

**City of Killeen**  
Regular City Council Meeting  
Killeen City Hall  
December 8, 2015 at 5:00 p.m.

Presiding: Mayor Scott Cospers

Attending: Mayor Pro-Tem Jose Segarra, Council members Jim Kilpatrick, Juan Rivera, Shirley Fleming, Brockley Moore, Jonathan Okray, and Elizabeth Blackstone

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

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

### **Approval of Agenda**

*Motion was made by Mayor Pro-Tem Segarra to approve the agenda as written. Motion seconded by Councilmember Okray. The motion carried unanimously.*

### **Presentations**

**PR-15-003** Presentation - Bell County Child Safety Check  
Bell County Judge Jon Burrows presented a check for \$149,937.33 to the city from Child Safety registration funds collected by the county. Total amount collected for the city since funds began being collected is \$1,796,579.01.

### **Minutes**

*Motion was made by Councilmember Kilpatrick to approve the minutes of the November 24th Regular City Council Meeting. Motion was seconded by Councilmember Rivera. Motion carried unanimously.*

### **Resolutions**

**RS-15-094** Consider a memorandum/resolution authorizing the rejection of bid submissions for Bid No. 15-21, Downtown Streetscaping Phase 2.

**Staff comments:** Scott Osburn

On June 23, 2015 bids were opened and read aloud for Bid No. 15-21 Downtown Streetscaping Phase 2 project. Two (2) complete bids were received. In evaluating this project in light of the bids received, City staff has identified approximately 1,487,270.00 for this project, leaving a shortfall of \$831,824.00. City staff recommends that both bids be rejected as they exceed the funds available for this project.

*Motion was made by Councilmember Rivera to approve RS-094. Motion was seconded by Councilmember Blackstone. Motion carried 6 to 1 with Councilmember Okray in opposition.*

**RS-15-095** Consider a memorandum/resolution approving a lease agreement with Jacob Paxton d/b/a Paxton Aviation for aviation office facilities at Skylark Field.

**Staff comments:** Matthew Van Valkenburgh

Staff has negotiated a lease agreement with Jacob Paxton d/b/a Paxton Aviation for the lease of an approximately 402 sq. ft. office located in the south end of the T-hangar building at Skylark airport, allowing the tenant to operate an aviation business on the airport. The tenant will rent the facility for \$340.00 per month. Staff recommends city

council approve the attached lease agreement with Jacob Paxton d/b/a Paxton Aviation and authorize the City Manager to execute same.

*Motion was made by Councilmember Moore to approve RS-095. Motion was seconded by Councilmember Kilpatrick. Motion carried unanimously.*

**RS-15-096** Consider a memorandum/resolution authorizing the City Manager to execute a Letter of Agreement with The Schlueter Group for State Legislative representation.

**Staff comments:** Glenn Morrison

The Schlueter Group has been effective in representing the City's interest before the Texas Legislature and the appropriate agencies of the State of Texas. Funds in the amount of \$105,000 are available in the City Manager's professional services. Staff recommends City Council authorize the City Manager to execute the Letter of Agreement with The Schlueter Group.

*Motion was made by Councilmember Rivera to approve RS-096. Motion was seconded by Mayor Pro-Tem Segarra. Motion carried unanimously.*

**RS-15-097** Consider a memorandum/resolution rescheduling the City Council meeting of December 22, 2015.

**Staff comments:** Glenn Morrison

The fourth Tuesday of December falls during the week of the Christmas holidays. Staff recommends that the second regular City Council meeting of December be held on December 15, 2015.

*Motion was made by Councilmember Blackstone to approve RS-097. Motion was seconded by Councilmember Fleming. Motion carried unanimously.*

### **Ordinances**

**OR-15-025** Consider an ordinance to update the Texas Municipal Retirement System (TMRS) service credits.

The City Secretary read the caption of the ordinance.

**AN ORDINANCE AUTHORIZING AND ALLOWING, UNDER THE ACT GOVERNING THE TEXAS MUNICIPAL RETIREMENT SYSTEM, "UPDATED SERVICE CREDITS" IN SAID SYSTEM FOR SERVICE PERFORMED BY QUALIFYING MEMBERS OF SUCH SYSTEM WHO PRESENTLY ARE MEMBERS OF THE CITY OF KILLEEN; AND ESTABLISHING AN EFFECTIVE DATE FOR SUCH ACTIONS.**

**Staff comments:** Kate McDaniel

Upon adoption, all employees covered under TMRS have their retirement benefits recalculated based on a three-year average of their most recent salary. The cost of increasing the City's TMRS contribution from the current rate of 8.39% to 8.41% generated when adopting the USC is estimated to be \$8,019 (January through September, 2016). Staffs recommendation is that the proposed ordinance to update TMRS Service Credits be adopted, to be effective January 1, 2016.

*Motion was made by Councilmember Rivera to approve OR-025. Motion was seconded by Councilmember Moore. Motion carried unanimously.*

## Public Hearings

- PH-15-056C** HOLD a public hearing and consider an ordinance amending the FY 2016 Annual Budget and Plan of Municipal Services of the City of Killeen by increasing the Force Reduction Fund grant revenue account by \$148,400 and various operating expenditure accounts by \$148,400.

The City Secretary read the caption of the ordinance.

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF KILLEEN, TEXAS, AMENDING THE FY 2016 ANNUAL BUDGET AND PLAN OF MUNICIPAL SERVICES OF THE CITY OF KILLEEN BY INCREASING THE FORCE REDUCTION GRANT REVENUE ACCOUNT BY \$148,400 AND VARIOUS OPERATING EXPENDITURE ACCOUNTS BY \$148,400; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT WITH THIS ORDINANCE; PROVIDING A SAVINGS CLAUSE AND ESTABLISHING AN EFFECTIVE DATE.**

**Staff Comments:** Jonathan Locke

Staff prepared the Fort Hood Force Reduction Assessment application and submitted it on August 17, 2015; OEA approved the application on September 15, 2015. OEA provides 100% of force reduction assessment grant funding. The grant period is from August 1, 2015, through July 31, 2016. Staff recommends that the City Council approve this ordinance amending the FY 2016 City of Killeen Force Reduction Fund.

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

*Motion was made by Councilmember Blackstone to approve PH-056C. Motion was seconded by Mayor Pro-Tem Segarra. Motion carried unanimously.*

- PH-15-057B** HOLD a public hearing and consider an ordinance amending the FY 2016 Annual Budget and Plan of Municipal Services of the City of Killeen by increasing the JLUS Fund grant revenue account by \$262,050 and various operating expenditure accounts by \$262,050.

The City Secretary read the caption of the ordinance.

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF KILLEEN, TEXAS, AMENDING THE FY 2016 ANNUAL BUDGET AND PLAN OF MUNICIPAL SERVICES OF THE CITY OF KILLEEN BY INCREASING THE JLUS FUND GRANT REVENUE ACCOUNT BY \$262,050 AND VARIOUS OPERATING EXPENDITURE ACCOUNTS BY \$262,050; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT WITH THIS ORDINANCE; PROVIDING A SAVINGS CLAUSE AND ESTABLISHING AN EFFECTIVE DATE.**

**Staff comments:** Jonathan Locke

OEA received the JLUS application on August 21, 2015, and subsequently approved it. OEA approved the proposed budget in the amount of \$292,236. The grant period is from August 1, 2015 through December 31, 2016.

Staff recommends that the City Council approve the ordinance amending the FY 2016 Municipal Operating Budget revenues by \$262,050 and expenditures by \$262,050.

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

*Motion was made by Councilmember Kilpatrick to approve PH-057B. Motion was seconded by Councilmember Fleming. Motion carried unanimously.*

- PH-15-058** HOLD a public hearing and consider an ordinance amending the Tax Increment Reinvestment Zone (TIRZ) Number Two Project and Financing Plan and Boundary.

The City Secretary read the caption of the ordinance.

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF KILLEEN, TEXAS AMENDING THE TAX INCREMENT REINVESTMENT ZONE NUMBER TWO PROJECT AND FINANCING PLAN AND BOUNDARY; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR THE REPEAL OF CONFLICTING PROVISIONS; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR PUBLICATION AND AN EFFECTIVE DATE.**

**Staff comments:** Charlotte Hitchman

The Board voted unanimously to amend the TIRZ Number Two boundary to encompass the entire proposed development at the corner of Rancier Avenue (FM 439) and 38<sup>th</sup> Street. The board also voted to update the TIRZ Number Two Project and Financing Plan to account for the boundary expansion as necessary.

Staff recommends that City Council approve the boundary expansion of the TIRZ Number Two as depicted in the attached boundary map and the attached Project and Financing Plan as approved by the TIRZ Number Two Board.

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

*Motion was made by Councilmember Moore to approve PH-058. Motion was seconded by Councilmember Kilpatrick. Motion carried unanimously.*

### **Adjournment**

With no further business, upon motion being made by Mayor Pro-Tem Segarra, seconded by Councilmember Okray, and unanimously approved, the meeting was adjourned at 5:28 p.m.