

City of Killeen
Regular City Council Meeting
Killeen City Hall
September 25, 2012
5:00 p.m.

Presiding: Mayor Daniel A. Corbin

Attending: Mayor Pro-Tem Michael Lower, Councilmembers Elizabeth Blackstone, Terry Clark, Jared Foster, Wayne Gilmore, Jonathan Okray, and Jose Segarra

Also attending were City Manager Glenn Morrison, City Attorney Kathryn Davis, City Secretary Paula Miller, and Sergeant-at-Arms Eric Bradley

Rev. Ray Zischang gave the invocation, and Councilmember Segarra led everyone in the pledge of allegiance.

Approval of Agenda

Mayor Pro-Tem Lower moved to approve the agenda as written with the deletion of PH-3, seconded by Councilmember Gilmore. The motion was unanimously approved.

Consent Agenda

CA-1 Consider minutes of Regular City Council Meeting of September 11, 2012.

CA-2 Consider a memorandum/resolution [12-072R] authorizing the purchase of residential and commercial solid waste containers.

This resolution authorizes the annual purchase of residential and commercial solid waste containers.

CA-3 Consider a memorandum/resolution [12-073R] authorizing the award of a professional services agreement Amendment No. 1 with Jacobs Engineering Group Inc. for storm water management program support services.

This amendment in the amount of \$15,365.00 represents expenses incurred in performance of extra work involved in complying with the storm water permit.

CA-4 Consider a memorandum/resolution [12-074R] accepting the Repetitive Flood Claims Fiscal Year 12-002 Grant Award for the Environmental Services Division.

The City has received a Repetitive Flood Claims grant in the amount of \$295,622.00 for five projects along South Nolan Creek.

CA-5 Consider a memorandum/resolution [12-075R] authorizing the award of a professional services agreement to Freese and Nichols, Inc. for the final design of Bermuda and Ronstan major drainage capital improvement projects.

This contract with Freese and Nichols will design three projects in areas with known flooding issues.

CA-6 Consider a development plat submitted by Ronald Ray and Sandra Lynn Skinner (Case #12-031FMS: Grove Drive Development) being approximately 5.078 acres out of the Robert Cunningham Survey, Abstract No. 74. The property is located at the northeast intersection of Grove Drive and Meadow Lane, Killeen, Texas.

This plat consists of 5.078 acres located at the corner of Meadow Lane and Grove Drive, and the Planning and Zoning Commission recommended approval of the plat.

CA-7 Consider a memorandum/resolution [12-076R] authorizing the submission of a Passenger Facility Charge (PFC) application to the Federal Aviation Administration.

This PFC application will amend the current amount \$1,410,000 at Killeen-Fort Hood Regional Airport.

CA-8 Consider a memorandum/resolution [12-077R] accepting a Texas Department of Transportation Routine Airport Maintenance Program (RAMP) Grant for Killeen-Fort Hood Regional Airport.

This RAMP grant in the amount of \$50,000 is for maintenance projects at Killeen-Fort Hood Regional Airport.

CA-9 Consider a memorandum/resolution [12-078R] accepting a Texas Department of Transportation Routine Airport Maintenance Program (RAMP) Grant for Skylark Field.

This RAMP grant in the amount of \$10,250 is for maintenance projects at Skylark Field.

CA-10 Consider a city/owner agreement in principal [12-079R] to oversize selected street, drainage, and sanitary sewer infrastructure with Purser Crossing, Phase Two Subdivision.

This City/owner agreement provides for oversizing of infrastructure in Purser Crossing and represents fair and reasonable costs. The agreement with Purser Construction is in the amount of \$182,127.

CA-11 Consider minutes of Special City Council Meeting of September 18, 2012.

CA-12 Consider a memorandum/resolution [12-080R] rescheduling the Regular City Council meeting of October 23, 2012.

A quorum of the Council will not be present on October 23; therefore, the meeting is being rescheduled to October 30.

Mayor Pro-Tem Lower moved to approve the above items on the Consent Agenda, seconded by Councilmember Clark. The motion was approved unanimously.

Public Hearings / Ordinances

PH-1 **HOLD** a public hearing and consider an ordinance amending the FY 2011-12 Annual Budget and Plan of Municipal Services of the City of Killeen FAA Airport Improvement Program Federal Grant and increasing expenditures to fund projects associated with the receipt of the FAA Grant.

The caption of the ordinance was read as follows:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF KILLEEN, TEXAS, AMENDING THE FY 2011/2012 ANNUAL BUDGET OF THE CITY OF KILLEEN BY PROVIDING FUNDING FOR AN INCREASE IN DEPARTMENT OF AVIATION EXPENDITURE ACCOUNTS TOTALING \$1,711,338; PROVIDING FOR ADDITIONAL AVIATION FUND REVENUES IN THE AMOUNT OF \$1,711,338; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT WITH THIS ORDINANCE; PROVIDING A SAVING CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE.

This budget amendment adjusts the aviation accounts in response to the City's acceptance of an FAA grant in the amount of \$1,711,338.00.

Mayor Corbin opened the public hearing. With no one appearing, the public hearing was closed.

Councilmember Clark moved to approve the ordinance [12-071], seconded by Councilmember Segarra. The motion was approved unanimously.

PH-2 **HOLD** a public hearing and consider amendments to the Killeen Code of Ordinances, Chapter 31, Article IV, Division 3, District "A-R1" (Agricultural Single-Family Residential District), Sections 31-171 to 31-176.

The caption of the ordinance was read as follows:

AN ORDINANCE AMENDING CHAPTER 31 OF THE CODE OF ORDINANCES OF THE CITY OF KILLEEN; AMENDING ARTICLE IV, DIVISION 3, DISTRICT "A-R1" AGRICULTURAL SINGLE FAMILY RESIDENTIAL DISTRICT, BY REVISING THE ZONING REGULATIONS AND REQUIREMENTS THEREIN; PROVIDING FOR REPEAL OF CONFLICTING PROVISIONS; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR PUBLICATION AND AN EFFECTIVE DATE.

The Planning and Zoning Commission conducted several workshops and a public hearing with regard to changes to the agricultural single-family residential district and will make the zoning more consistent with the estate designation contained in the comprehensive plan. It increases the maximum height to forty-five feet, changes the front yard from forty feet to thirty feet, side yard

is increased to twenty feet, and the rear yard increased to forty feet. There can be only one principal dwelling unit per lot.

Mayor Corbin opened the public hearing. With no one appearing, the public hearing was closed.

Mayor Pro-Tem Lower moved to approve the ordinance [12-072], seconded by Councilmember Clark. The motion was approved unanimously.

PH-3 **HOLD** a public hearing and consider a request by W.B. Development to revise the Comprehensive Plans' future land use map (FLUM) to change an approximately 116 acre area currently designated as 'Rural' to 'Suburban Residential'. The property is located on the south right-of-way of Chaparral Road, west of the Killeen/Harker Heights city limits.

This item was deleted from the agenda.

Ordinances / Resolutions

OR-1 Consider a memorandum/resolution amending the City Council Rules of Procedure and Protocol—Citizens' Petitions and Information (second of two readings).

City Attorney Davis advised this was the second and final step in amending the Council's Protocol to move Citizens' Petitions and Information forward in the meeting to follow Presentations and before the Consent Agenda.

Councilmember Blackstone moved to approve the resolution [12-081R], seconded by Councilmember Segarra. The motion was approved

OR-2 Consider a memorandum/resolution [12-082R] appointing members to various Boards and Commissions.

Mayor Corbin announced the following appointments:

Animal Advisory Committee: reappoint George Fox, Wayne Gilmore, Jonathan Okray, and Stacy Sherva, appoint Katherine Fischer to replace Edelgard Pearson, Petro Cannon to replace Natalie Pittman, and David Tribby to replace Liz Rainey.

Arts Commission: appoint Troy Summerill to the vacant position, reappoint Alfonzo Leathers, appoint Jonathan Packer to replace Eddie Velez, Rachel Brent to replace Ray Zischang, and Bette Gilmore to replace Lisa Humphreys.

Bell County Health District – Board Representative: appoint Dr. Charles Lucey to replace Dr. Ronald Coleman, Jr. as member.

Board of Adjustments and Appeals – Construction Board: reappoint John Deane, Royce W. Bowles, and Michael Johns; appoint Gregory Garrett to replace Tracy Archer.

Board of Adjustments and Appeals – Fire Prevention Code: reappoint Clyde Ford and Charles Guidry, to appoint Clifford Pinkerton to the vacant position, appoint Roy Johnson to the vacant alternate position.

Board of Adjustments and Appeals – Killeen Airport Hazard Zoning: reappoint Phil Haggerty, George Loffert, and Barbara Taylor.

Board of Adjustments and Appeals – Zoning: reappoint Rudeford Norman and Millie Cotto, appoint Ronald Blackman to replace Doris M. Owens, Sandra Johnson to replace Rex Weaver, and Joel Steine to replace Johnny Frederick.

Central Texas Council of Governments: appoint Daniel Corbin to the elected official position and Michael Lower to the elected official – alternate position.

Civil Service Commission (Police & Fire): appoint Kelley Jenks to replace Michael F. Keefe.

Community Development Advisory Committee: reappoint Alvin Dillard and Kim Barr, appoint Angelia Batie to replace Richard Banta, TaNeika Driver to replace Eddie Velez, Brandon Harlee, Sr., to replace Yong Nam Hong, Charles Guidry to replace Betty J. Jenkins, and Ashley Whitworth to the vacant position.

Heritage Preservation Board: appoint Terry Traina to replace Doris Owens.

Housing Authority of Killeen: reappoint Minerva Trujillo, appoint Frederick Bee to replace Johnie Morrison, and Roy Sampson to replace Lawrence Holly.

Killeen Economic Development Corporation: reappoint Terry Clark as City representative, Jim Foster to replace Kathy Gilmore as KIF representative and reappoint Carlyle Walton as Chamber representative.

Killeen Volunteers, Inc.: reappoint Jim Yeonopolus, Kathy Schwertner, Jack Wade, Colen Wilson, and Brenda Smith, Minerva Verdejo to replace Doris Owens, Edward Frazee to replace Harold Jones, Lottie Osanyingbemi to replace Debbie Nash, Robin DeHart to the vacant citizen representative position, and Elizabeth Blackstone and Jared Foster as City Council representatives.

KVI – Youth Advisory Commission: appoint Elizabeth Blackstone, Jared Foster, and Jonathan Okray as City Council representatives.

Planning and Zoning Commission: appoint Michael DeHart to replace Austin Pickett, James Butler to replace Miguel A. Diaz, Jr., and Tad Dorroh to replace Eugene Kim.

Senior Citizens Advisory Board: appoint Valerie Jordan to the vacant position.

Tax Increment Reinvestment Zone Number Two Board: reappoint Wayne Gilmore and Patton Kaufman as City representatives, reappoint John Fisher as Bell County representative, and reappoint Rex Weaver as CTC representative.

Tree Advisory Board: appoint Michael Rush to replace Wayne Duncan and Peter Stanonik to replace Marlene Gillman.

Firemen's Relief and Retirement Fund Board: reappoint Otis Evans.

Councilmember Okray moved to approve the appointments, seconded by Mayor Pro-Tem Lower. The motion was unanimously approved.

Adjournment

With no further business, upon motion being made by Councilmember Foster, seconded by Councilmember Segarra, and unanimously approved, the meeting was adjourned at 5:29 p.m.

Daniel A. Corbin, Mayor

Paula Miller, City Secretary