



**MEETING OF THE**

**TEMPLE CITY COUNCIL**

**MUNICIPAL BUILDING**

**2 NORTH MAIN STREET**

**3<sup>rd</sup> FLOOR – CONFERENCE ROOM**

**THURSDAY, JANUARY 18, 2018**

**3:15 P.M.**

**AGENDA**

1. Discuss, as may be needed, Regular Meeting agenda items for the meeting posted for Thursday, January 18, 2018.
2. Receive an update on the Transportation Capital Improvement Program.
3. Discuss possible lease agreement for the Miller Springs Nature Center.
4. Discuss a grievance filed by the Temple Police Association pursuant to the 2017 Meet and Confer Agreement between the City of Temple and the Temple Police Association.

*Executive Session – Texas Government Code Section 551.071, Consultation with Attorney – A governmental body may meet in executive session to seek the advice of its attorney about pending or contemplated litigation.*

5. Discuss property acquisitions related to the expansion of Moores Mill Road and Old Howard Road, also known as the Research Parkway project.

*Executive Session – Texas Government Code Section 551.072, Deliberation Regarding Real Property – A governmental body may meet in executive session to deliberate the purchase, exchange, lease, or value of real property if deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person.*

6. Discuss the hiring process, appointment, employment, and duties of the City Manager.

*Texas Government Code § 551.074 – The City Council will meet in executive session to discuss the hiring process, appointment, employment, and duties of the City Manager.*

5:00 P.M.

**MUNICIPAL BUILDING  
2 NORTH MAIN STREET  
CITY COUNCIL CHAMBERS – 2<sup>ND</sup> FLOOR  
TEMPLE, TX**

**TEMPLE CITY COUNCIL  
REGULAR MEETING AGENDA**

**I. CALL TO ORDER**

1. Invocation
2. Pledge of Allegiance

**II. PUBLIC COMMENTS**

Citizens who desire to address the Council on any matter may sign up to do so prior to this meeting. Public comments will be received during this portion of the meeting. Please limit comments to three minutes. No discussion or final action will be taken by the City Council.

**III. PUBLIC APPEARANCE**

3. Receive comments from the Temple Independent School District Superintendent's Student Advisory Council.
4. Receive comments from Mr. Richard Hooverson regarding the possible need for a city ordinance for dogs in restaurants, and interference with customers.

**IV. PRESENTATIONS & SPECIAL RECOGNITIONS**

5. Presentation by Judge Burrows and Shay Luedeke, Tax Assessor Collector, of the Child Safety Funds collect in the amount of \$80,715.78.

**V. REPORTS**

6. Receive the Temple Economic Development Corporation Annual Report.
7. Receive the City of Temple Annual Report for fiscal year 2017.

**VI. CONSENT AGENDA**

All items listed under this section, Consent Agenda, are considered to be routine by the City Council and may be enacted by one motion. If discussion is desired by the Council, any item may be removed from the Consent Agenda at the request of any Councilmember and will be considered separately.

8. Consider adopting a resolution approving the Consent Agenda items and the appropriate resolutions and ordinances for each of the following:

**Minutes**

- (A) [December 7, 2017 Special and Regular Meeting](#)

**Contracts, Leases, & Bids**

- (B) [2018-8997-R](#): Consider adopting a resolution authorizing the purchase of 16 Panasonic Toughbooks and associated hardware for the Police Department from GTS Technology Solutions, Inc. of Dallas, in the amount of \$62,260.16.
- (C) [2018-8998-R](#): Consider adopting a resolution authorizing the purchase of 15 police vehicles from Rockdale Country Ford of Rockdale in the amount of \$656,856.58.
- (D) [2018-8999-R](#): Consider adopting a resolution authorizing the purchase of two easements necessary for the construction of the Shallowford Force Main and authorizing closing costs associated with the purchase, in an estimated amount of \$9,000.
- (E) [2018-9000-R](#): Consider adopting a resolution authorizing the purchase of two rights of way and temporary construction easement necessary for the expansion of Kegley Road Phase II and authorizing closing costs associated with the purchase in an estimated amount of \$30,000.
- (F) [2018-9001-R](#): Consider adopting a resolution ratifying an emergency construction contract with TTG Utilities, LP of Gatesville, in the estimated amount of \$130,000 for waterline repairs.
- (G) [2018-9002-R](#): Consider adopting a resolution authorizing a construction contract with Kraftsman Commercial Playgrounds and Water Parks of Spring, in the amount of \$33,861.75 for the construction of a shade canopy adjacent to the skate park within Miller Park.
- (H) [2018-9003-R](#): Consider adopting a resolution authorizing change order #2 to the Santa Fe Plaza Phase I construction contract with McLean Construction, Inc. of Killeen, in the amount of \$244,417.
- (I) [2018-9004-R](#): Consider adopting a resolution authorizing a construction contract with Lone Star Grading & Materials, LLC, of Salado, in amount not to exceed \$717,702.28 for construction of the Kegley Road & FM 2305 Intersection Improvements.
- (J) [2018-9005-R](#): Consider adopting a resolution authorizing a contract with R.T. Schneider Construction Company, Ltd., of Belton, in the amount of \$6,770,497.11 for construction of Phase 2 of Prairie View Road from FM 2483 to North Pea Ridge Road.
- (K) [2018-9006-R](#): Consider adopting a resolution authorizing a contract amendment to the professional services agreement with Kasberg, Patrick & Associates, LP, in an amount not to exceed \$313,000 for professional services required to provide construction administration and onsite representation for Phase 2 of Prairie View Road from North Pea Ridge Road to FM 2483.

- (L) [2018-9007-R](#): Consider adopting a resolution authorizing an Advanced Funding Agreement Amendment with the State of Texas (Texas Department of Transportation) to fund the additional construction costs for the extension of South First Street as part of the Spur 290 and Loop 363 project in an amount not to exceed \$1,744,805.
- (M) [2018-9008-R](#): Consider adopting a resolution authorizing an Advanced Funding Agreement with the State of Texas (Texas Department of Transportation) to fund construction costs for the South 31<sup>st</sup> Street Sidewalks utilizing a City project contribution of \$415,000.
- (N) [2018-9009-R](#): Consider adopting a resolution authorizing a professional services agreement with MRB Group of Temple, in the amount of \$48,080 for the design services needed to construct facility improvements at Mercer Softball Complex.
- (O) [2018-9010-R](#): Consider adopting a resolution authorizing an agreement with Atmos Energy, in the amount of \$34,360 for the termination of natural gas lines in the Martin Luther King Jr. Festival Fields project location.
- (P) [2018-9011-R](#): Considering adopting a resolution authorizing an Economic Development Agreement with Lane Enterprises, Inc.
- (Q) [2018-9012-R](#): Consider adopting a resolution authorizing the engagement of Naman, Howell, Smith & Lee, PLLC for legal services.
- (R) [2018-9013-R](#): Consider adopting a resolution authorizing a lease agreement between the City of Temple, City of Belton, and the US Army Corp of Engineers for the Miller Springs Nature Center.

### **Ordinances – Second & Final Reading**

- (S) [2017-4883](#): SECOND READING: Consider adopting an ordinance amending ordinance 2017-4842 to authorize City Manager approval of a number of economic development incentives for neighborhood revitalization in the East Temple area.
- (T) [2017-4884](#): SECOND READING: Consider adopting an ordinance to include a Special Operations Team certification pay for qualified Firefighters in the Fire Department.
- (U) [2017-4885](#): SECOND READING: Consider adopting an ordinance authorizing an amendment to the Tax Increment Financing Reinvestment Zone No. 1 Financing and Project Plans to appropriate additional funding for TMED South 1<sup>st</sup> Street in FY 2018.
- (V) [2017-4886](#): SECOND READING: Consider adopting an ordinance designating a tract of land consisting of approximately 21.193 acres and located at 2114 Trino Road in Temple, as City of Temple Tax Abatement Reinvestment Zone Number 36 for commercial/industrial tax abatement.

### **Misc.**

- (W) [2018-9014-R](#): Consider adopting a resolution authorizing the rejection of the bid received for the Summit Recreation Center Vestibule Construction on November 16, 2017.

- (X) [2018-9015-R](#): Consider adopting a resolution authorizing the submission of an application for funding from the National Recreational Trails Fund through Texas Parks and Wildlife under the approval of the Federal Highway Administration, in the amount of \$250,000, with \$200,000 reimbursed to the City through federal funding, to extend and enhance Friar's Creek Trail to the north, and ultimately connect to 5<sup>th</sup> Street.
- (Y) [2018-9016-R](#): Consider adopting a resolution authorizing an updated building permit fee schedule for permits processed through the City of Temple Permits Office and authorizing the City Manager to establish an effective date for the updated schedule.
- (Z) [2018-9017-R](#): Consider adopting a resolution accepting the dedication of a 1.347 acre tract, currently operating as a private street known as Westgate Drive, to the City of Temple for use as public right of way and designating the right of way as Midtown Lane.
- (AA) [2018-9018-R](#): Consider adopting a resolution authorizing budget amendments for fiscal year 2017-2018.

## **VII. REGULAR AGENDA**

### **ORDINANCES – FIRST READING**

- 9. [2018-4887](#): FIRST READING - Z-FY-18-03: Consider adopting an ordinance authorizing the rezoning of a 1.49 +/- acre tract of land from Planned Development Multiple-Family Dwelling 1 to Neighborhood Service, located at the northeast corner of South Martin Luther King Jr. Drive and Case Road, addressed as 2945 South Martin Luther King Jr. Drive.
- 10. [2018-4888](#): FIRST READING – Z-FY-18-04: Consider adopting an ordinance authorizing a rezoning from Planned Development Single Family Dwelling 3 and Agricultural zoning districts to Planned Development-Single Family Attached 3 with a site development plan on 2.50 +/- acres, situated in the Maximo Moreno, Abstract No. 14, Bell County, Texas, located on East Avenue N, west of 38th Street and Hope Street, and addressed as 1880 East Avenue N and 1921 Hope Street.
- 11. Consider adopting ordinances:
  - (A) [2018-4889](#): FIRST READING – Z-FY-18-05: Consider adopting an ordinance rezoning from Commercial to Multi-Family Two on 16.127 +/- acres, situated in the Maximo Moreno Survey, Abstract No. 14, Bell County, Texas, located South of Loop 363, West of South 5th Street, and East of Lowe's Drive.
  - (B) [2018-4890](#): FIRST READING – Z-FY-18-06: Consider adopting an ordinance rezoning from Commercial to Multi-Family Two on 15.931 +/- acres, situated in the Maximo Moreno Survey, Abstract No. 14, Bell County, Texas, located South of Loop 363, West of South 5th Street, and East of Lowe's Drive.
  - (C) [2018-4891](#): FIRST READING – Z-FY-18-07: Consider adopting an ordinance rezoning from Commercial to Multi-Family Two on 3.00 +/- acres, situated in the Maximo Moreno Survey, Abstract No. 14, Bell County, Texas, located South of Loop 363, West of South 5th Street, and East of Lowe's Drive.

## **ORDINANCES – FIRST READING/PUBLIC HEARING**

12. **2018-4892:** FIRST READING – PUBLIC HEARING: Consider adopting an ordinance authorizing the Temple Youths' Program Standards of Care.
13. **2018-4893:** FIRST READING – PUBLIC HEARING: Consider adopting an ordinance amending the number of positions in the Police Department Deputy Chief classification and the Police Officer Classification.
14. **2018-4894:** FIRST READING – PUBLIC HEARING - Z-FY-18-01: Consider adopting an ordinance authorizing a Conditional Use Permit for a proposed wireless telecommunications facility, including a new 100-foot monopole tower, being a part of a 3.103 +/- acre tract of land out of the McKinney and Williams Survey, Abstract No. 609, Bell County, Texas, located at 1402A Commerce Street.
15. **2018-4895:** FIRST READING - PUBLIC HEARING - A-FY-18-01: Consider adopting an ordinance authorizing an abandonment and conveyance of approximately .08 acres of the 35 foot wide ROW along the last 99 feet of Katy Street south of Downs Avenue where it dead-ends into the Hilliard Distributing property in the Moore's Park Addition, City of Temple, Bell County, Texas.

## **RESOLUTIONS**

16. **2018-9019-R:** Consider adopting a resolution approving a Tax Abatement Agreement with Palladio Industries, Inc. which will cover increases in the taxable value of real property on an approximately 21.193 acre tract of land located at 2114 Trino Road, Temple, Texas and within Tax Abatement Reinvestment Zone Number 36.
17. **2018-9020-R:** Consider adopting a resolution authorizing a Development Agreement with Habitat for Humanity for fee waivers and cost share participation in public improvements in support of the Homeless Veterans Community Project located at 1880 East Avenue N and 1921 Hope Street.
18. **2018-9021-R:** Consider adopting a resolution appointing Brynn Myers as City Manager and setting compensation for the position.

---

***The City Council reserves the right to discuss any items in executive (closed) session whenever permitted by the Texas Open Meetings Act.***

---

I hereby certify that a true and correct copy of this Notice of Meeting was posted in a public place at 12:20 pm, on Monday, January 15, 2018.



City Secretary, TRMC

***SPECIAL ACCOMMODATIONS:*** *Persons with disabilities who have special communication or accommodation needs and desire to attend this meeting should notify the City Secretary's Office by mail or telephone 48 hours prior to the meeting date.*

I certify that this Notice of Meeting Agenda was removed by me from the outside bulletin board in front of the City Municipal Building on \_\_\_\_\_ day of \_\_\_\_\_ 2018.

\_\_\_\_\_  
Title