

**CITY OF COPPERAS COVE  
CITY COUNCIL REGULAR MEETING MINUTES  
SEPTEMBER 17, 2002 - 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 7:01 p.m.

**B. INVOCATION AND PLEDGE OF ALLEGIANCE**

Council Member Harris gave the Invocation, and led the Pledge of Allegiance.

**C. ROLL CALL**

**ALSO PRESENT**

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

Steven J. Alexander, City Manager  
Pamela J. Russell, City Secretary  
James R. Thompson, Interim City Attorney

**D. ANNOUNCEMENTS**

Council Member Smith

- Thank you to everyone for participating in the 9-11 ceremonies. We should all wear our patriotism year round.

Council Member Owsley

- Thank you to the Ministerial Alliance for an outstanding 9-11 ceremony. Council Member Owsley said he was proud to see the Fire Department and Police Department Chiefs receive a standing ovation, and praised the Mayor for the best speech he has ever made. The whole event was a very good evening.
- Thanks to CCISD Board for the improvements to the Bulldawgs stadium, they did a great job.
- Requested two consecutive absences from the regular October City Council meetings due to an upcoming surgery per Section 2.04 City Charter.

Council Member Gallen

- The 9-11 tribute at the Lea Ledger Auditorium was outstanding.

Council Member Clayton

- Echoed Council Member Gallen's statement.

Mayor Nauert

- Thanked Council Member Heinze for her hard work this past year as TML region IX President. Council Member Heinze will be relinquishing her presidency on

Thursday this week at the Region IX meeting in Mexia. She has done a great job for the City of Copperas Cove

**E. PUBLIC RECOGNITION – None.**

**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.

George Leonhard - 102 South 3<sup>rd</sup> Street. Mr. Leonhard gave a brief history of how the slogan "The City Built for Family Living" evolved. Mr. Leonhard said during September 1968, City and civic leaders held a meeting to discuss the needs of the City and how they could promote the City. The group wanted to inform prospective residential and business interested parties of all the good things Copperas Cove had to offer. They wanted to let it be know, that Copperas Cove had fine people, good City government, nice churches, virtually no crime, excellent schools, youth programs, in all Copperas Cove was a good place to live and a nice place to raise a family, and the civic leaders were all proud of Copperas Cove. It was decided that a slogan was needed to promote the City. Mr. Leonhard had made the comment that Copperas Cove was a "city built for family living", at this meeting, and has been used as the Copperas Cove motto ever since. Mr. Leonhard said it hurt him to see so many people attending City Council meetings to say that the slogan should be taken down. Mr. Leonhard said it was a positive motto for the City. To the City Council he said to remember that the constituents had come to live in our City by choice, and we owe it to them to continue to provide them with a good place to live.

**G. CONSENT ITEMS**

1. Consideration and action on approval of minutes from September 3, 2002 Regular City Council Meeting, and the minutes from the September 10, 2002 Special Meeting. **Pamela J. Russell, City Secretary**

2. Consideration and action on authorizing the City Manager to enter into an agreement with Lott, Vernon, and Company, P.C. for the 2001-02 fiscal year audit. **Steven J. Alexander, City Manager**

3. Consideration and action on Resolution No. 2002-22, authorizing and supporting the submission of a grant application to the Federal Emergency Management Agency, Assistance to Firefighters Grant Program in the amount of \$67,995, and authorizing the Grants Administrator to act on behalf of the City in all matters related to the application. **Susan Way, Grants Administrator**

Council Member Gallen made a motion to approve consent items 1, 2, and 3. Council Member Smith seconded the motion, and with a unanimous vote, motion carried.

The Resolution caption reads as follows:

**RESOLUTION NO. 2002-22**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COPPERAS COVE, TEXAS, AUTHORIZING THE FILING OF A GRANT APPLICATION WITH THE FEDERAL EMERGENCY MANAGEMENT AGENCY, ASSISTANCE TO FIREFIGHTERS GRANT PROGRAM; AUTHORIZING THE GRANTS ADMINISTRATOR TO ACT ON BEHALF OF THE CITY OF COPPERAS COVE IN ALL MATTERS RELATED TO THE APPLICATION; AND PLEDGING THAT THE CITY OF COPPERAS COVE WILL COMPLY WITH THE GRANT REQUIREMENTS OF THE FEDERAL EMERGENCY MANAGEMENT AGENCY.**

**H. PUBLIC HEARINGS/ACTION**

1a. Public Hearing on Ordinance No. 2002-19 amending the 2001-02 fiscal year budget for the City of Copperas Cove. ***Steven J. Alexander, City Manager***

Mayor Nauert opened the Public Hearing.

Speaking For: None

Speaking Against: None

Mayor Nauert closed the Public Hearing.

1b. Consideration and action on Ordinance No. 2002-19 amending the 2001-02 fiscal year budget for the City of Copperas Cove. ***Steven J. Alexander, City Manager***

Council Member Clayton made a motion to approve Ordinance No. 2002-19. Council Member Gallen seconded the motion, and with a unanimous vote, motion carried.

The Ordinance caption reads as follows:

**ORDINANCE NO. 2002-19**

**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, 2001, AND ENDING ON SEPTEMBER 30, 2002; REPEALING ALL ORDINANCES AND APPROPRIATIONS IN CONFLICT WITH THE PROVISIONS OF THIS ORDINANCE; AND ESTABLISHING A SAVINGS CLAUSE AND AN EFFECTIVE DATE.**

2a. Public Hearing on Ordinance No. 2002-14 amending the existing franchise agreement between the City of Copperas Cove and Oncor Electric Delivery Company. ***James R. Thompson, Interim City Attorney***

Mayor Nauert opened the Public Hearing.

Speaking For: None

Speaking Against: None

Mayor Nauert closed the Public Hearing.

2b. Consideration and action on Ordinance No. 2002-14 amending the existing franchise agreement between the City of Copperas Cove and Oncor Electric Delivery Company. **James R. Thompson, Interim City Attorney**

Mayor Pro Tem Diaz made a motion to approve Ordinance No. 2002-14. Council Member Smith seconded the motion, and with a unanimous vote, motion carried.

The Ordinance caption reads as follows:

**ORDINANCE NO. 2002-14**

**AN ORDINANCE AMENDING THE EXISTING ELECTRIC FRANCHISE BETWEEN THE CITY AND ONCOR ELECTRIC DELIVERY COMPANY, TO PROVIDE FOR A DIFFERENT CONSIDERATION; PROVIDING AN EFFECTIVE DATE; PROVIDING FOR ACCEPTANCE BY ONCOR ELECTRIC DELIVERY COMPANY; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.**

3a. Public Hearing on Ordinance No. 2002-15 amending the existing franchise agreement between the City of Copperas Cove and TXU Gas Company. **James R. Thompson, Interim City Attorney**

Mayor Nauert opened the Public Hearing.

Speaking For: None.

Speaking Against: None

Mayor Nauert closed the Public Hearing.

3b. Consideration and action on Ordinance No. 2002-15 amending the existing franchise agreement between the City of Copperas Cove and TXU Gas Company. **James R. Thompson, Interim City Attorney**

Council Member Gallen made a motion to approve Ordinance No. 2002-15. Mayor Pro Tem Member Diaz seconded the motion.

Voting For the Motion: Diaz, Gallen, Owsley.

Voting Against the Motion: Clayton, Heinze, Harris, Smith

Motion failed.

Council Member Clayton made a motion to accept the settlement with an amendment to the ordinance. Council Member Gallen seconded the motion.

Motion was withdrawn by Council Member Clayton, and the second withdrawn by Council Member Gallen.

Council Member Clayton made a motion to table item # H-3b. Council Member Gallen seconded the motion, and with a unanimous vote motion carried.

The item was tabled.

**I. ACTION ITEMS**

1. Consideration and action on an Agreement for Assessment and Collection of taxes within the City of Copperas Cove. **Steven J. Alexander, City Manager**

Council Member Diaz made a motion to approve the item as presented. Council Member Heinze seconded the motion, and with a unanimous vote, motion carried.

2. Consideration and action on Ordinance No. 2002-20 creating a Keep Copperas Cove Beautiful Commission. **Amy Anderson, Recycling Coordinator.**

Council Member Heinze made a motion to approve the item as presented. Council Member Gallen seconded the motion, and with a unanimous vote, motion carried. Amy Anderson, Recycling Coordinator, gave a brief overview of the beautification program.

#### **ORDINANCE NO. 2002-20**

**AN ORDINANCE CREATING AND ESTABLISHING A KEEP COPPERAS COVE BEAUTIFUL COMMISSION FOR THE CITY OF COPPERAS COVE, TEXAS; INCLUDING THE PROVISIONS FOR ORGANIZATION, RULES AND PROCEDURES, PURPOSES, DUTIES, AND AUTHORITY.**

3. Consideration and action on the appointment of two (2) positions to the Board of Directors of the Copperas Cove Economic Development Corporation. **Pamela J. Russell, City Secretary**

Council Member Owsley made a motion to appoint Jay Manning to Place Five to serve the term October 1, 2002 thru September 30, 2005, and to appoint Jimmy Clark to Place One to serve the term October 1, 2002 thru September 30, 2004 on the Copperas Cove Economic Development Corporation Board of Directors. Council Member Clayton seconded the motion, and with a unanimous vote, motion carried.

4. Consideration and action on appointment of two (2) Commissioners to the Housing Authority of the City of Copperas Cove. **Pamela J. Russell, City Secretary**

Council Member Owsley made a motion to appoint Bill Minton and Loyd Thomas to the Copperas Cove Housing Authority Board, and serve the term of October 1, 2002 thru September 30, 2004. Council Member Gallen seconded the motion, and with a unanimous vote, motion carried.

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

1. Financial Report for the month ended July 31, 2002. **Christine Julius, Interim Director of Finance**

Christine Julius gave the Financial Report for the month ended July 31, 2002.

#### **K. REPORTS OF ADVISORY COMMITTEES AND BOARDS – None.**

**L. ITEMS FOR FUTURE AGENDAS**

Council Member Owsley – Zoning Ordinance  
Council Member Harris – America’s Promise Workshop  
Council Member Heinze – Skateboard Park Update

**Mayor Nauert adjourned the regular session of the meeting at 8:10 p.m.**

**M. EXECUTIVE SESSION**

1. Pursuant to §551.074 of the Open Meetings Act. <i>Tex. Gov’t Code</i> , Council will meet in Executive Session to deliberate on the evaluation of the City Manager.
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**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 of the meeting at 9:29 p.m.**

Mayor Nauert announced that Executive Session item M-1 was for information purposes only and no action would be taken.

**O. ADJOURNMENT**

There being no further business, the meeting was adjourned at 9:30 p.m.

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Rodney G. Nauert, Mayor

ATTEST:

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Pamela J. Russell, TRMC, City Secretary