

CITY COUNCIL MINUTES
REGULAR MEETING

KERRVILLE, TEXAS
AUGUST 13, 2019

On August 13, 2019, at 6:00 p.m. the meeting was called to order by Mayor Bill Blackburn in the City Hall Council Chambers at 701 Main Street. The invocation was offered by Councilmember Delayne Sigerman, followed by the Pledge of Allegiance led by Councilmember Sigerman.

COUNCILMEMBERS PRESENT:

Bill Blackburn	Mayor
Judy Eychner	Mayor Pro Tem
Gary Cochrane	Councilmember
Kim Clarkson	Councilmember
Delayne Sigerman	Councilmember

COUNCILMEMBER ABSENT: None

CITY EXECUTIVE STAFF PRESENT:

Mark McDaniel	City Manager
E.A. Hoppe	Deputy City Manager
Mike Hayes	City Attorney
Shelley McElhannon	City Secretary
Stuart Barron	Director of Public Works
Laura Bechtel	Library Director
Kyle Burow	Director of Engineering
Stuart Cunyus	Public Information Officer
Amy Dozier	Director of Finance
Guillermo Garcia	Executive Director of Innovation
David Knight	Chief of Police
Kim Meismer	Executive Director of General Operations
Sherry Mosier	Manager of Strategic Initiatives
Drew Paxton	Executive Director of Development Services
Dannie Smith	Fire Chief
Charvy Tork	Director of Information Technology

VISITORS PRESENT: On file in City Secretary's Office for required retention period.

1. ANNOUNCEMENTS OF COMMUNITY INTEREST:

Items of Interest to the Community were presented by Stuart Cunyus and Councilmember Judy Eychner.

2. VISITORS FORUM:

The following persons spoke:

- Vincent Voelkel
- Bruce Stracke

3. PRESENTATIONS:

3A. Ray Buck with the Upper Guadalupe River Authority recognized and thanked the City of Kerrville's contribution to the success of the 16th Annual River Clean Up.

4. CONSENT AGENDA:

Citizen George Baroody requested to pull item 4C, 4E, and 4G from the Consent Agenda.

Councilmember Eychner moved to approve items 4A, 4B, 4D, 4F, 4H, 4I, and 4J as presented. Councilmember Sigerman seconded, and the motion passed 5-0.

4A. Resolution No. 30-2019 supporting the City of Kerrville's application to the Texas Department of Transportation's 2019 Safe Routes to School-Infrastructure (SRTS) call for projects. Kerrville Tally Elementary School.

4B. Resolution No. 31-2019 supporting the City of Kerrville's application to the Texas Department of Transportation's 2019 Safe Routes to School-Infrastructure (SRTS) call for projects. Kerrville Tom Daniels Elementary School.

4D. Resolution No. 32-2019 authorizing the City Manager to approve a multiple use agreement with the Texas Department of Transportation to permit the City to construct, maintain, and operate a public hike and bike trail within State Highway 27 right-of-way at Quinlan Creek, as part of the City's River Trail Extension to Schreiner University.

4F. Texas Main Street Locally Designated Program 2019 Contract.

4H. Minutes for the City Council workshop held July 23, 2019.

4H. Minutes for the Employee Benefits Trust meeting held July 23, 2019.

4J. Minutes for the regular City Council meeting held July 23, 2019.

END OF CONSENT AGENDA:

4C. Authorize the execution of a construction contract with JK Bernhard Construction Co. for the River Trail extension to Schreiner University project in an amount of \$1,219,805.93.

The following person spoke:

- George Baroody

E.A. Hoppe responded to questions.

Councilmember Gary Cochrane moved to approve authorizing the execution of a construction contract with JK Bernhard Construction Co. Councilmember Sigerman seconded, and the motion passed 5-0.

4E. Resolution No. 28-2019 recreating the Kerrville Main Street Advisory Board; providing for its membership, terms of office, organization and structure; and repealing Resolution No. 12-2014.

The following persons spoke:

- George Baroody
- William Rector

Councilmember Kim Clarkson, Mayor Blackburn, and Councilmember Eychner responded to questions.

Councilmember Eychner moved to approve Resolution No. 28-2019 as presented. Councilmember Cochrane seconded, and the motion passed 5-0.

4G. Interlocal Cooperation Agreement between City of Kerrville, Texas and Headwaters Groundwater Conservation District: Ellenberger Groundwater Well.

The following person spoke:

- George Baroody

Councilmember Cochrane moved to approve the Interlocal Cooperation Agreement. Councilmember Eychner seconded, and the motion passed 5-0.

5. PUBLIC HEARING AND ORDINANCE(S), FIRST READING:

5A. Ordinance No. 2019-17. An ordinance APPROVING AND ADOPTING THE City of Kerrville, Texas, Zoning Code, a comprehensive rewrite of the City's Zoning Regulations in accordance and aligned with the Kerrville Comprehensive Plan (K2050); said rewrite to be known as the "City of Kerrville, Texas Zoning Code"; and found within a new Chapter 60 of the City's Code of Ordinances; approving and adopting the official Zoning Map of the City, providing procedures to amend said map; requiring a staff report as to implementation by a specific date; repealing in their entirety all ordinances or parts of ordinances inconsistent herewith; providing an open meetings clause; providing a cumulative clause; containing a savings and severability clause; providing for a penalty or fine of not more than \$2,000 for each day of violation of any provision hereof; ordering publication; providing an effective date; and providing other matters related to this subject.

Mayor Blackburn opened the public hearing at 6:25 p.m.

Drew Paxton introduced the item. Kimley-Horn consultants Mark Bowers and Monica Heid defined and highlighted the Zoning Code rewrites, key zoning map changes, and project goals. Drew Paxton discussed additional changes and revisions which were recommended after the Planning and Zoning Commission meeting on July 18, 2019. Drew Paxton, Mark Bowers, and Monica Heid responded to questions.

The following persons spoke:

- George Baroody
- William Rector
- Rachel Fitch
- Stephen King
- Peggy McKay
- Corey Walters
- Bruce Stracke

Councilmember Eychner moved to approve Ordinance No. 2019-17 Zoning Code as presented. Councilmember Clarkson seconded, and the motion passed 5-0.

Mayor Blackburn closed the public hearing at 6:56 p.m.

6. ORDINANCE(S), SECOND READING:

6A. Ordinance No. 2019-16. Second Reading. An Ordinance ordering a special election to be held on November 05, 2019, for the purpose of submitting propositions to voters for proposed amendments to the City Charter; establishing early voting locations and polling places for this election; making provisions for the conduct of the election; making provisions for the conduct of the election; and providing for public review.

Mike Hayes reviewed the ordinance and ordinance development process, and responded to questions from City Council. City Council made comments regarding potential removal of Measure G.

The following persons spoke:

- Roman Garcia

Councilmember Clarkson moved to adopt Ordinance No. 2019-16, second reading, but amend the ordinance by removing Measure G "Compensation for Councilmembers". Councilmember Eychner seconded, and the motion passed 5-0.

7. CONSIDERATION AND POSSIBLE ACTION:

7A. Resolution No. 29-2019 setting forth the ad valorem (property) tax rate to be considered for adoption for the 2019 tax year; calling two public hearings prior to the adoption of said rate; and calling a public hearing prior to the adoption of the fiscal year 2020 budget as required by both the City's charter and state law.

Amy Dozier presented the resolution.

The following person signed a request to speak before the meeting, but later advised he did not wish to:

- George Baroody

Councilmember Sigerman moved to approve Resolution No. 29-2019 as presented. Councilmember Cochrane seconded, and the motion passed 5-0.

8. BOARD APPOINTMENTS:

8A. Appointment of two board members to the Zoning Board of Adjustment.

This item was taken into executive session.

9. ITEMS FOR FUTURE AGENDAS:

This item was not called. The City Council went directly into executive session pursuant to the next agenda item.

10. EXECUTIVE SESSION:

Councilmember Sigerman moved to go into executive session under Section 551.074 of the Texas Government Code. Councilmember Clarkson seconded, and the motion passed 5-0.

Mayor Blackburn recessed the open session at 8:13 p.m., and Council convened in closed executive session.

At 8:18 p.m. the Council reconvened in open session.

11. ACTION ON ITEMS DISCUSSED IN EXECUTIVE SESSION, IF ANY:

Councilmember Sigerman moved to appoint Paul Zohlen as a permanent member, appoint Kate Marlow as an alternate member, and appoint Ernest Garza as an alternate member of the Zoning Board of Adjustment Committee. Councilmember Cochrane seconded, and the motion passed 5-0.

ADJOURNMENT

The meeting was adjourned at 8:20 p.m.



Bill Blackburn, Mayor

ATTEST: 
Shelley McElhannon, City Secretary

APPROVED: 8-27-2019