



# City of Killeen

## Legislation Text

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**File #:** MN-18-005, **Version:** 1

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Consider Minutes of Regular City Council Meeting of February 27, 2018.

**City of Killeen**  
Regular City Council Meeting  
Killeen City Hall  
February 27, 2018 at 5:00 p.m.

Presiding: Mayor Jose L. Segarra

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

Also attending were Assistant City Manager Dennis Baldwin, City Attorney Kathryn Davis, City Secretary Dianna Barker, and Sergeant-at-Arms Gilman.

Minister Pascha Morgan gave the invocation, and Mayor Pro-Tem Kilpatrick led everyone in the Pledge of Allegiance.

### Approval of Agenda

*Motion was made by Mayor Pro-Tem Kilpatrick to approve the agenda as written with the removal of PH-18-005A & B for future consideration. Motion seconded by Councilmember Fleming. The motion carried unanimously.*

### Minutes

*Motion was made by Councilmember Rivera to approve the minutes of the February 13th Regular City Council Meeting. Motion was seconded by Councilmember Johnson. Motion carried unanimously.*

### Resolutions

**RS-18-005** Consider a memorandum/resolution approving the investment report for the quarter ended December 31, 2017.

**Staff comments:** Jonathan Locke

Susan Anderson with Valley View Consulting briefly went over the report. Staff recommends that the City Council approve the attached investment report for the quarter that ended December 31, 2017.

*Motion was made by Councilmember Fleming to approve RS-18-005. Motion was seconded by Councilmember Rivera. Motion carried unanimously.*

**RS-18-006** Consider a memorandum/resolution to hold a Joint General Election with KISD.

**Staff comments:** Kathy Davis

The city and KISD are both holding a general election on May 5, 2018. State law authorizes political

subdivisions which may be conducting elections on the same day to contract for joint voting. Staff recommends City Council adopt the resolution to hold a joint general election with KISD and authorize the City Manager to enter into the agreements.

*Motion was made by Councilmember Okray to approve RS-18-006. Motion was seconded by Councilmember Harris. Motion carried unanimously.*

**RS-18-007** Consider a memorandum/resolution to approve an addendum to the original maintenance agreement between the City of Killeen and Tyler Technologies for Municipal Court case management software.

**Staff comments:** Luevada Posey

Per the maintenance agreement with Tyler Technologies, the fees, which are subject to change, have increased 5% annually since 2014. The municipal court requested Tyler Technologies consider a reduction in the cost of maintenance fees. In response, Tyler Technologies submitted two proposed addendums to the original contract:

1<sup>st</sup> proposal - An addendum which locks-in a 5 year maintenance agreement with an annual increase capped at 2% annually; or

2<sup>nd</sup> proposal - An addendum to the original contract that locks-in a three year maintenance agreement with an annual increase capped at 3% annually. At the end of the agreement the annual increase will revert back to 5% or renegotiations will be necessary.

Staff recommends that Council authorize the City Manager to sign an addendum entering into a five (5) year maintenance agreement and authorize annual payment for the term of that agreement.

*Motion was made by Councilmember Rivera to approve RS-18-007. Motion was seconded by Councilmember Okray. Motion carried unanimously.*

**RS-18-008** Consider a memorandum/resolution appointing students to the Youth Advisory Commission.

**Staff comments:** Brett Williams

Staff recommends that the City Council appoint the nominated individuals below for the 2017-2018 year.

<b>KILLEEN VOLUNTEERS, INC.-YOUTH ADVISORY COMMISSION</b>		
<i>Sub-Committee: All Council</i>		
Current Members	New YAC Members	Special Qualifications
Vacancy	Rodolfo Alvarez	Student Representative
Vacancy	Fabian Balarezo	Student Representative
Vacancy	Lucio Cuellar	Student Representative
Vacancy	Nathan Hernandez	Student Representative
Vacancy	Prince Johnson	Student Representative
Vacancy	Shikinah Johnson	Student Representative
Vacancy	Lyndavia Judd	Student Representative
Vacancy	Jadia Martinez	Student Representative
Vacancy	Faith Meadors	Student Representative
Vacancy	Maria Munoz	Student Representative
Vacancy	Breonna McCarthy Reese	Student Representative
Vacancy	Deonna McCarthy Reese	Student Representative

Vacancy	Madelynn Spear	Student Representative
Vacancy	Vacancy	Student Representative
Vacancy	Vacancy	Student Representative

*Motion was made by Councilmember Okray to approve RS-18-008. Motion was seconded by Councilmember Fleming. Motion carried unanimously.*

Mayor Segarra swore-in the new committee members.

**RS-18-009** Consider a memorandum/resolution authorizing a contract with Commercial Swim Management for the renovation of the Family Aquatic Center.

**Staff comments:** Brett Williams

The Family Aquatic Center has now reached a point in its service life that requires significant repairs so that it can remain a viable swimming location for the immediate and distant future. Re-plastering all the bodies of water within the facility is at the forefront of repairs. City staff solicited estimates for the completion of the plaster work from three vendors. Commercial Swim Management provided the most advantageous price for the city. Staff recommends that City Council authorize the City Manager to execute a contract with Commercial Swim Management for the renovation of the Family Aquatic Center in the amount of \$167,509.43. The City Manager is further authorized to execute any change orders in the amounts allowed by state law.

*Motion was made by Councilmember Nash-King to approve RS-18-009. Motion was seconded by Councilmember Rivera. Motion carried unanimously.*

**RS-18-010** Consider a memorandum/resolution approving an agreement with Amadeus Airport IT Americas, Inc., for the installation and implementation of Shared-Use and Flight Information Display System software and hardware at the Killeen Fort Hood Regional Airport.

**Staff comments:** Matt Van Valkenburgh

Two proposals were received for shared/common-use passenger processing systems and flight information display improvements at the Killeen Fort Hood Regional Airport. After evaluating each proposal, staff chose Amadeus Airport IT Americas for the provider. Staff recommended City Council authorize the City Manager to execute an agreement with Amadeus Airport IT Inc. in the amount of \$750,000 and any and all change orders or supplemental agreements within the amounts set by State and local law.

*Motion was made by Councilmember Rivera to approve RS-18-010. Motion was seconded by Councilmember Okray. Motion carried unanimously.*

**RS-18-011** Consider a memorandum/resolution awarding Bid No. 18-08 for a construction contract with Bruce Flanigan Construction, Inc. to construct the Septic Tank Elimination Program (STEP) Phase X Project.

**Staff comments:** David Olson

Septic Tank Elimination Program (STEP) Phase X will bring City sanitary sewer to 101 homes in the Tucker Subdivision (Clear Creek Rentals) which is located at 6000 South Clear Creek Road. Bruce Flanigan Construction was low bidder. Staff recommends that the City Council authorize the City Manager to enter into an agreement with Bruce Flanigan Construction, Inc. for a construction contract to construct the STEP, Phase X Project in the amount of \$673,673.30, and that the City Manager is expressly authorized to execute any and all changes within the amounts set by state and local law.

*Motion was made by Councilmember Nash-King to approve RS-18-011. Motion was seconded by Councilmember*

*Johnson. Motion carried unanimously.*

**RS-18-012** Consider a memorandum/resolution awarding Bid No. 18-04 for a construction contract to James Construction Group, LLC to construct the Rosewood Drive Extension and Heritage Oaks Hike & Bike Trail Segments 3 and 4 Project.

**Staff comments:** David Olson

The Rosewood Drive Extension and Heritage Oaks Hike and Bike Trail Segments 3 and 4 include the construction of Rosewood Drive from its current terminus to Chaparral Road, the construction of a hike and bike trail from Chaparral Road along Rosewood Drive to Purser Park in Harker Heights, and the construction of a hike and bike trail from the point where Rosewood Drive crosses Trimmier Creek along Trimmier Creek to its intersection with Platinum Drive. There were four responsible and responsive bidders for the project. James Construction was low bidder. City staff recommends that the City Council authorize the City Manager to enter into an agreement with James Construction Group, LLC for the construction of the Rosewood Drive Extension and Heritage Oaks Hike and Bike Trail Segments 3 and 4 Project in the amount of \$7,826,151.27, and that the City Manager is expressly authorized to execute any and all changes within the amounts set by state and local law.

Mark Buchanan with James Construction Group stated he was concerned about allegations regarding any pending litigation James Construction might have and did not want those allegations to hinder the awarding of the contract to them.

*Motion was made by Councilmember Okray to approve RS-18-012. Motion was seconded by Mayor Pro-Tem Kilpatrick. Motion carried 4 to 3 with Councilmember Harris, Councilmember Johnson, and Councilmember Fleming opposing.*

### **Public Hearings**

*PH-18-005A&B postponed by requestor.*

**PH-18-005A** HOLD a public hearing and consider an ordinance requested by Atkinson Homes, Inc. (FLUM#17-30) to amend the Comprehensive Plan's Future Land Use Map (FLUM) from 'Suburban Residential' to a 'General Residential' designated area for approximately 19.560 acres, being part of the T. Arnold Survey, Abstract No. 55. The subject property is addressed as 7610 Clear Creek Road, Killeen, Texas.

**PH-18-005B** HOLD a public hearing and consider an ordinance requested by Atkinson Homes, Inc., (Case #Z17-30) to rezone approximately 19.560 acres out of the T. Arnold Survey, Abstract No. 55, from "A" (Agricultural District) to "R-2" (Two-Family Residential District). The property is locally known as 7610 Clear Creek Road, Killeen, Texas.

### **Adjournment**

With no further business, upon motion being made by Mayor Pro-Tem Kilpatrick, seconded by Councilmember Nash-King, and unanimously approved, the meeting was adjourned at 5:50 p.m.