

The City Council of the City of Columbus, Texas met in regular session on Thursday, October 11, 2012 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 (absent)
Councilman	-	Steve Woodall (arrived at 6:55 p.m.)
Councilman	-	John Axel
Councilman	-	Bruce Tesch
Councilman	-	Chuck Rankin
City Manager	-	Donald Warschak
City Secretary	-	Linda Lakich

Other City Staff present included:

Fire Chief	-	Walter Glaeser
Police Chief	-	Bill Lattimore
Utilities Supervisor	-	Jody Ripper
Code Enforcement Off.	-	Ford Stein

**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 September 27, 2012 Regular Meeting.

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

The vote was as follows:

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

The motion passed.

**4. Citizens' Presentations and Comments.<sup>1</sup>**

Those signed up for citizens' comments wished to speak at a later item.

**5. City Manager's Report including Sales Tax, Cardinal Hill Water Plant Well, Fall Water System Flushing, Surplus Items Auction.**

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

**6. Consideration and Action to Appoint an Alternate Member to the Board of Adjustment.**

Mayor Dungen said that the Board of Adjustments had a member resign and that he would like to nominate Mike Craddock to the Board as a replacement.

Councilman Tesch made a motion to appoint Mike Craddock to the Board of Adjustments as an alternate member. Councilman Axel seconded the motion.

The vote was as follows:

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

The motion passed.

7. **Consideration and Action to Approve the Closure of Wallace Street from Live Oak Street to Bowie Street for the St. Anthony's Annual Halloween Carnival from 5:00 p.m. on October 26, 2012 to 9:00 a.m. on October 28, 2012.**

Mayor Dungen explained that this closure is for the annual Halloween Carnival.

Councilman Axel made a motion to approve the closure as requested. Councilman Tesch seconded the motion.

The vote was as follows:

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

The motion passed.

8. **Consideration and Action to Approve Street Closure in the Memorial Oaks Subdivision for Halloween Activities on the Evening of October 31, 2012.**

Mayor Dungen stated that the organizers of the activities are asking for the closure from 5:30 to 8:30 p.m. to allow children to go Trick-or-Treating. After some discussion of the inconvenience to some of the residents living in the back of the subdivision, especially those who are elderly, it was suggested that the closure should be to thru traffic and that local residents should be allowed access into and out of their homes.

Councilman Rankin made a motion to approve the street closure to thru traffic as requested as long as local residents are allowed access to their homes. Councilman Tesch seconded the motion.

The vote was as follows:

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

The motion passed.

9. **Consideration and Action to Approve Street Closure of Spring, Travis, and Front Streets for the Columbus Folk Fest Scheduled for November 2<sup>nd</sup> and 3<sup>rd</sup> 2012.**

Amanda Danning addressed Council requesting the street closures. After a discussion concerning the needs of the Festival and the businesses and residents located on the streets, it was recommended that the following street closures take place:

Friday, November 2, 2012:	Starting @ noon:	Spring Street (from Milam to Travis) Travis Street (from Walnut to Spring)
	Starting @ 5:00 p.m.:	Spring Street (from Milam to Front) Travis Street (from Walnut to Washington)
Saturday, November 3, 2012:		Front Street (from Walnut to Washington)
All closures would end on Sunday Morning.		

Councilman Woodall arrived at 6:55 p.m.

Councilman Tesch made a motion to approve street closures to thru traffic as outlined above. Councilman Rankin seconded the motion. Councilman Rankin asked that the residents on the closed streets be given a phone number to call for assistance in getting access to their property.

The vote was as follows:

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

The motion passed.

**10. Consideration and Action to Approve Schedule for City Council Meetings for November 2012.**

Mayor Dungen explained that the second regularly scheduled meeting in November would fall on Thanksgiving. He suggested that the meeting be rescheduled for November 29, 2012.

Councilman Axel made a motion to reschedule the second Council Meeting in November from November 22, 2012 to November 29, 2012 at 6:30 p.m. Councilman Tesch seconded the motion.

The vote was as follows:

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

The motion passed.

**11. Public Hearing to Review Performance and Obtain Comments Regarding 2009 Texas CDBG Program Community Development Contract 729161 for Water Improvements.**

Mayor Dungen opened the public hearing at 6:59 p.m.

City Manager, Donald Warschak, said that the purpose of the public hearing was to solicit public comment as part of the close out procedures for the Water Well Grant. Finance Director, Linda Lakich, explained that the City received a \$350,000 grant and financed the remaining \$123,900 cost of the new well with bond funds. Mayor Dungen asked if there were any public comments. There were none.

Mayor Dungen closed the public hearing at 7:00 p.m.

**12. Second Reading of Resolution 111-12 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 City of Columbus Permit Fees for KW International.**

Mayor Dungen read Resolution 111-12.

**13. Consideration and Action to Approve Resolution 111-12 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 City of Columbus Permit Fees for KW International.**

Councilman Rankin made a motion to approve Resolution 111-12 as read. Councilman Tesch seconded the motion.

The vote was as follows:

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

The motion passed.

**14. Public Hearing Concerning Tax Abatement Requested by KW International in Tax Abatement Reinvestment Zone Number 1.**

Mayor Dungen opened the Public Hearing at 7:04 p.m.

Mayor Dungen asked if there were any questions or comments from the public. There was no public comment.

Mayor Dungen closed the Public Hearing at 7:05 p.m.

**15. Consideration and Action to Approve Tax Abatement Agreement as Requested by KW International in Tax Abatement Reinvestment Zone Number 1.**

Councilman Woodall made a motion to approve the Tax Abatement Agreement requested by KW International as presented. Councilman Tesch seconded the motion. Mayor Dungen asked if there were any questions. There were none.

The vote was as follows:

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

The motion passed.

**16. Consideration and Action to Approve the Sale of Surplus City Property at Public Auction.**

Donald Warschak explained that there were additions to the City's list of surplus property but that they would be not go to auction until November. The Packaged Disaster Hospital was scheduled for auction on October 13, 2012 at 6:00 p.m. with preview beginning at 4:00 p.m.

Councilman Tesch made a motion to declare the listed items as surplus and to authorize their public auction. Councilman Rankin seconded the motion.

The vote was as follows:

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

The motion passed.

**17. Public Hearing on the Property Located at 1610 Highway 71 South, Block 70, Lot 8 that has been Determined to be in Violation of Article 3.07 Unsafe or Substandard Building, Structures and Premises.**

Mayor Dungen opened the Public Hearing at 7:06 p.m.

Ford Stein showed pictures of the structure and then explained to Council that he had spoken with a brother of the owner of the property and was told that it would not be cleaned up. He said that the owner had failed to respond to any of his attempts to contact him. Councilman Axel said that he knew the family and that he would try to make contact. Mayor Dungen asked if the owner or a representative of the owner was present in the audience. There was no response.

Mayor Dungen closed the Public Hearing at 7:10 p.m.

**18. Consideration and Action on the Property Located at 1610 Highway 71 South, Block 70, Lot 8 that has been Determined to be in Violation of Article 3.07 Unsafe or Substandard Building, Structures and Premises.**

Donald Warschak explained that the next step was to proceed with the 30 day notice as indicated in the City's Ordinance.

Councilman Axel made a motion to proceed as authorized by City Ordinance to declare the structure in violation of the Unsafe or Substandard Building Ordinance and to give the owner 30 days to correct the violations. Councilman Tesch seconded the motions.

The vote was as follows:

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

The motion passed.

**19. Consideration and Action, if Necessary, on the September 2012 Code Enforcement Report.**

Code Enforcement Officer, Ford Stein, presented his September 2012 Code Enforcement Report, a copy of which is attached to these minutes. In addition he announced that it was Fire Prevention Week and that the Fire Department had been conducting activities during the week. No action was necessary.

**20. Items from Councilmembers.<sup>2</sup>**

Councilman Woodall – no comment.

Councilman Axel – no comment.

Councilman Tesch – no comment.

Councilman Rankin – no comment.

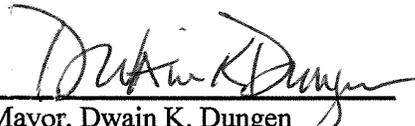
Mayor Dungen – no comment.

**21. Announcements.<sup>2</sup>**

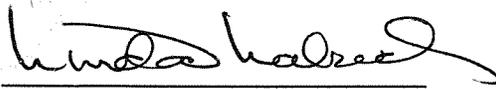
Donnie Templeton with KW International said that they were looking forward to starting construction on their facility. He thanked the CCIDC Board, Council, and City Staff for their hard work.

**22. Adjournment.**

The Mayor adjourned the meeting at 7:15 p.m.

  
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Mayor, Dwain K. Dungen

ATTEST:

  
\_\_\_\_\_  
Linda Lakich, City Secretary

<sup>1</sup>During 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.

<sup>2</sup>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.

