

**CITY OF COPPERAS COVE
CITY COUNCIL REGULAR MEETING MINUTES
NOVEMBER 4, 2003 - 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

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

ALSO PRESENT

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

D. ANNOUNCEMENTS

Council Member Smith

- A reminder to everyone that the Veteran's Day parade will take place on Tuesday, November 11, 2003. The Exchange Club will be passing out flags.
- A ground breaking ceremony will be held at the Central Texas Veterans cemetery at 3 p.m. on Veteran's Day, November 11, 2003.

Council Member Gallen

- There will be a "City Wide Fall Clean Up" on November 15th at the Solid Waste Facility from 9 a.m. until 2 p.m., for residential and business customers only, this program is not being offered to contractors. For more information on this program call the Solid Waste Department at 547-4242. Let's get out there, and clean up Cove!

Pamela J. Russell, City Secretary

- At the October 21, 2003 City Council meeting a comment was made during Citizens' Forum as to the legality of Council Members utilizing computers during City Council Meetings. Today I spoke with legal counsel from the Texas Municipal League who confirmed there is no law prohibiting the use of computers by the Mayor, City Council Members, or Staff during Council meetings. Many cities throughout the nation have now progressed to the innovative paperless agenda format. Implementation of this process requires that the governing body have computer access during meetings. The Paperless agenda, which is posted

to the City web site, provides the public with an in depth account of all items listed on the Council Agenda.

Mayor Nauert

- The Veteran's Day Parade begins at 10 a.m. Come out and enjoy the parade on Tuesday, November 11th.

E. PUBLIC RECOGNITION – None.

F. CITIZENS' 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.

Diane Steele 905 N. 4th Street – Mrs. Steele stated that she was concerned that the City has four years to put in infrastructure yet is way behind on doing so. Mrs. Steele said she thinks the City should take care of what we have now instead of keeping on building. Mrs. Steele said the second issue she wanted to address happened about a month ago when a “bunch of illegal immigrants were picked up at the new gated community apartment complex by the INS”. Mrs. Steele said she thought whoever is responsible for hiring illegals should no longer be allowed to operate in the City.

City Manager, Steven Alexander stated that the 2003 Bond monies would be covering many projects, and one of those projects was the sewer issues on Wolfe Road.

G. CONSENT ITEMS

1. Consideration and action on approval of minutes from October 14, 2003 Regular City Council Meeting, and October 21, 2003 Regular City Council Meeting. ***Pamela J. Russell, City Secretary***

2. Consideration and action on Resolution No. 2003-31 to allow the City Manager to apply for, accept, reject, alter or terminate a Landscape Cost Share Grant from the Texas Department of Transportation. ***Jeri Denniston, Grants Administrator/Budget Analyst***

3. Consideration and action on approving payment of required annual Consolidated Water Quality Assessment Fees to the Texas Commission on Environmental Quality (TCEQ) in the amount of \$32,190.00. ***Robert M. McKinnon, Director of Water/Wastewater***

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

The Resolution caption reads as follows:

RESOLUTION NO. 2003-31

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COPPERAS COVE, TEXAS, AUTHORIZING THE CITY MANAGER TO APPLY FOR, ACCEPT, REJECT,

ALTER OR TERMINATE A GRANT FROM THE TEXAS DEPARTMENT OF TRANSPORTATION FOR THE PURPOSE OF LANDSCAPING ALONG THE RIGHT-OF-WAY ON AVENUE D FROM 2nd STREET TO 6th STREET.

H. PUBLIC HEARINGS/ACTION - None.

I. ACTION ITEMS

1. Consideration and action on authorizing the City Manager to execute a contract with River City Engineering for the development of a Water System Model for the City of Copperas Cove water distribution system. **Robert M. McKinnon, Director of Water/Wastewater**

Council Member Heinze made a motion to approve Agenda Item I-1. Council Member Gallen seconded the motion, and with a unanimous vote, motion carried.

2. Consideration and action to approve the renewal of the Arbitrage Rebate Compliance Services Agreement with First Southwest Asset Management, Inc. **Robert Camareno, Assistant City Manager/Director of Finance**

Council Member Gallen made a motion to approve Agenda Item I-2. Council Member Smith seconded the motion. Robert Camareno, Assistant City Manager/Director of Finance gave an overview of Agenda Item I-2. With a unanimous vote, motion carried.

3. Consideration and action on Resolution No. 2003-33 authorizing signatory authority for participation in the H-GAC Energy Purchasing Corporation. **Robert Camareno, Assistant City Manager/Director of Finance**

Council Member Heinze made a motion to approve Resolution No. 2003-33. Council Member Harris seconded the motion. Robert Camareno, Assistant City Manager/Director of Finance gave an overview of Resolution No. 2003-33. With a unanimous vote, motion carried.

The Resolution caption reads as follows:

RESOLUTION NO. 2003-33

A RESOLUTION AUTHORIZING SIGNATORY AUTHORITY FOR PARTICIPATION IN THE H-GAC ENERGY PURCHASING CORPORATION.

4. Consideration and action on Resolution 2003-34 supporting local transportation projects for Mobility 2030 Plan. **Paul M. Boyer, P.E., City Engineer**

Council Member Owsley made a motion to approve Resolution No. 2003-34. Council Member Heinze seconded the motion. Paul Boyer, P.E., City Engineer gave an overview of Resolution No. 2003-34. Council Member Harris questioned why the K-TUTS name, and why the organization did not include the name of the City of Copperas Cove. Council Member Heinze asked how often the plan could be updated. Paul Boyer responded, it was every five years. Paul Boyer explained the Metropolitan Planning Organization is comprised of a Policy Board and a Technical Board. Council Member

Owsley serves on the Policy Board, with Council Member Clayton as his alternate. The City Manager serves on the Technical Board with the City Engineer as his alternate. Council Member Owsley explained that the formula for evaluating each project was very complicated. Council Member Owsley also stated that the City of Copperas Cove had been successful in being able to move the Reliever Route up on the K-TUTS project list. With a unanimous vote, motion carried.

The Resolution caption reads as follows:

RESOLUTION NO. 2003-34

A RESOLUTION SUPPORTING LOCAL TRANSPORTATION PROJECTS AND NOMINATING TRANSPORTATION PROJECTS TO THE KILLEEN - TEMPLE URBAN TRANSPORTSTION STUDY MOBILITY 2030 PLAN.

5. Consideration and action on approving Resolution No. 2003-32 authorizing the City Manager to enter into an Interlocal Participation Agreement with the Texas Local Government Purchasing Cooperative for the purchase of goods and services. ***Christine Julius, Assistant Director of Finance***

Council Member Gallen made a motion to approve Resolution No. 2003-32. Council Member Smith seconded the motion. Christine Julius, Assistant Director of Finance gave an overview of Resolution No. 2003-32. With a unanimous vote, motion carried.

The Resolution caption reads as follows:

RESOLUTION NO. 2003-32

CITY OF COPPERAS COVE, TEXAS COOPERATIVE MEMBER

WHEREAS, THE CITY OF COPPERAS COVE, (HEREINAFTER "COOPERATIVE MEMBER") PURSUANT TO THE AUTHORITY GRANTED BY ARTICLE 791 ET SEQ. OF THE INTERLOCAL COOPERATION ACT, AS AMENDED, DESIRES TO PARTICIPATE IN THE STATEWIDE PURCHASING PROGRAM OF THE COOPERATIVE;

J. STAFF REPORTS – None.

K. REPORTS OF ADVISORY COMMITTEES AND BOARDS – None.

L. ITEMS FOR FUTURE AGENDAS

Council Member Heinze – Requested discussion of the City \$6.00 drainage fee at the Town Hall Meeting, scheduled for November 15, 2003.

Council Member Gallen – Requested the City Council hold a joint workshop with the Planning and Zoning Commission.

City Manager, Steven Alexander – Town Hall Meeting Announcement: Saturday, November 15, 2003. 8:00 a.m. through 12:30 p.m. to be held at Hollie Parsons

Elementary School, 1120 Risen Star Lane, Copperas Cove. The purpose of this Town Hall Meeting is to invite discussion, input, and feedback from the citizens of Copperas Cove on the following session topics: Session I (Concurrent Sessions) - Public Safety – (Fire, Police, & Animal Control), Streets/Transportation & Public Transit, Solid Waste, Water/Wastewater & Drainage. Session II (Concurrent Sessions) Community Services - (Parks & Recreation, Library, Golf Course). Economic Development. Public Relations/Customer Service. Your participation is encouraged and needed in order to help us improve the services we provide to you.

M. EXECUTIVE SESSION

<p>1. Pursuant to §551.074 of the Open Meetings Act. <i>Tex. Gov't Code</i>, Council will meet in Executive Session to discuss the employment terms of the City Manager.</p>
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Mayor Nauert closed the regular session of the meeting to adjourn into Executive Session at 7:35 p.m.

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

Mayor Nauert re-opened the regular session of the meeting at 8:00 p.m. Mayor Pro Tem Diaz made a motion to approve the amendment to the City Manager's Employment contract. Council Member Heinze seconded the motion. With a unanimous vote, motion carried.

O. ADJOURNMENT

There being no further business, the meeting was adjourned at 8:01 p.m.

Rodney G. Nauert, Mayor

ATTEST:

Pamela J. Russell, TRMC, City Secretary