

**CITY COUNCIL MINUTES
REGULAR MEETING**

**KERRVILLE, TEXAS
SEPTEMBER 24, 2024 6:00 PM**

On September 24, 2024 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. Councilmember Delayne Sigerman provided the invocation and led the Pledge of Allegiance.

COUNCILMEMBERS PRESENT:

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

COUNCILMEMBER ABSENT:

Joe Herring, Jr., Mayor

CITY EXECUTIVE STAFF:

Dalton Rice, City Manager
Mike Hayes, City Attorney
Michael Hornes, Asst City Manager
Kim Meissner, Asst City Manager
Shelley McElhannon, City Secretary
Julie Behrens, Director of Finance
Jacob Bogusch, Finance Compliance

Ashlea Boyle, Director of Parks & Recreation
Stuart Cunyus, Public Information Officer
Eric Maloney, Fire Chief
Chris McCall, Police Chief
Drew Paxton, Director Zoning/Development
Trina Rodriguez, Asst Director of Finance
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.

Andrew Munoz, Airport Manager
Tom Brandt, Consult Attorney with Fanning Harper Martinson Brandt & Kutchin, P.C.
Laura O'Leary, Consult Attorney with Fanning Harper Martinson Brandt & Kutchin, P.C.

1. ANNOUNCEMENTS OF COMMUNITY INTEREST:

Community announcements and information provided by Stuart Cunyus.

2. PRESENTATION(S):

2A. Kerrville Kindness award: Lucy Rose Stebbins.

Mayor Pro Tem Hughes recognized Lucy Rose Stebbins with the Kerrville Kindness Award, for community good works.

2B. Proclamation recognizing and celebrating World Teachers' Day, Saturday October 5, 2024.

Mayor Pro Tem Hughes presented the World Teachers' Day proclamation to Kerrville Independent School District representatives Superintendent Dr. Brent Ringo, and teachers Paige Carlisle, Krista Thorpe, and Coach Reece Zunker.

3. VISITORS FORUM:

The following person(s) spoke:

- George Baroody

4. CONSENT AGENDA:

Mayor Pro Tem Hughes pulled item 4D, which was requested by a citizen. Councilmember Kent McKinney motioned to accept Consent Agenda items except item 4D, seconded by Councilmember Jeff Harris. Motion passed 4-0.

4A. Ordinance No. 2024-21, second reading. 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. (PASSED UNANIMOUSLY ON 1ST READING).

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

4B. Resolution No. 40-2024. A Resolution approving the Joint Airport Board's funding for installation of an automated weather observing system at the Kerrville-Kerr County Airport; and to appoint the Airport Manager as designated representative for this project with authority to make approvals and disapprovals on the Board's behalf.

4C. Texas Department of Transportation Grant for Routine Airport Maintenance Program (RAMP) at the Kerrville-Kerr County Airport.

4E. Project Management Services Agreement between the City of Kerrville, Texas, and True Club Solutions, LLC for Scott Schreiner Municipal Golf course in the amount of \$71,784.84.

4F. City Council workshop minutes September 10, 2024.

4G. City Council meeting minutes September 10, 2024.

END OF CONSENT AGENDA.

4D. Resolution No. 41-2024. A Resolution adopting the City of Kerrville's 2025 State Legislative Priorities for the 89th Texas Legislature.

Shelley McElhannon read Resolution No. 41-2024 caption into record.

The following person(s) spoke:

- George Baroody

Mike Hayes and Dalton Rice provided information and responded to questions.

Councilmember McKinney made a motion to approve Resolution No. 41-2024, seconded by Councilmember Sigerman. The motion passed 4-0.

5. ORDINANCES, SECOND READING:

5A. Ordinance No. 2024-24, second reading. 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.

The following person(s) spoke:

- George Baroody

Councilmember McKinney made a motion to approve Ordinance No. 2024-24 to adopt the City's budget for Fiscal Year 2025 on second reading, seconded by Councilmember Sigerman. The motion passed 4-0-1, with Mayor Pro Tem Hughes, Councilmember Sigerman, Councilmember Harris, and Councilmember McKinney voting in favor, and Mayor Joe Herring, Jr. abstaining due to absence.

Roll call vote:	In Favor	Opposed	Absent
Mayor Joe Herring, Jr.			X
Councilmember Delayne Sigerman	X		
Councilmember Jeff Harris	X		
Councilmember Kent McKinney	X		
Councilmember Brenda Hughes	X		

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 Harris. The motion was approved 4-0.

5B. Ordinance No. 2024-23, second reading. 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.

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 Sigerman. The motion passed 4-0-1, with Mayor Pro Tem Hughes, Councilmember Sigerman, Councilmember Harris, and Councilmember McKinney voting in favor, and Mayor Herring abstaining due to absence.

Roll call vote:	In Favor	Opposed	Absent
Mayor Joe Herring, Jr.			X
Councilmember Delayne Sigerman	X		
Councilmember Jeff Harris	X		
Councilmember Kent McKinney	X		
Mayor Pro Tem Brenda Hughes	X		

6. PUBLIC HEARING(S) AND RESOLUTION(S):

6A. Resolution No. 43-2024. A Resolution amending and adopting the City of Kerrville Fee Schedule for fees that the city charges for various services and uses provided or offered by the city; and holding a public hearing per state law for those fees applicable to building activities.

Julie Behrens provided information and responded to questions.

Mayor Pro Tem Hughes opened the public hearing at 6:35 p.m.

The following person(s) spoke:

- Peggy McKay
- George Baroody

Mayor Pro Tem Hughes closed the public hearing at 6:46 p.m.

Mike Hayes, Dalton Rice, and Julie Behrens provided clarification and responded to questions.

Councilmember McKinney made a motion to approve Resolution No. 43-2024, seconded by Councilmember Sigerman. The motion passed 4-0.

7. CONSIDERATION AND POSSIBLE ACTION:

7A. Resolution No. 44-2024. A Resolution instituting the City's Power of Eminent Domain pursuant to state law and at the request of the Joint Airport Board, which manages the Kerrville-Kerr County Airport; such action sought by the Board for it to acquire real estate as

it performs its duties, to include improving, maintaining, operating, and protecting the Airport as necessary to permit its safe and efficient operation and to prevent, eliminate, or mark and Airport hazard.

Michael Hornes introduced Airport Manager Andrew Munoz, who provided information and responded to questions.

Councilmember Sigerman made a motion to approve Resolution No. 44-2024, seconded by Councilmember McKinney. The motion passed 4-0.

8. APPOINTMENTS:

8A. Appointment of City of Kerrville delegate for the 2024 Texas Municipal League (TML) Annual Conference business meeting (Houston, TX).

Mayor Pro Tem Hughes nominated and made a motion to appoint Councilmember Sigerman the City of Kerrville delegate at the 2024 Texas Municipal League Annual Conference business meeting, seconded by Councilmember Harris. The motion passed 4-0.

9. BOARD APPOINTMENTS:

9A. Appointments to the Senior Services Advisory Board.

Councilmember Harris made a motion to reappoint Nissa Kendall and Karen Mattox, and newly appoint Mark Cowan and Joni Martinez as members, seconded by Councilmember McKinney. The motion passed 4-0.

9B. Appointment(s) to the Zoning Board of Adjustment.

Mayor Pro Tem Hughes made a motion to reappoint Aimee Farrell Chockley for reappointment, seconded by Councilmember Harris. The motion passed 4-0.

Councilmember Harris made a motion to convene Executive Session under 551.071 (consultation with attorney), seconded by Councilmember McKinney. The motion passed 4-0, and at 6:54 p.m., the open meeting recessed and Council convened into closed Executive Session.

10. EXECUTIVE SESSION:

10A. Appointment(s) to the Zoning Board of Adjustment (551.074).

10B. Liberty in Action Network, Terri Hall, and Rachel Vickers, Plaintiffs v. City of Kerrville, Texas, Defendant, Civil Action No. 5:24-CV-00403, US Court for the Western District of Texas, San Antonio Division (551.071)

Pursuant to Section 551.127 Texas Government Code, a consulting attorney will participate in this closed session from a remote location. A quorum of the City Council as well as the presiding officer will be physically present in the session, and the consulting attorney participating remotely will be visible and audible to City Council via video conference.

At 7:58 p.m., the closed Executive Session adjourned and the open meeting reconvened. No action taken during Executive Session, and Item 10A was not discussed.

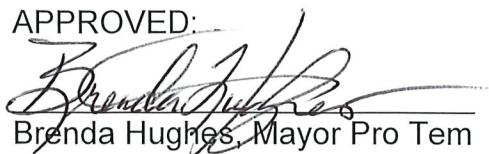
11. ACTION ON ITEMS DISCUSSED IN EXECUTIVE SESSION, IF ANY. None

12. ITEM(S) FOR FUTURE AGENDAS: None

ADJOURN. The meeting adjourned at 7:59 p.m.

APPROVED BY COUNCIL: 10/08/24

APPROVED:



Brenda Hughes, Mayor Pro Tem

ATTEST:



Shelley McElhannon

Shelley McElhannon, City Secretary