



CITY OF IOWA COLONY

WHERE WE MAKE IT HAPPEN

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STATE OF TEXAS
COUNTY OF BRAZORIA
CITY OF IOWA COLONY

BE IT REMEMBERED ON THIS, the 18th day of April, 2016, the City Council of the City of Iowa Colony, Texas, held a Regular Council meeting at the regular meeting place thereof in the city hall there being present and in attendance the following members to wit:

Mayor Michael Holton
Councilwoman Susan Cottrell
Councilwoman Kacy Smajstrla
Councilwoman Robin Bradbery
Councilman Les Hosey
Councilman Michael Byrum-Bratsen

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

WORK SESSION: Due to weather conditions, State Representative Ed Thompson and Sean Stockard, President and CEO, Brazoria Economic Development Alliance both called to cancel and to reschedule to May 16th meeting.

REGULAR MEETING

1. Mayor Holton called meeting to order.
2. Pledge of Allegiance was recited.
3. Councilman Hosey moved to approve March 21, 2016 minutes. Seconded by Councilman Michael Byrum-Bratsen. Approved unanimously.
4. Citizens Input: Robert Wall recommended two new citizens to Planning Commission due to absences of two members. Recommended the Planning Commission take over Zoning as well and become the Planning & Zoning Commission.
5. Mayor's Comments or reports. Mayor Holton announced that Carrie O'Neal, the Court Clerk had a stroke like symptoms and is in rehab. Mayor congratulated Councilman Byrum-Bratsen who made the initial Zip Code request. Mayor received notification the U.S. Postal Service has approved Iowa Colony as a named place in the current zip code designation which means that all addresses in

Iowa Colony may use the City's name in the address, instead of Rosharon. Mayor requested Council before utilizing consulting staff to get with the Mayor to schedule meeting. He commented on streets complaints and approved funding for CR 64.

6. Council comments or reports.
7. Staff Reports:
- 8.. First item to discuss and take action regarding approval of the following ordinances: (1) Ordinance amending the Flood Damage Prevention Ordinance 2009-14; (2) Ordinance amending the Fill and Dirt Ordinance 2012-9; (3) Ordinance amending the Fee Schedule Ordinance 2015-03

Councilman Hosey moved to approve all three ordinances as submitted. Motion was seconded by Councilwoman Bradbery. Councilwoman Bradbery and Councilman Hosey voted AYE. Councilwoman Smajstrla, Councilwoman Cottrell and Councilman Byrum-Bratsen voted NAY'S. Motion failed.

Councilwoman Smajstrla moved to consider each of the ordinances separately. Seconded by Councilman Hosey. Motion was approved unanimously.

Councilman Hosey moved to approve the Flood Damage Prevention Ordinance. Seconded by Councilwoman Smajstrla. Motion was approved with 3 AYE'S and 2 NAY'S. Councilwoman Cottrell and Councilman Byrum-Bratsen voted NA.

Councilwoman Smajstrla moved to approve the Fill and Dirt Ordinance. Seconded by Councilman Hosey. Motion was approved with 3 AYE'S and 2 NAY'S. Councilwoman Cottrell and Councilman Byrum-Bratsen voted NA.

Councilman Hosey moved to approve the Fee Schedule Ordinance as recommended for incidental with clarification on \$500 fee. Seconded by Councilwoman Smajstrla. Motion was approved with 3 AYE'S and 2 NAY'S. Councilwoman Cottrell and Councilman Byrum-Bratsen voted NA.

9. Next item regarding approval of Sterling Lakes West Garden Oaks Drive Final Plat as recommended by the Planning Commission, Councilman Byrum-Bratsen made a motion to approve the final plat. Motion was seconded by Councilman Hosey. Motion was approved unanimously.
10. Next item regarding approval of Sterling Lakes West Section 2 Final Plat as recommended by the Planning Commission with the following conditions:
 - (1) The 1.526 acre parks and open space land be dedicated by separate instrument before building permits are issued for Section 2.
 - (2) Section 3 will include the 7.9 acres of open space in their Preliminary Plat to be submitted in May in advance of building permits for Section 2. Councilwoman Cottrell made a motion to approve as recommended by Planning Commission

with conditions. Seconded by Councilman Byrum-Bratsen. Motion was approved unanimously.

11. Next item to consider a request from Sterling Lakes West Development for approval to construct model homes prior to infrastructure acceptance. Staff recommended approval of this exception with one condition that no occupancy permits be issued until all infrastructure is approved and accepted. Councilwoman Cottrell made a motion to approve with condition that no occupancy permits be issued until all infrastructure is approved and accepted as recommended by staff. Seconded by Councilwoman Smajstrla. Motion was approved unanimously.
12. Next item to authorize the City Attorney to request (through the District Attorney) an opinion from the Attorney General regarding the City's authority for maintenance of private streets with various financing arrangements, Councilman Hosey moved to approve. Seconded by Councilwoman Bradbery. Motion failed with 5 NAY'S and 0 YAY'S.
13. Next item to approve a resolution participating in the Gulf Coast Coalition of Cities intervening in a rate case submitted to the PUD by CenterPoint Energy Docket Number 44572. Mayor took no action. Bring back next month for more input.
14. Council adjourned to Executive session under Texas Government Code section 551.072 to deliberate the purchase & value of cemetery property and access to it. Executive session under Texas Government Code section 551.074 to deliberate concerning retaining attorneys for municipal prosecution services.

Returned to Open Session.

15. Appoint two positions through April 2018 to each Board;
Tax Increment Reinvestment Zone 2 Board.
Iowa Colony Development Authority.

Councilwoman Cottrell made a motion to approve Mayor's appointment of Steven Byrum-Bratsen and Thomas McDonald to the TIRZ 2 and ICDA Boards, terms ending April 2018. Seconded by Councilwoman Smajstrla. Motion was approved with 4 AYE'S and Councilman Byrum-Bratsen abstaining.

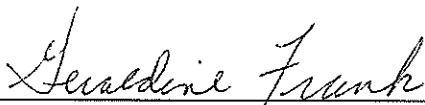
16. Authorize an offer to purchase approximately .218 acres of property known as the Duke Cemetery, Councilman Byrum-Bratsen authorize offer to be made for the purchase of Duke Cemetery property in the amount of \$6,500. Seconded by Councilwoman Bradbery. Motion was approved unanimously.
17. Authorize acquisition of an easement to access property known as the Duke Cemetery, Councilwoman Smajstrla made a motion to authorize acquisition of

easement at same time property for Duke Cemetery is completed. Seconded by Councilman Hosey. Motion was approved unanimously.

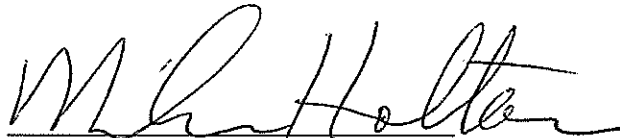
18. Consider action to engage the services of Gregg & Gregg Attorneys to provide prosecutor services for the Municipal Court, Councilwoman Cottrell moved to approve Gregg & Gregg Attorneys to provide prosecutor services for Municipal Court. Seconded by Councilman Hosey. Motion was approved unanimously.
19. Being no further business, Councilwoman Cottrell moved to adjourn. Seconded by Councilwoman Bradbery. Motion was approved unanimously.

APPROVED THIS 16 DAY OF May 2016.

ATTEST:



City Secretary, Geraldine Frank



Mayor Michael Holton