



CITY OF IOWA COLONY

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STATE OF TEXAS
COUNTY OF BRAZORIA
CITY OF IOWA COLONY

BE IT REMEMBERED ON THIS, the 16th day of September, 2019, the City Council of the City of Iowa Colony, Texas, held a Worksession at 6:00 P.M. and a Council meeting at 7:00 P.M. at the regular meeting place thereof in the City Hall, there being present and in attendance the following members to wit:

Mayor Michael Byrum-Bratsen
Councilwoman Susan Cottrell
Councilwoman Arnetta Murray
Councilwoman Robin Bradbery
Councilman Chad Wilsey

And Councilwoman Kacy Smajstrla being absent, constituting a quorum at which time the following business was transacted.

WORKSESSION – 6:00 P.M.

- Mayor Byrum-Bratsen opened the worksession at 6:00 pm. Council members and Staff discussed the Sierra Vista West Plan of Development, Development Agreement, Utilities Agreement, and Strategic Partnership Agreement. Mayor Byrum-Bratsen closed the worksession at 7:04 pm.

REGULAR MEETING – 7:00 P.M.

1. Mayor Byrum-Bratsen called the meeting to order at 7:04 pm.
2. Pledge of Allegiance and Texas Pledge were recited.
3. Citizens Comments and Presentations

"An opportunity for the public to address City Council on agenda items or concerns not on the agenda. To comply with the Texas Open Meetings Act, this period is not for question and answer. Those wishing to speak must fill out the sign-up sheet at the entrance to the council chambers prior to the start of the meeting, and observe a three-minute time limit."

- Brenda Ledbetter- Mrs. Ledbetter stated that she filed for a specific use permit back in March. Since then the ordinance has been tweaked and she was able to move forward without the specific use permit. She thinks with all the confusion she was given bad information and that the specific use permit was not needed. She requested that she receive the money back that she originally paid for the specific use permit.

- Douglas Chumley- Mr. Chumley believes Mrs. Ledbetter should be refunded her money and agrees with her that the specific use permit was not needed.

4. Mayor's comments or reports.

- The Mayor mentioned that they have started discussion on the next phase of the Iowa Colony City Park at Meridiana.
- He stated that we are going to be able to get fiber ran to the City Hall from the company that ran it to the school.
- The Mayor introduced Leroy Thomas as the newest employee in the public works department.

5. Council comments or reports.

- Councilwoman Cottrell received the notice of address change. She asked what the post office would do if they are not notified timely? She also asked when the roads were going to be striped? Staff responded that it is under contract and we are waiting on a schedule from the contractor. She would love to see plans for the new high school.
- Councilwoman Murray asked what is going on with the dogs running loose? Chief Bell stated they are doing the best they can since there is no registration process in place at this time.
- Councilwoman Bradbery mentioned that the mowers are mowing ditches that do not need to be mowed because they are being maintained by the property owners and that the big mower has left huge ruts in the ditches.
- Councilwoman Smajstrla was absent.
- Councilman Wilsey received three phone calls from residents that were unhappy about the street name changes and that they are not receiving their deliveries. Also the residents were upset that some of the old family names were not used when renaming the streets. Councilman Wilsey also stated that there is still a problem with people dumping trash alongside the roads.

6. Staff Reports.

- A. City Manager
- B. City Engineer
- C. Police Department
- D. Building Inspector
- E. City Secretary

7. Consideration and possible action to adopt an ordinance setting standards for operation of transfer ambulance service within the city limits. Councilwoman Cottrell made a motion to approve an ordinance setting standards for operation of transfer ambulance services within the city limits. Seconded by Councilwoman Bradbery. Approved unanimously with four ayes. Councilwoman Smajstrla was not present.

8. Consideration and possible action regarding a request for ambulance services within the city limits of Iowa Colony. Councilwoman Cottrell moved to approve the application with the conditions outlined by the ESD, Dave Ferguson and subject to the rules and regulations and requirements of the ordinance. Seconded by Councilwoman Bradbery. Approved with four ayes. Councilwoman Smajstrla was not present.

9. Consideration and possible action to adopt an ordinance granting a specific use permit for JAK located at the corner of Iowa Colony Blvd. and Highway 6. No action taken at City Attorneys request.

10. Consideration and possible action to approve an ordinance authorizing the Iowa Colony Development Authority to proceed with Bond Series 2019 to reimburse the Meridiana Developer for advanced approved project expenses. Councilwoman Cottrell moved to approve an ordinance authorizing the Iowa Colony Development Authority to proceed with Bond Series 2019 to reimburse the Meridiana Developer for advanced approved project expenses in an amount not to exceed \$6 million. Seconded by Councilwoman Bradbery, Approved unanimously with four ayes. Councilwoman Smajstrla was absent.

11. Consideration and possible action to approve an ordinance adopting the 2019-20 City Budget. Councilwoman Bradbery made a motion to approve an ordinance adopting the 2019-20 City Budget. Seconded by Councilman Wilsey. Approved unanimously by a record vote. Councilwoman Cottrell, Councilwoman Murray, Councilwoman Bradbery, and Councilman Wilsey voted for the motion. Councilwoman Smajstrla was absent.

12. Consideration and possible action to approve an ordinance setting the tax rate for 2019. Councilwoman Cottrell moved to approve the tax rate at \$0.489209/\$100. Seconded by Councilman Wilsey. Approved unanimously by a record vote. Councilwoman Cottrell, Councilwoman Murray, Councilwoman Bradbery, and Councilman Wilsey voted for the motion. Councilwoman Smajstrla was absent.

13. Consideration and possible action to amend the fee schedule for variance fees. Councilwoman Bradbery made an amended motion to lower the fee for an appeal of a staff decision by the zoning official on a zoning issue to \$500. Seconded by Councilwoman Murray. Motion failed. Councilwoman Bradbery and Councilman Wilsey voted for the motion. Councilwoman Cottrell and Councilwoman Murray voted against the motion. Mayor Byrum-Bratsen voted against the motion. Councilwoman Smajstrla was absent.

14. Consideration and possible action on a request for a specific use permit and variance for a dog grooming business at 4113 Cedar Rapids Parkway. Councilwoman Bradbery made a motion to deny the application for the specific use permit. Seconded by Councilman Wilsey. Motion approved with three ayes and one against. Councilwoman Cottrell voted against the motion. Councilwoman Smajstrla was absent.

15. Consideration and possible action regarding a request from Brenda Ledbetter for a refund for her specific use permit and variance requests. Councilwoman Cottrell made a motion to deny the refund. Seconded by Councilwoman Bradbery. Councilwoman Cottrell voted for the motion. Councilwoman Bradbery and Councilman Wilsey voted against the motion. Councilwoman Murray chose to abstain. Councilman Wilsey made an amended motion to grant the refund. Seconded by Councilwoman Bradbery. Motion approved with three ayes to one opposed. Councilwoman Cottrell voted against the amended motion. Councilwoman Smajstrla was absent.

16. CONSENT AGENDA- Consideration and possible action approving the following Consent Agenda items. Councilwoman Bradbery moved to approve all consent agenda items as presented. Seconded by Councilman Wilsey. Approved unanimously with four ayes. Councilwoman Smajstrla was absent.

A. Consider approval of minutes of the following meetings.

- July 22, 2019 Special Council Meeting.
- August 14, 2019 Special Council Meeting
- August 19, 2019 Council Meeting
- September 9, 2019 Council Meeting

Action: Approve the following minutes of City Council meetings.

- July 22, 2019 Special meeting
- August 14, 2019 Special Meeting
- August 19, 2019 Council Meeting
- September 9, 2019 Special Meeting

B. Authorize the investment of city funds.

Action: Approval of CD investment roll-over with VERITEX.

C. Approval of an agreement with Centerpoint Energy authorizing the conversion of existing streetlights to LED.

Action: Approve an agreement with CenterPoint Energy authorizing the conversion of existing streetlights to LED.

D. Approval of annual Interlocal Agreement with Brazoria County for street repair and maintenance.

Action: Approve annual Interlocal Agreement with Brazoria County for streets repair and maintenance.

E. Approval of Budget Amendment Ordinance of expenditures for a Public Works vehicle and bridge repair.

Action: Approval of Budget Amendment Ordinance to appropriate unrestricted reserves for building renovation and grant management expenditures.

F. Approval of revised attorney fees for Larry Boyd, City Attorney.

Action: Approve revised attorney fees for Larry Boyd, City Attorney.

G. Approval of the following plats as recommended by the Planning Commission.

Action: Approve the following plat as recommended by the Planning Commission.

- Meridiana Section 81B Preliminary Plat
- Meridiana Commercial Reserve No. 1 Preliminary Plat.

H. Approve Early Plat Releases and Reimbursements as follows:

Action: Approve Early Plat Releases and Reimbursements as follows:

- Sierra Vista Section 5 and Karsten Boulevard Phase II

EXECUTIVE SESSION- 8:29 pm.

Executive Session in accordance with 551.072 Texas Gov't Code to deliberate on land sale and/or acquisition – (if needed)

- Property next to city hall.
- Easement with ICVFD
- Sale of land to ESD No. 3

RETURN TO OPEN SESSION- 9:09 pm.

17. Consideration and possible action regarding property adjacent to City Hall. Councilwoman Cottrell made a motion to enter into an escrow agreement with amendments provided by the City Attorney. Seconded by Councilwoman Murray. Approved unanimously with four ayes and Councilwoman Smajstrla absent.

18. Consider approval of an agreement with Masterson Advisors for municipal financial advisory services. Councilwoman Cottrell moved to approve a letter of agreement with Masterson Advisors. Seconded by Councilwoman Murray. Approved unanimously with four ayes. Councilwoman Smajstrla was absent.

19. Consider approval of a utility and easement agreement with the IC Volunteer Fire Department for joint use of a newly constructed septic system. Councilwoman Bradbery made a motion to approve a utility agreement and easement agreement between the ICVFD and the City for joint use of a septic system. Seconded by Councilwoman Cottrell. Approved unanimously with four ayes. Councilwoman Smajstrla was absent.

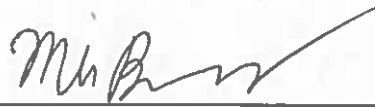
20. Councilwoman Bradbery made a motion to adjourn. Seconded by Councilwoman Murray. Approved unanimously.

APPROVED THIS 21st DAY OF OCTOBER, 2019.

ATTEST:



Kayleen Rosser, City Secretary



Michael Byrum-Bratsen, Mayor