

NOVEMBER 15, 2011

MINUTES OF A REGULAR MEETING OF THE CITY COUNCIL

1. 5:00 P.M. CALL TO ORDER

Mayor Monte Richardson called the meeting to order at 5:00 p.m.

2. INVOCATION AND PLEDGES OF ALLEGIANCE

Alderman Wayne Browning led all in prayer and Pledges of Allegiance.

3. ROLL CALL AND CERTIFICATION OF A QUORUM

Present-to-wit: Mayor Monte Richardson, Aldermen Douglas Lottridge, Joe Ed Lynn, James Harrison and Wayne Browning; thereby a quorum was established. Alderman Derek Anderson arrived at 5:05 p.m. Also present were City Administrator Lynn S. Roberts, City Attorney Charley Smith and City Secretary Betty Hollon.

4. CONSIDERATION TO ADOPT AGENDA

The motion was made by Alderman Lottridge and seconded by Alderman Browning to adopt the agenda after moving Agenda Item 9 after Agenda Item 16. Motion carried unanimously.

5. CONSIDERATION TO APPROVE MINUTES OF PREVIOUS MEETING

The motion was made by Alderman Lottridge and seconded by Alderman Lynn to approve the minutes of the Regular Meeting of October 18, 2011 as presented. Motion carried unanimously.

6. CITIZEN'S FORUM *(Any public comment that is made on an item that is not on the posted final agenda will only be heard by the City Council. No formal action, discussion, deliberation, nor comment will be made by the Council.)*

Delwin Rettig of the Bellville Economic Development Corporation read the second public readings of two BEDC projects: (1) A project to purchase and install the Stephen F. Austin statue at the intersection of Highway 36 North and Highway 159 West and (2) A project to enter into a contract with KGA DeForest for design and construction management services related to Phase I of Downtown Improvement Project.

John Sauer of the Bellville Historical Society spoke to Council regarding the Historical Society being in favor of the BEDC project to place the Stephen F. Austin statue in Bellville at Highway 36 N and Highway 159 W.

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

Alderman Lottridge reported the City had met with the Lion's Club and Phase I of tree planting (approximately 25 live oaks) will begin December 7th.

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

City Administrator Lynn S. Roberts reported dead trees are continuing to be removed.

9. AUTHORIZATION TO BID NEW WATER WELL AND ANY RELATED ACTION NECESSARY

Mayor Richardson turned the meeting over to Mayor Pro-Tempore Douglas Lottridge. The motion was made by Alderman Lynn and seconded by Alderman Anderson to authorize Jones & Carter, Inc. to get bids on a lease option for the new water well. Mayor Pro-Tempore Lottridge called for the vote. Aldermen Anderson, Lynn, and Harrison voted aye. Alderman Browning was opposed. Motion carried.

10. FINAL CONSIDERATION OF BEDC PROJECT TO PURCHASE AND INSTALL STEPHEN F. AUSTIN STATUE AND ANY RELATED ACTION NECESSARY

Monte Byrd of the Bellville EDC informed Council they are pursuing a grant from H-GAC. No action is necessary at this time from Council.

11. FINAL CONSIDERATION OF BEDC PROJECT TO ENTER INTO CONTRACT WITH KGA DEFOREST FOR DESIGN AND CONSTRUCTION MANAGEMENT SERVICES RELATED TO PHASE I OF DOWNTOWN IMPROVEMENT PROJECT AND ANY RELATED ACTION NECESSARY

The motion was made by Alderman Lottridge and seconded by Alderman Lynn to approve the BEDC project to enter into contract with KGA DeForest for design and construction management services related to Phase I of the Downtown Improvement Project. Motion carried unanimously.

12. DISCUSSION REGARDING CONTRACT FOR FLAGS AROUND THE SQUARE AND ANY RELATED ACTION NECESSARY

The consensus of Council was to send out RFP's for contract for placing flags around the square on weekends and holidays.

13. CONSIDERATION OF INTERLOCAL AGREEMENT FOR ROAD MAINTENANCE BETWEEN AUSTIN COUNTY AND CITY OF BELLVILLE AND ANY RELATED ACTION NECESSARY

The motion was made by Alderman Anderson and seconded by Alderman Browning to approve the Interlocal Agreement for Road Maintenance between Austin County and the City of Bellville. Motion carried unanimously.

14. PUBLIC HEARING TO CONSIDER TAXING TANGIBLE PERSONAL PROPERTY IN TRANSIT

Mayor Monte Richardson opened the Public Hearing at 5:26 p.m. City Attorney Charley Smith informed Council the School and County have both adopted an ordinance taxing tangible personal property in transit and the ordinance must be passed before the end of December in order for the City to benefit from this tax in the Year 2012. Mayor Richardson closed the hearing at 5:29 p.m.

15. CONSIDERATION OF "GOODS-IN-TRANSIT" ORDINANCE AND ANY RELATED ACTION NECESSARY

The motion was made by Alderman Anderson and seconded by Alderman Browning to adopt Ordinance #1433 Taxing Tangible Personal Property in Transit which would otherwise be Exempt Pursuant to Texas Tax Code, Section 11.253. Motion carried unanimously.

16. CONSIDERATION OF NOMINATION OF CANDIDATE TO SERVE AS REPRESENTATIVE ON THE BOARD OF DIRECTORS OF THE AUSTIN COUNTY APPRAISAL DISTRICT AND ANY RELATED ACTION NECESSARY

The motion was made by Alderman Lottridge and seconded by Alderman Lynn to adopt Resolution #1434R nominating Ernie Koy as a candidate for the Board of Directors of the Austin County Appraisal District. Motion carried unanimously.

17. OPEN SESSION RECESSED

Open Session recessed at 5:47 p.m.

18. EXECUTIVE SESSION CONVENED UNDER TEXAS GOVERNMENT CODE, SECTION 551.072 ACQUISITION OF REAL PROPERTY

Executive Session convened at 5:51 p.m.

19. EXECUTIVE SESSION ADJOURNED

Executive Session adjourned at 6:05 p.m.

20. OPEN SESSION RECONVENED

Open Session reconvened at 6:08 p.m.

21. CONSIDERATION OF ACQUISITION OF REAL PROPERTY AND ANY RELATED ACTION NECESSARY

The motion was made by Alderman Harrison and seconded by Alderman Lynn to lease the building at 34 N. Bell. Motion carried unanimously.

22. ADJOURNMENT

The meeting adjourned at 6:09 p.m.