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CITY COUNCIL MINUTES  
REGULAR MEETING

KERRVILLE, TEXAS  
JANUARY 9, 2018

On January 9, 2018, the Kerrville City Council meeting was called to order at 6:00 p.m. by Mayor Bonnie White in the city hall council chambers at 701 Main Street. The invocation was offered by Councilmember Vincent Voelkel, followed by the Pledge of Allegiance led by Roman Garcia.

COUNCILMEMBERS PRESENT:

Bonnie White	Mayor
George Baroody	Mayor Pro Tem
Vincent C. Voelkel	Councilmember
Mary Ellen Summerlin	Councilmember
C. Warren Ferguson	Councilmember

COUNCILMEMBER ABSENT: None

CITY STAFF PRESENT:

Mark McDaniel	City Manager
Mike Hayes	City Attorney
E.A. Hoppe	Deputy City Manager
Brenda Craig	City Secretary
Sandra Yarbrough	Director of Finance
Kim Meisner	Director of General Operations
David Knight	Police Chief
Stuart Cunyus	Public Information Officer
Drew Paxton	Executive Director of Development Services
Sabine Kuenzel	Chief Planning Officer
Guillermo Garcia	Executive Director of Strategic Initiatives

VISITORS PRESENT: List on file in city secretary's office for the required retention period.

1. **ANNOUNCEMENTS OF COMMUNITY INTEREST:** were given.

2. **VISITORS/CITIZENS FORUM:**

2A. Bruce Stracke reported on progress in the downtown area.

3. **PRESENTATION:**

3A. Resolutions of Commendation to James Wilson and Paul Stafford for serving on the Economic Improvement Corporation.

3B. Resolution of Commendation to Matthew Miller for service on the Library Advisory Board.

#### **4. CONSENT AGENDA:**

Mr. Baroody removed items 4F and 4I from the consent agenda.

Ms. Summerlin moved to approve consent agenda items 4A through 4E, 4G and 4H;

Mr. Ferguson seconded the motion, and the motion passed 5-0:

4A. Approval of minutes for the regular city council meeting held November 14, 2017, and the city council workshops held November 28 and December 4, 2017.

4B. Resolution 01-2018 ordering that a General Election be held on May 5, 2018, for the election of a Mayor and two City Councilmembers; appointing Election Judges; adopting an Electronic Counting System; establishing a Central Counting Station; appointing a Central Counting Station Manager; appointing a Tabulation Supervisor; appointing the Central Counting Station Presiding Judge; and authorizing the early processing of ballots

4C. RESOLUCIÓN 01-2018, QUE DECRETA QUE LAS ELECCIONES GENERALES SE LLEVEN A CABO EL 5 DE MAYO DEL 2018 PARA ELEGIR UN ALCALDE, Y DOS CONCEJALES MUNICIPALES; NOMBRAR A LOS JUECES ELECTORALES; ADOPTAR UN SISTEMA ELECTRÓNICO DE CONTEO DE VOTOS; ESTABLECER UNA ESTACIÓN CENTRAL DE CONTEO; NOMBRAR A UN ADMINISTRADOR(A) DE LA ESTACIÓN CENTRAL DE CONTEO; NOMBRAR A UN SUPERVISOR(A) DE TABULACIÓN; DESIGNAR AL JUEZ PRESIDENTE DE LA ESTACIÓN CENTRAL DE CONTEO; Y AUTORIZAR EL PROCESAMIENTO TEMPRANO DE LOS VOTOS ELECTORALES.

4D. Resolution No. 02-2018 abandoning and terminating both an easement for the discharge of storm waters and an easement for the discharge of effluent, said easements located on a tract of land in the Sam Wallace Survey No. 111, Abstract No. 590; the property being more generally known as 3501 Legion Drive; and ordering recording.

4E. Resolution No. 03-2018, adopting the City of Kerrville Investment Policy and Strategy regarding the investment of city funds, in accordance with the Public Funds Investment Act.

4G. Budget and Economic Update for period ending November 30, 2017.

4H. Interlocal Agreement between Kerr County, Texas and City of Kerrville, Texas regarding provision of maintenance service at Bear Creek Crossing.

#### **END OF CONSENT AGENDA**

4F. Resolution No. 04-2018, amending the City of Kerrville Fee Schedule by revising fees charged by the Kerrville Fire Department EMS and formally establishing that the Kerrville Little League may use the Kerrville Sports Complex for its 2018 season without charge.

Mr. Baroody stated his appreciation for work with Little League Baseball, which he was a part of, and noted LL would not have to raise registration fees in the foreseeable future. He questioned why LL fees were listed in the city's fee schedule. Mr. Hoppe noted the city listed all fees in the fee schedule and this was consistent with policy.

Mr. Ferguson moved to approve Resolution No. 04-2018; Mr. Baroody seconded the motion and it passed 5-0.

4I. Reject all bids submitted on December 19, 2017, for the construction of the Kerrville Sports Complex Irrigation Pond and Pump Station.

Mr. Baroody questioned why staff proposed that all bids be rejected. Mr. Hoppe noted two bids were received and both were above the project budget. Staff proposed to reduce the project scope and put the revised scope out for bid. He noted the seven acres east of the soccer complex would be given to the city when the city engaged a construction contract, as per the letter agreement with the Cailloux Foundation.

Mr. Baroody moved to reject all bids as proposed. Mr. Voelkel seconded the motion and it passed 5-0.

**5. PUBLIC HEARING AND ORDINANCES, FIRST READING:**

5A. Ordinance No. 2018-04, amending to the City's "Zoning Code" to revise the definition of "home occupation" and to adopt regulations related to that use.

(ITEM TO BE RESCHEDULED TO JANUARY 23, 2018.)

Mr. Ferguson moved to reschedule this item to the January 23 meeting; Ms. Summerlin seconded the motion and it passed 5-0.

**6. ORDINANCES, SECOND AND FINAL READING:**

6A. Ordinance No.2018-01 amending Chapter 10, "Alcoholic Beverages" of the Code of Ordinances of the City of Kerrville, Texas; by amending Section 10-3 "Licensing Requirements; Fees"; by reducing the applicable fee for a brewer's permit and brewpub license; containing a cumulative clause; containing a savings and severability clause; providing for an effective date; ordering publication; and providing other matters relating to the subject.

Mr. McDaniel proposed to amend the alcohol beverage fee for brew pubs to be consistent with fees charged to similar establishments.

The following person spoke:

1. Jeremy Walther, representing Pint and Plow Brewing Company, supported the ordinance that would reduce the fee charged to local alcohol beverage manufacturers.

Ms. Summerlin moved to approve Ordinance No. 2018-01 on second and final reading; Mr. Ferguson seconded the motion and it passed 5-0.

6B. Ordinance No. 2018-02, amending the City's "Zoning Code" to designate the Central Business District, the Gateway District, and the Guadalupe River District as "Design Districts" in accordance with Senate Bill 1004; containing a savings and severability clause; providing for a maximum penalty or fine of two thousand dollars (\$2,000.00); and ordering publication.

Mr. Paxton noted no change since first reading.

Mr. Baroody moved to approve Ordinance No. 2018-02 on second and final reading; Ms. Summerlin seconded the motion and it passed 5-0.

6C. Ordinance No. 2018-03 amending Chapter 66, "Library," of the Code of Ordinances of the City of Kerrville, Texas; by amending Article II "Library Advisory Board" to change the composition of the Library Advisory Board to allow Kerr County to make an appointment; containing a cumulative clause; containing a savings and severability clause; and providing other matters relating to this subject.

Mr. Ferguson moved to approve Ordinance No. 2018-03 on second and final reading; the motion and it passed 5-0.

7. **ITEMS FOR FUTURE AGENDAS:** None.

8. **CITY MANAGER'S REPORT:**

Mr. McDaniel discussed the monthly capital improvement project report.

9. **BOARD APPOINTMENTS**

9A. Appointments to the Library Advisory Board:

Ms. Summerlin moved to reappoint Astrid Box and David Lipscomb, and to appoint Carol Wichman, all with terms to expire November 22, 2019. Mr. Baroody seconded the motion and it passed 5-0.

9B. Appointments to the Planning and Zoning Commission:

Item deferred to executive session.

9C. Appointments to the Economic Improvement Corporation

Item deferred to executive session.

10. **EXECUTIVE SESSION:**

Mr. Baroody moved for the city council to go into executive closed session under Section 551.074 (personnel/officers) of Chapter 551 of the Texas Government Code; Mr. Ferguson seconded the motion and it passed 5-0 to discuss the following matters: Section 551.074:

9B. Appointments to the Planning and Zoning Commission

9C. Appointments to the Economic Improvement Corporation

At 6:41 p.m. the regular meeting recessed. Council went into executive closed session at 6:41 p.m. At 7:35 p.m. the executive closed session recessed and council returned to open session at 7:35 p.m. No action was taken in executive session.

11. **ACTION ON ITEMS DISCUSSED IN EXECUTIVE SESSION, IF ANY**

9B. Appointments to the Planning and Zoning Commission

Mr. Ferguson moved to reappoint Don Barnett, Michael Sigerman, and David Thomas

Jones to their current positions with terms to expire January 1, 2020. Mr. Baroody seconded the motion and it passed 5-0.

9C. Appointments to the Economic Improvement Corporation

Mr. Baroody moved to appoint Mark Bosma with term to expire June 1, 2018. Mr. Voelkel seconded the motion and it passed 4-1 with Councilmembers Baroody, Voelkel, Ferguson, and White voting in favor of the motion; and Councilmember Summerlin voting against the motion.

Mr. Baroody moved to appoint Kent McKinney with term to expire June 1, 2019. Mr. Ferguson seconded the motion and it passed 5-0.

**ADJOURNMENT.** The meeting adjourned at 7:46 p.m.

APPROVED: February 13, 2018

ATTEST:

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Bonnie White, Mayor

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Brenda Craig City Secretary