

**FEBRUARY 19, 2002**

MINUTES OF A REGULAR MEETING OF THE CITY COUNCIL

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

The meeting was called to order by Mayor Harrison at 5:30 p.m.

2. 2. INVOCATION AND PLEDGE OF ALLEGIANCE

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

3. 3. ROLL CALL AND CERTIFICATION OF A QUORUM

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

4. 4. CONSIDERATION/ACTION TO ADOPT AGENDA

A motion was made by Alderman Browning, seconded by Alderman Ottmer that agenda item number eighteen follow agenda item number nine. Motion carried unanimously.

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

A motion was made by Alderman Browning, seconded by Alderman Schmidt to approve the minutes of the Regular Meeting of January 15, 2002. Motion carried unanimously.

6. 6. CITIZEN'S FORUM

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There was no one 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 informed Council and local citizens attending that raising the slab at the Wastewater Treatment Plant had solved the problem regarding the natural spring and that construction was progressing nicely.

Administrator Roberts reports that Gas/Water Superintendent Warren Klump was home from the hospital and recuperating.

Adm. Roberts informed Council that we were working with the Austin County Appraisal District and the Lower Colorado River Authority to produce a current city limit map. Upon presentation of the new map, it is her hope to proceed with the annexation process.

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Adm. Roberts also announced that the annual Spring Clean Up is scheduled for Monday, March 18 – Friday, March 22. Citizens may put items curbside for pick up.

9. 9. CONSIDERATION OF WASTEWATER AND GARBAGE CHARGES AND ANY RELATED ACTION NECESSARY – DEBORAH ZETTEL

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Ms. Deborah Zettel appeared before Council representing her mother, Mrs. Jessie Zettel of 101 E. Chatham. She was concerned about both the commercial and residential garbage and wastewater charges on her mother's utility bill. After discussion, it was determined that the billing was correct based on the current ordinance.

It was also decided that an item would be placed on next month's agenda regarding possible utility rate changes.

10. 10. CONSIDERATION TO AUTHORIZE BELLVILLE ECONOMIC DEVELOPMENT CORPORATIONS APPROVED PROJECTS AND ANY RELATED ACTION NECESSARY

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Alderman Ottmer informed Council that the Bellville Economic Development Corporation Board had approved a request by the Bellville Chamber of Commerce in the amount \$2,500.00 for tourism. A motion was made by Alderman Mueller, seconded by Alderman Schmidt to approve the recommendation of the BEDCB and authorize the expenditure of \$2,500.00 to the Bellville Chamber of Commerce for tourism. Motion carried unanimously.

11. 11. CONSIDERATION OF APPOINTMENT TO THE BELLVILLE PUBLIC LIBRARY BOARD AND ANY RELATED ACTION NECESSARY

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A motion was made by Alderman Ottmer, seconded by Alderman Schmidt to appoint Mr. David E. Lydic to the Library Board for the un-expired term being February 19, 2002 – December 31, 2003. Motion carried unanimously. Mr. Lydic will fill the position vacated by Linda Freude.

12. 12. CONSIDERATION OF APPOINTMENT TO THE SENS ACTIVITY CENTER BOARD AND ANY RELATED ACTION NECESSARY

This item was tabled. It will be placed on the March 2002 agenda.

13. CONSIDERATION OF APPOINTMENT TO THE BELLVILLE ECONOMIC DEVELOPMENT CORPORATION BOARD AND ANY RELATED ACTION NECESSARY

A motion was made by Alderman Schmidt, seconded by Alderman Browning to appoint Charles Jerome Peters to the Bellville Economic Development Corporation Board for the un-expired term February 19, 2002 – December 17, 2003. Motion carried unanimously. Mr. Peters will fill the position vacated by John Harle.

14. CONSIDERATION TO DESIGNATE CERTAIN ALLEYS WITHIN THE CITY OF BELLVILLE AS ONE-WAY AND ANY RELATED ACTION NECESSARY

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Street Superintendent Frankie Hoppe presented a drawing of alleys within the area of the town square that would be less dangerous if they were designated as one-way alleys. After a short discussion, a motion was made by Alderman Schmidt, seconded by Alderman Browning to have Attorney Smith draw up an ordinance dedicating certain alleys as one-way. (Drawing incorporated in minutes).

15. CONSIDERATION REGARDING THE LOCATION OF MAIN ELECTRICAL DISCONNECTS ON NEW CONSTRUCTION AND ANY RELATED ACTION NECESSARY

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**A motion was made by Alderman Schmidt, seconded by Alderman Bishop to adopt Ordinance # 1195 regarding outside main disconnects. Motion carried unanimously. The above ordinance provides that any construction or modification of a structure after February 19, 2002, shall be equipped with a main disconnect that is accessible from the outside of the structure. The passage of this ordinance is due to safety concerns regarding firefighters, police and electrical workers.**

16. CONSIDERATION OF NUMBERING ALL RESIDENCES AND COMMERCIAL BUILDINGS WITHIN THE CITY OF BELLVILLE FOR IDENTIFICATION PURPOSES AND ANY RELATED ACTION NECESSARY

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Attorney Smith informed Council that an ordinance would not be necessary as this particular item was covered under State law.

17. CONSIDERATION OF INTERLOCAL AGREEMENT WITH AUSTIN COUNTY REGARDING SUBDIVISIONS WITHIN THE CITY OF BELLVILLE'S EXTRA-TERRITORIAL JURISDICTION AND ANY RELATED ACTION NECESSARY

Austin County Judge Carolyn Bilski appeared before Council and informed them of House Bill 1445. House Bill 1445 requires almost all cities and counties enter into an interlocal agreement outlining which jurisdiction will regulate subdivision plats in the extra territorial jurisdiction. The legislation requires that this be in place by April 1, 2002. There is no penalty if requirements are

not met by April 01. She also explained that if an agreement were not entered into then the current procedures would still apply.

18. CONSIDERATION OF WATER DRAINAGE – JIM KNESEK AND HENRY GRAWUNDER

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Mr. Henry Grawunder of Big A Auto Parts and Mr. Jim Knesek of Knesek Brothers Funeral Home appeared before Council and voiced their concern regarding drainage problems in the area of N. Mechanic.

Street Superintendent Frankie Hoppe addressed Council and informed them that he had met with Craig Kankel and Tim Robertson of O'Malley Engineers at the drainage problem area. After much discussion, it was decided that the city would slow the flow of water coming from the City Park, assist Mr.Grawunder with clean up of the drainage area and monitor the problem.

19. OPEN SESSION ADJOURNED

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Open Session adjourned at 6:43 p.m.

20. EXECUTIVE SESSION CONVENED UNDER TEXAS GOVERNMENT CODE UNDER 551.072 TO DELIBERATE THE ACQUISITION OF REAL PROPERTY AND ANY APPROPRIATE ACTION

NECESSARY

Executive Session convened at 6:48 p.m

21. EXECUTIVE SESSION ADJOURNED

Executive Session adjourned at 7:25 p.m.

22. OPEN SESSION RE-CONVENED

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Open Session re-convened at 7:29 p.m.

23. CONSIDERATION OF ACQUISITION OF REAL PROPERTY AND ANY APPROPRIATE ACTION  
NECESSARY

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No action taken.

24. ADJOURNMENT

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A motion was made by Alderman Schmidt, seconded by Alderman Browning to adjourn at 7:30 p.m. Motion carried unanimously.