

DECEMBER 18, 2001

MINUTES OF A REGULAR MEETING OF THE CITY COUNCIL

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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

Reverend Warren Scott led all in 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 was City Attorney Charley 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 to adopt the agenda as presented. Motion carried unanimously.

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

A motion was made by Alderman Bishop, seconded by Alderman Browning to approve the minutes of the Regular Meeting of November 20, 2001as presented. 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

Mayor Harrison announced that he, the City Administrator and City Attorney had met with BISD Superintendent John Conley and discussed the pros and cons of combining the Bellville Public Library with the Bellville High School Library. He also met with members of the Library Board with the exception of Ian Bader and Linda Freude and discussed the possibilities of combining the two libraries. The members of the Library Board present were not in favor of this idea stating that "there was too much invested". Mayor Harrison also advised everyone that he had spoken to some local citizens and it was in their opinion to leave the Library as it was. Therefore, the City of Bellville and the Bellville Independent School District will not enter into a contract to combine the libraries.

Alderman Bishop stated, "he was dead set against combining the library with the school district." Alderman Ottmer informed Council "he had had the same reaction from people."

Mayor Harrison expressed the need to promote the Bellville Public Library.

Alderman Ottmer inquired as to whether we had received the drainage results from O'Malley Engineers. Adm. Roberts stated that Craig Kankel of O'Malley had informed her that he would have a report available after the first of the year.

Attorney Smith informed Council that in order to annex property we would need to adopt a three-year annexation plan. Smith stated, "in order to annex we must notify landowners affected by the three- year annexation plan of our intention to annex." Attorney Smith also stated, " that the city has to provide one service immediately to newly annexed property owners and other services must be provided within a reasonable amount of time".

Alderman Browning commented that the city's website (www.cityofbellville.com) was not current. Administrator Roberts informed Council that the city's website was current; but there are other websites related to Bellville that did not have current information and she had contacted them.

Alderman Browning asked that signs within the city be checked once again.

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

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Police Chief Jerral Johnson introduced new patrolman, David Stolarski. Officer Stolarski has eleven years of experience with Austin County.

Administrator Roberts introduced new librarian, Kathryn King.

Administrator Roberts informed Council that we had received a call from the State Comptroller's office notifying us that the city's allocation would be reduced by approximately \$43,000.00. This is due to a city taxpayer over a several month period not remitting sales tax to the State; therefore the State estimated the taxes for this particular business. When the taxpayer finally did remit sales tax to the State it was significantly under what the State had estimated as the City of Bellville's tax allocation.

Adm. Roberts informed Council that we had a new insurance carrier, Texas Municipal League and that we have currently saved a minimum of \$10,000.00.

Administrator Roberts announced that the city had recently received a \$200,000.00 grant (pending their budget process) from the Lower Colorado River Authority for a proposed park.

Adm. Roberts stated that citizens that had not complied with the Health and Safety Standards governing swimming pools would be turned over to the Municipal Court.

Administrator Roberts informed Council that Superintendent Warren Klump was undergoing some testing.

9. 9. CONSIDERATION TO AWARD BID FOR THE PURCHASE OF A 2002 REAR LOADER PACKER AND ANY RELATED ACTION NECESSARY

A motion was made by Alderman Ottmer, seconded by Alderman Mueller to award the bid for a 2002 Rear Loader Packer to Pak-Mor in the amount of \$37,100.00. Motion carried unanimously.

10. 10. CONSIDERATION TO AWARD BID FOR THE PURCHASE OF A 2002 CAB/CHASSIS FOR A 25 YARD REAR LOADER APPLICATION AND ANY RELATED ACTION NECESSARY

A motion was made by Alderman Bishop, seconded by Alderman Ottmer to award the bid for a 2002 Cab/Chassis for a 25-yard rear loader application to Hermann International of Brenham in the amount of \$58,423.00. Motion carried unanimously.

11. 11. CONSIDERATION OF APPOINTMENTS 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 Gary Byrd, David Ottmer and John Harle to the Bellville Economic Development Corporation Board for a two -year term.

Motion carried unanimously. Said term being December 18, 2001 – December 17, 2003.

12. CONSIDERATION OF APPOINTMENT TO SERVE AS THE AUSTIN COUNTY APPRAISAL DISTRICT REPRESENTATIVE AND ANY RELATED ACTION NECESSARY

A motion was made by Alderman Ottmer, seconded by Alderman Mueller to appoint Jim Bishop as representative to the Austin County Appraisal District Board. Motion carried unanimously. Said term being January 1, 2002 – December 31, 2003.

13. CONSIDERATION OF APPOINTMENT TO THE AUSTIN COUNTY COMMUNICATIONS DISTRICT (911) BOARD AND ANY RELATED ACTION NECESSARY

A motion was made by Alderman Mueller, seconded by Alderman Schmidt to appoint John Mumme to the Austin County Emergency Communications District (911) Board. Motion carried unanimously. Said term being January 1, 2002 – December 31, 2003.

14. CONSIDERATION TO AMEND THE CITY OF BELLVILLE OPEN SPACE MASTER PLAN AND ANY RELATED ACTION NECESSARY

A motion was made by Alderman Browning, seconded by Alderman Ottmer to adopt the revised City of Bellville, Texas Park, Recreation and Open Space Master Plan 2001-2006. Motion carried unanimously.

Alderman Mueller informed Council that he would like to see revisions in the future.

15. CONSIDERATION OF APPOINTMENT OF MEMBER TO THE BELLVILLE HOUSING AUTHORITY BOARD AND ANY RELATED ACTION NECESSARY

A motion was made by Alderman Ottmer, seconded by Alderman Schmidt to appoint Diane Patterson to the Bellville Housing Board. Motion carried unanimously. Said term being December 18, 2001 – April 14, 2003.

16. OPEN SESSION ADJOURNED

Open Session adjourned at 6:10 p.m.

17. EXECUTIVE SESSION CONVENED UNDER TEXAS GOVERNMENT CODE UNDER 551.072 AND 551.086 TO DELIBERATE THE ACQUISITION OF REAL PROPERTY AND TO CONSIDER, ADOPT, APPROVE, AMEND AND RATIFY COMPETITIVE MATTERS AND ANY APPROPRIATE ACTION

NECESSARY

Executive Session convened at 6:13 p.m.

18. EXECUTIVE SESSION ADJOURNED

Executive Session adjourned at 7:20 p.m.

19. OPEN SESSION RE-CONVENED

Open Session re-convened at 7:21 p.m.

20. CONSIDERATION OF ACQUISITION OF REAL PROPERTY AND TO CONSIDER, ADOPT, APPROVE, AMEND AND RATIFY COMPETITIVE MATTERS AND ANY APPROPRIATE ACTION NECESSARY

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No action taken.

21. ADJOURNMENT

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A motion was made by Alderman Schmidt, seconded by Alderman Browning to adjourn at 7:22 p.m. Motion carried unanimously.