

**City of Killeen**  
Regular City Council Meeting  
Killeen City Hall  
November 8, 2016 at 5:00 p.m.

Presiding: Mayor Jose L. Segarra

Attending: Mayor Pro-Tem Brockley Moore, Councilmembers Jim Kilpatrick, Juan Rivera, Shirley Fleming, Gregory Johnson, Jonathan Okray, and Richard Young

Also attending were Interim City Manager Dennis M. Baldwin, City Attorney Kathryn Davis, City Secretary Dianna Barker, and Sergeant-at-Arms Gilman.

Councilmember Young gave the invocation, and Councilmember Okray led everyone in the Pledge of Allegiance.

### **Approval of Agenda**

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

### **Minutes**

*Motion was made by Councilmember Kilpatrick to approve the minutes of the October 25th Regular City Council Meeting. Motion was seconded by Councilmember Rivera. Motion carried unanimously.*

### **Resolutions**

**RS-16-136** Consider a memorandum/resolution authorizing the Solid Waste Division to purchase containers for the City of Killeen's solid waste collection systems.

**Staff comments:** David Olson

City staff recommends that the City Council authorize the City Manager to procure residential solid waste containers and parts from Toter, Inc. through the HGAC Cooperative using the full allocation of funds in the amount of \$171,766 authorized in the FY 2016/2017 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 2016/2017 solid waste annual budget.

*Motion was made by Councilmember Rivera to approve RS-16-136. Motion was seconded by Councilmember Kilpatrick. Motion carried 5 to 2 with Councilmember Johnson and Councilmember Okray opposing.*

**RS-16-137** Consider a memorandum/resolution authorizing Change Order No. 63 with James Construction Group, LLC to the US 190/FM 2410/Rosewood Drive project.

**Staff comments:** David Olson

This change order provides for the conversion of temporary traffic barriers to permanent traffic barriers by milling and infilling the asphalt beneath said barriers.

City staff recommends that the City Council authorize Change Order No. 63 with James Construction Group, LLC, increasing the cost of the contract by \$93,098.33 and request that the Interim City Manager be expressly authorized to execute the same.

*Motion was made by Councilmember Okray to approve RS-16-137. Motion was seconded by Councilmember Fleming. Motion carried 6 to 1 with Councilmember Johnson opposing.*

- RS-16-138** Consider a memorandum/resolution approving the appointment of a Fire Chief.  
**Staff comments:** Dennis Baldwin  
It is recommended to approve the selection of Brian Brank to serve as Fire Chief.

*Motion was made by Mayor Pro-Tem Moore to approve RS-16-138. Motion was seconded by Councilmember Rivera. Motion carried unanimously.*

### Ordinances

- OR-16-020** Consider an ordinance to approve, for FY 17, suspension of compensation step increases for all city employees, including civil service employees. (Tabled from September 27, 2016 Regular City Council Meeting.)

The City Secretary read the caption of the ordinance.

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF KILLEEN, TEXAS, SUSPENDING THE COMPENSATION STEP INCREASES OF ALL EMPLOYEES FOR FY 17; PROVIDING A REPEALER CLAUSE; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR A SAVINGS CLAUSE; PROVIDING AN EFFECTIVE DATE.**

**Staff comments:** Jonathan Locke

This ordinance will approve a suspension of compensation step increases for all city employees, including each classification in the City of Killeen Fire and Police Departments, in FY 17. The suspension will be effective October 1, 2016. If the City Council wishes for all city employees to receive their scheduled step increases for FY 17, then this ordinance must be disapproved.

*Motion was made by Councilmember Young to disapprove OR-16-020. Motion was seconded by Councilmember Kilpatrick. Motion carried unanimously.*

### Public Hearings

- PH-16-038** HOLD a public hearing and consider an ordinance amending the FY 2017 Annual Budget and Plan of Municipal Services of the City of Killeen to fund employee step increases.

The City Secretary read the caption of the ordinance.

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF KILLEEN, TEXAS, AMENDING THE FY 2017 ANNUAL BUDGET AND PLAN OF MUNICIPAL SERVICES OF THE CITY OF KILLEEN TO PROVIDE FUNDING FOR EMPLOYEE STEP INCREASES; 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

This budget amendment will fund the scheduled step increases for both civil service and non-civil service employees for FY 17. A total of \$188,761 has been identified to clarify the \$207,218.29 difference between the estimated amount (\$736,121) and the actual amount (\$528,902.71). The remaining \$18,457 is due to budget changes made during the FY 2017 budget process (i.e. freezing vacant positions). Staff recommends that City Council approve the ordinance amending the FY 2017 Annual Budget and Plan of Municipal Services.

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

*Motion was made by Councilmember Kilpatrick to approve PH-16-038. Motion was seconded by Councilmember Rivera. Motion carried unanimously.*

**PH-16-039A** Consider a memorandum/resolution authorizing the donation of proceeds to the Texas A&M University Central Texas Foundation.

**Staff comments:** Brett Williams

Staff recommends City Council authorize the city manager to allocate funds generated from the 2017 TAMUCT Golf Classic to the TAMUCT Foundation to support the university's scholarship program. The 2017 TAMUCT Golf Classic is scheduled for May 6, 2017. This action is needed to allow staff to engage in soliciting and receiving donations for the annual event. Approval of this item will also establish that the city's participation in this event serves a legitimate public purpose.

**PH-16-039B** HOLD a public hearing and consider an ordinance amending the FY 2017 Annual Budget and Plan of Municipal Services of the City of Killeen by increasing the Community Services Donation Fund revenue and expenditure accounts by \$50,000 to support the Texas A&M University Central Texas Foundation.

The City Secretary read the caption of the ordinance.

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF KILLEEN, TEXAS, AMENDING THE FY 2017 ANNUAL BUDGET AND PLAN OF MUNICIPAL SERVICES OF THE CITY OF KILLEEN BY INCREASING THE COMMUNITY SERVICES DONATION FUND REVENUE AND EXPENDITURE ACCOUNTS; 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

A budget amendment needs to be approved by City Council to allow Stonetree Golf Club to host the TAMUCT Golf Classic, to utilize collected funds to pay any and all expenses related to hosting the event and to distribute the remaining funds to the TAMUCT Foundation. Staff recommends that the City Council approve this ordinance amending the FY 2017 Municipal Operating budgeted revenues and expenditures by \$50,000.

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

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*Motion was made by Mayor Pro-Tem Moore to approve PH-16-039A&B. Motion was seconded by Councilmember Rivera. Motion carried 6 to 1 with Councilmember Young opposing.*

### **Adjournment**

With no further business, upon motion being made by Councilmember Okray, seconded by Councilmember Kilpatrick, and unanimously approved, the meeting was adjourned at 5:30 p.m.

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Jose L. Segarra, Mayor

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Dianna Barker, City Secretary