

The City Council of the City of Columbus, Texas, met in regular session on Thursday, June 27, 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
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 Enforcement Off.	-	Ford Stein
Animal Control Off.	-	Butch 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 June 13, 2013 Regular Meeting.
- c. Approval of Minutes of June 21, 2013 Special Meeting.
- d. Approval of May 2013 Financial Statements.

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

The vote was as follows:

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

The motion passed.

4. Citizens' Presentations and Comments.¹

Jody Pulido, who lives on Houston Street, told Council that traffic on Houston Street is out of control. He asked that they place a stop sign at Back and Houston to slow traffic especially after school lets out.

The Mayor moved to Item 7 on the Agenda.

7. Consideration and Action to Authorize Closure of Washington Street from Milam to Travis Street and Travis Street from Washington to Walnut Street on July 4, 2013 from 5 p.m. to 9 p.m. for an Independence Day Parade.

Nancy Stiles and Jane Pullicino told council about the activities planned for the Fourth of July. Ms. Stiles said that because of the heat they were only asking for a closure of Washington from Milam to Travis and of Travis from Washington to Spring. She also said that they would like to have the street closure from 3 p.m. to 9 p.m.

Councilman Rankin made a motion to authorize the closure of Washington Street from Milam to Travis and Travis Street from Washington to Spring from 3 p.m. to 9 p.m. Councilman Tesch seconded the motion.

The vote was as follows:

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

The motion passed.

The Mayor moved to Item 5 on the Agenda.

5. Consideration and Action to Fill the Vacant City Council Position #4 by Appointment as Provided by Section 22.010 of the Texas Local Government Code.

Mayor Dungen told everyone that Councilman Tesch is relocating out of town and that this would be his last Council Meeting. The Mayor said that he had consulted with Councilman Tesch on a person to appoint to serve out the remainder of his term. Councilman Tesch said that after careful consideration, he would like to recommend that Council fill his vacant seat with Eddie Hernandez. The Mayor said that Mr. Hernandez is a former city employee, former CCIDC Board member and active in the veteran affairs. Councilman Tesch said that Eddie is looking forward to serving until the May 2014 Election.

Councilman Tesch made a motion to appoint Eddie Hernandez to fill the vacant City Council position #4 for the remainder of the term. Councilman Schonenberg seconded the motion.

The vote was as follows:

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

The motion passed.

6. City Manager's Report Including Cardinal Hill Water Tower, 2012 Water System Improvements, Texas Railroad Commission, 2013 Street Improvements.

City Manager, Donald Warschak, presented his City Manager's Report, a copy of which is attached to these minutes. In addition he told Council that the Cardinal Hill Water Tower painting should be complete in mid-July if the weather is favorable. He also reported that the Railroad Commission's visit was completed and that all in all it was a good visit.

The Mayor moved to Item 8 on the Agenda.

8. Consideration and Action to Create and Appoint Members to a Committee to Propose Zoning Ordinance Changes as Related to the Kerry R. Gilbert Study.

The Mayor said that this is an attempt to get the Kerry R. Gilbert Study off center and to involve the Planning and Zoning Commission, Board of Adjustments, Columbus Community & Industrial Development Corporation (CCIDC) and Council in reevaluating the Zoning Ordinance by appointing a committee to study it. He said that he would like to allow each group to pick their own member. Chuck Rankin was nominated and agreed to serve as the City Council member of the proposed committee.

Councilman Schonenberg made a motion to create a Planning and Zoning Review Committee with representation from the Planning and Zoning Commission, the Board of Adjustments, CCIDC and City Council with Councilman Rankin serving as the Council representative. Councilman Tesch seconded the motion.

The vote was as follows:

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

The motion passed.

9. Consideration and Action on Mayor's Appointment of Four Members to the Columbus Community and Industrial Development Corporation Board for Terms of Two Years Ending May 31, 2015.

Mayor Dungen's recommendations for appointment to the Columbus Community and Industrial Development (CCIDC) Board were the current members – Curtiss Schonenberg, Byron Marburger, Lori An Gobert and Elizabeth Flint.

Councilman Axel made a motion to appoint the Mayor's recommendations to the CCIDC Board. Councilman Woodall seconded the motion.

The vote was as follows:

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

The motion passed.

10. Consideration and Action on Mayor's Appointments to the Board of Adjustments for Terms of Two Years Ending May 31, 2015.

Mayor Dungen's recommendations for appointment to the Board of Adjustments were the current members – Patti Hill, Modina Mangini, Belinda Hastedt, and Mike Craddock.

Councilman Schonenberg made a motion to appoint the Mayor's recommendations to the Board of Adjustments. Councilman Axel seconded the motion.

The vote was as follows:

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

The motion passed.

11. Consideration and Action on Mayor's Appointment of the City Engineer for a Term of Two Years.

Mayor Dungen recommended the reappointment of John D. Mercer & Associates as the City Engineer.

Councilman Schonenberg made a motion to appoint John D. Mercer & Associates as the City Engineer. Councilman Woodall seconded the motion.

The vote was as follows:

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

The motion passed.

12. Consideration and Action on the Mayor's Appointment of the City Fire Marshal for a Term of Two Years.

The Mayor recommended the reappointment of Ford Stein as the City Fire Marshal.

Councilman Woodall made a motion to reappoint Ford Stein as the City Fire Marshal. Councilman Axel seconded the motion.

The vote was as follows:

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

The motion passed.

13. Consideration and Action on Mayor's Appointment of a Municipal Court Judge for a Term of Two Years.

Mayor Dungen recommended the reappointment of Leonard Peters to the position of Municipal Court Judge for a two year term.

Councilman Tesch made a motion to reappoint Leonard Peters as the Municipal Court Judge for a term of two years. Councilman Axel seconded the motion.

The vote was as follows:

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

The motion passed.

14. Consideration and Action on Mayor's Appointment of an Associate Municipal Court Judge for a Term of Two Years.

The Mayor recommended the reappointment of Francis Truchard as Associate Municipal Court Judge.

Councilman Tesch made a motion to appoint Francis Truchard as Associate Municipal Court Judge. Councilman Axel seconded the motion.

The vote was as follows:

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

The motion passed.

15. Consideration and Action on Mayor's Appointment of a City Attorney for a Term of Two Years.

Mayor Dungen asked to postpone the appointment for City Attorney.

16. Consideration and Action on Mayor's Appointment of an Associate Prosecutor for a Term of Two Years.

The Mayor also asked to postpone the appointment of an Associate Prosecutor.

17. Consideration and Action on Mayor's Appointment of a Public Health Officer for a Term of Two Years.

Mayor Dungen recommended the appointment of Dr. David Neisner as the City's Public Health Officer.

Councilman Tesch made a motion to appoint Dr. David Neisner as the City's Public Health Officer for a term of two years. Councilman Schonenberg seconded the motion.

The vote was as follows:

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

The motion passed.

18. First Reading of Resolution 123-13 a Resolution Approving Expenditures of 4B Revenues over \$10,000 of City Created Economic Development Corporations, with less than 20,000 Residents for the Funding of a Grant to Colorado County Habitat for Humanity to Assist in Providing Affordable Housing within the City.

Resolution 123-13 was read by Mayor Dungen.

19. Consideration and Action to Submit to Planning and Zoning Commission a Proposed Replat of a 0.551 Acre Tract, a Part of Original Lots 3 and 4, Located in Block No. 93 of the City of Columbus, 720 Martin Luther King St.; such Application Requesting Said Tract be Subdivided into Four (4) Lots as Requested by Colorado County Habitat for Humanity.

The Mayor explained that Habitat for Humanity was turned down by Planning and Zoning for a request to replat the property into five lots. After CCIDC offered financial assistance, they are now asking to replat into four lots.

Councilman Rankin made a motion to submit the replat to subdivide into four lots as requested by Habitat for Humanity to the Planning and Zoning Commission. Councilman Schonenberg seconded the motion.

The vote was as follows:

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

The motion passed.

20. Consideration and Action to Submit to Planning and Zoning Commission a Proposed Replat of a 0.4473 Acre Tract Situated in Colorado County, Texas and being a Part or Portion of Original Lots 1, 2, and 3 in Block 39 of the City of Columbus, 636 Preston St; such Application Requesting Said Tract be Subdivided into Two (2) Lots as Request by Ross Baker.

Donald Warschak explained that the property is located at Preston and Live Oak and that they are asking to divide it into two lots to assist in marketing the property for sale. He reviewed the current placement of structures on the property and where the owner would like to divide. After a discussion of compliance issues, Councilman Rankin stated that the property would need a new survey before it went to the Planning and Zoning Commission. Mr. Warschak stated that he has told the realtor that they will need a good solid plat before they go to Planning & Zoning.

Councilman Rankin made a motion to submit the replat requested by Ross Baker for the property at 636 Preston Street with the stipulation that they have a current plat of the proposal. Councilman Schonenberg seconded the motion.

The vote was as follows:

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

The motion passed.

21. Consideration and Action to Approve a Budget Amendment for Library Grant Revenues and Books and Supplies Expenditures.

The Mayor explained that the Library received \$5,700 and that they want to put it into books and supplies.

Councilman Woodall made a motion to approve the budget amendment for Library grant revenues and books and supplies expenditures as presented. Councilman Axel seconded the motion.

The vote was as follows:

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

The motion passed.

22. Consideration and Action to Award Fuel Bid For July 1, 2013 to December 31, 2013.

The only fuel bid was from Colorado County Oil who currently supplies the City's fuel.

After a discussion of the fact that there was only one bid, Councilman Schonenberg made a motion to award the Fuel Bid for July 1 to December 31, 2013 to Colorado County Oil. Councilman Tesch seconded the motion.

The vote was as follows:

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

The motion passed.

23. Consideration and Action to Accept Donation of Funds for the Columbus Police Department.

Police Chief Lattimore said that Lieutenant Ramirez has been working to get donations to offset some of the equipment purchases by the Police Department. Henneke Funeral Home has made a donation of \$500.

Councilman Axel made a motion to accept a donation of \$500 to the Police Department from Henneke Funeral Home. Councilman Woodall seconded the motion.

The vote was as follows:

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

The motion passed.

24. Consideration and Action, if Necessary, on the May 2013 Police Report.

Police Chief Lattimore presented the May 2013 Police Report, a copy of which is attached to these minutes.

No action was necessary.

25. Items from Councilmembers.²

Councilman Woodall – asked that a discussion of the stop sign be placed on the next agenda. He also thanked Councilman Tesch.

Councilman Axel – no comment.

Councilman Schonenberg – said that he enjoyed working with Councilman Tesch.

Councilman Tesch – said that he enjoyed working with Council.

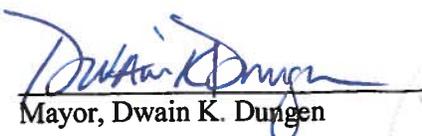
Councilman Rankin – no comment.

26. Announcements.²

Mayor Dungen expressed gratitude for the job that Councilman Tesch has done on Council. He also presented Mr. Tesch with a plaque from the City.

27. Adjournment.

The Mayor adjourned the meeting at 7:15 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.

