

**KERRVILLE CITY COUNCIL AGENDA**  
**REGULAR MEETING, TUESDAY, OCTOBER 22, 2013, 6:00 P.M.**  
**CITY HALL COUNCIL CHAMBERS**  
**701 MAIN STREET, KERRVILLE, TEXAS**

**CALL TO ORDER**

**INVOCATION** offered by Bob Allen, First United Methodist Church.

**PLEDGE OF ALLEGIANCE TO THE FLAG:** led by Willie Askey, Army World War II Veteran, and member of the association of the American Veterans.

Those in attendance may stand if they wish.

**1. VISITORS/CITIZENS FORUM:**

Any citizen with business not scheduled on the agenda may speak to the City Council. Prior to speaking, each speaker must fill out the speaker request form and give it to the City Secretary. City Council may not discuss or take any action on an item but may place the issue on a future agenda. The number of speakers will be limited to the first ten speakers and each speaker is limited to four minutes.

**2. RECOGNITIONS:**

2A. Proclamation designating Friends of the Library Week October 20-26, 2013. (Mayor Pratt)

2B. Resolution of Commendation to Glenn Clark Andrew for serving on the zoning board of adjustment.

2C. Proclamation recognizing Clarabelle Snodgrass on the occasion of her 100<sup>th</sup> birthday. (Mayor Pratt)

**3. CONSENT AGENDA:**

These items are considered routine and can be approved in one motion unless a city councilmember asks for separate consideration of an item. It is recommended that City Council approve the following items which will grant the Mayor or City Manager the authority to take all actions necessary for each approval:

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The facility is wheelchair accessible and accessible parking spaces are available. Requests for accommodations or interpretive services must be made 48 hours prior to this event. Please contact the City Secretary's Office at 830-258-1117 for further information.

I do hereby certify that this notice of meeting was posted on the bulletin board at the city hall of the city of Kerrville, Texas, and said notice was posted on the following date and time, October 18, 2013 at 3:00 p.m. and remained posted continuously for at least 72 hours preceding the scheduled time of the meeting.

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Deputy City Secretary, City of Kerrville, Texas

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3A. Minutes of the city council special meetings held October 3, 2013 at 8:00 a.m. and 10:00 a.m.; special meetings held October 8, 2013, at 2:00 p.m. and 5:30 p.m.; and the regular meeting held October 8, 2013 at 6:00 p.m. (staff)

3B. Authorization to submit grant application to the Hal & Charlie Peterson Foundation in the amount of \$400,000 for Phase III of the Butt-Holdsworth Memorial Library Campus renovation project. (staff)

3C. Authorization to submit funding application in the amount of \$400,000 to the City of Kerrville, Texas Economic Improvement Corporation for Phase III of the Butt-Holdsworth Memorial Library Campus renovation project. (staff)

3D. Resolution No. 39-2013 cancelling the regular meeting of the city council scheduled for November 26, 2013. (staff)

**END OF CONSENT AGENDA**

**4. ORDINANCE, SECOND AND FINAL READING:**

4A. Ordinance No. 2013-20, approving a negotiated resolution between the Atmos Cities Steering Committee and Atmos Energy Corp., Mid-Tex Division regarding the company's 2013 annual rate review mechanism filing in all cities exercising original jurisdiction; declaring existing rates to be unreasonable; adopting tariffs that reflect rate adjustments consistent with the negotiated settlement and finding the rates to be set by the attached tariffs to be just and reasonable; requiring the company to reimburse cities' reasonable ratemaking expenses; repealing conflicting resolutions or ordinances; determining that this ordinance was passed in accordance with the requirements of the Texas Open Meetings Act; adopting a savings clause; declaring an effective date; providing a most favored nations clause; and requiring deliver of this ordinance to the company and the steering committee's legal counsel. (staff)

**5. ORDINANCES, FIRST AND ONLY READING:**

5A. Ordinance No. 2013-21 by the City Council of the City of Kerrville, Texas authorizing the issuance of "City of Kerrville, Texas Utility System Revenue Bonds, Series 2013"; providing for the payment of the principal of and interest on the bonds by a first and prior lien on and pledge of the pledged revenues of the city's utility system; providing the terms and conditions of such bonds; resolving other matters incident and relating to the issuance, payment, security, sale, and delivery of such bonds; authorizing

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the execution of a paying agent/registrar agreement and a purchase and investment letter; complying with the requirements of the letter of representations previously executed with the depository trust company; and providing for an effective date. (staff)

**6. CONSIDERATION AND POSSIBLE ACTION:**

6A. Request by the Military Order of the Purple Heart to waive all fees for the Veterans Day Parade. (Byron Warren)

6B. Charter of the City of Kerrville, Texas and Proposed Amendments, if any. (staff)

**7. INFORMATION AND DISCUSSION:**

7A. Kerrville Economic Development Corporation work program update. (Jonas Titas)

7B. Kerrville Triathlon post event report. (staff)

7C. Budget and economic update. (staff)

**8. BOARD APPOINTMENTS:**

8A. Appointments to the zoning board of adjustment. (staff)

**9. ITEMS FOR FUTURE AGENDAS**

**9. ANNOUNCEMENTS OF COMMUNITY INTEREST:**

Announcement of items of community interest, including expressions of thanks, congratulations, or condolences; information regarding holiday schedules; honorary recognitions of City officials, employees, or other citizens; reminders about upcoming events sponsored by the City or other entity that is scheduled to be attended by City officials or employees; and announcements involving imminent threats to the public health and safety of the City. No action will be taken.

**10. EXECUTIVE SESSION:**

City Council may, as permitted by law, adjourn into executive session at any time to discuss any matter listed above including if they meet the qualifications in Sections 551.071 (consultation with attorney), 551.072 (deliberation regarding real property), 551.073 (deliberation regarding gifts), 551.074 (personnel matters), 551.076 (deliberation regarding security devices), and 551.087 (deliberation regarding economic

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development negotiations) of Chapter 551 of the Texas Government Code, including the following matters:

Section 551.074:

Appointments to the zoning board of adjustment.

Sections 551.071 and 551.072:

Discuss the purchase, exchange, lease, sale, or value of real property, the public discussion of which would not be in the best interests of the City's bargaining position with third parties, regarding property interests related to the following projects:

- Jefferson lift station
- River Trail.

Section 551.074:

- Annual review of city attorney.

**11. ACTION ON ITEMS DISCUSSED IN EXECUTIVE SESSION**

**12. ADJOURNMENT.**

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