

**CITY OF COPPERAS COVE
CITY COUNCIL REGULAR MEETING MINUTES
JANUARY 2, 2001 - 7:00 P.M.**

A. CALL TO ORDER

Mayor Rodney G. Nauert called the regular meeting of the City Council of the City of Copperas Cove, Texas to order at 7:00 p.m.

B. INVOCATION AND PLEDGE OF ALLEGIANCE

Council member Ray Don Clayton led the Invocation and the Pledge of Allegiance.

C. ROLL CALL

ALSO PRESENT

Bradi D. Diaz - **Absent**
Ray Don Clayton
Place 3 VACANT
Charlotte Heinze
Fred Harris
Bud Owsley
Annabelle Smith

Richard Torres, City Manager
Mary Boone, City Secretary
Sara Hartin, City Attorney

D. ANNOUNCEMENTS

Council member Smith

- Announced the Gospel gathering in City Park to be held on January 13th.

Council member Owsley

- Announced and introduced Girl Scout Troop 6329.

Mayor Pro Tem Harris

- Offered his condolences to Hemenway and Dewald families who suffered recent losses.
- Thanked citizens for their phone calls.

Council member Heinze

- Offered condolences to the Hemenway and Dewald families.
- Announced the opening of the BMX track.

Council member Clayton

- Offered his condolences to the Hemenway and Dewald families.

Mayor Nauert spoke about Mr. Joy Robert Dewald and his service to the community. Mr. Dewald was the Mayor of Copperas Cove from 1960 to 1963 and also served the community as an alderman for several years.

City Secretary Mary Boone administered the Oath of Office to John Gallen. He was elected to City Council Position 3 after a runoff on December 9, 2000.

E. PUBLIC RECOGNITION

F. CITIZEN'S FORUM citizens are allowed to speak on any matter other than personnel matters, matters under litigation, or matters on the regular agenda, for a length of time not to exceed five minutes per person. Thirty minutes total has been allotted for this section.

Rick Hoppe – 1010 Timmons Dr. – Stated he was beginning a petition to express support for an additional post office in Copperas Cove and read the text of the petition. He asked that a resolution supporting the petition be passed at the next Council meeting.

Dianne Steele – 905 N 4th Street – Stated she would like to see extra pick up of solid waste for Thanksgiving, spring, and fall and expressed concerns about recycling.

G. CONSENT ITEMS

1. Consideration and action on approval of minutes from December 15, 2000 Special Council Meeting and December 18, 2000 Regular City Council Meeting. **Mary Boone, TRMC, City Secretary**
2. Consideration and action on awarding Bid No. 2001-01-8401 for the lease purchase of a Horizontal Grinder from Bandit Industries and financed through Sun Trust for the compost operation. **Bob McKinnon, Water/Wastewater Director**
3. Consideration and action on awarding Bid No. 2001-05-82 for the purchase of a SCADA system to Coercive Electronic, Inc. of Elgin, Texas. **Bob McKinnon, Water/Wastewater Director**
4. Consideration and action on authorizing the City Manager to execute a contract with River City Engineering to provide an amendment of the City's Water and Wastewater Certificate of Convenience and Necessity (CCN). **Bob McKinnon, Water/Wastewater Director**

5. Consideration and action on the approval to purchase thumb and fork attachments for the Caterpillar backhoe at the Compost Facility. **Bob McKinnon, Water/Wastewater Director**
6. Consideration and action on Resolution No. 2001-01, supporting the Texas State Library and Archives Commission's 2002-2003 legislative appropriations request with all exceptional items. **Peg Fleet, Library Director**

Council member Owsley asked for a correction to page 5 of the minutes.

Council member Gallen made the motion to approve the Consent Items. Council member Smith seconded the motion and with a unanimous vote, motion carried.

H. PUBLIC HEARINGS/ACTION

- 1a. Public Hearing on Ordinance No. 2001-04, amending the 2000-01 Fiscal Year Budget for the City of Copperas Cove. **Steve Alexander, Finance Director**

Finance Director Steve Alexander explained at the November 13, 2000, City Council Meeting the City Council authorized Staff to take over the operation of the food and beverage concession at the Hills of Cove Golf Course. At the December 5, 2000 City Council Workshop, the City Council discussed proposed amendments to the 2000-01 fiscal year budget that were needed for the Golf Course to operate the food and beverage concession. He stated the public hearing was required to complete the budget amendment process.

Speaking For:
None

Speaking Against:
None

- 1b. Consideration and action on Ordinance No. 2001-04, amending the 2000-01 Fiscal Year Budget for the City of Copperas Cove. **Steve Alexander, Finance Director**

Council member Heinze made the motion to approve Ordinance No. 2001-04 as presented. Council member Gallen seconded the motion and with a unanimous vote, motion carried.

Council member Owsley wished them luck raising the money.

The caption reads as follows:

ORDINANCE NO. 2001-04

AN ORDINANCE APPROVING AND ADOPTING AN AMENDMENT TO THE BUDGET FOR OPERATING THE MUNICIPAL GOVERNMENT OF THE CITY OF COPPERAS COVE FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2000, AND ENDING ON SEPTEMBER 30, 2001; REPEALING ALL ORDINANCES AND APPROPRIATIONS IN CONFLICT WITH THE PROVISIONS OF THIS ORDINANCE; AND ESTABLISHING A SAVINGS CLAUSE AND AN EFFECTIVE DATE.

I. ACTION ITEMS

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| 1. Oath of Office to newly elected City Council Member, Position 3. Mary Boone, TRMC, City Secretary |
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This item was done following the Council's Announcements.

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| 2. Consideration and action on authorizing Bible Way Missionary Baptist Church to use the Santa Fe Parking Lot for a worship service in recognition of Dr. Martin Luther King, Jr. on January 15, 2001. Richard Torres, City Manager |
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Mayor Pro Tem Harris made the motion to approve authorizing Bible Way Missionary Baptist Church to use the Santa Fe Parking Lot for a worship service in recognition of Dr. Martin Luther King, Jr. on January 15, 2001. Council member Owsley seconded the motion.

Pastor Shannon McMullen explained that over the past two years they had celebrated Martin Luther King, Jr. Day and wished to do so again.

Following a brief discussion, Council voted unanimously to approve authorizing Bible Way Missionary Baptist Church to use the Santa Fe Parking Lot for a worship service in recognition of Dr. Martin Luther King, Jr. on January 15, 2001. Motion carried.

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| 3. Consideration and action on approving the use of City Park for a family carnival sponsored by the Boys and Girls Club of Coryell County. Linda Tyler, Parks and Recreation Director |
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Council member Heinze made the motion to approve the use of City Park for a family carnival sponsored by the Boys and Girls Club of Coryell County. Council member Gallen seconded the motion.

Mr. Sandor Vegh, President of the Boys and Girls Club explained it was a fundraiser and the beginning of an annual event.

Following a brief discussion, Council voted unanimously to approve the use of City Park for a family carnival sponsored by the Boys and Girls Club of Coryell County. Motion carried.

4. Consideration and action on No. 2001-03 Amending Chapter 7, Article III, section 7-51(a), Fire Lanes of the City's Code of Ordinances; Providing a Savings Clause, Providing a Severability Clause, and Declaring an Effective Date. ***Bruce Woods, Fire Chief***

Council member Gallen made the motion to approve Ordinance No. 2001-03 as presented. Council member Heinze seconded the motion.

Council member Owsley expressed concern about the fire lanes behind the Sunshine Home. He also stated these were the areas where residents unloaded. If the ordinance passed, he stated the residences would have to unload from the parking lot.

Fire Chief Bruce Woods stated the fire lane would be no parking but could be designated a loading zone. He stated the ordinance clearly defined fire lanes. He also stated once the fire lanes are designated, everyone would work together to create designated loading zones.

Following the discussion, Council voted unanimously to approve Ordinance No. 2001-03.

The caption reads as follows:

ORDINANCE NO. 2001-03

**AN ORDINANCE AMENDING CHAPTER 7,
ARTICLE III, SECTION 7-51(A) FIRE LANES OF
THE CITY'S CODE OF ORDINANCES; PROVIDING
A SAVINGS CLAUSE; PROVIDING A
SEVERABILITY CLAUSE; AND DECLARING AN
EFFECTIVE DATE.**

5. Consideration and action on removing the proposed new Animal Control Ordinance from the table. Council tabled this item on October 24, 2000. ***Sara Hartin, City Attorney***

THIS ITEM WAS PULLED.

6. Consideration and action on Ordinance No. 2001-01, repealing the current chapter 3, Animals and Fowl in its entirety and adopting a new Chapter 3 of the City's code of Ordinances. **Sara Hartin, City Attorney**

THIS ITEM WAS PULLED.

7. Consideration and action on Ordinance No. 2001-02, amending the City's Fee Schedule. **Richard Torres, City Manager**

THIS ITEM WAS PULLED.

8. Consideration and action on authorizing the City Manager to execute a contract for water storage rehabilitation. **Paul Boyer, City Engineer**

Council member Gallen made the motion to approve authorizing the City Manager to execute a contract for water storage rehabilitation with Gulf States Protective Coating for the base bid and the additive alternate in the total amount of \$289,710. Council member Smith seconded the motion and with a unanimous vote, motion carried.

J. STAFF REPORTS

1. Financial Report for the month ended November 30, 2000. **Steven J. Alexander, Director of Finance**

Steven Alexander, Director of Finance, stated this was the Monthly Council Report for the month ending November 30, 2000. He noted the beginning fund balances for each fund in the report represent unaudited figures. He also noted the CCEDC financial report for the month ending October 31, 2000 had been provided, but the Chamber of Commerce financial report would be provided on a quarterly basis.

2. Progress report on the amendments to the Zoning Ordinance. **Wayne Herrington, City Planner**

Mr. Herrington explained the old zoning ordinance was being revised and updated. He stated it would be brought to council during February for review. A joint workshop with the Planning and Zoning Commission and the City Council will also be scheduled in February.

Council member Gallen commended Mr. Herrington and Paul Boyer, City Engineer for all of their hard work.

K. REPORTS OF ADVISORY COMMITTEES AND BOARDS

L. ITEMS FOR FUTURE AGENDAS

Council member Gallen requested the Resolution supporting the post office petition be placed on the agenda. Council concurred.

Mayor asked council to write questions about the animal control ordinance and submit them to staff.

Mayor Nauert closed the regular session at 8:01 p.m.

M. EXECUTIVE SESSION

1. Pursuant to §551.074 of the Open Meetings Act. *Tex. Gov't Code*, Council will meet in Executive Session to deliberate on the duties of the City Manager.

N. RECONVENE INTO OPEN SESSION FOR POSSIBLE ACTION RESULTING FROM ANY ITEMS POSTED AND LEGALLY DISCUSSED IN EXECUTIVE SESSION

Mayor Nauert reopened the regular session at 9:01 p.m.

No action was taken on the Executive Session item.

O. ADJOURNMENT

There being no further business, the meeting was adjourned at 9:01 p.m.

Rodney G. Nauert, Mayor

ATTEST:

Mary Boone, City Secretary