

JULY 16, 2002

AGENDA OF A REGULAR MEETING OF THE CITY COUNCIL

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1. 1. 5:30 P.M. CALL TO ORDER

The meeting was called to order at 5:30 p.m.

2. 2. INVOCATION AND PLEDGE OF ALLEGIANCE

Alderman Bishop led all in the prayer and Pledge of Allegiance.

3. 3. ROLL CALL AND CERTIFICATION OF A QUORUM

Present to wit: Mayor Philip B. Harrison, Michael S. "Mike" Mueller, James A. "Jim" Bishop and O. William "Bill" Schmidt; thereby a quorum was established. Also present were City Attorney Charley Smith, City Administrator Lynn S. Roberts and City Secretary Susan Rosinski. Alderman Wayne Browning was absent due to weather conditions in the Dallas area. Alderman David Ottmer appeared at 6:06 p.m.

4. 4. CONSIDERATION/ACTION TO ADOPT AGENDA

A motion was made by Alderman Mueller, seconded by Alderman Bishop to adopt the agenda as presented with the exception that agenda item number thirteen follow agenda item number nine. Motion carried unanimously.

5. 5. CONSIDERATION/ACTION TO APPROVE MINUTES OF PREVIOUS MEETING

A motion was made by Alderman Bishop, seconded by Alderman Schmidt to adopt the minutes of the Regular Meeting of June 18, 2002 and Special Meeting of July 2, 2002. Motion carried unanimously.

6. 6. CITIZEN'S FORUM

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No one was present that wished to address Council.

7. 7. REPORT OR REQUEST(S) FROM MAYOR/COUNCIL MEMBERS/CITY ATTORNEY

Alderman Schmidt asked that white, wide lines be painted on the road in front of all stop signs.

Alderman Mueller wished to inform the public that the city had approximately 140 acres of land located on Warner Road; of those 140 acres approximately 10 acres were previously used as a landfill. He asked that the public come up with some ideas on how this property could be utilized.

8. 8. REPORT OR REQUEST(S) FROM ADMINISTRATOR/DEPT. HEADS

Administrator Roberts reported that the construction at the wastewater treatment plant was progressing slowly because of the large amount of rain we have had lately.

Adm. Roberts informed Council that we have been receiving credit card payments and payments over the Internet for permits, deposits and utility bills.

Adm. Roberts reported to Council that a fire and burglar alarm had been installed at the Library.

9. 9. CONSIDERATION OF BLUEBONNET GROUND WATER DISTRICT AND ANY RELATED ACTION NECESSARY

County Judge Carolyn Bilski and Bluebonnet Ground Water District representative, Glen Huebner appeared before Council and gave an explanation on the monthly fee for all wells producing ten million gallons of water or more. The fee at this time is \$.35 per thousand gallons of water pumped. The consensus of Council was to absorb this cost and not pass it on to the customer at this time. The measure will be voted on by citizens of Austin County in the November election.

An item will be placed on the next regularly scheduled meeting agenda to amend the budget for Bluebonnet Water District water fees.

Council took a break at 7:00 p.m.

Council re-convened at 7:07 p.m.

10. 10. CONSIDERATION OF AMENDMENT TO LOUD NOISE ORDINANCE ADDRESSING LOUD MUSIC FROM VEHICLES AND ANY RELATED ACTION NECESSARY- MARY ZANDER

Attorney Smith brought to the Council's attention that it was not necessary to change the current loud noise ordinance to include a 24-hour ban on loud music. He went on to explain that they could seek enforcement of the disorderly conduct law and that could include loud music. Persons wishing to file a complaint would file with Municipal Court Clerk and then proceed with a jury trial. Council was in agreement with Attorney Smith's recommendation.

11. CONSIDERATION OF REVISED WEED ORDINANCE AND ANY RELATED ACTION NECESSARY

Attorney Smith advised Council that there was no need to revise the current Weed Ordinance to address the lack of maintenance to lots as the procedure was already in place. The consensus of Council was to transfer the authority to the Municipal Court. Attorney Smith will compose a letter that will be mailed to each person in violation of the weed ordinance. If the property is not maintained within the prescribed 10-day period the case will be taken before the municipal court.

12. CONSIDERATION OF REVISED SUBDIVISION ORDINANCE AND ANY RELATED ACTION NECESSARY

After discussion, a motion was made by Alderman Schmidt, seconded by Alderman Ottmer to adopt the Subdivision Ordinance on first reading as prepared by O'Malley Engineers as amended by Attorney Smith and department heads. Motion carried unanimously. Any changes and/or suggestions the Council may want placed in the above stated ordinance are to be given to Administrator Roberts.

Attorney Smith asked for guidance in how to address the economic development portion in the newly adopted ordinance. The consensus of Council was to have Attorney Smith prepare a separate ordinance addressing the economic development portion (installation of streets and lines) in relation to the Subdivision ordinance.

This item will appear on the next regularly scheduled meeting agenda.

13. CONSIDERATION OF SOUTHCREEK CROSSING SUBDIVISION AND ANY RELATED ACTION NECESSARY

Edwin Malinowski appeared before Council and presented them with a revised plat of the Southcreek Crossing Subdivision that he had received prior to meeting time. Adm. Roberts

informed Council that the plat was currently at O'Malley Engineers for inspection and she hoped to have Craig Kankel's recommendations within a week. After much discussion, a Special meeting was set for Tuesday, July 30, 2002 to hear Mr. Kankel's recommendations.

14. ADJOURNMENT

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A motion was made by Alderman Schmidt, seconded by Alderman Bishop to adjourn at 7:25 p.m.

Motion carried unanimously.