

**CITY OF COPPERAS COVE
CITY COUNCIL REGULAR MEETING MINUTES
April 7, 2009 – 7:00 P.M.**

A. CALL TO ORDER

Mayor John Hull 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

Pastor Stephen Schmidt, of Grace United Methodist Church, gave the Invocation and Mayor Hull led the Pledge of Allegiance.

C. ROLL CALL

John Hull
Cheryl L. Meredith
Larry D. Sheppard
Chuck Downard
Danny Palmer
Bill L. Stephens
Willie C. Goode
Frank Seffrood

ALSO PRESENT

Andrea M. Gardner, City Manager
Miguel Matos, City Attorney
Stefanie Brown, Deputy City Secretary

D. ANNOUNCEMENTS

Council Member Downard announced that there is a blood drive this Saturday at the National Bank from 12 – 3 p.m.

Council Member Goode announced that there are applications in the back to volunteer for City Committees.

E. PUBLIC RECOGNITION

1. Proclamation: National Library Week, April 12 – 18, 2009. ***John Hull, Mayor***

Mayor John Hull read the proclamation and presented it to Terri Swenson, Acting Interim Library Director.

2. Proclamation: Public Safety Telecommunicators Week, April 12-18, 2009. ***John Hull, Mayor***

Mayor John Hull read the proclamation and presented the proclamation to both Danny Austin, Copperas Cove Police Department, and Cindy Bridges, Central Texas Council of Governments 9-1-1 Education Coordinator.

F. CITIZENS' FORUM At this time, citizens will be allowed to speak for a length of time not to exceed five minutes per person. Thirty minutes total has been allotted for this section.

Bill Thomas, 1110 Cummings Avenue.

G. CONSENT ITEMS

1. Consideration and action on approval of minutes from the March 26, 2009 special council meeting. **Jane Lees, City Secretary**

2. Consideration and action on approval of minutes from the March 26, 2009 regular council meeting. **Jane Lees, City Secretary**

3. Financial Report for the Month ended February 28, 2009. **Wanda Bunting, Director of Financial Services**

6. Consideration and action on a Resolution authorizing and supporting the City Manager in the submission of a grant application to the Texas Department of Transportation, Texas Traffic Safety Program for a Selective Traffic Enforcement Program (STEP) Click It or Ticket (CIOT) Mobilization grant. **Eddie Wilson, Police Lieutenant**

8. Consideration and action by City Council to make revisions to the bylaws for the Keep Copperas Cove Beautiful Commission. **Silvia Rhoads, Executive Director**

Council Member Downard requested that items G-4 & G-5 be removed from the Consent Agenda. Council Member Stephens requested that item G-7 be removed from the Consent Agenda.

Council Member Willie Goode made a motion to approve consent items G-1, G-2, G-3, G-6, and G-8. Council Member Frank Seffrood seconded the motion, and with a unanimous vote, motion carried.

4. Capital Improvement Projects Update. **Wesley Wright, P.E., City Engineer**

Council Member Palmer made a motion to approve item G-4 as read and clarified by Mr. Wright. Council Member Seffrood seconded the motion, and with a unanimous vote, motion carried.

5. Consideration and action on a Resolution authorizing and supporting the City Manager in the submission of a grant application to the U. S. Department of Justice, Office of Community Oriented Policing Services (COPS) for a COPS Hiring Recovery Program Grant. **Tim Molnes, Police Chief**

Council Member Downard made a motion to approve item G-5 as read and clarified by Chief Molnes. Council Member Stephens seconded the motion, and with a unanimous vote, motion carried.

7. Consideration and action on a Resolution adopting the investment policy of the City of Copperas Cove. **Wanda Bunting, Director of Financial Services**

Council Member Stephens made a motion to approve item G-7 as read and clarified by Ms. Bunting. Council Member Palmer seconded the motion, and with a unanimous vote, motion carried.

H. PUBLIC HEARINGS/ACTION

1. Public Hearing, consideration and action on Ordinance amending the 2008-09 fiscal year budget for the City of Copperas Cove. **Wanda Bunting, Director of Financial Services**

Mayor Hull opened the public hearing.

Wanda Bunting, Director of Financial Services, gave an overview of agenda item H-1.

Speaking for: None.

Speaking Against: None.

Mayor Hull closed the public hearing.

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

I. ACTION ITEMS

1. Consideration and action on authorizing the City Manger to execute a contract with Matous Construction for the South Wastewater Treatment Plant 2009 Clarifier Rehabilitation Project. **Robert M. McKinnon, Public Works Director**

Robert M. McKinnon, Public Works Director, gave an overview of agenda item I-1.

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

2. Consideration and action on award of a bid to Cove Heritage Developers, LLC for the construction of a golf cart storage facility. **Mike Chandler, Golf Course General Manager**

Mike Chandler, Golf Course General Manager, gave an overview of agenda item I-2.

No motion made. No action taken.

3. Consideration and action on an Ordinance modifying existing school zone limits associated with Clements-Parsons Elementary School. **Wesley Wright, P.E., City Engineer**

Wesley Wright, City Engineer, gave an overview of agenda item I-3.

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

4. Consideration and action on authorizing the City Manager to enter into a municipal solid waste transportation agreement with Comal Transportation LLC for a term of two years, with successive one year renewal options based upon mutual agreement. **Michael Mundell, Superintendent of Solid Waste**

Michael Mundell, Superintendent of Solid Waste, gave an overview of agenda item I-4.

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

5. Consideration and action on authorizing the City Manger to enter into a municipal solid waste disposal agreement with Waste Management of Texas Inc. for a term of two years, with successive one year renewal options based upon mutual agreement. **Michael Mundell, Superintendent of Solid Waste**

Michael Mundell, Superintendent of Solid Waste, gave an overview of agenda item I-5.

Council Member Meredith made a motion to approve agenda item I-5. Council Member Sheppard seconded the motion, and with a unanimous vote, motion carried.

6. Consideration and action on a Resolution expressing intent to finance expenditures to be incurred. **Wanda Bunting, Director of Financial Services**

Wanda Bunting, Director of Financial Services, gave an overview of agenda item I-6.

Council Member Goode made a motion to approve agenda item I-6. Council Member Seffrood seconded the motion, and with a unanimous vote, motion carried.

The Resolution caption is as follows:

RESOLUTION NO. 2009-13

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COPPERAS COVE, TEXAS, EXPRESSING INTENT TO FINANCE EXPENDITURES TO BE INCURRED.

7. Consideration and action on a Resolution authorizing the City Manager to execute an Interlocal Agreement with the Texas Department of Transportation for the purpose of excavation and storage of landfill materials. **Andrea M. Gardner, City Manager**

Andrea M. Gardner, City Manager, gave an overview of agenda item I-7.

Council Member Palmer made a motion to approve agenda item I-7. Council Member Downard seconded the motion, and with a unanimous vote, motion carried.

The Resolution caption is as follows:

RESOLUTION NO. 2009-14

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COPPERAS COVE, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE AN INTERLOCAL AGREEMENT WITH THE TEXAS DEPARTMENT OF TRANSPORTATION FOR THE PURPOSE OF EXCAVATION AND STORAGE OF LANDFILL MATERIALS.

8. Consideration and action on authorizing the City Manger to execute a professional services agreement with River City Engineering for engineering services of the Eastside Infrastructure Improvements Project. **Andrea M. Gardner, City Manager**

Andrea M. Gardner, City Manager, gave an overview of agenda item I-8.

Council Member Palmer made a motion to approve agenda item I-8. Council Member Goode seconded the motion. A roll call vote was taken:

Cheryl L. Meredith	For
Larry Sheppard	For
Chuck Downard	Against
Danny Palmer	Against
Bill L. Stephens	For
Willie Goode	For
Frank Seffrood	For

Motion carried five to two.

9. Consideration and action authorizing the City Manager to execute an Agreement between the City of Copperas Cove and James Warren Clark II and Wesley Atkinson concerning a land exchange between the City and Fort Hood. **Andrea Gardner, City Manager**

Andrea Gardner, City Manager, gave an overview of agenda item I-9.

Council Member Seffrood made a motion to approve agenda item I-9. Council Member Downard seconded the motion, and with a unanimous vote, motion carried.

10. Consideration and action on an Ordinance amending Personnel Policy No. 120, Salary Program Administration. **Kelli Sames, Human Resources Director**

Item pulled from the agenda. No action taken.

11. Consideration and action on requesting a legal opinion from the City Attorney regarding the irregularities of the Copperas Cove Economic Development Corporation/Cinergy Cinemas' changeable electronic variable message sign, CEVMS. **Chuck Downard, Council Member Place 3**

Chuck Downard, Council Member Place 3, gave an overview of agenda item I-11.

The following citizens made comments on this item: Bill French, 2807 Primrose Road; Dan Yancy, 1601 Buckboard Trail; and Roger O'Dwyer, 1703 Highland.

Council Member Downard made a motion to approve agenda item I-11. Council Member Palmer seconded the motion, and with a unanimous vote, motion carried.

12. Consideration and action on the appointment/reappointment of individuals to the Library Advisory Board. **Terry Swenson, Acting Interim Library Director**

Terry Swenson, Acting Interim Library Director, gave an overview of agenda item I-12.

Council Member Seffrood made a motion to appoint Margie Holt and reappoint Palumbo to the Library Advisory Board from April 7, 2009 through March 30, 2012. Council Member Danny Palmer seconded the motion, and with a unanimous vote, motion carried.

J. REPORTS FROM OUTSIDE ENTITIES, ADVISORY COMMITTEES AND BOARDS

1. Presentation update on Fort Hood USO activities. **Robin Crouse, Program Manager**

Robin Crouse, Program Manager, gave a presentation update on Fort Hood USO activities.

2. Presentation of the Copperas Cove Economic Development Corporation 2007-2008 Audited Financial Statements, current Budget Narrative, and update of the CCEDC Retention Activities and Workshops. **Jerry Conner, Executive Director, Copperas Cove Economic Development Corporation**

Jerry Conner, Executive Director of the Copperas Cove Economic Corporation, gave a presentation of the 2007-08 audited financial statements, current budget, and the retention activities and workshops. Michael Firth of Lott, Vernon & Company spoke on the audited financial statement. Leo Sullivan of the Copperas Cove Economic Development Corporation spoke on small business retention activities.

K. ITEMS FOR FUTURE AGENDAS

Council Member Stephens requested that the item for the legal opinion on the CCEDC message sign be placed on the next agenda. There was concurrence from Council Members.

Council Member Palmer requested that an item be placed on the next agenda to appoint volunteers to the Planning and Zoning Board. There was concurrence from Council Members.

L. EXECUTIVE SESSION

1. Pursuant to §551.072 of the Open Meetings Act. <i>Tex. Gov't Code</i> , Council will meet in Executive Session to discuss the purchase of real property.

The Council adjourned to Executive Session at 9:12 p.m.

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

The Council reconvened into open session at 9:35 p.m. Mayor Hull announced that there was no action to be taken as a result of Executive Session.

N. ADJOURNMENT

There being no further business, Mayor Hull adjourned the meeting at 9:35 p.m.

John Hull, Mayor

ATTEST:

Stefanie Brown, Deputy City Secretary