



# City of Killeen

## Legislation Text

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**File #:** MN-23-029, **Version:** 1

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Consider Minutes of Regular City Council Meeting of November 28, 2023.

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**City of Killeen**  
City Council Meeting  
Killeen City Hall  
November 28, 2023 at 5:00 p.m.

Presiding: Mayor Debbie Nash-King

Attending: Mayor Protem Nina Cobb (*arrived at 5:14 p.m.*), Councilmembers Michael Boyd, Jessica Gonzalez, Jose Segarra, Joseph Solomon, Ramon Alvarez, and Riakos Adams

Also attending were City Manager Kent Cagle, City Attorney Holli Clements, City Secretary Laura Calcote, and Sergeant-at-Arms Reed

Don Smith gave the invocation. Councilmember Adams led everyone in the Pledge of Allegiance.

### Approval of Agenda

*Motion was made by Councilmember Solomon to approve the agenda. Motion was seconded by Councilmember Boyd. The motion carried unanimously (6-0).*

### Presentations

**PR-23-026** Killeen Star Award

Mayor Nash-King and Councilmember Alvarez recognized Killeen citizen, Levallois Hamilton, for being an outstanding community member.

### Citizens Petitions

**CP-23-032** Sean Price: Personal disrespect by Mayor and Councilmember during and while on break

**CP-23-033** Nigel Dunn: Thank You on behalf of the Unsheltered Community residing at Friends in Crisis

**CP-23-034** Patsy Bracey: Removal of firearms from the City Council Chamber for safety of Council

members, the Mayor, Mr. Cagle and Citizens

### **Citizen Comments**

Mellisa Brown spoke regarding DS-23-109, DS-23-113 and RS-23-193.

Anca Neagu spoke regarding RS-23-193.

Jonathan Okray spoke regarding CP-23-032 and CP-23-034.

Camron Cochran spoke regarding RS-23-193.

Shirley Del Conte spoke regarding DS-23-111 and RS-23-193.

Holly Teel spoke regarding RS-23-193.

Leo Gukeisen spoke regarding CP-23-034 and RS-23-193.

Michael Fornino spoke regarding RS-23-193, CP-23-032 and CP-23-034.

Don Baker spoke regarding CP-23-034 and RS-23-193.

Sean Price spoke regarding RS-23-193.

### **Consent Agenda**

**RS-23-188** Consider a memorandum/resolution authorizing the FY2024 TX Officer of the Governor Homeland Security Grant Program application award.

**RS-23-189** Consider a memorandum/resolution authorizing a professional services agreement with CP&Y dba STV Infrastructure for the design of the Stonetree Drive Drainage Improvements and Retaining Walls, in the amount of \$127,310.00.

**RS-23-190** Consider a memorandum/resolution authorizing a professional services agreement with Walker Partners for the design of the W.S. Young Drive & I-14 Intersection Drainage Improvement Project, in the amount of \$68,700.00.

**RS-23-191** Consider a memorandum/resolution approving Change Order No. 3 to the Taxiway B Rehabilitation Contract with TTG Utilities, Inc., in the amount of -\$271,416.82.

**RS-23-192** Consider a memorandum/resolution approving Amendment No. 1 for the Taxiway B Rehabilitation Professional Services Agreement with Garver, LLC, in the amount of \$269,200.

*Motion was made by Councilmember Adams to approve the Consent Agenda, as presented. Motion was seconded by Councilmember Gonzalez. The motion carried unanimously (7-0).*

## Resolutions

**RS-23-193** Consider a memorandum/resolution to remove the Citizen Petitions section from City Council agendas.

Mayor Nash-King presented this item for discussion by the City Council.

*Motion was made by Mayor Protem Cobb to approve RS-23-193, with the removal of the Citizens Petitions section from City Council agendas and remove all references to Citizen Petitions from the Governing Standards and Expectations. Additionally, to retain the Citizen Comments section on agenda items at the beginning of the agenda for three (3) minutes and add a Citizen Comments section for non-agenda items at the end of the agenda for three (3) minutes. Motion was seconded by Councilmember Boyd. The motion carried 6-1, with Councilmember Adams in opposition.*

## Public Hearings

**PH-23-057** HOLD a public hearing and consider an ordinance submitted by Republic Engineering & Development Services, LLC, on behalf of BFF Construction LLC (Case #Z23-23) to rezone approximately 6.18 acres, being part of Tract C, out of the Killeen Area Investment Corp Industrial Tract, from "R-3" (Multifamily Residential District) to "PUD" (Planned Unit Development) with "RT-1" (Residential Townhouse Single Family District). The property is located west of Dogwood Blvd. and approximately 950 feet south of E. Veterans Memorial Blvd., Killeen, Texas.

The City Secretary read the caption of the ordinance:

AN ORDINANCE AMENDING THE CITY OF KILLEEN ZONING ORDINANCE BY CHANGING THE ZONING OF APPROXIMATELY 6.18 ACRES, BEING PART OF TRACT C, OUT OF THE KILLEEN AREA INVESTMENT CORP INDUSTRIAL TRACT FROM "R-3" (MULTIFAMILY RESIDENTIAL DISTRICT) TO "PUD" (PLANNED UNIT DEVELOPMENT) WITH "RT-1" (RESIDENTIAL TOWNHOUSE SINGLE-FAMILY DISTRICT) USES; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR THE REPEAL OF CONFLICTING PROVISIONS; PROVIDING FOR AN EFFECTIVE DATE.

Staff Comments: Wallis Meshier, Assistant Director of Development Services  
This item was presented to City Council during their November 14, 2023 Workshop meeting. Ms. Meshier was available to provide additional information and to answer questions.

Republic Engineering & Development Services Representative and Applicant, Tyler Freese, spoke in favor of the request.

Mayor Nash-King opened the public hearing.

Sean Price spoke in opposition of the ordinance.

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

*Motion was made by Councilmember Boyd to approve PH-23-057. Motion was seconded by Councilmember Adams. The motion carried unanimously (7-0).*

**PH-23-058** HOLD a public hearing and consider an ordinance requested by Republic Engineering and

Development Services on behalf of Michael and Rhonda Jung, and Killeen Heating and Air Conditioning Inc. (Case #Z23-24), to rezone approximately 19.53 acres, being part of Lots 3, 4, and 7, Block 1, Cosper Creek Addition, from "A" (Agricultural), "B-3" (Local Business District) with a Conditional Use Permit (CUP) for boat, recreational vehicle (RV), and semi-truck storage, and "R-2" (Two Family Residential) to "B-3" (Local Business District) with a Conditional Use Permit (CUP) for boat, RV, and semi-truck storage, and "R-2" (Two Family Residential).

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 19.53 ACRES, BEING PART OF LOTS 3, 4, AND 7, BLOCK 1, COSPER CREEK ADDITION, FROM "A" (AGRICULTURAL), "B-3" (LOCAL BUSINESS DISTRICT) WITH A CONDITIONAL USE PERMIT (CUP) FOR BOAT, RV, AND 18-WHEELER STORAGE, AND "R-2" (TWO FAMILY RESIDENTIAL), TO "B-3" (LOCAL BUSINESS DISTRICT) WITH A CONDITIONAL USE PERMIT (CUP) FOR BOAT, RECREATIONAL VEHICLE, AND 18-WHEELER STORAGE, AND "R-2" (TWO FAMILY RESIDENTIAL); PROVIDING FOR THE CONDITIONS OF THE CUP; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR THE REPEAL OF CONFLICTING PROVISIONS; PROVIDING FOR AN EFFECTIVE DATE.

Staff Comments: Wallis Meshier, Assistant Director of Development Services

This item was presented to City Council during their November 14, 2023 Workshop meeting. Ms. Meshier was available to provide additional information and to answer questions.

Republic Engineering & Development Services Representative and Applicant, Tyler Freese, spoke in favor of the request.

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-23-058. Motion was seconded by Councilmember Gonzalez. The motion carried unanimously (7-0).*

**PH-23-059** HOLD a public hearing and consider an ordinance submitted by JNW Architects, LLC, on behalf of SCI Texas Funeral Services, LLC, dba Crawford Bowers Funeral Home (Case #Z23-25) to rezone approximately 1.47 acres out of Part of Lot 1, Block 1 Crawford Bowers Subdivision No. Two from "B-3" (Local Business District) and "B-5" (Business District) to "B-3" (Local Business District) and "B-5" (Business District) with a Conditional Use Permit (CUP) for a crematorium.

The City Secretary read the caption of the ordinance:

AN ORDINANCE AMENDING THE CITY OF KILLEEN ZONING ORDINANCE BY CHANGING THE ZONING OF APPROXIMATELY 1.47 ACRES, BEING PART OF LOT 1, BLOCK 1 CRAWFORD-BOWERS SUBDIVISION NO. TWO, FROM "B-3" (LOCAL BUSINESS DISTRICT) AND "B-5" (BUSINESS DISTRICT) TO "B-3" (LOCAL BUSINESS DISTRICT) AND "B-5" (BUSINESS DISTRICT) WITH A CONDITIONAL USE PERMIT (CUP) FOR A CREMATORIUM; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR THE REPEAL OF CONFLICTING PROVISIONS; PROVIDING FOR AN EFFECTIVE DATE.

Staff Comments: Wallis Meshier, Assistant Director of Development Services

This item was presented to City Council during their November 14, 2023 Workshop meeting.

Ms. Meshier was available to provide additional information and to answer questions.

JNW Architects, LLC Representative and Applicant, Jennifer Walker, spoke in favor of the request.

Mayor Nash-King opened the public hearing.

Anca Neagu spoke in favor of the ordinance.

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

*Motion was made by Councilmember Solomon to approve PH-23-059. Motion was seconded by Councilmember Boyd. The motion carried unanimously (7-0).*

**PH-23-060** HOLD a public hearing and consider an ordinance amending the FY 2024 Annual Budget of the City of Killeen to increase revenue and expense accounts in multiple funds.

The City Secretary read the caption of the ordinance:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF KILLEEN, TEXAS, AMENDING THE FY 2024 ANNUAL BUDGET OF THE CITY OF KILLEEN TO INCREASE REVENUE AND EXPENSE ACCOUNTS IN MULTIPLE FUNDS; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT WITH THIS ORDINANCE; PROVIDING A SAVINGS CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE.

Staff Comments: Miranda Drake, Assistant Director of Finance

This item was presented to City Council during their November 14, 2023 Workshop meeting. Ms. Drake was available to provide additional information and to answer questions.

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-23-060. Motion was seconded by Councilmember Boyd. The motion carried unanimously (7-0).*

### **Discussion Items**

DS-23-109 Discuss the KTMPO Safe Streets & Roads For All (SS4A) Grant

Councilmember Adams presented this item. No action was taken.

DS-23-110 Municipal Court Briefing

Municipal Court Judge, Kris Krishna, provided an overview of court activities from August through September 2023.

DS-23-113 Discuss Warming Center location

Mayor Nash-King announced that two churches, Liberty Christian Church and Charis Church, had agreed to provide transportation to warming centers.

DS-23-111 Discuss the possible sale and value of city owned property in downtown Killeen and related economic development negotiations.

DS-23-112 Receive an update on pending or contemplated litigation related to Oncor Electric v. The City of Killeen and the city's street light system

At 7:25 p.m., Mayor Nash-King called for City Council to recess the meeting into Executive Session.

Per V.T.C.A., Government Code Sections 551.072, 551.087 and 551.071 the City Council will deliberate regarding real property, economic development and consult with legal counsel regarding pending litigation.

At 8:00 p.m., Mayor Nash-King reconvened the City Council meeting into Regular Session.

### **Adjournment**

*With no further business, upon motion being made by Councilmember Adams, seconded by Councilmember Solomon, and unanimously approved, the meeting was adjourned at 8:01 p.m.*