

**CITY OF SCHULENBURG  
SCHULENBURG, TEXAS  
NOVEMBER 15, 2016**

The City Council of the City of Schulenburg met in a special meeting on Tuesday, November 15, 2016, at the Council Chambers located at 607 Upton Avenue, Schulenburg, Texas, at 6:00p.m. The elected officials present included Mayor Roger Moellenberndt, Alderman Rodney Gresser, Brenda Rehak, Arnold Stoever, Harvey Hercik and Larry Veselka. City Staff present were City Administrator, Tami Blaschke-Walker and City Attorney Zachariah Evans.

Visitors included Lisa Mederos of the Schulenburg Sticker, Kirk Pate, Frank Wick III, and Billy Biersdorfer.

Mayor Moellenberndt called the special meeting to order at 6:00p.m., and led the pledge of allegiance.

Due to a guest present, Mayor Mollenberndt asked legal counsel to change the order of agenda items. Kirk Pate, Fayette County Tourism Association spoke on behalf of support for the county hotel tax. He shared a perspective of the proposition that is levied by the county. Kirk mentioned to the council that on March 24, 2017 Asleep at the Wheel will be at Sengleman and the funds would be allowed to market the event. Tourists/visitors will be staying outside the city limits and a small amount to be paid could come back to Schulenburg. He felt it was a valid point and all should be treated fair. During the presentation, Kirk felt that the increase in funding is appropriate to ask those visitors to pay the tax.

Mr. Pate offered to the council that 73 counties have the tax in the state of Texas. Up to 7% could be collected and is determined by the county. Mayor Moellenberndt asked about the deadline to offer support. Kirk said they would like to have everything wrapped up by mid-late December. He finished his presentation by stating that FCTA (Fayette County Tourism Association) is a non-profit organization 501(c)6, no one is paid and they are an independent group promoting the county.

Alderman Hercik spoke and reiterated his feelings from the November 7<sup>th</sup> meeting and did not feel the city should support a tax outside the city limits. If a tax is levied by the county, why are we (the city) being asked to support this?

Alderman Hercik made a motion to not support the resolution on the county hotel tax. Alderman Stoever seconded the motion. Motion passed unanimously.

Mayor Moellenberndt noted that at 6:20p.m., city council would convene in executive session under Chapter 418 or 551, Texas Government Code, or Section 321.3022 of the Texas Tax Code

Mayor Moellenberndt convened into regular session at 7:06p.m.

Alderman Hercik made a recommendation to council that rather than sell the property and go through the bid process, he proposed an extension of an existing 15' easement to Prime Products from the southwest corner to the northwest corner of 31.6 feet. Extend the same to Mr. Wick and Mr. Biersdorfer of the 25' alley, plus an additional 6.6 feet. This would be fair to both parties. The city would retain ownership of these easements and the terms are negotiable with the city attorney and the city administrator. Once agreed upon, the council would then give their final approval at the first meeting in December; provided that all parties are in agreement.

Mr. Wick asked the mayor and council if he could propose his information to the council. Mayor Moellenberndt allowed Mr. Wick to proceed. Frank Wick III presented a qualified broker's price for the property that Mr. Kristinik was looking to purchase. While handing out the information, Mr. Wick reminded the council that the price offered to the city from Mr. Kristinik was at .33¢ sq ft. and 10' x 510.34' strip equaling 5,103.4 sq. ft., was estimated at \$1,757.37, while Mr. Gary Helmcamp gave a price for the property at \$2.50 sq ft. Frank said according to his broker's opinion that the 5,103.4 sq ft would be worth \$12,758.50.

Alderman Hercik mentioned that he did his own homework and that the FCAD (Fayette County Appraisal District) has the property that the city swapped with Prime listed for .23¢ sq ft and Mr. Wick and Billy Biersdorfer's property at \$1.00 sq ft.

Based on the recommendation that Mr. Hercik made for both parties the city owned easement for use to the adjacent property owners was the best solution at the time. Mr. Wick thanked the council for not selling the property that it was a wise decision on their part and for the best interest of the city, noting the variation in value.

Alderman Stoever mentioned that the city would continue to move forward with a t-ball or another term used "pinto" field at 150'. There is enough room for the use of the easements and serving the needs of a field.

Council asked that the city attorney and city administrator to proceed forward and contact the property owners to work out the details.

With there being no further business, Alderman Veselka made a motion to adjourn the meeting at 7:15p.m., seconded by Alderman Rehak. The motion passed unanimously.