

KERRVILLE CITY COUNCIL AGENDA
REGULAR MEETING, TUESDAY, NOVEMBER 23, 2010, 6:00 P.M.
CITY HALL COUNCIL CHAMBERS
800 JUNCTION HIGHWAY, KERRVILLE, TEXAS

CALL TO ORDER

INVOCATION offered by Heather Mitchell, Minister of Music, First Baptist Church.

PLEDGE OF ALLEGIANCE TO THE FLAG

1. VISITOR/CITIZENS FORUM:

Any citizen with business not scheduled on the agenda may speak to the Council. Prior to speaking, each speaker must fill out the speaker request form and give it to the City Secretary. 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. PRESENTATIONS:

2A. Keri & Patrick Wilt, owners of Grape Juice, the Texas Downtown Association President's Award for Best Commercial Interior 2010. (Mayor Wampler)

2B. Recognition of street division employees for saving the city nearly \$700,000 by reconstructing streets with in-house labor and equipment. (Staff)

3. CONSENT AGENDA:

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

3A. Approval of the minutes of the regular city council meeting held November 9, 2010.

3B. A resolution canceling the regular meeting of the city council scheduled for December 28, 2010. (Staff)

3C. Authorize execution of a contract for the renewal of the enterprise agreement with Microsoft, in the amount of \$32,897.17. (Staff)

3D. Authorize execution of the second amendment to the professional engineering services agreements with LNV Engineering, Inc. regarding the safe routes to schools program (TxDOT grant projects No. 0915-15-091, 0915-15-092, 0915-15-093, 0915-15-094) in the amount not to exceed \$32,000. (Staff)

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 830-257-8000 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: November 19, 2010 at 2:30 p.m. and remained posted continuously for at least 72 hours proceeding the scheduled time of the meeting.

Brenda Craig
City Secretary, City of Kerrville, Texas

3E. A resolution authorizing the assignment of the city's lease agreement with Omni Multimedia Network International, L.L.C. to CT Cube, L.P., doing business as West Central Net and approving an amendment to said agreement with respect to the term. (Staff)

3F. Right-of-way license agreement to allow a sidewalk café at 804 Water Street for the Water Street Café. (Staff)

3G. Approval of an economic development grant agreement between A & D Properties #2 and the City of Kerrville, Texas Economic Improvement Corporation in the amount of \$10,000. (Staff)

END OF CONSENT AGENDA

4. ORDINANCES, SECOND AND FINAL READING:

4A. An ordinance amending Chapter 26 "Buildings and Building Regulations", Article VIII "Building Board of Adjustment and Appeals" of the Code of Ordinances of the City of Kerrville, Texas, by amending the membership qualifications for said board; containing a cumulative clause; containing a savings and severability clause; establishing an effective date; and providing other matters related to the subject. (Staff)

4B. An ordinance amending Chapter 58 "Health and Sanitation" of the Code of Ordinances of the City of Kerrville, Texas, by adding a new Article IV "Illegal Smoking Products and Illegal Smoking Paraphernalia"; containing a cumulative clause; containing a savings and severability clause; providing for a penalty for violation of any provision hereof; ordering publication; providing for an effective date; and providing other matters related to the subject. (Staff)

4C. An ordinance amending Chapter 118 "Waterways", Article II, "City Water Impoundment Regulations," of the Code of Ordinances of the City of Kerrville, Texas, by clarifying that the construction of habitable structures is prohibited within certain areas adjacent to the city's impounded waters of the Guadalupe River and adding a definition for "habitable structure"; containing a cumulative clause; containing a savings and severability clause; establishing an effective date; ordering publication; and providing other matters related to the subject. (Staff)

5. INFORMATION AND DISCUSSION:

5A. Overview of the Southern Edwards Plateau Habitat Conservation Plan. (Mayor Wampler)

5B. Naming of the proposed river trail. (Mayor Wampler)

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5C. Update regarding Lower Colorado River Authority Transmission Services Corporation's (LCRA-TSC) application for the proposed McCamey D to Kendall to Gillespie CREZ project (PUC Docket No. 38354). (Staff)

5D. Kerrville budget/economic update. (Staff)

6. BOARD APPOINTMENT:

6A. Appointment to the Library Advisory Board. (Staff)

7. ITEMS FOR FUTURE AGENDAS

8. 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.

9. EXECUTIVE SESSION:

The city council reserves the right to adjourn into executive session at any time to discuss any of the matters listed as permitted by law 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 development negotiations) of Chapter 551 of the Texas Government Code, including the following matters:

Sections 551.071, 551.072 and 551.087:

- Negotiations with Hunter Equity regarding the construction of a multi-purpose meeting facility for the city of Kerrville.

Section 551.071:

- Consult with attorney about pending litigation or settlement regarding the application from the City of Kerrville before the Texas Commission on Environmental Quality to amend its Certificate of Convenience and Necessity (CCN) for its water utility, No. 12928 in Kerr County, Texas.

10. ACTION ON ITEMS DISCUSSED IN EXECUTIVE SESSION

11. ADJOURNMENT.

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