

OCTOBER 16, 2001

MINUTES OF A REGULAR MEETING OF THE CITY COUNCIL

-

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 Bishop led all in the prayer and the Pledge of Allegiance.

3. 3. ROLL CALL AND CERTIFICATION OF A QUORUM

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

4. 4. CONSIDERATION/ACTION TO ADOPT AGENDA

Motion made by Alderman Browning, seconded by Alderman Mueller to adopt the agenda as presented.

Motion carried unanimously.

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

A motion was made by Alderman Browning, seconded by Alderman Ottmer to approve the minutes of the Regular Meeting of September 18, 2001 as presented. Motion carried unanimously.

6. 6. CITIZEN'S FORUM

-

Mr. Buck Hayden informed Council that he had officially resigned from the Sens Activity Center Board and gave Mayor Harrison a letter of resignation.

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

Alderman Bishop stated that he would like to see all signs that are faded or in need of repair replaced as soon as possible. Administrator Roberts informed Council that Superintendent Hoppe had ordered signs and we are currently waiting for them to arrive.

Alderman Schmidt said he would like to see a white stripe placed on the streets in front of all stop signs.

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

-

Administrator Roberts stated that we did have a new employee in the Police Department but he was not present at this time.

MINUTES 10/16/01

Page 2 of 4

Adm. Roberts reported to Council that Kade Kendrick, son of Wastewater Superintendent Arlie Kendrick was home from the hospital and a full recovery was expected.

Ms. Roberts informed Council that we had received the first shop drawings for the addition to the wastewater treatment plant.

Ms. Roberts also informed Council that she had contacted O'Malley Engineers to look at the water drainage situation at Big "A" Auto Parts.

Adm. Roberts informed Council that Judge Resendez had prepared a list on the status of the dilapidated structures and unsightly yards within the city.

9. 9. CONSIDERATION OF ECONOMIC DEVELOPMENT PROJECTS AND ANY RELATED ACTION NECESSARY

Alderman Ottmer, President of the Bellville Economic Development Corporation Board informed council that the Board had recommended granting funds of \$12, 600.00 to Hershel and Wendy Smith for development of a Family Entertainment Center. After much discussion, a motion was made by Alderman Browning, seconded by Alderman Ottmer to grant funds in the amount \$12, 600.00 from the Bellville Economic Development ½ % tax funds to Hershel and Wendy Smith. Mayor Harrison called for a vote. Alderman Browning and Alderman Bishop voted aye. After additional discussion, Mayor Harrison called for a second vote. Aldermen Browning, Bishop and Ottmer voted aye and Aldermen Mueller and Schmidt voted nay. Motion carried.

An application from Kromar Covenant Partnership, dba Citywide Mortgage and John Marek Custom Homes was recommended for funding by the BEDCB in the amount of \$15,000.00. After discussion, a motion was made by Alderman Ottmer, seconded by Alderman Browning to grant funds to Kromar Covenant Partnership in the amount of \$15,000.00. Mayor Harrison called for a vote. Aldermen Ottmer, Browning and Bishop voted aye and Aldermen Schmidt and Mueller voted nay. Motion carried.

A discussion was held in regards to the Bellville Economic Development Board needing guidance and direction on certain issues. Council directed Administrator Roberts to contact the Lower Colorado River Authority, Scott Joslove and Bob Bearden of the State Controller Office for assistance. Council also instructed Attorney Smith to work with Administrator Roberts on this issue.

Alderman Bishop also voiced his concern that the citizens should be made more aware of the applications the BEDCB is considering and the dates and times of each scheduled meeting.

Alderman Browning suggested that the BEDCB deal with the applications currently filed and do not take anymore until all rules and regulations have been decided upon.

-

10. CONSIDERATION OF APPOINTMENTS TO THE CITY PARKS BOARD AND ANY RELATED ACTION NECESSARY

MINUTES 10/16/01

Page 3 of 4

A motion was made by Alderman Bishop, seconded by Alderman Browning to re-appoint Joyce Marik and Ian Bader to the City Parks Board. The terms of the members will be from October 16, 2001 – October 15, 2003. Motion carried unanimously.

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

-

A motion was made by Alderman Mueller, seconded by Alderman Ottmer to appoint Joyce Grebe to the Sens Activity Center Board. Ms. Grebe will fill the un-expired term created by the resignation of Mr. Buck Hayden. Her term being October 16, 2001 – April 14, 2002. Motion carried unanimously.

12. CONSIDERATION OF THE APPOINTMENT OF CITY HEALTH OFFICER AND ANY RELATED ACTION NECESSARY

-

A motion was made by Alderman Browning, seconded by Alderman Schmidt to appoint Dr. Welton E. Hill as the City of Bellville's Health Officer. Motion carried unanimously.

13. CONSIDERATION OF SPECIAL EXPENSE FOR MUNICIPAL COURT SECURITY FEE AND ANY RELATED ACTION NECESSARY

A motion was made by Alderman Browning, seconded by Alderman Ottmer to adopt Ordinance #1180 establishing a Municipal Court Security Fund and setting fees. Motion carried

unanimously. These funds may only be used to finance items as enumerated in the Texas Code of Criminal Procedures, Article 102.017. These funds can be used to provide security services for buildings housing Municipal Courts.

14. CONSIDERATION OF REQUIREMENT TO OBTAIN A DRAINAGE PLAN FOR ALL CONSTRUCTION PRIOR TO ISSUANCE OF BUILDING PERMITS AND ANY RELATED ACTION NECESSARY

Alderman Mueller informed Council that he would like to see some type of water drainage plans submitted to the City prior to contractors obtaining building permits for both residential and commercial buildings. It was the consensus of Council that staff gather information from possibly the Lower Colorado River Authority and Texas Municipal League regarding this issue.

15. CONSIDERATION TO AMEND THE CITY OF BELLVILLE CAFETERIA PLAN AND ANY RELATED ACTION NECESSARY

A motion was made by Alderman Schmidt, seconded by Alderman Mueller to amend the City of Bellville Cafeteria Plan. Motion carried unanimously.

16. CONSIDERATION TO APPOINT TEXAS MUNICIPAL LEAGUE AS AGENT FOR SOLICITING COMPETITIVE INSURANCE PROPOSALS FOR PROPERTY, LIABILITY, ETC. AND ANY RELATED ACTION NECESSARY

Due to complexity of insurance, City Administrator Roberts informed Council that she recommended appointing Texas Municipal League to solicit bids for the city's insurance. Texas Municipal League is very knowledgeable in the areas of city government. After discussion, a motion was made by Alderman Schmidt, seconded by Alderman Browning to appoint TML as the City of Bellville's insurance agent. Also included in the motion was that the City obtain an insurance binder with the present amounts as soon as possible. Motion carried unanimously.

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

-

Attorney Smith explained to council that the City could annex portions of the state highway but the highway must be both adjacent and parallel to the Bellville city limits. Council discussed State Highway 36 North and South and Highway 159 East.

-

18. OPEN SESSION ADJOURNED

Open Session adjourned at 6:48 p.m.

19. EXECUTIVE SESSION CONVENED UNDER TEXAS GOVERNMENT CODE UNDER 551.071 TO DISCUSS PENDING OR CONTEMPLATED LITIGATION

-

Executive Session convened at 6:55 p.m.

20. EXECUTIVE SESSION ADJOURNED

Executive Session adjourned at 7:25 p.m.

21. OPEN SESSION RE-CONVENED

-

Open Session re-convened at 7:27 p.m.

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

No action taken.

23. ADJOURNMENT

-

Motion was made by Alderman Schmidt, seconded by Alderman Browning to adjourn at 7:28 p.m.