

City of Killeen
Regular City Council Meeting
Killeen City Hall
January 24, 2017 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 Cole.

Mr. Jones gave the invocation, and Killeen Youth Advisory Committee members 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 Rivera. The motion carried unanimously.

Minutes

Motion was made by Councilmember Kilpatrick to approve the minutes of the January 10th Regular City Council Meeting. Motion was seconded by Councilmember Fleming. Motion carried unanimously.

Resolutions

RS-17-005 Consider a memorandum/resolution authorizing the procurement of pistol, rifle, and shotgun ammunition for the Police Department.

Staff comments: Erich Morsbach

The Killeen Police Department utilizes ammunition for duty and training purposes. Ammunition is a consumable item and is replaced as necessary. The Staff recommends the acquisition of police ammunition acquired from GT Distributors through Texas State Contract and State Buy Board of up to \$65,142, 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 was made by Councilmember Rivera to approve RS-17-005. Motion was seconded by Mayor Pro-Tem Moore. Motion carried unanimously.

Ordinances

OR-16-025 Consider an ordinance granting an electric franchise to Bartlett Electric Cooperative, Inc. (3rd of 3 Readings)

The City Secretary read the caption of the ordinance.

AN ORDINANCE GRANTING AN ELECTRIC LIGHT, HEAT AND POWER FRANCHISE TO BARTLETT ELECTRIC COOPERATIVE, INC.; PROVIDING FOR A FEE FOR THE USE OF THE PUBLIC RIGHTS-OF-WAYS; AND PROVIDING THAT SUCH FEE SHALL BE IN LIEU OF OTHER FEES AND CHARGES, EXCEPTING AD VALOREM TAXES

Staff comments: Traci Briggs

Bartlett Electric Cooperative, Inc. (“Bartlett”) serves areas in the southern portions of the City that became part of the City through annexation. City staff has negotiated with Bartlett representatives to prepare the proposed franchise. The fee received by the City will be four percent (4%) of the gross receipts from the sale of electricity within the City limits, with payments made annually. The City Charter requires three (3) readings of a franchise ordinance. The three readings will be December 13, 2017; January 10, 2017; and January 24, 2017. It is proposed that this ordinance be effective March 25, 2017. Staff recommends the City Council approve the proposed franchise ordinance.

Motion was made by Councilmember Johnson to approve OR-16-025. Motion was seconded by Councilmember Young. Motion carried unanimously.

OR-17-004 Consider an ordinance amending Chapter 19, Article II of the Code of Ordinances as it pertains to providing for the enforcement of dog park rules at dog parks throughout the community.

The City Secretary read the caption of the ordinance.

AN ORDINANCE AMENDING CHAPTER 19, ARTICLE II OF THE CODE OF ORDINANCES OF THE CITY OF KILLEEN, TEXAS, BY AMENDING SECTION 19-26 DEFINITIONS; AMENDING SECTION 19-31 RECREATIONAL ACTIVITIES; PROVIDING FOR THE REPEAL OF CONFLICTING PROVISIONS; PROVIDING A SAVINGS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING FOR PUBLICATION AND EFFECTIVE DATE.

Staff comments: Brett Williams

In consultation with the Police Department, staff was apprised of the need to amend the ordinance to allow the Police Department to have the authority to enforce rules of the park via ordinance. Legal also advised that the ordinance needed to be amended to provide for an exception for dogs to be allowed off leash within the dog park. The attached ordinance adds dog park to the list of parks as outlined by ordinance, provides an exception for dogs to be off leash within the dog park, and makes it a violation for any visitor to the dog park to disregard / violate any signage posted in a park by city officials.

Staff recommends City Council approve amending Chapter 19, Article II of the code of ordinances.

Motion was made by Councilmember Fleming to approve OR-17-004. Motion was seconded by Councilmember Kilpatrick. Motion carried unanimously.

Adjournment

With no further business, upon motion being made by Councilmember Rivera, seconded by Councilmember Kilpatrick, and unanimously approved, the meeting was adjourned at 5:12 p.m.

Jose L. Segarra, Mayor

Dianna Barker, City Secretary