



CITY OF IOWA COLONY

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STATE OF TEXAS
COUNTY OF BRAZORIA
CITY OF IOWA COLONY

BE IT REMEMBERED ON THIS, the 27th day of January, 2020, the City Council of the City of Iowa Colony, Texas, held a work session at 6:30 P.M. and a Public Hearing and 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
Councilwoman Kacy Smajstrla
Councilman Chad Wilsey

And none being absent, constituting a quorum at which time the following business was transacted.

WORKSESSION- 6:30 P.M.

Presentation and Discussion with AISD regarding the new High School. Mayor Byrum-Bratsen called the work session to order at 6:30 P.M. Patrick Miller with Alvin ISD and his associate, Bill Waggoner, made a presentation on the status of the construction of the new high school in Iowa Colony. Mayor Byrum-Bratsen closed the work session at 6:50 P.M.

REGULAR MEETING – 7:00 P.M.

1. Mayor Byrum-Bratsen called the meeting to order at 7:00 P.M.

2. Pledge of Allegiance and Texas Pledge were recited.

3. PUBLIC HEARING

- Hold the second public hearing on the proposed Strategic Partnership Agreement with MUD 53. Mayor Byrum-Bratsen opened the public hearing at 7:05 P.M. Tim Austin spoke on behalf of the MUD 53 board and wanted favorable approval of the agreement at the appropriate time. Mayor Byrum- Bratsen closed the public hearing at 8:23 P.M.

4. 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 expressed her concern over the fence requirements and the need for the variance. She stated that the rural area should be treated differently from high density areas. She spoke in favor of the variance.
- Matthew Jensen spoke against the variance stating that granting the variance would adversely affect the reasons they bought property in this area. He stated that granting variances is a slippery slope with the hardship. He asked Council if they would be prepared to grant others the same string of variances as this property owner?
- Richard Poxon stated that he has five acres that he purchased because it was out in the country and if the development continues, he may need to move elsewhere. He likes seeing distance between neighbors.
- Delmar Bryant purchased his property in 1972. He asked the Council if they grant one variance then where do they stop? He stated his concern about the future development.
- Kerry Osburn stated he attended the Council meeting on his own. He informed the Council that Drainage District Five is doing work on Chocolate bayou. He is worried about the old cemetery. The twenty-five or thirty graves that are there are not well marked. He wanted to ask the City Council to get involved as much as possible to help highlight the boundary area for visibility.

5. Mayor's comments or reports.

- Mayor Byrum-Bratsen issued the Proclamation declaring February 2020 as African American History Month.

6. Council comments or reports.

- Councilwoman Cottrell reported that the city spent a great deal of time and money to establish the cemetery as a city owned cemetery. The city asked the Duke family to assist and contribute to the purchase of the property.
- Councilwoman Murray stated that she appreciated the proclamation. She enjoys seeing everyone in the audience.
- Councilwoman Bradbery announced that Brazos Bend State Park will be doing a controlled burn and wanted the residents to be aware.
- Councilwoman Smajstrla asked if AISD can put up additional signage for football games because people are going across at HWY 57 but it is very backed up. Staff will meet with AISD again in regards to signage and safety.
- Councilman Wilsey reported that he has had people reach out to him about the cemetery as well and he would like to help if possible.

7. Staff Reports.

- A. City Manager
- B. City Engineer
- C. Police Department- Officer King announced the First Annual First Responders Spring Bash on March 14th at Freedom Field. They will have all kinds of displays, food, vendors, and Crime Control will underwrite the cost.
- D. Building Inspector
- E. City Secretary reminded everyone that the last day to file for a place on the ballot is February 14th at 5:00 P.M.
- F. Public Works- Leroy Thomas unveiled the new city limit sign.

8. Consideration and possible action to approve an ordinance calling election of officers for May 2, 2020. Councilwoman Cottrell made a motion to approve the ordinance calling for the general election of officers for the May 2, 2020 election. Seconded by Councilwoman Bradbery. Approved unanimously.

9. Consideration and possible action to approve an ordinance calling for election for May 2, 2020, on adoption of home rule charter. Councilwoman Cottrell made a motion to approve the ordinance calling the election for May 2, 2020 on the adoption of a home rule charter. Seconded by Councilman Wilsey. Approved unanimously.

10. Consideration and possible action acting as the UDC Board of Adjustments to consider a fencing height variance request from developers of a nine-acre tract at the corner of CR 78 and CR 79. Councilman Wilsey moved to approve the variance request authorizing a rural type four-foot fence around the perimeter instead of the eight-foot fencing required by the UDC. Seconded by Councilwoman Bradbery. Approved with four ayes and two noes. Councilwoman Bradbery and Councilwoman Cottrell voted against the motion.

11. Consideration and possible action authorizing the establishment of a Parks and Recreation Advisory Committee. Councilwoman Cottrell moved to establish a parks and recreation advisory committee. Seconded by Councilwoman Murray. Approved unanimously.

12. Consideration and possible action to approve bids for the expansion of the City Hall parking lot with security fencing and authorize an amendment to the 2019-20 budget. Councilwoman Cottrell moved to approve the bid from Circle S Construction in the amount of \$49, 635.70. Seconded by Councilwoman Bradbery. Approved unanimously.

13. Consideration and possible action to approve a resolution authorizing reimbursement of costs incurred by the city in the purchase of property next to city hall. Councilwoman Cottrell moved to approve an ordinance authorizing the city to be reimbursed for expenses associated with the costs of the purchase of property next to City Hall. Seconded by Councilwoman Smajstrla. Approved unanimously.

14. Consideration and possible action to approve an amendment to the International Fire Code ordinance establishing standards for gated developments. Councilwoman Cottrell moved to approve an amendment to the 2018 International Fire Code as recommended by Mayor, Police Chief, and Fire Marshal. Seconded by Councilwoman Smajstrla. Approved unanimously.

15. **Consent Agenda-** Consideration and possible action to approve the following consent agenda items. Councilwoman Bradbery moved to approve the consent agenda items with item B and H removed. Seconded by Councilwoman Smajstrla. Approved unanimously.

- A. Approval of Minutes of the following meetings.
 - o December 16, 2019 Regular Meeting
 - o January 7, 2020 Special Meeting

- B. Approval of the following Plats as recommended by the Planning Commission.
- Karsten Boulevard Phase III Street Dedication and Reserve Final Plat- Item was removed from agenda. No action taken.
 - Ralph & Priscilla J. Motte Subdivision Final RePlat
Councilwoman Bradbery moved to approve the Ralph & Priscilla J. Motte Subdivision Final Replat. Seconded by Councilwoman Smajstrla. Approved unanimously.
- C. Approve Early Plat Releases and Reimbursements as follows:
- Sterling Lakes Section 13
 - Sierra Vista Section 7 and Crystal View Drive Phase I
 - Sierra Vista Section 6 and Tyndall Mist Drive
 - Sierra Vista West Section 1, 2 and Crystal View Drive Phase II
 - Sierra Vista West Section 3
- D. Approval of a six month extension of preliminary plats.
- Sterling Lakes North Section 1
 - Sterling Lakes North Section 2
 - Sterling Lakes North Section 3
 - Sterling Lakes North Section 4
 - Sterling Lakes North Section 5
 - Sterling Lakes North Section 6
 - Sterling Lakes North Section 7
 - Sterling Lakes North Section 8
 - Sterling Lakes North Section 9
 - Sterling Lakes North Section 10
 - Sterling Lakes North Section 11
 - Sterling Lakes North Section 12
 - Sterling Lakes North Drive Street Dedication
- E. Approval of fidelity bond application and payment to TMLIRP.
- F. Approve amendments to Ordinance 2019-35, approving a pipeline franchise for M2E3.
- G. Approve an ordinance amending the 2019-20 City Budget.
- H. Approve the quarterly investment report. Removed from Agenda- No action taken.

EXECUTIVE SESSION- 7:50 P.M.

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

- Property next to city hall.
- Sale of Land to ESD No. 3
- Sale of land to MUD 31

Executive Session in accordance with 551.071 Texas Gov't Code to consult with City Attorney

RETURN TO OPEN SESSION- 8:22 P.M.

16. Consideration and possible action regarding property adjacent to City Hall. No action taken.

17. Consideration and possible action regarding the sale of a 2-acre tract to Brazoria MUD 31.
No action taken.

18. Councilwoman Cottrell moved to adjourn. Seconded by Councilwoman Smajstrla. Approved unanimously. Meeting was adjourned at 8: 24 P.M.

APPROVED THIS 17th DAY OF FEBRUARY, 2020.

ATTEST:

Kayleen Rosser

Kayleen Rosser, City Secretary

Michael Byrum-Bratsen

Michael Byrum-Bratsen, Mayor

