

CITY OF SMITHVILLE

August 12, 2019

COUNCIL MEETING

Present: Councilmembers, Bill Gordon, Joanna Morgan, Cassie Barrientos, Jason Hewitt, and City Manager Robert Tamble. Not present Mayor Scott Saunders Jr. and Councilwoman Sharon Foerster.

Open Meeting: Call to order: Mayor Pro-Tem Joanna Morgan called the meeting to order at 6:00 p.m.

Invocation: Robert Tamble gave the invocation.

Pledge of Allegiance: Councilwoman Morgan led the pledge.

Recognition/Awards/Proclamations/Announcements/Presentations: Born Again Emporium presented the Police Dept. with a grant check for \$20,000.00.

Approval of the minutes from the July 8, 2019 Council Meeting: Councilman Gordon moved to approve of the minutes. Councilman Hewitt seconded and the motion passed unanimously.

Hear recommendation from Planning and Zoning on:

- a) a variance on a side yard and rear yard setback at 906 Hudgins, Riverside Park Addition, Block 3, Lot 1-2, Owner Douglas Leyendecker.
- b) a variance for monument sign at 372 Hill Road, Faldyn Subdivision, Lot 1 Acres 6.154, Owner Smithville Hospital Authority. Brian Riewe said the P&Z recommended approval of the variance.
- c) a minor re-plat at 406 Hickory Street, Mt. Pleasant Addition, Block 18, Lot 7-8, Owner Sandra Sweeny Brian said the P&Z recommended approving the minor re-plat.

Public Hearing:

- a) a variance on a side yard and rear yard setback at 906 Hudgins, Riverside Park Addition, Block 3, Lot 1-2, Owner Douglas Leyendecker. No one signed up to speak for or against this item.
- b) a variance for a monument sign at 372 Hill Road, Faldyn Subdivision, Lot 1 Acres 6.154, Owner Smithville Hospital Authority. No one signed up to speak for or against this item
- c) a minor re-plat at 406 Hickory Street, Mt. Pleasant Addition, Block 18, Lot 7-8, Owner Sandra Sweeny. No one signed up to speak for or against this item.

Open Meeting:

- a) a variance on a side yard and rear yard setback at 906 Hudgins, Riverside Park Addition, Block 3, Lot 1-2, Owner Douglas Leyendecker. Councilwoman Barrientos said "I move for approval of a side and rear yard variance, with the following findings:
 - 1) The variance will not be contrary to the public interest; and
 - 2) There are special conditions affecting the applicant's property; and
 - 3) Because of the special conditions, literal enforcement of the ordinance would result in unnecessary hardship; and
 - 4) The variance observes the spirit of the ordinance; and
 - 5) Substantial justice is done by granting the variance."

Councilman Gordon seconded and the motion passed unanimously.

- b) a variance for monument sign at 372 Hill Road, Faldyn Subdivision, Lot 1 Acres 6.154, Owner Smithville Hospital Authority. Councilman Gordan said "I move for approval of a side and rear yard variance, with the following findings:
 - 1) The variance will not be contrary to the public interest; and
 - 2) There are special conditions affecting the applicant's property; and

- 3) Because of the special conditions, literal enforcement of the ordinance would result in unnecessary hardship; and
- 4) The variance observes the spirit of the ordinance; and
- 5) Substantial justice is done by granting the variance.”

Councilman Hewitt seconded and the motion passed unanimously.

- c) a minor re-plat at 406 Hickory Street, Mt. Pleasant Addition, Block 18, Lot 7-8, Owner Sandra Sweeny. Councilwoman Barrientos made a motion to approve the minor re-plat. Councilman Gordon seconded and the motion passed unanimously.

Discussion and Action on the Planning and Zoning Commission:

- a) Acceptance of a resignation from the P&Z Commission: Councilwoman Barrientos made a motion to accept the resignation of Bradley Klearner. Councilman Gordon seconded and the motion passed unanimously.
- b) Appointment to the P&Z Commission Councilman Gordon made a motion to approve the appointment of Carolyn Noya to the P&Z commission. Councilman Hewitt seconded and the motion passed unanimously.

Discussion and Action on the awarding of the City’s Bank Depository Contract: Councilman Hewitt made a motion to award First National Bank the city’s Depository. Councilman Gordon seconded and the motion passed unanimously.

Discussion and Action on an Ordinance Adopting Article 1.1400 of the Code of Ordinances, establishing Rules for Public Comment During Open Meetings; Repealing Conflicting Ordinance; providing a Severability Clause; and Providing an Effective Date: Councilman Hewitt made a motion to approve the ordinance. Councilwoman Barrientos seconded and the motion passed unanimously.

Discussion and Action on an Interlocal Agreement with CAPCOG on FY 2018-2019 Solid Waste Grant: The grant will be \$6,250.00 and will be used to repair the cardboard section of the recycling center. Councilman Gordon made a motion to approve the interlocal agreement. Councilwoman Barrientos seconded and the motion passed unanimously.

Discussion and Action on License Agreement for an Awning at 200 Main Street, owner Elizabeth Neely: Councilwoman Barrientos made a motion to approve the License Agreement. Councilman Gordon seconded and the motion passed unanimously.

Discussion and Action on Resolution for Grant Applications from the Texas Department of Transportation’s 2019 Transportation Alternatives Set-Aside (TASA) Call for project:

- a) Supporting an application for Smithville’s Main Street ADA Ramps and First Streets Sidewalks (TASA Funds): Councilman Gordon made a motion to approve the application. Councilwoman Barrientos seconded and the motion passed unanimously.
- b) Supporting an application for Loop 230 Sidewalks (TASA Funds) Councilman Gordon made a motion to approve the application. Councilwoman Barrientos seconded and the motion passed unanimously.
- c) Supporting an application for Smithville’s Safe Routes to School (TASA/SRTS Funds) Councilman Gordon made a motion to approve the application. Councilwoman Barrientos seconded and the motion passed unanimously.

Discussion and Action on a Memorandum of Understanding between the City and the Smithville Chamber of Commerce for the Texas Department of Agriculture (TDA) Texas Capital Fund-Economic Development Planning Pilot Program: Councilwoman Barrientos made a motion to approve the application. Councilman Gordon seconded and the motion passed unanimously.

Discussion and Action on a Proposal to set the Ad Valorem Tax Rate at the September 9, 2019 Council Meeting: Councilman Gordon made a motion to approve the Proposal to set the Ad Valorem Tax Rate at the September 9, 2019 Council Meeting. Councilwoman Barrientos seconded and the motion passed unanimously

Discussion and Action on the Financial Report: Councilman Gordon made a motion to approve the Financial Report. Councilman Hewitt seconded and the motion passed unanimously.

Adjourn: at 6:46 p.m.

Scott Saunders Jr., Mayor

Attest:

Jennifer Lynch, Asst. City Secretary