

**CITY OF COPPERAS COVE
CITY COUNCIL REGULAR MEETING MINUTES
NOVEMBER 20, 2007 – 7:00 P.M.**

A. CALL TO ORDER

Mayor Roger P. O'Dwyer 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 Sheppard gave the Invocation and led the Pledge of Allegiance.

C. ROLL CALL

ALSO PRESENT

Roger P. O'Dwyer
Bob Reeves
Larry D. Sheppard
Mark E. Peterson
Charlotte Heinze
Ray Don Clayton
Fred Harris
Frank D. Somera, Jr.

Andrea Gardner, City Manager
James R. Thompson, City Attorney
Jane Lees, City Secretary

D. ANNOUNCEMENTS

E. PUBLIC RECOGNITION

1. Retirement: Mickey Taylor, Solid Waste Department. ***Roger P. O'Dwyer, Mayor***

Mayor O'Dwyer presented Mickey Taylor with a University of Texas football picture. Mr. Taylor began employment with the City on June 18, 1979 and after 28 years and 4 months, elected to retire. Mr. Taylor was part of the Solid Waste Department team where he played a significant role in the changeover from the manual to automated system of pickup and collection. The City of Copperas Cove wishes him all the best and a long and enjoyable retirement. Mr. Taylor thanked the City for everything and said he was looking forward to retirement.

2. Proclamation: Copperas Cove Altrusa International Inc. ***Mayor Roger P. O'Dwyer***

Mayor O'Dwyer read the proclamation and presented it to the ladies of the Copperas Cove Altrusa International organization. They thanked the City for the proclamation and said that they worked very hard this year to improve their community. Altrusa International presented a \$250 check to Kelly Dix for the Blue Santa Program. Ms. Dix thanked them and said that they have been extremely supportive of this program over the years.

3. 2007 Blue Santa Program Appreciation and Recognition. **Kelly Dix, Public Information Officer**

Kelly Dix, Public Information Officer, thanked members of the core committee, Bonnie Henderson, Lana Kasten and Tad Kasten for their help with the program. She also thanked volunteers from the Parks & Recreation Department, the Police Department, Joshua Kasten, Nicole Canelas, and Sharon Harnisch from the Salvation Army, as well as the Optimist Club and Tammy Clark from the Boys & Girls Club. Ms. Dix said that 423 children were signed up as of today's date; however, people can sign up through December 11. There are donation boxes placed around town where people can place purchased toys, games and books as well as several fundraisers. There will be a float in the Christmas Parade on Saturday night, December 1 and toys will be collected at that time too. She recognized Brenda, John, Johnnie and Roberto of the Wal-mart Toy Department with certificates of appreciation for being so helpful to the program over the last seven years. Recognized for donations was the Mid-Tex Corvette Club--\$500 and Ray Don Clayton and Family--\$500.

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.

Bitsy Woods, 119 Williams Street. She requested that the council consider a ban against pit bulls within city limits.

Francie Charles, President of the Noon Exchange Club. She reported that the Feast of Sharing, held on November 15, 2007. Over 400 people were served and it was great to see all generations attending from babies to senior citizens. She thanked the Boy Scouts, the Crusaders Basketball League, the Junior OTC, the Boys & Girls Club and the entertainment for the night. She thanked Mayor O'Dwyer and City Manager Gardner for their kind words and welcome.

G. CONSENT ITEMS

1. Consideration and action on approval of minutes from November 6, 2007 regular council meeting. **Jane Lees, CMC, City Secretary**

2. Consideration and action on authorizing the release of funds in the amount of \$20,000 from the Hotel Occupancy Tax Fund to the Copperas Cove Chamber of Commerce to satisfy the quarterly installment due for period ending September 30, 2007. **Andrea Gardner, City Manager**

3. Consideration and action on authorizing the City Manager to enter into an agreement with WebQA Services for GovQA – a Citizens Request Management System in the amount of \$5,500. **Andrea Gardner, City Manager**

4. Consideration and action on Resolution 2007-48, accepting the quarterly investment report as presented for the quarter ending September 2007 per the Investment Policy. **Andrea Gardner, City Manager**

5. Consideration and action on authorizing the City Manager to enter into a telephone system agreement with Embarq for hardware and software and authorizing a tax-exempt five-year lease with Nortel Enterprise Financing solution & Key Equipment Finance (NEFS) for zero percent financing. **Andrea Gardner, City Manager**

Council Member Peterson made a motion to approve consent items G-1, G-2, G-3, G-4 and G-5. Council Member Heinze seconded the motion, and with a unanimous vote, motion carried.

The Resolution caption is as follows:

RESOLUTION NO. 2007-48

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COPPERAS COVE, TEXAS, ACCEPTING THE QUARTERLY INVESTMENT REPORT AS PRESENTED FOR THE QUARTER ENDING SEPTEMBER 2007 PER THE INVESTMENT POLICY.

H. PUBLIC HEARINGS/ACTION

1. Public hearing, consideration and action on Ordinance No. 2007-29, providing a zoning change for Lot 17, Block 1, Crabb Addition, from R-3 Multi-Family Residential District to B-1 Professional Business District, providing a savings clause; and declaring an effective date. **John C. Adel, AICP, City Planner**

John C. Adel, AICP, City Planner gave an overview of agenda item H-1.

Mayor O'Dwyer opened the public hearing.

Speaking for: Anthony Anderson said his mother owns property and he owns a bail bond business that no longer does business in Coryell County. He would like to rent the property to another bail bond company which is why the property needs to be re-zoned.

Speaking against: None.

Mayor O'Dwyer closed the public hearing.

Council Member Somera made a motion to approve agenda item H-1. Council Member Clayton seconded the motion, and with a unanimous vote, motion carried.

The Ordinance caption reads as follows:

ORDINANCE NO. 2007-29

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COPPERAS COVE, TEXAS, PROVIDING A ZONING CHANGE FOR LOT 17, BLOCK 1, CRABB ADDITION, FROM R-3 MULTI-FAMILY RESIDENTIAL DISTRICT TO B-1 PROFESSIONAL BUSINESS DISTRICT, PROVIDING A SAVINGS CLAUSE; AND DECLARING AN EFFECTIVE DATE.

2. Public hearing, consideration and action on Ordinance No. 2007-30, rezoning Lots 1-8, Block 3, Kielman Subdivision, locally known as 802 West Avenue B, from R-2 Two Family Residential District to B-2 Local Retail District; and amending the 2007 Future Land Use Plan designation from "Low Density Residential" to "Office/Retail". **John C. Adel, AICP, City Planner**

This item was removed from the agenda at the request of the applicant. No action was taken.

3. Public Hearing on Ordinance No. 2007-33, amending the 2006-07 fiscal year budget for the City of Copperas Cove. **Andrea Gardner, City Manager**

Andrea Gardner, City Manager gave an overview of agenda item H-3.

Mayor O'Dwyer opened the public hearing.

Speaking for: None.

Speaking against: None.

Mayor O'Dwyer closed the public hearing.

The Ordinance caption reads as follows:

ORDINANCE NO. 2007-33

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COPPERAS COVE, TEXAS, AMENDING THE 2006-07 FISCAL YEAR BUDGET FOR THE CITY OF COPPERAS COVE.

I. ACTION ITEMS

1. Consideration and action on the final plat of MR Ranch Addition, Copperas Cove, Texas. **John C. Adel, AICP, City Planner**

John C. Adel, AICP, City Planner gave an overview of agenda item I-1.

Council Member Peterson made a motion to approve agenda item I-1. Council Member Heinze seconded the motion, and with a unanimous vote, motion carried.

2. 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 \$43,050.00. **Robert M. McKinnon, Director of Water/Wastewater**

Robert M. McKinnon, Director of Water/Wastewater gave an overview of agenda item I-2.

Council Member Heinze made a motion to approve agenda item I-2. Council Member Reeves seconded the motion, and with a unanimous vote, motion carried.

3. Consideration and action on amending the 2008 City Employee Holiday schedule. **Kelli Sames, Human Resources Director**

Kelli Sames, Human Resources Director gave an overview of agenda item I-3.

Council Member Somera made a motion to approve agenda item I-3, Option 3. Council Member Harris seconded the motion, and with a unanimous vote, motion carried.

4. Consideration and action on Ordinance No. 2007-32 amending Personnel Policy No. 120, Salary Program Administration. **Kelli Sames, Human Resources Director**

Kelli Sames, Human Resources Director gave an overview of agenda item I-4.

Council Member Somera requested an explanation of reasons for the proposed changes. Andrea Gardner provided an explanation for each proposed change.

Council Member Peterson made a motion to approve agenda item I-4. Council Member Harris seconded the motion, and with a unanimous vote, motion carried.

The Ordinance caption reads as follows:

ORDINANCE NO. 2007-32

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COPPERAS COVE, TEXAS, AMENDING PERSONNEL POLICY NO. 120, SALARY PROGRAM ADMINISTRATION.

5. Consideration and action on Resolution No. 2007-49 calling for the election of a candidate (s) to serve on the Coryell County Appraisal District Board of Directors. **Andrea Gardner, City Manager**

Andrea Gardner, City Manager gave an overview of agenda item I-5.

Council Member Heinze made a motion to cast 834 votes for Annabelle Smith and 62 votes for Jack Wall. Council member Clayton seconded the motion, and with a unanimous vote, motion carried.

The Resolution caption reads as follows:

RESOLUTION NO. 2007-49

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COPPERAS COVE, TEXAS, CALLING FOR THE ELECTION OF A CANDIDATE (S) TO SERVE ON THE CORYELL COUNTY APPRAISAL DISTRICT BOARD OF DIRECTORS.

6. Consideration and action on Resolution No. 2007-50 calling for the election of a candidate (s) to serve on the Lampasas County Appraisal District Board of Directors. **Andrea Gardner, City Manager**

Andrea Gardner, City Manager gave an overview of agenda item I-6.

Council Member Clayton made a motion to cast 62 votes for Raymond Upp. Council Member Heinze seconded the motion, and with a unanimous vote, motion carried.

The Resolution caption reads as follow:

RESOLUTION NO. 2007-50

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COPPERAS COVE, TEXAS, CALLING FOR THE ELECTION OF A CANDIDATE (S) TO SERVE ON THE LAMPASAS COUNTY APPRAISAL DISTRICT BOARD OF DIRECTORS.

7. Consideration and action on Resolution No. 2007-51, declaring support for the Constitution Court, Ltd., a joint Housing Tax Credit and HOME Investment Partnership Program application to the Texas Department of Housing and Community Affairs for the year 2007 and 2008. ***Jerry Conner, Executive Director, Economic Development Corporation***

Jerry Conner, Executive Director, Economic Development Corporation gave an overview of agenda item I-7.

Council Member Heinze made a motion to approve Resolution No. 2007-51. Council Member Somera seconded the motion, and with a unanimous vote, motion carried.

J. STAFF REPORTS

1. Copperas Cove Country Opry fourth quarter report for 2007. ***Silas Duncan, Secretary, Copperas Cove County Opry***

Silas Duncan, Secretary for the Copperas Cove Country Opry presented the fourth quarter report for 2007.

2. Update on the 404 Hazard Mitigation Grant Applications. ***Andrea Gardner, City Manager***

Andrea Gardner, City Manager gave an update of the 404 Hazard Mitigation Grant Applications. Robert Farnum with Adjusters International provided an overview of the grant process and explained a more detailed review of the applications will be done on December 7 and 8, 2007, and a selection process will follow at the beginning of next year.

3. 2008 CitySmart Program Sponsored by Oncor Electric Delivery. ***Andrea Gardner***

Andrea Gardner, City Manager gave a report on the 2008 CitySmart Program sponsored by Oncor Electric Delivery. John Toone with Oncor Electric Delivery provided a more detailed explanation of the CitySmart Program. This is an energy conservation program that Oncor coordinates. Currently the school districts and cities of Temple, Belton and Harker Heights are involved. There is no cost to the City for this Program.

4. GFOA award for excellence in financial reporting. **Andrea Gardner, City Manager**

Andrea Gardner, City Manager reported that of the City of Copperas Cove has been awarded the Award for Excellence in Financial Reporting. That particular award is handed out by the Government Finance Officers Association (GFOA). This is the 17th consecutive year the City of Copperas Cove Finance Department has received this award. This award indicates to the citizens of Copperas Cove that the Copperas Cove Finance Department continues to insure that generally accepted accounting principles and the governmental accounting standards for financial statements are adhered to by the City. Furthermore, it also indicates that Finance Staff continues to produce quality annual financial reporting that meets the GFOA requirements. Ms. Gardner thanked all the Finance Staff.

5. Employee Recognition: Ilka Perkins, Government Employee of the Quarter for the Noon Exchange Club. **Mike Heintzelman, Deputy Police Chief**

Mike Heintzelman, Deputy Police Chief recognized Ilka Perkins, Animal Control Clerk, for receiving the Government Employee of the Quarter from the Noon Exchange Club.

- K. REPORTS OF ADVISORY COMMITTEES AND BOARDS – None.**
- L. ITEMS FOR FUTURE AGENDAS – None.**
- M. EXECUTIVE SESSION – None.**
- N. RECONVENE INTO OPEN SESSION FOR POSSIBLE ACTION RESULTING FROM ANY ITEMS POSTED AND LEGALLY DISCUSSED IN EXECUTIVE SESSION**
- O. ADJOURNMENT**

There being no further business, Mayor O'Dwyer adjourned the meeting at 8:32 p.m.

Roger P. O'Dwyer, Mayor

ATTEST:

Jane Lees, City Secretary