

STATE OF TEXAS  
 COUNTY OF BRAZORIA  
 CITY OF WEST COLUMBIA

CITY COUNCIL MINUTES  
 OF A REGULAR MEETING  
 MONDAY, MARCH 12TH, 2018

The City Council of the City of West Columbia, Texas, convenes this the 12<sup>th</sup> day of March, 2018 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 Maynor.
2. **ROLL CALL.** City Secretary Kuban called the roll of the Council.
  - Present: Mayor Kincannon, Aldermen Thomas, Tindol, Maynor and Biedenfeld. Also present were City Manager Sutherland, City Secretary Kuban and City Attorney David Olson.
  - Absent: Aldermen Walker.
3. **MAYOR AND CITY COUNCIL GREETINGS AND PRESENTATIONS:** Kincannon greeted everyone and welcomed them to the meeting. Biedenfeld reported on his visits to the new businesses in town. Tindol invited the public to the annual San Jacinto Festival and Kincannon announced the Rotary Shrimp Boil.
4. **CITIZENS' COMMENTS:** Alma Spears of 328 Bennett commented on the conditions of properties in the Dow and Bennett area. Barbara Polk of 1124 Woodbine then commented on the heavy brush service missing areas in addition to recommending the need for sidewalks in her neighborhood. Donnie Congdon of 1128 Starfield also supported Mrs. Polk's recommendation and stated speed bumps could be another option.
5. **CITY MANAGER'S REPORT:** Sutherland reported on the following – Water line project along S. 11<sup>th</sup>, S. 12<sup>th</sup>, E. Bernard area has been completely. Partnership with county has been requested for the road repairs. A sewer line project in the S. Gray/Loggins area is pending and a section of sewer line will be replaced along Rev. Swinney. \* Brazos Pointe Fellowship Church volunteers cleaned up Loggins Park and a new slide has been installed. New city logos will be ordered for signage. \* Kidfish is scheduled for March 17<sup>th</sup> and sponsors are Waste Connections, Magna Flow, Chevron-Phillips, Prosperity Bank, Sonic, Brian Lane State Farm, WCPD and WC Parks & Recreation. \* City-wide clean up is scheduled for April 14<sup>th</sup>. \* The City will be the host of this year's Veterans Day Parade being held on Saturday, November 10<sup>th</sup> with an estimated attendance between 4000-5000. \* The City will host the BCCA meeting on April 18<sup>th</sup> in the Civic Center. \* City offices will be closed for Good Friday.
6. **CONSENT AGENDA:**
  - A. **APPROVAL OF MINUTES FROM PREVIOUS MEETING(S).** Minutes were submitted in Council packet.
  - B. **CITY TREASURER'S REPORT.** Reports were submitted in Council packet.
  - C. **POLICE DEPARTMENT REPORT.** Reports were submitted in Council packet.
  - D. **MUNICIPAL COURT REPORT.** Report was submitted in Council packet.
  - E. **FIRE DEPARTMENT REPORT.** Reports have not been submitted to date.
  - F. **FIRE MARSHAL REPORT.** Report has not been submitted to date.
  - G. **PUBLIC WORKS REPORT.** Report was submitted in Council packet.
  - H. **CONSIDER EDC BUSINESS INCENTIVE GRANT RECOMMENDATIONS.** Motion was made by Biedenfeld to remove Item H and approve all other reports excluding the Fire Department and Fire Marshal's as they were not submitted. Motion was seconded by Tindol and all voted Aye.

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7. ITEMS REMOVED FROM CONSENT AGENDA: EDC Business Incentive Grant for Façade improvement for Roughouse Fitness was approved upon motion by Biedenfeld and second by Tindol with all voting Aye.
8. OLD BUSINESS.
  - A. CONSIDER ANIMAL ORDINANCE AMENDMENT: It was discussed that fees will still need to be set, but ordinance could be adopted. Motion was made by Biedenfeld, seconded by Tindol to adopt Ordinance No. 656 captioned as  
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST COLUMBIA, TEXAS, REGULATING ANIMALS WITHIN THE CITY BY AMENDING CHAPTER 3, "ANIMALS", OF THE CITY OF WEST COLUMBIA CODE OF ORDINANCES; PROVIDING A PENALTY IN AN AMOUNT NOT TO EXCEED \$2,000; AND MAKING OTHER PROVISIONS RELATED TO THE SUBJECT.  
All voted Aye.
  - B. CONSIDER NOISE ABATEMENT ORDINANCE AMENDMENT: After discussion of the procedure for measuring decibels by the sound meter being taken onsite by the supervisor on duty, a motion was made by Biedenfeld and seconded by Tindol to adopt Ordinance No. 657 captioned as  
AN ORDINANCE AMENDING ARTICLE VI OF CHAPTER 13, "NUISANCES", OF THE CODE OF ORDINANCES OF THE CITY OF WEST COLUMBIA, TEXAS TO REGULATE NOISE LEVELS IN THE CITY OF WEST COLUMBIA, TEXAS, RESIDENTIAL AND NON-RESIDENTIAL AREAS; CONTAINING DEFINITIONS; ESTABLISHING DECIBEL LIMITS, LOCATION AND TIME RESTRICTIONS ON NOISE; AUTHORIZING PERMITS AND FEES; MAKING LEGISLATIVE FINDINGS; DEFINING OFFENSES AND PROVIDING PENALTIES; MAKING OTHER PROVISIONS RELATED TO THE SUBJECT AND PROVIDING AN EFFECTIVE DATE.  
All voted Aye.
9. NEW BUSINESS.
  - A. CONSIDER DELINQUENT TAX AND MUNICIPAL COURT FINE COLLECTION REPORT – MIKE DARLOW, ATTORNEY FOR PERDUE BRANDON FIELDER COLLINS AND MOTT, LLP: Mike Darlow presented the annual report of the collection of delinquent property taxes and court fines/fees. Their service costs the city nothing as all collection fees are the burden of the property owners and court defendants. No action necessary.
  - B. CONSIDER APPOINTMENT OF RESERVE OFFICERS: Motion was made by Tindol, seconded by Thomas to approve Chief Odin's appointment of Officers Troi Johnson and David Smith to the Reserve Police Force. All voted Aye.
  - C. CONSIDER PRESENTATION OF MOBILE HOME SUBDIVISION AT END OF FORREST TRAIL BY JASON WALIGURA: Mr. Waligura made a proposal to council for an 11 lot mobile home subdivision at the end of Forrest Trail. He was joined by Doug Roesler of Baker & Lawson Engineering Firm. This is an area that is already approved by ordinance for mobile and/or manufactured homes and it did not flood during the recent flood events. He plans to set deed restrictions and allow 2012 or newer model

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- homes. Design will allow for a cul-de-sac for proper turn around for garbage trucks. Some lots may be as large as half-acre and easements will be platted for drainage on Bell Creek. City utilities are currently extended to the last lot on Forrest Trail. Mr. Waligura may acquire the additional 13 acres for future development. He will submit official plans at April meeting. No action necessary.
- D. CONSIDER RESOLUTION AUTHORIZING SUBMISSION OF JUSTICE ASSISTANCE GRANT APPLICATION: Motion was made by Biedenfeld, seconded by Thomas to adopt Resolution No. 493 authorizing the submission of JAG application for the purchase of a 2018 Ford Interceptor as part of the WCPD Criminal Investigation Fleet Replacement Grant. All voted Aye.
- E. DISCUSSION OF SECURITY CONTRACT WITH CBISD: Chief Odin reported on his proposal to the school board regarding contracting with CBISD to provide security for all campuses. He has calculated costs to provide four full-time officers of which one will teach a Criminal Justice class. Council was supportive of this concept. Talks will continue with CBISD. No action necessary.
- F. CONSIDER RESOLUTION AUTHORIZING 380 AGREEMENT WITH JKLM INTEGRITY INVESTMENTS: Kincannon conducted the first reading of Resolution No. 495 authorizing a 380 Agreement between the West Columbia Economic Development Corporation and JKLM Integrity Investments. The EDC will fund \$30,000 toward converting a residential duplex building into a commercial retail building for Lucy Goose. Motion was made by Biedenfeld, seconded by Manor to adopt Resolution No. 495. All voted Aye. The EDC Public Hearing will be held April 2<sup>nd</sup> at 7pm and the second reading of the resolution will be at the April council meeting.
- G. CONSIDER FINANCING OPTIONS FOR WATER WELL NO. 4: Thomas gave a report of the Capital Improvement Committee meeting. It was discussed that the City did not qualify for grant, but did for loan. However, self-pay option would be a savings to the citizens by not having to issue Revenue Bonds and less time to payoff. An in-house loan between the Capital Improvement and Utility Funds would save close to \$500,000 on interest and advisory fees. This option would leave a Capital Improvement fund balance of \$185,000 to complete other projects. The Utility Fund has already paid half of the costs and is still in good standing. Council supported self-funding option. No action necessary.
- H. CONSIDER AUTHORIZING THE ADVERTISEMENT OF BIDS FOR REMAINDER OF WATER WELL NO. 4 PROJECTS: City Engineer David Sheblak requested the advertising of three separate projects remaining to complete Water Well No. 4. He stated he would send out to contractors and advertise in newspaper, if authorized. Motion was made by Tindol, seconded by Thomas to authorize the advertisement of bids for remaining Water Well No. 4 projects. All voted Aye.
- I. CONSIDER SETTING 2018/19 BUDGET CALENDAR: Motion was made by Tindol, seconded by Thomas to approve the 2018/19 Budget Calendar. All voted Aye.
- J. CONSIDER APPROVAL OF ANNUAL MUNICIPAL COURT APRIL AMNESTY PROGRAM: Motion was made by Tindol, seconded by Thomas to approve an annual warrant amnesty program for Municipal Court. All voted Aye.

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- K. CONSIDER BRAZORIA COUNTY MOSQUITO DISTRICT REQUEST FOR AERIAL SPRAYING: Motion was made by Biedenfeld and seconded by Tindol to approve Brazoria County Mosquito District request for annual aerial spraying. All voted Aye.
- L. CLOSED MEETING – THE CITY COUNCIL WILL CONVENE IN A CLOSED SESSION OR A CLOSED MEETING URSUANT TO CHAPTER 551 ENTITLED “OPEN MEETINGS” OF A TEXAS GOVERNMENT CODE AS FOLLOWS: PU8RSUANT TO SECTION 551.071 OF THE TEXAS GOVERNMENT CODE TO CONSULT WITH CITY ATTORNEY REGARDING PENDING LITIGATION – CHARLIE BROWN HERITAGE FOUNDATION V. CBISD AND CITY OF WEST COLUMBIA: Kincannon closed the open meeting at 8:14 p.m. to enter into an executive session and reconvened the open meeting at 8:34 p.m.
- M. ACTION AS A RESULT OF A CLOSED EXECUTIVE SESSION: There was none.
10. ADJOURN: Mayor Kincannon adjourned the meeting at 8:34 P.M.

  
LAURIE B. KINCANNON, Mayor

ATTEST:

  
KELLI R. KUBAN, City Secretary