

**CITY OF COPPERAS COVE  
CITY COUNCIL SPECIAL MEETING MINUTES  
August 31, 2004 - 6:00 P.M.**

**A. CALL TO ORDER**

Mayor Bradi D. Diaz called the special meeting of the City Council of the City of Copperas Cove, Texas to order at 6:00 p.m.

**B. INVOCATION AND PLEDGE OF ALLEGIANCE**

The invocation and pledge of allegiance was read by Council Member Owsley.

**C. ROLL CALL**

Robert Reeves  
Ray Don Clayton  
John F. Gallen  
James Stockman  
R. Ray Gatewood  
Bud Owsley  
Annabelle Smith

**ALSO PRESENT**

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

**D. CONSENT**

1. Consideration and action on approval of minutes from the August 17, 2004 Regular City Council Meeting. ***Pamela J. Russell, City Secretary***

Council Member Gallen made a motion to approve consent item D-1. Council Member Reeves seconded the motion, and with a unanimous vote, motion carried.

**E. PUBLIC HEARING**

1a. Public Hearing on a tax increase for the 2004-2005 fiscal year. ***Robert Camareno, Assistant City Manager/Director of Finance***

Robert Camareno, Assistant City Manager/ Director of Finance stated: On August 17, 2004, the City Council proposed a tax rate of \$.7750 per \$100 of taxable assessed value. This tax rate represents no increase over the prior year tax rate, and exceeds the effective tax rate by 3.64%. However, the proposed tax rate of \$.7750 per \$100 of taxable assessed value does not exceed the rollback tax rate of \$.7887. Truth in Taxation, set out by the Texas Comptroller, requires that when the proposal to increase taxes exceeds the lower of the rollback rate or 103% of the effective tax rate, then the taxing entity must publish notice of said increase and hold a public hearing. The "Notice of Public Hearing on Tax Increase" must be published at least seven days before the public hearing. Notice of this public hearing was made on August 24, 2004 in the newspaper, the City's government access channel and the City's website. The rollback and effective tax rates have been published and provided to you. The effective tax rate was calculated at \$.7478 per \$100 of taxable assessed value and the rollback tax rate was calculated at \$.7887 per \$100 of taxable assessed value.

Mayor Diaz opened the public hearing.

Speaking For: None.

Speaking Against: None.

Mayor Diaz closed the public hearing

1b. Consideration and action on scheduling a meeting to adopt a tax rate 3-14 days after August 31, 2004. **Robert Camareno, Assistant City Manager/Director of Finance**

Robert Camareno, Assistant City Manager/ Director of Finance stated: Staff recommends that the City Council schedule a Special Called City Council meeting in the City Hall Council Chambers for September 14, 2004, at 6:00 p.m., where the City Council will vote to adopt a tax rate.

Council Member Gallen made a motion to Council schedule a Special Called City Council meeting in the City Hall Council Chambers for September 14, 2004, at 6:00 p.m., where the City Council will vote to adopt a tax rate. Council Member Reeves seconded the motion, and with a unanimous vote, motion carried.

2. Public Hearing on changes to the City Manager's Proposed Budget for the 2004-2005 fiscal year. **Robert Camareno, Assistant City Manager/Director of Finance**

Robert Camareno, Assistant City Manager/Director of Finance stated: In accordance with the City Charter, after a public hearing has been held on the City Manager's proposed budget, changes may be made to the proposed budget. A public hearing must be held on those changes prior to the City Council inserting those changes. A notice of this public hearing has been made in accordance with the City Charter.

Mayor Diaz opened the public hearing.

Speaking For: None.

Speaking Against: None.

Mayor Diaz closed the public hearing

## **F. ACTION**

1. Consideration and action on approving Ordinance No. 2004-20 calling a Special Election to submit a proposition to the vote of the people of the City of Copperas Cove; to be held on November 2, 2004, and outlining the election procedures, and the "Order of Election". **Pamela J. Russell, City Secretary**

Council Member Owsley made a motion to approve Ordinance No. 2004-20. Council Member Gallen seconded the motion, and with a unanimous vote, motion carried.

The Ordinance caption reads as follows:

**ORDINANCE NO. 2004-20**

**AN ORDINANCE ORDERING A SPECIAL ELECTION TO BE HELD ON NOVEMBER 2, 2004, TO SUBMIT A PROPOSITION TO THE VOTE OF THE PEOPLE OF THE CITY OF COPPERAS COVE TO BE HELD IN ACCORDANCE WITH THE TEXAS ELECTION CODE AND THE CHARTER OF THE CITY OF COPPERAS COVE, TEXAS AND ESTABLISHING ELECTION PROCEDURES. THE PROPOSITION TO READ AS FOLLOWS:**

**FOR: REPEAL ORDINANCE NO. 2004-11, AN ORDINANCE RELATING TO SMOKING IN PUBLIC PLACES, CREATING OFFENCES AND PROVIDING PENALTIES.**

**AGAINST: REPEAL ORDINANCE NO. 2004-11, AN ORDINANCE RELATING TO SMOKING IN PUBLIC PLACES, CREATING OFFENCES AND PROVIDING PENALTIES.**

**G. EXECUTIVE SESSION**

1. Pursuant to §551.087 of the Open Meetings Act. *Tex. Gov't Code*, Council will meet in Executive Session to deliberate Economic Development Negotiations. *(1) to discuss or deliberate regarding commercial or financial information that the governmental body has received from a business prospect that the governmental body seeks to have locate, stay, or expand in or near the territory of the governmental body and with which the governmental body is conducting economic development negotiations.*

Mayor Diaz adjourned the regular session of the meeting at 6:15 p.m.

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

Mayor Diaz reconvened the regular session of the meeting at 7:01 p.m. and stated that Executive Session item M-1 was for information purposes only, and no action would be taken.

**F. ADJOURNMENT**

There being no further business, the Special Meeting was adjourned at 7:02 p.m.

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Bradi D. Diaz, Mayor

ATTEST:

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Pamela J. Russell, TRMC, City Secretary