

JUNE 19, 2001

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 Pro-Tempore Bishop at 5:30 p.m.

2. 2. INVOCATION AND PLEDGE OF ALLEGIANCE

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

3. 3. ROLL CALL AND CERTIFICATION OF A QUORUM

Present to-wit: Mayor Pro-Tempore James A. "Jim" Bishop, Alderman David Ottmer, Michael S. "Mike" Mueller, O. William "Bill" Schmidt, and Wayne Browning; thereby a quorum was established. Also present was City Secretary Susan Rosinski. Mayor Philip B. Harrison and City Administrator Lynn S. Roberts appeared at 5:37 p.m. City Attorney Charley Smith appeared at 5:45 p.m.

4. 4. CONSIDERATION/ACTION TO ADOPT AGENDA

A motion was made by Alderman Schmidt, seconded by Alderman Browning to adopt the agenda as presented with the exception that agenda items number thirteen and twenty one be discussed prior to agenda item number nine. Motion carried unanimously.

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

-

A motion was made by Alderman Ottmer, seconded by Alderman Schmidt to approve the minutes of the Special Meeting of May 08, 2001 and Regular Meeting of May 15, 2001 as presented. Motion carried unanimously.

6. 6. CITIZEN'S FORUM

-

Ms. Mary Ann Johnston of 941 E. Main appeared before Council and voiced her concern regarding persons renting the City Park Pavilion and loud noise.

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

-

No comments.

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

-

Administrator Roberts introduced new Fire Marshal/Code Enforcement Officer/Customer Service Representative, Frank Rodriguez, Jr.

-

-

-

-

-

-

Page 2 of 5

9. 9. CONSIDERATION OF JOINT COMBINED EFFORT WITH THE BELLVILLE HISTORICAL SOCIETY REGARDING THE REPAIR OF SMALL BRICK BUILDING IN CITY PARK AND ANY RELATED ACTION NECESSARY

-

Mrs. Patsy Lawrence of the Bellville Historical Society appeared before Council to ask for consideration to renovate a seventy-year-old building in the City Park known as the "old hamburger stand." Mrs. Lawrence had obtained a quote for repair of the building from Barrett Construction and Carpentry in the amount of \$3920.00. She asked that the City share in one half of the cost for the needed repairs with the Bellville Historical Society. A motion was made

by Alderman Schmidt, seconded by Alderman Browning to assist the Bellville Historical Society with the cost of repair in the amount of \$1500.00. The motion also included that City crews would caulk as needed, pull exposed nails, and scrape, clean & paint the building which would lower the quote by \$1260.00. Motion carried unanimously.

10. CONSIDERATION OF PROPOSED SUBDIVISION LOCATED ON NORTH HOLLAND STREET;  
REQUIRED VARIANCES AND ANY RELATED ACTION NECESSARY- R. BAKHT

-

Mr. Ray Bakht and Mr. Bob McDaniel presented Council with the plat of a proposed subdivision known as Holland Square Subdivision located on North Holland Street. After much discussion, a motion was made by Alderman Ottmer, seconded by Alderman Browning to approve the subdivision contingent upon a new plat containing a 60' radius for cul de sacs. Motion also included that Mr. Bakht present to Council the cost difference between asphalt streets and concrete streets in order that a decision be made on a street variance. Mayor Harrison called for a vote. Aldermen Ottmer, Browning Mueller and Schmidt vote aye. Alderman Bishop abstained due to the fact that he was the consultant on this project. Motion carried.

11. CONSIDERATION TO BLOCK THE TOWNSQUARE FOR THE BELLVILLE INDEPENDENCE DAY  
CELEBRATION ON JULY 7, 2001 AND ANY RELATED ACTION NECESSARY

-

Suzanne Edwards of the Bellville Chamber of Commerce appeared before Council and asked permission to use the Mini Park and block off the north and south sides of the courthouse square for the July Celebration held on July 7, 2001. A motion was made by Alderman Schmidt, seconded by Alderman Mueller to grant permission to the Bellville Chamber of Commerce to block the north and south sides of the courthouse square and to use the Mini Park facilities for the July celebration. Motion carried unanimously.

12. CONSIDERATION OF PERMIT APPLICATION FOR FREE STANDING TOWER AT NORTH GRANVILLE AND ANY RELATED ACTION NECESSARY – GILMORE HUEBNER AND SPRINT REPRESENTATIVE

-

Mr. Gilmore Huebner and Sprint representative, Paula Stevens appeared before Council to ask for consideration of the placement of a communication tower within the city's extraterritorial jurisdiction. Ms. Stevens informed Council that the tower would be 250 feet tall and would be self-supporting. It would be placed upon property on North Granville Street (across from the new City of Bellville water tower) owned by Gilmore

Huebner. A motion was made by Alderman Mueller, seconded by Alderman Schmidt to grant permission for the placement of the tower on property owned by Gilmore Huebner. Motion carried unanimously.

13. PRESENTATION BY EMERGENCY MEDICAL SERVICE DIRECTOR AND COUNTY JUDGE AND ANY RELATED ACTION NECESSARY - CAROLYN BILSKI AND RON DILLEY

-

County Judge Carolyn Bilski and Emergency Management Director Ron Dilley appeared before Council and gave a report on EMS statistics and services. Mr. Dilley invited Council to the EMS Training Station Open House on July 18, 2001 from 4:00 p.m. – 6:00 p.m.

14. CONSIDERATION OF BELLVILLE ECONOMIC DEVELOPMENT PROJECTS AND ANY RELATED ACTION NECESSARY

There were no proposals.

15. CONSIDERATION OF EXPANSION OF DRUG TESTING OF EMPLOYEES, OTHER RELATED MODIFICATIONS TO PERSONNEL POLICIES MANUAL AND ANY RELATED ACTION NECESSARY

-

A motion was made by Alderman Schmidt, seconded by Alderman Ottmer to contract with Drug Free Consortium, Inc. to randomly drug test city employees at a 25% rate and amend the Personnel Policy Manual as necessary. Motion carried unanimously.

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

-

A motion was made by Alderman Mueller, seconded by Alderman Schmidt to appoint Leroy Grebe to the Sens Activity Center Board for the retroactive term April 15, 2001 – April 14, 2003. Motion carried unanimously.

Page 4 of 5

17. CONSIDERATION OF PRESENTATION BY CHIEF JERRAL JOHNSON REGARDING NARCOTICS PATROL CANINE AND ANY RELATED ACTION NECESSARY

-

Chief Jerral Johnson appeared before Council and outlined his plans to address citizen's concerns. He stated that Officer David "Doc" Dockery would be temporarily reassigned as an investigator and patrol can concentrate on traffic violations and illegal narcotics trafficking. A Uniform Drug Interdiction Program will begin with a more visible presence of School Resource Officers in the Bellville Independent School District and include the possibility of purchasing a canine.

18. CONSIDERATION OF FENCING FOR SWIMMING POOLS AND ANY RELATED ACTION NECESSARY

-

Administrator Roberts informed Council that the International Building Code provides regulations for fencing of swimming pools. Mayor Harrison informed Code Enforcement Officer Frank Rodriguez that Council would need a count of pools within the city that do not have fencing.

19. CONSIDERATION OF EXHIBIT "A" OF THE WHOLESale POWER AGREEMENT AND ANY RELATED ACTION NECESSARY

-

A motion was made by Alderman Browning, seconded by Alderman Ottmer to approve Exhibit "A" of the Whole Power Agreement with Lower Colorado River Authority.

Motion carried unanimously.

20. CONSIDERATION/APPROVAL OF SPECIAL USE PERMIT FOR THE GRACE BIBLE CHURCH LOCATED AT 707 W. MAIN AND ANY RELATED ACTION NECESSARY

Mr. Randal Bro, Trustee of the Grace Bible Church requested consideration of placement of a mobile home behind the Grace Bible Church located at 707 W. Main Street. A motion was made by Alderman Mueller, seconded by Alderman Browning to approve the special use permit for a mobile home at this location. Motion carried unanimously. Mobile home will be given the address of 709 W. Main.

21. CONSIDERATION OF REVISIONS TO TANGLE OAKS SUBDIVISION, SECTION III AND ANY RELATED ACTION NECESSARY – EDWIN MALINOWSKI

-

A motion was made by Alderman Mueller, seconded by Alderman Ottmer to approve the plat revision of Tangle Oaks Subdivision, Section III as presented by Mr. Edwin Malinowski. The revision changes include the replating of two lots to four lots and constructing townhouses instead of custom homes on the lots. Motion carried unanimously.

Page 5 of 5

22. OPEN SESSION ADJOURNED

-

Open Session adjourned at 7:20 p.m.

23. EXECUTIVE SESSION CONVENED UNDER TEXAS GOVERNMENT CODE UNDER 551.071 AND 551.074 TO DISCUSS PENDING OR CONTEMPLATED LITIGATION, DELIBERATE THE

APPOINTMENT, EMPLOYMENT, EVALUATION, REASSIGNMENT, DUTIES, DISCIPLINE OR  
DISMISSAL OF A PUBLIC OFFICER OR EMPLOYEE AND ANY APPROPRIATE ACTION NECESSARY

-

Executive Session convened at 7:21 p.m.

24. EXECUTIVE SESSION ADJOURNED

Executive Session adjourned at 7:45 p.m.

25. OPEN SESSION RE-CONVENED

Open Session re-convened at 7:46 p.m.

26. CONSIDERATION OF PENDING OR CONTEMPLATED LITIGATION AND THE APPOINTMENT,  
EMPLOYMENT, EVALUATION, REASSIGNMENT, DUTIES, DISCIPLINE OR DISMISSAL OF A PUBLIC  
OFFICER OR EMPLOYEE AND ANY APPROPRIATE ACTION NECESSARY

No action taken.

27. ADJOURNMENT

-

A motion was made by Alderman Schmidt, seconded by Alderman Browning to adjourn at 7:47 p.m. Motion carried unanimously.