

City of Killeen
City Council Meeting
Killeen City Hall
December 14, 2021 at 5:00 p.m.

Presiding: Mayor Jose Segarra

Attending: Mayor Pro Tem Debbie Nash-King, Councilmembers Jessica Gonzalez, Nina Cobb, Michael Boyd, Ken Wilkerson, Rick Williams, and Mellisa Brown.

Also attending were City Manager Kent Cagle, City Attorney Traci Briggs, City Secretary Lucy Aldrich, and Sergeant-at-Arms Cole.

Mayor Pro Tem Nash-King gave the invocation. Councilmember Brown led everyone in the Pledge of Allegiance.

Approval of Agenda

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

Citizen Comments

Mr. Bill Paquette spoke on agenda item DS-21-154.

Ms. Anca Neagu spoke on agenda item RS-21-162.

Consent Agenda

MN-21-028 Consider Minutes of Regular City Council Meeting of November 16, 2021.

RS-21-162 Consider a memorandum/resolution recognizing and filling expired terms and declaring vacancies on various citizen boards and commissions and appointing members to fill the unexpired terms. **(REMOVED FROM CONSENT AGENDA FOR SEPARATE CONSIDERATION)**

RS-21-157 Consider a memorandum/resolution approving the investment report for the quarter ended September 30, 2021.

RS-21-158 Consider a memorandum/resolution authorizing an Interlocal Agreement with South Central Planning and Development Commission for procurement of MyPermitNow software in the amount of \$35,000 for Fiscal Year 2022.

RS-21-159 Consider a memorandum/resolution authorizing the City Manager to enter into a grant agreement with the Texas Department of Transportation for the purpose of a STEP grant.

RS-21-160 Consider a memorandum/resolution authorizing a support addendum with Routeware, Inc., to continue providing GPS tracking for the City of Killeen's solid waste fleet optimization, in the amount of \$61,000 in FY 2022.

RS-21-161 Consider a memorandum/resolution authorizing the FY22 Street Maintenance Allocation of Funds.

Motion was made by Mayor Pro Tem Nash-King to approve the consent agenda as written. Motion was seconded by Councilmember Boyd. Councilmember Brown amended the motion requesting to consider agenda item RS-21-162 separately. Councilmember Gonzalez seconded the amended motion. The amended motion carried 6 to 1 with Councilmember Cobb in opposition. The motion as amended carried unanimously.

RS-21-162 Consider a memorandum/resolution recognizing and filling expired terms and declaring vacancies on various citizen boards and commissions and appointing members to fill the unexpired terms.

Ms. Traci Briggs, City Attorney was available to answer questions and to provide additional information.

Motion was made by Councilmember Wilkerson to approve RS-21-162 amending the resolution to reflect reappointing Mr. Royce Bowles to the Construction Board of Adjustment. Motion was seconded by Councilmember Gonzalez. Motion carried unanimously.

Ordinances

OR-21-022 Consider an ordinance amending the Code of Ordinances Chapter 2, Administration, changing term limits for boards, commissions and committees.

The City Secretary read the caption of the ordinance.

AN ORDINANCE AMENDING CHAPTER 2, ARTICLE IV OF THE CODE OF ORDINANCES OF THE CITY OF KILLEEN, TEXAS, BY AMENDING SECTION 2-117, TERMS OF APPOINTMENT; PROVIDING FOR THE REPEAL OF CONFLICTING PROVISIONS; PROVIDING A SAVINGS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

Staff Comments: Traci Briggs, City Attorney

During the annual review of the Governing Standards and Expectations, City Council discussed changing the term limits for members of boards, commissions and committees. A motion of direction was approved on September 28, 2021, to delay changing Chapter 2, Administration until the second meeting of December. Current term limits are identified as not more than six (6) consecutive years and the proposed change is to not

serve more than two (2) consecutive terms. Based on the previous motion of direction by the City Council, staff recommends approval of the ordinance changing the term limits to no more than two (2) consecutive terms.

Motion was made by Councilmember Brown to disapprove OR-21-022. Motion was seconded by Councilmember Williams. Motion carried 4 to 3 with Councilmember Cobb, Councilmember Boyd and Councilmember Wilkerson in opposition.

Public Hearings

PH-21-068 HOLD a public hearing and consider an ordinance submitted by Andre Williams, on behalf of Brave Investing Group, LLC (Case #Z21-34), to rezone approximately 0.20 acres out of the Marlboro Heights Revised Addition, Lot 6, Block 4, from "R-1" (Single-Family Residential District) to "R-2" (Two-Family Residential District). The property is addressed as 2712 Hillside Drive, 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 APPROXIMATELY 0.20 ACRE, BEING LOT 6, BLOCK 4, OUT OF THE MARLBORO HEIGHTS REVISED ADDITION, FROM "R-1" (SINGLE-FAMILY RESIDENTIAL DISTRICT) TO "R-2" (TWO-FAMILY RESIDENTIAL DISTRICT); PROVIDING A SAVINGS CLAUSE; PROVIDING FOR THE REPEAL OF CONFLICTING PROVISIONS; PROVIDING FOR AN EFFECTIVE DATE.

Staff Comments: Wallis Meshier, Director of Planning

The property is designated as general residential on the Future Land Use Map (FLUM) of the Comprehensive Plan. Staff notified sixty-two (62) property owners. To date, staff has received ten (10) written responses in opposition to the request. Staff recommends disapproval of the request noting that it is inconsistent with the adjacent single-family uses and is incompatible with the prevailing community character. The Planning and Zoning Commission recommended approval by a vote of 3 to 2.

Mayor Segarra invited the applicant to speak.

The applicant, Mr. Andre Williams, was available to provide additional information and answer questions.

Mayor Segarra opened the public hearing.

Ms. Ruby Jackson spoke in opposition of the request.

Ms. Syliva Grimes, speaking on behalf of Ms. Carolyn Bozier, spoke in opposition of the request.

With no one else appearing, the public hearing was closed.

Motion was made by Councilmember Wilkerson to disapprove PH-21-068. Motion was seconded by Councilmember Boyd. Motion carried unanimously.

PH-21-069 HOLD a public hearing and consider an ordinance submitted by Mitchell & Associates, Inc. on behalf of Yong Ko (Case #Z21-35) to rezone approximately 5.529 acres out of the J. E. Maddera Survey, Abstract No. 600 from "B-3" (Local Business District) to "B-5" (Business District). The property is addressed as 4000 W. Stan Schlueter Loop, 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 APPROXIMATELY 5.529 ACRES OUT OF THE J. E. MADDERA SURVEY, ABSTRACT NO. 600, 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: Wallis Meshier, Director of Planning

The property is designated as general commercial on the Future Land Use Map (FLUM) of the Comprehensive Plan. Staff notified thirty-nine (39) property owners. To date, staff has received one (1) written response in opposition to the request. Staff recommends disapproval of the request noting that it is incompatible with the existing R-1 (Single Family Residential District) and R-2 (Two Family Residential District) development abutting the subject property to the south. The Planning and Zoning Commission recommended approval by a vote of 3 to 1.

Mayor Segarra invited the applicant to speak.

The applicant, Mr. Ace Reneau, was available to provide additional information and answer questions.

Mayor Segarra opened the public hearing.

With no one appearing, the public hearing was closed.

Motion was made by Councilmember Brown to disapprove PH-21-069. Motion was seconded by Mayor Pro Tem Nash-King. Motion carried unanimously.

Discussion Items

DS-21-153 Discuss the 2014 Economic Development Agreement for 3404 W. Stan Schlueter Loop Development

DS-21-154 Conduct Annual Evaluation of the City Manager

At 5:41 p.m., Mayor Segarra called for City Council to recess the meeting to Executive Session.

Per V.T.C.A., Government Code Section 551.071 the City Council will discuss and receive legal advice from the City Attorney regarding the 2014 Economic Development Agreement for 3404 W. Stan Schlueter Loop Development.

Per V.T.C.A., Government Code Section 551.074 the City Council will conduct a City Manager annual review.

At 8:34 p.m., Mayor Segarra reconvened the City Council meeting.

Adjournment

With no further business, upon motion being made by Mayor Pro Tem Nash-King, seconded by Councilmember Brown, and unanimously approved, the meeting was adjourned at 8:35 p.m.