

**CITY OF COPPERAS COVE  
CITY COUNCIL REGULAR MEETING MINUTES  
DECEMBER 3, 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 7:00 p.m.

**B. INVOCATION AND PLEDGE OF ALLEGIANCE**

Council Member Owsley 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

- The Parks and Recreation Department is organizing a trip to Galveston to see "Dickens on the Strand" December 5, 2002.
- The Parks and Recreation Department will be sponsoring a "Photo with Santa" booth at the Krist Kindle Markt.
- December 14, 2002 there will be an open house at the Allin House, featuring a Victorian doll display.
- The Senior Center will be hosting a Christmas Ho-Down, potluck dinner and gift exchange on December 18, 2002.
- The City Park will be displaying Christmas lights and Santa will be in the park.
- A "Kids Holiday Camp" is offered by the Parks and Recreation Department during the school break from 7 a.m. until 6 p.m. for \$15 per day.
- This weekend the Krist Kindle Markt will be held in the downtown area. 108 booths have been sold. The event is sponsored by the Chamber of Commerce and the Downtown Association.
- Slow down and remember the reason for the season.

Council Member Owsley

- The Annual Exchange Club Senior Christmas Dinner will be held on December 15, 2002 at the Copperas Cove High School at 12:30 p.m.
- The third Annual Thanksgiving Day of Sharing was a big success. Over 400 people were served dinner. Special thanks to the 108 volunteers, individuals, organizations, and city employees that made this event a success.

Council Member Heinze

- Many thanks to the CCYAC who collected and citizens who donated 1,100 canned goods.
- The Christmas parade starts at 11 a.m. this coming Saturday. The CCYAC will be collecting toys for the Santa Pals Program.
- The Heart of Texas Bowl takes place this Sunday at 3 p.m. at the Dawg Stadium. Come out and support the Champs!

Council Member Gallen

- The Public Library is hosting a Scholastic Book fair on Thursday, Friday and Saturday. Clifford the Book Dog will be there!
- Santa will be at the Public Library on Tuesday, December 10, 2002.

Mayor Pro Tem Diaz

- Have a Safe Holiday Season, and spend time with your family.
- There are lots of fun events taking place in Copperas Cove this weekend, so go out and participate.

Mayor Nauert

- Marvin Mickan died earlier this week, he was a previous Mayor of Copperas Cove who was always willing to praise and support Copperas Cove. From the City Council, City Staff, City employees, and myself we all extend our sympathies to Mickan family.

**E. PUBLIC RECOGNITION**

1. Presentation – Hollie Parsons School Choir will sing a medley of songs to celebrate the Character Counts Program and the Holiday season.

Mayor Nauert introduced Marla Barrick, Hollie Parsons School Choir teacher. Ms. Barrick introduced her choir of 3<sup>rd</sup> and 4<sup>th</sup> graders. The choir sang a medley of songs to celebrate the Character Counts program and the Holiday Season. Mayor Nauert thanked the children for singing.

2. Presentation – Council Member Fred Harris will present a check for the sum of three hundred and fifty dollars (\$350.00) to the Boys and Girls Club of Coryell County on behalf of the Copperas Cove America's Promise organization.

Council member Fred Harris presented a check for the sum of \$350.00 to the Boys and Girls Club of Coryell County Executive Director Mr. Guy Orr. Mr. Orr thanked the Mayor, Council members, and all of the wonderful people at City Hall for the support and friendly atmosphere. Mr. Orr added that children are priority number one at the Boys and Girls Club, and wished everyone a safe Holiday Season.

3. Presentation – Mayor Rodney G. Nauert will present a check for the sum of one thousand, five hundred dollars (\$1,500.00) to the Boys and Girls Club of Coryell County on behalf of the City of Copperas Cove.

Mayor Nauert presented a check to the Boys and Girls Club of Coryell County Executive Director Mr. Guy Orr for \$1,500, and thanked the Boys and Girls Club for all they have done for the community. Mr. Orr thanked the City for the check.

**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.

No one spoke at Citizen's Forum.

**G. CONSENT ITEMS**

Mayor Pro Tem Diaz requested agenda item G-3 be pulled from the consent agenda, in order to allow for discussion.

Council Member Clayton requested agenda item G-5 be pulled from the consent agenda, in order to allow for discussion.

1. Consideration and action on approval of minutes from December 3, 2002, Regular Meeting. **Pamela J. Russell, City Secretary**

2. Consideration and action on authorizing the City Manager to execute an Inter-Local Agreement with a cost of \$9,173.53 between the City of Copperas Cove and Central Texas Council of Governments to develop a Mitigation Action Plan for the City. **Bruce Woods, Fire Chief**

4. Consideration and action on Resolution No. 2002-29, authorizing the submission of a grant application to the Texas Department of Transportation for a Statewide Transportation Enhancement Program grant in the amount of \$30,000, and authorizing the Grants Administrator to act on behalf of the City. **Susan Way, Grants Administrator**

The Resolution caption reads as follows:

**RESOLUTION NO. 2002-29**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COPPERAS COVE, TEXAS, AUTHORIZING THE FILING OF A GRANT APPLICATION WITH THE TEXAS DEPARTMENT OF TRANSPORTATION; 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 TEXAS DEPARTMENT OF TRANSPORTATION.**

Council Member Gallen made a motion to approve consent items 1, 2, and 4. Council Member Clayton seconded the motion, and with a unanimous vote, motion carried.

3. Consideration and action on Resolution No. 2002-28, authorizing the submission of a grant application to the Texas Department of Transportation for a Safe Routes to School grant in the amount of \$ 103,313, and authorizing the Grants Administrator to act on behalf of the City. ***Susan Way, Grants Administrator***

The Resolution caption reads as follows:

**RESOLUTION NO. 2002-28**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COPPERAS COVE, TEXAS, AUTHORIZING THE FILING OF A GRANT APPLICATION WITH THE TEXAS DEPARTMENT OF TRANSPORTATION; 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 TEXAS DEPARTMENT OF TRANSPORTATION.**

Mayor Pro Tem Diaz made a motion to approve Resolution No. 2002-28. Council Member Clayton seconded the motion. Susan Way, Grants Administrator gave an overview of the grant application. The City Council voted unanimously to approve Resolution No. 2002-28. Motion carried.

5. Consideration and action on approving Resolution No. 2002-30, authorizing the City Manager to enter into a serialized capital lease agreement with Sun Trust Leasing Corporation of Towson, MD for the purchase of various equipment in the amount of \$346,017 at an interest rate of 2.31 percent. ***Christine M. Julius, Interim Finance Director***

The Resolution caption reads as follows:

**RESOLUTION NO. 2002-30**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COPPERAS COVE, CORYELL COUNTY, TEXAS, APPROVING THE TERMS AND CONDITIONS OF A LEASE AGREEMENT BETWEEN SUNTRUST LEASING CORPORATION OF TOWSON, MD AND THE CITY OF COPPERAS COVE AND AUTHORIZING THE CITY MANAGER TO ENTER INTO A LEASE BETWEEN THE CITY OF COPPERAS COVE AND SUNTRUST LEASING CORPORATION OF BALTIMORE, MD.**

Council Member Clayton made a motion to approve Resolution No, 2002-30. Council Member Heinze seconded the motion. Christine Julius, Interim Finance Director gave an overview of how the \$346,017 would be expended. The City Council voted unanimously to approve Resolution No. 2002-30. Motion carried.

**H. PUBLIC HEARINGS/ACTION**

1a. Public Hearing on Ordinance No. 2002-21 for the renewal of the cable television service contract with Time Warner Entertainment-Advance/Newhouse Partnership. ***James R. Thompson, Interim City Attorney***

Pamela Russell, City Secretary read the following ordinance caption:

**ORDINANCE NO. 2002-21**

**AN ORDINANCE OF THE CITY OF COPPERAS COVE, TEXAS, GRANTING A FRANCHISE TO TIME WARNER ENTERTAINMENT-ADVANCE/NEWHOUSE PARTNERSHIP FOR THE TERM OF 15 YEARS, TO BUILD, CONSTRUCT, OPERATE, AND MAINTAIN A CABLE SYSTEM IN THE CITY OF COPPERAS COVE; TO ERECT, MAINTAIN, AND OPERATE ITS POLES, TOWERS, ANCHORS, WIRES, CABLES, ELECTRONIC CONDUCTORS, CONDUITS, MANHOLES, AND OTHER STRUCTURES AND APPURTENANCES IN, OVER, UNDER, ALONG, AND ACROSS THE PRESENT AND FUTURE PUBLIC RIGHTS-OF-WAY IN THE CITY; PRESCRIBING COMPENSATION FOR THE RIGHTS, PRIVILEGES, AND FRANCHISE CONFERRED HEREUNDER; PRESCRIBING THE CONDITIONS GOVERNING THE OPERATION OF THE BUSINESS INsofar AS IT AFFECTS THE USE OF PUBLIC PROPERTY FOR THE PURPOSE OF SUCH BUSINESS; CONTAINING OTHER PROVISIONS RELATING TO THE SUBJECT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.**

Speaking For: Stacey Schmitz, Director of Public Affairs, Time Warner Cable. Ms. Schmitz said that her company was offering some of the most advanced technology for the City. She also thanked Jim Thompson, Interim City Attorney, and Steven Alexander, City Manager for the long hours they dedicated to working on this contract.

Speaking Against: None.

1b. Consideration and action on Ordinance No. 2002-21 for the renewal of the cable television service contract with Time Warner Entertainment-Advance/Newhouse Partnership. **James R. Thompson, Interim City Attorney**

This item was pulled from the agenda.

2. Public Hearing on Ordinance No. 2002-25 amending the 2002-03 fiscal year budget for the City of Copperas Cove. **Christine M. Julius, Interim Finance Director**

Speaking For: Christine Julius, Interim Director of Finance.

Speaking Against: None.

**I. ACTION ITEMS**

1. Consideration and action on authorizing the City Manager to execute a contract with the Copperas Cove Youth Recreation Committee (CCYRC) to conduct and administer youth baseball and softball leagues in Copperas Cove. **Linda B. Tyler, Director of Community Services**

Mayor Pro Tem Member Diaz made a motion to approve the item as read. Council Member Clayton Gallen seconded the motion. Linda Tyler, Director of Community

Services gave an overview of the contract and requested the City Council renew the contract. The City Council voted unanimously to approve the item as read. Motion carried.

**J. STAFF REPORTS**

1. Chamber of Commerce - pertaining to tourism for the second quarter ending June 30, and third quarter ending September 30, 2002. **David Landmann, Chamber of Commerce Executive Director**

Bradi Diaz, Chamber of Commerce Chairman gave an overview of events and activities that had taken place through the Chamber of Commerce for the second quarter ending June 30, and third quarter ending September 30, 2002.

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

**L. ITEMS FOR FUTURE AGENDAS**

Council Member Owsley - Workshop – Senior Center.  
The City Council concurred to hold a workshop to discuss the Senior Center.

**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 the appointment, and employment of an alternate Municipal Judge.

**Mayor Nauert closed the Regular session of the meeting at 8:15 p.m.**

**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 8:45 p.m.**

Mayor Nauert announced the 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 8:46 p.m.

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Rodney G. Nauert, Mayor

ATTEST:

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Pamela J. Russell, TRMC, City Secretary