

City of Killeen
Special City Council Meeting
Killeen City Hall
September 15, 2009
5:00 p.m.

Presiding: Mayor Timothy L. Hancock

Attending: Mayor Pro-Tem Scott Cosper and Councilmembers Larry Cole, JoAnn Purser, Juan Rivera, Kenny Wells, and Billy Workman

Also attending were City Manager Connie Green, City Attorney Kathryn Davis, and City Secretary Paula Miller

Absent: Councilmember Ernest Wilkerson

Approval of Agenda

Mayor Pro-Tem Cosper moved to approve the agenda, moving SP-7 ahead of SP-6, seconded by Councilmember Wells. The motion was unanimously approved.

Special Agenda Items

SP-1 Consider an ordinance amending golf course fees.

The caption of the ordinance was read as follows:

AN ORDINANCE AMENDING CHAPTER 2, ARTICLE VI, OF THE CITY OF KILLEEN CODE OF ORDINANCES, BY AMENDING SECTION 2-150(g) GOLF COURSE FEES; PROVIDING FOR THE REPEAL OF CONFLICTING ORDINANCES AND RESOLUTIONS; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR PUBLICATION AND EFFECTIVE DATE.

Rates charged at the Stonetree Golf Course have not been increased in five years. Those rates were compared with surrounding cities, and this amendment will make them comparable. There is no charge to the senior or junior rates.

Councilmember Rivera moved to approve the ordinance [09-056], seconded by Councilmember Wells. The motion was approved unanimously.

SP-2 Consider an ordinance amending solid waste fees.

The caption of the ordinance was read as follows:

AN ORDINANCE AMENDING CHAPTER 24 (SOLID WASTE), ARTICLE II, DIVISION 6, SECTIONS 24-115 (a), (d), (f), (g), (h), (i), (j), (k), SEC 24-116 (a), (b), (c), (d), (e), (f), (g), (h), (i), (j), (k), (l), (m), (n), (o), (p), SEC 24-117 (a), (b), (c), (d), (e), (f), (g), AND SEC 24-118 (a), (b), (c) OF THE CODE OF ORDINANCES OF THE CITY OF KILLEEN, TEXAS, PROVIDING FOR INCREASES IN RESIDENTIAL, COMMERCIAL, RECYCLING AND

TRANSFER STATION RATES FOR MONTHLY SOLID WASTES SERVICES; PROVIDING FOR THE REPEAL OF CONFLICTING ORDINANCES; PROVIDING A SAVINGS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR PENALTY; AND PROVIDING FOR PUBLICATION AND EFFECTIVE DATE.

Solid waste rates have not been increased in five years, and this increase is necessary because of the new contract and resulting increased expenses of approximately \$700,000. The average rate increase is \$2.00 for residential users and fourteen percent for commercial customers. The charges are not for rental of the containers; the size of the containers determine the amount of solid waste being disposed of. Even though the solid waste is being hauled to Temple, the rates have increased. The prior contract was signed fifteen years ago, and costs have increased substantially.

Councilmember Rivera moved to approve the ordinance [09-057], seconded by Councilmember Purser. The motion was approved 4-2 (Councilmembers Cole and Workman in opposition).

SP-3 Consider an ordinance amending water and sewer rates by establishing an irrigation rate for golf course.

The caption of the ordinance was read as follows:

AN ORDINANCE AMENDING CHAPTER 30, ARTICLE IV, DIVISION 2, SUBDIVISION B, OF THE CITY OF KILLEEN CODE OF ORDINANCES, BY AMENDING SECTION 30-136 ASSESSED; PROVIDING FOR THE REPEAL OF CONFLICTING ORDINANCES AND RESOLUTIONS; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR PUBLICATION AND EFFECTIVE DATE.

No rate increases have been proposed for water or sewer rates; however, it is necessary to set an irrigation rate for the Stonetree Golf Course. That rate is at the City's cost to purchase the water.

Mayor Pro-Tem Cosper moved to approve the ordinance [09-058], seconded by Councilmember Wells. The motion was approved unanimously.

SP-4 Consider an ordinance to authorize updating service credits and adjusting the city contribution rate for the Texas Municipal Retirement System.

The caption of the ordinance was read as follows:

AN ORDINANCE AUTHORIZING AND ALLOWING, UNDER THE ACT GOVERNING THE TEXAS MUNICIPAL RETIREMENT SYSTEM, "UPDATED SERVICE CREDITS" IN SAID SYSTEM FOR SERVICE PERFORMED BY QUALIFYING MEMBERS OF SUCH SYSTEM WHO PRESENTLY ARE IN THE EMPLOYMENT OF THE CITY OF KILLEEN; PROVIDING FOR INCREASED PRIOR AND CURRENT SERVICE ANNUITIES FOR RETIREES AND BENEFICIARIES OF DECEASED RETIREES OF THE CITY; AND ESTABLISHING AN EFFECTIVE DATE FOR SUCH ACTIONS.

The Texas Municipal Retirement System requires an annual updating of service credits for participating cities. The City's contribution rate this next year is eleven percent, a 1.69% decrease from the current rate. There is no cost-of-living increase for retirees.

Councilmember Wells moved to approve the ordinance [09-059], seconded by Councilmember Rivera. The motion was approved unanimously.

SP-5 Consider an ordinance amending the fire department's civil service pay plan to authorize SWAT assignment pay.

The caption of the ordinance was read as follows:

AN ORDINANCE OF THE CITY COUNCIL OF KILLEEN, TEXAS AUTHORIZING A FIRE DEPARTMENT THE PAYMENT OF ASSIGNMENT PAY FOR FIRE AND RESCUE OFFICERS TO COMPLY WITH THE PROVISIONS OF TEXAS LOCAL GOVERNMENT CODE §143.042; PROVIDING FOR A REPEALER CLAUSE; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR PUBLICATION AND EFFECTIVE DATE.

City Manager Green advised the SWAT assignment pay for fire fighters had been approved three years ago; however, the Civil Service Pay Plan had not been amended. In order to receive the pay, the individual must be a fire marshal or fire prevention officer, certified by the Texas Commission of Law Enforcement Officers Standards and Education, certified or licensed by the Texas Department of State Health Services as a paramedic, be a practicing paramedic, and actively attend SWAT training as provided.

Councilmember Rivera moved to approve the ordinance [09-060], seconded by Mayor Pro-Tem Cosper. The motion was approved unanimously.

SP-7 Consider an ordinance adopting a budget for operating the municipal government of Killeen for the fiscal year October 1, 2009 through September 30, 2010.

The caption of the ordinance was read as follows:

AN ORDINANCE APPROVING AND ADOPTING A BUDGET FOR OPERATING THE MUNICIPAL GOVERNMENT OF THE CITY OF KILLEEN FOR THE FISCAL YEAR BEGINNING ON OCTOBER 1, 2009 AND ENDING ON SEPTEMBER 30, 2010; APPROPRIATING MONEY FOR THE VARIOUS FUNDS AND PURPOSES OF SUCH BUDGET INCLUDING APPROPRIATIONS OF MONEY TO PAY INTEREST AND PRINCIPAL SINKING FUND REQUIREMENTS ON ALL INDEPTEDNESS; PROVIDING A SAVINGS AND SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES AND APPROPRIATIONS IN CONFLICT WITH THE PROVISIONS OF THIS ORDINANCE; AND ESTABLISHING AN EFFECTIVE DATE.

By City Charter, the budget must be adopted on or before September 20. The City has held a number of public hearings and workshops. There are no new programs or services contained in the budget, nor new employees or major equipment purchases.

Mayor Pro-Tem Cospers moved to approve the ordinance [09-061], seconded by Councilmember Cole. The motion was approved unanimously.

SP-6 Consider an ordinance setting the tax rate for fiscal year 2009-2010.

The caption of the ordinance was read as follows:

AN ORDINANCE SETTING THE TAX RATE AND LEVYING A TAX UPON ALL PROPERTY SUBJECT TO TAXATION WITHIN THE CITY LIMITS OF THE CITY OF KILLEEN, TEXAS, FOR THE 2009 TAX YEAR AND FOR THE USE AND SUPPORT OF THE MUNICIPAL GOVERNMENT OF THE CITY OF KILLEEN FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2009 AND ENDING SEPTEMBER 30, 2010; APPORTIONING SAID LEVY AMONG THE VARIOUS FUNDS AND ITEMS FOR WHICH REVENUE MUST BE RAISED INCLUDING PROVIDING A SINKING FUND FOR THE RETIREMENT OF THE BONDED DEBT OF THE CITY; AND ESTABLISHING AN EFFECTIVE DATE.

The preliminary tax rate was set at \$.695 per \$100 valuation, and staff recommended setting the tax rate at \$.695, which is below the effective tax rate of \$.6957.

Mayor Pro-Tem Cospers moved to approve the ordinance [09-062], seconded by Councilmember Wells. The motion was approved unanimously.

Adjournment

With no further business, upon motion being made by Mayor Pro-Tem Cospers, seconded by Councilmember Rivera, and unanimously approved, the meeting was adjourned at 5:31 p.m. and convened into a workshop session.

Timothy L. Hancock, Mayor

Paula Miller, City Secretary