

Fire Chief Vire reported that \$2314.66 had been donated through the utility bills during the third quarter of 2012.

City Manager Dixon presented information to the Council concerning the street survey, capital improvement plan, AMTRAK, manufactured home rental ordinance, Prosperity Bank building and the downtown revitalization grant.

Carol Littlefield made a presentation and led a discussion with Council on economic development.

Public Hearing

opened at 6:45 p.m.

PH11-2012.1 Public Hearing on request from Raul & Frances Vasquez for a variance to reduce the Mill Street side yard setback from twenty-five (25) feet to zero (0) feet for the following property: 330 W 7th St., PID 27880, Faires Addn., BLK fraction of 26. This request has been submitted in order to enlarge the kitchen area of the existing residential structure.

No citizens wished to speak

PH11-2012.2 Public hearing on request from Brenda Ray for a conditional use permit for a bar or nightclub at 1143 E US Hwy 90, PID 25372, an establishment known as Brenda's, Hwy 90 East Annex.

Citizens spoke during Citizen's Participation

closed at 6:47 p.m.

Consent Agenda

Jan Lahodny motioned to adopt the consent agenda including the Minutes of the October 9, 2012 Regular Meeting, the October 2012 Financial Report and the LCRA System Study. Tyler Mica seconded the motion. None opposed. Motion carried.

Deliberation Agenda

11-2012.1. Matt Freytag motioned that the request for a variance to reduce the Mill Street side yard setback from twenty-five (25) feet to zero (0) feet for the following property; 330 W 7th St., PID 27880, Faires Addn., BLK fraction of 26 from Raul and Frances Vasquez be approved. Jan Lahodny seconded the motion. None opposed. Motion carried.

11-2012.2. Matt Freytag motioned that the request from Brenda Ray for a conditional use permit for a bar or nightclub at 1143 E US HWY 90, PID 25372, an establishment known as Brenda's, Hwy 90 East Annex be denied. Chris Kubesch seconded the

- motion. Matt Freytag, Chris Kubesch and Jan Lahodny voted in favor. Tyler Mica opposed. Motion carried.
- 11-2012.3. No action was taken on the ordinance extending hours of operation for certain businesses.
- 11-2012.4. Jan Lahodny motioned to approve the reports from EA Arnim Museum and Archives, Flatonia Special Projects and the Flatonia Chamber of Commerce regarding expenditures of the hotel Occupancy Tax Monies. Matt Freytag seconded the motion. None opposed. Motion carried.
- 11-2012.5. Jan Lahodny motioned that the new fire station be located at an Old Hallettsville Road Location. Tyler Mica seconded the motion. Jan Lahodny and Tyler Mica voted in favor. Chris Kubesch and Matt Freytag voted against. Mayor Mica voted against to break the tie. Motion failed.
- 11-2012.6. Matt Freytag motioned to not adopt the ordinance amending the electric fee schedule for the City of Flatonia. Jan Lahodny seconded the motion. None opposed. Motion carried.
- 11-2012.7. No action was taken on the ordinance amending the water and sewer rate schedule.
- 11-2012.8. Jan Lahodny motioned to adopt the resolution reaffirming eminent domain. Chris Kubesch seconded the motion. None opposed. Motion carried.

Executive Session – opened at 7:25 p.m.

- ES11-2012.1 As authorized by Texas Government Code 551.071 – consultation with City Attorney about pending or potential litigation and claims, administrative hearings, settlement offers, or attorney-client privileged matters, including the following matters:
 Robert Wood v. City of Flatonia appeal
- ES11-2012.2 As Authorized by Texas Government Code Sec. 551.074 deliberations about an employee of the governmental body:
 Review of City Manager

Deliberation Agenda – re-opened at 9:35 p.m.

- 11-2012.9. Jan Lahodny motioned to authorize the city attorney to respond to Robert Wood’s offer in accordance with the terms discussed in executive session. Matt Freytag seconded the motion.
- 11-2012.10. No action was taken on the review of the City Manager.

The meeting was adjourned at 9:40 p.m.

Approved this 8th day of January, 2013.

Signed



Scott Mica
Mayor

Attest



Melissa Brunner, TRMC, CMC
City Secretary

