

VICTORIA CITY COUNCIL
August 3, 2010

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, August 3, 2010 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
 Denise Rangel
 Gabriel Soliz
 David Hagan
 Joe Truman
 Tom Halepaska

STAFF PRESENT

Charmelle Garrett, Deputy City Manager
 Linda Champion, Assistant City Attorney
 Gilbert P. Reyna, Jr., Director, Finance
 John Kaminski, Director, Development Services
 Lynn Short, Director, Public Works
 Doug Cochran, Director, Parks and Recreation
 Bruce Ure, Police Chief
 Vance Riley, Fire Chief
 Jerry James, Director, Environmental Services
 Rick Henrichs, Director, Information Technology
 O. C. Garza, Public Information Officer
 Donald Reese, Assistant Director Public Works
 Scarlet Swoboda, City Secretary

MEMBERS ABSENT

Paul Polasek, Mayor Pro-Tem

ITEMS FROM COUNCIL

Cm. Hagan explained his rationale for requesting a report on the railroad quiet zones. He commented that it was a quality of life issue, however he was not suggesting spending a lot of money that the City does not have, but he did want it on the radar screen for future comprehensive planning.

Mayor Armstrong commented that Kansas City Southern Railroad (KCS) lawyers were sending the City's legal staff a Memorandum of Understanding (MOU) to review on a rail bypass around Victoria. He stated it might be some time before anything happened, but he wanted to let the Council know that efforts were being made to send the KCS around the City.

Cm. Halepaska asked for a report from the Legal staff regarding the StarTek property at a future meeting.

Mayor Armstrong praised Director of Parks and Recreation, Doug Cochran for the presentation he made to a group of college softball coaches in Dallas. The City received a favorable response and if successful, approximately 500 people could be coming to Victoria. The City should hear something back at the end of this month.

CITIZENS COMMUNICATION

Kathy Hunt, 106 S. DeLeon expressed appreciation for Council support of the Main Street Program. She also was happy to see that curbside recycling was being considered in the Solid Waste budget, and expressed hope that it would become a reality. Finally, she commented on the proposed fee increases at the Community Center, and would like to see some consideration for the non-profit organizations.

ORDINANCES AND OTHER ITEMS WITH PUBLIC HEARINGS

ORDINANCE 2010-13 – REVISE COMMUNITY CENTER FEES

Assistant City Attorney, Linda Champion, read the caption of Ordinance 2010-13, which considers amending Section 24-91 of the Victoria City Code to revise Community Center fees. Second and Third Reading. Doug Cochran.

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

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

Caption:

AN ORDINANCE AMENDING SECTION 24-91 OF THE VICTORIA CITY CODE TO REVISE COMMUNITY CENTER FEES, REPEALING CONFLICTING PARTS OF EXISTING ORDINANCES, PROVIDING FOR SEVERABILITY, PROVIDING FOR CODIFICATION AND SAVINGS, AND DECLARING AN EFFECTIVE DATE.

Mayor Armstrong opened a public hearing on the following items:

STORM WATER MANAGEMENT PROGRAM IMPLEMENTATION

Report and public hearing on the status of the Storm Water Management Program implementation. Lynn Short.

Assistant Director of Public Works, Donald Reese highlighted two items in the report 1) the adoption of an illicit discharge ordinance and 2) a draft ordinance for construction and post construction of storm water management that will be presented to Council in early Fiscal Year 2011.

RESOLUTION 2010-119R – CDBG 2010-2011 ONE-YEAR ACTION PLAN

The resolution (1) approves the Fiscal Year 2010-2011 Community Development Block Grant (CDBG) One-Year Action Plan and (2) authorizes the City Manager to submit all required documentation for the Fiscal Year 2010-2011 CDBG Program and amendments thereto, to the U.S. Department of Housing and Urban Development (HUD). John Kaminski.

Cm. Halepaska 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, Hagan, Truman, Halepaska, and Mayor Armstrong
NAYS: None

Mayor Armstrong closed the public hearings.

CITY MANAGER REPORTS

- **Report on Railroad Quiet Zones** – Director of Development Services, John Kaminski provided a written report, which updated the information and cost estimates from a report that was given to the Council in 2006. He reported that a quiet zone must be at least ½ mile in length, and all rail crossings within that quiet zone must have crossing gates and lights, and must include Supplemental Safety Measures (SSM). An SSM is a physical barrier that prevents motorists from driving around crossing gates, such as four quadrant gates and/or medians. He provided information and cost estimates for quiet zones in various areas of the City, and the two types of SSM's. Mr. Kaminski reported that to establish quiet zones throughout the entire City the cost estimate was \$9,878,000. Staff did not recommend pursuing the establishment of any quiet zone without first completing a cost-benefit analysis. He further advised that Federal law still allowed a train to blow the horn in emergency circumstances. It was the consensus of Council to place this item on the back burner and not place it on the Capital Improvements Projects (CIP) list at this time.

CONSENT AGENDA: All consent agenda items listed are considered routine by the City Council and are enacted by one motion. There is no separate discussion of these items unless a Council member so requests, in which event the item is removed from the consent agenda and considered in its normal sequence on the agenda. Information concerning consent agenda items were available for public review.

CITY COUNCIL MINUTES
August 3, 2010

1. **APPROVAL OF MINUTES** – The special meeting of July 13, 2010 and regular meeting of July 20, 2010.
3. **RESOLUTION 2010-121R – Greenbriar Addition Change Order:** The resolution authorizes an additive Change Order #1 to the Greenbriar Addition Sanitary Sewer Improvement Project, for emergency repairs to a 12” sanitary sewer line on Locust Avenue between Arroyo Drive and Cameron Street, increasing the amount of the contract by \$48,683, bringing the new contract amount to \$926,483. Lynn Short.

Cm. Halepaska moved that items 1 and 3 on the consent agenda be adopted, with Cm. Truman seconding the motion. The consent agenda was adopted by the following vote:

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


2. **RESOLUTION 2010-120R – Mity-Lite, Inc.:** The resolution authorizes the purchase of 1,500 Flex One Folding Chairs and 25 Multi Function Tree Carts from Mity-Lite, Inc. of Orem, Utah, in the amount of \$44,951.17, through the Texas Multiple Award Schedule Program. Doug Cochran.


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

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

EXECUTIVE SESSION

Mayor Armstrong announced that there was no need for an executive session. There being no further business, the meeting was adjourned at 5:40 p.m.

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

ATTEST: 
SCARLET SWOBODA, City Secretary
