

**City of Killeen**  
Regular City Council Meeting  
Killeen City Hall  
March 22, 2016 at 5:00 p.m.

Presiding: Mayor Scott Cospier (arrived at 5:06 p.m.)

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

Also attending were City Manager Glenn Morrison, City Attorney Kathryn Davis, Dianne Morrow (for City Secretary, Dianna Barker), and Sergeant-at-Arms Bradam.

Reverend Jones gave the invocation and Councilmember Okray led everyone in the pledge of Allegiance.

**Approval of Agenda**

*Motion was made by Councilmember Blackstone to approve the agenda as written. Motion seconded by Councilmember Rivera. The motion carried unanimously.*

**Minutes**

*Motion was made by Councilmember Kilpatrick to approve the minutes of the March 8, 2016 Regular City Council Meeting. Motion was seconded by Councilmember Fleming. Motion carried unanimously.*

**Resolutions**

**RS-16-025** Consider a memorandum/resolution approving the investment report for the quarter ended December 31, 2015.

**Staff Comments:** Jonathan Locke introduced Susan Anderson of Valley View Consulting who gave a brief overview of the city's investment activity for the quarter that ended December 31, 2015. Staff recommends that the City Council approve the investment report for the quarter that ended December 31, 2015.

*Motion was made by Mayor Pro-Tem Segarra to approve RS-16-025. Motion was seconded by Councilmember Kilpatrick. Motion carried unanimously.*

**RS-16-026** Consider a memorandum/resolution accepting the annual audit report for the fiscal year ended September 30, 2015.

**Staff Comments:** Amanda Wallace introduced Adam McCane from Weaver LLP, who presented the results of the audit to the City Council citing a clean report with no material weaknesses or deficiencies found. Staff recommends that the City Council approve the Comprehensive Annual Financial Report for the fiscal year ended September 30, 2015.

*Motion was made by Councilmember Rivera to approve RS-16-026. Motion was seconded by Councilmember Blackstone. Motion carried unanimously.*

**RS-16-027** Consider a memorandum/resolution for replacement computer system purchases using the Texas Department of Information Resources state contract.

**Staff Comments:** Tom Moore

The ITS Department is seeking approval to purchase 124 desktop computer systems. This will complete the second year of the five-year replacement cycle and addresses security issues posed by previous software versions. Staff recommends that the City Council authorize the purchase of computers from GovConnect for the FY 2016 portion of the five-year replacement cycle plan, and that the City Manager is further authorized to execute any and all change orders in the amount authorized by state law.

*Motion was made by Councilmember Kilpatrick to approve RS-16-027. Motion was seconded by Councilmember Okray. Motion carried unanimously.*

**RS-16-028** Consider a memorandum/resolution awarding a three-year contract for household hazardous waste services to Stericycle Environmental Solutions, Inc.

**Staff Comments:** Michael Cleghorn

Staff recommends that the City Council authorize the City Manager to execute a contract with Stericycle Environmental Solutions, Inc. for an initial three-year term with the possibility of two additional three-year renewal terms for household hazardous waste event services and Conditionally Exempt Small Quantity Generator services and, further, that the City Manager be expressly authorized to execute any and all change orders within the amounts established by state and local law.

*Motion was made by Councilmember Rivera to approve RS-16-028. Motion was seconded by Councilmember Blackstone. Motion carried unanimously.*

**RS-16-029** Consider a memorandum/resolution authorizing Change Order No. 53 with James Construction Group, LLC to the US 190/FM 2410/Rosewood Drive project.

**Staff Comments:** Scott Osburn

Change Order No. 53 is necessary to compensate the contractor for various east bound main lane roadway repairs. Staff recommends that the City Council authorize Change Order No. 53 with James Construction Group, LLC increasing the cost of the contract by \$90,948.56 and further authorize the City Manager to execute the same.

*Motion was made by Councilmember Fleming to approve RS-16-029. Motion was seconded by Councilmember Okray. Motion carried unanimously.*

**RS-16-030** Consider a memorandum/resolution awarding Bid No. 16-09 for the purchase of unleaded gasoline for delivery to Killeen-Fort Hood Regional Airport to Big Chief Distribution Co, Inc.

**Staff Comments:** Matt Van Vaulkenburg

The Aviation Department stocks and resells unleaded gasoline to the tenant rental car companies at the Killeen-Fort Hood Regional Airport. Three (3) bids were received. Staff recommends that the City Council approve the contract with Big Chief Dist. Co. Inc. to be effective April 1, 2016 and to authorize the City Manager to execute same.

*Motion made by Councilmember Moore to approve RS-16-030. Motion was seconded by Councilmember Fleming. Motion carried unanimously.*

**RS-16-031** Consider a memorandum/resolution for the procurement of a fire engine and rescue truck for the new Fire Station #9  
**Staff Comments:** Frank Tydlacka  
The Killeen Fire Department projects that Fire Station #9 will be operational in early 2017. Required vehicles are an ambulance, an EMS Captain SUV, a fire engine, and a rescue truck. Staff recommends that the City Council approve the procurement of the fully equipped engine and rescue truck from Metro Fire Apparatus Specialists, Inc. through the HGAC purchasing cooperative for the total cost of \$1,896,852.00 and that the City Manager or designee is expressly authorized to execute any and all change orders within the amounts set by state and local law.

*Motion made by Councilmember Rivera to approve RS-16-031. Motion was seconded by Councilmember Blackstone. Motion carried unanimously.*

**RS-16-032** Consider a memorandum/resolution authorizing the City Manager to execute an Advance Funding Agreement (AFA) with the Texas Department of Transportation (TxDOT) to design and construct an extension to Rosewood Drive and Heritage Oaks Hike and Bike Trail, Segment 3.  
**Staff Comments:** Scott Osburn  
The proposed project entails constructing a five (5)-lane roadway, including a bridge over Trimmier Creek and extending the existing Rosewood Drive south to Chaparral Road. The proposal would also include the continuation of Heritage Oaks Hike and Bike Trail Segment 3, which will connect the existing trail along Rosewood Drive, to Harker Heights' Purser Family Park, and to the Heritage Oaks Park area and the recently awarded Heritage Oaks Hike and Bike Trail, Segment 4. Staff recommends that the City Council authorize entering into an Advance Funding Agreement with the Texas Department of Transportation for the Surface Transportation Program Metropolitan Mobility and further authorize the City Manager to execute the same.

*Motion made by Councilmember Fleming to approve RS-16-032. Motion was seconded by Mayor Pro-Tem Segarra. Motion passed 6 to 1 with Councilmember Okray in opposition.*

### **Public Hearings**

**PH-16-010** 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 Certificates of Obligation 2011 fund accounts by \$434,000 to fund Stagecoach Road Reconstruction Phase II.

The substitute 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 CERTIFICATES OF OBLIGATION 2011 FUND ACCOUNTS BY \$434,000; 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

Changes in scope, schedules, or a shortage of funds due to unforeseen circumstances require that a budget amendment be approved by City Council. Additional funds are needed to complete the Stagecoach Road Reconstruction Phase II project. Staff recommends that the City Council approve amending the FY 2016 Annual Budget and Plan of Municipal Services increasing the Certificates of Obligation 2011 fund accounts by \$434,000 for the Stagecoach Road Reconstruction Phase II project.

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

*Motion was made by Councilmember Blackstone to approve PH-16-010. Motion was seconded by Councilmember Rivera. Motion carried unanimously.*

**PH-16-011A** HOLD a public hearing and consider an ordinance requested by Stanley Secrest and Faurie Investments, L. L. C. to amend the Comprehensive Plan's Future Land Use Map (FLUM) from 'Rural' to 'General Commercial' (FLUM# Z15-32) for approximately .796 acre, being Lot 1, Block 1, Secrest Addition. The property is located at 12197 S. H. 195, Killeen, Texas.

The substitute City Secretary read the caption of the ordinance.

**AN ORDINANCE AMENDING THE COMPREHENSIVE PLAN'S FUTURE LAND USE MAP FROM 'RURAL' TO 'GENERAL COMMERCIAL' FOR LOT 1, BLOCK 1, SECREST ADDITION, BEING LOCALLY KNOWN AS 12197 S. H. 195, KILLEEN, TEXAS; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR A SAVINGS CLAUSE; PROVIDING FOR PUBLICATION AND AN EFFECTIVE DATE.**

**Staff comments:** Charlotte Hitchman

The Planning and Zoning Commission recommends approval of the applicant's request for an amendment of the Future Land Use Map (FLUM) from 'Rural' to 'General Commercial' by a vote of 7 to 0.

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

*Motion was made by Councilmember Kilpatrick to approve PH-16-011A. Motion was seconded by Councilmember Rivera. Motion carried unanimously.*

**PH-16-011B** HOLD a public hearing and consider an ordinance requested by Stanley Secrest and Faurie Investments, L.L.C. (Case #Z15-32) to rezone Lot 1, Block 1, Secrest Addition, from "B-3" (Local Business District) to "B-5" (Business District). The property is locally known as 12197 S. H. 195, Killeen, Texas.

The substitute City Secretary read the caption of the ordinance.

**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 B-3 (LOCAL BUSINESS DISTRICT) TO B-5 (BUSINESS DISTRICT); PROVIDING A SAVINGS CLAUSE; PROVIDING FOR THE REPEAL OF CONFLICTING PROVISIONS; PROVIDING FOR AN EFFECTIVE DATE.**

**Staff comments:** Charlotte Hitchman

Staff notified three (3) surrounding property owners within the 200' notification area and received no responses. The Planning & Zoning Commission recommends approval for "B-5" zoning by a vote of 7 to 0.

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

*Motion was made by Councilmember Rivera to approve PH-16-011B. Motion was seconded by Councilmember Fleming. Motion carried unanimously.*

**PH-16-012** HOLD a public hearing and consider an ordinance requested by Amr A. Abdelazeem (Case #Z16-03) to rezone Lot 11, Block 1, Bellaire Addition Section I, from “R-1” (Single-Family Residential District) to “B-1” (Professional Business District). The property is locally known as 909 Bellaire Drive, Killeen, Texas..

The substitute City Secretary read the caption of the ordinance.

**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 R-1 (SINGLE-FAMILY RESIDENTIAL DISTRICT) TO B-1 (PROFESSIONAL BUSINESS DISTRICT); PROVIDING A SAVINGS CLAUSE; PROVIDING FOR THE REPEAL OF CONFLICTING PROVISIONS; PROVIDING FOR AN EFFECTIVE DATE.**

**Staff comments:** Tony McIlwain

Staff notified fourteen (14) surrounding property owners within the 200’ notification area and received 2 responses; one in opposition and one requesting clarification of code enforcement action regarding this property. The Planning & Zoning Commission recommends approval of “B-1” zoning by a vote of 5 to 2.

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

*Motion was made by Mayor Pro-Tem Segarra to approve PH-16-012. Motion was seconded by Councilmember Fleming. Motion carried 6 to 1 with Councilmember Kilpatrick in opposition.*

### **Adjournment**

With no further business, upon motion being made by Councilmember Rivera, seconded by Mayor Pro-Tem Segarra, and unanimously approved, the meeting was adjourned at 5:50 p.m.

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Scott Cospers, Mayor

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Dianne Morrow, for City Secretary