

**Minutes  
Flatonia City Council  
Regular Meeting  
November 10, 2003**

**Present:**

<b>Mayor</b>	Lori Berger
<b>Councilpersons</b>	Ken Freytag – Mayor Pro Tem Carlene Carlock Robert Bizzell Steve Morrill
<b>City Staff</b>	Larry Branecky Robert Wood – City Manager Melissa Brunner – City Secretary Leonard Cox – Police Chief

**Opening Agenda:**

**Call to Order** Mayor Berger called the meeting to order at 6:00 p.m.

**Invocation & Pledge** Councilperson Carlock led the invocation and Mayor Berger led the Pledge of Allegiance.

**Citizen's Participation** There were no citizens present who wished to participate.

**Reports**

**Mayor's Activity Report**

Mayor Berger reported that we would not be eligible for the USDA grant money if we hadn't had our application submitted before October 1, 2003 due to the census numbers. Berger also reported that the City of Flatonia is not currently listed as an Enterprise Zone which allows new businesses and industries to apply for certain grants and loans from the State. The state has not clarified how they are going to qualify areas for this designation.

**Council members' Activity Report**

None of the Councilpersons had anything they wished to report on.

**Police Chief's Report**

Police Chief Leonard Cox presented the activity report for the month of October 2003. He further reported that he had narrowed the search for a new part-time officer and would be starting interviews in the next few weeks.

## **City Manager's Report**

City Manager Wood reported that the project going on SH 90 is a Texas Department of Transportation project. He further reported that the project on FM 609 should be starting soon.

**Planning and Zoning Report** None separate from the agenda.

## **Consent Agenda**

Minutes of October 14, 2003 Regular Meeting, and October 27, 2003 Special Meeting.

October 2003 Financial Report

Steve Morrill moved to accept the consent agenda. Carlene Carlock seconded the motion. None opposed. Motion carried.

## **Public Hearing**

Opened at 6:10 p.m.

- PH11-1. City Manager Robert Wood read the letters from Nancy Jasek, on behalf of the Flatonia Housing Authority and Gary Zimmerhanel who were both in favor of the re-zone to High Density Residential. Mr. Wood further reported that the Planning and Zoning Commission had recommended that the re-zone be approved.
- PH11-2. City Manager Wood reported that the proposed amendments to the zoning ordinance would allow for reconstruction or replacement of residential structures on property that is zoned as Light Industrial, General Commercial 1 and Highway Commercial.
- PH11-3. City Manager Wood reported that this public hearing was required for the development of the Hazard Mitigation Plan that is being put together by the Texas Colorado River Floodplain Coalition to bring to Council and citizens' attention some of the hazards that had been pinpointed for the City of Flatonia.

Closed at 6:23 p.m.

## **Deliberation Agenda**

- 11-1. Steve Morrill motioned to table Resolution #2003-7 for the CAPCO solid waste grant as notice has been received that the deadline for this grant has been extended. Ken Freytag seconded the motion. None opposed. Motion carried.
- 11-2. No action was taken on the Hazard Mitigation Plan for the Texas Colorado River Floodplain Coalition.
- 11-3. Ken Freytag motioned to authorize Mayor Berger and City Manager Wood to sign any and all paperwork necessary for the purchase of the property from the Woodrow Johnson Estate. Steve Morrill seconded the motion. None opposed. Motion carried.

- 11-4. Larry Branecky motioned to grant the request from the James D. Arnim Estate that the property it owns at 320 Hackberry be re-zoned as R-3: High Density Residential. Steve Morrill seconded the motion. None opposed. Motion carried.
- 11-5. Larry Branecky motioned to adopt Ordinance #360 amending the zoning ordinance. Steve Morrill seconded the motion. None opposed. Motion carried.

### **Executive Session**

opened at 6:27 p.m.

- ES11-1. The City Council may meet in Executive Session as authorized by Section 551.086, Texas Government Code, to consider competitive electric matters. Subjects to be considered for discussion and/or adoption, approval, amendment, ratification of other action at such meeting include options under the City's contract for electric requirements service with the Lower Colorado River Authority.
- ES11-2. The City Council may meet in Executive Session as authorized by Section 551.074, Texas Government Code, to discuss personnel matters: Review of the City Manager.

closed at 7:45 p.m.

### **Deliberation Agenda**

Opened at 7:46 p.m.

- 11-6. Mayor Berger stated that the Flatonia City Council made a decision regarding its wholesale power agreement with the Lower Colorado River Authority. The City of Flatonia purchases all of its electric power from the Lower Colorado River Authority, a provider of wholesale electricity in 53 Texas counties. The City of Flatonia will continue to purchase its electricity requirements from the Lower Colorado River Authority. No further action was taken on the Lower Colorado River Authority Price Select 2004 contract and related documents.
- 11-7. Steve Morrill motioned to authorize Mayor Berger to sign the employment agreement with City Manager Wood contingent on approval by City Attorney William McNeal. Carlene Carlock seconded the motion. None opposed. Motion carried.

**The meeting was adjourned at 7:48 p.m.**

**Signed**

Lori Berger  
Mayor

**Attest**

Melissa Brunner, TRMC  
City Secretary

Approved this 9<sup>th</sup> day of December, 2003.