

STATE OF TEXAS
 COUNTY OF BRAZORIA
 CITY OF WEST COLUMBIA

CITY COUNCIL MINUTES
 OF A REGULAR MEETING
 MONDAY, AUGUST 13TH, 2018

The City Council of the City of West Columbia, Texas, convenes this the 13th day of August, 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 Walker.
2. ROLL CALL. City Secretary Kuban called the roll of the Council.
 Present: Mayor Kincannon, Aldermen Thomas, Maynor, Walker, and Biedenfeld. Also present were City Manager Sutherland and City Secretary Kuban.
 Absent: Alderman Tindol.
3. MAYOR AND CITY COUNCIL GREETINGS AND PRESENTATIONS: Kincannon greeted everyone and reported on the city's hosting of the 2018 Brazoria County Veteran's Day Parade. The 2017 Annual Drinking Water Report was discussed with no public questions or comments being made.
4. CITIZENS' COMMENTS: There were none.
5. CITY MANAGER'S REPORT: Sutherland reported on the following – *Well No. 4 transmission line is nearing completion and Mercer Controls will be installing the control panels soon. * Tielke Lift Station pumps have been ordered and the public works crew are working on trimming trees. * The Police Department's JAG grant for Investigator vehicle has been approved and Chief Odin conducted an Active Shooter training class at Sweeny High School with area law enforcement personnel. * City pool closes to the public on August 11th but water aerobics will continue into September. * Army Corps of Engineers representative conducted a site visit and discussed recent flood issues. He will submit his report for consideration of mitigation funding. * Subway has submitted plans that include a request to abandon a utility easement; however, the lines service others so more review will be necessary to come to a solution. * Upcoming meetings include a public hearing and budget workshop on August 27th and public hearing on September 4th. Auditors will be onsite for interim audit field work on September 5th and 6th. A Capital Improvement committee meeting will also be scheduled.
6. CONSENT AGENDA:
 - A. APPROVAL OF MINUTES FROM PREVIOUS MEETING(S). Minutes were submitted in Council packet.
 - B. CITY TREASURER'S REPORT. Report was submitted in Council packet.
 - C. POLICE DEPARTMENT REPORT. Report was submitted in Council packet.
 - D. MUNICIPAL COURT REPORT. Report was submitted in Council packet.
 - E. FIRE DEPARTMENT REPORT. Reports were submitted in Council packet
 - F. FIRE MARSHAL REPORT. Reports were submitted in Council packet.
 - G. PUBLIC WORKS REPORT. Report was submitted in Council packet.
 - H. Consider HOT Advisory Board Funding Recommendations.
 - I. Consider Request for Extension of Bank Depository Contract by Prosperity Bank.
 Motion was made by Biedenfeld and seconded by Thomas to approve all consent agenda reports which included approving HOT funding as follows: Chamber for tourism expenses of \$1,014.90, Museum and Varner Hogg Volunteers for preservation expenses of \$431.80 and \$850.00 respectively, and the City for preservation expenses of \$4,638.10. Also

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included was approving extending the contract with Prosperity Bank for one year. All voted Aye.

7. ITEMS REMOVED FROM CONSENT AGENDA: There were none.
8. PUBLIC HEARING – CONSIDER RESIDENTIAL PROTECTION ORDINANCE REGARDING A HOME DAYCARE LOCATED AT 818 HAMILTON ST., WEST COLUMBIA, TEXAS BY JENNIFER ZEPEDA AND LAURI BOWEN, OWNERS. Kincannon opened the public hearing at 7:10 PM. After some discussion, Walker questioned if this type of business should trigger the Residential Protection Ordinance regulations. At the request of the city attorney, Council entered into an executive session pursuant to attorney/client privilege at 7:14 PM and reconvened at 7:19 PM with no action taken. Kincannon resumed the public hearing with the owners describing the daily operation and stipulations of their home daycare license. Various complaints ranging from excessive traffic and dog concerns, banging doors at early hours, and property value changes were addressed by neighbors Mary Stewart, Dorothy Matthys, and John Carlson. Others were present but not commenting. Zepeda responded to complaints by stating that parents and state inspector are aware of the dogs and that they never interact with the children. It was noted that majority of the complaints were unrelated to the Residential Protection Ordinance and could be addressed under other regulations by Animal Control or Code Enforcement. Kincannon closed the public hearing and entered back into open session at 7:39 PM.
9. NEW BUSINESS:
 - A. CONSIDER RESIDENTIAL PROTECTION ORDINANCE: Item was tabled until city attorney could review state license to be submitted by daycare owners. No action taken.
 - B. CONSIDER PAYMENT REQUEST #1 BY MATULA & MATULA CONSTRUCTION, INC. FOR WATER WELL NO. 4 RAW WATER TRANSMISSION LINE PROJECT: Engineer David Sheblak addressed council and reported on the remaining Water Well No. 4 projects. He then made the recommendation to approve the payment as it was consistent with the work completed. Motion was made by Walker, seconded by Maynor, to approve payment request #1 to Matula & Matula in the amount of \$137,754.46. All voted Aye.
 - C. CONSIDER VOTE TO PROPOSE A TAX INCREASE AND SCHEDULE TWO PUBLIC HEARINGS: Sutherland gave explanation between current, effective, and roll-back rates and presented examples of each prepared by the county tax assessor-collector. It was reported that work is still be done to present a balanced 2018/19 budget and the adopted rate can not exceed the proposed rate. After trying to calculate a percentage of exact tax increase, Walker made a motion to “propose a tax rate of .84000, which is a tax increase not to exceed 4% above the effective tax rate, to be adopted at a future meeting.” Motion was seconded by Biedenfeld with Thomas, Maynor, Walker, and Biedenfeld voting Aye, Kincannon being present and not voting, and Tindol being absent. Motion carried. Public hearings will be held on Monday, August 27th and Tuesday, September 4th.
 - D. CONSIDER 2018/19 ROAD AND BRIDGE INTERLOCAL AGREEMENT WITH BRAZORIA COUNTY: Motion was made by Biedenfeld to approve the 2018/19

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- Interlocal Agreement with Brazoria County. Motion was seconded by Thomas and all voted Aye.
- E. CONSIDER RESOLUTION AUTHORIZING SUBMISSION OF JUSTICE ASSISTANCE GRANT APPLICATION: Chief Odin reported that the grant would fund two license plate scan readers and three mobile data computers. Motion was made by Biedenfeld, seconded by Walker, to adopt Resolution No. 502 authorizing the submission of JAG application. All voted Aye.
- F. CONSIDER 2nd READING OF RESOLUTION APPROVING 380 AGREEMENT BETWEEN EDC AND SWEENEY HOSPITAL DISTRICT'S WEST COLUMBIA RURAL HEALTH CLINIC: Walker requested to include language for more measureable terms and vision. After Biedenfeld suggesting addendums that articulate child and geriatric services he made a motion to adopt Resolution No. 500 approving the 380 Agreement between the EDC and Sweeny Hospital District's West Columbia Rural Health Clinic. Motion was seconded by Thomas and all voted Aye. It was stated that there is a 60 day waiting period prior to funding.
- G. CONSIDER PROPOSAL FOR RV PARK ON HWY. 35 BY LETICIA RIOJAS, REALTOR: Agenda item postponed for further preparation of proposal.
- H. CONSIDER RESOLUTION REDUCING CENTERPOINT RATE DUE TO CORPORATE TAX RATE CHANGE: It was discussed that the coalition of cities was recommending approval of CenterPoint rate reduction. Motion was made by Walker, seconded by Maynor, to adopt Resolution No. 503 reducing CenterPoint rates. All voted Aye.
- I. CONSIDER UPDATE OF CITY LOGO: The city is in the process of revising their website and it has been suggested that now is the time to update the city logo. It was agreed to replace the current oval logo that contains lots of detail with a simpler one depicting the official Burnett flag with a blue background and gold star. It was also discussed that the city has emphasized the importance of the building in which the first legislature met, thus the spelling of "Capitol" in all past city logos depicting the Replica. It was agreed to change the spelling to "Capital" on the new logo to change the emphasis to the seat of the first government in future logos. Motion was made by Walker, seconded by Biedenfeld, to adopt the Burnett flag with gold star as the new city logo. All voted Aye.
10. ADJOURN: Mayor Kincannon adjourned the meeting at 8:20 P.M.


 LAURIE B. KINCANNON, Mayor

ATTEST:


 KELLI R. KUBAN, City Secretary