



MEETING OF THE TEMPLE CITY COUNCIL

July 18, 2024

PRESENT

Mayor Timothy Davis
Mayor Pro Tem Jessica Walker
Councilmember Zoe Grant
Councilmember Susan Long
Councilmember Michael Pilkington

I. CALL TO ORDER

1. Invocation

Deputy City Secretary Liz Caraway voiced the invocation.

2. Pledge of Allegiance

Deputy City Secretary Liz Caraway led the Pledge of Allegiance.

II. PUBLIC COMMENTS

3. Discussion regarding a whole home generator noise ordinance – Mr. Marion Rushing.

Marion Rushing spoke regarding his recent experience with high noise levels from a whole home generator and urged staff to review the noise ordinance in association with such equipment.

Alan Lytle, spoke to thank emergency medical services and personnel for their dedication as well as promoted the upcoming Burgers with a Badge event.

III. PUBLIC HEARING

4. 2024-0195-R FINAL PUBLIC HEARING: Consider adopting a resolution approving the

Community Development Block Grant 2024-2025 Annual Action Plan and Budget, including funding recommendations.

Discussion entailed remarks received from the public comment period, including compliments regarding the program.

Mayor Davis opened the Public Hearing. No comments or questions were given and the Public Hearing was closed.

Moved by Zoe Grant, seconded by Jessica Walker

Approve FINAL PUBLIC HEARING: Consider adopting a resolution approving the Community Development Block Grant 2024-2025 Annual Action Plan and Budget, including funding recommendations.

For: 5 – Timothy Davis, Jessica Walker, Zoe Grant, Susan Long, Michael Pilkington

Against: 0 – **Final Result:** Pass

IV. BUDGET ITEMS

5. PUBLIC HEARING: Receive presentation by the City Manager and conduct a public hearing on the proposed FY 2024-2025 Budget.

City Manager Brynn Myers presented the FY2024-2025 Budget to include an overview of the Financial Plan, Annual Budget and Capital Plan. The presentation included a proposal for each focus area to include High Performing Organization, Communication and Collaboration, Places and Spaces, Smart Growth and Health and Safety. Mrs. Myers presented an overview of the proposed FY2025 budget and estimated fees. Discussion included sales tax revenue, future year funding and public service staffing.

Mayor Davis opened the Public Hearing. Alan Lytle expressed his concerns with Fire, Police and Solid Waste's budget needs being spread out over a six year period. Brad Wintz, representing the Temple Professional Firefighters Association expressed the organizations concerns regarding funding for the department in the upcoming proposed budget. Marion Rushing urged staff to develop a more comprehensive fleet and equipment maintenance program. There being no additional comments or questions, the Public Hearing was closed.

6. 2024-0196-R Discuss proposed tax rate and:
 - (A) Consider adopting a resolution setting a proposed tax rate of \$0.6267;
 - (B) Consider adopting a resolution scheduling the public hearing on the proposed tax rate for 5:00 p.m. on August 15, 2024; and
 - (C) Consider adopting a resolution scheduling the adoption of the tax rate for 5:00 p.m. on August 15, 2024.

Moved by Susan Long, seconded by Jessica Walker

Postpone Discuss proposed tax rate and:

- (A) Consider adopting a resolution setting a proposed tax rate of \$0.6267;
- (B) Consider adopting a resolution scheduling the public hearing on the proposed tax

rate for 5:00 p.m. on August 15, 2024; and

(C) Consider adopting a resolution scheduling the adoption of the tax rate for 5:00 p.m. on August 15, 2024.

For: 5 – Timothy Davis, Jessica Walker, Zoe Grant, Susan Long, Michael Pilkington

Against: 0 – **Final Result:** Pass

V. 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.

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

Moved by Michael Pilkington, seconded by Susan Long

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

For: 5 – Timothy Davis, Jessica Walker, Zoe Grant, Susan Long, Michael Pilkington

Against: 0 – **Final Result:** Pass

Minutes

- (A) July 11, 2024 Regular Meeting Minutes.

Moved by Michael Pilkington, seconded by Susan Long

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

For: 5 – Timothy Davis, Jessica Walker, Zoe Grant, Susan Long, Michael Pilkington

Against: 0 – **Final Result:** Pass

Contracts, Leases, & Bids

- (B) 2024-0197-R Consider adopting a resolution authorizing the purchase of one Chevrolet medium duty Crew Cab and Chassis with utility flatbed from Don Ringler Chevrolet Fleet and Commercial in Temple in the estimated amount of \$96,585.38.

Moved by Michael Pilkington, seconded by Susan Long

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

For: 5 – Timothy Davis, Jessica Walker, Zoe Grant, Susan Long, Michael Pilkington

Against: 0 – Final Result: Pass

- (C) 2024-0198-R Consider adopting a resolution ratifying a truck rental agreement with Big Truck Rental of Tampa, Florida in the estimated amount of \$180,695.50.

Moved by Michael Pilkington, seconded by Susan Long

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

For: 5 – Timothy Davis, Jessica Walker, Zoe Grant, Susan Long, Michael Pilkington

Against: 0 – Final Result: Pass

- (D) 2024-0199-R Consider adopting a resolution ratifying an increase in the expenditures for FY 2024 from \$247,800 to \$400,800 for the hauling and disposal of sludge fees paid to S&M Vacuum & Waste, Ltd of Killeen.

Moved by Michael Pilkington, seconded by Susan Long

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

For: 5 – Timothy Davis, Jessica Walker, Zoe Grant, Susan Long, Michael Pilkington

Against: 0 – Final Result: Pass

- (E) 2024-0200-R Consider adopting a resolution ratifying a services agreement for building inspection services from Rinehart Real Estate Inspection Service in the estimated amount of \$143,930 for FY 2024.

Moved by Michael Pilkington, seconded by Susan Long

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

For: 5 – Timothy Davis, Jessica Walker, Zoe Grant, Susan Long, Michael Pilkington

Against: 0 – Final Result: Pass

- (F) 2024-0201-R Consider adopting a resolution authorizing an Interlocal Agreement with the Belton Independent School District (BISD) to provide after school programming at six school locations.

Moved by Michael Pilkington, seconded by Susan Long

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

For: 5 – Timothy Davis, Jessica Walker, Zoe Grant, Susan Long, Michael Pilkington

Against: 0 – Final Result: Pass

- (G) 2024-0202-R Consider adopting a resolution authorizing an Interlocal

Agreement with the Academy Independent School District (AISD) to provide day camps on select Fridays throughout the school year when school is not in session.

Moved by Michael Pilkington, seconded by Susan Long
Approve Consider adopting a resolution approving the Consent Agenda items and the appropriate resolutions and ordinances for each of the following:

For: 5 – Timothy Davis, Jessica Walker, Zoe Grant, Susan Long, Michael Pilkington

Against: 0 – **Final Result:** Pass

- (H) 2024-0204-R Consider adopting a resolution authorizing contract amendment #6 to the professional services agreement with Kasberg, Patrick & Associates, LP, for bidding and construction phase services required for the 24th Street Overpass and Pedestrian Improvements in the estimated amount of \$215,300.

Moved by Michael Pilkington, seconded by Susan Long
Approve Consider adopting a resolution approving the Consent Agenda items and the appropriate resolutions and ordinances for each of the following:

For: 5 – Timothy Davis, Jessica Walker, Zoe Grant, Susan Long, Michael Pilkington

Against: 0 – **Final Result:** Pass

- (I) 2024-0203-R Consider adopting a resolution authorizing a professional services agreement with Power Wellness Management, LLC of Lombard, IL to develop a wellness master plan for the Summit Recreation Center, in the estimated amount of \$70,796.

Moved by Michael Pilkington, seconded by Susan Long
Approve Consider adopting a resolution approving the Consent Agenda items and the appropriate resolutions and ordinances for each of the following:

For: 5 – Timothy Davis, Jessica Walker, Zoe Grant, Susan Long, Michael Pilkington

Against: 0 – **Final Result:** Pass

- (J) 2024-0205-R Consider adopting a resolution authorizing a construction contract with Patin Construction, LLC of Taylor for construction of the 24th Street Overpass and Pedestrian Improvements in the estimated amount of \$4,022,450.

Moved by Michael Pilkington, seconded by Susan Long
Approve Consider adopting a resolution approving the Consent Agenda items and the appropriate resolutions and ordinances for each of the following:

For: 5 – Timothy Davis, Jessica Walker, Zoe Grant, Susan Long, Michael Pilkington

Against: 0 – **Final Result:** Pass

- (K) 2024-0206-R Consider adopting a resolution authorizing change order #4 to the

construction contract with Emerson Construction Company, Inc. of Temple related to the construction of Poison Oak Road Realignment Phase 1 in the estimated deductive amount of \$93,176.25.

Moved by Michael Pilkington, seconded by Susan Long
Approve Consider adopting a resolution approving the Consent Agenda items and the appropriate resolutions and ordinances for each of the following:

For: 5 – Timothy Davis, Jessica Walker, Zoe Grant, Susan Long, Michael Pilkington

Against: 0 – **Final Result:** Pass

- (L) 2024-0207-R Consider adopting a resolution ratifying contract amendment #1 to the emergency services agreement with D&J Enterprises, Inc. of Auburn, Alabama, for debris removal services in the amount of \$114,760.02.

Moved by Michael Pilkington, seconded by Susan Long
Approve Consider adopting a resolution approving the Consent Agenda items and the appropriate resolutions and ordinances for each of the following:

For: 5 – Timothy Davis, Jessica Walker, Zoe Grant, Susan Long, Michael Pilkington

Against: 0 – **Final Result:** Pass

- (M) 2024-0208-R Consider adopting a resolution authorizing a Discretionary Service Agreement with Oncor Electric Delivery Company, LLC, for the relocation of their overhead electrical system in association with the Outer Loop West Phase 1 project in the estimated amount of \$58,416.88.

Moved by Michael Pilkington, seconded by Susan Long
Approve Consider adopting a resolution approving the Consent Agenda items and the appropriate resolutions and ordinances for each of the following:

For: 5 – Timothy Davis, Jessica Walker, Zoe Grant, Susan Long, Michael Pilkington

Against: 0 – **Final Result:** Pass

Ordinances - Second & Final Reading

- (N) 2024-0030-O SECOND & FINAL READING – FY-24-27-ZC: Consider adopting an ordinance authorizing a rezoning request from Multi-Family 1 (MF-1) to Planned Development-Neighborhood Services (PD-NS), with a site development plan, to allow, as a permitted use, a Substance Abuse Treatment Facility or a Transitional Shelter at 509 S 9th Street (Cora Anderson Building), Temple, Texas

Moved by Michael Pilkington, seconded by Susan Long
Approve Consider adopting a resolution approving the Consent Agenda items and the appropriate resolutions and ordinances for each of the following:

For: 5 – Timothy Davis, Jessica Walker, Zoe Grant, Susan Long, Michael Pilkington

Against: 0 – **Final Result:** Pass

- (O) 2024-0031-O SECOND & FINAL READING – FY-24-30-ZC: Consider adopting an ordinance authorizing a rezoning request from Neighborhood Service (NS) to General Retail (GR) on 2.00 +/- acres located in the Maximo Moreno Survey, Abstract No. 14, in the City of Temple, TX addressed as 2945 Martin Luther King Drive.

Moved by Michael Pilkington, seconded by Susan Long

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

For: 5 – Timothy Davis, Jessica Walker, Zoe Grant, Susan Long, Michael Pilkington

Against: 0 – **Final Result:** Pass

Misc

- (P) 2024-0209-R Consider adopting a resolution accepting 0.1389-acre and 0.014-acre wastewater easements from Polmer, LLC (Polmer) in accordance with a water and wastewater agreement between the City and Polmer for the construction of water and wastewater facilities.

Moved by Michael Pilkington, seconded by Susan Long

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

For: 5 – Timothy Davis, Jessica Walker, Zoe Grant, Susan Long, Michael Pilkington

Against: 0 – **Final Result:** Pass

- (Q) 2024-0210-R Consider adopting a resolution granting a 30 foot by 10 foot easement to Oncor Electric Delivery Company, LLC for electric “guying” facilities necessary for the relocation of existing Oncor facilities.

Moved by Michael Pilkington, seconded by Susan Long

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

For: 5 – Timothy Davis, Jessica Walker, Zoe Grant, Susan Long, Michael Pilkington

Against: 0 – **Final Result:** Pass

- (R) 2024-0211-R Consider adopting a resolution ratifying a meet and confer agreement with the Temple Police Association.

Moved by Michael Pilkington, seconded by Susan Long

Approve Consider adopting a resolution approving the Consent Agenda items

and the appropriate resolutions and ordinances for each of the following:
For: 5 – Timothy Davis, Jessica Walker, Zoe Grant, Susan Long, Michael Pilkington
Against: 0 – **Final Result:** Pass

VI. REGULAR AGENDA

Ordinances

8. 2024-0033-O FIRST READING - PUBLIC HEARING - FY-24-28-ZC: Consider adopting an ordinance authorizing rezoning from Agricultural (AG) to Planned Development (PD) with a base zoning Single-Family-1 (SF-1) being at least 35%, and no more than 25% Multi-Family-2 (MF-2), 15% General Retail (GR) and 25% Single-Family Attached-3 (SFA-3) on 123.381 +/- acres, located in the Maximo Moreno Survey, Abstract No. 14 in the City of Temple, TX, addressed as 1301 FM 93.

Moved by Jessica Walker, seconded by Susan Long

Deny FIRST READING - PUBLIC HEARING - FY-24-28-ZC: Consider adopting an ordinance authorizing rezoning from Agricultural (AG) to Planned Development (PD) with a base zoning Single-Family-1 (SF-1) being at least 35%, and no more than 25% Multi-Family-2 (MF-2), 15% General Retail (GR) and 25% Single-Family Attached-3 (SFA-3) on 123.381 +/- acres, located in the Maximo Moreno Survey, Abstract No. 14 in the City of Temple, TX, addressed as 1301 FM 93.

For: 5 – Timothy Davis, Jessica Walker, Zoe Grant, Susan Long, Michael Pilkington

Against: 0 – **Final Result:** Pass

Mayor Davis opened the Public Hearing. Mikhail Pritsker, applicant, spoke in favor of the proposed rezoning and provided a presentation addressing concerns including housing types, utility access, traffic and retail development. Ken Wimberly, Turley & Associates, spoke to address engineering related items including traffic flow, roadway improvements and drainage.

The following people spoke in opposition to the rezoning: Jane Hunt, Kayla Landeros, Charles Kohl, David Addleman, Steve Thompson, Shaffin Wegener, Randy Ramsey and Dolores Delsack.

Mikhail Pritsker spoke again regarding traffic, density and site phase development. Daivd Davidenko, applicant, also addressed intent regarding developing the area and construction.

There being no additional comments or questions, the Public Hearing was closed.

9. 2024-0034-O FIRST READING – PUBLIC HEARING: Consider adopting an ordinance approving the Temple Parks & Recreation Department's Youth Programs Standards of Care and approving the 2024 – 2025 annual report.

Moved by Susan Long, seconded by Michael Pilkington

Approve FIRST READING – PUBLIC HEARING: Consider adopting an ordinance

approving the Temple Parks & Recreation Department's Youth Programs Standards of Care and approving the 2024 – 2025 annual report.

For: 5 – Timothy Davis, Jessica Walker, Zoe Grant, Susan Long, Michael Pilkington

Against: 0 – **Final Result:** Pass

Mayor Davis opened the Public Hearing.

Alan Lytle expressed his concerns over there being no after school programs at any Temple ISD schools. Discussion included that Temple schools are invited to participate, each year.

There being no additional comments or questions, the Public Hearing was closed.

Resolutions

10. 2024-0212-R Consider adopting a resolution authorizing a developer requested exception for a reduction in park fee per UDC Section 8.3.2.C for a 15.413 +/- acre, multi-family community known as The Hudson at the Crossroad District, described as The Crossroad District Phase I, Block 1, Lot 40, in the City of Temple, TX, addressed as 6611 Abode Ave.

Moved by Michael Pilkington, seconded by Zoe Grant

Approve Consider adopting a resolution authorizing a developer requested exception for a reduction in park fee per UDC Section 8.3.2.C for a 15.413 +/- acre, multi-family community known as The Hudson at the Crossroad District, described as The Crossroad District Phase I, Block 1, Lot 40, in the City of Temple, TX, addressed as 6611 Abode Ave.

For: 5 – Timothy Davis, Jessica Walker, Zoe Grant, Susan Long, Michael Pilkington

Against: 0 – **Final Result:** Pass



Timothy A. Davis, Mayor

ATTEST:



Jana Lewellen, City Secretary, TRMC, CMC