allow the family to move forward with their purchase as the amended ordinance would be adopted at next month's meeting.
- B. CONSIDER SUBDIVISION OF PROPERTY BY GREG LAUGHLIN, OWNER – 501 E. BERNARD: Laughlin is requesting to subdivide his property at 501 E. Bernard to allow his neighbor, Jacob Toney to purchase the portion adjacent to the back of his property and clean up the lot lines. Walker made a motion to accept the plat for subdivision. Thomas seconded the motion and all voted Aye.
- C. CONSIDER RESIDENTIAL PROTECTION ORDINANCE REQUEST BY ORLANDO GRISBHY – 1124 S. COLUMBIA DR: Mr. Grishby moved a home onto the lot he purchased on S. Columbia Dr. to serve as an office for a used car lot. Because this is deemed a commercial property, he had to meet the requirements of the residential protection ordinance. There was no opposition to his business, so Walker made a motion to allow the business to continue and grant the issuance of any permits and utility service. Tindol seconded the motion and all voted Aye.
- D. CONSIDER ORDINANCE ADDING STOP SIGNS AT W. TEXACO AND OAK STREET: It was discussed that CBISD had pledged support of this request. Motion was made by Biedefeld to authorize the city attorney to draft the ordinance adding stop signs at W. Texaco and Oak St. Motion was seconded by Tindol. All voted Aye.
- E. CONSIDER DECLARING PUBLIC WORKS EQUIPMENT AS SURPLUS AND AUTHORIZING DISPOSAL: It was discussed that the city is required to advertise for bids on the sale of any property and Public Works no longer uses two tractors, 1998 and 2005 Kubotas and two vehicles, a 2001 and 2002 Ford F150. Walker made a motion to declare the public works equipment as surplus and authorize disposal. Thomas seconded the motion and all voted Aye.
- F. CONSIDER BRAZORIA COUNTY INTERLOCAL AGREEMENT FOR POLICE DEPARTMENT PROJECT: It was discussed that the commissioner's court approved an interlocal agreement to provide equipment and operators to build a berm at the Wastewater Treatment Plant for a gun range for officer training. Motion was made by Tindol, seconded by Biedefeld to approve the Interlocal Agreement with Brazoria County. All voted Aye. It was reported that the sand bags gathered from the recent flood event would also be used for this purpose.
- G. CONSIDER ADOPTING 2016/17 ANNUAL BUDGET: Motion was made by Tindol, seconded by Thomas to approve the 2016/17 Annual Budget by adopting Ordinance No. 645 captioned as
- AN ORDINANCE MAKING APPROPRIATIONS FOR THE SUPPORT OF THE CITY OF WEST COLUMBIA FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2016 AND ENDING SEPTEMBER 30, 2017; AND ADOPTING THE ANNUAL BUDGET OF THE CITY OF WEST

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COLUMBIA FOR THE 2016/17 FISCAL YEAR.

All voted Aye.

- H. CONSIDER ORDINANCE LEVYING TAXES FOR 2016 AND APPORTIONING EACH LEVY FOR THE SPECIFIC PURPOSE: Biedenfeld made a motion that the property tax rate be increased by the adoption of a tax rate of .83000, which is effectively a 10.26% increase in the tax rate. Tindol seconded the motion, thus adopting Ordinance No. 646 captioned as
- AN ORDINANCE LEVYING TAXES FOR THE USES AND SUPPORT OF THE MUNICIPAL GOVERNMENT OF THE CITY OF WEST COLUMBIA; AND APPORTIONING LEVY FOR A SPECIFIC PURPOSE.
- Thomas, Tindol, Maynor, Walker and Biedenfeld voted Aye. There were no votes of Nay and no one was absent.
- I. CONSIDER CONTRACT FOR DISASTER DEBRIS CLEARANCE AND REMOVAL SERVICES: It was discussed that the contract language regarding indemnity stating "In no event shall Contractor's liability hereunder exceed the dollar amount paid or to be paid to Contractor for its services under this Contract" would be deleted with the prior consent of the contractor. Motion to approve the Disaster Debris Clearance and Removal Services contract contingent on the deletion of the last sentence in the aforementioned section was made by Walker and seconded by Tindol. All voted Aye.
- J. CONSIDER CASTING VOTES FOR TML INTERGOVERNMENTAL RISK POOL BOARD OF TRUSTEES: Biedenfeld made a motion to cast votes for incumbents Gauer (Place 6), Melton (Place 8) and Garza (Place 9) and for Jorgensen (Place 7) for the sake of not casting votes for all incumbents. Tindol seconded the motion. Walker questioned the casting of a vote without reasoning. Thomas, Tindol, Maynor and Biedenfeld voted Aye. Walker voted Nay.
- K. CONSIDER REQUEST TO EXTEND DEPOSITORY CONTRACT BY PROSPERITY BANK: Motion was made by Walker, seconded by Tindol to extend the depository contract with Prosperity Bank for a year. All voted Aye.
- L. CONSIDER ENGAGEMENT LETTER FOR 2016 ANNUAL AUDIT BY KENNEMER, MASTERS & LUNSFORD, LLC: Motion was made by Tindol, seconded by Biedenfeld to accept the engagement letter of Kennemer, Masters & Lunsford to conduct the 2016 annual audit. All voted Aye.
- M. CONSIDER RESOLUTION OF NO OBJECTION FOR 4% TAX CREDITS – BROOKS MANOR APARTMENTS: It was discussed that rehabilitation project had not begun to date and that the city involvement should be included. Walker made a motion to adopt Resolution No. 471 with an attached letter of understanding that the city approve final improvements or withhold further support on future projects. Tindol seconded motion and all voted Aye.
- N. CONSIDER FY 2015/16 BUDGET ADJUSTMENT NO. 2: Sutherland reported that the General Fund expenses were increased due to the flood event and Police Department grants and the Utility Fund expenses were decreased by the delay of the Water Well No. 4 project. Other changes were simply housekeeping for over/under adjustments.

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Motion to approve FY 2015/16 budget adjustment no. 2 was made by Tindol and seconded by Thomas. All voted Aye.

9. ADJOURN: Mayor Kincannon adjourned the meeting at 7:55 p.m.



LAURIE B. KINCANNON, Mayor

ATTEST:



KELLI R. KUBAN, City Secretary