

City of Killeen
Regular City Council Meeting
Killeen City Hall
August 14, 2012
5:00 p.m.

Presiding: Mayor Daniel A. Corbin

Attending: Mayor Pro-Tem Michael Lower, Councilmembers Elizabeth Blackstone, Terry Clark, Jared Foster, Wayne Gilmore, Jonathan Okray, and Jose Segarra

Also attending were City Manager Glenn Morrison, City Attorney Kathryn Davis, City Secretary Paula Miller, and Sergeant-at-Arms Roscoe Parr

Rev. Hallie Tolbert gave the invocation, and Councilmember Foster led everyone in the pledge of allegiance.

Approval of Agenda

Mayor Pro-Tem Lower moved to approve the agenda as written with the deletion of OR-2, seconded by Councilmember Clark. The motion was unanimously approved.

Presentations

PR-1 Presentation – Mayor’s Commendation Awards presented to Jessica Shrope and Chris Smith

Mayor Corbin presented the Mayor’s Commendation Awards to Jessica Shrope and Chris Smith for their efforts in saving the life of a child at the Family Aquatics Center on July 20.

Consent Agenda

CA-1 Consider minutes of Regular City Council Meeting of July 24, 2012.

CA-2 Consider a memorandum/resolution [12-046R] approving Airport Advertising Concession Agreement Second Amendment at Killeen-Fort Hood Regional Airport.

This renewal of the advertising concession at the airport will extend the agreement to 2024 and is extended in consideration of some major upgrades the company will be doing to add other advertising media.

CA-3 Consider a memorandum/resolution [12-047R] approving Killeen-Fort Hood Regional Airport GSA Lease Agreement Renewal.

This agreement renewal is for the TSA area for a period of three years and reflects a 5.54% increase in accordance with the Consumer Price Index change.

CA-4 Consider a memorandum/resolution [12-048R] authorizing the City Manager to execute an interlocal agreement with the Texas Army National Guard to complete

repairs on real property.

This resolution authorizes continued negotiation with the Texas Army National Guard for repairs at the Armory. An interlocal agreement will come back to the Council for approval upon completion of successful negotiations.

CA-5 Consider a memorandum/resolution [12-049R] authorizing the City Manager to execute a VA-Online Certification of Enrollment (VA-ONCE) Memorandum of Understanding/Agreement with the Department of Veterans Affairs.

This agreement will allow for online registration and certification for veterans and their families.

CA-6 Consider a memorandum/resolution [12-050R] awarding Bid No. 12-08 Street Materials, Concrete, Rock and Top Soil.

There were seven bidders in response to the twenty-nine vendors sent bid documents, and staff recommends awarding the bids as outlined in the resolution.

CA-7 Consider a memorandum/resolution [12-051R] awarding Bid No. 12-09 Water and Sewer/Parks and Recreation Chemicals.

There were four bidders in response to the nine vendors sent bid documents, and staff recommends awarding the bids as outlined in the resolution.

CA-8 Consider minutes of Special City Council Meeting of August 7, 2012.

Mayor Pro-Tem Lower moved to approve the above items on the Consent Agenda, seconded by Councilmember Clark. The motion was approved unanimously.

Public Hearings / Ordinances

PH-1 A. **HOLD** a public hearing on the FY 2012-13 proposed Annual Budget and Plan of Municipal Services.

City Manager Morrison noted this was the first opportunity for citizens to address issues on the budget.

Mayor Corbin opened the public hearing.

Kenny Wells, 2115 Lakeview Loop, cautioned the Council against reducing the fund balance too much. He encouraged continued use of the hotel/motel occupancy tax to support the arts, but he felt that awards should be limited to twenty-five percent of their budget. He noted the importance of KEDC in bringing jobs to Killeen.

Wallace Vernon, 315 Buggy Road, and John Charles appeared in support of the Clements' Boys and Girls Club. The organization now has facilities at all high schools and middle schools. They receive funding from the US Army and the Cities of Harker Heights and Copperas Cove, but not the City of Killeen. They asked for an allocation of \$140,000 from the City for this year's operations.

Pat Kaufmann, 704 Gray, had no comments at this time.

With no one else appearing, the public hearing was closed.

B. Consider changes to the FY 2012-13 proposed Annual Budget and Plan of Municipal Services.

City Manager Morrison summarized the changes proposed so far: an additional sixteen police officers for a June academy, \$482,480; Fire Department training program, \$35,000; design Fire Station #9, \$425,000; two percent COLA mid-year, \$598,650. Councilmember Blackstone asked that the City consider funding \$140,000 for the Boys and Girls Club. The Council also considered the possibility of a COLA for one-third year (\$305,000) or one-fourth year (\$228,000).

After further discussion, Mayor Corbin summarized the changes as follows: sixteen police officers in June, \$482,480; Fire Department training program, \$35,000; two percent COLA mid-year, \$598,650; Boys and Girls Club, \$140,000, design for Fire Station #9 (resolution of intent), \$425,000. The total increase on the General Fund would be \$1,115,199, resulting in a fund balance of 24.63%.

Mayor Pro-Tem Lower moved to include the items on which consensus was reached and to set the date of August 28 at 5:00 p.m. for a public hearing, seconded by Councilmember Clark. The motion was approved unanimously.

PH-2 **HOLD** a public hearing and consider an ordinance as requested by G. Wayne Cospser (Case#Z12-18) to rezone approximately 21.063 acres out of the W.H. Cole Survey, Abstract No. 200, and part of Lots 1-6, Block 1, Lot 1, Block 2, Lots 1-2, Block 3, and Lot 1, Block 4, Cospser Ridge Estates, Phase Three, from A-R1 (Agricultural Single Family Residential District) to R-1 (Single Family Residential District). The property is located south of Cospser Ridge Estates Phase Two, southeast of the intersection of Rowdy Drive and Kaitlyn Drive, Killeen, Texas.

The caption of the ordinance 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-R1 (AGRICULTURAL SINGLE FAMILY RESIDENTIAL DISTRICT) TO R-1 (SINGLE FAMILY RESIDENTIAL DISTRICT); PROVIDING A SAVINGS CLAUSE; PROVIDING FOR THE REPEAL OF CONFLICTING PROVISIONS; PROVIDING FOR AN EFFECTIVE DATE.

This rezoning request is submitted to allow for development for single-family residential homes. There was no response to the eleven letters of notification, and the Planning and Zoning Commission recommended approval of the request.

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

Councilmember Gilmore moved to approve the ordinance [12-047], seconded by Mayor Pro-Tem Lower. The motion was approved 6-1 (Councilmember Okray in opposition).

PH-3 **HOLD** a public hearing and consider a plat submitted by Jose A. Pena, Sr., (Case #12-024RS: JJ's Auto Repair Addition) being a replat of part of Block 40, Original Town of Killeen. The property is locally known as JJ's Auto Repair at 220 E. Veterans Memorial Blvd, Killeen, Texas.

This property is at the southwest corner of Veterans Memorial Boulevard and Gray and is zoned B-5. It was noted during the Planning and Zoning Commission meeting that corrections to the plat were needed. Specifically, the most eastern entrance to the property on Veterans Memorial Boulevard must be closed and adding a one-foot non-access easement to the plat. These changes have been made, and the corrected plat is ready for approval.

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

Councilmember Clark moved to approve the plat, seconded by Councilmember Gilmore. The motion was approved unanimously.

PH-4 A. **HOLD** a public hearing and consider a request by W.B.W. Land Investment, L.P. to revise the Comprehensive Plans' future land use map (FLUM) to change an approximate 55 acre unincorporated area currently designated as 'Rural' to 'Suburban Residential'. The property is located on the east right-of-way of S. Clear Creek Road (S.H. 201), approximately 7,000 feet south of W. Stan Schlueter Loop (FM 3470), Killeen, Texas.

B. Consider an ordinance extending the corporate city limits of the City of Killeen, by annexing approximately 55 acres located on the east right-of-way of S. Clear Creek Road (S. H. 201), approximately 7,000 feet south of W. Stan Schlueter Loop (FM 3470).

The captions of the ordinances were read as follows:

AN ORDINANCE AMENDING THE COMPREHENSIVE PLAN'S FUTURE LAND USE MAP FROM 'RURAL' TO 'SUBURBAN RESIDENTIAL' FOR APPROXIMATELY 55 ACRES OF LAND LOCATED ON THE EAST RIGHT-OF-WAY OF S. CLEAR CREEK ROAD (S.H. 201), APPROXIMATELY 7,000 FEET SOUTH OF W. STAN SCHLUETER LOOP (FM 3470), KILLEEN, TEXAS; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR A SAVINGS CLAUSE; PROVIDING FOR A PENALTY; PROVIDING FOR PUBLICATION AND AN EFFECTIVE DATE.

AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF KILLEEN, BELL COUNTY, TEXAS TO INCLUDE LAND LYING ADJACENT TO THE PRESENT CITY LIMITS; DECLARING SAID LAND TO BE A PART OF SAID CITY; DECLARING SAID LAND AND PRESENT AND FUTURE INHABITANTS OF SAID LAND TO BE ENTITLED TO ALL THE RIGHTS AND PRIVILEGES OF OTHER LANDS AND CITIZENS OF THE CITY AND TO BE BOUND BY THE ACTS AND ORDINANCES OF THE CITY; EXTENDING THE BOUNDARY OF DISTRICT 4; PROVIDING A SAVINGS CLAUSE; PROVIDING A REPEALER CLAUSE; ESTABLISHING AN EFFECTIVE DATE.

This tract was designated on the land use map as rural since it was in the city's ETJ. The owner has requested a change from rural to suburban residential to allow for development as single-family residential. The Planning and Zoning Commission recommended approval of the change.

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

Councilmember Segarra moved to approve the ordinance [12-048], seconded by Mayor Pro-Tem Lower. The motion was approved 6-1 (Councilmember Okray in opposition).

The owner of this tract of land has asked for annexation into the city, and the Council heard the petition in July.

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

Councilmember Clark moved to approve the ordinance [12-049], seconded by Mayor Pro-Tem Lower. The motion was approved 6-1 (Councilmember Okray in opposition).

Ordinances / Resolutions

- OR-1 Consider a memorandum/resolution [12-052R] setting a preliminary tax rate for the FY 2012-13 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).

Assistant Finance Director Martie Gillespie advised that the preliminary budget proposed a tax rate of \$0.7428, the current tax rate. The effective tax rate is \$0.7505. If the Council sets the tax rate at \$0.7505 or less, no further hearings are necessary. The preliminary tax rate is the highest tax rate that can be set.

Mayor Pro-Tem Lower moved to set the preliminary tax rate at 0.7505, seconded by Councilmember Gilmore. The motion was approved unanimously.

- OR-2 Consider a memorandum/resolution appointing Councilmembers to various boards and commissions, subcommittees, and ad hoc committees.

This item was deleted from the agenda.

Adjournment

With no further business, upon motion being made by Councilmember Okray, seconded by Mayor Pro-Tem Lower, and unanimously approved, the meeting was adjourned at 6:04 p.m.

Daniel A. Corbin, Mayor

Paula Miller, City Secretary