

**City of Killeen**  
Regular City Council Meeting  
Killeen City Hall  
April 23, 2013  
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 Lane Copelin

Mayor Pro-Tem Lower gave the invocation, and Councilmember Gilmore led everyone in the pledge of allegiance.

**Approval of Agenda**

Mayor Pro-Tem Lower moved to approve the agenda as written, seconded by Councilmember Clark. The motion was unanimously approved.

**Consent Agenda**

CA-1 Consider minutes of Regular City Council Meeting of April 9, 2013.

CA-2 Consider a memorandum/resolution [13-037R] authorizing the City Manager to execute an Interlocal Agreement with the City of Killeen and the Texas Department of Transportation for materials testing on the US 190/FM 2410/Rosewood Drive Project.

This contract with TxDOT provides for the testing of all construction materials used in the project at a cost of \$27,500.00.

CA-3 Consider a memorandum/resolution [13-038R] authorizing the award of RFQ 13-08 Street Condition Assessment contract to Transmap Corporation.

Staff reviewed the qualifications of three companies and recommends Transmap Corporation of Arlington, Ohio. The assessment will determine the overall condition of City streets and provide a five-year maintenance plan.

CA-4 Consider a memorandum/resolution [13-039R] approving the annual audit for the fiscal year ended September 30, 2012.

Weaver, LLP completed the audit of the City's various funds for the fiscal year ended September 30, 2012. The audit report is a clean report, and the fund balance is thirty-five percent, in excess of City policy requirements.

CA-5 Consider a memorandum/resolution [13-040R] recommending to the Employee

Benefit Trust the renewal of a contract for employee dental insurance benefits.

Staff recommends the City Council recommend to the Employee Benefit Trust renewal of the contract for employee dental insurance to Met Life.

CA-6 Consider a memorandum/resolution [13-041R] recommending to the Employee Benefit Trust the renewal of a contract for employee health insurance benefits.

Staff recommends the City Council recommend to the Employee Benefit Trust renewal of the contract for employee health insurance to Blue Cross Blue Shield.

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

### **Public Hearings / Ordinances**

PH-1 **HOLD** a public hearing and consider a request for a street name change from Gaberial Court to Carlee Court for Lots 36-40, Block 1, Duran Addition.

March 27, 2008, the City Council changed the name of Carlee Court to Gaberial Court. At that time, the Council noted there was another street (Carly Drive) phonetically similar to Carlee Court. Following this action, the builder and the United States Postal Service were notified by letter of the change; however, the street sign was not changed until recently. The Court consists of five lots, and Mr. and Mrs. Traynham own three of the lots. Mr. and Mrs. Traynham have requested the name be changed back to the original Carlee Court. The street sign has the name “Gaberial Court” with “Carlee Court” to the side. Construction of Mr. Traynham’s house was not begun until 2010.

Mayor Corbin opened the public hearing.

Ken Traynham, 5501 Carlee Court, advised he was not aware the street name had been changed until the new street sign was installed, and he lost his homestead exemption as a result of the change. The problem results in deliveries being returned to sender as no address found.

Dustin Daniels, 5505 Carlee Court, also spoke in support of the request.

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

Councilmember Okray moved to approve the resolution [13-042R], seconded by Mayor Pro-Tem Lower. The motion was approved 5-2 (Councilmembers Clark and Segarra in opposition).

PH-2 A. **HOLD** a public hearing and consider an ordinance amending the FY 2012-13 Annual Budget and Plan of Municipal Services of the City of Killeen by increasing the general fund by \$390,000 in the police department motor vehicle expenditure account.

B. Consider a memorandum/resolution authorizing the procurement of twenty- five (25) police pursuit vehicles fully equipped with emergency equipment through the TASB Buyboard, a State Cooperative, voice radios through Daily-Wells Communications, Digital Video/MDT systems through the Houston Galveston Area Council (HGAC), and Graphix graphics kits through sole source procurement.

The caption of the ordinance was read as follows:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF KILLEEN, TEXAS AMENDING THE FY 2012-2013 ANNUAL BUDGET AND PLAN OF MUNICIPAL SERVICES OF THE CITY OF KILLEEN BY INCREASING THE GENERAL FUND BUDGET BY \$390,000 IN THE POLICE DEPARTMENT MOTOR VEHICLE EXPENDITURE ACCOUNT; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT WITH THIS ORDINANCE; PROVIDING A SAVINGS CLAUSE AND ESTABLISHING AN EFFECTIVE DATE.

The 2012-2013 budget authorized the purchase of twenty-five fully-equipped patrol units; however, because of price increases and overstatement of available funds, there is a shortfall of \$390,000. Twenty-five vehicles will be purchased through the TASB Buy Board at a cost of \$968,386, twenty-five M/A-COM EDACS radios from Daily-Wells Communications at a cost of \$116,859, and twenty-five COBAN digital video/MDT systems through HGAC Buy Board at a cost of \$210,875.

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

Councilmember Clark moved to approve the ordinance and resolution [13-031; 13-043R], seconded by Councilmember Gilmore. The motion was approved unanimously.

### **Ordinances / Resolutions**

OR-1 Consider an ordinance to amend the classifications and numbers of authorized Police Department Civil Service positions.

The caption of the ordinance was read as follows:

AN ORDINANCE OF THE CITY COUNCIL OF KILLEEN, TEXAS, TO AUTHORIZE THE NUMBER OF POLICE DEPARTMENT CIVIL SERVICE EMPLOYEES TO COMPLY WITH THE PROVISIONS OF TEXAS LOCAL GOVERNMENT CODE §143.021(a); PROVIDING FOR A REPEALER CLAUSE; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR PUBLICATION AND EFFECTIVE DATE.

Chapter 143 of the Local Government Code requires the City Council to set by ordinance the number of authorized employees. The 2012-2013 budget provided for an additional twelve police officers, effective June 1, 2013. The cost for these twelve officers for four months of salary and benefits is \$351,860.

Councilmember Clark moved to approve the ordinance [13-032], seconded by Councilmember Segarra. The motion was approved unanimously.

OR-2 Consider an ordinance amending Chapter 18 Article IV, Section 18-46 Notice, Remedies, and Penalties.

The caption of the ordinance was read as follows:

AN ORDINANCE AMENDING CHAPTER 18 OF THE CODE OF ORDINANCES OF THE CITY OF KILLEEN; AMENDING ARTICLE IV, SECTION 18-46, NOTICE, REMEDIES, AND PENALTIES, BY REVISING THE SCHEDULE AND AMOUNT OF PENAL FINES; PROVIDING FOR REPEAL OF CONFLICTING PROVISIONS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR A SAVINGS CLAUSE; PROVIDING FOR PUBLICATION AND AN EFFECTIVE DATE.

This code amendment provides a tiered fine schedule for code enforcement violations. For single-family residential, it provides for \$100 for the first violation, \$250 for the second violation, and \$500 for the third violation, not to exceed \$2,000. For non-single-family residential properties, there is a fine of \$250 for first violation, \$500 for the second violation, and \$750 for the third violation, not to exceed \$2,000.

Councilmember Blackstone moved to approve the ordinance [13-033], seconded by Mayor Pro-Tem Lower. The motion was approved unanimously.

### **Adjournment**

With no further business, upon motion being made by Mayor Pro-Tem Lower, seconded by Councilmember Gilmore, and unanimously approved, the meeting was adjourned at 5:53 p.m.

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Daniel A. Corbin, Mayor

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Paula Miller, City Secretary