

The Council reconvened in regular session at 6:32 p.m. with no action taken and nothing to report. There being no further business, the meeting was adjourned.

APPROVED: Will Armstrong  
WILL ARMSTRONG, Mayor of the City of  
Victoria, Texas

ATTEST: Scarlet Swoboda  
SCARLET SWOBODA, City Secretary

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VICTORIA CITY COUNCIL  
March 24, 2009

**CALL TO ORDER**

A special meeting of the Victoria City Council was called to order by Mayor Will Armstrong at 5:00 p.m. Tuesday, March 24, 2009 in the Council Chambers, 107 W. Juan Linn, Victoria, Texas. The pledge of allegiance was said, and all citizens were welcomed.

**MEMBERS PRESENT**

Will Armstrong, Mayor  
Philip Guittard  
Lewis Neitsch, Mayor Pro-Tem  
Paul Polasek  
David Hagan  
Jim Wyatt  
Tom Halepaska

**STAFF PRESENT**

Charles E. Windwehen, City Manager  
Charmelle Garrett, Deputy City Manager  
George E. Hyde, Interim City Attorney  
Linda Champion, Assistant City Attorney  
Gilbert P. Reyna, Jr., Director, Finance  
Lynn Short, Director, Public Works  
John Kaminski, Director, Development Services  
Bruce Ure, Police Chief  
Vance Riley, Fire Chief  
Doug Cochran, Director, Parks and Recreation  
Rick Henrichs, Director, IT  
Jerry James, Director, Environmental Services  
Ken Gill, City Engineer  
Scarlet Swoboda, City Secretary

**PUBLIC HEARINGS AND ACTION**

Mayor Armstrong opened a public hearing on the following item:

**ORDINANCE 2009-7 – RE-ADOPTING CHAPTER 15, ARTICLE III, “JUVENILE CURFEW”**

Mayor Armstrong, read the caption of Ordinance 2009-7, which reviews, renews and amends Chapter 15, Article III, “Juvenile Curfew”, of the Victoria City Code. Emergency Reading. Bruce Ure.

Mayor Armstrong asked if there were any questions. There were none.

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

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AYES: Council Members Guittard, Neitsch, Polasek, Hagan, Wyatt, Halepaska, and Mayor Armstrong  
 NAYS: None

Caption:

**AN ORDINANCE REVIEWING, RENEWING AND AMENDING CHAPTER 15, ARTICLE III, "JUVENILE CURFEW", OF THE VICTORIA CITY CODE; PROVIDING FOR SEVERABILITY; PROVIDING A PENALTY NOT TO EXCEED \$500.00 UPON CONVICTION, ENFORCEMENT, AND PUBLICATION; AND DECLARING AN EFFECTIVE DATE.**

There being no further business, the special meeting was adjourned at 5:04 p.m.

### **WORK SESSION**

The Council took a short break and began the Work Session at 5:05 p.m.

#### **Capital Improvement Projects (CIP) Planning and Finances**

City Manager, Charles E. Windwehen advised that a five year program would be presented. There was a review of decisions made in the past and resources available, along with what is projected out five years in the future. Looking at a total of \$110 million, and estimating approximately \$21 million available that had not been promised to other projects already decided on. He asked Council to consider other projects, ask questions, and get some direction.

Director of Public Works, Lynn Short recapped CIP decisions that the Council had made in April and June of last year and funding of those projects through 2013. At that time approximately \$112 million was available in funding, the projects came to approximately \$92 million, leaving \$19 million for future projects. He advised that all of the 2008 projects have been bid, completed, or in progress.

#### **Fiscal Year 2009 Planned Project List - \$30 million estimated for these projects.**

- Downtown Utilities Phase I, Projects 1 and 2 Construction
- West High School Traffic Signal
- U.S. 87 Annexation north of West High School
- Downtown Phase I, Projects 3 and 4
- Laurent Reconstruction, Phase II
- Fire Station #4
- Red River Park Entrance
- Ball Airport Extension
- Relocation of Fire Station #2
- Traffic Signal at Navarro and Crestwood
- Lone Tree Hike and Bike Trail

It was noted that staff was finding that the bids were coming in lower than originally estimated, so there would be more funds available for future projects.

#### **Fiscal Year 2010 Planned Project List - \$27 million estimated for these projects.**

- Waste Water Treatment Plant Permitting
- Sam Houston Construction, Phase I
- Downtown Utilities Phase I, Projects 5 and 6
- Downtown Utilities, Phase II Projects
- Reimbursement for utilities to serve Tuscany Subdivision
- \$27 million – bond sold for Sam Houston \$5 million in 2012

#### **Fiscal Year 2011 Planned Project List - \$3.3 million estimated for these projects.**

- Downtown Utilities, Phase II Projects

#### **Fiscal Year 2012 Planned Project List – \$25 million estimated for these projects.**

- Completion of Downtown Utilities, Phase II Projects

- Downtown Utilities, Phase III Projects
- Design and Construction of Wastewater Treatment Facility

It was noted that the Downtown Utilities Projects would take 10 years to complete and are in the second year of work. The entire project list now is \$89.5 million. Approximately \$110.4 million has been identified in available funding, which would leave a projected balance of \$20.9 million available for other projects through 2013.

**Additional Projects for Consideration** - Staffs recommendations for high priority projects for Council consideration. Sidewalks are included in all of the projects.

- Sam Houston Street Reconstruction – Phase II - extend concrete section from Airline to Business 59 – Estimated cost \$8.9 million.
- Ball Airport Road Extension (asphalt sections) – Section 1: U.S. 87 to Nursery Road with traffic signal and railroad crossing, estimated cost \$1.040 million; Section 2: Nursery Road to Spring Creek and utilities, estimated cost \$2.7 million; Section 3: Spring Creek to Bridge, estimated cost \$3 million; Section 4: Spring Creek to Mallette Drive with utilities, estimated cost \$2.7 million. Entire estimated cost \$9.5 million. The project could be broken up in phases.
- Ball Airport Road Extension (concrete) – Section 5: Highland Hills Subdivision to Tuscany Subdivision with no utilities, estimated cost \$1.5 million. Final Section 6 (asphalt): Northside Road to U.S. 77 with utilities, estimated cost \$2.2 million. Grand total from U.S. 87 to U.S. 77, estimated cost \$13.2 million.
- Red River Street Reconstruction Project – Section 1 (asphalt): Memorial Drive to Vine, estimated cost \$1.9 million; Section 2 (concrete): Main Street to Navarro, estimated cost \$3.1 million; Section 3 (concrete): Navarro to Laurent, estimated cost \$4.18 million; Section 4 (concrete): Laurent to Ben Jordan, estimated cost \$4.23 million; Section 4 (concrete): Ben Jordan to Sam Houston, estimated cost \$4.6 million; Section 5 (concrete): Ben Wilson to Sam Houston, estimated cost \$4.6 million. Grand total of entire project \$22.8 million.
- Huvar Street Reconstruction – Option 1: Two-lane asphalt, estimated cost \$1.2 million, Option 2: Same section in concrete, estimated cost \$1.59 million; Option 3: Reconstruction of Dairy Road between intersection of Huvar and Loop 463, estimated cost \$1.78 million.
- Glascow Extension (to Salem Road) – Option 1: two lane asphalt and utilities, estimated cost \$7 million; Option 2: Same section as Option 1 no utilities, estimated cost \$5.25 million; Options 3 and 4 (concrete sections): Option 3, estimated cost \$8.8 million; Option 4, estimated cost \$7 million.
- Guy Grant Drainage and Sidewalk Project – Option 1: Box culverts and sidewalk on south/west side, estimated cost \$1.8 million; Option 2: Concrete street, box culverts, and sidewalk on south/west side, estimated cost \$6.6 million; Option 3: Sidewalk on north/east side, estimated cost \$994,774.
- Crestwood Drive Reconstruction Project (concrete, drainage and utilities) – Section 1: Vine to Main, estimated cost \$1.6 million; Section 2: Main to Navarro, estimated cost \$2.9 million; Section 3: Navarro to Laurent, estimated cost \$3.8 million; Section 4: Laurent to Ben Jordan, estimated cost \$3.8 million, Section 5: Ben Jordan to Ben Wilson, estimated cost \$1.2 million. Entire project estimated cost \$13.6 million.
- Airline Road Extension (to Airport with no utilities) – Option 1: Two lane hot mix with bike lane/sidewalk, estimated cost \$5.15 million; Option 2: Two lane concrete, same as Option 1, estimated cost \$8 million; Option 3: Four lane concrete, same as Option 1, estimated cost \$12.8 million. The area was dedicated land for the University of Houston complex.
- Odem Street Sidewalk Project – Laurent and Nova, estimated cost \$95,469.
- Traffic Signal – Delmar and Lone Tree Road, estimated cost \$250,000.
- Traffic Signal – US 87 and Nursery Road, estimated cost \$250,000. The Metropolitan Planning Organization (MPO) has received stimulus money and are planning to use it for this project. The City will still contribute funds for the traffic signal at Tropical Drive.
- John Stockbauer Improvements (no utilities) – Reconstruction from U.S. 59 to Business 59, five lane concrete, with curb and gutter, estimated cost \$11.7 million.
- Greenbriar Place (Replace water and sewer lines) – Nimitz and Ben Jordan, estimated cost \$2.7 million. Adding reclaim and overlay would increase project to \$5.8 million.

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- North Heights Addition (Replace water and sewer lines) – Business 59 and Red River and Navarro and Laurent, estimated cost \$7 million. Adding reclaim and overlay would increase project to \$25.7 million.
- Water Rights – Estimated cost \$1.31 million. Victoria Sales Tax Development Corporation (VSTDC) amended their budget to purchase these rights.
- Land for Future Fire Station – Acquisition of 3 to 6 acres, estimated cost \$90,000 to \$180,000. Staff currently looking at approximately three acres of property.
- Crack Seal Project – Maintenance item, estimated cost \$2.25 million.
- Downtown Sidewalk and Street Improvement Project – Option 1: Minimum replacement of sidewalks, curb and gutter, handicap ramps, estimated cost \$2.6 million; Option 2 Minimum Project plus upgrades and accents, estimated cost \$3.1 million. A \$500,000 difference in the two options.
- U.S. 77 N. Annexation – Involves constructing sanitary sewer lift station, gravity main and water line extension adjacent to U.S. 77 and a water line along Northside Road, estimated cost \$2.7 million.
- Radio Replacement Project – Mandated switch to digital radios, estimated cost \$5 million. There may be grants available for some of the funding.

Director of Finance, Gilbert P. Reyna, Jr. went over the financial side of these projects and the funding availability over the next five years. He presented an excel spreadsheet on CD that would allow Council to calculate different scenarios with the projects and funds. He advised that the total of all projects presented would cost approximately \$131 million and went over the various funding sources.

- Certificate of Obligation or General Obligation Bonds - \$33 million over next five years, \$20 million in 2009 and \$5 million in 2012.
- General Fund - \$5.9 million, will be used on streets, sidewalks, drainage, right-of-way, land, and traffic signal projects.
- Water/Wastewater Funds - \$1.4 million, used for infrastructure replacement.
- Revenue Bonds – Assumption of issuing bonds in the amount of \$36 million. Planning to sell revenue bonds in 2010 to do Downtown Utilities Project, Phase I, 5 and 6, in the amount of \$3 million, Downtown Utilities Project, Phase II, in the amount of \$1.7 million, and Sam Houston Street Projects in the amount of \$3 million. There would be a total water and sewer rate increase of \$0.84. In 2012 revenue bonds in the amount of \$19 million to fund new wastewater treatment plant, which increase the rates another \$1.02.
- Victoria Sales Tax Development Corporation - \$3.3 million in proceeds. Can be used on any type of infrastructure, right-of-way, land or thoroughfare, and economic development. Can not be used on residential streets.
- Grant Funding - \$500,000 from Texas Parks and Wildlife with a City match. Proceeds to be used for a community park.

City Manager, Charles E. Windwehen advised that all of the revenue assumptions were based on not increasing property tax rate for debt service. It currently is at \$0.25 with the total rate at \$0.65. All money shown available was calculated with the existing tax rate.

Mayor Armstrong left the meeting at 6:29 p.m. because of a prior commitment, and Mayor Pro-Tem Neitsch presided over the remainder of the meeting.

Mr. Windwehen advised that the six projects that he recommended for consideration are ones that staff felt Council would consider as high priorities, and they fit within that \$21 million with approximately \$1 million left over. The also fit within the timing that was described in a memo and funding would be available in those years.

Mayor Pro-Tem Neitsch commented that the water rights were already a done deal because the VSTDC authorized funding of that at a meeting earlier in the day, and the radio replacement was going to have to be done. The projects he would like to see the City move forward with were land acquisition for fire stations, Sam Houston Project and how far to go with it, what to do on Ball Airport Road, crack seal project, U.S. 87/Nursery Road signal, and Delmar/Lone Tree Road signal.

Cm. Hagan agreed with the water rights, crack seal project, fire station land, and traffic signal. The others he wanted to think about.

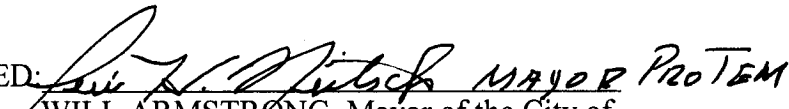
Cm. Wyatt agreed with Mayor Pro-Tem Neitsch that the intersection of Delmar/Lone Tree Road needed a traffic signal. In addition he asked that Odem Street sidewalk and North Street by Patti Welder Middle School be placed on the list. Cm. Wyatt advised that bringing a road around behind Walmart to Salem was a long term vision and unless something drastically changes the same with extending Airline, those two were not high on his priority list.


Cm. Halepaska agreed with everything said and felt that the land for a north side fire station was important. Cm. Polasek wanted to visit with the Police Department about the radio replacement and those costs.

Mr. Windwehen advised that there are a number of projects staff wanted to get started on this summer, particularly the fire station. A new station will be built on a City lot on Miori and the operations on Airline will be moved to that new station. The timing is good and the funds are available and staff would like to bid that project soon. There was consensus to place that one project on the April 7, 2009 agenda. Mr. Windwehen advised that the other project had to do with the annexation and extension of water lines of property north of the new West High School campus. It was consensus of the majority of Council to wait on that project because there are other more immediate needs.

Cm. Wyatt commented that there are a number of activities downtown and inquired whether electrical outlets could be placed in the sidewalks if the Downtown Sidewalk Project is done. Mr. Short responded that yes they could.

There being no further business, the meeting was adjourned at 7:05 p.m.

APPROVED:  **WILL ARMSTRONG, Mayor of the City of Victoria, Texas**

ATTEST:  **SCARLET SWOBODA, City Secretary**

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**VICTORIA CITY COUNCIL  
March 27, 2009**

**CALL TO ORDER**

An emergency special meeting of the Victoria City Council was called to order by Mayor Will Armstrong at 11:00 p.m. Friday, March 27, 2009 in the Council Chambers, 107 W. Juan Linn, Victoria, Texas. The pledge of allegiance was said, and all citizens were welcomed.

**MEMBERS PRESENT**

- Will Armstrong, Mayor
- Philip Guittard
- Lewis Neitsch
- Paul Polasek
- David Hagan
- Jim Wyatt
- Tom Halepaska

**STAFF PRESENT**

- Charles E. Windwehen, City Manager
- Charmelle Garrett, Deputy City Manager
- George Hyde, Interim City Attorney
- Linda Champion, Assistant City Attorney
- Scarlet Swoboda, City Secretary