

**Minutes  
Flatonia City Council  
Regular Meeting  
November 9, 2010**

**Present:**

<b>Mayor</b>	Scott Mica
<b>Mayor Pro Tem</b>	Bryan Milson
<b>Councilpersons</b>	Jan Lahodny Kathy Collins Teri Wilks Tyler Mica
<b>City Staff</b>	Kenneth Knight – City Manager Melissa Brunner – City Secretary Jack Pavlas – Utility Director Mike Noak – Police Chief Angela Beck – City Attorney Gregory Robinson – Code Compliance Officer

**Opening Agenda**

<b>Call to Order</b>	Mayor Mica called the meeting to order at 6:00 p.m.
<b>Invocation and Pledge</b>	Code Compliance Officer Robinson led the invocation and Mayor Mica led the pledge.
<b>Citizen's Participation</b>	Regina Lighteard spoke about an alleged incident on October 28 <sup>th</sup> at her place of employment with Mayor Mica.

**Reports**

<b>Council Members' Reports</b>	Kathy Collins reported that the Flatonia Amtrak Task Force efforts continue to be productive as Chair Mark Eversole gave a presentation on the efforts at an event sponsored by the Flatonia Historic railroad Club. The Task Force also met with Capital Area Rural Transportation System (CARTS) officials to discuss funding options and the next steps that need to be taken on this process. CARTS has also paid for and provided plans of the 1926 passenger depot and they will be pursuing grants on behalf of the City and Task Force. The Task Force is also going to have a conference call with Senator Kay Bailey Hutchison's office concerning the project.
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Councilperson Collins also reported that Robert Wood had recently lost his appeal on the lawsuit that he brought against the City. City Attorney Beck will be giving an update in Executive Session.

**Police Chief's Report**

Chief Noak presented the October 2010 Police Report. Chief also reported that the suspect in the Food Mart burglary had been arrested and is believed to be involved in the Joel's BBQ burglary.

**City Manager's Report**

City Manager Knight reported that the contractor on the Arsenic Remediation Project is beginning to order materials as it is believed that the Texas Commission on Environmental Quality will approve the major components of the project and there will be only minor changes.

Knight also reported that the Notice to Proceed had been received on the Downtown Trails Grant and that Kent Milson would be working on this during the Christmas break.

Knight further reported that the new warehouse buildings were up. The City crew is wiring the buildings. The fences also need to be put up. It will be approximately 60 – 90 days before the equipment will be moved. After this, the buildings downtown will be taken down.

**Consent Agenda**

Kathy Collins motioned to accept the Consent Agenda, including the minutes of the October 12, 2010 regular meeting and the October 2010 financial. Bryan Milson seconded the motion. None opposed. Motion carried.

Mayor Mica left the meeting on personal business. Mayor Pro Tem Bryan Milson chaired the meeting from this point through the end.

**Executive Session – began at 6:15 p.m.**

ES11-2010.1 As authorized by Texas Government Code 551.071 – consultation with attorney

Wood appeal

Attorney advised Council concerning the Oil/Gas Leases

Ended at 6:30 p.m

**Deliberation Agenda**

- 11-2010.1 Kathy Collins motioned to approve the reports from the Flatonia Chamber of Commerce and the EA Arnim Museum and Archives on the Hotel Occupancy Tax expenditures. Teri Wilks seconded the motion. None opposed. Motion carried.
- 11-2010.2 Kathy Collins motioned to enter into a three year lease arrangement with the stipulations that it be for \$1500 per acre at 25% royalty, 100% pool, with no drilling with Southern Bay Energy for oil and gas rights for two tracts owned by the City. Teri Wilks seconded the motion. None opposed. Motion carried.
- 11-2010.3 Teri Wilks motioned to adopt the ordinance amending the solid waste rates for the City of Flatonia. Kathy Collins seconded the motion. None opposed. Motion carried.
- 11-2010.4 Kathy Collins motioned to adopt the ordinance amending the Animal Control Ordinance. Teri Wilks seconded the motion. None opposed. Motion carried.
- 11-2010.5 Teri Wilks motioned to adopt the ordinance amending the Noise Ordinance. Kathy Collins seconded the motion. None opposed. Motion carried.
- 11-2010.6 No action was taken on establishing a billboard ordinance.
- 11-2010.7 No action was taken on consultation with attorney in Executive Session.

**The meeting was adjourned at 6:43 p.m.**



**Signed**

  
Scott Mica  
Mayor

**Attest**

  
Melissa Brunner, TRMC, CMC  
City Secretary

Approved this 14<sup>th</sup> day of December 2010