

Belton City Council Meeting
September 14, 2021 – 5:30 P.M.

The Belton City Council met in regular session in the Wright Room of the Harris Community Center. Members present included Mayor Wayne Carpenter, Mayor Pro Tem David K. Leigh (via videoconference) and Councilmembers Craig Pearson, Dan Kirkley, John R. Holmes, Sr., Guy O'Banion and Daniel Bucher. Staff present included Sam Listi, Gene Ellis, John Messer, Amy Casey, Chris Brown, Mike Rodgers, Charlotte Walker, Jon Fontenot, Bob van Til, Tina Moore, Matt Bates, Judy Garrett, Paul Romer, James Grant, Larry Berg and Jo-Ell Guzman.

The Pledge of Allegiance to the U.S. Flag was led by Councilmember Dan Kirkley, and the pledge to the Texas Flag was led by CVB and Retail Coordinator Judy Garrett. The Invocation was given by Mayor Wayne Carpenter.

1. **Call to order.** Mayor Carpenter called the meeting to order at 5:31 p.m.

2. **Public Comments.** *(Audio 1:30)*

Jeanette Finney - 3509 Elk Trail, Temple: Owns a business in Belton and feels that she should be allowed to vote in Belton, although she lives in Temple.

Consent Agenda

Items 3-10 under this section 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 prior to voting, at the request of any Councilmember, and it will be considered separately. *(Audio 3:30)*

3. **Consider minutes of September 7, 2021, Special Called City Council Meeting.**

4. **Consider authoring the City Manager to enter into an agreement with Central Texas Council of Governments (CTCOG) which allows for the Belton Fire Corps (BFC) to utilize their facility as the BFC main office.**

5. **Consider authoring the City Manager to execute multiple Automatic Aid Agreements with surrounding Cities and/or surrounding Fire Departments.**

6. **Consider adopting a resolution of support for HB10 (SB14) as it may be reconsidered in the upcoming special session of the Texas Legislature.**

7. **Consider adopting a resolution of support endorsing the Opioids Settlement Agreement negotiated by the Texas Attorney General.**

8. **Consider authorizing a license agreement with Miller's Smokehouse to allow for use of the public right of way for a curbside pick-up on N. Penelope Street adjacent to their restaurant at 300 E. Central Avenue.**

9. **Consider a Façade Improvement Grant (FIG) Application to renovate the front and rear façades at 207 E. Central Avenue, in the Downtown Belton Commercial Historic District, on the south side of East Central Avenue, west of North Penelope Street and east of North East Street.**
10. **Consider authorizing the City Manager to execute an agreement with the Central Texas Council of Governments (CTCOG) to continue funding for the volunteer coordinator position for the Belton Police Department's RUOK? senior adult outreach program.**

Mayor Carpenter requested that Item #10 be pulled for discussion.

Councilmember Holmes requested that Items #8 and #9 be pulled for discussion.

Upon a motion by Councilmember Holmes, and a second by Councilmember Pearson, Consent Agenda Items 3-7, including the following captioned resolutions, were unanimously approved upon a vote of 7-0.

RESOLUTION NO. 2021-23-R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BELTON, TEXAS, EXPRESSING SUPPORT FOR HB10/SB14 (OR SUCH FUTURE DESIGNATION) WHICH STATES THAT A PRIVATE BUSINESS, CITY OR COUNTY MAY NOT APPROVE A POLICY REQUIRING TERMS OF EMPLOYMENT THAT EXCEED OR CONFLICT WITH FEDERAL OR STATE LAW RELATING TO TERMS OF EMPLOYMENT.

RESOLUTION NO. 2021-24-R

A RESOLUTION OF SUPPORT BY THE CITY COUNCIL OF THE CITY OF BELTON, TEXAS, ENDORSING THE OPIOIDS SETTLEMENT AGREEMENT NEGOTIATED BY THE TEXAS ATTORNEY GENERAL.

Consent Agenda Item #8 was presented by City Manager Sam Listi. Staff will bring the agreement back to Council in a year for review.

Upon a motion by Mayor Pro Tem Leigh, and a second by Councilmember Holmes, Consent Agenda Item 8 was unanimously approved upon a vote of 7-0.

Consent Agenda Item #9 was presented by Planner Tina Moore.

Upon a motion by Councilmember Holmes, and a second by Councilmember Pearson, Consent Agenda Item 9 was unanimously approved upon a vote of 7-0.

Consent Agenda Item #10 was presented by Assistant City Manager/Chief of Police Gene Ellis.

Upon a motion by Councilmember Kirkley, and a second by Councilmember Pearson, Consent Agenda Item 10 was unanimously approved upon a vote of 7-0.

Miscellaneous

11. **Consider adopting a resolution affirming Belton's need for additional water treatment capacity by BCWCID #1 in the amount of 4-5 MGD. (Audio 18:52)**

City Manager Sam Listi presented this item.

Upon a motion by Councilmember Pearson, and a second by Councilmember O'Banion, the following captioned resolution was unanimously approved upon a vote of 7-0.

RESOLUTION NO. 2021-25-R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BELTON, TEXAS, AFFIRMING BELTON'S NEED FOR ADDITIONAL WATER TREATMENT CAPACITY BY BELL COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT #1; AND PROVIDING AN OPEN MEETINGS CLAUSE.

12. **Consider award of bid and authorizing the City Manager to execute the construction contract for the Northwest Belton Elevated Water Storage Tank project, and any change orders associated with the contract, not to exceed the amount authorized under State law. (Audio 31:41)**

Interim Director of Public Works Matt Bates presented this item.

Councilmember Holmes made a motion to award the contract, as well as to consider alternative funding methods, which was seconded by Councilmember Pearson. The construction contract was unanimously approved to be awarded to Phoenix Fabricators in the amount of \$3,158,600 upon a vote of 7-0.

13. **Consider authorizing the City Manager to enter into a professional services agreement with KPA Engineers for construction administration services for the Northwest Belton Elevated Water Storage Tank project. (Audio 49:37)**

Interim Director of Public Works Matt Bates presented this item.

Upon a motion by Councilmember Bucher, and a second by Councilmember Holmes, the professional services agreement was unanimously approved upon a vote of 7-0.

Upon a request from Mayor Pro Tem Leigh, Item #14 was moved to the end of the agenda.

14. **Hold a public hearing and consider ordinance amendments to Section 503, relating to the sidewalk standards, of the Belton Subdivision Ordinance and adopting the Sidewalks, Trails and Shared Use Path Master Plan. (Audio 1:11:32)**

Director of Planning Bob van Til presented this item.

Public Hearing: All speakers were opposed to adding sidewalks in existing subdivisions.

- Bruce Burleson, 3120 River Place
- John Mayfield, 2217 Red Rock
- Janice Mayfield, 2217 Red Rock
- Scott Shadrack, 2201 Red Rock
- Terry Dennis, 3111 River Place
- Kyle Watkins, 1925 N. Beal
- Joaquin Perez, 3108 River Place

Councilmember O'Banion made a motion to postpone this item to the September 28, 2021, Council meeting. The motion was seconded by Councilmember Kirkley and was approved upon a vote of 4-3 with Councilmembers Bucher and Pearson, along with Mayor Pro Tem Leigh, voting against the motion.

FY2022 Budget

15. **Consider an ordinance adopting Belton's Strategic Plan for FY 2022-2026.** (Audio 51:41)

City Manager Sam Listi presented this item.

Upon a motion by Mayor Pro Tem Leigh, and a second by Councilmember Holmes, the following captioned ordinance was unanimously approved upon a vote of 7-0.

ORDINANCE NO. 2021-24

AN ORDINANCE ADOPTING THE STRATEGIC PLAN, FY2022-2026, FOR THE CITY OF BELTON, TEXAS.

16. **Ratify the increase in total property tax revenue as reported in the Fiscal Year 2022 Annual Budget for the City of Belton, Texas.** (Audio 52:29)

THIS BUDGET WILL RAISE MORE REVENUE FROM PROPERTY TAXES THAN LAST YEAR'S BUDGET BY AN AMOUNT OF \$865,593, WHICH IS A 9.68 PERCENT INCREASE FROM LAST YEAR'S BUDGET. THE PROPERTY TAX REVENUE TO BE RAISED FROM NEW PROPERTY ADDED TO THE TAX ROLL THIS YEAR IS \$235,230.

Director of Finance Mike Rodgers presented this item.

Upon a motion by Councilmember Kirkley, and a second by Councilmember Pearson, the increase in total property tax revenue was ratified upon a vote of 7-0.

17. Consider an ordinance adopting the Fiscal Year 2022 Annual Budget for the City of Belton, Texas. (Audio 56:36)

THIS BUDGET WILL RAISE MORE REVENUE FROM PROPERTY TAXES THAN LAST YEAR'S BUDGET BY AN AMOUNT OF \$865,593, WHICH IS A 9.68 PERCENT INCREASE FROM LAST YEAR'S BUDGET. THE PROPERTY TAX REVENUE TO BE RAISED FROM NEW PROPERTY ADDED TO THE TAX ROLL THIS YEAR IS \$235,230.

Upon a motion by Councilmember Pearson, and a second by Councilmember Bucher, the following captioned ordinance was unanimously approved upon a vote of 7-0.

ORDINANCE NO. 2021-22

AN ORDINANCE ADOPTING THE FISCAL YEAR 2022 ANNUAL BUDGET FOR THE CITY OF BELTON, TEXAS; APPROPRIATING THE SUMS FOR THE PURPOSES THEREIN NAMED; DIRECTING THE CITY CLERK TO FILE COPIES OF THIS ORDINANCE AND OF SUCH BUDGET WITH THE COUNTY CLERK OF BELL COUNTY, TEXAS; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

Name	Yes	No	Absent	Abstain
Councilmember Daniel Bucher	X			
Councilmember Dan Kirkley	X			
Councilmember Craig Pearson	X			
Councilmember John R. Holmes, Sr.	X			
Councilmember Guy O'Banion		X		
Mayor Pro Tem David K. Leigh	X			
Mayor Wayne Carpenter	X			

18. Consider an ordinance adopting the 2021 ad valorem tax rate not to exceed \$0.6300 per \$100 of taxable value. (Audio 1:09:25)

THIS TAX RATE WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE.

THE TAX RATE WILL EFFECTIVELY BE RAISED BY 9.69 PERCENT AND WILL RAISE TAXES FOR MAINTENANCE AND OPERATIONS ON A \$100,000 HOME BY APPROXIMATELY \$48.30.

Councilmember Holmes made the following motion: *"I move that the property tax rate be increased by the adoption of a tax rate of \$0.6300, which is effectively a 6.6 percent increase in the tax rate."*

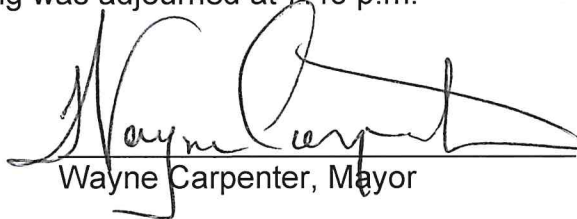
The motion was seconded by Councilmember Kirkley, and the following captioned ordinance was approved by a roll call vote as follows:

Name	Yes	No	Absent	Abstain
Councilmember Daniel Bucher	X			
Councilmember Dan Kirkley	X			
Councilmember Craig Pearson	X			
Councilmember John R. Holmes, Sr.	X			
Councilmember Guy O'Banion		X		
Mayor Pro Tem David K. Leigh	X			
Mayor Wayne Carpenter	X			

ORDINANCE NO. 2021-23

AN ORDINANCE OF THE CITY OF BELTON, TEXAS, FIXING THE TAX RATE AND TAX LEVY FOR THE CITY OF BELTON, TEXAS, FOR THE 2021 TAX YEAR UPON ALL TAXABLE PROPERTY IN SAID CITY; AND PROVIDING FOR LIEN ON ALL REAL AND PERSONAL PROPERTY TO SECURE THE PAYMENT OF TAXES DUE THEREON.

There being no further business, the meeting was adjourned at 7:45 p.m.


Wayne Carpenter, Mayor

ATTEST:


Amy M. Casey, City Clerk