

**CITY OF COPPERAS COVE  
CITY COUNCIL REGULAR MEETING MINUTES  
MAY 17, 2005 - 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 Stockman gave the Invocation, and led the Pledge of Allegiance.

**C. ROLL CALL**

Bob Reeves  
Ray Don Clayton  
John Gallen  
James Stockman  
R. Ray Gatewood  
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

- Rabbit Fest will be held this coming weekend at City Park. Some of the events include the parade, the car show, carnival rides, arts and crafts, food booths, petting zoo, pony rides, and a rabbit extravaganza. Come out to the park and enjoy the fun!

Council Member Stockman

- On behalf of the City of Copperas Cove, I would like to thank the following: The Copperas Cove Chamber of Commerce, the Joint Image Campaign, Kelly Dix, Amy Anderson, Monica Hull, the Copperas Cove Fire Department Clown Troop and the Citizens Fire and Public Safety Volunteer Association. would like to thank several volunteers – Fort Hood
- The Jack Rabbit Run was held on Saturday Morning at Ogletree Gap Park, it is the kick off for the 25th Annual Rabbit Fest. It was organized by Ben Davis and his First Baptist Church Committee, they did a fantastic job. There were 216 runners and walkers registered, and as a result the Jack Rabbit run will present almost \$4,000 to the Hope Pregnancy Center.

Mayor Diaz

- The City of Copperas Cove was presented with this plaque on Friday, May 13, 2005. It is a certificate of appreciation from III Armored Corps for exceptional meritorious support of the Operation Iraqi freedom II "Tribute to our Heroes" welcome home celebration on 13 May 2005. The outstanding support that your City showed for this event, as well as throughout the deployment of OIF II, contributed greatly to the morale of the OIF II soldiers, their family members, and the Fort Hood community. Your contributions are in keeping with the finest traditions of service to others and reflects distinct credit upon you, III Corps and Fort Hood, and the United States Army. (Signed LTG Thomas S. Metz). Thank you to all of the volunteers.

#### **E. PUBLIC RECOGNITION**

1. Proclamation "Law Enforcement Torch Run Day for Special Olympics Texas". **Mayor, Bradi D. Diaz**

Mayor Diaz read the proclamation and presented it to Sgt. Stoddard. Sgt. Stoddard thanked the Mayor and City Council for their support and recognition, and invited everyone to attend the receiving the Torch Run Day, tomorrow morning.

**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.

Clinton Ketzler - 1110 West Aveunue B. Thanked Kelli Dix, City Manager's Office, and the Code Enforcement Department for all of their help and assistance with an issue he had recently, they were all most helpful.

#### **G. CONSENT ITEMS**

1. Consideration and action on approval of minutes from May 3, 2005, Regular City Council Meeting. **Pamela J. Russell, City Secretary**

2. Consideration and action on award of Bid No. 2005-03-42, Police Uniforms to Miller Uniform of Austin, Texas. **Tim Molnes, Police Chief**

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

#### **H. PUBLIC HEARINGS/ACTION**

1a. Public Hearing on Ordinance No. 2005-05 changing the zoning designation for a three acre tract identified as Lot 1, Block 2, Copperas Cove-190 Business and Industrial Park, Phase II, from B-2 Local Retail to B-3 Local Business. **David Lilley, City Planner/CBO**

David Lilley, City Planner/CBO gave an overview of Ordinance No. 2005-05.

Mayor Diaz opened the Public Hearing.

Speaking For: Mr. Manoj (Mike) Bhakta, Naman Hospitality Inc.

Speaking Against: None.

Mayor Diaz closed the Public Hearing.

1b. Consideration and action on Ordinance No. 2005-05 changing the zoning designation for a three acre tract identified as Lot 1, Block 2, Copperas Cove-190 Business and Industrial Park, Phase II, from B-2 Local Retail to B-3 Local Business. **David Lilley, City Planner/CBO**

Council Member Gallen made a motion to approve Ordinance No. 2005-05. Council Member Reeves seconded the motion, and with a unanimous vote, motion carried.

The ordinance caption reads as follows:

#### **ORDINANCE NO. 2005-05**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COPPERAS COVE, TEXAS, CHANGING THE ZONING ON LOT 1, BLOCK 2, COPPERAS COVE-190 BUSINESS AND INDUSTRIAL PARK ADDITION FROM B-2 LOCAL RETAIL TO B-3 LOCAL BUSINESS, PROVIDING A SAVINGS CLAUSE; AND DECLARING AN EFFECTIVE DATE.**

#### **I. ACTION ITEMS**

1. Consideration and action on rescheduling the date of the first regular City Council meeting in June from June 7, 2005, to June 2, 2005. **Pamela J. Russell, City Secretary**

Council Member Gatewood made a motion to reschedule the date of the first regular City Council meeting in June from June 7, 2005, to June 2, 2005. Council Member Reeves seconded the motion. With a unanimous vote, motion carried.

2. Consideration and action on approving Resolution No. 2005-18 canvassing returns and declaring the results of the General Election for Council Member Position 6, and Council Member Position 7. **Pamela J. Russell, City Secretary**

Mary Howell, Election Judge gave the canvass of returns and declared the results of the General Election, held on May 7, 2005, to elect Council Member Position 6, and Council Member Position 7. Council Member Gallen made a motion to approve Resolution No. 2005-18. Council Member Clayton seconded the motion, and with a unanimous vote, the motion carried.

The results of the May 7, 2005, General Election are as follows:

<b>Council Member Position Six</b>	<b>Early Voting</b>	<b>Election Day</b>	<b>Total Votes</b>
Fred Harris	322 votes	341 votes	663 votes
Charlie Youngs	347 votes	278 votes	625 votes

**Council Member Position Seven**

Frank Somera, Jr.	323 votes	269 votes	592 votes
Jim Kanzenbach	320 votes	310 votes	630 votes
Jean Durham	32 votes	29 votes	61 votes

Total number of ballots cast = 1,333

The Resolution caption reads as follows:

**RESOLUTION NO. 2005-18**

**A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF COPPERAS COVE, TEXAS, CANVASSING RETURNS AND DECLARING THE RESULTS OF A GENERAL ELECTION FOR THE ELECTION OF COUNCIL MEMBER POSITION 6, AND COUNCIL MEMBER POSITION 7.**

3. Consideration and action on Resolution No. 2005-20 calling for a Runoff Election to elect Council Member Position 7; to be held on June 18, 2005; and outlining the election procedures; and the "Order of Election". ***Pamela J. Russell, City Secretary***

Pamela Russell, City Secretary gave an overview of Resolution No. 2005-20. Council Member Stockman made a motion to approve Resolution No. 2005-20. Council Member Gallen seconded the motion, and with a unanimous vote, motion carried.

The Resolution caption reads as follows:

**RESOLUTION NO. 2005-20**

**A RESOLUTION ESTABLISHING PROCEDURES FOR A RUNOFF ELECTION IN COPPERAS COVE, TEXAS.**

4. Consideration and action on Ordinance No. 2005-04 amending Personnel Policy No. 120, salary Program Administration. ***Kelli Sames, Human Resources Director***

Kelli Sames, Human Resources Director gave an overview of Ordinance No. 2005-04. Council Member Gallen made a motion to approve Ordinance No. 2005-04. Council Member Reeves seconded the motion, and with a unanimous vote, motion carried.

The ordinance caption reads as follows:

**ORDINANCE NO. 2005-04**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COPPERAS COVE, TEXAS, APPROVING THE ATTACHED PERSONNEL POLICIES AND PROCEDURES OF THE CITY OF COPPERAS COVE BY REPEALING THE CURRENT PERSONNEL POLICY, NO. 120, (SALARY PROGRAM ADMINISTRATION) AND REPLACING THE EXISTING POLICY WITH A REVISED PERSONNEL POLICY, NO. 120, (SALARY PROGRAM ADMINISTRATION) AND RATIFYING THE REMAINING SECTIONS OF THE PERSONNEL POLICIES AND PROCEDURES MANUAL; AND DECLARING AN EFFECTIVE DATE.**

5. Consideration and action on Resolution No. 2005-17 in support of an Economic Development Administration (EDA) Grant application. **Carol Mills, EDC Executive Director**

Carol Mills, EDC Executive Director, gave an overview of Resolution No. 2005-17. Council Member Gatewood made a motion to approve Resolution No. 2005-17. Council Member Reeves seconded the motion, and with a unanimous vote, motion carried.

The Resolution caption reads as follows:

**RESOLUTION NO. 2005-17**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COPPERAS COVE, TEXAS, APPROVING THE ATTACHED PERSONNEL POLICIES AND PROCEDURES OF THE CITY OF COPPERAS COVE BY REPEALING THE CURRENT PERSONNEL POLICY, NO. 120, (SALARY PROGRAM ADMINISTRATION) AND REPLACING THE EXISTING POLICY WITH A REVISED PERSONNEL POLICY, NO. 120, (SALARY PROGRAM ADMINISTRATION) AND RATIFYING THE REMAINING SECTIONS OF THE PERSONNEL POLICIES AND PROCEDURES MANUAL; AND DECLARING AN EFFECTIVE DATE.**

6. Consideration and action on Resolution No. 2005-19 establishing a drainage fee policy for newly annexed customers. **Paul M. Boyer, P.E., City Engineer**

Paul Boyer, City Engineer, gave an overview of Resolution No. 2005-19. Council Member Smith made a motion to approve Resolution No. 2005-19. Council Member Owsley seconded the motion, and with a unanimous vote, motion carried.

The Resolution caption reads as follows:

**RESOLUTION NO. 2005-19**

## A RESOLUTION TO ESTABLISH A POLICY FOR DRAINAGE FEE COLLECTION FOR NEWLY ANNEXED CUSTOMERS

7. Consideration and action on approving official City maps. **Paul M. Boyer, P.E., City Engineer**

Paul Boyer, City Engineer, gave an overview of Agenda item I-7. Council Member Gallen made a motion to approve the official City maps. Council Member Smith seconded the motion, and with a unanimous vote, motion carried.

8. Consideration and action on a recommendation from the Hotel/Motel Tax Committee on the use of contingency funds in the Hotel/Motel Tax Fund. **Robert Camareno, Assistant City Manager/Director of Finance**

Robert Camareno, Assistant City Manager/Director of Finance gave an overview of agenda item I-8. Council Member Owsley made a motion to approve agenda item I-8. Council Member Reeves seconded the motion, and with a unanimous vote, motion carried.

### J. STAFF REPORTS

1. Financial Report for the month ended March 31, and April 30, 2005. **Robert Camareno, Assistant City Manager/Director of Finance**

Robert Camareno, Assistant City Manager/Director of Finance gave the Financial Report for the month ended March 31, and April 30, 2005.

2. Presidential Service. **Dennis Haas, Fire Chief**

Dennis Haas, Fire Chief, stated the Fire Department had received a letter from Dick Cheney, U.S. Vice President. The letter stated: Dear Friends, I wanted to send you a note of thanks for the outstanding support you provide for my visits to your area. You have the respect and gratitude of your community for your courage, dedication and commitment to a job that is often dangerous and demanding. I would like to add my personal thanks for the extra time and effort you put in to help with the special requirements that come with being a neighbor to the President.

### K. REPORTS OF ADVISORY COMMITTEES AND BOARDS

1. Strategic Planning Committee Report. **Bradi D. Diaz, Mayor**

Mayor Diaz, and City Manager, Steven Alexander gave a report on the Strategic Management report.

It was decided that the City Council needs to review the current top ten goals, and may want to implement new goals. The City Manager will contract with a facilitator to hold a workshop or retreat to establish the goals and direction the City Council desires to follow.

**L. ITEMS FOR FUTURE AGENDAS**

Council Member Bob Reeves requested the deer issue be addressed. City Manager, Steven Alexander stated this item would be presented at the next workshop scheduled for June 2, 2005.

**M. EXECUTIVE SESSION**

1. Pursuant to §551.087 of the Open Meetings Act. *Tex. Gov't Code*, Council will meet in Executive Session for deliberations regarding 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 to go into Executive Session at 8:35 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 meeting at 8:55 p.m. and stated that Executive Session Items M-1 was for information purposes only and no action would be taken.

**O. ADJOURNMENT**

There being no further business, Mayor Diaz stated the meeting adjourned at 8:55 p.m.

\_\_\_\_\_  
Bradi D. Diaz, Mayor

ATTEST:

\_\_\_\_\_  
Pamela J. Russell, TRMC, CMC, City Secretary