

**Mayor**  
Dee Grimm

**Council Members**  
Dwayne Padalecki  
Susann Baker  
Caid Franckowiak  
Deborah McInerney  
John Hafner

**City Secretary**  
Janice Staudt

**CITY OF ST. HEDWIG**  
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**APPROVED MINUTES**  
of the Regular City Council Teleconference Meeting

November 5, 2020

**1. CALL MEETING TO ORDER**

Mayor Dee Grimm called the teleconference meeting to order at 7:30 pm.

**2. ROLL CALL AND ESTABLISH A QUORUM**

Roll call was taken. Members present were Councilman Dwayne Padalecki, Councilwoman Susann Baker, Councilman Caid Franckowiak, Councilwoman Deborah McInerney and Councilman John Hafner. A quorum was established. Janice Staudt presided as City Secretary.

**3. READING AND APPROVAL OF MINUTES**

The minutes to approve were from the October 1, 2020 City Council Teleconference Meeting. Councilwoman Susann Baker moved to approve the minutes as written. Councilman Dwayne Padalecki seconded the motion. All were in favor. The October 1, 2020 City Council Teleconference Meeting minutes were approved.

**4. READING AND APPROVAL OF FINANCIAL SUMMARY**

The financial summary to approve was for September, 2020. Councilman Dwayne Padalecki moved to approve the September, 2020 financial summary. Councilwoman Susann Baker seconded the motion. All were in favor. The September, 2020 financial summary was approved.

**5. REPORT FROM CODE COMPLIANCE**

Code Compliance Officer Kim Fornof presented the October report.

Ms. Fornof reported that there were not very many permits issued, but there were a lot of questions. She said she's still working on the permit for the new Rock Methodist Church. Ms. Fornof also said permission was granted to allow East Central ISD to place signs throughout the city advertising for part-time positions at Tradition Elementary School. Councilman Dwayne Padalecki questioned item #6 on the Code Compliance report and

informed Ms. Fornof of shipping containers located along FM 1518. Ms. Fornof replied that there are questions about the legality of them and therefore has not permitted any yet.

For a complete report, see it on our website at [sainthedwigcity.com](http://sainthedwigcity.com) under the "BUILDING & DEVELOPMENT", "CODE COMPLIANCE" tabs.

## **6. REPORT FROM PLANNING AND ZONING**

Planning and Zoning (P&Z) Commission Chairman, Mr. Charles Mais presented the report. He said the Zoning Ordinance review has been completed and they've recommended some dates for a workshop with City Council to allow them to review the Ordinance. Mr. Mais said P&Z is waiting on direction from the Mayor before continuing on with the Subdivision Ordinance review. He also said that a permit was issued to Dulces La Meyor Warehouse, a distributor of Mexican style candy located at 13911 US Hwy 87, but approval of the business driveway is still pending.

## **7. CITIZENS TO BE HEARD**

There were no citizens to be heard.

## **8. OLD BUSINESS**

### **A. Roads – Receive Road Maintenance Report, and Take Action on Related Items**

#### **1. Road Report**

Councilman Caid Franckowiak reported that shredding of the right-of-way along the city roads has just been completed and the right-of-way tree trimming/brush cutting has begun. He also reported that the 2020 Roadway Rehabilitation Project has begun.

#### **2. Matching Fund Project – Gable Road - Discuss and take action**

Councilman Dwayne Padalecki said 6S Engineering has now taken over the project and it is on the fast track for completion.

#### **3. Silesia Drive – Update on Silesia Drive Deficiency Issues**

Mayor Grimm said the attorneys are still in conversation, that another closed session meeting is needed, and advised the Council to review the demand letter received from the developer's attorney.

#### **4. Status of 2020 Roadway Rehabilitation Project**

Mr. Jess Swaim with 6S Engineering said they gave the notice to proceed to the contractor, All In Construction, on November 4, 2020 and their contract is for forty-two days. He said the contractor has started work on Graytown road, cutting the edges, proceeding towards Lupon road, and they will begin base repairs about the middle of next week. Councilman Dwayne Padalecki informed the Mayor of a dumpster located on Lupon road, that's in the right-of-way of the road construction, and asked that action be taken to have it moved.

#### **D. City Park**

Councilman Dwayne Padalecki reported that a distance study, is being performed on the walking paths of the park so informational boards can be installed informing people using these paths of their walking distances. Councilwoman Susann Baker informed that two new park benches were donated to the park and should arrive soon. Councilwoman Deborah McInerney added that the County Line Band has requested permission to have a drive-in concert in the park on Saturday, November 21. Mayor Grimm asked Council for their opinion and noted that attendees must maintain social distancing, for there has recently been a spike in COVID-19 cases. She asked that they guarantee people will stay in their cars for the concert.

#### **E. St. Hedwig's Contract with MD Systems for Exclusive Waste Management Services within the City Limits**

Mayor Dee Grimm said MD Systems met with herself and Councilman Dwayne Padalecki, along with a representative from Frontier Waste Solutions, whom MD Systems said they had taken on for assistance with their company operations. Mayor Grimm said MD Systems signed the amended waste services contract, granting them exclusive rights to commercial and industrial waste services, along with the residential waste service they were contracted to do. Several days later she said, MD Systems customers received a letter from Frontier Waste Solutions, informing them that Frontier Waste Solutions had acquired MD Systems. Mayor Grimm said she was not aware of this acquisition and immediately contacted MD Systems and confirmed it. She said, the contract with MD Systems specifically states however, that they will not assign or transfer any of their responsibilities to anyone else, without the written approval of the City Council for this exclusive contract. Mayor Grimm said, per the City Attorney, the options are to consider working with Frontier Waste Solutions to carry on the contract or open the contract up for bids. City Attorney Cynthia Trevino added that if the city decided to continue with Frontier Waste Solutions, a new Ordinance would be required. She clarified that under the contract for the services, Waste Management has the right to sell their business, but the issue is the breakage of the exclusive franchise rights under the City Ordinance. So, she said, the Council can either grant that

exclusive right to Frontier Waste Solutions or not grant that exclusive right and then open it up to other vendors. Councilwoman Susann Baker said she had concerns, for Council does not have any consumer information on Frontier Waste Solutions, so she moved to have Frontier Waste Solutions present their company before Council for consideration of granting exclusive rights to them. Councilwoman Deborah McInerney seconded the motion. All were in favor. Frontier Waste Solutions will be asked to make a presentation to the City Council.

**F. Determine Workshop Date for the City Council and the Planning & Zoning Commission to Review Revisions to the Zoning Ordinance**

Planning & Zoning Commission Chairman Mr. Charles Mais said the Commission would be available on November 10 or 17 to meet. Mayor Dee Grimm she'll try to coordinate a date with the City Council.

**G. Update on Potential Property Tax Freeze or Exemption for Saint Hedwig Citizens**

Mayor Grimm said based on calculations received from the City Bookkeeper, having a tax freeze/exemption would have an estimated revenue effect of \$1,823.00 per year. She said she also talked to the City Attorney about a tax freeze vs. a tax exemption, who said that once you adopt a tax freeze, you can't rescind it, whereas a tax exemption can be rescinded at any time. Councilwoman Susann Baker moved to table this agenda item to the December City Council meeting to allow more time for Council to review and make a decision. Councilwomen Deborah McInerney seconded the motion. All were in favor. This agenda item was table until the December City Council meeting.

**H. Update on Green Valley SUD proposed project to service wastewater system to the Clearwater Creek residential District**

City Attorney Cynthia Trevino said Green Valley SUD has had closed session items related to this topic, but she will continue to monitor in case something comes up, where the City should attend.

**I. Update on Internet Services for the City**

Councilman John Hafner said he is still researching internet services for the City, but the main concern is that internet companies are not wanting to provide service here because there are not enough residents to generate enough revenue for them to justify the high infrastructure costs they would incur.

**J. COVID-19 Coronavirus Update**

Mayor Dee Grimm reported that she works with disaster healthcare preparedness, is working closely with the COVID situation at the state level,

and is very concerned with the rapid increase in cases. She said the city of El Paso only has one emergency trauma level 1 center with 230 beds, of which 215 of them are occupied with COVID patients, leaving only 15 trauma beds left for other emergencies. She said that their fatality rate is so high that she has been asked to go there to conduct mass fatality services consultation. Mayor Grimm expressed concern about the approaching holiday season and asked for everyone to continue to be vigilant and not let their guard down until a vaccine is developed.

## **9. NEW BUSINESS**

### **A. Ordinance 2012 Appointing Mayor Pro Tempore**

Mayor Dee Grimm announced that Councilman Dwayne Padalecki has agreed to continue to be the Mayor Pro Tempore. Councilwoman Susann Baker moved to approve Ordinance 2012, appointing Councilman Dwayne Padalecki as Mayor Pro Tempore, May 5, 2020 through May 5, 2021. Councilman John Hafner seconded the motion. All were in favor. Ordinance 2012 was passed.

## **10. ANNOUNCEMENTS**

Mayor Dee Grimm announced the retirement of Saint Hedwig's Election Judge, Greg Ramzinski. She thanked Greg and his late wife, Marcy, for approximately 40 years of election service and will be sending Greg an award from the City for he and Marcy's dedicated service.

Councilman John Hafner reminded everyone of Veterans Day, November 11.

Happy Thanksgiving!

## **11. DETERMINE DATE FOR NEXT MEETING**

The next City Council meeting will be held December 3, 2020.

## **12. ADJOURNMENT**

Mayor Dee Grimm adjourned the teleconference meeting at 8:36 pm