

**CITY COUNCIL MINUTES
REGULAR MEETING**

**KERRVILLE, TEXAS
JANUARY 10, 2023 6:00 PM**

On January 10, 2023 at 6:15 p.m., Mayor Judy Eychner called the Kerrville City Council meeting to order in City Hall Council Chambers, 701 Main Street. Councilmember Joe Herring, Jr. provided the invocation and led the Pledge of Allegiance.

COUNCILMEMBERS PRESENT:

Judy Eychner, Mayor
Kim Clarkson, Mayor Pro Tem/Councilmember Place 2
Roman Garcia, Councilmember Place 1
Joe Herring, Jr., Councilmember Place 3
Brenda Hughes, Councilmember Place 4

COUNCILMEMBER ABSENT:

None

CITY EXECUTIVE STAFF:

E.A. Hoppe, City Manager
Mike Hayes, City Attorney
Michael Hornes, Asst City Manager
Kim Meismer, Asst City Manager
Shelley McElhannon, City Secretary
Stuart Barron, Exec Director Public Works
Julie Behrens, Director of Finance
Ashlea Boyle, Director Parks-Recreation

Kyle Burow, Director of Engineering
Stuart Cunyus, Public Information Officer
Megan Folkerts, Senior Analyst
Guillermo Garcia, Exec Dir Innovation
Scott Loveland, Asst Director Public Works
Eric Maloney, Fire Chief
Chris McCall, Police Chief
Drew Paxton, Planning Director

VISITORS PRESENT:

A list of the citizen speakers present during the meeting is on file in the City Secretary's Office for the required retention period.

Bob Reeves, Kerr County Tax Assessor Mary Rohrer, Airport Manager

Mayor Eychner and Councilmember Herring provided homage to a citizen and family.

1. ANNOUNCEMENTS OF COMMUNITY INTEREST:

Announcements of Community Interest provided by Stuart Cunyus.

2. PRESENTATIONS:

2A. Kerrville Kindness Award recognizing the Kerrville Professional Firefighters Association, and local businesses.

Mayor Eychner presented the Kerrville Kindness award to the Kerrville Professional Firefighters Association and *Toss It Dumpsters* local business, recognizing good works for a citizen in need.

3. VISITORS FORUM:

The following person(s) spoke:

- Glenn Andrew

4. CONSENT AGENDA:

Councilmember Roman Garcia made a motion to approve 4A, 4B, 4C, 4D, 4E, and 4F, seconded by Councilmember Brenda Hughes. The motion passed 5-0.

4A. Resolution No. 01-2023. A Resolution authorizing the City Manager to approve a master multiple use agreement with the Texas Department of Transportation to permit the City to install and maintain public art within the state's highway right-of-way within the City limits.

4B. Resolution No. 02-2023. A Resolution supporting the Joint Airport Board's participation in a Statewide Pavement Program to include specific capital improvements at the Kerrville-Kerr County Airport.

4C. Contract with Suez Water Technologies & Solutions in the amount of \$302,105 for the purchase and installation of two membrane filters at the City's Water Production Facility.

4D. Texas Main Street Locally Designated Program 2023 Contract between the Texas Historical Commission and the City of Kerrville.

4E. City Council workshop minutes December 13, 2022.

4F. City Council meeting minutes December 13, 2022.

END OF CONSENT AGENDA.

5. ORDINANCES, FIRST READING:

5A. Ordinance No. 2023-03. An Ordinance amending Chapter 26 of the Code of Ordinances, City of Kerrville, Texas, titled "Buildings and Building Regulations"; by adding a new Article X titled "Outdoor Lighting", to create standards for outdoor lighting to minimize light pollution, glare, and light trespass caused by inappropriate or misaligned light fixtures, while improving nighttime public safety, utility, and security; providing an effective date; and providing other matters related to the subject.

Shelley McElhannon read Ordinance No. 2023-03 caption into record.

Drew Paxton provided information, and Drew Paxton and E.A. Hoppe responded to questions.

The following person(s) spoke:

- Greg Martin
- William Rector
- Jeremy Walther
- Dawn Davies
- Jeff Stone
- Kevin Wessels
- Charlie McIlvain

Councilmember Kim Clarkson made a motion to approve Ordinance No. 2023-03 on first reading, seconded by Councilmember Hughes. The motion passed 4-1 with Councilmember Clarkson, Mayor Eychner, Councilmember Herring, and Councilmember Hughes voting in favor, and Councilmember Garcia opposed.

5B. Ordinance No. 2023-04. Ordinance No. 2023-04. An Ordinance closing, abandoning, and vacating all right, title, and interest in a public right-of-way, consisting of an unimproved, unopened portion of West St. that extends between Lois Street and adjacent to the properties addressed as 620 and 704 Junction Highway (SH 27); said right-of-way out of the Westland Place Addition, a Subdivision within the City of Kerrville, Kerr County, Texas, pursuant to the plat recorded in Volume 1, Page 26 of the Plat Records of Kerr County, Texas and corresponding filed notes; and, located within the City of Kerrville, Texas; finding that said portion is not required for future use as a public street; ordering recording; providing an effective date; and providing other matters related to this subject.

Shelley McElhannon read Ordinance No. 2023-04 caption into record.

Michael Hornes, E.A. Hoppe, and Mike Hayes provided information and responded to questions. The following person(s) spoke:

- George Baroody

Councilmember Garcia made a motion to table Ordinance No. 2023-04 pending those further negotiations that both the Mayor and staff have referred to as well as responses from staff. Mayor Eychner called for a second, with no second forthcoming. Motion to table failed due to lack of second.

Councilmember Hughes made a motion to approve Ordinance No. 2023-04 on first reading and authorize the City Manager to complete any and all necessary actions to finalize the property easement exchange, seconded by Councilmember Herring. The motion passed 4-1 with Councilmember Clarkson, Mayor Eychner, Councilmember Herring, and Councilmember Hughes voting in favor, and Councilmember Garcia opposed.

5C. Ordinance No. 2023-05. An Ordinance amending Ordinance No. 2022-26 and the Ad Valorem Tax for the use and support of the municipal government for the City of Kerrville, Texas, for Fiscal Year 2023.

Shelley McElhannon read Ordinance No. 2023-05 caption into record.

Julie Behrens and Mike Hayes provided information and responded to questions.

The following person(s) spoke:

- George Baroody
- Bruce Stracke

At 7:57 p.m., Councilmember Clarkson called for point of order regarding a Councilmember's allotted time to speak. Point of order acknowledged by Mayor Eychner and allowed the Councilmember to continue.

At 7:59 p.m., Councilmember Clarkson called for point of order regarding a Councilmember's allotted time to speak. Point of order acknowledged by Mayor Eychner and allowed the Councilmember to continue.

At 8:00 p.m., Councilmember Clarkson called for point of order regarding a Councilmember's allotted time to speak. Point of order acknowledged by Mayor Eychner and allowed the Councilmember to continue.

Councilmember Clarkson made a motion to approve Ordinance No. 2023-05.

Kerr County Tax Assessor/Collector Bob Reeves spoke.

Councilmember Garcia made a motion to deny Ordinance No. 2023-05.

Councilmember Clarkson made a motion to approve Ordinance No. 2023-05 and that the property tax rate be increased by the adoption of a tax rate of \$0.5752, which is effectively a 12.94% percent increase in the tax rate, seconded by Councilmember Hughes. The motion passed 4-1 by Roll-Call vote with Councilmember Clarkson, Mayor Eychner, Councilmember Herring, and Councilmember Hughes voting in favor, and Councilmember Garcia opposed.

Roll call vote:

Councilmember Kim Clarkson

In Favor

X

Councilmember Brenda Hughes

X

Mayor Judy Eychner

X

Opposed

Councilmember Roman Garcia _____ X
Councilmember Joe Herring, Jr. _____ X

6. ORDINANCE(S), SECOND READING:

6A. Ordinance No. 2023-01, second reading. An Ordinance annexing a track of land into the corporate limits of the City of Kerrville, Texas; such property making up approximately 4.45 acres and generally located adjacent to and South of Kerrville Schreiner Park; more commonly known as 2511 State Highway 173 (Bandera Highway); 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 Mixed Use (MU) Zoning District; and providing other matters relating to this subject.

Shelley McElhannon read Ordinance No. 2023-01 caption into record.

Councilmember Hughes made a motion to approve Ordinance No. 2023-01 on second reading, seconded by Councilmember Clarkson. The motion passed 5-0.

6B. Ordinance No. 2023-02, second reading. An Ordinance amending Chapter 60 of the Code of Ordinances, City of Kerrville, Texas; by changing the Zoning of an approximate 0.63 acre property known as 226 and 228 W. Main; from a Planned Development Zoning District (PDD) to a Light Commercial Zoning District (C-2); and providing other matters relating to the subject.

Shelley McElhannon read Ordinance No. 2023-02 caption into record.

Mayor Eychner made a motion to adopt Ordinance No. 2023-02 on second reading, seconded by Councilmember Hughes. The motion passed 5-0.

7. BOARD APPOINTMENTS:

7A. Appointment(s) to the Recovery Community Coalition.

Councilmember Garcia made a motion to appoint Deanna Allen, Katelynn Christopher, and Christa Lovett, seconded by Councilmember Herring. The motion passed 5-0.

8. EXECUTIVE SESSION: Executive Session not convened.

9. ACTION ON ITEMS DISCUSSED IN EXECUTIVE SESSION, IF ANY. N/A

10. ITEM(S) FOR FUTURE AGENDAS:

- Councilmember Garcia requested to rearrange configuration of seating for citizens in Chambers, seconded by Councilmember Herring (with a caveat accounting for security).

ADJOURN. The meeting adjourned at 8:11 p.m.

APPROVED BY COUNCIL: 1/24/23

APPROVED:

Judy Eychner
Judy Eychner, Mayor

ATTEST:

Shelley McElhannon
Shelley McElhannon, City Secretary