

**CITY OF COPPERAS COVE
CITY COUNCIL REGULAR MEETING MINUTES
OCTOBER 19, 2004 - 7:00 P.M.**

A. CALL TO ORDER

Mayor, Bradi D. Diaz 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 Reeves gave the Invocation, and led the Pledge of Allegiance.

C. ROLL CALL

ALSO PRESENT

Bob Reeves
Ray Don Clayton
John Gallen
James Stockman
R. Ray Gatewood
Bud Owsley (excused absence)
Annabelle Smith

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

D. ANNOUNCEMENTS

Council Member Smith

- Thank you to everyone that participated in the Ogletree Gap Festival many thanks to Ken Wilson, Community Services Director, also the Solid Waste Department for all of their hard work during this event. Good Job!
- On Saturday, October 30th the Downtown Association will be hosting a "Trick or Treat" night, to include costume judging, good food and a lot of fun. Join us.

Council Member Gallen

- Thanks to everyone who attended the United Way event. It was a successful event; continue to support the United Way.

Council Member Reeves

- Compliments to the Parks and Recreation Department for their work at Ogletree Festival, the park looked very nice, thank you.

E. PUBLIC RECOGNITION

1. Proclamation – "Halloween in Copperas Cove". **Bradi D. Diaz, Mayor**

Mayor Diaz read the proclamation. The proclamation stated that Halloween will be observed in the City of Copperas Cove on Saturday, October 30, 2004.

2. Proclamation – "Veterans Day, 2004". **Bradi D. Diaz, Mayor**

Mayor Diaz read the proclamation. No one was present from the VFW to accept the proclamation.

3. Proclamation – “Fire Prevention Month”. **Bradi D. Diaz, Mayor**

Mayor Diaz read the proclamation and presented it to Fire Chief, Dennis Haas. Chief Haas thanked the Mayor and City Council, and stated he was proud and privileged to be accepting the proclamation on behalf of the Fire Department and reminded everyone to change your batteries in smoke detectors when you change your clocks.

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. Complained about a YMCA bus parking outside of the polling location and the press conference held by the group supporting the smoking ordinance.

City Attorney, James Thompson stated that Mrs. Steele’s comments were inappropriate and could not be addressed during citizens’ forum.

Chuck Downard – 208 Ridge Street. Commented on the water pumpage capabilities that he believes are deficient in the Eastern Pressure Plane.

City Manager, Steven Alexander, stated he would provide the City Council with a written report regarding Mr. Downard’s subject matter.

G. CONSENT ITEMS

1. Consideration and action on approval of minutes from the October 5, Regular City Council meeting. **Pamela J. Russell, City Secretary**

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

H. PUBLIC HEARINGS/ACTION

1a. Public Hearing on Ordinance No. 2004-32 authorizing the abandonment of a portion of the Walker Place Blvd. right of way in the Walker Place Subdivision and two previously dedicated cul-de-sac’s, providing an effective date and containing a saving clause. **David Lilley, City Planner/CBO**

David Lilley, City Planner/CBO gave an overview of Ordinance No.2004-32.

Mayor Diaz opened the public hearing:

Speaking For: None.

Speaking Against: None.

Mayor Diaz closed the public hearing

1b. Consideration and action on Ordinance No. 2004-32 authorizing the abandonment of a portion of the Walker Place Blvd. right of way in the Walker Place Subdivision and two previously dedicated cul-de-sac's, providing an effective date and containing a saving clause. **David Lilley, City Planner/CBO**

Council Member Clayton made a motion to approve Ordinance No. 2004-32. Council Member Stockman seconded the motion, and with a unanimous vote, motion carried.

The Ordinance caption reads as follows:

ORDINANCE NO. 2004-32

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COPPERAS COVE, TEXAS, ABANDONING A SECTION OF WALKER PLACE BLVD RIGHT-OF-WAY AND TWO ADDITIONAL UNDEVELOPED RIGHTS-OF-WAYS, PROVIDING AN EFFECTIVE DATE AND CONTAINING A SAVING CLAUSE .

2a. Public hearing on acceptance of the final plat for Ivy Trails Estates, Phase II, submitted by JWC Inc. **David Lilley, City Planner/CBO**

David Lilley, City Planner/CBO gave an overview of agenda item H-2a.

Mayor Diaz opened the public hearing:

Speaking For: Jack Purcell 1375 Avenue D. Project Manager for JWC Inc.

Speaking Against: None.

Mayor Diaz closed the public hearing

2b. Consideration and action on acceptance of the final plat for Ivy Trails Estates, Phase II, submitted by JWC Inc. **David Lilley, City Planner/CBO**

Council Member Stockman made a motion to approve agenda item H-2b. Council Member Clayton seconded the motion, and with a unanimous vote, motion carried.

I. ACTION ITEMS

1. Consideration and action on appointment of three (3) Commissioners and reappointment of three (3) Commissioners to the Keep Copperas Cove Beautiful Commission. **Amy L. Anderson, Recycling Coordinator**

Amy Anderson requested that the application from Julie Schwausch be pulled, as Ms. Schwausch had contacted KCCB to let them know she would be unable to commit at this time.

Council Member Gatewood made a motion to appoint Dorothy Forbes, Angelia Hern-Jackson, and re-appoint Andrea Howard, Christi Myers and Teresa Chavez to the Keep Copperas Cove Beautiful Commission. Council Member Gallen seconded the motion, and with a unanimous vote, motion carried.

2. Consideration and action on the appointment of two (2) positions to the Board of Directors of the Copperas Cove Economic Development Corporation. **Carol Mills, Executive Director, EDC.**

Council Member Stockman made a motion to appoint Jimmy Clark to position one and Bridgit Mullins to position two to the Board of Directors of the Copperas Cove Economic Development Corporation. Council Member Clayton seconded the motion, and with a unanimous vote, motion carried.

3. Consideration and action on the appointment of individuals to serve as lay representatives and the alternate lay representative to the Central Texas Library System (CTLS). **Peg Fleet, Library Director**

Council Member Gallen made a motion to appoint Marion Palumbo as the lay representative and Donald Worrall to serve as alternate lay representative to the Central Texas Library System (CTLS). Council Member Smith seconded the motion and with a unanimous vote, motion carried. Peg Fleet, Library Director gave an overview of the CTLS appointments.

4. Consideration and action on authorizing the City Manager to execute a contract with Hearn Engineering, Inc., in the amount of \$37,390 to provide professional engineering services for the 2004 Street Improvement Project. **Paul M. Boyer, P.E., City Engineer**

Paul Boyer, City Engineer, gave an overview of agenda item I-4. Council Member Smith made a motion to approve agenda item I-4. Council Member Gallen seconded the motion and with a unanimous vote, motion carried.

5. Consideration and action on approving the Joint Image Campaign Committee's budget and marketing plan for fiscal year 2004-2005. **Steven J. Alexander, City Manager**

Steven Alexander, City Manager, gave an overview of agenda item I-5. Council Member Smith made a motion to approve agenda item I-5. Council Member Stockman seconded the motion, and with a unanimous vote, motion carried.

6. Consideration and action on Resolution No. 2004-21 adopting the investment policy of the City of Copperas Cove. **Robert Camareno, Assistant City Manager/Director of Finance**

Robert Camareno, Assistant City Manager/Director of Finance gave an overview of Resolution No. 2004-21. Council Member Gallen made a motion to approve agenda item I-6. Council Member Reeves seconded the motion, and with a unanimous vote, motion carried.

J. STAFF REPORTS

1. EDC Financial Report for the month ended August 31, 2004. **Carol Mills, EDC Executive Director**

Linda Height, EDC, Office Manager gave the Financial report for the Economic Development Corporation for the month ended August 31, 2004.

2. Receipt of Life Safety Award. **Dennis Haas, Fire Chief**

Dennis Haas, Fire Chief stated he was proud to announce that this was the sixth year on a row the City had received this award from the Residential Fire Safety Institute, and that the award speaks proudly of the Council, Community and Fire Department. Chief Haas said he would display the award proudly in the Fire Department lobby.

3. Receipt of Texas Amateur Athletic Federation Award. **Ken Wilson, Director of Community Services**

Ken Wilson, Director of Community Services stated that it was a great pleasure to announce that during the Amateur Athletic Federation Annual Conference the City of Copperas Cove was awarded the Platinum Member City Award for outstanding registration 2003-04, and stated that since June over 100 coaches had been trained. Ken Wilson also stated he would hang the award proudly at the Parks and Recreation Department.

K. REPORTS OF ADVISORY COMMITTEES AND BOARDS

1. Annexation Committee Report. **John Gallen, Council Member/Annexation Committee Chairperson**

Council Member John Gallen stated that the Annexation Committee had so far held six meetings, four of which were open to the public. One of the meetings was held on a Saturday for the committee to tour the various tracts being considered for annexation. The committee has still not reached a decision, and has made no recommendations. Tomorrow night at 6 p.m., a meeting will be held at City Hall to invite feedback, comments and concerns from any interested parties. This meeting has been posted, and the entire Council is invited to attend.

David Lilley, City Planner, stated he and City Engineer, Paul Boyer had put together a booklet outlining all of the potential annexation areas for all of the Council Members, and he was available for any questions or concerns.

L. ITEMS FOR FUTURE AGENDAS

Council Member, Bob Reeves – Requested a report on the Heart of Texas Defense Alliance from the City Manager. Council Member Reeves also requested a workshop on the deer population issue.

Council Member, James Stockman – Requested a workshop on the deer population issue.

M. EXECUTIVE SESSION

1. Pursuant to §551.074 of the Open Meetings Act. *Tex. Gov't Code*, Council will meet in Executive Session to discuss the evaluation of the City Manager.

Mayor Diaz adjourned the regular meeting at 7:50 p.m.

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

Mayor Diaz reconvened the Regular meeting at 8:40 p.m., and stated that Executive Session item M-1 was for informational purposes only, and no action would be taken.

O. ADJOURNMENT

There being no further business, Mayor Diaz stated the meeting adjourned at 8:41 p.m.

Bradi D. Diaz, Mayor

ATTEST:

Pamela J. Russell, TRMC, CMC, City Secretary