

The City Council of the City of Columbus, Texas met in regular session on Thursday, March 14, 2013 at 6:30 p.m., in the Council Chambers of City Hall located at 605 Spring St., Columbus, Texas, with the following present:

Mayor	-	Dwain Dungen
Mayor Pro Tem	-	Curtiss Schonenberg
Councilman	-	Steve Woodall (Absent)
Councilman	-	John Axel
Councilman	-	Bruce Tesch
Councilman	-	Chuck Rankin
City Manager	-	Donald Warschak
City Secretary	-	Linda Lakich

Other City Staff present included:

Police Chief	-	Bill Lattimore
Code Enforce. Officer	-	Ford Stein
City Attorney	-	Pat Gillespie
Animal Control Officer	-	Rudy Schmidt

1. Call to Order.

Mayor Dwain Dungen called the meeting to order at 6:30 p.m.

2. Pledge of Allegiance and Invocation.

Mayor Dungen led the Pledge of Allegiance and Invocation.

3. Consent Agenda.

- a. Approval of Invoices.
- b. Approval of Minutes of February 28, 2013 Regular Meeting.

Councilman Schonenberg made a motion to approve the Consent Agenda as presented. Councilman Axel seconded the motion.

The vote was as follows:

Ayes: Councilman Axel, Tesch, Schonenberg, and Rankin

The motion passed.

4. Consideration and Action to Approve B&D Graphics Invoices.

Councilman Schonenberg made a motion to approve the invoices from B&D Graphics. Councilman Rankin seconded the motion.

The vote was as follows:

Ayes: Councilman Axel, Schonenberg, and Rankin
Abstain: Councilman Tesch

The motion passed.

5. Citizens' Presentations and Comments.¹

Everyone signed up for citizens' comments wanted to speak during a later agenda item.

6. City Manager's Report including Sales Tax, Hazardous Waste Collection Event, Warrant Round Up, Cardinal Hill Elevated Storage Tank.

City Manager, Donald Warschak, presented his City Manager's Report, a copy of which is attached to these minutes.

7. Consideration and Action on Funding Support to the Columbus Garden Club for the Spring Trash Off Event.

Marian Schonenberg with the Columbus Garden Club spoke to Council asking that the City provide the same support for the Trash Off as they have in the past. She said that this will be the 7th Trash Off and that it will be on Saturday, April 6th which is the week before the Household Hazardous Waste Disposal Event. She told Council that the Garden Club would need help with manpower, disposal, and free limb chipping.

Councilman Schonenberg made a motion to approve the same support as provide last year by the City for the Garden Club for their Spring Trash Off Event. Councilman Tesch seconded the motion.

The vote was as follows:

Ayes: Councilman Axel, Tesch, Schonenberg, and Rankin

The motion passed.

8. Consideration and Action to Approve Hotel Occupancy Tax (HOT) Fund Grants for 2012-2013 – Cardinal Booster Club.

Mayor Dungen explained that this is a resubmission of a request for support of baseball tournaments by the Cardinal Booster Club, and that they are now requesting \$15,991.28 for various items needed for the tournaments. Coach Eddie Gonzales told Council that the tournament dates would be June 7-9 and July 5-7, 2013. City Attorney Pat Gillespie said that she had looked at the application and that she now thought that they would qualify for the HOT grant.

Councilman Rankin made a motion to approve the Hotel Occupancy Tax Fund Grant of \$15,991.28 to the Cardinal Booster Club to support summer baseball tournaments. Councilman Schonenberg seconded the motion.

The vote was as follows:

Ayes: Councilman Axel, Tesch, Schonenberg, and Rankin

The motion passed.

9. Consideration and Action Regarding Dangerous Dogs and Animal Care.

Mayor Dungen said that Council had received a proposed animal care ordinance to add to the City's current animal control ordinance. Pat Gillespie said that she had reviewed the City's current animal control ordinance and that it is a good ordinance. Donald Warschak said that he had visited with both local veterinarians that afternoon and that they would be willing to work with the City in registering dogs. He said that in other cities citizens can register their dogs at their vet's office at the same time they get the dogs' annual shots. Pat said that she would add a provision for this to the proposed ordinance. She explained that the proposal given to Council addresses the care of animals and the prevention of cruel treatment which is not contained in the City's current animal control ordinance. Mayor Dungen said that the City's current ordinance only allows two dogs per property and that he thought that should be increased. He said that in other cities there is a maximum number of animals which can be a combination of either dogs or cats. After a discussion of including cats in the entire ordinance, Animal Control Officer, Butch Schmidt, explained that the City's current facilities are not set up to hold cats and that if Council adds them to the ordinance, changes will need to be made to the pound. Woodrow Moore asked that the proposed ordinance be placed on the City's web site so that citizens can look at it.

No action was taken.

10. Consideration and Action to Adopt Resolution 120-13, a Resolution Authorizing the Submission of an Application to the Texas Department of Agriculture for a 2013 Texas Capital Fund Grant for Construction of Public Natural Gas Improvements to the Proposed KW International Development Site.

Mayor Dungen said that Council would not be able to take action on the item at that time because the applications for the Texas Capital Fund Grants had still not been scored.

No action was taken.

11. Certification of Unopposed Candidates in the Regular Municipal Election.

City Secretary, Linda Lakich, presented certification to Council that Steve Woodall was unopposed in the race for Council Position One, John Axel was unopposed in the race for Council Position Two, and Dwain Dungen was unopposed in the race for Mayor for the upcoming May 11, 2013 election.

12. Consideration and Action to Adopt Ordinance 150-13, an Ordinance of the City of Columbus, Texas, Declaring the Unopposed Candidates for the Offices of City Councilmember Place One, City Councilmember Place Two, and Mayor as Elected.

The City Secretary explained that this ordinance would declare the unopposed candidates listed in the above certification as elected and in addition cancel the City's May 11, 2013 general election.

Councilman Schonenberg made a motion to adopt Ordinance 150-13 declaring the unopposed candidates for the offices of City Councilmember Place One, City Councilmember Place Two, and Mayor as elected and cancelling the May 11, 2013 City election. Councilman Rankin seconded the motion.

The vote was as follows:

Ayes: Councilman Axel, Tesch, Schonenberg, and Rankin

The motion passed.

13. Public Hearing on Designation of 4.23 Acres of Newly Annexed Property in the Elizabeth Tumlinson League, Abstract No. 44, Located at 2549 Highway 71 South, as District B, Business or Commercial.

Mayor Dungen opened the public hearing at 6:56 p.m. He asked if anyone had any questions or comments. There were no questions or comments.

Mayor Dungen closed the public hearing at 6:57 p.m.

14. Consideration and Action to Approve Ordinance 151-13 Designating 4.23 Acres of Newly Annexed Property in the Elizabeth Tumlinson League, Abstract No. 44, Located at 2549 Highway 71 South, as District B, Business or Commercial.

Council Rankin asked for and received clarification that the owner had requested this zoning.

Councilman Schonenberg made a motion to adopt Ordinance 151-13 designating the newly annexed property at 2549 Highway 71 South as described in the ordinance as District B, Business or Commercial. Councilman Rankin seconded the motion.

The vote was as follows:

Ayes: Councilman Axel, Tesch, Schonenberg, and Rankin

The motion passed.

15. Consideration and Action Regarding Sale of Property at the Industrial Park.

Mayor Dungen explained that there would be no action on this item at this time.

16. Consideration and Action, if Necessary, on the February 2013 Code Enforcement Report.

Code Enforcement Officer, Ford Stein, presented his February 2013 Code Enforcement Report, a copy of which is attached to these minutes.

No action was necessary.

17. Items from Councilmembers.²

Councilman Axel – no comment.

Councilman Schonenberg – no comment.

Councilman Tesch – no comment.

Councilman Rankin – no comment.

18. Announcements.²

Mayor Dungen reminded everyone of the Chamber of Commerce Banquet on Thursday, March 21st.

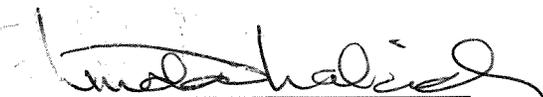
19. Adjournment.

The Mayor adjourned the meeting at 7:00 p.m.



Mayor, Dwain K. Dungen

ATTEST:



Linda Lakich, City Secretary

¹During this agenda item, citizens may comment for the record on items, which are not on the agenda. However, the Council may not participate in discussion or deliberation on any item that is not on the agenda. Citizens may request that a topic be added to a future agenda.

Citizens who wish to comment on a posted agenda item may do so when that item is addressed by the Mayor. Citizen's comments are limited to five minutes.

²Limited to statements. Issues raised by councilmembers under this item cannot be deliberated by Council. The Open Meetings Act does not allow Council to deliberate items that don't appear on the agenda.