

STATE OF TEXAS
 COUNTY OF BRAZORIA
 CITY OF WEST COLUMBIA

CITY COUNCIL MINUTES
 OF A REGULAR MEETING
 MONDAY, SEPTEMBER 12th, 2011

The City Council of the City of West Columbia, Texas, convenes this the 12th day of September 2011, 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, Schwebel, Walker and Gilbert. City Manager Sutherland, City Secretary Kuban and City Attorney Griggs.
 - Absent: None.
3. MAYOR AND CITY COUNCIL GREETINGS AND PRESENTATIONS:
 - Kincannon greeted those present and reported on the Hometown Heroes event, the Brazoria County Militia leading the Military Wounded Warriors through town and Bells Across America at the Replica. Tindol reported on the Hometown Heroes cookoff. Kincannon read proclamations for Constitution Week, Fire Prevention Week, National Suicide Prevention Week and National Friends of the Library Week. She also stated that Rhonda Weems was the Employee of the Month.
4. CITIZENS' COMMENTS: There were none.
5. CITY MANAGER'S REPORT: Sutherland's report included the following: There has been no work on the Highway 35 striping problem to date. Schwebel recommended meeting with TxDOT to help expedite a solution; The right of way acquisition for the Highway 36 project should start soon; and the Capitol of Texas Park agreement should be ready for review soon.
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 submitted in Council's packet.
 - F. CEMS. Report was not included in Council's packet.
 - G. PUBLIC WORKS REPORT. Report was submitted in Council's packet.
 - H. CONSIDER MOVING COUNCIL MEETING TO TUESDAY, OCTOBER 11TH, DUE TO COLUMBUS DAY HOLIDAY.
 - I. CONSIDER EXTENDING BANK DEPOSITORY CONTRACT FOR AN ADDITIONAL YEAR.
 - J. CONSIDER ROAD & BRIDGE INTERLOCAL AGREEMENT WITH BRAZORIA COUNTY.
 - K. CONSIDER INTERLOCAL AGREEMENT FOR E9-1-1 PUBLIC SAFETY ANSWERING POINT SERVICES (PSAP) WITH H-GAC.

Gilbert requested item #A be removed from the consent agenda to be discussed. Motion was made by Walker, seconded by Gilbert and was duly adopted to approve all other consent agenda items consisting of approval of department reports; Moving October meeting to Tuesday the 11th because of the Columbus Day holiday; Extending the Depository Contract with Prosperity Bank for an additional year; Approve the Road and Bridge Interlocal Agreement with Brazoria County; and Approve the Interlocal Agreement for E9-1-1 Public Safety Answering Point

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Services with H-GAC. All voted Aye.

7. ITEMS REMOVED FROM CONSENT AGENDA: Item #A – Gilbert corrected minutes of August 22nd 6:30 p.m. meeting to reflect his absence. Motion was made by Walker to approve the minutes with the correction, Gilbert seconded the motion. All voted Aye.

8. NEW BUSINESS:

A. CONSIDER DISCONTINUING SERVICES TO ACTION ASSETS TRAILER PARK --

MICHAEL LYNCH: Mr. Lynch addressed council requesting that utility services be disconnected to Action Assets trailer park due to the owner not following the requirements set forth by the city. Walker stated that letters have been mailed to the tenants advising them that services were scheduled for disconnection on September 19th. Motion was made by Walker to direct the City Manager to continue on set timeline for disconnection. Motion was seconded by Tindol. All voted Aye.

B. CONSIDER ORDINANCE ADOPTING 2011/12 ANNUAL BUDGET: Motion was made by Walker, seconded by Schwebel and Ordinance No. 601 was duly adopted captioned as:

AN ORDINANCE MAKING APPROPRIATIONS FOR THE SUPPORT OF THE CITY OF WEST COLUMBIA FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2001 AND ENDING SEPTEMBER 30, 2012; AND ADOPTING THE ANNUAL BUDGET OF THE CITY OF WEST COLUMBIA FOR THE 2011/12 FISCAL YEAR.

All voted Aye.

C. CONSIDER ORDINANCE LEVYING TAXES FOR 2011 AND APPORTIONING EACH LEVY FOR A SPECIFIC PURPOSE: Motion was made by Tindol, seconded by Thomas and Ordinance No. 602 keeping the tax rate of .831900/\$100 was duly adopted 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.

All voted Aye.

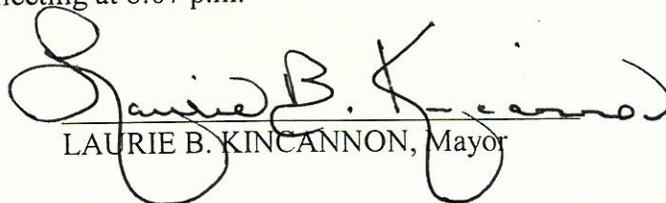
D. CONSIDER ORDINANCE INCREASING WATER AND SEWER RATES AND TAP FEES, DECREASING MINIMUM USAGE AMOUNT, INCREASING PENALTY FEES, PASSING CREDIT CARD FEES ON TO CUSTOMER AND INCREASING MUNICIPAL COURT FINE SCHEDULE: It was stated that water and sewer rates would be increased by .75 each with the minimum amount being decreased from 2000 to 1500; Penalty fees would be increased from 10% to 20%; Water tap rates would be increased from \$400 to \$500 and sewer tap rates from \$400 to \$600; Acceptable fine fee schedule would increase by \$10 per offense. City Attorney Griggs advised that credit card fees must be a stated rate offering a cash discount and an additional convenience fee could be assessed for online transactions only. It was recommended to pass with correction of language. Schwebel made this motion, Walker amended the motion to include the removal of section 5, Schwebel seconded the amended motion and Ordinance No. 603 was duly adopted to be captioned as:

AN ORDINANCE FOR THE CITY OF WEST COLUMBIA, TEXAS, AMENDING THE SCHEDULE OF WATER AND SEWER TAP FEES ON FILE WITH THE CITY SECRETARY PURSUANT TO SECTION 19-146 OF THE CODE OF ORDINANCES; AMENDING THE LATE PENALTY ON DELINQUENT UTILITY BILLS FROM TEN (10) PERCENT TO TWENTY

(20) PERCENT IN ACCORDANCE TO SECTION 19-149 OF THE CODE OF ORDINANCES; AMENDING THE MONTHLY SERVICE RATES AND CHARGES FOR WATER AND SEWER ACCORDING TO THE RATES AND CHARGES ON FILE WITH THE CITY SECRETARY PURSUANT TO SECTION 19-152 OF THE CODE OF ORDINANCES; AMENDING CHAPTER 2 ARTICLE VI ENTITLED MUNICIPAL COURT OF THE CODE OF ORDINANCES BY ADDING SECTION 2-361 ENTITLED FINES SCHEDULE; PROVIDING FOR THE REPEAL OF ALL ORDINANCES, RESOLUTIONS OR POLICIES OF THE CITY OF WEST COLUMBIA TO THE EXTENT THEY ARE INCONSISTENT OR IN CONFLICT WITH THIS ORDINANCE; CONTAINING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

All voted Aye.

- E. CONSIDER 2010/11 BUDGET AMENDMENT NO. 2: Motion was made by Walker, seconded by Thomas to approve 2010/11 Budget Amendment No. 2 including water collections and distribution projects. All voted Aye.
- F. CONSIDER RESOLUTION COMMITTING FUND BALANCE IN ACCORDANCE WITH GASB 54 INCLUDING DESIGNATIONS THERETO: Sutherland reported that the resolution classifying fund balances as non-spendable, restricted, committed, assigned and unassigned was necessary in accordance with GASB regulations for auditing purposes. She also stated that auditors recommended further defining fund balances as 50% undesignated with 25% assigned in General Fund and the same in Utility Fund. Motion was made by Walker, seconded by Schwebel. All voted Aye. Resolution No. 420 was duly adopted.
- G. CONSIDER RESOLUTION DESIGNATING HOUSTON-GALVESTON AREA COUNCIL REPRESENTATIVE AND ALTERNATE: Motion was made by Tindol, seconded by Walker to nominate Alderman Schwebel as H-GAC Representative. All voted Aye. Motion was made by Schwebel, seconded by Thomas to nominate Alderman Tindol as H-GAC Alternate. All voted Aye. Resolution No. 421 was duly adopted.
- H. CONSIDER RESOLUTION NOMINATING CANDIDATES FOR THE BRAZORIA COUNTY APPRAISAL DISTRICT BOARD OF DIRECTORS: Motion was made by Gilbert, seconded by Tindol to nominate the current members to the Brazoria County Appraisal District Board of Directors. All voted Aye. Resolution No. 422 was duly adopted.
- I. CONSIDER APPOINTMENT OF PARKS AND RECREATION BOARD MEMBER: Motion was made by Gilbert to appoint Melissa Alexander to the Parks and Recreation Board. Motion was seconded by Schwebel. All voted Aye.
9. ADJOURN: Mayor Kincannon adjourned the meeting at 8:07 p.m.


 LAURIE B. KINCANNON, Mayor

ATTEST:



 KELLI R. KUBAN, City Secretary