

The City Council of the City of Columbus, Texas met in regular session on Thursday, March 26, 2009 at 6:30 p.m., in the Council Chambers of City Hall located at 1538 Hwy 71 S, Columbus, Texas, with the following present:

Mayor	-	Richard Heffley
Mayor Pro Tem	-	Curtiss Schonenberg
Councilman	-	Charles Richardson
Councilman	-	John Axel
Councilman	-	Bruce Tesch
Councilman	-	John Wagner
City Manager	-	David Meisell
City Secretary	-	Patti Glaeser
Police Chief	-	Danny Jackson

1. Call to Order.

Mayor Heffley called the meeting to order at 6:30 pm.

2. Pledge of Allegiance and Invocation.

Mayor Heffley led the Pledge of Allegiance and Invocation.

3. Consent Agenda:

- a. Approval of Invoices.
- b. Approval of Minutes March 12, 2009 Regular Meeting.
- c. Approval of Minutes March 16, 2009 Special Meeting.
- d. Approval of February Financial Statements.

Councilman Schonenberg moved to approve the consent agenda. Councilman Tesch seconded the motion. The vote was as follows:

Ayes: Councilman Richardson, Axel, Schonenberg, Tesch, Wagner

The motion passed.

4. Citizen's Presentations and Comments.ⁱ

There were no citizens' presentations or comments.

5. Discussion of City Manager's Report including Water Aeration Project, City Hall Demolition, River Status, Water Pumpage History, Economic Indicators, Curbs and Gutters, Sewer Plant Improvement, Stress Management Training, CCIDC Issues.

City Manager, David Meisell, presented his City Manager's report, which is attached to these minutes.

6. Discussion and Action Regarding Property Issues that concern the Ag Complex, the Colorado County Fair Board, the Columbus Community and Industrial Development Corporation, and the City of Columbus.

Mayor Heffley updated the Council on the recent meeting between Kenneth Brune and Larry Smidovec of the Ag Complex Board, Jerry Henneke of the Colorado County Fair Board, James Weishuhn and Clifford Wenske of the Columbus Community and Industrial Development Corporation, Mayor Heffley and Councilman Richardson of the City of Columbus. He reminded everyone that the issue at hand began when the County wanted to extend FM 2104 through the Industrial Park. At that time, easements were reviewed and it was discovered the easement of the road through the Ag Complex might not allow access to the City's 50 acres north of the Ag Complex. This easement also contains a 5-foot offset on the west side that is not in the easement. The easement to the sewer plant contains a right of reverter where the sewer plant will revert to the Ag Complex if the City does not continue to operate the sewer plant for 20 years. Mayor Heffley said the Ag Complex is agreeable to fixing the reverter clause but will not address the 5-foot offset.

Councilman Richardson added information stating Bobby Zajicek, surveyor, does not believe there is an easement access problem to the north 50 acres.

Mayor Heffley and Councilman Richardson will meet the City Attorney to draw up documents clearing up the right of reverter clause.

7. Discussion and Action Regarding Columbus Independent School District and the Proposed Location of the New Bus Barn.

Mr. Meisell discussed the school's intentions of turning the land currently housing the old Ag complex on Montezuma and Legion Drive into the location of the new bus barn. The original deed from the Tolbirt bequest contains language that would allow a citizen to act on the exception of the deed. Mr. Meisell said the bus barn appears to be within the restriction in the Tolbirt bequest. Mayor Heffley and Councilman Tesch asked if any parking would remain. Security around the bus barn was also discussed. The Council asked Mr. Meisell to find out the details for the next meeting. Councilman Schonenberg moved to table Agenda Item #7. Councilman Tesch seconded the motion. The vote was as follows:

Ayes: Councilman Richardson, Axel, Schonenberg, Tesch, Wagner

The motion passed.

8. Discussion and Action to Consider Land Exchange with the Columbus Independent School District.

Councilman Schonenberg moved to table Agenda item #8. Councilman Richardson seconded the motion. The vote was as follows:

Ayes: Councilman Richardson, Axel, Schonenberg, Tesch, Wagner

The motion passed.

9. Consideration and Action to Approve Ordinance 95-09, Identity Theft Prevention Program.

Councilman Schonenberg moved to approve Ordinance 95-09, Identity Theft Prevention Program. Councilman Axel seconded the motion. The vote was as follows:

Ayes: Councilman Richardson, Axel, Schonenberg, Tesch, Wagner

The motion passed.

10. Discussion of February Police Report.

Chief Jackson presented his February Police Report which is attached to these minutes.

11. Items from Councilmembers.²

Councilman Wagner – no comment.

Councilman Tesch – no comment.

Councilman Schonenberg – no comment.

Councilman Axel – no comment.

Councilman Richardson – no comment.

12. Announcements.

There were no additional announcements.

13. Adjournment.

Mayor Heffley adjourned the meeting at 7:20 pm.

Mayor, Richard Heffley

ATTEST:

Patti Glaeser, 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.

² Limited 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.
