

JUNE 18, 2002

MINUTES OF A REGULAR MEETING OF THE CITY COUNCIL

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1. 1. 5:30 P.M. CALL TO ORDER

Mayor Harrison called the meeting to order at 5:30 p.m.

2. 2. INVOCATION AND PLEDGE OF ALLEGIANCE

Alderman Browning led all in prayer and the Pledge of Allegiance.

3. 3. ROLL CALL AND CERTIFICATION OF A QUORUM

Present to-wit: Mayor Philip B. Harrison, Aldermen David H. Ottmer, Michael S. "Mike" Mueller, James A. "Jim" Bishop, O. William "Bill" Schmidt and Wayne Browning; thereby a quorum was established. Also present was City Administrator Lynn S. Roberts and City Secretary Susan Rosinski. Attorney Charley Smith appeared at 5:36 p.m.

4. 4. CONSIDERATION/ACTION TO ADOPT AGENDA

A motion was made by Alderman Browning, seconded by Alderman Schmidt to adopt the agenda as presented. Motion carried unanimously.

5. 5. CONSIDERATION/ACTION TO APPROVE MINUTES OF PREVIOUS MEETING

A motion was made by Alderman Browning, seconded by Alderman Ottmer to adopt the minutes of the Regular Meeting of May 21, 2002. Motion carried unanimously.

6. 6. CITIZEN'S FORUM

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No one was present that wished to address Council.

7. 7. REPORT OR REQUEST(S) FROM MAYOR/COUNCIL MEMBERS/CITY ATTORNEY

No reports were given.

8. 8. REPORT OR REQUEST(S) FROM ADMINISTRATOR/DEPT. HEADS

Administrator Roberts reminded Council that the Board Appreciation Dinner was scheduled for Tuesday, June 25 at 7:00 p.m. at the Sens Center.

Adm. Roberts reported to Council that a building appraiser with Texas Municipal League had recently completed an appraisal of our buildings.

Administrator Roberts also informed Council that due to the complexity of health insurance we would like to ask for assistance in soliciting health insurance bids from Texas Municipal League, our current carrier for liability insurance. She went on to say that the city has saved approximately \$10,000.00 on liability insurance and she thought that TML could possibly cut the cost on health insurance. The consensus of Council was to proceed with Texas Municipal League.

9. 9. CONSIDERATION OF AMENDMENT TO LOUD NOISE ORDINANCE ADDRESSING LOUD MUSIC FROM VEHICLES AND ANY RELATED ACTION NECESSARY- MARY ZANDER

Mary Zander of 304 E. O'Bryant appeared before Council and voiced her concern regarding loud music in the area. She presented a petition with numerous signatures of persons asking for a 24-hour ban on loud music within the city. After discussion, Attorney Smith informed Council that a subsection could be added to the current ordinance addressing Ms. Zander's concern. This item will be placed on the next regular meeting agenda.

10. 10. CONSIDERATION OF VARIANCE AT 101 MEADOW DRIVE AND ANY RELATED ACTION NECESSARY – KATHY STECK

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Ms. Kathy Steck appeared before Council to request a formal variance in the setback line requirements for recording purposes on her home located at 101 Meadow Drive. A motion was made by Alderman Ottmer, seconded by Alderman Mueller to grant a variance on set back line requirements to Ms. Kathy Steck of 101 Meadow Drive in the Meadows Subdivision. Motion carried unanimously.

11. 11. REPORT FROM CHIEF APPRAISER OF THE AUSTIN COUNTY APPRAISAL DISTRICT AND ANY RELATED ACTION NECESSARY – PHYLLIS CRAWFORD

Phyllis Crawford, Chief Appraiser of the Austin County Appraisal District appeared before Council and gave a report on the 2002 Preliminary Taxable Values.

12. 12. CONSIDERATION/APPROVAL OF SOUTHCREEK CROSSING SUBDIVISION, LOT SIZE VARIANCE AND ANY RELATED ACTION NECESSARY – EDWIN MALINOWSKI

Mr. Edwin Malinowski was not available for presentation.

13. 13. CONSIDERATION/APPROVAL OF NORTH HOLLAND SUBDIVISION WITH REVISIONS AND ANY RELATED ACTION NECESSARY – RAY BAKHT

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Mr. Ray Bakht was not available for presentation.

14. 14. CONSIDERATION OF WASTEWATER AND GARBAGE CHARGES ON UTILITY BILL AND ANY RELATED ACTION NECESSARY – DEBORAH ZETTEL

Ms. Deborah Zettel appeared before Council once again to discuss the sewer and garbage charges on her mother's (Mrs. Jessie Zettel) utility bill. After her presentation, Mayor Harrison informed her that her mother was being charged the wastewater and garbage rates prescribed by the current ordinances.

15. CONSIDERATION TO ADOPT AMENDMENT TO RESOLUTION #1184R ENTITLED RESOLUTION AUTHORIZING APPLICATION TO TEXAS RECREATION AND PARKS ACCOUNT PROGRAM AND ANY RELATED ACTION NECESSARY

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A motion was made by Alderman Mueller, seconded by Alderman Ottmer to adopt Resolution #1199R dedicating property within the City of Bellville as Clark Park. Motion carried unanimously. This dedication is only necessary for the purpose of filing a grant application with Texas Parks and Wildlife and is not an official dedication.

16. CONSIDERATION OF ANNEXATION OF STATE HIGHWAY 36 NORTH AND SOUTH AND ANY RELATED ACTION NECESSARY

Attorney Smith informed Council that at this time it was not possible to annex State Highway 36 North and South. Smith went on to explain that under the laws that govern a Type "A" General Law city you must annex at least 1000 feet in width. In order to do this you would have to take in property adjacent to the State Highway and at this time the adjacent property owners had not requested annexation. However it would be possible to annex the State Highway if the city had a population of five thousand.

17. CONSIDERATION OF REVISED WEED ORDINANCE AND ANY RELATED ACTION NECESSARY

Adm. Roberts informed Council that we have numerous property owners who do not maintain (mow) their property as prescribed by our current ordinance. At this time, we inform them by letter that their property is in need of maintenance. Normally the property owners mow their yards as requested, but we do have repeat offenders. She asked for their help in dealing with repeat offenders. After discussion, it was the consensus of council that repeat offenders be issued citations. Attorney Smith was instructed to prepare an ordinance and present it at the next regularly scheduled Council meeting.

18. CONSIDERATION OF ONE WAY ALLEY LOCATED BETWEEN N. HOLLAND STREET AND NORTH MASONIC STREET AND ANY RELATED ACTION NECESSARY

A motion was made by Alderman Browning, seconded by Alderman Mueller to have the alley located between N. Holland Street and North Masonic Street at the entrance to Dr. Ronald Zboril's dentist office designated one-way in the northbound direction instead of the current southbound direction. Motion carried unanimously.

19. CONSIDERATION OF LATE FEE BILLING – WAYNE LESSMANN

Mr. Wayne Lessman appeared before Council and voiced his concern regarding a late fee that was placed on his utility bill. Administrator Roberts informed him that as a courtesy the first time a person was late the penalty was adjusted off of their bill and she had personally approved his adjustment. Administrator Roberts went on to say that the second time a person is late the late fee is not adjusted off.

Mr. Lessman also asked if the city could possibly honor the postmark date of the 10th on payments made by mail. Mayor Harrison explained that this was not possible as our current policy allows us to keep control of the billing cycle.

20. ADJOURNMENT

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A motion was made by Alderman Schmidt, seconded by Alderman Browning to adjourn at 6:48 p.m. Motion carried unanimously.