

**CITY COUNCIL MINUTES
REGULAR MEETING**

**KERRVILLE, TEXAS
SEPTEMBER 10, 2024 6:00 PM**

On September 10, 2024 at 6:08 p.m., Mayor Joe Herring, Jr. called the Kerrville City Council meeting to order in City Hall Council Chambers, 701 Main Street. Councilmember Brenda Hughes provided the invocation and led the Pledge of Allegiance.

COUNCILMEMBERS PRESENT:

Joe Herring, Jr., Mayor
Delayne Sigerman, Councilmember Place 1
Jeff Harris, Councilmember Place 2
Kent McKinney, Councilmember Place 3
Brenda Hughes, Councilmember Place 4/Mayor Pro Tem

COUNCILMEMBER ABSENT:

None

CITY EXECUTIVE STAFF:

Dalton Rice, City Manager	Ashlea Boyle, Director of Parks & Recreation
Mike Hayes, City Attorney	Stuart Cunyus, Public Information Officer
Michael Hornes, Asst City Manager	Eric Maloney, Fire Chief
Kim Meismer, Asst City Manager	Chris McCall, Police Chief
Shelley McElhannon, City Secretary	Drew Paxton, Director Zoning/Development
Julie Behrens, Director of Finance	Trina Rodriguez, Asst Director of Finance
Jacob Bogusch, Finance Compliance	Charvy Tork, Director of Information Services

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:

Community announcements and information provided by Stuart Cunyus, Councilmember Hughes, and Councilmember Jeff Harris.

2. PRESENTATION(S):

2A. Proclamation regarding September 11 Walk to Honor and Remember; and Kerrville Kindness Awards to Kerr County Veterans Service Officers.

Mayor Herring and Councilmember Harris provided information regarding the September 11 Walk to Honor and Remember and presented General Mike Oates with the Patriot Day proclamation, and Kerr County Veteran Service Officers Jenna Sanchez and Chase Allsup with the Kerrville Kindness awards.

2B. Proclamation recognizing September 17-23, 2024 as the United States Constitution week, presented to the Daughters of the American Revolution.

Mayor Herring presented the Daughters of the American Revolution the United States Constitution week proclamation. The Daughters of the American Revolution were represented by Major James Kerr Chapter members Dawn Collum, Susan Baud, Vicki Russell-Kelly, Jena Ireland, and Catherine Dalden.

2C. Proclamation recognizing September 2024 as National Recovery month.

Mayor Herring presented the National Recovery month proclamation to the Recovery Community Coalition members, represented by Chair Deanna Allen, Alan Peterson, Dale Trees, and Phil Taylor.

2D. Commendation of Recognition to JAM Broadcasting.

Mayor Herring recognized JAM Broadcasting for its generous contributions to the City, and ensuring safety and services to citizens. JAM Broadcasting representatives were Justin McClure, Mark Keller, Toby Appleton, Leslie McClure, Michelle Layton, Cody Nichols, and Ryan Pentagraff.

3. VISITORS FORUM:

The following person(s) spoke:

- Rodney Bacon

4. CONSENT AGENDA:

Councilmember Harris motioned to accept Consent Agenda items 4A through 4G, seconded by Councilmember Kent McKinney. Motion passed 5-0.

4A. Resolution No. 39-2024. A Resolution approving the budget for Kerr Emergency 9-1-1 Network for Fiscal Year 2025.

4B. Resolution No. 38-2024. A Resolution supporting the agreement with Texas Department of Transportation (TxDOT) to install license plate readers in TxDOT's Right-of-Way.

4C. General Contract for CDW Government LLC for the purchase of City of Kerrville Backup Solution; purchase a backup solution for City's critical servers in the amount not to exceed \$140,000.00.

4D. Fund agreement between the City of Kerrville and the Community Foundation of the Texas Hill Country for the creation of a Kerrville First Responders Fund.

4E. Amendment to a Professional Services Agreement with Freese and Nichols, Inc. for design-build advisor services for the renovations to Heart of the Hills Heritage Center (HHHC).

4F. City Council workshop minutes August 27, 2024.

4G. City Council meeting minutes August 27, 2024.

END OF CONSENT AGENDA.

5. PUBLIC HEARING AND ORDINANCES, FIRST READING:

5A. Ordinance No. 2024-23. An Ordinance levying an Ad Valorem (Property) Tax for the use and support of the Municipal Government for the City of Kerrville, Texas, for Fiscal Year 2025; apportioning each levy for specific purposes; and providing when taxes shall become due and when same shall become delinquent if not paid.

Shelley McElhannon read Ordinance No. 2024-23 caption into record.

Julie Behrens and Dalton Rice provided information and responded to questions.

Mayor Herring opened the public hearing at 6:42 p.m.

The following person(s) spoke:

- George Baroody

Mayor Herring closed the public hearing at 6:45 p.m.

Councilmember Harris made a motion to approve Ordinance No. 2024-23 and that the property tax rate be increased by the adoption of a tax rate of \$0.5595, which is effectively a 2.77% percent increase in the tax rate, seconded by Councilmember Delayne Sigerman. The motion passed 4-1 Councilmember Sigerman, Councilmember Harris, with Mayor Herring, and Councilmember Hughes voting in favor, and Councilmember McKinney opposed.

Roll call vote:	In Favor	Opposed
Mayor Joe Herring, Jr.	<u>X</u>	_____
Councilmember Delayne Sigerman	<u>X</u>	_____
Councilmember Jeff Harris	<u>X</u>	_____
Councilmember Kent McKinney	_____	<u>X</u>
Councilmember Brenda Hughes	<u>X</u>	_____

5B. Ordinance No. 2024-24. An Ordinance adopting the annual budget for the City of Kerrville, Texas, Fiscal Year 2025; providing appropriations for each city department and fund; containing a cumulative clause; and containing a savings and severability clause.

Shelley McElhannon read Ordinance No. 2024-24 caption into record.

Julie Behrens provided information and responded to questions.

Mayor Herring opened the public hearing at 6:53 p.m.

The following person(s) spoke:

- Peggy McKay

Mayor Herring closed the public hearing at 6:58 p.m.

Councilmember Sigerman made a motion to approve Ordinance No. 2024-24 to adopt the City's budget for Fiscal Year 2025 on first reading, seconded by Councilmember Hughes. The motion passed 5-0.

Roll call vote:	In Favor	Opposed
Mayor Joe Herring, Jr.	<u>X</u>	_____
Councilmember Delayne Sigerman	<u>X</u>	_____
Councilmember Jeff Harris	<u>X</u>	_____
Councilmember Kent McKinney	<u>X</u>	_____
Councilmember Brenda Hughes	<u>X</u>	_____

Councilmember Sigerman made a motion ratifying the vote to adopt the budget that will require raising more revenue from property taxes than the previous fiscal year, seconded by Councilmember McKinney. The motion was approved 5-0.

5C. Ordinance No. 2024-21. An Ordinance amending Chapter 60 of the Code of Ordinances, City of Kerrville, Texas; by changing the zoning of an approximate 5.51 acre property known as 2029 Junction Highway (SH 27); from a Planned Development Zoning District (PDD) to a General Commercial Zoning District (C-3); and providing other matters relating to the subject.

Shelley McElhannon read Ordinance No. 2024-21 caption into record.

Drew Paxton provided information and responded to questions.

Mayor Herring opened the public hearing at 7:01 p.m.

No person(s) spoke.

Mayor Herring closed the public hearing at 7:01 p.m.

Councilmember Hughes made a motion to approve Ordinance No. 2024-21 on first reading, seconded by Councilmember Harris. The motion passed 5-0.

6. CONSIDERATION AND POSSIBLE ACTION:

6A. Resolution No. 37-2024. A Resolution approving a negotiated settlement between the Atmos Cities Steering Committee (ACSC) and Atmos Energy Corp., Mid-Tex Division regarding the Company's 2024 rate review mechanism filing; declaring existing rates to be unreasonable; adopting tariffs that reflect rate adjustments consistent with the negotiated settlement; finding the rates to be set by the attached settlement tariffs to be just and reasonable and in the public interest; approving an attachment establishing a benchmark for pensions and retiree medical benefits; requiring the company to reimburse ACSC's reasonable ratemaking expenses; determining that this resolution was passed in accordance with the requirements of the Texas Open Meetings Act; adopting a savings clause; declaring an effective date; and requiring delivery of this resolution to the company and the ACSC's legal counsel.

Mike Hayes provided information and responded to questions.

Councilmember Hughes made a motion to approve Resolution No. 37-2024, seconded by Councilmember McKinney. The motion passed 5-0.

6B. General Contract for the Schreiner Golf Course Improvement Project in an amount not to exceed \$__.

Ashlea Boyle and consultant Mitch Harrell provided information and responded to questions.

Councilmember Harris made a motion to authorize the City Manager to negotiate and finalize the agreement for this project, seconded by Councilmember McKinney. The motion was approved 5-0.

6C. Project Funding Agreement between the City of Kerrville, TX, Economic Improvement Corporation (EIC) and the City of Kerrville, TX; for the development and construction of an extension to the City's River Trail from the Tranquility Island Bridge to the Scenic Downtown Overlook (pavilion).

Michael Hornes provided information and responded to questions.

Councilmember McKinney made a motion to cancel the current project, seconded by Councilmember Hughes. The motion to cancel passed 5-0.

7. BOARD APPOINTMENTS:

7A. Appointments to the Tax Increment Reinvestment Zone Number One (TIRZ #1) Board of Directors, and appoint TIRZ Chair.

Councilmember Sigerman made a motion to appoint Judy Eychner, Andrew Gay, and Crystal Smith, seconded by Mayor Herring. The motion passed 5-0.

8. EXECUTIVE SESSION: Executive Session was not called nor convened, and item 8A was not discussed.

8A. Appointment to the Building Board of Adjustment and Appeals.

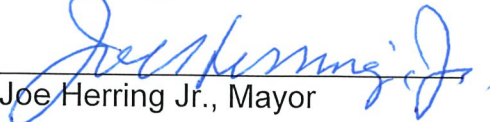
9. ACTION ON ITEMS DISCUSSED IN EXECUTIVE SESSION, IF ANY. N/a

10. ITEM(S) FOR FUTURE AGENDAS: None

ADJOURN. The meeting adjourned at 7:18 p.m.

APPROVED BY COUNCIL: 9/24/2024

APPROVED:


Joe Herring Jr., Mayor

ATTEST:


Shelley McElhannon, City Secretary