



City of Killeen

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8/23/2022	1	City Council	Approved	Pass
8/16/2022	1	City Council Workshop		

Consider Minutes of Regular City Council Meeting of July 26, 2022.

City of Killeen
City Council Meeting
Killeen City Hall
July 26, 2022 at 5:00 p.m.

Presiding: Mayor Debbie Nash-King

Attending: Mayor Protem Ken Wilkerson, Councilmembers Jessica Gonzalez, Riakos Adams, Nina Cobb, Michael Boyd, and Jose Segarra

Absent: Ramon Alvarez

Also attending were Assistant City Manager Danielle Singh, Assistant City Attorney Asha Pender, Interim City Secretary Laura Calcote, and Sergeant-at-Arms Officer Kinsey.

Mayor Nash-King gave the invocation. Mayor Protem Wilkerson led everyone in the Pledge of Allegiance.

Approval of Agenda

Motion was made by Mayor Protem Wilkerson to approve the agenda. Motion was seconded by Councilmember Adams. The motion carried unanimously.

Presentations

PR-22-006 Killeen Star Award Presentation

Mayor Nash-King and Councilmember Segarra recognized Killeen citizen, Sandra Minor, for being an outstanding community member.

Citizens Petitions

CP-22-014 Edmond Jones: Disabled Veterans Exemptions

Mr. Jones was not present at the meeting.

Citizens Comments

Ronald Harrison spoke regarding agenda item DS-22-097.

Anthony Williams spoke regarding agenda item RS-22-098.

Sean Price spoke regarding agenda items RS-22-099 and RS-22-100.

Discussion Items

DS-22-097 Discuss ARPA and PFC Nonprofit Youth Organization Assistance Program Grants

Staff Comments: Danielle Singh, Assistant City Manager

Ms. Singh provided an update regarding the status of grant applications. There was discussion among City Council, staff and several of the applicants concerning the application process. City Council advised staff to move forward with applicants who have met the requirements.

Several motions were made as follows:

Motion was made by Mayor Protem Wilkerson to allow applicants missing information in the application packet to address City Council. Motion was seconded by Councilmember Boyd. Motion carried 5-1, with Councilmember Segarra in opposition.

Motion was made by Councilmember Segarra to give applicants additional time to submit all items and move forward with those who have turned in their items and met requirements by August 15, 2022. Motion was seconded by Councilmember Cobb.

Motion was amended by Councilmember Adams to include two organizations. Motion was seconded by Mayor Protem Wilkerson. Motion carried unanimously.

Motion of direction was made by Mayor Protem Wilkerson to close the application process on August 9, 2022 and to bring the applications back to City Council for consideration on August 16, 2022. Motion was seconded by Councilmember Cobb. Motion failed.

Consent Agenda

MN-22-018 Consider Minutes of Regular City Council Meeting of June 28, 2022.

MN-22-019 Consider Minutes of Special City Council Meeting of July 5, 2022.

RS-22-099 Consider a memorandum/resolution authorizing the procurement of audio video equipment upgrades at the Killeen Civic and Conference Center through RushWorks and AVI Systems in the amount of \$194,484.44.

RS-22-100 Consider a memorandum/resolution authorizing the procurement of a data storage device from Waypoint in the amount of \$199,999.

RS-22-101 Consider a memorandum/resolution to approve revisions to the City of Killeen's Investment Policy.

RS-22-102 Consider a memorandum/resolution to approve the Interlocal Agreement with Hill Country Transit District for increased service routes.

RS-22-103 Consider a memorandum/resolution authorizing an amended Interlocal Agreement with Bell County for the relocation of the Bell County Killeen Annex.

Motion was made by Mayor Protem Wilkerson to approve the consent agenda. Motion was seconded by Councilmember Segarra. The motion carried unanimously.

Resolutions

RS-22-098 Consider a memorandum/resolution approving fee increases for the Stonetree Golf Club.

Staff Comments: Joe Brown, Executive Director of Recreation Services

This item was presented to City Council during their July 19, 2022 Workshop to consider approving fee increases for the Stonetree Golf Club for Fiscal Year (FY) 2023, in order to fund improvements to the golf course and facilities.

Motion was made by Councilmember Segarra to approve RS-22-098. Motion was not seconded. Motion failed for lack of a second.

Motion was made by Mayor Protem Wilkerson to table item RS-22-098 until the August 2, 2022 City Council Workshop. Motion was seconded by Councilmember Boyd. Motion carried unanimously.

Public Hearings

PH-22-060 HOLD a public hearing and consider an initiative ordinance amending the Code of Ordinances Chapter 22, Police, to eliminate low level marijuana enforcement in the City of Killeen.

The City Secretary read the caption of the ordinance.

AN ORDINANCE AMENDING CHAPTER 22 OF THE CODE OF ORDINANCES OF THE CITY OF KILLEEN REGARDING ENFORCEMENT OF CERTAIN MARIJUANA OFFENSES; PROVIDING FOR THE REPEAL OF CONFLICTING PROVISIONS; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR A SAVINGS CLAUSE; PROVIDING FOR PUBLICATION AND AN EFFECTIVE DATE.

Staff Comments: Asha Pender, Assistant City Attorney

Ms. Pender presented background information relating to an initiative petition that was filed on May 25, 2022, supporting an ordinance that would eliminate low-level marijuana enforcement in the City of Killeen. She reviewed the next steps in the initiative petition process, which included holding a public hearing on the proposed ordinance.

Mayor Nash-King opened the public hearing.

Sean Price spoke in opposition of the initiative ordinance.
Gai McGee spoke in favor of the initiative ordinance.
Omar Marquez spoke in favor of the initiative ordinance.
Shirley Fleming spoke in favor of the initiative ordinance.
Louie Minor spoke in favor of the initiative ordinance.
Mellisa Brown spoke in opposition of the initiative ordinance.
Anita Shaw spoke in favor of the initiative ordinance.
Jack Ralston spoke in opposition of the initiative ordinance.
Julie Oliver spoke in favor of the initiative ordinance.
Kensa Richardson spoke in favor of the initiative ordinance.
Heather McNeely spoke in favor of the initiative ordinance.
Holly Teel spoke in opposition of the initiative ordinance.
Araceli Cook spoke in opposition of the initiative ordinance.
David Bass spoke in favor of the initiative ordinance.
Brandon Masin spoke in favor of the initiative ordinance.
Donald Smith spoke in opposition of the initiative ordinance.
Ricky Wilson spoke in favor of the initiative ordinance.
Alexandra Roberts spoke in favor of the initiative ordinance.
Robert Sperbeck spoke in opposition of the initiative ordinance.
Bill Paquette spoke in opposition of the initiative ordinance.
Donald Baker spoke in opposition of the initiative ordinance.
Chris Bray spoke in opposition of the initiative ordinance.
Leo Gukeisen spoke in opposition of the initiative ordinance.

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

Motion was made by Councilmember Adams to deny PH-22-060. Motion was seconded by Councilmember Segarra. Motion carried unanimously.

PH-22-058 HOLD a public hearing and consider an ordinance amending the 2020-2024 Community Development Department Consolidated Strategic Plan associated with Community Development Block Grant (CDBG) and Home Investment Partnerships (HOME) program funds.

The City Secretary read the caption of the ordinance.
AN ORDINANCE ADOPTING AN AMENDMENT TO THE COMMUNITY DEVELOPMENT 2020-2024 CONSOLIDATED STRATEGIC PLAN FOR FUTURE USE OF COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM AND HOME INVESTMENT PARTNERSHIPS ACT (HOME) PROGRAM FUNDING; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE

Staff Comments: Leslie Hinkle, Executive Director of Community Development
This item was presented to City Council during their July 19, 2022 Workshop meeting. Ms. Hinkle was available to provide additional information and answer questions.

Mayor Nash-King opened the public hearing.

With no one appearing, the public hearing was closed.

Motion was made by Mayor Protem Wilkerson to approve PH-22-058. Motion was seconded by Councilmember Adams. Motion carried unanimously.

PH-22-046 HOLD a public hearing and consider an ordinance authorizing the 2022-2023 Annual Action

Plan describing use of funds and authorizing application for and allocation of Community Development Block Grant (CDBG) and Home Investment Partnerships (HOME) program funds. (2nd of 2 Public Hearings).

The City Secretary read the caption of the ordinance.
AN ORDINANCE AUTHORIZING SUBMITTAL OF THE 2022-2023 PROGRAM YEAR(PY) ANNUAL ACTION PLAN DESCRIBING THE USE OF FUNDS AND AUTHORIZING THE APPLICATION FOR AND ALLOCATION OF \$1,163,980.00 IN PY 2022-23/FISCAL YEAR 2023 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS AND THE USE OF PRIOR YEAR RE-PROGRAMMABLE FUNDS FOR A TOTAL EXPENDITURE OF \$1,500,656.65 OF CDBG FUNDS; AND THE APPLICATION OF \$589,175.00 IN HOME INVESTMENT PARTNERSHIP (HOME) PROGRAM FUNDS, THE USE OF PRIOR YEARS REPROGRAMMABLE FUNDS AND PY 2021-22 PROGRAM INCOME FOR A TOTAL EXPENDITURE OF \$1,020,448.82 OF HOME FUNDS; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

Staff Comments: Leslie Hinkle, Executive Director of Community Development Ms. Hinkle presented background information relating to the application for and allocation of program funds and was available to answer questions.

Community Development Advisory Committee (CDAC) Chairperson, Johnny Frederick, addressed City Council regarding the ordinance.

Mayor Nash-King opened the public hearing.

With no one appearing, the public hearing was closed.

Motion was made by Councilmember Adams to approve PH-22-046. Motion was seconded by Mayor Protem Wilkerson. Motion carried unanimously.

PH-22-056 HOLD a public hearing and consider an ordinance requested by All Texas Permits on behalf of First Cavalry Plaza, LLC (Case #Z22 30) to rezone a portion of approximately 1.313 acres out of the First Cavalry Plaza, Lot 1, Block 1, from "B- 5" (Business District) to "B-C-1" (General Business and Alcohol Sales District). The property is locally addressed as 4310 Clear Creek Road, Suite 130, 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 1.313 ACRES OUT OF THE FIRST CAVALRY PLAZA, BLOCK 1, LOT 1, FROM "B-5" (BUSINESS DISTRICT) TO "B-C-1" (GENERAL BUSINESS AND ALCOHOL SALES DISTRICT); PROVIDING A SAVINGS CLAUSE; PROVIDING FOR THE REPEAL OF CONFLICTING PROVISIONS; PROVIDING FOR AN EFFECTIVE DATE.

Staff Comments: Edwin Revell, Executive Director of Development Services This item was presented to City Council during their July 19, 2022 Workshop meeting. Mr. Revell was available to provide additional information and answer questions.

The applicant was not in attendance.

Mayor Nash-King opened the public hearing.

With no one appearing, the public hearing was closed.

Motion was made by Mayor Protem Wilkerson to approve PH-22-056. Motion was seconded by Councilmember Boyd. Motion carried unanimously.

PH-22-057 HOLD a public hearing and consider an ordinance requested by Quintero Engineering, LLC on behalf of A & T Construction, LLC (Case #Z22 31) to rezone approximately 7.40 acres out of the W. L. Harris Survey, Abstract No. 1155 from "R-1" (Single Family Residential District) to "R-2" (Two Family Residential District). The property is located south of W. Stan Schlueter Loop and east of the Eagle Valley Subdivision, 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 7.40 ACRES OUT OF THE W. L. HARRIS SURVEY, ABSTRACT NO. 1155, 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: Edwin Revell, Executive Director of Development Services
This item was presented to City Council during their July 19, 2022 Workshop meeting. Mr. Revell was available to provide additional information and answer questions.

Mayor Nash-King opened the public hearing.

Mellisa Brown spoke in opposition of the request.
Phyllis Ferguson spoke in opposition of the request.
The applicant, Pedro Quintero, spoke in favor of the request.

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

Motion was made by Councilmember Boyd to deny PH-22-057. Motion was seconded by Councilmember Adams. Motion carried 4 to 2, with Councilmembers Gonzalez and Segarra in opposition.

PH-22-059 HOLD a public hearing on the proposed Fiscal Year 2023 Annual Budget.

Staff Comments: Miranda Drake, Interim Executive Director of Finance
Ms. Drake presented the proposed Fiscal Year 2023 Annual Budget and provided an overview of the City's funds. She noted this would be the first public hearing of two that are required by law concerning the budget.

Mayor Nash-King opened the public hearing.

Mellisa Brown spoke in opposition of the proposed budget.
Leo Gukeisen spoke regarding disabled veterans and tax revenue.

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

Adjournment

With no further business, upon motion being made by Councilmember Adams, seconded by Mayor Protem Wilkerson, and unanimously approved, the meeting was adjourned at 8:17 p.m.

