The City Council of the City of Columbus, Texas met in regular session on Thursday, December 27, 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
Councilman	-	Steve Woodall
Councilman	-	John Axel
Councilman	-	Bruce Tesch (Absent)
Councilman	-	Chuck Rankin
City Manager	-	Donald Warschak
City Secretary	-	Linda Lakich

Other City Staff present included:

Police Chief	-	Bill Lattimore
Code Enforcement Of.	-	Ford Stein
Utilities Superintendent	-	Jody Ripper

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.

   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, and Rankin
   > Absent: Councilman Tesch

   The motion passed.

4. **Citizens' Presentations and Comments.[1]**

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

5. **City Manager's Report including Sewer Averaging, Gas System Improvements, and 2012 Water System Improvements.**

   City Manager, Donald Warschak, presented his City Manager's Report, a copy of which is attached to these minutes. In addition, Donald informed Council that the closing for the Ekabel Projekts property was that day and that the company hoped to break ground on their facility shortly after the first quarter and to finish by the end of the year.

6. **Consideration and Action to Authorize Closure of Milam Street (Spur 52) from Myrah Jane Drive to Spring Street and Spring Street between Milam and Travis Streets on January 26, 2013 from 2:00 p.m. to 4:00 p.m. for Right to Life March and Rally.**

   Councilman Schonenberg made a motion to authorize the closure as presented. Councilman Woodall seconded the motion.

   The vote was as follows:

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

The motion passed.

7. **Consideration and Action to Authorize Closure of Preston Street from Back to Fannin Street on January 21, 2013 from 9 a.m. to 2 p.m. for Martin Luther King, Jr. Day Event.**

Councilman Schonenberg made a motion to authorize the closure as presented. Councilman Axel seconded the motion.

The vote was as follows:

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

The motion passed.

8. **Public Hearing Regarding Proposed Annexation of 4.23 Acres of Land in the E. Tumlinson Survey, Abstract No. 44, Colorado County, Texas.**

Mayor Dungen opened the public hearing at 6:50 p.m.

He asked if there was any public comment on the annexation. There was none.

Mayor Dungen closed the public hearing at 6:51 p.m.

9. **Consideration and Action to Award Fuel Bid for January 1, 2013 to June 30, 2013.**

City Secretary, Linda Lakich, told Council that Thomas Petroleum had declined to bid stating that they could not be competitive because of distance. Colorado County Oil turned in a bid of $0.10 over OPIS price which is the same as the current price the City is paying.

Councilman Schonenberg made a motion to award the fuel bid to Colorado County Oil for the period from January 1, 2013 to June 30, 2013. Councilman Axel seconded the motion.

The vote was as follows:

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

The motion passed.

10. **Consideration and Action to Approve Columbus Community & Industrial Development Corporation (CCIDC) Budget Amendment for an Increase to Tenant Assistance.**

Councilman Schonenberg explained that this increase was to cover KWI permits fees of $26,993 and a commitment to pay the first $15,000 of Ekabel utilities with the City.

Councilman Rankin made a motion to approve the CCIDC Budget Amendment for an increase to tenant assistance as presented. Councilman Axel seconded the motion.

The vote was as follows:

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

The motion passed.

11. Consideration and Action to Appoint One Member to the Columbus Community & Industrial Development Corporation (CCIDC) Board.

Mayor Dungen explained that this appointment was to fill the unexpired term of Matt Sprague who resigned from the CCIDC Board. He suggested Byron Marburger and then gave a short background statement about him. Curtiss Schonenberg said that he had known Byron for a long time and that he would recommend him also. Councilman Rankin said that he would like to have some assurance that Byron backs the use of CCIDC funds and property as used recently. Mayor Dungen said that he has talked with Byron and that they had discussed the role of the CCIDC in the City's economic development.

Councilman Axel made a motion to appoint Byron Marburger to the CCIDC Board for the remainder of the unexpired term until May 2013. Councilman Schonenberg seconded the motion.

The vote was as follows:

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

The motion passed.

12. Consideration and Action to Approve Ordinance No. 143-12 Adoption of 2012 International Fire Code.

Councilman Rankin asked Code Enforcement Officer, Ford Stein, if he had read all of the new codes. Ford replied that he had not, but that he had a working knowledge of them. Ford said that the International Codes are revised every three years and that currently the City is using standards that are almost ten years old. Councilman Rankin asked if the City meets the requirements of the 2012 Fuel Gas Code. Donald Warschak stated that the City's gas system falls under the regulation of the Texas Railroad Commission.

Councilman Woodall made a motion to approve Ordinance No. 143-12 Adoption of 2012 International Fire Code as presented. Councilman Rankin seconded the motion.

The vote was as follows:

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

The motion passed.

13. Consideration and Action to Approve Ordinance No. 144-12 Adoption of 2012 International Plumbing Code.

Councilman Schonenberg made a motion to approve Ordinance No. 144-12 Adoption of 2012 International Plumbing Code as presented. Councilman Axel seconded the motion.

The vote was as follows:

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

The motion passed.

14. Consideration and Action to Approve Ordinance No. 145-12 Adoption of 2012 International Fuel Gas Code.

Councilman Axel made a motion to approve Ordinance No. 145-12 Adoption of 2012 International Fuel Gas Code as presented. Councilman Schonenberg seconded the motion.

The vote was as follows:

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

The motion passed.

15. Consideration and Action to Approve Ordinance No. 146-12 Adoption of 2012 International Mechanical Code.

Councilman Schonenberg made a motion to approve Ordinance No. 146-12 Adoption of 2012 International Mechanical Code as presented. Councilman Rankin seconded the motion.

The vote was as follows:

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

The motion passed.

16. Consideration and Action to Approve Ordinance No. 147-12 Adoption of 2012 International Building Code.

Councilman Schonenberg made a motion to approve Ordinance No. 147-12 Adoption of 2012 International Building Code as presented. Councilman Axel seconded the motion.

The vote was as follows:

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

The motion passed.

17. Consideration and Action to Authorize the Advertising for Bids to Repaint the Cardinal Hill Water Tower.

Donald Warschak told Council that Mercer Engineering was finalizing design and bid packets for the repainting of the Cardinal Hill Water Tower. He asked for authorization to send out notices and advertise for bids. Councilman Woodall asked when the tower had last been painted. Donald said that it was built in the 80's, so probably in the 90's.

Councilman Woodall made a motion to authorize the advertising for bids to repaint the Cardinal Hill Water Tower. Councilman Axel seconded the motion.

The vote was as follows:

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

The motion passed.

18. Consideration and Action, if Necessary, on the November 2012 Code Enforcement Report.

Police Chief, Bill Lattimore, presented his November 2012 Police Report, a copy of which is attached to these minutes. He also told Council about the departments recent activities and told them that he has put a forfeited pickup into Police Department service as the Chief's vehicle.

No action was necessary.

19. Items from Councilmembers.[2]

Councilman Woodall – wished everyone a Happy New Year.

Councilman Axel – also wished all a Happy New Year.

Councilman Schonenberg – no comment.

Councilman Rankin – no comment.

Mayor Dungen – expressed his gratitude to city staff, council, and members of the city's boards. He asked everyone to be safe over the New Year's holiday.

20. <u>Announcements.</u>[2]

It was announced that in addition to being named Employee of the Year, that Municipal Court Clerk Kaylee Brune has been certified as a Level II Court Clerk.

21. <u>Adjournment.</u>

The Mayor adjourned the meeting at 7:20 p.m.
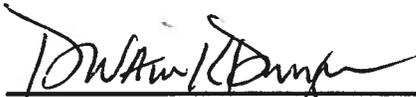
_____
Mayor, Dwain K. Dungen

ATTEST:

_____
Linda Lakich, City Secretary

[1]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.

[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.