

November 15, 2005

MINUTES OF A REGULAR MEETING OF THE CITY COUNCIL

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

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

2. INVOCATION AND PLEDGE OF ALLEGIANCE

Reverend Warren Scott led all in the prayer and Pledge of Allegiance.

3. ROLL CALL AND CERTIFICATION OF QUORUM

Present to-wit: Mayor Philip B. Harrison, Aldermen Wayne Browning, Monte D. Richardson, James A. "Jim" Bishop, Carol H. Courville and Jerome Peters; thereby a quorum was established. Also present were City Administrator Lynn S. Roberts, City Attorney Charley Smith and City Secretary Susan Rosinski.

4. CONSIDERATION/ACTION TO ADOPT AGENDA

A motion was made by Alderman Browning and then seconded by Alderwoman Courville to adopt the agenda as presented. Mayor Harrison called for discussion. Alderman Peters asked that a change be made on agenda item number eleven to reflect "system" instead "route" and agenda item number twenty the portion "and any related action necessary" be deleted. Motion carried unanimously.

5. CONSIDERATION/ACTION TO APPROVE MINUTES OF PREVIOUS MEETINGS

Mayor Harrison asked if there was any discussion or changes that needed to be made to the minutes of the Regular Meeting of October 18 or Special Meeting of October 24. Alderman Peters stated that under agenda item number seven the date be changed from October 21 to October 24. Peters also included that under agenda item number eleven the statement "pending approval by engineering firm" be added to the motion as he asked twice during discussion if the replat would be pending approval by the engineering firm and council had agreed.

Alderwoman Courville made the motion to approve the minutes of the Regular Meeting of October 18, 2005 and Special Meeting of October 24, 2005 with the changes. Alderman Bishop then seconded the motion. Motion carried unanimously.

6. CITIZEN'S FORUM

Carolyn Gibson of the Bellville Chamber of Commerce announced Small Town Christmas was scheduled for December 2nd and 3rd. Ms. Gibson asked Council to consider the need for electricity on the town square. She added vendors were now averaging sixty-seven booths per weekend and electricity was now being supplied by random businesses on the town square.

Ms. Gibson also announced Houston-Galveston Area Council has new downtown grant information available.

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

Alderman Peters commented on the following:

The need for TML and FEMA reports for statistical purposes. Both reports had been submitted.

The HGAC Rural Transportation Committee meeting was today, listed a few enhancement ideas and requested Council to consider. Peters will attend another meeting in Yoakum at 1:30 p.m. on Thursday.

Requested larger (24" x 36") drawings of plats and the ordinances delivered by John Pledger. Peters inquired as to why the Kistler/O'Jibway (final) plat was filed at the Courthouse and was of the opinion it should have not been filed yet.

Alderwoman Courville commented the dumpster at Brookshire Brothers had been moved.

Alderman Browning commented on the following:

Houston-Galveston Area Council information he had received from the annual meeting,

Walked through the City and viewed ditches in need of cleaning and inquired as to whether any new applications for mobile homes had been received and stated several are located on W. Austin Street.

Requested a punch list for the street project.

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

Administrator Roberts stated the Texas Parks and Wildlife contract from Joel Seffel had not been received and the street contractors would be back tomorrow (Wednesday 16th).

9. PRESENTATION OF ENGINEERING SERVICES BY BROWN & GAY ENGINEERS, INC. – DOUGLAS BAKER

Mr. Doug Baker of Brown and Gay Engineering appeared before Council and informed them of engineering services his company has provided to others as well as the company's qualifications.

10. CONSIDERATION OF RESOLUTION SUPPORTING AUSTIN COUNTY IN THE APPLICATION FOR FUNDING THROUGH THE HOUSTON-GALVESTON AREA COUNCIL FOR FISCAL YEAR 2006 SOLID WASTE GRANTS AND ANY RELATED ACTION NECESSARY

A motion was made by Alderwoman Courville and seconded by Alderman Peters to support Austin County in their application for funding through the Houston-Galveston Area Council. Motion carried unanimously.

The Solid Waste Grant would fund a bailer and a cover for the machinery. The bailer would be used for waste paper as well as cardboard boxes and located at the City of Bellville Recycling Center. Personnel will be trained in operating the bailer. There will be no expense to the City of Bellville.

11. CONSIDERATION OF RESOLUTION IN SUPPORT OF A TRAFFIC RELIEF ROUTE FOR BELLVILLE AND ANY RELATED ACTION NECESSARY

A discussion was held and it was noted the Bellville Economic Development Corporation would do what they could legally and use funds available to help in the support of the traffic relief system.

Mayor Harrison pointed out aspects of the resolution in particular the City of Bellville and BEDC assisting with required engineering design services and also Austin County and City of Bellville being responsible for right-of-way acquisition and survey costs.

A motion was made by Alderwoman Courville and then seconded by Alderman Peters to approve Resolution #1302R. Motion carried unanimously.

This resolution is the first step in procuring a study for a traffic relief system for Bellville.

12. CONSIDERATION/ADOPTION OF SUBSTANDARD HOUSING ORDINANCE AND ANY RELATED ACTION NECESSARY

A motion was made by Alderman Bishop and seconded by Alderman Courville to table this item. Motion carried unanimously. This item will be placed on the next meeting agenda.

13. CONSIDERATION TO AWARD THE BID FOR TWO POLICE VEHICLES AND ANY RELATED ACTION NECESSARY

A motion was made by Alderman Bishop and seconded by Alderman Richardson to award the bid for two police vehicles to Henson of Sealy in the amount of \$30,519.06. Motion carried unanimously.

14. CONSIDERATION OF AMENDMENT TO THE SUBDIVISION ORDINANCE IN REGARDS TO CUL-DE-SACS AND ANY RELATED ACTION NECESSARY

A motion was made by Alderman Bishop and then seconded by Alderman Richardson to adopt the amendment governing cul-de-sacs. Motion carried unanimously.

Said ordinance provides that cul-de-sac turnarounds have a minimum right-of-way radius of forty-five feet with a minimum paved radius of forty feet.

15. CONSIDERATION TO INCORPORATE PATIO HOMES INTO THE SUBDIVISION ORDINANCE AND ANY RELATED ACTION NECESSARY

A motion was made by Alderman Peters to postpone this item until further study. Alderman Bishop seconded the motion. Motion carried unanimously.

16. CONSIDERATION OF AMENDMENT TO SUBDIVISION ORDINANCE REGARDING SUBSTANTIAL COMPLETION PRIOR TO PERMITS AND ANY RELATED ACTION NECESSARY

A motion was made by Alderman Richardson and then seconded by Alderman Bishop to approve amendment #1306. Mayor Harrison called for a vote. Alderman Richardson and Bishop voted aye, Alderman Courville and Browning were opposed and Alderman Peters abstained. A tie vote was the result; therefore Mayor Harrison voted aye. Motion carried.

Ordinance #1306 calls for substantial completion of subdivisions prior to building permits being issued. This ordinance will insure subdivisions are completed within a timely manner.

17. CONSIDERATION OF BELLVILLE SWIMMING POOL PROPERTY AND ANY RELATED ACTION NECESSARY

Administrator Roberts and staff suggested the buildings on the pool property be destroyed and be placed into the pool for filler. Roberts added the site would then be leveled and a parking lot placed on the premises.

A short discussion was held regarding options for the property, which included a basketball court, skateboard ramp and pool.

Alderman Browning made the motion to destroy the buildings and place the debris in the pool for filler. There was no second to this motion.

Alderman Peters wished to wait with the destruction until a plan was formed.

This item will be placed on the next meeting agenda.

18. CONSIDERATION OF AMENDMENTS TO MOBILE HOME/INDUSTRIALIZED HOME ORDINANCE AND SUBDIVISION TECHNICAL SUMMARY AND ANY RELATED ACTION NECESSARY

This item was passed over in order for Council to review the amendments.

19. OPEN SESSION RECESSED

Open Session recessed at 7:10 p.m.

20. EXECUTIVE SESSION CONVENED UNDER TEXAS GOVERNMENT CODE 551.071 PENDING OR CONTEMPLATED LITIGATION AND ANY RELATED ACTION NECESSARY

Executive Session convened at 7:15 p.m.

21. EXECUTIVE SESSION ADJOURNED

Executive Session adjourned at 7:25 p.m.

22. CONSIDERATION OF PENDING OR CONTEMPLATED LITIGATION AND ANY RELATED ACTION NECESSARY

No action taken.

23. ADJOURNMENT

A motion was made by Alderman Bishop, seconded by Alderman Browning to adjourn at 7:27 p.m. Motion carried unanimously.