

**City of Killeen**  
Regular City Council Meeting  
Killeen City Hall  
August 13, 2013 at 5:00 p.m.

Presiding: Mayor Daniel A. Corbin

Attending: Mayor Pro-Tem Elizabeth Blackstone, Council members Terry Clark, Jared Foster, Wayne Gilmore, Steve Harris, Jonathan Okray, and Jose Segarra

Also attending were City Manager Glenn Morrison, City Attorney Kathryn Davis, City Secretary Dianna Barker, and Sergeant-at-Arms M. Mirabel.

Mr. Gig Jones gave the invocation, and Councilmember Foster led everyone in the pledge of allegiance.

### **Approval of Agenda**

*Mayor Pro-Tem Blackstone moved to approve the agenda as written, seconded by Councilmember Gilmore. The motion carried unanimously.*

### **Consent Agenda**

- CA-1 Consider minutes of Regular City Council Meeting of July 30, 2013.
- CA-2 Consider a memorandum/resolution to continue membership in The Cooperative Purchasing Network (TCPN) purchasing cooperative.  
Staff comments: Karlene Jessie requested the Council extend the City's membership in The Cooperative Purchasing Network. There's no cost to the city. The city being a member allows for easier process and selection of vendors.
- CA-3 Consider a memorandum/resolution authorizing membership into the National Joint Powers Alliance (NJPA) purchasing cooperative.  
Staff comments: Karlene Jessie requested permission to enter into an interlocal agreement with National Joint Powers Alliance. This would allow for online auctions and NJPA would be able to track purchases and sales. There is no cost to the city.
- CA-4 A. Consider a request submitted by D and SC Enterprises, Inc. (Case #13-019P: Prairie View Estates, Phase Three) for a preliminary plat of approximately 28.099 acres, being part of the W. H. Cole Survey, Abstract No. 200. The property is located along the north right-of-way of Chaparral Road, east of the Soldiers Hospitality House, Killeen, Texas.  
Staff comments: Tony McIlwain explained that the plat submitted for 28.99 acres, Prairie View Estates, has met all the city's guidelines and the Planning & Zoning Commission approved the plat 7 to 0. There is a pending city/owner agreement detailing a sewer structure.

- B. Consider a memorandum/resolution for a City/Owner Agreement-in-Principal to construct a portion of the Yowell Creek Tributary Gravity Sanitary Sewer Interceptor (2012 Water & Wastewater Master Plan Project 11S) as a part of the Prairie View Estates Phase Three Subdivision.

Staff comments: Mr. John Nett stated this project is identified in the 2012 master water plan and is designed for full build out. The staff finds the cost of the project fair and reasonable and recommends approval.

*Motion was made by Mayor Pro-Tem Blackstone to approve Consent Agenda items 1 through 4, A & B as presented. Motion was seconded by Councilmember Clark. Motion carried unanimously.*

### **Public Hearings / Ordinances**

- PH-1 A. **HOLD** a public hearing and consider a request to amend the Comprehensive Plan's future land use map (FLUM) (Case FLUM Z13-24) from 'Suburban Residential' to 'Suburban Commercial' for approximately 1.39 acres located at the intersection of Trimmier Road and Kelley Lane, Killeen, Texas.

Staff comments: Tony McIlwain stated the Planning & Zoning Commission recommend amending the Future Land Use map for the area in question. Roads would be improved as a capital improvement project and at this time there are no concerns regarding roads.

Citizen comments: None

- B. **HOLD** a public hearing and consider an ordinance requested by Gary Ray Kelley 2012 Trust (Case #Z13-24) to rezone approximately 1.39 acres out of the Moses T. Martin Survey, Abstract No. 963 from 'A' (Agricultural District) to B-3 (Local Business District) for an office complex. The property is located south of Stagecoach Road between Kelley Lane and Trimmier Road, Killeen, Texas.

The caption was read as follows:

AN ORDINANCE AMENDING THE ZONING ORDINANCE OF THE CITY OF KILLEEN BY CHANGING THE ZONING OF CERTAIN PROPERTY OUT OF THE CITY OF KILLEEN, BELL COUNTY, TEXAS, FROM 'A' (AGRICULTURAL DISTRICT) TO B-3 (LOCAL BUSINESS DISTRICT); PROVIDING A SAVINGS CLAUSE; PROVIDING FOR THE REPEAL OF CONFLICTING PROVISIONS; PROVIDING FOR AN EFFECTIVE DATE.

Staff comments: Tony McIlwain explained that this area is currently zoned as Agriculture and the property owner is requesting it be rezoned as to B-3. Other properties around this area are currently zoned B-3. The property owner is interested in using this area for office use. There were no protests/oppositions received from citizens.

Mayor Corbin opened the public hearing.

Citizen comments: Mr. Bob Mitchell with Mitchell & Associates spoke in favor of the rezoning.

Mayor Corbin closed the public hearing.

*Motion was made by Councilmember Segarra to approve Public Hearing items A & B as submitted. Motion was seconded by Councilmember Clark; motion carried unanimously.*

**PH-2 HOLD** a public hearing on the FY 2013-14 proposed Annual Budget and Plan of Municipal Services.

Staff comments: City Manager Glenn Morrison stated this is a standard public hearing on the proposed 2013 – 2014 Budget.

Mayor Corbin opened the public hearing. With no one appearing, the public hearing was closed.

### **Ordinances / Resolutions**

**OR-1** Consider a memorandum/resolution setting the Preliminary Tax Rate for the FY 2013-14 Annual Budget and Plan of Municipal Services and setting the dates to hold public hearings on the proposed tax increase (if a proposed tax increase is approved).

Staff comments: Finance Director Marti Simpson explained that once the tax rate is set the Council can adopt at that rate or below but not higher. The effective tax rate is .7315; the current tax rate is .7428. The proposed budget is drafted using the current tax rate.

*Motion was made by Mayor Pro Tem Blackstone: “I move that the property tax rate be increased by the adoption of a tax rate of .7428, which is effectively a 1.54% percent increase in the tax rate and to set the dates of August 27 and September 3 for public hearings on the tax increase.” Motion was seconded by Councilmember Clark. A record vote was called for by the City Secretary as follows: Councilmember Okray voted NO, Councilmember Gilmore voted YES, Mayor Pro Tem Blackstone voted YES, Councilmember Clark voted YES, Councilmember Segarra voted YES, Councilmember Harris voted YES, Councilmember Foster voted YES. The Motion carried 6 to 1.*

Then Mayor announced the City of Killeen is scheduled to vote on the tax rate that will result in that tax increase at a public meeting to be held on September 10, 2013 at 5:00 p.m. in City Council Chambers.”

### **Adjournment**

With no further business, upon motion being made by Councilmember Okray, seconded by Councilmember Gilmore, and unanimously approved, the meeting was adjourned at 5:22 p.m.

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Daniel A. Corbin, Mayor

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Dianna Barker, City Secretary