

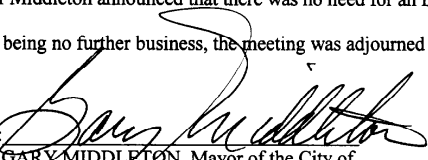
CITY COUNCIL MINUTES
June 3, 2003

EXECUTIVE SESSION

Mayor Middleton announced that there was no need for an Executive Session.

There being no further business, the meeting was adjourned at 6:12 p.m.

APPROVED:


GARY MIDDLETON, Mayor of the City of
Victoria, Texas

ATTEST:


SCARLET SWOBODA, City Secretary

VICTORIA CITY COUNCIL
June 17, 2003

CALL TO ORDER

A regular meeting of the Victoria City Council was called to order by Mayor Gary Middleton at 5:08 p.m. Tuesday, June 17, 2003 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
Wayne Cockroft, Director, Utilities
Vance Riley, Director, Fire and EMS
Steve Trevino, Director, IMS
Gilbert Reyna, Jr., Director, Finance
Kevin Stewart, Assistant Director, Parks
Ray Miller, Assistant Director, Planning
Scarlet Swoboda, City Secretary

MEMBERS ABSENT

Wayne Watkins

APPROVAL OF MINUTES

The minutes of the regular meeting of June 3, 2003 were approved as presented.

CITIZENS COMMUNICATION

Traffic Light Cameras

Gary More, 104 McDow, expressed concerns about the number of people that disregard red lights, and expressed support for cameras at intersections. Cm. Guittard advised that a bill addressing cameras at intersections failed for the second time in the Texas Legislature. Mayor Middleton responded that staff would look at enforcement options.

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Recognition of Tax Preparation Volunteers

Jamie Stewart and Janice Folk, with the Internal Revenue Service in Austin, recognized a group of volunteers that helped prepare income tax returns at no cost, for low income members of the community, and presented them with Certificates of Appreciation. She gave special recognition to George Elmer for taking on the administrative duties; Donna Sort, an employee of the Internal Revenue Service, who volunteers her time in support of the group; and Larry Clark for providing space for the service.

CITY MANAGER REPORTS**Library Consultant Report**

James Stewart, Director of the Library, introduced Dr. Julie Todero and Jeanette Larsen, Consultants, and advised that their report was on schedule and \$2,500 under budget. Dr. Todero thanked the Steering and Planning Committee for their active role in the project. She presented a power point presentation focusing on the highlights, and a detailed report with recommendations was distributed to the Council.

The four main focuses for the library were 1) Current Topic's and Titles, 2) Commons or Destinations, 3) General Information, and 4) Lifelong Learning.

The report focused on the following:

Services

- Adult Literacy Programs.
- Assess and expand print and online information.
- Additional technology classes.
- 2005 and 2006 budget development.
- Food and drink.
- Hours for Library.

Facilities

- Need to update and enhance.
- Need to expand current Library building.
- Need for additional Library in northern part of town.

Materials

- Inventory materials to see if multiple copies are needed.
- Different formats.
- More materials for children.

Cm. Buckert inquired what the relationship was between the Library and the Friends of the Library. Mr. Stewart advised that they are a non-profit organization, and the revenue they raise is used to buy materials for the library, such as books recommended by staff, as well as furniture, computers, and supplies for the library.

Mayor Middleton and Council Members thanked Dr. Todero and Ms. Larsen for the report.

RESOLUTION 2003-80R – AUTHORIZING AUDIT SERVICES AGREEMENT WITH HARRISON, WALDROP & UHEREK, LLP

The resolution authorizes an agreement with Harrison, Waldrop & Uherek, LLP, for audit services for the fiscal year ending September 30, 2003, in an amount not to exceed \$37,500. Charles Windwehen.

Cm. Buckert 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

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RESOLUTION 2003-81R – AUTHORIZING THE PURCHASE OF TWO HEAVY DUTY PUMPER FIRE TRUCKS FROM SIDDON FIRE APPARATUS

The resolution rejects all bids for the purchase of one 1500 GPM Heavy Duty Pumper Fire Apparatus, and authorizes a contract with Siddons Fire Apparatus of Houston, Texas for the purchase of two customized Pierce Dash 2000 1500-gallon-per-minute heavy duty pumper fire trucks in the amount of \$364,575 for the first fire truck and \$335,614 for the second fire truck, with the City's obligation to purchase the second fire truck contingent on funding being authorized for said truck in the Fiscal Year 2003-2004 Budget of the City of Victoria. Vance Riley.

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 2003-82R – AUTHORIZING PLACEMENT OF TRANSIT SIGNS AND SHELTERS WITHIN THE CITY'S RIGHT-OF-WAY

The resolution authorizes a License Agreement between the City of Victoria and the Golden Crescent Regional Planning Commission (GCRPC) for the placement of transit signs and/or shelters within the City's right-of-way. Ray Miller.

Cm. Buckert 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 2003-83R – AUTHORIZING CHANGE ORDER #5 TO THE VINE STREET DIVERSION SEWER – CONTRACT 2

The resolution authorizes the Director of Utilities to execute an additive reconciliatory Change Order #5 to the Vine Street Diversion Sewer-Contract 2 in the amount of \$106,193.60 to adjust item quantities in the contract to reflect actual use thereof and add rain days to the contract, which bring the revised contract amount to \$5,158,299.60. Wayne Cockroft.

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 2003-84R – AUTHORIZING A BILL OF SALE FOR LOCOMOTIVE ENGINE 771 TO THE CITY OF GRAPEVINE, TEXAS

The resolution authorizes the City Manager to execute a Bill of Sale and other documents necessary to convey ownership of the locomotive (Engine 771) currently located in Memorial Park to the City of Grapevine, Texas. Kevin Stewart and Miles Risley.

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

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ORDINANCE 2003-11 – AMENDING CHAPTER 2 OF THE VICTORIA CITY CODE TO ESTABLISH SECTION 2-50 “MUNICIPAL COURT-DIVISIONS”

City Attorney, David Smith, read the caption of Ordinance 2003-11, which amends Chapter 2 of the Victoria City Code to establish Section 2-50, “Municipal Court-Divisions”, which will divide the Municipal Court into two divisions and declare the present Municipal Court Judge to be the Presiding Judge, and appoints a judge to serve in the newly created division. Second and Third Reading. Miles Risley.

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

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

Cm. Russell moved to appoint Steven Kidder to the newly created division, with Cm. Buckert seconding the motion. Mr. Kidder was appointed by the following vote:

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

Caption:

AN ORDINANCE AMENDING CHAPTER 2 OF THE VICTORIA CITY CODE TO ESTABLISH SECTION 2-50, “MUNICIPAL COURT-DIVISIONS”, WHICH WILL DIVIDE THE MUNICIPAL COURT INTO TWO DIVISIONS AND DECLARE THE PRESENT MUNICIPAL COURT JUDGE TO BE THE PRESIDING JUDGE, APPOINTING A JUDGE TO SERVE IN THE NEWLY CREATED DIVISION, REPEALING PARTS OF CONFLICTING ORDINANCES, PROVIDING FOR SEVERABILITY, PROVIDING A SAVINGS CLAUSE, PROVIDING FOR CODIFICATION, AND DECLARING AN EFFECTIVE DATE.

ORDINANCE 2003-12 – AMENDING SECTION 2-92 OF THE VICTORIA CITY CODE REGARDING REQUIREMENTS OF BUILDING AND MECHANICAL BOARD OF ADJUSTMENTS AND APPEALS MEMBERS

City Attorney, David Smith, read the caption of Ordinance 2003-12, which amends Section 2-92 of the Victoria City Code to eliminate the requirements for any members of the building and mechanical boards to be architects. Second and Third Reading. Steve Trevino.

Cm. Guittard moved that the ordinance pass on second and third reading, with Cm. Neitsch seconding the motion. The ordinance passed on second and third reading by the following vote:

AYES: Council Members Guittard, Neitsch, Buckert, Wyatt, and Mayor Middleton
NAYS: Council Member Russell

Caption:

AN ORDINANCE AMENDING SECTION 2-92 OF THE VICTORIA CITY CODE, TO ELIMINATE THE REQUIREMENT FOR ANY MEMBERS OF THE BUILDING AND MECHANICAL BOARDS OF ADJUSTMENTS AND APPEALS TO BE ARCHITECTS, REPEALING PARTS OF CONFLICTING ORDINANCES, PROVIDING FOR SEVERABILITY, PROVIDING A SAVINGS CLAUSE, PROVIDING FOR CODIFICATION, PROVIDING A PENALTY NOT TO EXCEED \$500 UPON CONVICTION, PROVIDING FOR PUBLICATION, AND DECLARING AN EFFECTIVE DATE.

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ORDINANCE 2003-13 – AMENDING CHAPTER 24-121 AND 24-122 OF THE VICTORIA CITY CODE TO CHANGE WATER AND SEWER FEES

City Attorney, David Smith, read the caption of Ordinance 2003-13, which amends Sections 24-121 and 24-122 of the Victoria City Code to change water and sewer fees. Second Reading. Wayne Cockroft.

Cm. Guittard moved that the ordinance pass on second reading, with Cm. Neitsch seconding the motion. The ordinance failed on second reading by the following vote:

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


Caption:


AN ORDINANCE AMENDING CHAPTER 24 OF THE VICTORIA CITY CODE TO CHANGE WATER AND SEWER FEES THEREIN; REPEALING PARTS OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR CODIFICATION; PROVIDING FOR PUBLICATION; AND DECLARING AN EFFECTIVE DATE.

EXECUTIVE SESSION

Mayor Middleton announced that an Executive Session was not needed.

There being no further business, the meeting was adjourned at 6:23 p.m.

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

ATTEST: 
SCARLET SWOBODA, City Secretary
