

**CITY OF COPPERAS COVE
CITY COUNCIL REGULAR MEETING MINUTES
JANUARY 16, 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 Bradi Diaz led the Invocation and the Pledge of Allegiance.

C. ROLL CALL

Bradi D. Diaz
Ray Don Clayton
John F. Gallen
Charlotte Heinze
Fred Harris
Bud Owsley
Annabelle Smith

ALSO PRESENT

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

D. ANNOUNCEMENTS

Council member Smith

- Stated the Gospel concert singing was wonderful.

Mayor Pro Tem Harris

- Stated he had seen the news clip concerning Waco's online book club and asked Librarian Peg Fleet to check it out.
- Asked for an update on the Wastewater recycling project.
- Asked for a status of the drainage behind Winn Dixie.
- Stated three families on Judy Lane have a problem with drainage in their yards after it rains.
- Announced he had attended the first By Pass Blue Ribbon Panel meeting and it was very successful.
- Asked for the status on the Strategic Plan.
- Asked sister cities to support the bypass project with a resolution.

Council member Heinze

- Announced the opening of the BMX track over the past weekend. Asked Linda Tyler, Director of Parks and Recreation to let her know about the usage fees.

Council member Gallen

- Commended Bob McKinnon on the Hwy. 190 repair project.

Council member Diaz

- Thanked the Mayor and Council for the kind words following the death of her grandfather.
- Announced there was a Book Club at Library.
- Announced a Senior Citizen's Crime prevention Seminar would be held on January 19th.
- Welcomed John Gallen as the new City Council Member.
- Announced the next performance of the Cove Country Opry on January 20th at 7 p.m. and asked the citizens to support the production and keep it in town.
- Thanked US105 radio station for the advertising airtime for the Opry.

Council member Clayton

- Stated additional damage had been found and would extend the time of repairs on the Hwy. 190 project.

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.

Don Hollingsworth – 503 Atkinson – made a donation of \$500 for a 12 lead Cardiac Monitor to the Copperas Cove EMS employees from the VFW Post 8577 and promised more would follow later in the year.

Clementine Lewis - 508 Judy Lane – also made a donation to the EMS for the 12 lead cardiac monitor. She was present to express concern about the drainage problem in her yard that has developed over recent years. She stated she would like some relief soon.

Sara Hartin – 716 Ash – member of the board of directors of Bluebonnet Council was present to speak about Women of Distinction honor. She presented and announced Bradi Diaz as one of the individuals chosen to receive the honor.

Rick Hoppe 1010 Timmons – announced the Thursday evening kick off of Citizen's Police Academy, a 10-week class held on Thursday evenings from 7:00 –10:00 p.m.

Dianne Steele – 905 n 4th – expressed concern about trashcans on her street.

G. CONSENT ITEMS

1. Consideration and action on approval of minutes from January 2, 2001 Regular City Council Meeting. **Mary Boone, TRMC, City Secretary**
2. Consideration and action on award of Bid No. 2001-09-53 to Centroplex Ford for the purchase of a 2001 half-ton extended cab, longbed pick-up truck in the amount of \$17,784. **Christine Julius, Assistant Director of Finance and James Trevino, Public Works Superintendent**
3. Consideration and action on award of Bid No. 2001-07-54 to Classic Chevrolet for the purchase of a 2001 half-ton pick-up truck in the amount of \$15,297. **Christine Julius, Assistant Director of Finance and Bob McKinnon, Director of Water/Wastewater**
4. Consideration and action on award of Bid No. 2001-08-42, to G. T. Distributors for Concealable Soft Body Armor Vests at \$302.90 per unit. **Tim Molnes, Police Chief**
5. Consideration and action on award of Bid No. 2001-06-42, to Centorplex Ford for the purchase of three (3) Police Pursuit Vehicles at \$23,882 per unit. **Tim Molnes, Police Chief**
6. Consideration and action on purchasing additional patrol car video camera systems under existing Bid No. 2016-42 to Kustom Signals for the purchase of six (6) camera systems at \$4,635 per unit. **Tim Molnes, Police Chief**
7. Consideration and action on Resolution No. 2001-02 – authorizing the City Manager to enter into an agreement to borrow funds from National Bank to make the last payment owed for the Ogletree Gap. **Steven J. Alexander, Director of Finance**
8. Consideration and action on Resolution No. 2001-03 – authorizing and supporting the submission of a grant application to the Texas Department of Transportation for a Texas Highway Traffic Safety Program Grant in the amount of \$30,000. **Susan Way, Grants Administrator**
9. Consideration and action on authorizing Mayor Rodney Nauert to execute a Lease Agreement between the City of Copperas Cove and Family Outreach of Coryell County, Inc for the lease of space in the Human Resource Center. **Sara Hartin, City Attorney**

Items G-2 & G-3 were pulled from the Consent Agenda.

Council member Heinze made the motion to approve the Consent Agenda G-1, G-4 through 9 as presented. Council member Gallen seconded the motion and with a unanimous vote, motion carried.

G-2 Consideration and action on award of Bid No. 2001-09-53 to Centroplex Ford for the purchase of a 2001 half-ton extended cab, longbed pick-up truck in the amount of \$17,784. ***Christine Julius, Assistant Director of Finance and James Trevino, Public Works Superintendent***

Council member Clayton asked why there was a need to spend \$2,000 more on this truck than the one listed in G-3

Billy Chellette, Street Department Supervisor, explained the vehicle would be carrying multiple personnel and would be less expensive than purchasing two trucks.

Council member Owsley asked why there was a need for a truck that size. Mr. Chellete stated the department does a lot of hauling of heavy equipment on trailers.

Following the discussion, Council member Clayton made the motion to approve award of Bid No. 2001-09-53 to Centroplex Ford for the purchase of a 2001 half-ton extended cab, longbed pick-up truck in the amount of \$17,784. Council member Gallen seconded the motion and with a unanimous vote, motion carried.

G-3 Consideration and action on award of Bid No. 2001-07-54 to Classic Chevrolet for the purchase of a 2001 half-ton pick-up truck in the amount of \$15,297. ***Christine Julius, Assistant Director of Finance and Bob McKinnon, Director of Water/Wastewater***

Council member Clayton asked if this truck was a V8 and he was told it was. He asked why it was not a six cylinder. Mr. Chellete explained it was to pull a small trailer with equipment.

Council member Heinze asked if the \$15,297 was for one vehicle. She was told it was. She then asked if staff was sure it was needed and not needed more by another department. Mr. Chellete explained it would replace a 1972 pickup.

Council member Diaz asked if item G-2 and G-3 were budgeted. Richard Torres, City Manager, stated they were.

Following the discussion, Council member Gallen made the motion to approve the award of Bid No. 2001-07-54 to Classic Chevrolet for the purchase of a 2001 half-ton pick-up truck in the amount of \$15,297. Council member Diaz seconded the motion and with a unanimous vote, motion carried.

H. PUBLIC HEARINGS/ACTION

1a. Public Hearing on Ordinance No. 2001-06 – a request to rezone a tract of land being 2.35 acres out of the W. P. Hardeman Survey, Abstract No. 454, from B-5 (Business) to BC-1 (Private Club – General Business), said tract being further identified as 2525-2531 East Highway 190, Copperas Cove, Texas. **Wayne Herrington, City Planner**

Wayne Herrington, City Planner, explained this item was requested by Jimmy Clark to facilitate the development of Applebee's restaurant.

Jack Purcell was present representing Mr. Clark.

Bob Gaylor – National Build Design Group – provided a package to City Council and gave a briefing to council about the construction of the building. He stated the building would be a 4,000 square foot facility and should be complete by May of 2001.

Speaking for:

- Bernice Letzer – 2908 Oak Hill Drive
- Rick Hoppe - 1010 Timmons

Speaking against:

None

1b. Consideration and action on Ordinance No. 2001-06 – a request to rezone a tract of land being 2.35 acres out of the W. P. Hardeman Survey, Abstract No. 454, from B-5 (Business) to BC-1 (Private Club – General Business), said tract being further identified as 2525-2531 East Highway 190, Copperas Cove, Texas. **Wayne Herrington, City Planner**

Mayor Pro Tem Harris made the motion to approve Ordinance No. 2001-06 as presented. Council member Gallen seconded the motion and with a unanimous vote, motion carried.

The caption reads as follows:

ODINANCE NO. 2001-06

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COPPERAS COVE, TEXAS, APPROVING A ZONING CHANGE BY REZONING 2.35 ACRES OF LAND OUT OF THE W.P. HARDEMAN SURVEY, ABSTRACT #454, ALSO KNOW AS 2525-2531 E. HIGHWAY 190, FROM B-5, BUSINESS DISTRICT TO BC-1, PRIVATE CLUB – GENERAL BUSINESS.

2a. Public Hearing on Ordinance No. 2001-07 – creating a Specific Use District under Chapter 12 of the City of Copperas Cove Code of Ordinances, for the serving of alcoholic beverages by Applebee’s, at 2525-2531 East Highway 190. **Wayne Herrington, City Planner**

Wayne explained this would create an alcohol beverage use district for Applebee’s Restaurant.

Speaking for:
None

Speaking against:
None

2b. Consideration and action on Ordinance No. 2001-07 – creating a Specific Use District under Chapter 12 of the City of Copperas Cove Code of Ordinances, for the serving of alcoholic beverages by Applebee’s, at 2525-2531 East Highway 190. **Wayne Herrington, City Planner**

Council member Heinze made the motion to approve Ordinance No. 2001-07 as presented. Council member Gallen seconded the motion and with a unanimous vote, motion carried.

The caption reads as follows:

ODINANCE NO. 2001-07

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COPPERAS COVE, TEXAS, CREATING A SPECIFIC USE DISTRICT UNDER CHAPTER 12 OF THE CODE OF ORDINANCES OF THE CITY OF COPPERAS COVE FOR THE SERVINGS OF ALCOHOLIC BEVERAGES AT THE APPLEBEE’S RESTAURANT LOCATED AT 2525-2531 E. HIGHWAY 190, APPLYING ALL OF THE CONDITIONS AND REGULATORY PROVISIONS CONTAINED IN CHAPTER 12 OF THE CODE OF ORDINANCES IN EFFECT AS THE DATE HEREOF, AND ESTABLISHING AN EFFECTIVE DATE HEREOF.

3a. Public hearing on Ordinance No. 2001-08 – designating an area as a reinvestment zone to be known as Copperas Cove 2001 Reinvestment Zone which is located within the taxing jurisdiction or the extraterritorial jurisdiction of the City of Copperas Cove, Texas. **Sara Hartin, City Attorney**

Council members Diaz and Clayton stated they each had on file the appropriate affidavits for conflict of interest recusing their participation.

Speaking for:

- Carol Mills Exec.Dir. EDC

Against:

None

3a. Consideration and action on Ordinance No. 2001-08 – designating an area as a reinvestment zone to be known as Copperas Cove 2001 Reinvestment Zone which is located within the taxing jurisdiction or the extraterritorial jurisdiction of the City of Copperas Cove, Texas. **Sara Hartin, City Attorney**

Council member Heinze made the motion to approve Ordinance No. 2001-08 as presented. Council member Gallen seconded the motion and with a unanimous vote, motion carried. Voting in favor Council members Gallen, Heinze, Harris, Owsley, and Smith. **Council members Diaz and Clayton abstained from the vote.**

The caption reads as follows:

ODINANCE NO. 2001-08

AN ORDINANCE DESIGNATING AN AREA AS A REINVESTMENT ZONE TO BE KNOWN AS COPPERAS COVE 2001 REINVESTMENT ZONE WHICH IS LOCATED WITHIN THE TAXING JURISDICTION OR EXTRATERRITORIAL JURISDICTION OF THE CITY OF COPPERAS COVE, TEXAS; PROVIDING A SAVINGS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND DECLARING AN EFFECTIVE DATE.

4a. Public Hearing on Resolution No. 2001-04 – authorizing the submission of a grant application to the Texas Parks and Wildlife Department, Recreation Parks Account Program Grant for the Ogletree Gap Park Improvement Project and to identify the Grants Administrator to act on behalf of the City for the purpose of this grant. **Susan Way, Grants Administrator**

Susan Way, Grants Administrator, explained the grant would be for an improvement at the Ogletree Preserve and includes a two mile hike and bike trail, a 40' x 60' pavilion, a restroom facility, renovation of the existing amphitheater, five rest areas, an equestrian trail, fencing, signage, lighting, water fountains, and parking.

Speaking for:

- Rick Hoppe - 1010 Timmons Dr.

Against:

None

4b. Consideration and action on Resolution No. 2001-04 – authorizing the submission of a grant application to the Texas Parks and Wildlife Department, Recreation Parks Account Program Grant for the Ogletree Gap Park Improvement Project and to identify the Grants Administrator to act on behalf of the City for the purpose of this grant. **Susan Way, Grants Administrator**

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

I. ACTION ITEMS

1. Consideration and action on an appointment to the Planning and Zoning Commission Position Four. **Mary Boone, TRMC, City Secretary**

Council member Diaz made the motion to appoint Steve Vitucci to the Planning and Zoning Commission Position Four for a term to end June 30, 2001. Council member Heinze seconded the motion and with a unanimous vote, motion carried.

2. Consideration and action on Resolution No. 2001-05 – endorsing and supporting a petition to the U.S. Postal Service and Congress for a second post office to be located in the City of Copperas Cove. **Sara Hartin, City Attorney**

Council member Gallen made the motion to approve Resolution No. 2001-05 as presented. Council member Heinze seconded the motion.

Mayor Pro Tem Harris asked Rick Hoppe, petition originator, to explain the timelines. Mr. Hoppe stated he hoped to get 5,000 to 7,000 at five locations through the city and on a web site. He stated he was looking for people to spend Saturdays at Wal-Mart and HEB. Mr. Hoppe stated he has hopes to present the petition in May before the next budget cycle. He also stated he expects it to take about three years to locate a parcel of land for placement of a new postal facility.

Mayor Pro Tem Harris suggested he give the petition to the Killeen Daily Herald and the Leader Press.

Following the discussion, council voted unanimously to pass Resolution No. 2001-05.

3. Consideration and action on appointment of members to the Copperas Cove Cemetery Advisory Board. <i>Mary Boone, TRMC, City Secretary</i>
--

Council member Diaz made a motion to approve the appointments of Marlene Hickson, Annie Hoffpauir, and Don Hollingsworth for terms to expire June 30, 2003 and Trey Hooten, Evelyn Keegan, Jayne Morrison, and Joe Morrison for terms to expire June 30, 2004. Council member Owsley seconded the motion and with a unanimous vote, motion carried.

J. STAFF REPORTS

K. REPORTS OF ADVISORY COMMITTEES AND BOARDS

L. ITEMS FOR FUTURE AGENDAS

Mayor Pro Tem would like to be able to clarify questions to citizens during Citizens Forum.

Council member Clayton would like to see a workshop on the City's nepotism policy. Council concurred.

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

M. EXECUTIVE SESSION

1. Pursuant to §551.072 of the Open Meetings Act. *Tex. Gov't Code*, Council will meet in Executive Session to discuss the possible acquisition of utility easements, Summers Road Sewer Extension Projects, specifically a utility easement across the Lehmann Heritage Corporation's property, and Bill Summers' property.

**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, TRMC, City Secretary