

**CITY OF KERRVILLE, TEXAS
RESOLUTION NO. 01-2021**

**A RESOLUTION ADOPTING THE CITY OF KERRVILLE'S 2021
STATE LEGISLATIVE PRIORITIES FOR THE 87TH TEXAS
LEGISLATURE**

WHEREAS, the 87th Texas Legislature is scheduled to commence in January 2021; and

WHEREAS, it is anticipated that many legislative issues affecting local government will be considered; and

WHEREAS, attached as **Exhibit A** is a proposed 2021 Legislative Program; and

WHEREAS, City Council is of the opinion that such 2021 Legislative Program is in the best interest of the City and the Kerrville community, to include citizens, businesses, and property owners, and should be adopted and forwarded for consideration to the Legislature; and

WHEREAS, City Council finds it to be in the public interest to adopt the City of Kerrville 2021 Legislative Program for the 87th Texas Legislature;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF
THE CITY OF KERRVILLE, KERR COUNTY, TEXAS:**

SECTION ONE. The City of Kerrville's 2021 Legislative Program for the 87th Texas Legislature, which is attached as **Exhibit A** ("Legislative Program"), is adopted.

SECTION TWO. The City Manager, City Attorney, or designees, are directed to communicate the items included in the Legislative Program to members of Congress, the Texas Legislature, in general, and/or to the appropriate legislative committees, committee members, and others designated by the City Manager, to include Senator Buckingham and Representative Murr.

SECTION THREE. Pursuant to the Legislative Program, the City Manager, City Attorney, or designees, are authorized to actively pursue or oppose the passage of legislation if it is introduced by some other entity. The efforts to obtain passage of legislation may include drafting appropriate legislation, seeking a sponsor, and actively pursuing passage of legislation by providing testimony and through other means. For items "opposed" by the Legislative Program, the City Manager, City

Attorney, or designees, are authorized to attempt to impede the passage of any such legislation.

SECTION FOUR. It is recognized that in carrying out and supporting the Legislative Program, any such activities will often be implemented in the context of great numbers of legislative proposals being considered within short time periods. City representatives, including City Council, are authorized to act on behalf of the City consistent with the necessary broad policy concerns set forth in the program, to include acting in conjunction with other cities and entities in both the area and statewide in furtherance of the City's goals.

SECTION FIVE. This Resolution is effective immediately upon approval.

PASSED AND APPROVED ON this the 12 day of January A.D., 2021.



Bill Blackburn, Mayor

APPROVED AS TO FORM:



Michael C. Hayes, City Attorney

ATTEST:



Shelley McElMannon, City Secretary

EXHIBIT A

**City of Kerrville
2021 Legislative Program
87th Legislative Session**
(to include Special Session(s), if any)

I. General Purpose. This 2021 Legislative Program (“Legislative Program”) is a guide for the City of Kerrville (“City”) with respect to its positions and priorities for the upcoming 87th Texas legislative session. The purpose of the City’s legislative efforts is to protect the City’s interests by advocating for what is in the best interest of the Kerrville community, to include its citizens, businesses, and property owners. The Texas Legislature considers making and then at times makes, significant decisions affecting Texas cities. Therefore, the City seeks to have a voice during the upcoming legislative session.

II. Specific Interests and Goals. As the level of government closest to its citizens, the City bears the primary responsibility for ensuring health and safety, for providing a variety of daily services, and for the provision of capital infrastructure. In line with these responsibilities, the following are the interests and goals of the City through this Legislative Program:

- A.** The City seeks to preserve home-rule authority for its citizens. The City may oppose bills that will provide for state preemption of municipal authority in general or specifically erode the City’s authority to govern locally.
- B.** Municipal revenue is made up of sources such as property tax, sales tax, right-of-way revenues, service fees, and court fines. The City seeks to maintain a predictable level of revenue and oppose state mandates that do not allow the City to provide a stable source of funding to meet the needs of its citizens.
- C.** The City supports legislation that would increase the uses for the revenue it receives from the application of hotel occupancy tax, to include making improvements to its parks and facilities.
- D.** The City opposes legislation that removes authority and choice from its citizens. The City opposes legislation that would erode authority for adequate compensation for use of the City’s public rights-of-way or erodes municipal authority over the management and control of its public rights-of-way, including by state or federal rules or federal legislation.

EXHIBIT A

- E. Supporting a change in existing state law that would authorize the City, under specific conditions, to sell unused and unusable property that was dedicated to the City for park purposes. This authority would be similar to authority previously currently granted to other cities. Such specific conditions may include a park size of less than 1 acre.
- F. Supporting a review by the Texas Legislature of rock (aggregate) mining operations (quarries) both within the City and within its extraterritorial jurisdiction as a way to mitigate the negative impacts of this industry to air and water quality and to balance the rights of this type of property use with the rights of other property owners to use and enjoy their properties.
- G. The City supports funding and programs that are intended to increase services for those suffering from or otherwise impacted by mental health issues, to include access to medical care, housing, education, and training.



City of Kerrville
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January 13, 2021

The Honorable Dawn Buckingham
Texas Senate
P.O. Box 12068, Capitol Station
Austin, TX 78711

RE: City of Kerrville's 2021 State Legislative Priorities, 87th Texas Legislature

Dear Senator Buckingham:

I hope you, your family, and your staff are and healthy, doing well, and off to a great start during the opening days of the session. The City appreciates your service representing the citizens of Kerrville.

Earlier this week, City Council adopted Resolution No. 01-2021, which I have attached. The resolution adopts the City's Legislative Program for the 2021 session. The program, which is in turn attached to the resolution, prioritizes issues that Council feels strongly about and which may arise in various bills that will come to you for consideration. Council asks that you take this program into account as you work through these issues during the coming days.

Again, we are grateful for your service and stand ready to help you in whatever way we can. Should you have any questions about the City's program or our interests, please let me know. Thank you.

Very truly yours,

Mark McDaniel
City Manager

Attachment

C: Mayor
City Council



City of Kerrville

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January 13, 2021

The Honorable Andrew Murr
Texas House of Representatives
Room E1.308
P.O. Box 2910
Austin, TX 78768

RE: City of Kerrville's 2021 State Legislative Priorities, 87th Texas Legislature

Dear Representative Murr:

I hope you, your family, and your staff are and healthy, doing well, and off to a great start during the opening days of the session. The City appreciates your service representing the citizens of Kerrville.

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C: Mayor
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