

**BELTON CITY COUNCIL MEETING**  
**January 12, 2016 – 5:30 P.M.**

The Belton City Council met in regular session in the Wright Room at the Harris Community Center with the following members present: Mayor Marion Grayson, Mayor Pro Tem David K. Leigh, Councilmembers Craig Pearson, Paul Sanderford, Dan Kirkley, and Jerri Gauntt. Councilmember Guy O'Banion was absent. Staff present included Sam Listi, John Messer, Amy Casey, Brandon Bozon, Angellia Points, Byron Sinclair, Bruce Pritchard, Charlotte Walker, Cynthia Hernandez, Aaron Harris, Matt Bates, Kim Kroll, Ed Bandas, Erin Smith and Jen Wesley.

The Pledge of Allegiance to the U.S. Flag was led by Mayor Marion Grayson, the Pledge of Allegiance to the Texas Flag was led by Interim City Engineer Angellia Points, and the Invocation was given by Andy Davis, Senior Pastor at First Baptist Church of Belton.

1. **Call to order.** The Mayor called the meeting to order at 5:33 p.m.
2. **Public comments.** There were none.
3. **Presentations and Recognitions:**

**A. Presentations by Fire Chief Bruce Pritchard:**

- (1) **Santa Pal.** Chief Bruce Pritchard informed the Council that the Fire Department took on the Santa Pal Program this year from the Volunteers, and they were able to help approximately 100 families which equates to roughly 300 children.
- (2) **Food Drive for Helping Hands Ministry.** Chief Pritchard said the Fire Department held a canned food drive for Helping Hands Ministry. Their donation of 3,852 pounds of food was the single largest donation to the ministry. It would feed 900-1000 families. He stated that they had plans to do even bigger and better next year.
- (3) **Fire Department Christmas Photo of the Year.** Chief Pritchard told the Council that they started a new program this year where they allowed the public to come and take Christmas photos with fire trucks. He showed the Council a photo they selected as the Photo of the Year. They recently submitted the photo to Firehouse Magazine and titled it "*Looking for Some Action.*"

**B. Recognitions:**

- (1) **Firefighter Alan Holland graduated as the Valedictorian of his Firefighter Class at McLennan Community College.**

**(2) Firefighter Ethan White graduated as the Valedictorian of his online Firefighter Class.**

Fire Chief Pritchard said the Fire Department started a new program to recognize those in the Fire Department who go above and beyond expectations. Alan Holland and Ethan White were each recognized for being valedictorian of their respective firefighting classes. This recognition will be posted in Fire Station 2 on a Wall of Honor.

**Consent Agenda**

*Items 4-6 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.*

4. **Minutes of December 8, 2015 City Council Meeting.**
5. **Consider appointments/reappointments to the following Boards/Commissions:**
  - A. **Central Texas Housing Consortium Board** – Todd Schiller was appointed to replace Susan Kincannon whose term was expiring.
  - B. **Zoning Board of Adjustment** – Lewis Simms was appointed to fill the unexpired term of Tony Gallagher who recently moved outside the city limits.
6. **Consider a resolution declaring that the updated January 1, 2016, population of the City of Belton is 20,517.**

Upon a motion by Councilmember Dan Kirkley and a second by Mayor Pro Tem David K. Leigh, the Consent Agenda items were unanimously approved upon a vote of 6-0 including the following captioned resolution.

**RESOLUTION NO. 2016-01-R**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BELTON, TEXAS, FINDING THAT THERE ARE 20,517 RESIDENTS WITHIN THE CORPORATE LIMITS OF THE CITY OF BELTON AND PROVIDING AN OPEN MEETINGS CLAUSE.**

**Planning and Development**

7. **Hold a public hearing and consider a zoning change from Retail to Neighborhood Service Zoning District for the construction of a proposed new salon building at 803 East 6<sup>th</sup> Avenue, located on the north side of East 6<sup>th</sup> Avenue, east of North Birdwell Street and west of Continental Street.**

Director of Planning Erin Smith stated that the applicant is proposing to construct a new 1,480 sf building to expand Sonja's Salon. The lot is currently zoned Retail, and the applicant is requesting a zoning change to Neighborhood Service. Notices were sent to all property owners with 200 feet. No responses were received.

The proposed building will be located on the lot directly west of the existing Sonja's Salon building. Both lots will have a shared entrance and parking lot. Ms. Smith explained that the lot is currently zoned Retail which requires a minimum front yard setback of 25 feet, minimum side yard setback of 25 feet, and minimum rear yard setback of 20 feet. The minimum side yard setbacks make it difficult to construct a new salon building on this narrow lot. The Neighborhood Service District requires a minimum front yard setback of 25 feet, minimum side yard setback of 5 feet, and minimum rear yard setback of 20 feet. Neighborhood Service zoning will accommodate this request to construct a new salon building without the need for a variance. The Planning and Zoning Commission unanimously approved the request at their meeting on December 15, 2015.

The Mayor opened the public hearing on this item. There being no one speaking for or against the item, the Mayor closed the public hearing.

Mayor Pro Tem Leigh asked if the zoning on the original property would need to change due to the shared parking lot and entrance. Ms. Smith responded that it would remain Retail because the zoning goes with the building only.

Upon a motion by Councilmember Jerri Gauntt and a second by Councilmember Dan Kirkley, the following captioned ordinance was unanimously approved upon a vote of 6-0.

#### **ORDINANCE NO. 2016-08**

**AN ORDINANCE AMENDING THE ZONING ORDINANCE OF THE CITY OF BELTON BY CHANGING THE DESCRIBED DISTRICT FROM RETAIL TO NEIGHBORHOOD SERVICE ZONING DISTRICT ON A 0.25 ACRE TRACT, WITH DEVELOPMENT TO BE REGULATED UNDER TYPE AREA 7 DESIGN STANDARDS.**

#### **Miscellaneous**

- 8. Consider authorizing the City Manager to execute an agreement for professional services related to the design of the intersection at Martin Luther King, Jr. Avenue and Main Street.**

Interim City Engineer Angellia Points reviewed safety concerns and traffic flow issues with the existing intersection at West Martin Luther King, Jr. Avenue and Main Street. She recommended a contract with Kasberg, Patrick & Associates in the amount of \$55,700 for the design of Phase 1 improvements to the MLK

intersection, west of Main Street. The design and bid will take approximately 90-120 days.

Upon a motion by Councilmember Pearson, and a second by Councilmember Kirkley, the contract was unanimously approved by a vote of 6-0.

9. **Consider authorizing the City Manager to execute a 1-year extension to the existing contract with Dixon Paving Inc. for annual construction materials and infrastructure projects.**

Due to discrepancies between the unit price in numbers and the unit prices in words, and because Dixon Paving's office staff was unavailable to process changes in the paperwork due to illness, Interim Public Works Director Byron Sinclair recommended the contract extension be tabled to the January 26, 2016, Council meeting.

Upon a motion by Mayor Pro Tem Leigh, and a second by Councilmember Kirkley, the contract extension was tabled to the January 26, 2016, City Council meeting by a unanimous vote of 6-0.

10. **Consider establishment of an employee wellness program to include reimbursement of fees for documented participation.**

Director of Finance Brandon Bozon requested the City Council authorize the establishment of an employee wellness program. The program will consist of three elements typically found in employer sponsored wellness programs. These include on-site flu vaccinations (which are already offered), a monthly newsletter on healthy living provided by Blue Cross Blue Shield of Texas, and a gym membership reimbursement program.

Mr. Bozon stated that participation in the gym membership reimbursement program will be voluntary. Employees that choose to participate will be reimbursed up to \$120 every six months to cover gym membership fees, provided they go to the gym 50 times in the six month period. That attendance equates to approximately 2-3 times per week. The program is proposed to be effective January 1, 2016, and the reimbursement periods will range from January 1 – June 30 and July 1 – December 31. Mr. Bozon said that a full year's fiscal impact would be approximately \$42,000. He said that since health insurance increases weren't as high as anticipated, the remaining budgeted funds could be used for this program.

Mayor Marion Grayson said that a benefit of the program would be healthier employees, possibly leading to lower insurance rates. Councilmember Gauntt said that her mother's company had implemented a wellness program a number of years ago, and their program was successful.

Mr. Listi indicated Council's support for this wellness program sends a strong message to employees about the City's interest in their health. He commended Mr.

Bozon and Director of Human Resources Charlotte Walker for developing this program. He also clarified that employees would pay for their gym memberships up front and then, if they complied with the requirements of the program, they would be reimbursed.

Councilmember Gauntt asked how we would determine the employee's attendance at the gym. Mr. Bozon replied that evidence of attendance can be provided in the form of a signed statement from employees listing the dates they attended the gym, and some gyms are able to print out the employee's attendance record.

Mayor Pro Tem Leigh clarified that the City isn't technically saving \$22,500 from the lower than anticipated health insurance cost increase that had been budgeted. However, he said this was a great plan, and he felt it was a good use of funds that we had in the budget.

Upon a motion by Mayor Pro Tem Leigh and a second by Councilmember Pearson, the item was unanimously approved upon a vote of 6-0.

**11. Consider approval of ordinances on first reading and set the public hearing for January 26, 2016, granting commercial solid waste collection franchises to the following companies:**

- A. Republic Services, Inc.**
- B. Waste Management, Inc.**
- C. Progressive Waste Solutions**
- D. Eagle Disposal**
- E. Kerr Waste Services, LLC**
- F. Temple Iron & Metal**

City Clerk Amy Casey informed the Council that the City has seven commercial solid waste collection franchises. Six of the franchises expired on December 31, 2015. Each company was contacted and desires a new franchise. The term of the franchise is three years with the option to renew for two additional one-year periods. She stated that although the City has not received any complaints about any of the companies, the start time has been proposed to change from 3:00 a.m. to 5:00 a.m.

She recommended approval of the ordinances on first reading and setting the public hearing for January 26, 2016.

Upon a motion by Mayor Pro Tem Leigh, and a second by Councilmember Paul Sanderford, the following captioned ordinances were approved on first reading by a vote of 6-0, and the second reading and public hearing was set for January 26, 2016.

**ORDINANCE NO. 2016-02**

**AN ORDINANCE GRANTING A FRANCHISE TO REPUBLIC SERVICES, INC., TO PROVIDE SOLID WASTE COLLECTION SERVICES WITHIN THE CITY OF BELTON; PROVIDING FOR THE SCOPE AND NATURE OF THE OPERATION; PROVIDING FOR THE DISPOSAL OF GARBAGE, SOLID WASTE AND REFUSE; PROVIDING A PROCEDURE FOR THE HANDLING OF COMPLAINTS; PROVIDING FOR A FRANCHISE FEE; REQUIRING INDEMNITY INSURANCE; PROVIDING FOR REVOCATION AND AMENDMENT; PROVIDING FOR PAYMENT OF TAXES BY THE FRANCHISEE; PROHIBITING ASSIGNMENT AND SUBLETTING OF THE FRANCHISE WITHOUT CONSENT; PROVIDING FOR FORFEITURE; AND MAKING OTHER PROVISIONS**

**ORDINANCE NO. 2016-03**

**AN ORDINANCE GRANTING A FRANCHISE TO WASTE MANAGEMENT, INC., TO PROVIDE SOLID WASTE COLLECTION SERVICES WITHIN THE CITY OF BELTON; PROVIDING FOR THE SCOPE AND NATURE OF THE OPERATION; PROVIDING FOR THE DISPOSAL OF GARBAGE, SOLID WASTE AND REFUSE; PROVIDING A PROCEDURE FOR THE HANDLING OF COMPLAINTS; PROVIDING FOR A FRANCHISE FEE; REQUIRING INDEMNITY INSURANCE; PROVIDING FOR REVOCATION AND AMENDMENT; PROVIDING FOR PAYMENT OF TAXES BY THE FRANCHISEE; PROHIBITING ASSIGNMENT AND SUBLETTING OF THE FRANCHISE WITHOUT CONSENT; PROVIDING FOR FORFEITURE; AND MAKING OTHER PROVISIONS**

**ORDINANCE NO. 2016-04**

**AN ORDINANCE GRANTING A FRANCHISE TO PROGRESSIVE WASTE SOLUTIONS TO PROVIDE SOLID WASTE COLLECTION SERVICES WITHIN THE CITY OF BELTON; PROVIDING FOR THE SCOPE AND NATURE OF THE OPERATION; PROVIDING FOR THE DISPOSAL OF GARBAGE, SOLID WASTE AND REFUSE; PROVIDING A PROCEDURE FOR THE HANDLING OF COMPLAINTS; PROVIDING FOR A FRANCHISE FEE; REQUIRING INDEMNITY INSURANCE; PROVIDING FOR REVOCATION AND AMENDMENT; PROVIDING FOR PAYMENT OF TAXES BY THE FRANCHISEE; PROHIBITING ASSIGNMENT AND SUBLETTING OF THE FRANCHISE WITHOUT CONSENT; PROVIDING FOR FORFEITURE; AND MAKING OTHER PROVISIONS**

**ORDINANCE NO. 2016-05**

**AN ORDINANCE GRANTING A FRANCHISE TO EAGLE DISPOSAL TO PROVIDE SOLID WASTE COLLECTION SERVICES WITHIN THE CITY OF BELTON; PROVIDING FOR THE SCOPE AND NATURE OF THE OPERATION; PROVIDING FOR THE DISPOSAL OF GARBAGE, SOLID WASTE AND REFUSE; PROVIDING A PROCEDURE FOR THE HANDLING OF COMPLAINTS; PROVIDING FOR A FRANCHISE FEE; REQUIRING INDEMNITY INSURANCE;**

**PROVIDING FOR REVOCATION AND AMENDMENT; PROVIDING FOR PAYMENT OF TAXES BY THE FRANCHISEE; PROHIBITING ASSIGNMENT AND SUBLETTING OF THE FRANCHISE WITHOUT CONSENT; PROVIDING FOR FORFEITURE; AND MAKING OTHER PROVISIONS**

**ORDINANCE NO. 2016-06**

**AN ORDINANCE GRANTING A FRANCHISE TO KERR WASTE SERVICES, LLC, TO PROVIDE SOLID WASTE COLLECTION SERVICES WITHIN THE CITY OF BELTON; PROVIDING FOR THE SCOPE AND NATURE OF THE OPERATION; PROVIDING FOR THE DISPOSAL OF GARBAGE, SOLID WASTE AND REFUSE; PROVIDING A PROCEDURE FOR THE HANDLING OF COMPLAINTS; PROVIDING FOR A FRANCHISE FEE; REQUIRING INDEMNITY INSURANCE; PROVIDING FOR REVOCATION AND AMENDMENT; PROVIDING FOR PAYMENT OF TAXES BY THE FRANCHISEE; PROHIBITING ASSIGNMENT AND SUBLETTING OF THE FRANCHISE WITHOUT CONSENT; PROVIDING FOR FORFEITURE; AND MAKING OTHER PROVISIONS**

**ORDINANCE NO. 2016-07**

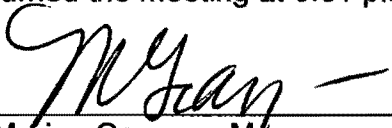
**AN ORDINANCE GRANTING A FRANCHISE TO TEMPLE IRON & METAL TO PROVIDE SOLID WASTE COLLECTION SERVICES WITHIN THE CITY OF BELTON; PROVIDING FOR THE SCOPE AND NATURE OF THE OPERATION; PROVIDING FOR THE DISPOSAL OF GARBAGE, SOLID WASTE AND REFUSE; PROVIDING A PROCEDURE FOR THE HANDLING OF COMPLAINTS; PROVIDING FOR A FRANCHISE FEE; REQUIRING INDEMNITY INSURANCE; PROVIDING FOR REVOCATION AND AMENDMENT; PROVIDING FOR PAYMENT OF TAXES BY THE FRANCHISEE; PROHIBITING ASSIGNMENT AND SUBLETTING OF THE FRANCHISE WITHOUT CONSENT; PROVIDING FOR FORFEITURE; AND MAKING OTHER PROVISIONS**

12. Consider authorizing the City Manager to execute an agreement for professional services related to the design and construction of the South Belton Sewer Service Project.

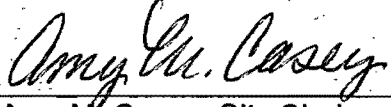
City Manager Sam Listi recommended tabling this item until contract terms could be fully reviewed.

Upon a motion by Councilmember Pearson, and a second by Councilmember Sanderford, the item was tabled by a unanimous vote of 6-0

There being no further business, the Mayor adjourned the meeting at 6:01 p.m.

  
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Marion Grayson, Mayor

ATTEST:

  
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Amy M. Casey, City Clerk