

Minutes of the City of Harker Heights Council Meeting that was called to order on Tuesday, September 27, 2022, at 5:00 p.m., in the Kitty Young Council Chamber at the Harker Heights City Hall at 305 Miller's Crossing, Harker Heights, Texas 76548, with the following members present:

ROLL CALL: Mayor Spencer H Smith
Mayor Pro Tem Jennifer McCann
Councilmember, Place 2 Michael Blomquist
Councilmember, Place 3 Tony Canterino
Councilmember, Place 4 Lynda Nash
Councilmember, Place 5 Sam Halabi

City Manager David Mitchell
City Secretary Julie Helsham

MAYORAL PROCLAMATIONS AND PRESENTATIONS:

1. Mayor Smith presented the Municipal Court with the 2022 Municipal Traffic Safety Award from the Texas Municipal Courts Education Center (TMCEC).
2. Mayor Smith presented a Proclamation to Chief Sims and Fire Department Staff, declaring October 2022, as "Fire Prevention Month" and October 9-15, 2022, as "Fire Prevention Week".

CONSENT ITEMS:

1. Council discussed and considered approving the minutes of the meeting held on September 13, 2022.

Councilmember, Place 2 Blomquist made a motion to approve the minutes of the meeting held on September 13, 2022. Mayor Pro Tem McCann seconded the motion. Carried unanimously.

PRESENTATIONS BY CITIZENS:

The following citizen(s) made a presentation to City Council:

- Tina Capito, 2600 White Moon Drive, Harker Heights, Texas 76548.

PUBLIC HEARINGS:

1. Council conducted a public hearing to discuss and consider approving the adoption of an Ordinance of the City of Harker Heights, Texas, amending Title V of the City's Code of Ordinances; establishing Chapter 55 "Impact Fees"; Adopting, imposing, and establishing wastewater impact fees on new developments in the impact fee service area to the extent allowable by law; Adopting assessment and collection rates for wastewater impact fees; providing a cumulative clause, providing a severability clause; Establishing a penalty and specifically negating a requirement of a culpable mental state; Establishing a penalty for violations; Providing and establishing an effective date.

Mayor Smith stated that Item VII. 1 Public Hearing on Wastewater Impact Fees will be postponed. For all those who are here to speak on this topic, your comments will be received and recorded. Please note that this will not be an official public hearing so City Council and Staff will be in receive mode only. In accordance with Local Government Code 395.047 the City Council will hold a Special Meeting on October 4th to set the date of the Public Hearing. The public notice announcing the official public hearing date will then appear in the Killeen Daily Herald on Sunday, October 9th. Based on the publication date, the earliest date the public hearing can be held is November 15, 2022.

No action taken.

REGULAR BUSINESS:

1. Council discussed and considered approving an Amended Resolution of the City Council of the City of Harker Heights, Texas, authorizing the City Manager to execute an Advance Funding Agreement with the Texas Department of Transportation for a surface transportation program metropolitan mobility project (Warriors Path, Phase 2 Project) and authorizing local funding share. Mark Hyde, Public Works Director, made the presentation.

Councilmember, Place 5 Halabi made a motion to approve an Amended Resolution authorizing the City Manager to execute an Advance Funding Agreement for the Warriors Path, Phase 2 Project with the Texas Department of Transportation. Councilmember, Place 2 Blomquist seconded the motion. Carried unanimously.

2. Council discussed and considered approving a Resolution of the City Council of the City of Harker Heights, Texas, to authorize an agreement with Vigilant Solutions to provide services and equipment related to the digital license plate reader program in the amount of \$61,210.00 through the Homeland Security Grant; Authorize the City Manager to act and sign on behalf of the City. Betiale Hawkins, Chief of Police, made the presentation.

Councilmember, Place 3 Canterino made a motion to approve a Resolution to authorize an agreement with Vigilant Solutions for the purchase and services related to the Digital License Plate Reader program in the amount of \$61,210.00 through the Homeland Security Grant and authorize the City Manager to sign and act on behalf of the City. Mayor Pro Tem McCann seconded the motion. Carried unanimously.

3. Council discussed and considered approving an appeal of the False Robbery Alarm service charge for Elli Bohac at 403 Kodiak Circle, Harker Heights, Texas. David Mitchell, City Manager, made the presentation. Ms. Elli Bohac was present to represent her request.

Mayor Pro Tem McCann made a motion to approve the Appeal to dismiss the False Robbery Alarm Service Charge for Elli Bohac at 403 Kodiak Circle, Harker Heights, Texas. Councilmember, Place 4 Nash seconded the motion. Carried unanimously.

4. Council discussed and considered approving an appeal of the False Burglary Alarm service charge for Papa's Café at 302 Miller's Crossing, Harker Heights, Texas. David Mitchell, City Manager, made the presentation. Beth Browell was present to represent the request.

At 5:45 p.m. Councilmember Sam Halabi filed an Affidavit for Conflict of Interest for Regular Business item number four and left the meeting.

Mayor Pro Tem McCann made a motion to approve the Appeal to dismiss the False Burglary Alarm Service Charge for Papa's Café at 302 Miller's Crossing, Harker Heights, Texas. Councilmember, Place 3 Canterino seconded the motion. DEFEATED. 2-3 (opposed: Mayor Smith, Councilmember, Place 2 Blomquist, and Councilmember, Place 4 Nash).

At 5:59 p.m. Councilmember Sam Halabi returned to the meeting.

5. Council received and discussed the City Manager's Report. David Mitchell, City Manager, made the presentation. No action taken.

ITEMS FROM COUNCIL AND ANNOUNCEMENTS:

1. Councilmember closing statements.

Councilmember Blomquist stated that he attended the following events:

- September 17th – Harker Heights Farmers' Market.
- September 24th – Harker Heights Farmers' Market.
- September 26th – Harker Heights Community Homecoming Rally at Harker Heights High School.

Councilmember Canterino stated that he attended the following events:

- September 15th – Harker Heights Animal Advisory Committee Meeting.
- September 17th – Harker Heights Farmers' Market.
- September 19th – Harker Heights Chamber of Commerce Legislative Update by Texas Representative Hugh Shine and presentation by Dirk Aaron, General Manager, Clearwater Underground Water Conservation District.
- September 24th – Harker Heights Farmers' Market.

2. Update and announcements from the Mayor.

Mayor Smith stated that he attended the following events:

- September 15th – Harker Heights Cares Meeting at the Harker Heights Activities Center.
- September 16th – 1st Cavalry Division 101st Birthday Parade at Cooper Field, Fort Hood.
- September 19th – Harker Heights Chamber of Commerce Legislative Update by Texas Representative Hugh Shine and presentation by Dirk Aaron, General Manager, Clearwater Underground Water Conservation District.
- September 20th – Harker Heights City Council Workshop and Tour of Chaparral Road.
- September 21st – Killeen Temple Metropolitan Planning Organization Transportation Policy Planning Board Meeting (Chairman) and New Member Workshop.
- September 24th – TEDx Harker Heights Proclamation at the Central Texas Home Builders Association.
- September 26th – Harker Heights Community Homecoming Rally at Harker Heights High School.

ADJOURNMENT:

There being no further business the City of Harker Heights City Council Meeting was adjourned at 6:06 p.m.

CITY OF HARKER HEIGHTS, TEXAS:

Spencer H. Smith, Mayor

ATTEST:

Julie Helsham, City Secretary