

**CITY OF COPPERAS COVE  
CITY COUNCIL REGULAR MEETING MINUTES  
JUNE 19, 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 Charlotte Heinze 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**

Steven Alexander, Acting City Manager  
Mary Boone, City Secretary  
Sara Hartin, City Attorney

**D. ANNOUNCEMENTS**

Council member Harris

- Suggested the City Council go back to meeting with the area builders, and commented that the builders should be seeking information from the City
- June 28, 2001 a delegation will be going to attend a meeting with TXDot in Austin, and show support of the Reliever Route
- The YMCA Man of the Year was a success, raising \$20,000

Council member Heinze

- Announced the YMCA building will be opening the end of July
- Announced the fireworks display at Fort Hood for the July 4<sup>th</sup>

Council member Diaz

- Announced the Chamber of Commerce was currently accepting applications for the Leadership Cove class that begins in September
- Reminder, the bus will leave Town Square Shopping Center at 6:30am for the trip to Austin

Mayor Nauert

- Thanked the City of Killeen and Fort Hood Fire Departments for their assistance with the hazardous waste incident.

**E. PUBLIC RECOGNITION**

1. The oath of office was given to Fred Harris, Council member position 5.
2. Rick Hoppe, City Council member May 2, 1998 thru December 2000 was presented with a gift in recognition of his public service to the City.

**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.

None.

**G. CONSENT ITEMS**

1. Consideration and action on approval of minutes from June 5, 2001 Regular City Council Meetings. **Mary Boone, TRMC, City Secretary**
2. Consideration and action on a request by the Chamber of Commerce for the use of Ogletree Preserve for the annual Ogletree Folklife Festival on October 19, 20, and 21, 2001. **Richard Torres, City Manager**
3. Consideration and action on the purchase of roll-off containers to the Houston-Galveston Area Cooperative (HGAC) in the following amounts for the solid waste department: **James Ballowe, Director of Solid Waste**

ITEM	QUANTIT Y	PRICE	TOTAL
30 Yard Roll-Off Container	3	\$2,250	\$6,750
40 Yard Roll-Off Container	4	\$2,600	\$10,400
Freight		\$283	
HGAC Fees			
Total Expenditures	8		\$18,433

Council member Bud Owsley made the motion to approve the consent items as presented. Council member John Gallen seconded the motion and with a unanimous vote, motion carried.

## H. PUBLIC HEARINGS/ACTION

1. Public Hearing on Ordinance No. 2001-20 – regulating burglar, robbery, fire and medical emergency assistance alarms and regulating persons engaged in relaying alarm notification. **Tim Molnes, Police Chief**

Tim Molnes, Chief of Police gave an overview of the June 5, 2001 workshop presentation.

Speaking For: None

Speaking Against:: Don Hollingsworth – 305 Atkinson  
Bill Minton – 1407 pony Express  
Ken Smith – 1305 Hawk Trail

- 2a. Public Hearing on Ordinance No. 2001-24 – adopting a new Zoning Ordinance. **Wayne Herrington, City Planner**

Wayne Herrington, City Planner explained the new zoning ordinance, and said that staff recommended approval of Ordinance No. 2001-24.

Speaking For: Roger O'Dwyer – 1703 Highland

Speaking Against:: None

- 2b. Consideration and action on Ordinance No. 2001-24 – adopting a new Zoning Ordinance. **Wayne Herrington, City Planner**

Council member John Gallen made the motion to approve Ordinance No. 2001-24 as presented. Council member Bradi Diaz seconded the motion and with a unanimous vote, motion carried.

The caption reads as follows:

### ORDINANCE NO. 2001-24

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COPPERAS COVE, TEXAS REPEALING THE CURRENT ZONING ORDINANCE, APPENDIX B OF THE CITY'S CODE OF ORDINANCES AND ADOPTING A NEW ZONING ORDINANCE FOR THE CITY OF COPPERAS COVE; PROVIDING A**

**SEVERABILITY CLAUSE; PROVIDING A SAVINGS CLAUSE; AND DECLARING AN EFFECTIVE DATE.**

- 3a. Public hearing on approval of Ordinance No. 2001-25 – approving new Sign Regulations. **Wayne Herrington, City Planner**

Wayne Herrington, City Planner gave an explanation of the new sign ordinance.  
Speaking For: Diane Steele – 905 N. 4<sup>th</sup> Street  
Speaking Against:: None

- 3b. Consideration and action on approval of Ordinance No. 2001-25 – approving new Sign Regulations. **Wayne Herrington, City Planner**

Council member Charlotte Heinze made the motion to approve Ordinance No. 2001-25 as presented. Mayor Pro Tem Fred Harris seconded the motion and with a unanimous vote, motion carried.

The caption reads as follows:

**ORDINANCE NO. 2001-25**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COPPERAS COVE, TEXAS REPEALING THE CURRENT SIGN REGULATIONS CONTAINED IN THE ZONING ORDINANCE, APPENDIX B OF THE CITY'S CODE OF ORDINANCES AND ADOPTING NEW SIGN REGULATIONS FOR THE CITY OF COPPERAS COVE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A SAVINGS CLAUSE; AND DECLARING AN EFFECTIVE DATE.**

**I. ACTION ITEMS**

1. Consideration and action on the appointment of Mayor Pro Tem to serve for a period of one (1) year and who shall act as Mayor during the absence or disability of the Mayor. **Mary Boone, TRMC, City Secretary**

Mayor Pro Tem member Fred Harris made the motion to appoint Council member Bradi Diaz as Mayor Pro Tem. Council member Charlotte Heinze seconded the motion.

Council member Bud Owsley abstained from voting. Motion carried.

2. Consideration and action on authorizing the City Manager to execute a contract for drainage improvements at Texas Street. **Paul Boyer, P.E., City Engineer**

Council member Fred Harris made the motion to approve authorizing the City Manager to execute a contract for drainage improvements at Texas Street. Mayor Pro Tem Bradi Diaz seconded the motion and with a unanimous vote the motion carried.

3. Consideration and action on authorizing the City Manager to execute a contract for 2001 Seal Coating Project, Bid No. 2001-22-53, to repair to various City Streets. **Paul Boyer, P.E., City Engineer**

Mayor Pro Tem, Bradi Diaz made the motion to approve authorizing the City Manager to execute a contract for Seal Coating Project, Bid No. 2001-22-53, to repair various City streets. Council member John Gallen seconded the motion, and with a unanimous vote, motion carried.

4. Consideration and action on authorizing the City Manager to execute a contract for professional engineering services with PBS&J for the Joe's Road Project. **Paul Boyer, P.E., City Engineer**

Council member Fred Harris made the motion to approve authorizing the City Manager to execute a contract for professional engineering services with PBS&J for the Joe's Road Project. Council member Bud Owsley seconded the motion, and with a unanimous vote, motion carried.

5. Consideration and action on the appointment to fill a vacancy on the Economic Development Corporation Board of Directors. **Mary Boone, TRMC, City Secretary**

Council member Fred Harris made the motion to appoint Juanita Hord-Johnson to fill a vacancy on the Economic Development Corporation Board of Directors. Council member Ray Don Clayton seconded the motion, and with a unanimous vote, motion carried.

6. Consideration and action on the appointment or reappointment of members and alternate to the Board of Adjustment. **Wayne Herrington, City Planner**

Council member Charlotte Heinze made a motion to table this item. Council member Ray Don Clayton seconded the motion, and with a unanimous vote, motion to table was carried.

7. Consideration and action on the appointment or reappointment of members to the Planning and Zoning Commission. **Wayne Herrington, City Planner**

Council member Charlotte Heinze made a motion to table this item. Council member Ray Don Clayton seconded the motion, and with a unanimous vote, motion to table was carried.

Council member Bud Owsley made the comment that applications were still coming in.

#### **J. STAFF REPORTS**

Steven Alexander, Director of Finance gave an overview of the Financial report for the month that ended April 30, 2001.

#### **K. REPORTS OF ADVISORY COMMITTEES AND BOARDS**

#### **L. ITEMS FOR FUTURE AGENDAS**

Council member Owsley– Workshop - False Alarm – make this the only item

**After reading the executive session items, Mayor Nauert closed the regular session at 8:14 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 sale or exchange of one acre of real property owned by the City, said one acre vacant lot located at 951 West U. S. Highway 190, near the intersection of West Highway 190 and Walker Place Boulevard, Copperas Cove, Coryell County, TX.
2. 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.
3. 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 Summers' property owned by B. J. Summers, Jerry D. Summers, and Merle Summers.

4. Pursuant to §551.074 of the Open Meetings Act. *Tex. Gov't Code*, Council will meet in Executive Session to deliberate the duties and employment the City Secretary.

**M. 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 9:20 p.m.**

M1. Pursuant to §551.072 of the Open Meetings Act. *Tex. Gov't Code*, Council will meet in Executive Session to discuss the sale or exchange of one acre of real property owned by the City, said one acre vacant lot located at 951 West U. S. Highway 190, near the intersection of West Highway 190 and Walker Place Boulevard, Copperas Cove, Coryell County, TX.

Council member John Gallen made the motion to authorize the City Manager to execute a Correction Warranty Deed for property owned by WRDC. Council member Charlotte Heinze seconded the motion. In Favor: Council members Diaz, Clayton, Gallen, Heinze, Harris and Smith. Mayor Pro Tem Bradi Diaz abstained from voting. Motion carried.

M4. Pursuant to §551.074 of the Open Meetings Act. *Tex. Gov't Code*, Council will meet in Executive Session to deliberate the duties and employment the City Secretary.

Council member Ray Don Clayton made a motion to hire Pamela Russell as City Secretary for the City of Copperas Cove to replace the current City Secretary, Mary Boone. Council member Charlotte Heinze seconded the motion, and with a unanimous vote, motion carried.

**O. ADJOURNMENT**

There being no further business, the meeting was adjourned at 9:21 p.m.

---

Rodney G. Nauert, Mayor

ATTEST:

---

Pamela J. Russell, TRMC, City Secretary