

**CITY COUNCIL MINUTES
REGULAR MEETING**

**KERRVILLE, TEXAS
JULY 11, 2023 6:00 PM**

On July 11, 2023 at 6:00 p.m., Mayor Pro Tem Brenda Hughes called the Kerrville City Council meeting to order in City Hall Council Chambers, 701 Main Street. Mayor Pro Tem Hughes provided the invocation and led the Pledge of Allegiance.

COUNCILMEMBERS PRESENT:

Brenda Hughes, Mayor Pro Tem
Roman Garcia, Councilmember Place 1
Jeff Harris, Councilmember Place 2
Joe Herring, Jr., Councilmember Place 3

COUNCILMEMBER ABSENT:

Judy Eychner, Mayor

CITY EXECUTIVE STAFF:

Kim Meismer, Interim City Manager
Mike Hayes, City Attorney
Michael Hornes, Asst City Manager
Shelley McElhannon, City Secretary
David Barrera, Director of Utilities
Stephen Boyd, Asst Fire Chief

Stuart Cunyus, Public Information Officer
Guillermo Garcia, Exec Director Innovation
Scott Loveland, Asst Director Public Works
Chris McCall, Police Chief
Drew Paxton, Director of Planning/Zoning
Trina Rodriguez, Asst Director Finance

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 Pro Tem Hughes.

2. PRESENTATION(S):

2A. Masonic Lodge's *Community Builder Award*, requested by citizen Billy Steele.

Masonic Lodge member Billy Steele presented Police Chief Chris McCall with the Masonic's *Community Builder Award*.

3. VISITORS FORUM:

The following person(s) spoke:

- Kristin Mudry
- Robin Monroe
- Bryan Demaree

4. CONSENT AGENDA:

Councilmember Roman Garcia pulled item 4A. Councilmember Garcia made a motion to approve the items B, C, and D on the Consent Agenda, seconded by Councilmember Joe Herring, Jr. The motion passed 4-0.

4B. Resolution No. 22-2023. A Resolution terminating the Mayor's Disaster Declarations in response to COVID-19; and repealing Resolution Nos. 06-2020 and 16-2020.

4C. City Council workshop minutes, June 27, 2023.

4D. City Council meeting minutes, June 27, 2023.

END OF CONSENT AGENDA.

4A. Resolution No. 21-2023. A Resolution approving an Airport Planning Study undertaken by the Texas Department of Transportation, which will specify the need and scope for future capital improvement projects at the Airport; said study requires the provision of matching funds from the Joint Airport Board; authorizing the execution of various agreements related to this work; designating the Airport Manager as the owner's (City and County) representative for the work; and authorizing the City Manager to take any other action necessary pursuant to the work.

Michael Hornes provided information and responded to questions.

Councilmember Garcia made a motion to approve Resolution No. 21-2023, seconded by Councilmember Jeff Harris. The motion passed 4-0.

5. ORDINANCES, SECOND READING:

5A. Ordinance No. 2023-17, second reading. An Ordinance amending Chapter 60 of the Code of Ordinances, City of Kerrville, Texas; by changing the zoning of an approximate 15.92 acre property known as 199 Spur 100; from a Residential Mix Zoning District (RM) to a Public and Institutional Zoning District (PI); and providing other matters relating to the subject.

Shelley McElhannon read Ordinance No. 2023-17 caption into record.

Councilmember Herring made a motion to adopt Ordinance No. 2023-17 on second reading, seconded by Councilmember Harris. The motion passed 4-0.

5B. Ordinance No. 2023-18, second reading. An Ordinance annexing a tract of land into the corporate limits of the City of Kerrville, Texas; such property consisting of approximately 111.806 acres and generally located adjacent to and northeast of Lower Turtle Creek Road; such property being used to further the expansion of the Comanche Trace Residential Subdivision; the property more specifically described in the 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 Medium Density Residential Zoning District (R-2); and providing other matters relating to this subject.

Shelley McElhannon read Ordinance No. 2023-18 caption into record.

The following person(s) spoke:

- Jerry Wolff

David Barrera provided information.

Councilmember Herring made a motion to adopt Ordinance No. 2023-18 on second reading, seconded by Councilmember Harris. The motion passed 4-0.

5C. Ordinance No. 2023-19, second reading. An Ordinance amending Chapter 60 of the Code of Ordinances, City of Kerrville, Texas; by changing the zoning of an approximate 0.75 acre property known as 512 Yorktown; from a Medium Density Residential Zoning District (R-2) to a Light Commercial Zoning District (C-2); and providing other matters relating to the subject.

Shelley McElhannon read Ordinance No. 2023-19 caption into record.

Councilmember Harris made a motion to adopt Ordinance No. 2023-19 on second reading, seconded by Councilmember Herring. The motion passed 4-0.

5D. Ordinance No. 2023-20, second reading. An Ordinance amending Chapter 70 "Offenses and Miscellaneous Provisions", Article III "Electioneering at Polling Locations", of the City's Code of Ordinances to revise the Article as to regulations applicable to electioneering on City-owned or City-controlled property; containing a savings and severability clause; providing for penalties not to exceed \$2,000.00; ordering publication; providing an effective date; and providing other matters related to the subject.

Shelley McElhannon read Ordinance No. 2023-21 caption into record.

The following person(s) spoke:

- Nikki Caines
- Layng Guerriero
- George Baroody

Mike Hayes provided information and responded to questions. Discussion ensued among City Council.

Councilmember Garcia made a motion to amend Ordinance No. 2023-20 to include the 450 foot buffer from the Cailloux front door map as a part of the Ordinance. Mayor Pro Tem Hughes called for a second, with no second. Motion died for lack of second.

Councilmember Herring made a motion to adopt Ordinance No. 2023-20 on second reading, seconded by Councilmember Harris. The motion passed 3-1 with Mayor Pro Tem Hughes, Councilmember Harris, and Councilmember Herring voting in favor, and Councilmember Garcia opposed.

5F. Ordinance No. 2023-21, second reading. An Ordinance amending the City's FY2023 budget to allocate funds from the American Rescue Plan Act (ARPA) to purchase Public Safety vehicles and equipment.

Shelley McElhannon read Ordinance No. 2023-21 caption into record.

Councilmember Herring made a motion to adopt Ordinance No. 2023-21 on second reading, seconded by Councilmember Harris. The motion passed 4-0.

6. CONSIDERATION AND POSSIBLE ACTION:

6A. Request for an extension for a Conditional Use Permit approved by Resolution No. 31-2021 for 601 Spur 100.

Shelley McElhannon read item 6A caption into record.

Drew Paxton provided information and responded to questions.

The following person(s) spoke:

- Deborah Ohlmann

Councilmember Herring made a motion to authorize an extension of the Conditional Use Permit for 180 days, and then amended the motion to extend the Conditional Use Permit approved in 2021 for an additional eighteen months, seconded by Councilmember Harris. The motion passed 4-0.

7. BOARD APPOINTMENTS:

7A. Appointment to the Building Board of Adjustment and Appeals. (Item eligible for Executive Session 551.074).

Councilmember Garcia and Councilmember Harris requested to table this item until the next meeting. Mike Hayes provided information. City Council consensus to table this item until the next meeting.

8. **EXECUTIVE SESSION:** None. Executive Session not called nor convened.

10A. Appointment to the Building Board of Adjustment and Appeals. (551.074)

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

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

- Councilmember Harris requested to invite citizen Jerry Wolff to the July 25, 2023 City Council meeting, as Public Works is scheduled to provide a Water Presentation.

ADJOURN. The meeting adjourned at 7:02 p.m.

APPROVED BY COUNCIL: 7/25/23

APPROVED:


Brenda Hughes, Mayor Pro Tem

ATTEST:


Shelley McElhanon, City Secretary