

**VICTORIA CITY COUNCIL
October 14, 2002**

CALL TO ORDER

A special meeting of the Victoria City Council was called to order by Mayor Gary Middleton at 5:04 p.m. Tuesday, October 14, 2002 in the Council Chambers, 107 W. Juan Linn, Victoria, Texas. The pledge of allegiance was said, and all citizens were welcomed.

MEMBERS PRESENT

Gary Middleton, Mayor
Philip Guittard
Lewis Neitsch
Bill Russell
Shirley Buckert
Jim Wyatt

STAFF PRESENT

Denny Arnold, City Manager
Charles Windwehen, Assistant City Manager
David Smith, City Attorney
Miles Risley, Assistant City Attorney
John Johnston, Director, Public Works
John Kaminski, Director, Planning
Gilbert Reyna, Jr., Director, Finance
Rick Henrichs, Dir., Information Technology
Richard Jones, Assistant Chief of Police
Vance Riley, Director, Fire and EMS
Steve Trevino, Director, IMS
Scarlet Swoboda, City Secretary

MEMBERS ABSENT

Wayne Watkins

APPROVAL OF MINUTES

The minutes of the special meeting of September 26, 2002 and regular meeting of October 1, 2002 were approved as presented.

CITIZENS COMMUNICATION

4-H Presentation

Margaret Jover with Texas Cooperative Extension Service, advised that two new 4-H Clubs have been added since last year, with over 500 youth involved in Victoria County. She introduced Cara Kloesel, Michelle Hahn, and Jaclyn Rather, 4-H Ambassadors, who thanked Council for their support and presented them with baked goods.

Paragon Municipal Consulting Group

Andr e Breaux and Vince Couch with Paragon Municipal Consulting Group, presented information on a Housing Bond Program for first time home buyer mortgages within the City. Ms. Breaux advised that the City through the Victoria Housing Finance Corporation participated in a similar program in the early 1990's. She presented financial information that could potentially benefit citizens and explained how the funds could be obtained. She further advised that the bonds are backed by the mortgage loans, so there would be no risk to the City. She asked that Council review the information presented.

PUBLIC HEARINGS

Mayor Middleton opened a public hearing on the following items:

RESOLUTION 2001-171R – ACCEPTING THE 2002-2004 LOCAL LAW ENFORCEMENT BLOCK GRANT

The resolution considers accepting the 2002-2004 Local Law Enforcement Block Grant in the amount of \$71,294.30 from the Bureau of Justice Assistance. Richard Jones.

Richard Jones, Assistant Chief of Police, advised that this grant requires a City match of \$7,921.59 and listed a number of items these funds would be used for.

Mayor Middleton asked if there were any questions from Council or the audience. There were none.

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ORDINANCE 2002-18 – AMENDING SUBDIVISION REGULATIONS AND DESIGN STANDARDS FOR RURAL SUBDIVISIONS IN AREAS IN EXCESS OF ¼ MILE FROM WATER OR SEWER SERVICES

The public hearing for the ordinance was postponed.

ORDINANCE 2002-19 – DECLARING A PUBLIC NECESSITY FOR THE ACQUISITION OF A 0.7413 ACRE STORMWATER DRAINAGE EASEMENT ON PRIVATELY OWNED REAL PROPERTY

The ordinance considers declaring a public necessity for the acquisition of a 0.7413 acre stormwater drainage easement that is a part of, over, across, upon, and under certain privately owned real property. David A. Smith.

David A. Smith, City Attorney, advised that the offer had been sent to the individuals involved. Mayor Middleton advised that this is a small tract of land on the west side of Whispering Creek ditch north of John Stockbauer, which the City is trying to acquire so that the needs of the Master Drainage Plan can be met.

Mayor Middleton asked if there were any questions from Council or the audience. There were none, and Mayor Middleton closed the public hearing.

CITY MANAGER REPORTS

Project Status Quarterly Report

John Johnston, Director of Public Works, presented a project report, which included drainage, street, and utility project status updates for current and proposed construction dates, as well as progress on construction projects. He advised that he would like to combine the following projects: Northcrest Drainage Outfall Phase I, from Mead Road to Spring Creek; and West Outfall Phase I, from Vine Street to Airline near Manor, because of the number of crossings that go under roadways.

Cm. Russell asked that the Texas Department of Transportation (TxDot) projects involving the Navarro Underpass and highway overpasses on Loop 463 be included in these reports.

Proposed Fire Code Requirements

Steve Trevino, Director of Inspection and Maintenance Services, addressed concerns from the last meeting, which involved the cost of sprinkler installation and sprinkler requirements in existing buildings in the proposed International Fire Code. He advised that the cost to install a sprinkler system averages \$1.75 to \$2.00 a square foot, with the sprinkler provision only applying to new buildings or structures, not renovations to existing buildings. He advised that the Building Board of Adjustments and Appeals recommended adoption with no amendments to the fire sprinkler provision, adding that the wording in the Fire Code is identical to the wording in the Building Code.

Harvey Knezek, Member of the Building Board of Adjustment and Appeals, advised that Chapter 34 lists everything required in existing structures, and identifies the various classifications, as well as what is required when a change in classification occurs. He encouraged Council to adopt the International Fire Code as presented.

Planning Commission and Planning Department

Jan Scott, Chairperson of the Planning Commission, announced that the City of Victoria received three separate awards at the recent American Planning Association, Texas Chapter Annual Conference. She advised that the first award presented at the conference was to the City of Victoria for its recently adopted Comprehensive Plan – Victoria 20/20. John Kaminski, Director of Planning, advised that the City also received the Planning Excellence Award for the third year, and Jan Scott was awarded Outstanding Planning Commissioner of 2002.

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Mayor Middleton on behalf of Council congratulated the Planning Commission and Planning Department Staff.

RESOLUTION 2002-166R – AUTHORIZING A FINANCIAL ADVISORY AGREEMENT WITH RBC DAIN RAUSCHER, INC.

The resolution authorizes a Financial Advisory Agreement with RBC Dain Rauscher, Inc. Gilbert Reyna, Jr.

Cm. Russell moved that the current contract with RBC Dain Rauscher, Inc., continue through November 5, 2002, with Cm. Buckert seconding the motion. The resolution was adopted by the following vote:

AYES: Council Members Guittard, Neitsch, Russell, Buckert, Wyatt, and Mayor Middleton
NAYS: None

RESOLUTION 2002-167R – AUTHORIZING PREPARATION OF DOCUMENTS IN ANTICIPATION OF REFINANCING THE CITY'S 1993 GENERAL OBLIGATION BONDS

The resolution authorizes the City Staff and associated entities to begin preparing documents in anticipation of refinancing the City's 1993 General Obligation Bonds. Gilbert Reyna, Jr.

Cm. Buckert moved that the resolution be adopted, with Cm. Russell seconding the motion. The resolution was adopted by the following vote:

AYES: Council Members Guittard, Neitsch, Russell, Buckert, Wyatt, and Mayor Middleton
NAYS: None

RESOLUTION 2002-168R – APPROVING THE VICTORIA SALES TAX DEVELOPMENT CORPORATION'S PROGRAMS AND EXPENDITURES FOR FISCAL YEAR 2002-2003

The resolution approves the Victoria Sales Tax Development Corporation's Programs and Expenditures for Fiscal Year 2002-2003. Gilbert Reyna, Jr.

Cm. Wyatt moved that the resolution be adopted, with Cm. Russell seconding the motion. The resolution was adopted by the following vote:

AYES: Council Members Guittard, Neitsch, Russell, Buckert, Wyatt, and Mayor Middleton
NAYS: None

RESOLUTION 2002-169R - AWARDING CONTRACT FOR THE BEN JORDAN STREET RECONSTRUCTION PROJECT TO BRANNAN PAVING COMPANY, INC.

The resolution awards the contract for the Ben Jordan Street Reconstruction Project to Brannan Paving Company, Inc., in the amount of \$7,442,740.92. John Johnston.

Cm. Wyatt moved that the resolution be adopted, with Cm. Neitsch seconding the motion. The resolution was adopted by the following vote:

AYES: Council Members Guittard, Neitsch, Buckert, Wyatt, and Mayor Middleton
NAYS: None
ABSTENTION: Council Member Russell

RESOLUTION 2002-170R – WITHDRAWING BID FROM W & W CONSULTING SERVICE, INC., AND AUTHORIZING A CONTRACT WITH GANT'S LAND MAINTENANCE FOR 2002-2003 MAINTENANCE MOWING OF DRAINAGE DITCHES AND OUTFALLS

The resolution authorizes the City Administration to accept the withdrawal of the bid submitted by W & W Consultant Service, Inc., a Texas corporation of Victoria, Texas, for an annual service contract to provide for the 2002-03 Maintenance Mowing of Drainage Ditches and Outfalls

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and to accept the next lowest bid submitted by George E. Gant d/b/a Gant's Land Maintenance, in the amount of \$181,273.60. John Johnston.

Cm. Russell moved that the resolution be adopted, with Cm. Wyatt seconding the motion. The resolution was adopted by the following vote:

AYES: Council Members Guittard, Neitsch, Russell, Buckert, Wyatt, and Mayor Middleton
NAYS: None

RESOLUTION 2001-171R – ACCEPTING THE 2002-2004 LOCAL LAW ENFORCEMENT BLOCK GRANT

The resolution authorizes the City Manager to execute all documents and agreements necessary to accept the 2002-2004 Local Law Enforcement Block Grant from the U. S. Department of Justice, Bureau of Justice Assistance, in the amount of \$71,294.30. Richard Jones.

Cm. Russell moved that the resolution be adopted, with Cm. Wyatt seconding the motion. The resolution was adopted by the following vote:

AYES: Council Members Guittard, Neitsch, Russell, Buckert, Wyatt, and Mayor Middleton
NAYS: None

RESOLUTION 2002-172R – AUTHORIZING THE EXECUTION OF DOCUMENTS TO MODIFY THE 30 FOOT UTILITY EASEMENT AT 121 TROPICAL DRIVE

The resolution authorizes the City Manager to execute all documents necessary to modify the 30 foot utility easement running along the east property line of Lot 11, Block 5, Tropical Acres Subdivision, also known as 121 Tropical Drive, to allow for the existing structure to remain thereon. John Kaminski.

Miles Riskey, Assistant City Attorney, advised that the resolution should be amended to change the 30 foot utility easement to **60 foot utility easements**.

Cm. Russell moved to amend the resolution as recommended, with Cm. Wyatt seconding the motion. The resolution was amended by the following vote:

AYES: Council Members Guittard, Neitsch, Russell, Buckert, Wyatt, and Mayor Middleton
NAYS: None

Cm. Russell moved that the resolution be adopted, with Cm. Wyatt seconding the motion. The resolution was adopted, as amended, by the following vote:

AYES: Council Members Guittard, Neitsch, Russell, Buckert, Wyatt, and Mayor Middleton
NAYS: None

RESOLUTION 2002-173R – AUTHORIZING PURCHASE OF COMPUTERS, SOFTWARE AND PHONES FROM THE TEXAS DEPARTMENT OF INFORMATION RESOURCES (DIR)

The resolution authorizes the City Manager to execute all documents necessary to purchase computers, computer software, computer peripheral equipment, and phones from the Texas Department of Information Resources (DIR) in an amount not to exceed a total of \$206,370. Rick Henrichs.

Cm. Wyatt moved that the resolution be adopted, with Cm. Russell seconding the motion. The resolution was adopted by the following vote:

AYES: Council Members Guittard, Neitsch, Russell, Buckert, Wyatt, and Mayor Middleton
NAYS: None

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RESOLUTION 2002-174R – AUTHORIZING AN INTERLOCAL AGREEMENT WITH REGION IV EDUCATION SERVICE CENTER WHICH SPONSORS TEXAS COOPERATIVE PURCHASING NETWORK (TCPN)

The resolution authorizes the City Manager to execute an interlocal agreement with the Region IV Education Service Center, which sponsors the Texas Cooperative Purchasing Network (TCPN), providing for a cooperative purchasing program for goods and services. Rick Henrichs.

Cm. Buckert moved that the resolution be adopted, with Cm. Russell seconding the motion. The resolution was adopted by the following vote:

AYES: Council Members Guittard, Neitsch, Russell, Buckert, Wyatt, and Mayor Middleton
 NAYS: None

RESOLUTION 2002-175R – AUTHORIZING DOCUMENTS TO PURCHASE NETWORK EQUIPMENT AND IP PHONES FROM TEXAS COOPERATIVE PURCHASING NETWORK (TCPN)

The resolution authorizes the City Manager to execute all documents necessary to purchase network equipment and IP phones from the Texas Cooperative Purchasing Network (TCPN) in an amount not to exceed \$92,350. Rick Henrichs.

Cm. Wyatt moved that the resolution be adopted, with Cm. Neitsch seconding the motion. The resolution was adopted by the following vote:

AYES: Council Members Guittard, Neitsch, Russell, Buckert, Wyatt, and Mayor Middleton
 NAYS: None

Cm. Russell left the room.

RESOLUTION 2002-176R – APPROVING SALE OF TAX RESALE PROPERTY TO RUDOLPH CONTI AND MICHAEL KILZER

The resolution approves the sale of tax resale property to Rudolph Conti and Michael Kilzer in the amount of \$14,350. David A. Smith.

Cm. Buckert moved that the resolution be adopted, with Cm. Wyatt seconding the motion. The resolution was adopted by the following vote:

AYES: Council Members Guittard, Neitsch, Buckert, Wyatt, and Mayor Middleton
 NAYS: None

RESOLUTION 2002-177R – APPROVING THE SALE OF TAX RESALE PROPERTY TO JAMES WAYNE

The resolution approves the sale of tax resale property to James Wayne in the amount of \$38,500. David A. Smith.

Cm. Wyatt moved that the resolution be adopted, with Cm. Neitsch seconding the motion. The resolution was adopted by the following vote:

AYES: Council Members Guittard, Neitsch, Buckert, Wyatt, and Mayor Middleton
 NAYS: None

Cm. Russell returned to the meeting.

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RESOLUTION 2002-178R – AUTHORIZING A CONTRACT WITH PROPERTY COMMERCE DEVELOPMENT COMPANY FOR REIMBURSEMENT OF CITY EXPENSES FOR ACQUISITION OF PROPERTY IN THE AREA OF JOHN STOCKBAUER DRIVE

The resolution authorizes a contract with Property Commerce Development Company to provide for reimbursement of the City's expenses of acquisition of property and street construction in the area of John Stockbauer Drive. John Kaminski.

Cm. Wyatt moved that the resolution be adopted, with Cm. Neitsch seconding the motion. The resolution was adopted by the following vote:

AYES: Council Members Guittard, Neitsch, Russell, Buckert, Wyatt, and Mayor Middleton
NAYS: None

RESOLUTION 2002-179R – AUTHORIZING THE PURCHASE OF PROPERTY FROM SUTHERLAND LUMBER SOUTHWEST, INC., IN THE 5600 BLOCK OF NORTH JOHN STOCKBAUER DRIVE

The resolution authorizes the City Manager's to execute offers and contracts for the purchase of property and/or easements from Sutherland Lumber Southwest, Inc. and successor and other owners of a 0.7413 acre tract of property in or near the 5600 Block of North John Stockbauer Drive, Victoria, Texas, to an amount not to exceed \$7,529, and authorizes the acceptance of deeds and joinder of other persons with rights in the aforementioned properties and adjacent areas. David A. Smith.

Cm. Wyatt moved that the resolution be adopted, with Cm. Buckert seconding the motion. The resolution was adopted by the following vote:

AYES: Council Members Guittard, Neitsch, Russell, Buckert, Wyatt, and Mayor Middleton
NAYS: None

ORDINANCE 2002-18 – AMENDING SUBDIVISION REGULATIONS AND DESIGN STANDARDS FOR RURAL SUBDIVISIONS IN AREAS IN EXCESS OF ¼ MILE FROM WATER OR SEWER SERVICES

City Attorney, David Smith, read the caption of Ordinance 2002-18, which amends Sections 21-3, 21-38, 21-71, and 21-81 of the Victoria City Code to provide for rural subdivisions in areas in excess of ¼ mile from water or sewer services, establish recommended structure elevations, amend the City's Engineering Design Standards to add Figure IX, "Rural Subdivision Standards". First Reading. John Kaminski.

The ordinance was postponed.

ORDINANCE 2002-19 – DECLARING A PUBLIC NECESSITY FOR THE ACQUISITION OF 0.7413 ACRE STORMWATER DRAINAGE EASEMENT ON PRIVATELY OWNED PROPERTY

City Attorney, David Smith, read the caption of Ordinance 2002-19, which declares a public necessity for the acquisition of a 0.7413 acre stormwater drainage easement that is a part of, over, across, upon, and under certain privately owned real property located in the following area of Victoria County, Texas and being described as follows:

a 4.4409 acre tract in Subdivision Number Twenty-One (21) of the Welder, Holland, Buhler Subdivision in the S.A. & M.G. RR Company Survey, Abstract No. 324, in Victoria County, Texas, as described in the warranty deed conveyed from Rodney Mutschler, Roy A. Henke, and Edward J. Ganem, individually and as the "John Stockbauer Joint Venture," to Sutherland Lumber Southwest, Inc. by warranty deed dated July 29, 1993, recorded in Volume 74, Page 490 of the Official Records of Victoria County, Texas, and being out of and a part of that certain 46.4995 acre tract conveyed by Levada J. Groll and Doris Stange to Dennis J. Caka, Rodney Mutschler, Roy Henke, Edward J. Ganem, and T. Daniel McCue by deed dated December 2,

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1977, and recorded in Volume 958, Page 191, of the Deed Records of Victoria County, Texas

for the public purposes of placing, constructing, operating, inspecting, repairing, maintaining and using stormwater drainage facilities to include ditches, drains, dams, spillways, culverts and outfalls by the City of Victoria on the Easement Tract for the City of Victoria Whispering Creek Improvement Project, all in Victoria County, Texas, authorizing all appropriate action of the City of Victoria in the institution and prosecution of condemnation proceedings to acquire any such needed stormwater drainage easement rights; ratifying and affirming all prior acts and proceedings done or initiated by attorneys, agents and employees of the City of Victoria to acquire such easements, authorizing all other lawful action necessary or incidental to such acquisitions or eminent domain proceedings to survey, specify, define and secure the necessary property rights; declaring the sections of this ordinance to be severable one from the other in the event any section of this ordinance is determined to be invalid, and declaring an effective date. First Reading. David A. Smith.

Cm. Buckert moved that the ordinance pass on first reading, with Cm. Russell seconding the motion. The ordinance passed on first reading by the following vote:

AYES: Council Members Guttard, Neitsch, Russell, Buckert, Wyatt, and Mayor Middleton

NAYS: None

Caption:

AN ORDINANCE DECLARING A PUBLIC NECESSITY FOR THE ACQUISITION OF A 0.7413 ACRE STORMWATER DRAINAGE EASEMENT THAT IS A PART OF, OVER, ACROSS, UPON, AND UNDER CERTAIN PRIVATELY OWNED REAL PROPERTY LOCATED IN THE FOLLOWING AREA OF VICTORIA COUNTY, TEXAS AND BEING DESCRIBED AS FOLLOWS:

A 4.4409 ACRE TRACT IN SUBDIVISION NUMBER TWENTY-ONE (21) OF THE WELDER, HOLLAND, BUHLER SUBDIVISION IN THE S.A. & M.G. RR COMPANY SURVEY, ABSTRACT NO. 324, IN VICTORIA COUNTY, TEXAS, AS DESCRIBED IN THE WARRANTY DEED CONVEYED FROM RODNEY MUTSCHLER, ROY A. HENKE, AND EDWARD J. GANEM, INDIVIDUALLY AND AS THE "JOHN STOCKBAUER JOINT VENTURE," TO SUTHERLAND LUMBER SOUTHWEST, INC. BY WARRANTY DEED DATED JULY 29, 1993, RECORDED IN VOLUME 74, PAGE 490 OF THE OFFICIAL RECORDS OF VICTORIA COUNTY, TEXAS, AND BEING OUT OF AND A PART OF THAT CERTAIN 46.4995 ACRE TRACT CONVEYED BY LEVADA J. GROLL AND DORIS STANGE TO DENNIS J. CAKA, RODNEY MUTSCHLER, ROY HENKE, EDWARD J. GANEM, AND T. DANIEL MCCUE BY DEED DATED DECEMBER 2, 1977, AND RECORDED IN VOLUME 958, PAGE 191, OF THE DEED RECORDS OF VICTORIA COUNTY, TEXAS

FOR THE PUBLIC PURPOSES OF PLACING, CONSTRUCTING, OPERATING, INSPECTING, REPAIRING, MAINTAINING AND USING STORMWATER DRAINAGE FACILITIES TO INCLUDE DITCHES, DRAINS, DAMS, SPILLWAYS, CULVERTS AND OUTFALLS BY THE CITY OF VICTORIA ON THE EASEMENT TRACT FOR THE CITY OF VICTORIA WHISPERING CREEK IMPROVEMENT PROJECT, ALL IN VICTORIA COUNTY, TEXAS, AUTHORIZING ALL APPROPRIATE ACTION OF THE CITY OF VICTORIA IN THE INSTITUTION AND PROSECUTION OF CONDEMNATION PROCEEDINGS TO ACQUIRE ANY SUCH NEEDED STORMWATER DRAINAGE EASEMENT RIGHTS; RATIFYING AND AFFIRMING ALL PRIOR ACTS AND PROCEEDINGS DONE OR INITIATED BY ATTORNEYS, AGENTS AND EMPLOYEES OF THE CITY OF VICTORIA TO ACQUIRE SUCH EASEMENTS, AUTHORIZING ALL OTHER LAWFUL ACTION NECESSARY OR INCIDENTAL TO SUCH ACQUISITIONS OR EMINENT DOMAIN PROCEEDINGS TO SURVEY, SPECIFY, DEFINE AND SECURE THE NECESSARY PROPERTY RIGHTS; DECLARING THE SECTIONS OF THIS ORDINANCE TO BE SEVERABLE ONE FROM THE OTHER IN THE

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EVENT ANY SECTION OF THIS ORDINANCE IS DETERMINED TO BE
INVALID, AND DECLARING AN EFFECTIVE DATE.

**ORDINANCE 2002-16 – ADOPTING THE 2000 EDITION OF THE INTERNATIONAL
FIRE CODE**

City Attorney, David Smith, read the caption of Ordinance 2002-16, which amends Sections 9-1, 9-2, and 9-3 of the Victoria City Code to adopt the "International Fire Code, 2000 Edition, published by the International Code Council, as amended herein. Third Reading. Vance Riley.

Cm. Buckert moved that the ordinance pass on third reading, with Cm. Wyatt seconding the motion. The ordinance passed on third reading by the following vote:

AYES: Council Members Guittard, Neitsch, Russell, Buckert, Wyatt, and Mayor Middleton
NAYS: None

Caption:

AN ORDINANCE AMENDING SECTIONS 9-1, 9-2, AND 9-3 OF THE VICTORIA CITY CODE TO ADOPT THE "INTERNATIONAL FIRE CODE, 2000 EDITION, PUBLISHED BY THE INTERNATIONAL CODE COUNCIL, AS AMENDED HEREIN, PROVIDING A PENALTY NOT TO EXCEED \$2,000.00 UPON CONVICTION; PROVIDING FOR ENFORCEMENT; PROVIDING FOR SEVERABILITY; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR CODIFICATION; PROVIDING FOR PUBLICATION; AND DECLARING AN EFFECTIVE DATE.

EXECUTIVE SESSION

Mayor Middleton announced that Council would recess into Executive Session at 6:23 p.m., in accordance with:

Section 551.071, Texas Government Code, consultation with attorney on matter involving litigation or potential litigation in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Texas Open Meetings Act (including, without limitation, the collection of hotel occupancy taxes, legal issues surrounding proposed fleet services management contract). David A. Smith.

Section 551.072, Texas Government Code, to deliberate the purchase, exchange, lease, or value of real property interests due to the fact that deliberation in an open meeting would have a detrimental effect on the position of the City in negotiations with a third person (including, without limitation, the acquisition of property for the Whispering Creek Improvement Project and the acquisition of property next to John Stockbauer Drive). David A. Smith.

Section 551.087, Texas Government Code, to discuss or deliberate the offer of a financial or other incentive to a business prospect that the City Council seeks to have, locate, stay, or expand in or near the territory of the City of Victoria and with which the City of Victoria is conducting economic development negotiations. David A. Smith.

The Council reconvened in regular session at 8:25 p.m. and considered the following:

**RESOLUTION 2002-165R – AUTHORIZING A CONTRACT WITH WALKER, KEELING
& CARROLL FOR COLLECTION OF HOTEL OCCUPANCY TAXES**


The resolution authorizes a contract with Walker, Keeling & Carroll for the collection of hotel occupancy taxes. Miles Risley.


Cm. Russell moved that the resolution be adopted, with Cm. Neitsch seconding the motion. The resolution was adopted by the following vote:

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AYES: Council Members Guittard, Neitsch, Russell, Buckert, Wyatt, and Mayor Middleton
NAYS: None

There being no further business, the meeting was adjourned at 8:26 p.m.

APPROVED: 
GARY MIDDLETON, Mayor of the City of
Victoria, Texas

ATTEST: 
SCARLET SWOBODA, City Secretary

VICTORIA CITY COUNCIL
October 29, 2002

CALL TO ORDER

A special meeting of the Victoria City Council was called to order by Mayor Gary Middleton at 5:08 p.m. Tuesday, October 29, 2002 in the Council Chambers, 107 W. Juan Linn, Victoria, Texas. The pledge of allegiance was said, and all citizens were welcomed.

MEMBERS PRESENT

- Gary Middleton, Mayor
- Philip Guittard
- Lewis Neitsch
- Bill Russell
- Shirley Buckert
- Jim Wyatt
- Wayne Watkins

STAFF PRESENT

- Denny Arnold, City Manager
- Charles Windwehen, Assistant City Manager
- Wayne Cockroft, Director, Utilities
- Scarlet Swoboda, City Secretary

CITIZENS COMMUNICATION

No one wished to address Council.

RESOLUTION 2002-180R - AUTHORIZING TAKEOVER AGREEMENT WITH FIDELITY AND GUARANTY INSURANCE UNDERWRITERS, INC., FOR VINE STREET DIVERSION PROJECT


The resolution authorizes the City Manager to execute a takeover agreement with Fidelity and Guaranty Insurance Underwriters, Inc., for the Vine Street Diversion Sewer Contract No. Three Project. Wayne Cockroft.

Cm. Watkins moved that the resolution be adopted, with Cm. Neitsch seconding the motion. The resolution was adopted by the following vote:

AYES: Council Members Guittard, Neitsch, Russell, Buckert, Wyatt, Watkins and Mayor Middleton
NAYS: None

There being no further business, the meeting was adjourned at 5:14 p.m.

APPROVED: 
GARY MIDDLETON, Mayor of the City of
Victoria, Texas

ATTEST: 
SCARLET SWOBODA, City Secretary