

**CITY OF COPPERAS COVE
CITY COUNCIL SPECIAL MEETING MINUTES
APRIL 12, 2005 - 7:00 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 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

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. PUBLIC HEARING

1. Public Hearing on proposed unilateral annexation and service plan. **Paul M. Boyer, P.E., City Engineer**

Mayor Diaz stated the following:

Public Hearing Procedures
Proposed Annexation

Before we begin, I would like to present an outline of how tonight's public hearing on the proposed unilateral annexation will be run.

- First, I will read the item
- Staff will then present the service plan and any other relevant information
- Council may ask questions of staff at this time
- I will then open the public hearing where individuals will have the opportunity to discuss the proposed unilateral annexation, the Service Plan and any requested changes to the Service Plan. Speakers will be asked to approach and state their name and address for the record. If you are speaking on a particular Tract, you might also mention the Tract number.
- Each person will be given 10 minutes to speak. I will signal the speaker when two minutes remain.
- All comments shall be germane to the subject matter of the public hearing and the Mayor with input from the Council shall determine relevance. (*City Council Rules of Order and Procedures*)

- Council is permitted to ask questions of the speaker or each other during the public hearing after being recognized by the Mayor. Interaction with the speaker should be limited and there will not be ongoing dialog. (*City Council Rules of Order and Procedures*)
- If a speaker poses a question to Council or staff that either feel can be answered immediately they may do so. If a question is posed that needs further research or has an extensive answer, that question will be noted and a written response will be provided. If no answer is available that information will be provided as well.
- All participants in these proceedings shall observe the same rules of propriety, decorum and good conduct applicable to members of the City Council. Please respect those who are speaking and limit unnecessary audience conversation or outbursts. We do understand that for some, this is an emotional issue.
- These guidelines were drafted using the City Council's Rules of Order and Procedures.

Paul M. Boyer, P.E., City Engineer gave an overview of agenda item H-2, and stated this was the second of two required public hearings which provided for an opportunity for the citizens to voice their opinions. Paul Boyer also stated that the proposed service plan may be amended through negotiations at the public hearings. After the public hearings, the service plan as amended is to be attached to the annexation ordinance and approved as part of the ordinance(s).

David Lilley, City Planner discussed each individual tract proposed for annexation and the accompanying service plans.

Robert Camareno, Assistant City Manager/ Director of Finance gave a power point presentation of the fiscal analysis of the proposed annexation. Robert Camareno stated that he had the assistance of each City director whose department would be affected financially by the proposed annexation.

Council Member Gatewood questioned if the number of emergency calls to the areas considered for annexation had been included in the fiscal analysis. Robert Camareno stated that emergency services are already being provided and if there was a cost increase it would be insignificant.

City Engineer, Paul Boyer gave an explanation of how the fiscal analysis of proposed annexation for the street department was devised.

Council Member Gallen asked about the priority measures for proposed annexed areas regarding street repairs. Paul Boyer, City Engineer stated the proposed annexation areas needing street repairs would be added to the list and prioritized in the same manner, also future capital improvement projects would also have to be considered when prioritizing street repairs.

Steven Alexander, City Manager stated that the City would not receive property tax revenue from the proposed annexation, if it passes until fiscal year 2006-2007.

Council Member Gatewood thanked Assistant City Manager, Robert Camareno and staff for an outstanding presentation.

Mayor Diaz opened the public hearing.

Speaking Against Annexation:

Raiford Williams – 3011 Grimes Crossing, Coryell County.

Bill Thomas – 1110 Cummings Avenue, Copperas Cove.

Jackie Lamont – 912 Fritz Court, Copperas Cove.

Bob Brooks - 207 CR Road, Kempner.

Winfred Grimes – 2955 Grimes Crossing, Coryell County.

Sara Barnes – 3010 Grimes Crossing, Coryell County.

Melissa Sparks – 1301 Dak Springs Road, Coryell County.

Rodney Barnes – 3010 Grimes Crossing, Coryell County.

Linda Williams – 3011 Grimes Crossing, Coryell County.

Edward Meier – 503 Meggs, Copperas Cove.

Ralph Roberts – 2983 Grimes Crossing, Coryell County.

Chuck Downard – 208 Ridge Street, Copperas Cove.

Harold Kosteck – 221 Carmen Street, Copperas Cove.

DJ Campbell – 210 CR 4936, Kempner.

Donald Smart – 360 P.R. 4872, Coryell County.

Frankie Cruz – 2865 County Road 4938, Kempner.

Noreen Gregersen – 1105 S. 7th Street, Copperas Cove.

Ray Laird – 2759 Fushia (Bradford Oaks), Coryell County.

Harold Smart – 2689 FM 2657, Lampasas County.

Sam Tratt – 406 Myra Lou Avenue, Copperas Cove.

Carolyn Sue Carroll – 1471 Lutheran Church Road, Coryell County.

Elizabeth Laird – 2759 Fushia (Bradford Oaks), Coryell County.

Les Ledger – 104 E. Avenue D, Copperas Cove.

Russell Meier – 307 Ridge Street, Copperas Cove.

Mayor Diaz closed the public hearing.

E. ACTION

1. Consideration and action on determining the ordinance configuration for the proposed annexation agenda item. ***Paul M. Boyer, P.E. City Engineer***

Paul Boyer, City Engineer gave an overview of agenda item E-1. Council Member Gatewood made a motion to consider each proposed annexation area separately. Council Member Stockman seconded the motion.

Mayor Pro Tem Owsley amended motion to consider the proposed annexation with one single ordinance. Council Member Clayton seconded the motion.

Council Member Gallen stated that the Annexation Committee did not make a recommendation as to how to vote on the configuration of the proposed annexation, but it was the general consensus of the committee to present the issue to the City Council with one ordinance.

Council Members Voting For: Reeves, Clayton, Gallen, Owsley

Council Members Voting Against: Stockman, Gatewood, Smith

The motion carried four (4) in favor and three (3) against. The motion carried for the proposed annexation to be presented to the City Council with one ordinance.

F. 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 closed the meeting at 10:10 p.m., to adjourn into executive session.

G. ADJOURNMENT

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

Mayor Diaz announced the City Council had reconvened at 10:43 p.m., and stated that Executive Session item F-1 was for information only, and no action would be taken.

There being no further business, Mayor Diaz stated the meeting adjourned at 10:43 p.m.

Bradi D. Diaz, Mayor

ATTEST:

Pamela J. Russell, TRMC, CMC, City Secretary