


**CITY COUNCIL MINUTES**  
**November 3, 2009**

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

ATTEST:   
 SCARLET SWOBODA, City Secretary

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**VICTORIA CITY COUNCIL**  
**November 17, 2009**

**CALL TO ORDER**

A regular meeting of the Victoria City Council was called to order by Mayor Will Armstrong at 5:00 p.m. Tuesday, November 17, 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  
 Tom Halepaska, Mayor Pro-Tem  
 Denise Rangel  
 Gabriel Soliz  
 Paul Polasek  
 David Hagan  
 Joe Truman

**STAFF PRESENT**

Charles E. Windwehen, City Manager  
 Thomas A. Gwosdz, City Attorney  
 Linda Champion, Assistant City Attorney  
 Gilbert P. Reyna, Jr., Director, Finance  
 Jerry James, Director, Environmental Services  
 Lynn Short, Director, Public Works  
 John Kaminski, Director, Development Services  
 Bruce Ure, Police Chief  
 Vance Riley, Fire Chief  
 Doug Cochran, Director, Parks and Recreation  
 Danette Respondek, Director, Human Resources  
 Rick Henrichs, Director, IT  
 O. C. Garza, Public Information Officer  
 Scarlet Swoboda, City Secretary

**Presentation on Proposed site for Wastewater Treatment Plant**

Mayor Armstrong announced that the agenda would be changed around and taken out of order. He asked the Director of Public Works, Lynn Short to present information on the proposed site for a Wastewater Treatment Plant. Mr. Short reported that in late 2004 and early 2005 the flows coming into the current wastewater plants exceeded 75 percent of that plants rating capacity for three consecutive months. That triggered the State's 75/90 Rule, which requires the City to begin financial planning and initiate design and engineering planning for an expansion of those treatment facilities. Consultants were hired to help determine when that facility needed to be brought on line, what the best method was, and how much it would cost. The most advantageous method for the City to move forward with, was to construct a new 4.4 million gallons per day wastewater treatment facility that had the ability to handle 15 million gallons per day peak flow. The estimated capital cost would be \$19.7 million to build that facility. The schedule required to comply with the State's rules were: Land acquisition in 2009; permitting process in 2010; design plans in 2012; bidding and construction of plant in 2013; with the facility brought on line in 2015.

Urban Engineering and Camp, Dresser, and McKee were hired to find the best site. The site recommended was a 78.6 acre tract of land that lies adjacent to South West Ben Jordan, adjacent to Hand Road, adjacent to Odem Street. There are a number of reasons that the site is the best site.

1. Geographical location – the City uses a gravity flow system, and would be able to use current piping already designed to carry wastewater to the south part of the City close to the current plant.
2. Out of the flood plain – Above the floodway and 100 and 500 year flood levels.
3. Close to existing sewer mains.
4. Close to existing plant – the flow would be able to be discharge back into the Guadalupe River at one point of entry along with existing plant.
5. Close to Regional Plant – the same staff would be used for both plants.
6. There would be a large buffer of City owned property that would not be developed.
7. It is large enough for a future public works facility - Navarro Del Norte facility could be sold. The majority of the work is done in the southern portion of the City.
8. Low population density – 5 residences within 200 feet of the property and 525 within ½ mile of the property.
9. Willing seller – no condemnation required.
10. Prevailing winds are southeast with a low population in that area.

Mr. Short commented that there has been a lot of technological advancement made for containing the odor over the last few years, those technologies would be designed into the proposed plant. Graphs showing wastewater treatment plants in proximity to neighborhoods in Sugar Land, Round Rock, Georgetown, and League City were shown for comparison to the site being proposed. It was pointed out that another good reason for placing the two plants close together was that the sludge would be piped to the existing wastewater treatment plant, have it processed, and then shipped to the compost site.

Allen Wilke, consultant with Camp Dresser and McKee and Tom Schmidt with Urban Engineering were available to answer questions. In response to a question from Mayor Armstrong, it was pointed out that it was not a choice of whether the City wanted to build a new plant it was both a State and Federal mandate to comply. Mr. Wilke advised that he had worked on a number of the aforementioned wastewater treatment plants and was very familiar with the facilities.

Cm. Polasek advised that he had contacted Sugar Land about their plant and odor concerns, with them responding that they had not had a problem. Cm. Soliz asked if it were possible to build in the flood zone and raise it to a specific level. Staff responded that it was possible but very expensive to put in enough fill dirt. It was also too expensive to expand the existing plant because of the existing levee around the current plant.

Mayor Armstrong asked if there were any questions from the audience during the public hearing.

The following individuals expressed opposition to building the proposed facility at the location indicated, citing public health issues and diseases, odor issues, drinking water concerns, close proximity of railroad tracks and derailment of hazardous chemical concerns to the plant, potential lawsuits, and lowered property values: Henry Perez, 2205 S. Laurent; Sister Mildred Truchard, Incarnate Word Convent, 1101 N.E. Water Street; Atanacio (Nacho) Trevino, 708 Morning Glory; Rose McNary 1305 Odem Street; Robert Dawson, owner of Dad's RV Park, 203 Hopkins Street; Ernest J. Miller, 1105 S. Laurent; Kevin McNary, 2792 Hand Road; and Emmet Alvarez, 702 E. River. Mr. McNary also advised that a petition was being circulated and would be turned into the City Secretary in the near future.

Mr. Wilke was asked, if in his experience with wastewater plants in other entities, had there been any outbreaks of diseases or catastrophes. He responded that there had not with the approximate 20 plants he has been involved in over the last 20 years. He further responded to a question about contamination of water wells, that the permits require that the facilities be 150 feet from the property line.

Mr. Short advised that other sites were looked at that were near creeks but the permit with the State for the Surface Water Treatment Plant, which allows the City to take water from the river mandates that all of the return flows from the sewage treatment facilities go back into the Guadalupe River. Those other creeks did not go back into the Guadalupe River.

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Tom Schmidt with Urban Engineering responded that it was almost impossible to get a permit to build in the floodway. An additional requirement was that a city needed to have all access into a plant that is not in the flood plain or floodway. For those reasons the current wastewater treatment plant would not work. Mr. Short advised that in order to start the permitting process the City needed a piece of property, and that process needed to start in 2010 in order to get the facility built by 2015.

**ORDINANCE 2009-2010C – AMENDING BUDGET TO PURCHASE LAND FOR FUTURE WASTEWATER TREATMENT PLANT**

City Attorney, Thomas A. Gwosdz, read the caption of Ordinance 2009-2010C, which amends the 2009-2010 Fiscal Year Budget of the City of Victoria by transferring \$375,000 from the Water/Wastewater Fund fund balance to the Water/Wastewater Fund Wastewater Treatment Plant Department Land capital line item, to provide funding for the purchase of land for the future site of a wastewater treatment plant. First Reading. Gilbert P. Reyna, Jr.

Cm. Polasek moved that the ordinance pass on first reading, with Cm. Halepaska seconding the motion. The ordinance **failed** on first reading by the following vote:

AYES: Council Members Polasek, Halepaska, and Mayor Armstrong  
NAYS: Council Members Rangel, Soliz, Hagan and Truman

Caption:

**AN ORDINANCE AMENDING THE 2009-2010 FISCAL YEAR BUDGET OF THE CITY OF VICTORIA BY TRANSFERRING \$375,000.00 FROM THE WATER/WASTEWATER FUND FUND BALANCE TO THE WATER/WASTEWATER FUND WASTEWATER TREATMENT PLANT DEPARTMENT LAND CAPITAL LINE ITEM, TO PROVIDE FUNDING FOR THE PURCHASE OF LAND FOR THE FUTURE SITE OF A WASTEWATER TREATMENT PLANT, REPEALING ALL CONFLICTING ORDINANCES, PROVIDING FOR SEVERABILITY; AND DECLARING AN EFFECTIVE DATE.**

**EXECUTIVE SESSION**

Mayor Armstrong announced that Council would recess into Executive Session at 6:21 p.m., in accordance with:

Texas Government Code § 551.072, 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 party, including but not limited to, legal issues related to the proposed purchase of property for a wastewater treatment plant. Thomas A. Gwosdz.

The Council reconvened in regular session at 6:52 p.m. with no action taken.

Cm. Truman requested that a work session be held on December 1, 2009 to discuss the options and concerns of the community. Mayor Armstrong announced that the work session would be held at 5:00 p.m. on the requested date with the regular Council meeting following the work session.

**CITIZENS COMMUNICATION**

Atanacio (Nacho) Trevino, 708 Morning Glory, expressed concern with a city ordinance regarding a ban on alcohol beverages in the City parks, and asked for clarification on why concessionaires were allowed to sell alcohol at the ball fields. He also questioned some of the fees relating to the use of the softball and little league ball fields. Mr. Trevino was informed that the City Attorney would meet with him to discuss his concerns.

**ORDINANCE 2009-26 – TEXAS UTILITY SYSTEM REVENUE REFUNDING BONDS, SERIES 2009**

City Attorney, Thomas A. Gwosdz, read the caption of Ordinance 2009-26, which authorizes the issuance, sale and delivery of approximately \$25,490,000 of “City of Victoria, Texas Utility System Revenue Refunding Bonds, Series 2009”; approves and authorizes an official statement and the distribution thereof; a purchase contract, an escrow agreement, and a paying agent/registrars agreement; approves and authorizes all other instruments and procedures related thereto; and provides for an immediate effective date. Emergency Reading. Gilbert P. Reyna, Jr.

Mayor Armstrong asked if there were any questions from Council or the audience during the public hearing.

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

AYES: Council Members Rangel, Soliz, Polasek, Hagan, Truman, Halepaska, and Mayor Armstrong

NAYS: None

Caption:

**AN ORDINANCE BY THE CITY COUNCIL OF THE CITY OF VICTORIA, TEXAS AUTHORIZING THE ISSUANCE, SALE AND DELIVERY OF APPROXIMATELY \$25,490,000 OF “CITY OF VICTORIA, TEXAS UTILITY SYSTEM REVENUE REFUNDING BONDS, SERIES 2009”; APPROVING AND AUTHORIZING AN OFFICIAL STATEMENT AND THE DISTRIBUTION THEREOF; A PURCHASE CONTRACT, AN ESCROW AGREEMENT, AND A PAYING AGENT/REGISTRAR AGREEMENT; APPROVING AND AUTHORIZING ALL OTHER INSTRUMENTS AND PROCEDURES RELATED THERETO; AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE.**

**CITY MANAGER REPORT**

- **Report on the feasibility of developing a beneficial end-use project for the landfill gas generated at the City of Victoria landfill** - Director of Environmental Services, Jerry James introduced Seth Cunningham and Joel Miller with R. W. Beck who presented a PowerPoint presentation of their findings and the best method of transferring the gas in the form of electricity to end users. They advised that the project was dependent on having a long term end user, noting that there had been a number of companies expressing interest, and they further recommended a 15-year contract with that end user. Their recommendation was to move forward with request for proposals. Staff agreed with R.W. Beck recommendations and advised that it would take approximately two years for the plant to come online, depending on the permitting process. It was the consensus of Council to move forward with the request for proposals.

**ORDINANCE 2009-2010B – BUDGET AMENDMENT FOR FUNDING VICTORIA CONVENTION AND VISITORS BUREAU**

City Attorney, Thomas A. Gwosdz, read the caption of Ordinance 2009-2010B, which amends the 2009-2010 Fiscal Year Budget of the City of Victoria by (1) transferring \$548,000 from the Motel Tax Fund fund balance to the Motel Tax Fund Victoria Chamber of Commerce-CVB line item, (2) transferring \$15,000 from the Motel Tax Fund Professional Services line item to the Motel Tax Fund fund balance, (3) transferring \$5,000 from the Motel Tax Fund Tournaments line item to the Motel Tax Fund fund balance, (4) transferring \$873,560 from the Motel Tax Fund Community Center Building line item to the Motel Tax Fund fund balance, and (5) decreases funding to the Community Center Fund Transfer from Motel Tax Fund Revenue line item by \$873,560, which will decrease the Community Center Fund fund balance by \$873,560, to provide additional funding to the Victoria Chamber of Commerce (Convention & Visitors Bureau – CVB). First Reading. Gilbert P. Reyna, Jr.

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Mayor Armstrong asked if there were any questions from Council or the audience for the public hearing. There were none.

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

AYES: Council Members Rangel, Polasek, Halepaska, and Mayor Armstrong

NAYS: Council Members Soliz, Hagan, and Truman

Caption:

**AN ORDINANCE AMENDING THE 2009-2010 FISCAL YEAR BUDGET OF THE CITY OF VICTORIA BY (1) TRANSFERRING \$548,000 FROM THE MOTEL TAX FUND FUND BALANCE TO THE MOTEL TAX FUND VICTORIA CHAMBER OF COMMERCE-CVB LINE ITEM, (2) TRANSFERRING \$15,000 FROM THE MOTEL TAX FUND PROFESSIONAL SERVICES LINE ITEM TO THE MOTEL TAX FUND FUND BALANCE, (3) TRANSFERRING \$5,000 FROM THE MOTEL TAX FUND TOURNAMENTS LINE ITEM TO THE MOTEL TAX FUND FUND BALANCE, (4) TRANSFERRING \$873,560 FROM THE MOTEL TAX FUND COMMUNITY CENTER BUILDING LINE ITEM TO THE MOTEL TAX FUND FUND BALANCE, AND (5) DECREASING FUNDING TO THE COMMUNITY CENTER FUND TRANSFER FROM MOTEL TAX FUND REVENUE LINE ITEM BY \$873,560, WHICH WILL DECREASE THE COMMUNITY CENTER FUND FUND BALANCE BY \$873,560, TO PROVIDE ADDITIONAL FUNDING TO THE VICTORIA CHAMBER OF COMMERCE (CONVENTION & VISITORS BUREAU – CVB), REPEALING ALL CONFLICTING ORDINANCES, PROVIDING FOR SEVERABILITY; AND DECLARING AN EFFECTIVE DATE.**

Mayor Armstrong announced a short break at 7:43 p.m. The meeting reconvened at 7:52 p.m.

### **ITEMS FROM COUNCIL**

**Geographic Information System (GIS) Day proclamation** - A proclamation was read and presented proclaiming November 18, 2009 “GIS Day.” Director of Development Services, John Kaminski advised that staff would be presenting programs at Nursery Elementary, Hopkins Elementary, the Boys and Girls Club, and the Boy Scouts. He thanked the Council for their support of the system.

Cm. Truman asked to have an item placed on an agenda in late January or early February agenda to consider establishing an Arts Commission to determine how to distribute hotel/motel tax money.

Cm. Soliz asked about the curve in the sidewalk along Lone Tree Road to Torres Elementary. It was explained that the curve was there because of right-of-way issues, electrical transmission lines, and to align the sidewalk with the school property sidewalk.

### **PUBLIC HEARINGS AND ACTION**

Mayor Armstrong opened a public hearing on the following items:

#### **ORDINANCE 2009-25 – VICTORIA 2025 COMPREHENSIVE PLAN**

City Attorney, Thomas A. Gwosdz, read the caption of Ordinance 2009-25, which adopts the Victoria 2025, the Comprehensive Plan for the City of Victoria. Second and Third Reading. John Kaminski.

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

AYES: Council Members Rangel, Soliz, Polasek, Hagan, Truman, Halepaska, and Mayor Armstrong

NAYS: None

Caption:

**AN ORDINANCE ADOPTING VICTORIA 2025, THE COMPREHENSIVE PLAN FOR THE CITY OF VICTORIA; PROVIDING FOR SEVERABILITY, AND DECLARING AN EFFECTIVE DATE.**

**ORDINANCE 2009-2010A – BUDGET AMENDMENT FOR YARD WASTE**

City Attorney, Thomas A. Gwosdz, read the caption of Ordinance 2009-2010A, which amends the 2009-2010 Fiscal Year Budget of the City of Victoria by increasing the Environmental Services Closure and Post Closure Fund fund balance by \$56,351 and increasing the Environmental Services Yard Waste Operations Fund fund balance by \$158,951, to provide funding to continue the Yard Waste Pickup Program. Second and Third Reading. Gilbert P. Reyna, Jr.

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

AYES: Council Members Rangel, Soliz, Polasek, Hagan, Truman, Halepaska, and Mayor Armstrong  
NAYS: None

Caption:

**AN ORDINANCE AMENDING THE 2009-2010 FISCAL YEAR BUDGET OF THE CITY OF VICTORIA BY INCREASING THE ENVIRONMENTAL SERVICES CLOSURE & POST CLOSURE FUND FUND BALANCE BY \$56,351 AND INCREASING THE ENVIRONMENTAL SERVICES YARD WASTE OPERATIONS FUND FUND BALANCE BY \$158,951, TO PROVIDE FUNDING TO CONTINUE THE YARD WASTE PICKUP PROGRAM, REPEALING ALL CONFLICTING ORDINANCES, PROVIDING FOR SEVERABILITY; AND DECLARING AN EFFECTIVE DATE.**

**ORDINANCE 2009-2010D – AMENDING BUDGET TO FUND OUTSTANDING ENCUMBRANCES FROM FISCAL YEAR 2008-2009**

City Attorney, Thomas A. Gwosdz, read the caption of Ordinance 2009-2010D, which amends the 2009-2010 Fiscal Year Budget of the City of Victoria to provide for the funding of certain encumbrances outstanding at the end of the previous fiscal year. Emergency Reading. Andrew Jacob.

Mayor Armstrong asked if there were any questions from Council or the audience for a public hearing. There were none.

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

AYES: Council Members Rangel, Soliz, Polasek, Hagan, Truman, Halepaska, and Mayor Armstrong  
NAYS: None

Caption:

**AN ORDINANCE AMENDING THE 2009-2010 FISCAL YEAR BUDGET OF THE CITY OF VICTORIA TO PROVIDE FOR THE FUNDING OF CERTAIN ENCUMBRANCES OUTSTANDING AT THE END OF THE PREVIOUS FISCAL YEAR, DECLARING AN EMERGENCY, AND DECLARING AN EFFECTIVE DATE.**

Mayor Armstrong closed the public hearings.

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**CITY MANAGER REPORTS**

- **Report from the Parks and Recreation Commission on naming of the trails in Riverside Park** - Director of Parks and Recreation, Doug Cochran advised that the recommendation was to name the trails after the Tonkawa Indians that once inhabited the area. The names recommended were the Tonkawa Nature Trail - Hike and Bike Section, Tonkawa Nature Trail - Red River Section, Tonkawa Nature Trail - Athey East Section, Tonkawa Nature Trail - Athey West, and the meadow below the Hiller House would be called the Athey Nature Area. It was the consensus of Council to move forward with recommendation.
- **Sales tax update and management budget recommendations** - City Manager, Charles E. Windwehen presented a memo concerning decreases in sales tax revenue, recommending a freeze on hiring and a freeze on a number of the projects until mid March at which time it would be re-evaluated.

**CONSENT AGENDA:** all consent agenda items listed are considered to be routine by the city council and will be enacted by one motion. There will be no separate discussion of these items unless a council member so requests, in which event the item will be removed from the consent agenda and considered in its normal sequence on the agenda. Information concerning consent agenda items was available for public review.

1. **APPROVAL OF MINUTES** – The special meeting of October 28, 2009 and the regular meeting of November 3, 2009.
2. **RESOLUTION 2009-193R – PURCHASE TELESCOPING BOOM EXCAVATOR:** The resolution authorizes the City Manager to execute all documents necessary to purchase a 2010 Year Model Gradall XL-3100 Telescoping Boom Excavator with three options including a fixed thumb grapple, carrier A/C and 24” digging bucket through the Houston Galveston Area Council of Governments (HGAC) from Hi-Way Equipment Company, of Houston, Texas, in the amount of \$257,765.00. Darryl Lesak.
3. **RESOLUTION 2009-194R – TRAFFIC SIGNAL AT NAVARRO/CRESTWOOD:** The resolution awards a bid for the project named Remove & Replace Traffic Signal at Navarro Street (US 77)/Crestwood Drive Intersection to Traf-Tex, Inc. of Houston, Texas, in the amount of \$256,420.05. Lynn Short.
4. **RESOLUTION 2009-195R – 2009-10 REHABILITATION/OVERLAY PROJECT:** The resolution awards the 2009-10 Rehabilitation/Overlay Project (Anaqua Ave., Industrial Dr., Circle St., Imperial Dr. and Cozzi Circle) to 4-Big Construction & Enterprises, LLC, of Zapata, Texas in the amount of \$878,275. Lynn Short.
5. **RESOLUTION 2009-196R – LAURENT STREET RECONSTRUCITON PHASE II:** The resolution (1) awards a bid for the Laurent Street Reconstruction Phase II (Airline Road to Sam Houston Drive) project to Total Site, Inc. of Houston, Texas, in the amount of \$6,171,007.43, (2) authorizes the City's Director of Public Works to execute contracts for construction testing services with TSI Laboratories in a total amount not to exceed \$58,300, (3) authorizes the City's Director of Public Works to execute Contribution-in-Aid-of-Construction Agreements for Electric Distribution Service between the City of Victoria and American Electric Power (AEP) to install street lights in a total amount not to exceed \$250,000, (4) authorizes the City's Director of Public Works to execute agreements with private utility companies to provide for relocation of their utilities, in a total amount not exceed \$125,000, and (5) declares the reservation of construction contingency funds to cover unanticipated project costs and changes related to the aforementioned Project, in an amount not to exceed \$492,700. Lynn Short.
6. **RESOLUTION 2009-197R – DRAINAGE EASEMENT FROM MALLETTE DRIVE TO SPRING CREEK:** The resolution accepts a 7.2413 acre drainage easement that extends from Mallette Drive to Spring Creek from Springtech, Inc. of San Antonio, Texas in exchange for the expectation of City maintenance activities and/or drainage improvements in the drainage easement. Lynn Short.

7. **RESOLUTION 2009-198R – OPTING OUT OF HIPAA**: The resolution authorizes the City Manager and other persons acting on his behalf, including any entity administering the City’s health plan (the “plan”), to execute all necessary documents to exclude the City of Victoria from the optional provisions of the Health Insurance Portability and Accountability Act (“HIPAA”). Danette Respondek.
8. **RESOLUTION 2009-199R – PURCHASE 2010 BRUSH TRUCK**: The resolution authorizes the City Manager to execute all documents necessary to purchase a Year Model 2010 F-550 Brush Truck from Metro Fire Apparatus Specialists, Inc. of Houston, Texas, via the Local Government Purchasing Cooperative (Buyboard), in the amount of \$119,802.35. Vance Riley.
9. **RESOLUTION 2009-200R – TEXAS FOREST SERVICE 1987 PUMPER AND 4 SCBA**: The resolution authorizes the City Manager to execute all documents necessary to convey to the Texas Forest Service a 1987 Pierce Arrow Pumper and 4 Survivair Self Contained Breathing Apparatus (SCBA), to be further conveyed to the volunteer fire departments of Victoria County, who will agree to make such equipment available to the City of Victoria in emergencies. Vance Riley.
10. **RESOLUTION 2009-201R – ZOOLOGICAL PARK MANAGEMENT SERVICES AGREEMENT**: The resolution authorizes the City Manager to execute a Zoological Park Management Services Agreement with the South Texas Zoological Society, Inc., in the amount of \$150,000 and approves the budget and funded activities for the aforementioned entity for the 2009-2010 Fiscal Year. Gilbert P. Reyna, Jr.

Cm. Halepaska moved that the consent agenda be adopted, with Cm. Polasek seconding the motion. It was adopted by the following vote:

AYES: Council Members Rangel, Soliz, Polasek, Hagan, Truman, Halepaska, and Mayor Armstrong  
NAYS: None

**RESOLUTION 2009-202R – RATIFY EMERGENCY SANITARY SEWERLINE REPLACEMENT – 2701 PORT LAVACA HIGHWAY**

The resolution ratifies the City Manager’s execution of a contract between the City of Victoria & Mercer Construction Company, of Edna, Texas, for the Emergency Sanitary Sewerline Replacement @ 2702 Port Lavaca Highway, in the amount of \$68,261. Lynn Short.

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

AYES: Council Members Rangel, Soliz, Polasek, Hagan, Truman, Halepaska, and Mayor Armstrong  
NAYS: None

**RESOLUTION 2009-203R – SALE OF OLD WATER PUMP HOUSE ADJACENT TO RIVERSIDE PARK**

The resolution authorizes the City Administration to offer for sale the property located in the 1200 block of Stayton Avenue, also known as the Old Water Pump House adjacent to Riverside Park. Thomas A. Gwodz.

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

AYES: Council Members Rangel, Soliz, Polasek, Hagan, Truman, Halepaska, and Mayor Armstrong  
NAYS: None

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There being no further business, the meeting was adjourned at 8:16 p.m.

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

ATTEST: Scarlet Swoboda  
SCARLET SWOBODA, City Secretary

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