



# City of Killeen

## Legislation Text

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**File #:** MN-15-008, **Version:** 1

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Consider minutes of Regular City Council Meeting of June 23, 2015.

**City of Killeen**  
Regular City Council Meeting  
Killeen City Hall  
June 23, 2015 at 5:00 p.m.

**Presiding:** Mayor Scott Cospers

**Attending:** Mayor Pro-Tem Jose Segarra, Council members Jim Kilpatrick, Shirley Fleming, Brockley Moore, Jonathan Okray, and Elizabeth Blackstone

**Absent:** Juan Rivera

Also attending were Assistant City Manager Ann Farris, City Attorney Kathryn Davis, City Secretary Dianna Barker, and Sergeant-at-Arms Coplin.

Chaplin Dillard gave the invocation, and Councilmember Fleming led everyone in the pledge of allegiance.

### **Approval of Agenda**

*Motion was made by Mayor Pro-Tem Segarra to approve the agenda as written. Motion seconded by Councilmember Okray. The motion carried unanimously.*

### **Minutes**

*Motion was made by Councilmember Kilpatrick to approve the minutes of the June 9th Regular City Council Meeting. Motion was seconded by Councilmember Okray. Motion carried unanimously.*

### **Resolutions**

**RS-15-031** Consider a memorandum/resolution authorizing Contract Amendment No. 1 with Mitchell & Associates, Inc. for the Brookhaven Elementary School Sidewalk Project.

**Staff comments:** George Lueck

Mitchell & Associates submitted Contract Amendment No. 1 for the addition of engineering and surveying services necessary to design the hike and bike trail components to the Brookhaven Sidewalks Project to include a 10-foot wide shared-use path with landscaping, pedestrian creek crossing, and lighting features. The fiscal impact associated with this action is an increase of \$69,400 for a total contract amount of \$91,400. Staff recommends that the City Council authorize the City Manager to execute Contract Amendment No. 1 with Mitchell & Associates, Inc. for the Brookhaven Elementary School Sidewalks Project.

*Motion was made by Councilmember Blackstone to approve RS-031. Motion was seconded by Councilmember Moore. Motion carried unanimously.*

**RS-15-032** Consider a memorandum/resolution authorizing the City Manager to execute an advanced funding agreement (AFA) with the Texas Department of Transportation (TxDOT) to construct an off-system shared-use trail to Brookhaven Elementary and Rancier Middle schools.

**Staff comments:** George Lueck

The total fiscal impact associated with this is \$171,881, of which \$9,375 is due upon the execution of the AFA. City staff recommends that the City Council authorize the City Manager to enter into an Advance Funding Agreement with the Texas Department of Transportation Alternatives Program and issue payment in the amount of \$9,375 to the Texas Department of Transportation to move forward with the project.

*Motion was made by Councilmember Fleming to approve RS-032. Motion was seconded by Councilmember Kilpatrick. Motion carried unanimously.*

**RS-15-033** Consider a memorandum/resolution approving a lease agreement with the Texas State Technical College (TSTC) for hangar facilities at Skylark Field.

**Staff comments:** Matthew Van Valkenburgh

This lease agreement will provide for initial gross revenue of \$37,200 per year with CPI increases each year through years two to five of the lease. Staff recommends City Council approve the attached lease agreement with TSTC and authorize the City Manager to execute same and any subsequent amendments to the lease.

*Motion was made by Councilmember Moore to approve RS-033. Motion was seconded by Councilmember Blackstone. Motion carried unanimously.*

**RS-15-034** Consider a memorandum/resolution approving the selection of Garver LLC for the performance of architectural, planning, and engineering services for the Killeen Fort Hood Regional Airport and Robert Gray Army Airfield.

**Staff comments:** Matthew Van Valkenburgh

Staff recommends City Council approve the selection of Garver LLC to perform architectural, planning, and engineering services for a period of up to five (5) years for Killeen-Fort Hood Regional Airport and Robert Gray Army Airfield.

*Motion was made by Councilmember Moore to approve RS-034. Motion was seconded by Mayor Pro-Tem Segarra. Motion carried unanimously.*

**RS-15-035** Consider a memorandum/resolution authorizing the award of Bid No. 15-17 for a construction contract to Bruce Flanigan Construction for the Bermuda/Ronstan Phase I Project.

**Staff comments:** Scott Osburn

City staff recommends that the City Council authorize the City Manager to enter into a contract with Bruce Flanigan Construction, Inc. for \$722,722.00 for the Bermuda/Ronstan Creek Phase I Project and that the City Manager be expressly authorized to execute any and all change orders within the amounts set by state and local law.

*Motion was made by Councilmember Fleming to approve RS-035. Motion was seconded by Councilmember Moore. Motion carried unanimously.*

**RS-15-036** Consider a memorandum/resolution authorizing the award of Bid No. 15-20 to purchase motorcycles with emergency equipment installation for the Police Department.

**Staff comments:** Frank Tydlacka

Staff recommends the purchase from Fort Hood Harley-Davidson of four (4) police motorcycles, including installation of emergency equipment, for a total bid price of \$79,862.12, approval of the conditional buyback option, and that the City Manager is expressly authorized to execute any and all change orders within the amounts set by state and local law.

*Motion was made by Councilmember Blackstone to approve RS-036. Motion was seconded by Councilmember Kilpatrick. Motion carried unanimously.*

**RS-15-037** Consider a memorandum/resolution appointing a replacement Killeen Industrial Foundation representative to the Killeen Economic Development Corporation board.

**Staff comments:** Dr. Ann Farris

It is recommended that the City Council appoint Karl Green to replace Steve Hanik.

*Motion was made by Councilmember Moore to approve RS-037. Motion was seconded by Mayor Pro-Tem Segarra. Motion carried unanimously.*

### Ordinances

**OR-15-011** Consider an ordinance extending the corporate city limits of the City of Killeen by annexing 32.757 acres located along the east right-of-way of Bunny Trail, approximately 2,460 feet south of W. Stan Schlueter Loop, Killeen, Texas.

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; DECLARING SAID LAND TO BE A PART OF SAID CITY; DECLARING SAID LAND AND PRESENT AND 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; EXTENDING THE BOUNDARY OF DISTRICT 4; PROVIDING A SAVINGS CLAUSE; PROVIDING A REPEALER CLAUSE; ESTABLISHING AN EFFECTIVE DATE.**

**Staff comments:** Tony McIlwain

Staff recommends that the City Council approve the annexation ordinance for the voluntary annexation of 32.757 acres into the corporate limits of the City of Killeen.

*Motion was made by Councilmember Kilpatrick to approve OR-011. Motion was seconded by Councilmember Moore. Motion carried unanimously.*

### Public Hearings

**PH-15-023** HOLD a public hearing and consider an ordinance requested by Fred and Linda Garvin (Case #Z15-09) to rezone Lot 5, Block 33, Crescent Manor, 2nd Extension, from "B-1" (Professional Business District) to "B-2" (Local Retail District). The property is locally known as 1507 South W.S. Young 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 CERTAIN PROPERTY OUT OF THE CITY OF KILLEEN, BELL COUNTY, TEXAS, FROM B-1 (PROFESSIONAL BUSINESS DISTRICT) TO B-2 (LOCAL RETAIL DISTRICT); PROVIDING A SAVINGS CLAUSE; PROVIDING FOR THE REPEAL OF CONFLICTING PROVISIONS; PROVIDING FOR AN EFFECTIVE DATE.**

**Staff comments:** Tony McIlwain

Staff notified twenty-six (26) surrounding property owners within the 200' notification area. Staff has received four (4) responses, which includes a protest from John W. Hughes, the owner of 1514 South W. S. Young Drive.

After hearing comments from the staff and the applicant regarding the intended use of the subject property, the Planning and Zoning Commission recommended approval of "B-2" (Local Retail District) zoning by a vote of 6 to 0 (with Commissioner Cooper abstaining).

Mayor Cospers opened the public hearing.

Fred Garvin, 2859 E. Stagecoach Rd. - spoke in favor of the request.

With no one else appearing the public hearing was closed.

*Motion was made by Mayor Pro-Tem Segarra to approve PH-023. Motion was seconded by Councilmember Fleming. Motion carried unanimously.*

### **Adjournment**

With no further business, upon motion being made by Mayor Pro-Tem Segarra, seconded by Councilmember Fleming, and unanimously approved, the meeting was adjourned at 5:18 p.m.