

CITY OF SMITHVILLE
COUNCIL MEETING MINUTES
JUNE 12, 2023

Present: Mayor Sharon Foerster, Councilmembers Janice Bruno, Tom Etheredge, Jimmy Jenkins, Tyrone Washington, Mitchell Jameson, and City Manager Robert Tamble.

Open Meeting: Call to order: Mayor Foerster called the meeting to order at 6:00 p.m. Councilman Jameson gave the Invocation and led the Pledge.

Recognition/Awards/Proclamations/Announcements/Presentations:

- a) Proclamation for "National Flag Day": Mayor Foerster read the proclamation.
- b) Proclamation for "Juneteenth": Councilman Etheredge read the proclamation.
- c) Proclamation for "Smithville Homecoming Week": Former Councilman Gordon read the proclamation.

Citizen Comments: None

Approval of the minutes from May 15, 2023 Council Meeting and Public Hearing and the May 31, 2023 Workshop. Councilman Etheredge made a motion to approve the minutes with the change to the May 15, 2023 meeting minutes to say Monica and Mark withdrew and voiced support for Mitchell Jameson. Councilwoman Bruno Seconded and the motion passed unanimously.

Hear recommendations from Planning and Zoning on the following:

- a) On a Zone Change from Single Family & Duplex District (SF-2) to Mixed Residential (MR), parcel ID21592 Bunte Addition Block 9 Lot 2, property owner Irene Leonard c/o Stephanie Hoffman: P&Z Chairman Brian Riewe said P&Z recommend approval of the zone change.

Public Hearing:

Hear Citizen's Comments:

- a) On a Zone Change from Single Family & Duplex District (SF-2) to Mixed Residential (MR), parcel ID21592 Bunte Addition Block 9 Lot 2, property owner Irene Leonard c/o Stephanie Hoffman: No one signed up to speak for or against this item.

Adjourn

Open Meeting:

Citizen Comments: None

Discussion and Action on an Ordinance Amending the Zoning from Single Family & Duplex District (SF-2) to Mixed Residential (MR) at 1502 Woodress Lane (Bunte Addition Block 9 Lot

2) and the entire block which includes 1504 Woodress Lane (Bunte Addition Block 9 Lot 3-4), and 1600 Woodress Lane (Bunte Addition Block 9 Lot 1) as requested by Stephanie Hoffman: Per City of Smithville Code of Ordinances, Chapter 14 - Zoning, Section 2.2.7, MR- Mixed Residential District, Paragraph D - Additional Site Design Standards: "The minimum size of a MR Mixed Residential District is two contiguous city blocks. Two contiguous city blocks share a common street. Two blocks diagonal from each other do not qualify. All property owners within the proposed area must request a zone change to the MR District." Councilwoman Bruno made a motion to approve the ordinance changing the zone from Single Family & Duplex District (SF-2) to Mixed Residential (MR). Councilman Washington seconded and the motion passed unanimously.

Citizen Comments: None

Discussion and Action on a Certificate of Appropriateness (COA) for Main Gallery located at 201 Main Street, Owners Fred & Laurie Beck to paint a mural on the south wall: Carolyn Noya from the Historical Preservation Design Standards Advisory Committee said the committee recommended approving the COA. Councilman Etheredge made a motion to approve the COA. Councilman Jameson seconded and the motion passed unanimously.

Citizen Comments: None

Discussion and Action on a Certificate of Appropriateness (COA) to install retractable awnings for The Front Room Wine Bar located at 116 Main Street, Owner Victoria Allen: Caroline Noya from the Historic Preservation Design Standards Advisory Committee (HPDAC) said the committee recommended approving the COA. Councilwoman Bruno made a motion to approve the COA. Councilman Jenkins seconded and the motion passed unanimously.

Citizen Comments: None

Discussion and Action on a License Agreement for the retractable awnings to encroach onto city right-of-way at The Front Room Wine Bar located at 116 Main Street, Owner Victoria Allen: The license agreement is needed to authorize the encroachment and indemnify the City against future liability claims should the retractable awnings fail in a manner that causes personal injury and/or property damage. Councilman Jenkins made a motion to approve the license agreement. Councilman Jameson seconded and the motion passed unanimously.

Citizen Comments: Leigh Killgore spoke

Hear recommendations from the task force on the Farmer's Market in downtown Smithville: Councilmember Etheredge opened the discussion regarding the task force recommendations pertaining to an Operating Agreement by and between City and Courtney Dyer for a proposed Farmer's Market utilizing the newly-constructed outdoor pavilion at the Railroad Park. The Task Force consisting of Ted LeVieux, Fred Beck, and Jeannie Ralph answered questions and had a discussion. There was discussion about the contract language that the fee would be waived and instead used to promote/advertise the Farmers Market. Some were against the fee being waived. The fee for the Gazebo was not included in the contract so there was discussion about that fee needing to be included and paid to the city and not waived.

Citizen Comments: Leigh Killgore spoke

Discussion and Action on a Lease Agreement for a Farmer's Market in Downtown Smithville: Councilman Etheredge made a motion to approve the Agreement as presented with the change that the operator will pay the current Gazebo fee. Councilman Jameson seconded and the vote was

For: Bruno, Etheredge, and Jameson

Against: Jenkins and Washington

Citizen Comments: None

Discussion and Action on an Ordinance Closing, Vacating, and Abandoning a Street in the City described generally as all of Pine Street between Mount Pleasant Addition Block 36 Lot 4 and Block 37, Lots 1; Authorizing the City Manager to execute a Quitclaim Deed to Elizabeth Koch: Ms. Koch would like the City of Smithville to abandon the remaining portion of the undeveloped Pine Street. The adjacent property owner (Daniel Kadlecsek) has agreed and provided a letter to that effect. If approved, Pine Street will be abandoned and placed on the tax roll. Councilman Etheredge made a motion to approve the ordinance. Councilwoman Bruno seconded and the motion passed unanimously.

Citizen Comments: Leigh Kilgore/ Nancy Catherman

Discussion and Action on an Ordinance Amending the Planning and Zoning Ordinance: Councilman Etheredge made a motion to approve the Ordinance amendment with the removal of "Taxpayer" and verify the correct insertion of the code is documented. Councilman Jenkins seconded and the motion passed unanimously.

Citizen Comments:

Discussion and Action on adding an extra Council Meeting each month and extending the regularly scheduled Council Meeting agendas: No action was taken on this item.

Citizen Comments:

Discussion and Action on clarification to the Rules of Procedure, Conduct, and Decorum at Meetings of the Smithville City Council: Councilman Etheredge made a motion to approve with the change to item III of the document to add as an example "City Manager and Council Person". Councilman Jenkins seconded and the motion passed unanimously.

Citizen Comments: None

Discussion and Possible Action on the city website and message board update: Andy Esquivel provided an update regarding the city website re-design project to include the status of message boards. No action was taken.

Citizen Comments: None

Discussion and Action on the Approval of the Financial Report. Councilman Jenkins made a motion to accept the Financial Report. Councilman Etheredge seconded and the motion passed unanimously.

Adjourn 7:57 p.m.

Sharon Foerster, Mayor

Attest:

Jennifer Lynch, City Secretary