



# City of Killeen

## Legislation Text

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**File #:** MN-21-026, **Version:** 1

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Consider Minutes of Regular City Council Meeting of October 26, 2021.

**City of Killeen**  
City Council Meeting  
Killeen City Hall  
October 26, 2021 at 5:00 p.m.

Presiding: Mayor Jose Segarra

Attending: Mayor Pro Tem Debbie Nash-King, Councilmembers Jessica Gonzalez, Nina Cobb, Michael Boyd, Ken Wilkerson, Rick Williams, and Mellisa Brown.

Also attending were City Manager Kent Cagle, City Attorney Traci Briggs, City Secretary Lucy Aldrich, and Sergeant-at-Arms Cole.

Councilmember Williams gave the invocation. Councilmember Cobb led everyone in the Pledge of Allegiance.

### Approval of Agenda

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

### Presentations

**PR-21-007** Anti-Bullying Awareness

Mayor Segarra presented an Anti-Bullying Awareness Proclamation to the Killeen Independent School District. Superintendent Dr. John Craft accepted the proclamation.

### Citizen Comments

Ms. Anca Neagu spoke on Agenda Item PR-21-007 Anti-Bullying Awareness.

Mr. Michael Fornino spoke on Agenda Item PR-21-007 Anti-Bullying Awareness.

Ms. Holly Teel spoke on Agenda Item PR-21-007 Anti-Bullying Awareness.

Ms. Heather McNeely spoke on Agenda Item DS-21-137 City-Wide Boil Water Notice.

Mr. Michael Svitak spoke on Agenda Item DS-21-137 City-Wide Boil Water Notice.

### Discussion Items

**DS-21-137** City Manager Updates: City-Wide Boil Water Notice Issued October 19, 2021

Mr. Jeff Reynolds, Executive Director of Public Works provided an update on the boil water notice issued last week.

### Consent Agenda

- MN-21-024** Consider Minutes of Regular City Council Meeting of September 28, 2021.
- RS-21-130** Consider a memorandum/resolution approving the investment report for the quarter ended June 30, 2021.
- RS-21-131** Consider a memorandum/resolution authorizing the procurement of fleet vehicles and equipment in the amount of \$4,818,460.
- RS-21-132** Consider a memorandum/resolution authorizing the purchase of police uniforms and accessories from Galls, LLC through the TASB Buyboard in an amount not to exceed \$219,940.
- RS-21-133** Consider a memorandum/resolution authorizing the purchase of police duty gear, body armor and ammunition from GT Distributors, Inc, through purchase cooperatives TXMAS and TASB Buyboard, in an amount not to exceed \$186,400.
- RS-21-134** Consider a memorandum/resolution appointing members to the Killeen Arts Commission and the Bell County Tax Appraisal District Board of Directors.
- RS-21-135** Consider a memorandum/resolution adopting criteria for use in redistricting the city council districts based on the 2020 Census.
- RS-21-136** Consider a memorandum/resolution adopting guidelines for submitting redistricting proposals and providing comments for the 2021 redistricting process.

*Motion was made by Councilmember Brown to approve the consent agenda as written. Motion was seconded by Mayor Pro Tem Nash-King. Motion carried 6 to 0 with Councilmember Cobb being absent for the vote.*

### Public Hearings

- PH-21-054** HOLD a public hearing and consider an ordinance approving a written service agreement and the annexation of approximately 19.738 acres of land out of the out of the T. Arnold Survey, Abstract 55; J. W. Morton Survey, Abstract 587; and J. H. Lewis Survey, Abstract 536; lying contiguous to the existing city limits, being generally located approximately 120 feet south of Prewitt Ranch Road and approximately 1,550 feet east of Clear Creek Road, Killeen, Texas.

The City Secretary read the caption of the ordinance.

AN ORDINANCE OF THE CITY OF KILLEEN EXTENDING THE CORPORATE LIMITS OF THE CITY OF KILLEEN, BELL COUNTY, TEXAS, TO INCLUDE LAND LYING ADJACENT TO THE PRESENT CITY LIMITS, BEING APPROXIMATELY 19.738 ACRES OF LAND OUT OF THE T. ARNOLD SURVEY, ABSTRACT 55; J. W. MORTON SURVEY, ABSTRACT 587; AND J. H. LEWIS SURVEY, ABSTRACT 536; 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:** Tony McIlwain, Executive Director of Development Services  
On July 7, 2021, staff received a petition for voluntary annexation for approximately 19.738 acres of land lying contiguous to the existing city limits. On September 7, 2021, the City Council directed the City Manager to negotiate a written service agreement for provisions of municipal services in the requested annexation area. In accordance with Local Government Code 43.0672, the written service agreement includes: 1) a list of each service the City will provide on the effective date of the annexation; and 2) a schedule that includes the period within which the City will provide each service that is not provided on the effective date of the annexation. All public notification requirements have been met. City staff recommends that the City Council approve the written service agreement and the annexation ordinance.

Mayor Segarra invited the applicant to speak.

The applicant, Mr. Josh Welch, appeared before City Council to provide additional information and answer questions.

Mayor Segarra opened the public hearing.

Ms. Anca Neagu spoke in support of the request.

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

*Motion was made by Councilmember Wilkerson to approve PH-21-054. Motion was seconded by Mayor Pro Tem Nash-King. Motion carried unanimously.*

**PH-21-055** HOLD a public hearing and consider an ordinance requested by Jerry Scarbrough on behalf of Peggy Scarbrough (Case #Z21-27) to rezone approximately 1.00 acre from "R-1" (Single-Family Residential District) to "B-5" (Business District), being out of the W. L. Harris Survey, Abstract No. 1155, located at 2302 West Stan Schlueter Loop, 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 1.00 ACRE OUT OF THE W. L. HARRIS SURVEY, ABSTRACT NO. 1155 FROM "R-1" (SINGLE-FAMILY RESIDENTIAL DISTRICT) TO "B-5" (BUSINESS DISTRICT); PROVIDING A SEVERABILITY CLAUSE; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR THE REPEAL OF CONFLICTING PROVISIONS; PROVIDING FOR PUBLICATION AND AN EFFECTIVE DATE.

**Staff Comments:** Tony McIlwain, Executive Director of Development Services.  
The subject property was annexed into the City limits in 1986 and was assigned temporary "R-1" (single-family residential) zoning. The property is currently un-platted. There is an existing single-family home on the property, which has been used as a law office for several decades. If approved, the owner intends to market the property for sale or lease as a commercial business. Staff finds that this request is consistent with the Future Land Use Map (FLUM) of the Comprehensive Plan. Staff notified twenty-one (21) surrounding property owners regarding this request. To date, staff has received no responses regarding this request. Staff further

recommends approve of the applicant's request to rezone the property from R-1 (single-family residential district) to B-5 (business district). The Planning and Zoning Commission recommended approval of the applicant's request by a vote of 8 to 0.

Mayor Segarra invited the applicant to speak.

The applicant, Mr. Jerry Scarbrough, appeared before City Council to provide additional information and answer questions.

Mayor Segarra opened the public hearing.

With no one appearing, the public hearing was closed.

*Motion was made by Councilmember Brown to approve PH-21-055 with B-4 zoning. Motion was seconded by Councilmember Boyd. An amended motion was made by Councilmember Wilkerson to approve PH-21-055 as requested with B-5 zoning. The amended motion was seconded by Mayor Pro Tem Nash-King. During discussions, Councilmember Wilkerson rescinded his motion. Motion to approve B-4 zoning carried 5 to 2 with Councilmember Cobb and Councilmember Williams in opposition.*

### **Adjournment**

With no further business, upon motion being made by Mayor Pro Tem Nash-King, seconded by Councilmember Brown, and unanimously approved, the meeting was adjourned at 7:23 p.m.