

**CITY COUNCIL MINUTES
REGULAR MEETING**

**KERRVILLE, TEXAS
MARCH 14, 2023 6:00 PM**

On March 14, 2023 at 6:05 p.m., Mayor Judy Eychner called the Kerrville City Council meeting to order in City Hall Council Chambers, 701 Main Street, 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	Ashlea Boyle, Director Parks & Rec
Mike Hayes, City Attorney	Stuart Cunyus, Public Information Officer
Kim Meisner, Asst City Manager	Chris McCall, Police Chief
Shelley McElhannon, City Secretary	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.

1. ANNOUNCEMENTS OF COMMUNITY INTEREST:

Announcements of Community Interest provided by Stuart Cunyus and Mayor Eychner.

2. PRESENTATION(S):

2A. Kerrville Kindness Award recognizing Peterson Regional Medical Center Darin Smith and the Kerrville Police Departments' Tivy High School Resource Officer Justin Gonzales.

Mayor Eychner recognized Darin Smith and Officer Justin Gonzales for coordinating the installation of safety signs at the student parking lots.

2B. Proclamation recognizing March 2023 as American Red Cross Month in Kerrville, Texas.

Mayor Eychner presented a proclamation recognizing March 2023 as the American Red Cross Month in Kerrville, Texas, which was received by the Hill Country American Red Cross Executive Director Debbie Zabica.

2C. Proclamation recognizing March 2023 as the March for Meals month at the Dietert Center in Kerrville, Texas.

Mayor Eychner presented a proclamation recognizing March 2023 as the March for Meals month at the Dietert Center, which was received by the Dietert Center Executive Director Brenda Thompson and Director of Philanthropy Paige Sumner.

3. VISITORS FORUM:

The following person(s) spoke:

- Stephen Foley
- Peggy McKay

4. CONSENT AGENDA:

Mayor Eychner made a motion to approve the Consent Agenda, seconded by Councilmember Brenda Hughes. The motion passed 5-0.

4A. Adopt-A-Highway Program Agreement Renewal between Texas Department of Transportation and City of Kerrville, TX.

4B. City Council workshop minutes February 28, 2023.

4C. City Council meeting minutes February 28, 2023.

END OF CONSENT AGENDA.

5. ORDINANCE(S), SECOND READING:

5A. Ordinance No. 2023-09, second reading. An Ordinance amending Chapter 90 of the Code of Ordinances, City of Kerrville, Texas, titled "Streets, Sidewalks, and Other Public Places"; by adding a new Article titled "Right-Of-Way Management", to create regulations, including a permit requirement, for construction, maintenance, and repair work within the City's Rights-Of-Way; providing for a penalty in the maximum amount of \$2,000.00 for violations thereof; and providing other matters relating to the subject.

Shelley McElhannon read Ordinance No. 2023-09 caption into record.

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

Councilmember Hughes made a motion to approve Ordinance No. 2023-09 on second reading, seconded by Councilmember Joe Herring, Jr. The motion passed 5-0.

6. CONSIDERATION AND POSSIBLE ACTION:

6A. Amended Commercial Lease between the City of Kerrville and BTB Baseball Ventures, LLC.

Shelley McElhannon read item 6A caption into record.

Ashlea Boyle, E.A. Hoppe, and DBAT General Manager Neko Gonzales provided information and responded to questions.

The following person(s) spoke:

- George Baroody

Councilmember Kim Clarkson made a motion to add Item 9C from the original 2016 Commercial Lease back into the 2023 Commercial Lease amendment, seconded by Councilmember Hughes. The motion passed 5-0.

Councilmember Garcia made a motion to add the *guarantee language provisions* back into the Lease Agreement, seconded by Councilmember Clarkson. The motion passed 5-0.

Councilmember Garcia made a motion that under the *rent and expenses provisions* to change the higher number to be 500 or 500 and one plus, and make it a rolling period instead of a calendar year. Councilmember Garcia withdrew the motion.

Councilmember Garcia made a motion that under the *rent and expenses provisions* to make the higher number 500 and one plus teams. Mayor Eychner called for a second, with no second forthcoming. Motion died for lack of second.

Councilmember Garcia made a motion to change the term from prior calendar year to rolling calendar year or rolling period in order to track. Mayor Eychner called for a second, with no second forthcoming. Motion died for lack of second.

Councilmember Garcia made a motion to add a provision to allow residents of the City to enter and watch games and tournaments free of charge with proof of residency, seconded by Councilmember Herring. The motion failed 2-3 with Councilmember Garcia and Councilmember Herring voting in favor, and Councilmember Clarkson, Councilmember Hughes, and Mayor Eychner opposed.

Councilmember Garcia made a motion to table until next regular meeting. Mayor Eychner called for a second, with no second forthcoming. Motion to table died for lack of second.

Councilmember Clarkson made a motion to authorize the City Manager to execute and sign the final amended Commercial Lease based on the two amendments approved by Council, seconded by Councilmember Herring. The motion passed 5-0.

7. **EXECUTIVE SESSION:** Executive Session not convened.

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

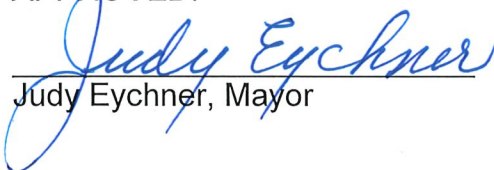
9. **ITEM(S) FOR FUTURE AGENDAS:**

- Councilmember Hughes – review Animal Control Ordinance on a future agenda, seconded by Councilmember Clarkson. Consensus 5-0.
- Mayor Eychner – Library Board Ordinance amendment to remove County representative (at the next City Council meeting), seconded by Councilmember Herring. Consensus 5-0.

ADJOURN. The meeting adjourned at 8:00 p.m.

APPROVED BY COUNCIL: 3/28/2023

APPROVED:


Judy Eychner, Mayor

ATTEST:


Shelley McElhannon, City Secretary