

City of Killeen
Regular City Council Meeting
Killeen City Hall
November 14, 2017 at 5:00 p.m.

Presiding: Mayor Jose L. Segarra

Attending: Mayor Pro-Tem Jim Kilpatrick, Councilmembers Debbie Nash-King, Juan Rivera, Shirley Fleming, Gregory Johnson, Jonathan Okray, and Steve Harris (5:02)

Also attending were City Manager Ronald L. Olson, Deputy City Attorney Traci Briggs, City Secretary Dianna Barker, and Sergeant-at-Arms Cole.

Councilmember Nash-King gave the invocation, and Mr. Riakos Adams led everyone in the Pledge of Allegiance.

Approval of Agenda

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

Minutes

Motion was made by Councilmember Okray to approve the minutes of the October 24th Regular City Council Meeting. Motion was seconded by Councilmember Johnson. Motion carried unanimously.

Councilmember Harris arrived at this point.

Ordinances

OR-17-016 Consider an ordinance amending Chapter 29, Transportation.

The City Secretary read the caption of the ordinance.

AN ORDINANCE AMENDING CHAPTER 29 OF THE CODE OF ORDINANCES OF THE CITY OF KILLEEN, TEXAS; PROVIDING FOR THE REPEAL OF CONFLICTING PROVISIONS; PROVIDING A SAVINGS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING FOR PUBLICATION AND EFFECTIVE DATE.

Staff comments: Traci Briggs

Chapter 29, Transportation, is the city's regulation of for-hire transportation services, including taxicabs, limousines and shuttles. Staff was asked to revise the ordinance to minimize the regulations and to ensure it is enforceable. The main revisions of the proposed ordinance are: having all transportation services obtain a five-year operating authority; elimination of vehicle inspections; and modifying the driver requirements to align with driver requirements in state law for transportation network company (TNC) drivers. Staff recommends that the City Council approve the attached ordinance to amend Chapter 29, Transportation.

Motion was made by Councilmember Johnson to approve OR-17-016. Motion was seconded by Councilmember Harris. Motion carried unanimously.

Public Hearings

PH-17-047A Consider a memorandum/resolution approving a Professional Services Agreement with Garver, LLC, for the design, bidding services, and construction phase services for passenger boarding bridge improvements at the Killeen-Fort Hood Regional Airport.

PH-17-047B HOLD a public hearing and consider an ordinance amending the FY 2018 Annual Budget and Plan of Municipal Services of the City of Killeen by increasing the AIP Grant revenue account and increasing various Aviation Department expenditure accounts.

The City Secretary read the caption of the ordinance.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF KILLEEN, TEXAS, AMENDING THE FY 2018 ANNUAL BUDGET AND PLAN OF MUNICIPAL SERVICES OF THE CITY OF KILLEEN BY INCREASING THE AIP GRANT REVENUE ACCOUNT AND INCREASING VARIOUS AVIATION DEPARTMENT EXPENDITURE ACCOUNTS; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT WITH THIS ORDINANCE; PROVIDING A SAVING CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE.

Staff comments: Matt Van Valkenburgh and Jonathan Locke

In 2015, the City Council approved acceptance of an Airport Improvement Program (AIP) grant for two projects. One of those projects was for a Preliminary Engineering Report (PER) on the existing Passenger Boarding Bridges (PBB). The PER recommended improvements to two (2) bridges to increase their effectiveness and reduce maintenance costs. Staff has negotiated a professional services agreement with Garver, LLC, in the amount of \$599,400.00 for design, bidding, contract administration, and construction services for improvements to the passenger boarding bridges at the Killeen-Fort Hood Regional Airport. The FAA approval for the Passenger Facility Charge matching funds for the AIP grant award was received after the FY18 Budget was prepared. An amendment to the FY 2018 Annual Budget and Plan of Municipal Services of the City of Killeen for capital improvement projects at the Killeen-Fort Hood Regional Airport is needed.

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

Motion was made by Councilmember Okray to approve PH-17-047A. Motion was seconded by Councilmember Rivera. Motion carried unanimously.

Motion was made by Councilmember Rivera to approve PH-17-047B. Motion was seconded by Councilmember Fleming. Motion carried unanimously.

PH-17-048A Consider an ordinance authorizing the issuance and sale of General Obligation Refunding Bonds.

The City Secretary read the caption of the ordinance.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF KILLEEN, TEXAS, AUTHORIZING THE ISSUANCE AND SALE OF CITY OF KILLEEN, TEXAS, GENERAL OBLIGATION REFUNDING BONDS; PROVIDING FOR THE SECURITY FOR AND PAYMENT OF SAID BONDS; PRESCRIBING THE FORM OF SAID BONDS; APPROVING ANY OFFICIAL STATEMENT, BOND PURCHASE AGREEMENT, PAYING AGENT/REGISTRAR AGREEMENT AND ESCROW AGREEMENT; ESTABLISHING THE PROCEDURES FOR SELLING AND DELIVERING THE BONDS; AND ENACTING OTHER PROVISIONS RELATING TO THE SUBJECT

PH-17-048B HOLD a public hearing and consider an ordinance amending the FY 2018 Annual Budget and Plan of Municipal Services of the City of Killeen by increasing revenue and expenditure accounts for the issuance of General Obligation Refunding Bonds.

The City Secretary read the caption of the ordinance.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF KILLEEN, TEXAS, AMENDING THE FY 2018 ANNUAL BUDGET AND PLAN OF MUNICIPAL SERVICES OF THE CITY OF KILLEEN BY INCREASING REVENUE AND EXPENDITURE ACCOUNTS FOR THE ISSUANCE OF GENERAL OBLIGATION REFUNDING BONDS; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT WITH THIS ORDINANCE; PROVIDING A SAVING CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE.

Staff comments: Jonathan Locke

Market conditions are such that \$30,295,000 in outstanding bonds can be refunded, saving the City an estimated \$2.2 million over the life of the bonds. Staff recommends City Council approve the ordinance authorizing the issuance and sale of General Obligation Refunding Bonds. Staff also recommends that the City Council approve the ordinance amending the FY 2018 Annual Budget and Plan of Municipal Services of the City of Killeen by increasing revenue and expenditure accounts for the issuance of General Obligation Refunding Bonds.

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

Motion was made by Mayor Pro-Tem Kilpatrick to approve PH-17-048A&B. Motion was seconded by Councilmember Okray. Motion carried unanimously.

PH-17-049 HOLD a public hearing and consider an ordinance requested by V Bar Properties, L.P., (Case# Z17-24) to rezone approximately 1.855 acres out of W. H. Cole Survey, Abstract No. 200, from “B-3” (Local Business District) to “R-2” (Two Family Residential District). The property is located on the east and west rights-of-way of Taylor Renee Drive, north of Chaparral Road, 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-3” (LOCAL BUSINESS DISTRICT) TO “R-1” (TWO FAMILY RESIDENTIAL DISTRICT); PROVIDING A SAVINGS CLAUSE; PROVIDING FOR THE REPEAL OF CONFLICTING PROVISIONS; PROVIDING FOR AN EFFECTIVE DATE.

Staff comments: Tony McIlwain

Staff notified seven (7) surrounding property owners regarding this request. One written response protesting the request was received, as well as a petition signed by numerous individuals opposed to the request. In all, a total of three (3) respondents were property owners within the 200' notification boundary. The Planning and Zoning Commission recommended approval of "R-1" zoning by a vote of 4 to 1. The applicant acknowledged the petition signed by the residents in the neighborhood and consented to the more restrictive district. Staff agrees with the Planning and Zoning Commission's recommendation. Additionally, staff is of the determination that the submitted request for "R-2" (Two Family District) is not consistent with the zoning of adjacent properties within this community. The existing residential housing within both the Cospers Ridge Estates subdivision and further north in Splawn Ranch are exclusively of the single-family residential type. Additionally, duplex development will not be consistent with the character of the abutting "SR-1" zoned lots.

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

Motion was made by Councilmember Fleming to approve PH-17-049, changing the zoning from B-3 to R-1. Motion was seconded by Councilmember Okray. Motion carried 5 to 2 with Councilmember Harris and Councilmember Johnson opposing.

Adjournment

With no further business, upon motion being made by Councilmember Okray, seconded by Mayor Pro-Tem Kilpatrick, and unanimously approved, the meeting was adjourned at 5:31 p.m.