

**CITY OF COPPERAS COVE
CITY COUNCIL REGULAR MEETING MINUTES
October 2, 2008 – 7:00 P.M.**

A. CALL TO ORDER

Mayor Pro Tem Robert L. Reeves 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

Robert L. Reeves
Larry D. Sheppard
Mark E. Peterson
Charlotte Heinze
Ray Don Clayton
Willie C. Goode
Frank Seffrood

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

D. ANNOUNCEMENTS

Council Member Goode reminded everyone to come out on Saturday night, October 4, 2008 for National Night Out.

Council Member Peterson asked everyone to stop by Central Fire Station on Saturday, October 4, 2008 for the 2nd Annual Open House from Noon-4:00 p.m.

E. PUBLIC RECOGNITION

1. Proclamation: Chamber of Commerce and Visitors Bureau Week – October 20-24, 2008. **Robert L. Reeves, Mayor Pro Tem**

Mayor Pro Tem Reeves read the proclamation and presented it to Marty Smith, President of the Chamber. Ms. Smith thanked the City, all the volunteers and staff of the Chamber for helping the organization grow and be a part of the City of Copperas Cove.

2. Proclamation: Domestic Violence Awareness Month – October 2008. **Robert L. Reeves, Mayor Pro Tem**

Mayor Pro Tem Reeves read the proclamation and presented it to Suzanne Armour, Interim Executive Director of Families in Crisis. Ms. Armour said that Families In Crisis has been providing services to victims of domestic violence for over 30 years. She said that everyone can help, even if you only tell someone who needs their services about Families In Crisis. She thanked the City for recognizing Domestic Violence Awareness Month.

3. Proclamation: Fire Prevention Month – October 2008. **Robert L. Reeves, Mayor Pro Tem**

Mayor Pro Tem Reeves read the proclamation and presented it to Fire Marshal Robert Martin, Lt. James Bednar, City Fire Inspector, and Sparky the Fire Department mascot. Fire Marshal Martin said that the proclamation is not just for them, but for all the men and women in the Copperas Cove Fire Department. He said that in 1920, President Wilson recognized “Fire Prevention Day,” and four years later it was expanded to an entire week by President Coolidge and known as “Fire Prevention Week.” Now it is more often known as “Fire Prevention Month.” He reminded everyone about the 2nd Annual Open House on Saturday and invited everyone to come and learn more about fire safety.

4. Proclamation: Crime Prevention Month – October 2008. **Robert L. Reeves, Mayor Pro Tem**

Mayor Pro Tem Reeves read the proclamation and presented it to Lt. Danny Austin of the Police Department. Lt. Austin said that one of the things he is pushing this month is to implement more Neighborhood Watch programs. This is a vital program that will help make Copperas Cove a safer place for people to live.

5. Proclamation: National Night Out – October 7, 2008. **Robert L. Reeves, Mayor Pro Tem**

Mayor Pro Tem Reeves read the proclamation and presented it to Lt. Danny Austin of the Police Department. Lt. Austin said that “National Night Out” has been celebrated in August, however, this year, the Texas Crime Prevention Association, along with the National Association of Town Watch that promotes this event, said that August was too hot in Texas. The change is experimental, but it is hoped that the cooler evenings will draw more folks to the downtown party, from 6:00 to 9:00 p.m., on October 4, 2008. There will be 25 cent hot dogs, door prizes and good fellowship. This event is sponsored by the City of Copperas Cove Police Department, the Downtown Association, and the Chamber of Commerce. This is the City of Copperas Cove’s Block Party that is the kickoff party for the entire week. Neighborhood block parties are planned for the evening of October 7, 2008 and Lt. Austin said that right now there are about six or seven registered with him.

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.

Patricia Sutton, Horseshoe Drive. Ms. Sutton said that Code Enforcement has been working with her to clean up a property next to hers that appears to be a garbage transfer facility. She submitted pictures to the Council. She said that every night the garbage seems to change, and there is always a lot of it. She is a truck driver and is out of town often. She said that she was having trouble renting the property, and when she investigated, the garbage was up to the level of the roof in the back yard at one point. She will turn in the pictures to Code Enforcement and appreciates the work that they have done so far. Her concerns include sanitary issues, safety of children, reduction of and property values going down. She said that the residents need to know who to contact in this type of situation. She is interested in starting a Neighborhood Watch Program in her area to help residents know how to handle these types of situations.

City Manager Gardner requested that Deputy Chief O'Dell speak with Ms. Sutton concerning Code Enforcement issues and provide information to her. Ms. Gardner said that a citation was issued to the owner of the property at the end of September and it is currently going through the Municipal Court process.

G. CONSENT ITEMS

1. Consideration and action on approval of minutes from the September 16, 2008 regular council meeting. **Jane Lees, City Secretary**

2. Consideration and action on authorizing the Mayor Pro Tem to represent the City of Copperas Cove regarding written correspondence to Congressman John Carter for assistance with the waiver of Easement No. DACA63-2-07-0541. **Andrea M. Gardner, City Manager**

3. Consideration and action on authorizing the Mayor Pro Tem to represent the City of Copperas Cove regarding written correspondence to Colonel William Hill III for assistance with the waiver of Easement No. DACA63-2-07-0541. **Andrea M. Gardner, City Manager**

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

H. PUBLIC HEARINGS/ACTION – None.

I. ACTION ITEMS

1. Consideration and action on Resolution 2008-34, authorizing the Mayor Pro Tem to execute an application for funding with the Office of Rural Community Affairs (ORCA) under the Community Development Block Grant (CDBG) 2009/2010 Funding Cycle for water system improvements and designating a local match commitment of \$50,000. **Andrea M. Gardner, City Manager**

Andrea M. Gardner, City Manager, gave an overview of agenda item I-1.

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

The Resolution caption is as follows:

RESOLUTION NO. 2008-28

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COPPERAS COVE, TEXAS, AUTHORIZING THE MAYOR PRO TEM TO EXECUTE AN APPLICATION FOR FUNDING WITH THE OFFICE OF RURAL COMMUNITY AFFAIRS (ORCA) UNDER THE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) 2009/2010 FUNDING CYCLE FOR WATER SYSTEM IMPROVEMENTS AND DESIGNATING A LOCAL MATCH COMMITMENT OF \$50,000.

2. Consideration and action on the appointment/reappointment of three individuals to the Library Advisory Board. **Terry Swenson, Assistant Library Director**

Terry Swenson, Assistant Library Director, gave an overview of agenda item I-2.

Council Member Peterson made a motion to appoint Christine Warren, Charles F. Wilson, and Janice Glosson to the Library Advisory Board for the term of October 3, 2008 through March 30, 3011. Council Member Clayton seconded the motion, and with a unanimous vote, motion carried.

3. Consideration and action on appointment of a member to the Planning and Zoning Commission to fill an unexpired term. **Carl Ford, City Planner**

Carl Ford, City Planner, gave an overview of agenda item I-3.

Council Member Goode made a motion to appoint Bill L. Stephens to the Planning and Zoning Commission to fill the unexpired term of Position 4, ending June 30, 2010. Council Member Sheppard seconded the motion and a roll call vote was taken as follows:

Larry D. Sheppard	For
Mark E. Peterson	Against
Charlotte Heinze	Against
Ray Don Clayton	Against
Willie C. Goode	For
Frank Seffrood	For
Robert L. Reeves	Against

Motion failed three to four.

Council Member Peterson made another motion to appoint Jack R. Widup to the Planning and Zoning Commission to fill the unexpired term of Position 4, ending June 30, 2010. Council Member Heinze seconded the motion and a roll call vote was taken as follows:

Larry D. Sheppard	Against
Mark E. Peterson	For
Charlotte Heinze	For
Ray Don Clayton	For
Willie C. Goode	Against
Frank Seffrood	For

Motion carried four to two.

4. Consideration and action on approving Ordinance No. 2008-37, authorizing the issuance and sale of City of Copperas Cove, Texas, Limited Tax Notes, Series 2008-A, in the aggregate principal amount of \$2,190,000; awarding the sale of said notes; levying a tax in payment thereof; prescribing the form of said notes; and enacting other provisions relating to the subject. **Wanda Bunting, Director of Financial Services**

Wanda Bunting, Director of Financial Services, gave an overview of agenda item I-4. Mr. Garry Kimball of First Southwest Company presented the final pricing summary to the Council.

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

The Ordinance caption is as follows:

ORDINANCE NO. 2008-37

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COPPERAS COVE, TEXAS, AUTHORIZING THE ISSUANCE AND SALE OF CITY OF COPPERAS COVE, TEXAS, LIMITED TAX NOTES, SERIES 2008-A, IN THE AGGREGATE PRINCIPAL AMOUNT OF \$2,190,000; AWARDED THE SALE OF SAID NOTES; LEVYING A TAX IN PAYMENT THEREOF; PRESCRIBING THE FORM OF SAID NOTES; AND ENACTING OTHER PROVISIONS RELATING TO THE SUBJECT.

J. STAFF REPORTS

1. Developmental Projects Update. *Wesley Wright, City Engineer*

Wesley Wright, City Engineer, gave an update on developmental projects. He discussed House Creek North Phase III, Summer Place, and Taylor Creek Elementary School.

2. Capital Improvement Update. *Wesley Wright, City Engineer*

Wesley Wright, City Engineer, gave an update on capital improvement. He discussed the East Pump Station, the Turkey Run Pump Station, the Golf Course effluent project, Hughes Mountain Tank Rehabilitation, Summers Road Reconstruction and the utility relocation for the Reliever Route. He also discussed several future capital improvements projects.

K. REPORTS OF ADVISORY COMMITTEES AND BOARDS – None.

L. ITEMS FOR FUTURE AGENDAS – None.

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 duties and responsibilities of the City Manager.

The Council adjourned to Executive Session at 8:00 p.m.

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

The Council reconvened the open meeting at 8:31 p.m. Mayor Pro Tem Reeves stated that no decisions were made in Executive Session. He asked if there was any action that the Council would like to make in Open Session as a result of Executive Session.

Council Member Peterson made a motion to raise the City Manager's salary to 86 percent of the market average. Council Member Heinze seconded the motion and a roll call vote was taken as follows:

Larry D. Sheppard	Against
Mark E. Peterson	For
Charlotte Heinze	For
Ray Don Clayton	For
Willie C. Goode	Against
Frank Seffrood	For

Motion carried four to two.

O. ADJOURNMENT

There being no further business, Mayor Pro Tem Reeves adjourned the meeting at 8:32 p.m.

Robert L. Reeves, Mayor Pro Tem

ATTEST:

Jane Lees, City Secretary