

**City of Killeen**  
Regular City Council Meeting  
Killeen City Hall  
June 11, 2019 at 5:00 p.m.

Presiding: Mayor Jose Segarra

Attending: Mayor Pro Tem Jim Kilpatrick, Councilmembers, Butch Menking, Juan Rivera, Gregory Johnson, Shirley Fleming, Debbie Nash-King and Steve Harris

Also attending were Assistant City Manager David Ellison, City Attorney Kathryn Davis, City Secretary Lucy Aldrich, and Sergeant-at-Arms Cole.

Pastor Mark Price from Grace Christian Center gave the invocation; and Councilmember Rivera 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 was seconded by Councilmember Fleming. The motion carried unanimously.*

**Presentation**

**PR-19-003** Presentation MDA Check Presentation – Killeen Fire Fighters’ Association  
Mr. Mark Clifford from the Killeen Fire Fighters’ Association presented a check to the Muscular Dystrophy Association in the amount of \$64,245 resulting from the recent Fill the Boot campaign.

**Minutes**

*Motion was made by Councilmember Menking to approve the minutes of the May 21, 2019 Special City Council Meeting. Motion was seconded by Councilmember Rivera. Motion carried unanimously.*

*Motion was made by Councilmember Menking to approve the minutes of the May 28, 2019 Regular City Council Meeting. Motion was seconded by Councilmember Rivera. Motion carried unanimously.*

**Resolutions**

**RS-19-048** Consider a memorandum/resolution approving the investment report for the quarter ended March 31, 2019.

**Staff Comments:** Jon Locke, Executive Director of Finance.

Mr. Locke introduced Susan Anderson with Valley View Consulting who presented the investment report for the quarter ending March 31, 2019.

*Motion was made by Councilmember Fleming to approve RS-19-048. Motion was seconded by Councilmember Johnson. Motion carried unanimously.*

- RS-19-049** Consider a memorandum/resolution approving the abandonment of a 10' utility easement affecting Lot 1A, Block 1, Texas Sunflower Addition Amended plat. The property is addressed as 5002 Thayer Drive, Killeen, Texas.  
**Staff Comments:** Tony McIlwain, Assistant Director of Planning and Development Services.  
Killeen MFD, LLC has submitted a request for the abandonment of a 10' utility easement. Upon revisions to the site layout, it has been identified that the platted 10' utility easement would conflict with the placement of a proposed building. City staff has notified other City departments as well as franchise utility providers and no opposition has been received regarding the applicant's abandonment request. Staff recommends that the City Council approve the utility abandonment request and authorize the City Manager to issue a quitclaim deed to the applicant.

*Motion was made by Mayor Pro Tem Kilpatrick to approve RS-19-049. Motion was seconded by Councilmember Nash-King. Motion carried unanimously.*

### **Ordinances**

- OR-19-011** Consider an ordinance annexing approximately 76.459 acres of land, being adjacent to 5601 Clear Creek Road, Killeen, Texas, pursuant to a petition for voluntary annexation and approving the annexation service plan.

The City Secretary read the caption of the ordinance.

AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF KILLEEN, BELL COUNTY, TEXAS, TO INCLUDE LAND LYING ADJACENT TO THE PRESENT CITY LIMITS, MORE COMMONLY REFERRED TO AS TRACT 1 AND MORE ACCURATELY DESCRIBED HEREIN; DECLARING SAID LAND TO BE A PART OF SAID CITY; DECLARING SAID LAND AND ITS INHABITANTS AND ANY FUTURE INHABITANTS OF SAID LAND TO BE ENTITLED TO ALL THE RIGHTS AND PRIVILEGES OF OTHER LANDS AND CITIZENS OF THE CITY AND TO BE BOUND BY THE ACTS AND ORDINANCES OF THE CITY; PROVIDING FOR WAIVER OF CERTAIN FEES DURING THE FIRST YEAR OF INCORPORATION; EXTENDING DISTRICT BOUNDARIES; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR THE REPEAL OF CONFLICTING PROVISIONS; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR PUBLICATION AND EFFECTIVE DATE.

**Staff comments:** Ray Shanaa, Director of Planning and Development Services.  
Public hearings for this annexation request were conducted on May 7 and May 21. City Council was provided a copy of the annexation service plan prior to the May 21 public hearing. Per Local Government Code 43.064, the City Council may approve or disapprove the annexation ordinance and associated service plan.

*Motion was made by Councilmember Rivera to approve OR-19-011. Motion was seconded by Councilmember Nash-King. Motion carried 4 to 3 with Councilmember Fleming, Councilmember Johnson and Councilmember Harris in opposition.*

**OR-19-012** Consider an ordinance annexing approximately 83.01 acres of land, being adjacent to 7501 Chaparral Road, Killeen, Texas, pursuant to a petition for voluntary annexation, and approving the annexation service plan.

The City Secretary read the caption of the ordinance.

AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF KILLEEN, BELL COUNTY, TEXAS, TO INCLUDE LAND LYING ADJACENT TO THE PRESENT CITY LIMITS, MORE COMMONLY REFERRED TO AS TRACT 1 AND MORE ACCURATELY DESCRIBED HEREIN; DECLARING SAID LAND TO BE A PART OF SAID CITY; DECLARING SAID LAND AND ITS INHABITANTS AND ANY FUTURE INHABITANTS OF SAID LAND TO BE ENTITLED TO ALL THE RIGHTS AND PRIVILEGES OF OTHER LANDS AND CITIZENS OF THE CITY AND TO BE BOUND BY THE ACTS AND ORDINANCES OF THE CITY; PROVIDING FOR WAIVER OF CERTAIN FEES DURING THE FIRST YEAR OF INCORPORATION; EXTENDING DISTRICT BOUNDARIES; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR THE REPEAL OF CONFLICTING PROVISIONS; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR PUBLICATION AND EFFECTIVE DATE.

**Staff comments:** Ray Shanaa, Director of Planning and Development Services. Public hearings for this annexation request were conducted on May 7 and May 21. City Council was provided a copy of the annexation service plan prior to the May 21 public hearing. Per Local Government Code 43.064, the City Council may approve or disapprove the annexation ordinance and associated service plan.

*Motion was made by Councilmember Rivera to approve OR-19-012. Motion was seconded by Councilmember Menking. Motion carried 4 to 3 with Councilmember Fleming, Councilmember Johnson and Councilmember Harris in opposition.*

### **Adjournment**

With no further business, upon motion being made by Councilmember Rivera, seconded by Councilmember Nash-King, and unanimously approved, the meeting was adjourned at 6:00 p.m.

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Jose Segarra, Mayor

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Lucy C. Aldrich, City Secretary