

Minutes
Flatonia City Council
Regular Meeting
June 12, 2007

Present:

Mayor
Mayor Pro Tem
Councilpersons

Robert Bizzell
Carlene Carlock
Bryan Milson - outgoing
Steve Morrill - outgoing
Len Waska
Kathy Collins – newly sworn in
Jan Lahodny – newly sworn in
Jeff Hairgrove – newly sworn in
City Staff
John Irvin – City Manager
Melissa Brunner – City Secretary
Gregory Robinson – Code Enforcement Officer
Leonard Cox – Police Chief
Jack Pavlas – Utility Director

Opening Agenda

Call to Order
Invocation and Pledge
Citizen's Participation

Mayor Bizzell called the meeting to order at 6:00 p.m.
Mayor Bizzell led the invocation and the pledge.
Barbara Branecky asked if it would be possible for the Health Department to investigate the hotels in town. She had relatives who had a bad experience in one of our local hotels.

Tommy Shults stated that the Railroad Association had some engineers who would like to look at the old depot that had been damaged in the storm of June 3rd. They would like more time before deciding what will be done with the damaged building.

Cindy Whisenant asked that the Council not tear down the water tower.

Kathryn Geesaman, President of the Flatonia Landmark Preservation Society, asked for dialogue with the council again on the downtown water tower. She questioned the liability of the lead based paint on the downtown water tower. She further questioned the liability of no environmental protection plan in the tear down contract.

Michael Branecky informed Council and citizens present that he would be holding a meeting on Tuesday, June 19th at 6:30 p.m. at

his office regarding the floodplain and the floodplain maps that FEMA has put in effect.

Reports

Mayor's Activity Report Mayor Bizzell stated that there would be a legislative update in Lockhart with Senator Heger on June 21st.

Mayor Bizzell thanked the outgoing council members for their service.

City Council Members' Reports

Councilman Steve Morrill stated that he had enjoyed serving on the City Council and thanked everyone for their support through the years.

Councilperson Carlock thanked the outgoing council persons for their service.

Councilman Milson stated that his time on council had not been boring. He further stated that he had enjoyed serving.

Councilman Waska thanked the outgoing council members for their service.

Police Chief's Report Police Chief Leonard Cox reported on the activity for the month of May. Chief Cox also presented Charles Greive with his Advanced Peace Officer Certificate. Tanya Connor and Delores Clack presented Officer Michael Noak with a certificate of appreciation for the donation of his time in serving as security at the Relay for Life held in Flatonia in April.

City Manager's Report City Manager Irvin stated that Councilman Larry Branecky had previously served on the Fayette County Airport Committee. The next meeting will be held on June 19th. He asked council members if they would be interested in serving.

City Manager Irvin reported back to Angeline Boehnke on the railroad crossing closure at Mill Street. He stated that it had been closed because it was an uncontrolled crossing. He stated that he had sent invoices to Union Pacific and Texas Department of Transportation for the monies promised. This money was being earmarked for sidewalk repair in the downtown district and for street repair.

Planning and Zoning Report There was nothing to report from the Planning and Zoning report.

Economic Development There was nothing to report on economic development.

Deliberation Agenda

- 6.2007.1 City Secretary Melissa Brunner, TRMC swore in Kathy Collins, Jeff Hairgrove and Jan Lahodny as Councilpersons on the Flatonia City Council.
- 6.2007.2 Jeff Hairgrove motioned to elect Carlene Carlock as the Mayor Pro Tem. Kathy Collins seconded the motion. None opposed. Motion carried.

Consent Agenda

Carlene Carlock motioned to approve the consent agenda, including the minutes of the May 8, 2007 Regular Meeting, the May 15, 2007, Special Meeting and the May 2007 Financial Report. Len Waska seconded the motion. None opposed. Motion carried.

Deliberation Agenda

- 6.2007-3 Kathy Collins motioned to remove her name from consideration for placement on the Flatonia Historic Commission. Jeff Hairgrove seconded the motion. Jan Lahodny moved to amend the motion to also remove her name for consideration. Jeff Hairgrove withdrew his second. Kathy Collins amended her motion to also remove Jan Lahodny's name from consideration. Jeff Hairgrove seconded the motion. None opposed. Motion carried.
- 6.2007-4 Kathy Collins motioned to allow Watershed Concepts to proceed with the scope of work proposed in Option 1 of the Flood Plain Study. Jeff Hairgrove seconded the motion. Jan Lahodny moved to amend the motion to accept Option 1 provided that we have looked at other competitive bids and that it is subject to council review. Kathy Collins seconded the motion to amend. Kathy Collins moved to amend the amendment to take away the wording "competitive bids" until we get answers from City Manager subject to questions asked and Council has reviewed the answers. Jan seconded the motion to amend the amendment. Kathy Collins withdrew her motion to amend the amendment. Jan Lahodny withdrew her amendment to the motion. Kathy Collins then withdrew her original motion.

Jeff Hairgrove motioned to postpone consideration of the floodplain study by Watershed Concepts until the next regular council meeting. Kathy Collins seconded the motion. None opposed. Motion carried.

- 6.2007-5 Kathy Collins motioned to allow the variance requested by the Flatonia Golf Association on the demand meter for electricity at the Flatonia Golf Course. Jan Lahodny seconded the motion. None opposed. Motion carried.
- 6.2007-6 Kathy Collins motioned to renew the contract with the Flatonia Golf Association as it currently reads. Len Waska seconded the motion. None opposed. Motion carried.
- 6.2007-7 Jeff Hairgrove motioned that the City of Flatonia grant a 60 day moratorium before commencement of any effort to condemn or forced demolition of the railroad depot damaged in the recent storm. During this period the Flatonia Rail Park is expected to obtain engineering reports, including structural analysis, historical architect inputs and all other information regarding the repair and/or restoration of the building. Carlene Carlock seconded the motion. None opposed. Motion carried.
- 6.2007-8 Jan Lahodny motioned to stop the demolition process on this downtown water tower and John Irvin is to notify Caldwell Tanks no later than noon tomorrow, Wednesday, June 13th by phone with an email confirming this notification. Kathy Collins seconded the motion. Kathy Collins, Jan Lahodny and Jeff Hairgrove voted in favor. Carlene Carlock and Len Waska opposed. Motion carried.

Jan Lahodny motioned to authorize John Irvin to develop a list of people to include community members, stakeholders and experts to study the restoration, preservation or demolition of the downtown water tower and to bring this list of persons to Council for approval at the next Council Meeting. Kathy Collins seconded the motion. Jan Lahodny, Kathy Collins and Jeff Hairgrove voted in favor. Carlene Carlock and Len Waska opposed. Motion carried.

Prior to opening the Executive Session, Councilman Jeff Hairgrove questioned the posted Section 551.071, consultation with attorney, as not attorney was present and the use of the words "personnel matter" as Robert Wood is no longer an employee of the City of Flatonia. Council was informed that the incorrect section number had been a typographical error.

Executive Session - opened at 8:30 p.m.

As authorized by Section 551.074, Texas Government Code, the council may enter into closed or executive session to discuss and act upon the following personnel matter:

ES6-2007.1 Discussion on former City Manager Robert Wood.


Executive Session closed at 9:02 p.m.

Deliberation Agenda – reopened at 9:03 p.m.

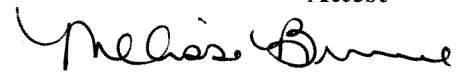
6.2007-9 Jeff Hairgrove motioned to authorize City Manager Irvin to instruct City Attorney McNeal to draft a demand letter on/or at June 15, 2007 for recovery of all properties owned by the City of Flatonia and currently in the possession of former City Manager Robert Wood, to include all passwords, data, keys, computers, cell phone and radio. Carlene Carlock seconded the motion. None opposed. Motion carried.

The meeting was adjourned at 9:04 p.m.

Signed


Robert M. Bizzell
Mayor

Attest


Melissa Brunner, TRMC
City Secretary

Approved this 10th day of July, 2007.