



CITY COUNCIL MEETING AGENDA
FEBRUARY 14, 2023, 6:00 PM
CITY HALL, 701 MAIN STREET, KERRVILLE, TEXAS



**Council Meeting Procedures, City Council and City Staff Safety Measures, and
Citizen Participation Guidelines**

Citizens may view and hear City Council meetings on Spectrum Channel 2 or by live-streaming via the City's website (www.kerrvilletx.gov). City Council meetings are recorded and the recordings are posted on the City's website.

Citizens wishing to speak during a meeting shall submit a completed "speaker request form" to the City Secretary before the item is introduced, but are encouraged to submit the form before the meeting begins. Each speaker is limited to four minutes.

"Pursuant to Section 30.06, Penal Code (trespass by license holder with a concealed handgun), a person licensed under Subchapter H, Chapter 411, Government Code (handgun licensing law), may not enter this property with a concealed handgun."

"Pursuant to Section 30.07, Penal Code (trespass by license holder with an openly carried handgun), a person licensed under Subchapter H, Chapter 411, Government Code (handgun licensing law), may not enter this property with a handgun that is carried openly."

"Pursuant to Section 46.03, Penal Code (places weapons prohibited), a person may not carry a firearm or other weapon on this property."

Thank you for your participation!

CALL TO ORDER: Mayor Judy Eychner

INVOCATION AND PLEDGE OF ALLEGIANCE: Led by Mayor Pro Tem Kim Clarkson

1 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.

2 PRESENTATION(S):

2.A Briefing on Winter Storm 2023 "Mara" - January 31 through February 02, 2023.

3 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. The speaker request form must be submitted to the City Secretary before the item is called or read into record. City Council may not discuss or take any action on an item but may place the issue on a future agenda. Each speaker is limited to four minutes.

4 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 the City Council approve the following items which will grant the Mayor or City Manager the authority to take all actions necessary for each approval:

4.A Purchase Case Wheel Loader from Associated Supply Co, Inc. in the amount of \$72,019.22.
Attachment: [20230214_Purchase_Wheel Loader_Utility_Construction2.pdf](#)

4.B Professional Services Agreement with Hewitt Engineering, Inc. for the Flow Equalization Basin Lift Station project in the amount of \$78,500.00.
Attachment: [20230214_Contract Hewitt Engineering_FEB Lift Station scope.pdf](#)

4.C City Council workshop minutes, January 24, 2023.
Attachment: [20230214_Minutes CC workshop 1-24-23 4pm.pdf](#)

4.D City Council meeting minutes, January 24, 2023.
Attachment: [20230214_Minutes CC meeting 1-24-23 6pm.pdf](#)

END OF CONSENT AGENDA.

5 ORDINANCES, SECOND READING:

- 5.A Ordinance No. 2023-06, second reading. An Ordinance amending Chapter 60 of the Code of Ordinances, City of Kerrville, Texas; by changing the zoning for properties known as 402, 405, 406, 407, 409, 410, 411, 413, 414, and 415 W. Water; consisting of the Westland Addition; from a Single Family Residential with Accessory Dwelling Unit Zoning District (R-1A) to a Residential Transition Zoning District (RT); and providing other matters relating to the subject.

Attachments: [20230214 Ord 2023-06 Zone RT W Water Street 2nd reading.pdf](#)
[20230214_Letter opposed Pena zone W Water.pdf](#)

- 5.B Ordinance No. 2023-07, second reading. An Ordinance amending Chapter 60 of the Code of Ordinances, City of Kerrville, Texas; by changing the zoning of a property known as 3800 Loop 534; consisting of Lot 1, Block 5 of the Legion Hills Phase Four Subdivision, being approximately 3.56 acres, and within the City of Kerrville, Kerr County, Texas; from a Medium Density Residential Zoning District (R2) to a Light Commercial Zoning District (C-2); and providing other matters relating to the subject.

Attachment: [20230214 Ord 2023-07 Zone change 3800 Loop 534 2nd reading.pdf](#)

- 5.C Ordinance No. 2023-08, second reading. An Ordinance annexing a tract of land into the Corporate Limits of the City of Kerrville, Texas; such property making up approximately 0.08 acres and generally located adjacent to and south of Lehmann Drive in the area that Lehmann Drive intersects with Lenard Lane; such property more specifically described in this Ordinance and being located within the extraterritorial jurisdiction of and adjacent to the City Limits; adopting a service agreement; establishing the zoning for the annexed property as a Public and Institutional (PU) Zoning District; and providing other matters relating to the subject.

Attachment: [20230214 Ord 2023-08 Annex-zone Lehmann and Lenard 2nd reading.pdf](#)

6 CONSIDERATION AND POSSIBLE ACTION:

- 6.A Consider a request for the granting of major waivers pursuant to §82-37 of the City's Code of Ordinances, such waivers concerning 1) the delayed submission of security for public infrastructure; 2) approval to reduce such security following City's acceptance of phased installation; 3) the early termination of an improvement agreement, all waivers applicable to property being a 37.10 acre tract, referenced as Creekside Apartments Phase 1A, to be addressed as 102 Wellborn Way, and generally located near the intersection of State Highway 16.

Attachment: [20230214 Waiver -Request for limited waiver Creekside.pdf](#)

- 6.B Resolution No. 04-2023. A Resolution authorizing execution of an Advance Funding Agreement (AFA) with the Texas Department of Transportation for a Transportation Alternatives Set-Aside (TASA) Project.

Attachment: [20230214_Reso 04-2023 AFA with TASA.pdf](#)

- 6.C Construction Agreement with G5 Utilities, Inc. for the Public Safety Facility Wastewater Realignment project in the amount of \$347,777.00.

Attachments: [20230214_Bids_PSF Wastewater Realignment_Bid Summary.pdf](#)
[20230214_Letter_PSF Wastewater Realignment_Recommendation of Award.pdf](#)

- 7 **EXECUTIVE SESSION:** *City Council may, as permitted by law, adjourn into executive session at any time to discuss any matter listed above 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/officers), 551.076 (deliberation regarding security devices), and 551.087 (deliberation regarding economic development negotiations) of Chapter 551 of the Texas Government Code.*

8 ACTION ON ITEMS DISCUSSED IN EXECUTIVE SESSION, IF ANY.

- 9 **ITEMS FOR FUTURE AGENDAS:** *City Council may suggest items or topics for future agendas.*

ADJOURN.

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 830-258-1118 for further information.

I hereby certify that this agenda was posted as notice of the meeting on the bulletin board at City of Kerrville, Texas, City Hall and on the City's website: [February 10, 2023 at 3:45 pm](#) and remained posted continuously at least 72 hours preceding the scheduled time of the meeting. [Shelley McElhannon](#), City Secretary, City of Kerrville, Texas