

City of Killeen
Regular City Council Meeting
Killeen City Hall
October 20, 2015 at 5:00 p.m.

Presiding: Mayor Scott Cospers

Attending: Council members Jim Kilpatrick, Juan Rivera, Brockley Moore, Jonathan Okray, and Elizabeth Blackstone

Absent: Mayor Pro-Tem Segarra, Shirley Fleming

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

Councilmember Okray gave the invocation, and Mayor Cospers 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 September 22nd Regular City Council Meeting. Motion was seconded by Councilmember Blackstone. Motion carried unanimously.

Motion was made by Councilmember Rivera to approve the minutes of the October 6th Special Called City Council Meeting. Motion was seconded by Councilmember Kilpatrick. Motion carried unanimously.

Resolutions

RS-15-072 Consider a memorandum/resolution authorizing the Solid Waste Division to purchase containers for the City of Killeen's solid waste and recycling collection systems.

Staff comments: Michael Cleghorn

City staff recommends that the City Council authorize the City Manager to procure residential solid waste containers and parts from Toter, Inc. and recycling bins, parts, and accessories from Busch Systems International through the HGAC Cooperative using the full allocation of funds in the amount authorized in the FY 2015/2016 solid waste annual budget and further recommends that the City Council authorize the City Manager to procure commercial containers and parts through a buy board and/or a competitive quoting or bidding process using the full allocation of funds authorized in the FY 2015/2016 solid waste annual budget.

Motion was made by Councilmember Rivera to approve RS-072. Motion was seconded by Councilmember Blackstone. Motion carried 4 to 1 with Councilmember Okray opposing.

RS-15-073 Consider a memorandum/resolution awarding Bid No. 15-27 for a construction contract with Vanguard Contractors, LP, for the renovation of the Killeen Community Center.

Staff comments: Brett Williams

Vanguard Contractors, LP, represents the lowest responsible bid for the Killeen Community Center renovation project that meets all the requirements of the bid specifications. Three alternates are recommended for acceptance in addition to the base bid for the project: Alternates 2, 3, and 5. Alternate 2 is to replace the gymnasium floor; Alternate 3 is to replace the floor in Room 150; and Alternate 5 is to replace the canopy at the main entrance. The total for these alternates is \$155,200.00.

Staff recommends that City Council authorize the City Manager to execute a contract with Vanguard Contractors, LP, for the renovation of the Killeen Community Center in the amount of \$2,169,200 to include the additions of Alternate 2, 3, and 5; and the City Manager is further authorized to execute any change orders in the amounts allowed by state law.

Motion was made by Councilmember Blackstone to approve RS-073. Motion was seconded by Councilmember Moore. Motion carried unanimously.

RS-15-074 Consider a memorandum/resolution for a professional services contract in support of the Fort Hood Joint Land Use Study (JLUS).

Staff comments: Glenn Morrison

Staff received and evaluated three responses and recommends selection of Benchmark CMR, Inc. as the best value. Benchmark will begin in November 2015 and complete the Fort Hood JLUS in 13-months. OEA approved the proposed Fort Hood JLUS budget in the amount of \$292,236.25. OEA will provide \$262,050.00 of this amount on a reimbursable basis. The City of Killeen will provide in-kind staff support, approximately \$30,186.25.

Staff recommends that the City Manager be authorized to sign a professional services contract with Benchmark CMR, Inc. for the conduct of the Fort Hood JLUS, and that he is authorized to execute any and all change orders within the amounts set by state and local law.

Motion was made by Councilmember Kilpatrick to approve RS-074. Motion was seconded by Councilmember Rivera. Motion carried 5 to 0.

RS-15-075 Consider a memorandum/resolution approving a lease renewal for office space at 218B E. Avenue D.

Staff comments: Tom Moore

Since 2001 the city has leased this property to house the IT Services Department. The owner has agreed to maintain the monthly lease payments at \$3,800 per month for the upcoming term. Staff believes a maximum six-month lease is currently in the best interest of the City and will allow flexibility in the future move to the Cornerstone building. Funding in the amount of \$22,800 is available in FY 15-16. Staff recommends that the City Council authorize the City Manager to execute a six month lease for 218B E. Ave D, beginning October 1, 2015.

Motion was made by Councilmember Moore to approve RS-075. Motion was seconded by Councilmember Kilpatrick. Motion carried 5 to 0.

Ordinances

- OR-15-019** Consider an ordinance amending Chapter 28 to modify the distance of speed limits within school zones and identify changes that have occurred with school building names and services provided.

The City Secretary read the caption of the ordinance.

AN ORDINANCE AMENDING CHAPTER 28, TRAFFIC, ARTICLE IX, MISCELLANEOUS RULES OF THE CITY OF KILLEEN'S CODE OF ORDINANCES TO MODIFY THE DISTANCE OF SPEED LIMITS FOR SCHOOL ZONES AND IDENTIFY CHANGES MADE TO SCHOOL BUILDING NAMES AND SERVICES; PROVIDING A REPEALER CLAUSE; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR A SAVINGS CLAUSE; PROVIDING FOR PUBLICATION AND EFFECTIVE DATE.

Staff comments: Scott Osburn

The recent construction on US 190 Eastbound and Westbound frontage roads necessitates the need to modify Sec. 28-251. School Zones, maximum speed limits of the City Code of Ordinances. City staff recommends that the ordinance setting the distance for school zones be amended to include the US 190 Eastbound and Westbound Frontage road changes and to correctly identify changes that have been made to school building names and services by Killeen Independent School District.

Motion was made by Councilmember Blackstone to approve OR-019. Motion was seconded by Councilmember Rivera. Motion carried 5 to 0.

Public Hearings

- PH-15-045** HOLD a public hearing and consider an ordinance requested by Stanley Secret (Case #Z15-23) to rezone part of Lot 1, Block 1, Centex Scrap and Metal Addition, from “B-5” (Business District) with Special Use Permit (SUP) to “B-5” (Business District) with Conditional Use Permit (CUP). The property is locally known as 12610 State Highway 195, Killeen, Texas.

The 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-5 (BUSINESS DISTRICT) WITH SPECIAL USE PERMIT (SUP) TO B-5 WITH CONDITIONAL USE PERMIT (CUP); PROVIDING A SAVINGS CLAUSE; PROVIDING FOR THE REPEAL OF CONFLICTING PROVISIONS; PROVIDING FOR AN EFFECTIVE DATE.

Staff comments: Tony McIlwain

The staff notified three (3) surrounding property owners within a 200' notification boundary regarding this request. Staff has received no protests.

The Planning and Zoning Commission unanimously recommended approval of the requested Conditional Use Permit with the following conditions for the area specifically designated as the impound yard holding pen centered along the eastern lot line within the city limits 145 feet by 65 feet in depth:

1. That the CUP for the impound yard is valid for a period of five (5) years;
2. No salvaging or dismantling is allowed on the premises as part of the CUP; and
3. All existing screening shall remain in place.

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

Motion was made by Councilmember Kilpatrick to approve PH-045. Motion was seconded by Councilmember Rivera. Motion carried 5 to 0.

Adjournment

With no further business, upon motion being made by Councilmember Okay, seconded by Councilmember Rivera, and unanimously approved, the meeting was adjourned at 5:17 p.m.

Scott Cospo, Mayor

Dianna Barker, City Secretary