

City of Post Oak Bend
City Council Minutes ~ April 13, 2021

1. Mayor Hank Warden called the City Council Meeting to order at 7:32 p.m. Pledges were recited, Present: Council Members Joey Wages, Mike Parker, Tom Rogers: Not Present: Council Members Novak, Sherrard Also present: City Administrator Barbara Bedrick

2. Consider and Act to approve Minutes: March 9, 2021 Regular City Council Meeting
Motion to approve the March 9, 2021 City Council Minutes: Council Member Wages Second: Council Member Parker Vote: Unanimous *Motion to approve the March 9, 2021 City Council Minutes: PASSED

3. Consider and Act to approve March 2021 Financial Report and disbursements – Financial Officer Mike Parker, City Secretary-Administrator Barbara Bedrick
Motion to approve the March 2021 Financial Report and disbursements: Council Member Rogers Second; Council Member Wages *Motion to approve the March 2021 Financial Report and disbursements: PASSED

4. City Administrator Bedrick reported road crews drilled bores Monday and today. DIGTESS delayed this. Results expected within two to four weeks. Building Permits: The City held kick off meetings with Smith Brothers Building and Riverside East Homebuilders of Ft. Worth: permits for three single family homes on CR 280 and one on Kandy Ln. Processing plans for third party is taking place. Permits are expected to be issued for the three homes this week. Violations: The attorney is sending two letters of violation notices to two builders/owners on County Road 280.
May Elections canceled: In March, council members approved cancellation order for May 1, 2021 City Election because the races were unopposed. Barbara contacted TML on council vacancy options (provided to Council) Public Records Requests: Several open records requests have been fulfilled. A recent request required almost 35 redacted pages. Another will require min. of 16 redacted. Hazard Mitigation Grant: The City is part of the Kaufman County Hazard Mitigation Plan and may apply for grants. CRF Cares Relief Fund Act: The City is processing requests from six federal grant coordinators. All responses must be finalized by next week. This will be the big focus moving forward in April. Re: City financials, the City's CPA recommended about four years ago that the City set up a credit card for purchases of office supplies, outdoor lighting, county records, urgent needs, etc. The CPA recommended a \$500 limit, council agreed to, unless the Council authorizes larger expense such as COVID-19 grant purchases which Council did approve in 2020.

5. Citizen Comments: Merci Kresnik commented on the pending lawsuit, asking Council to re-consider new requests to convert the unpermitted home addition into a porch, but keep the walls.

6. Update and Discussion on drainage and flooding issues on CR 279 near 2755 CR 279.
Administrator Bedrick presented attorney's recommendation that the City pass a drainage and storm water ordinance to address the public's safety prior to sending resident letters on drainage/culvert issues. She asked Council Member Parker to weigh in on 2755 CR 279. Parker said he visited with property owner about drainage. He noted the owners plan to build up their yard with dirt to prevent flooding. Re-routing water was abandoned as a resolution. Extensive work required, including obtaining easements. Parker says he thinks the issue is being resolved.

7. Consider and Act on City Storm Water Drainage Ordinance (Bedrick request)

Administrator Bedrick reported on the attorney's storm water ordinance emailed to Council Saturday. The City has authority under Texas Local Government Code to protect the public health, safety and welfare of its citizens by controlling the flow of surface waters in the City to minimize potential damage caused by flood waters. The attorney proposed sending citizen letters after ordinance approval. According to the ordinance, citizens would be required to maintain storm water drainage, prevent accumulation of sediment in culverts or drainage facilities so water flow isn't impeded, and require construction of culverts in accordance with Section 11.086 of the Texas Water Code. Council Member Parker stated we obviously need this, agreeing it would be good to get in place. Council Member Wages asked how violations would be handled and about

potential convictions, noting the \$500 violation penalty. Prior violations have not resulted in convictions and if the City hires code enforcement they would issue citations. It all depends on citizens responses to letters about safety of citizens. Mayor Warden said there was a lot in the ordinance, and asked Council Member Rogers if he'd read it. Rogers replied he'd read most of it. Mayor Warden recommended waiting for council vote until all members are here. Council Member Parker said he thought the City needed this ordinance.

Motion to table a vote on the drainage and storm water ordinance until next council meeting: Council Member Rogers Second: Council Member Parker Vote: Unanimous Storm water ordinance tabled til May. Mayor Warden said he wanted Council Member Sherrard to be here for this.

8. Discussion and act to approve a road mowing maintenance contract with Kaufman County

Mayor Warden said Barbara provided council members the 2021 maintenance contract to review in advance. The mayor said he thought it was a good idea to do four mows in 2021. No other estimates were considered.

Motion to approve the \$3,200 2021 road mowing maintenance contract with Kaufman County: Council Member Wages Second: Council Member Rogers Vote: Unanimous

Motion to approve the \$3,200 2021 road mowing maintenance contract with Kaufman County: PASSED

9. Mayor Warden suspended the open council meeting at 8:06 p.m. to go into Executive/Closed Session per Section 551.071 – Consultation with attorney: 2408 Kandy Lane

(Executive Session)

10. The open City Council meeting resumed at 8:19 p.m. to consider action on executive session items.

Motion made by Council Member Parker on the building permit violation issue at 2408 Kandy Lane directing attorney to send a letter of acquiescence requiring payment of all legal fees and past fines to be paid within 30 days. Second: Council Member Wages Vote: Unanimous

Motion on the violation issue at 2408 Kandy Lane directing attorney to send a letter of acquiescence requiring payment of all legal fees and past fines within 30 days: PASSED

11. Adjournment -Motion to adjourn April 13, 2021 council meeting: Wages Second: Rogers
The April 13, 2021 Council Meeting adjourned at 8:34 p.m.

ATTEST:

APPROVED:

Barbara Bedrick, City Secretary-Administrator
City of Post Oak Bend

Hank Warden, Mayor
City of Post Oak Bend