

CITY COUNCIL MINUTES  
REGULAR MEETING

KERRVILLE, TEXAS  
JANUARY 8, 2019

On January 8, 2019, at 6:00 p.m. the meeting was called to order by Mayor Bill Blackburn in the City Hall Council Chambers at 701 Main Street. The invocation was offered by Mr. Blackburn, followed by the Pledge of Allegiance also led by Mr. Blackburn.

COUNCILMEMBERS PRESENT:

Bill Blackburn	Mayor
Delayne Sigerman	Mayor Pro Tem
Vincent Voelkel	Councilmember
George Baroody	Councilmember
Judy Eychner	Councilmember

COUNCILMEMBERS ABSENT: None

CITY EXECUTIVE STAFF PRESENT:

Mark McDaniel	City Manager
E.A. Hoppe	Deputy City Manager
Mike Hayes	City Attorney
Cheryl Brown	Interim City Secretary
Amy Dozier	Director of Finance
Kim Meismar	Executive Director of General Operations
David Knight	Police Chief
Stuart Cunyus	Public Information Officer
Dannie Smith	Fire Chief
Drew Paxton	Executive Director of Development Services
Guillermo Garcia	Executive Director for Strategic Initiatives

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

**1. ANNOUNCEMENTS OF COMMUNITY INTEREST:**

1A. Items of Interest to the Community were made by Stuart Cunyus, and Mr. Baroody.

**2. VISITOR/CITIZENS FOURM:**

No one spoke.

**3. PRESENTATIONS:**

3A. Presentation of the Texas Police Chiefs Association's Certificate of Re-recognition. Max Westbrook, Jr., Program Director of the Texas Police Chiefs Association presented Chief David Knight with a Certificate of Re-recognition for continued use of best business practices.

**4. CONSENT AGENDA:**

Ms. Sigerman moved to approve items on the Consent Agenda. Ms. Eychner seconded, and the motion passed 5-0.

4A. District Office Lease Contract for City property located at 715 Water Street with Representative Andrew Murr for use as a local office.

4B. Minutes for the regular City Council meeting held on December 11, 2018.

4C. Resolution No. 02-2019 ordering that a General Election be held on May 4, 2019, for the election of two City Councilmembers; appointing election Judges; adopting an Election 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.

(Resolucion 02-2019, que decreta que las elecciones generales se lleven a cabo el 4 de Mayo del 2019 para elegir dos Concejales Municipales; nombrar a los Jueces Electorales; adoptar un sistema electrononico de conteo de votos; establecer una Estacion Central de Conteо; nombrar a un Administrador(a) de la Stacion Central de Conteо; nombrar a un Supervisor(a) de Tabulacion; designar al Juez Presidente de la Estacion Central de Conteо; y autorizar el Procesamiento Temprano de los Votos Electorales)

**END OF CONSENT AGENDA.**

**5. EXECUTIVE SESSION I:**

Mr. Baroody moved to go into executive session under Section 551.087 (Business Prospect/Economic Development) of the Texas Government Code; Mr. Blackburn added Section 551.071 (consultation with attorney). Ms. Eychner seconded, and the motion passed 5-0.

The Council adjourned regular open session at 6:15 p.m.

**551.087 (Business Prospect/Economic Development)**

5A. Hotel Conference Center

Council left executive session at 6:43 p.m. and returned to open session at 6:43 p.m. Mr. Blackburn announced that no action was taken in executive session.

Mr. Blackburn requested that agenda item 7D be moved up on the agenda.

7D. Resolution No. 01-2019 establishing the City's support of legislation during the 86<sup>th</sup> session of the Texas Legislature to finance a hotel conference center.

Mr. Baroody moved to approve Resolution No. 01-2019. Ms. Eychner seconded, and the motion passed 5-0.

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

6A. Ordinance No. 2019-02 amending the City's "Zoning Code" by changing the Zoning District for an approximate 6.790 acres, consisting of Lots 1 and 2, H.E.B. Addition and portions of Lots 300-302 and Lots 348-349, Block 48 of the Schreiner 2<sup>nd</sup> Addition; both Subdivisions within the City of Kerrville, Kerr County, Texas, and more commonly known as the property located at 300 Main Street (State Hwy. 27); by removing the property from 11-C Zoning District and placing it within the Central Business Zoning District (CBD); containing a cumulative clause; containing a savings and severability clause; providing for a maximum penalty or fine of Two Thousand Dollars (\$2000.00); ordering publication, and providing other matters relating to the subject.

Mr. Blackburn opened the public hearing at 6:49 p.m.

Mr. Blackburn closed the public hearing at 6:52 p.m.

Mr. Baroody moved to approve Ordinance No. 2019-02 on first reading. Mr. Voelkel seconded, and the motion passed 5-0.

6B. Ordinance No. 2019-03 abandoning, vacating, and closing two public rights-of-way consisting of a portion of Hays Street as it extends between the northwest right-of-way of Main Street (State Highway 27) and the southwest right-of-way of Jefferson Street and consisting of approximately 0.5792 acres; and a portion of the 16 foot public alley located between Hays Street and Quinlan Street, adjacent to Lots 1 and 2, Block 2 of the H.E.B. Addition and between Lots 315, 316, and the northwest 43 feet of Lot 333, and the southwest 13 feet of Lot 334, Block 50, and consisting of approximately 0.726 acres; said rights-of-way are out of the Chas Schreiner 2<sup>nd</sup> Addition to the City of Kerrville, a Subdivision of Kerr County, Texas, according to the Plat recorded in Volume K, Pages 107 of the Deed Records of Kerr County, Texas; making a finding that neither the street nor the alley is required for present or future public use; providing for the terms and conditions of abandonment, vacation, and closure; providing for the furnishing of a certified copy of the Ordinance for recording in the Official Public Records of Kerr County, Texas as a Quitclaim Deed; authorizing the City Manager to take all necessary action to effectuate the abandonment, vacation, closure, and quitclaim, and providing for a public hearing.

Mr. Blackburn opened the public hearing at 6:53 p.m.

Mr. Blackburn closed the public hearing at 7:19 p.m.

Ms. Eychner moved to approve Ordinance No. 2019-03 on first reading. Ms. Sigerman seconded, and the motion passed 5-0.

6C. Ordinance No. 2019-01 creating a "Planned Development District" for Professional Office, Retail Trade I, and Warehousing and Distribution Uses on an approximately 4.27 acre tract of land, out of the Patrick Fleming Survey No. 666, Abstract 145, within the City of Kerrville, Kerr County, Texas, more commonly known as 318 Leslie Drive;

adopting a concept plan and conditions related to the development of said district; containing a cumulative clause; containing a savings and severability clause; establishing a penalty or fine not to exceed \$2,000.00 for each day of violation of any provision hereof; ordering publication; and providing other matters relating to the subject.

Mr. Blackburn opened the public hearing at 7:20 p.m.  
Mr. Blackburn closed the public hearing at 7:27 p.m.

Ms. Sigerman moved to approve Ordinance No. 2019-01 on first reading. Ms. Eychner seconded, and the motion passed 5-0.

## **7. CONSIDERATION AND POSSIBLE ACTION:**

7A. Project Funding Agreement between the City of Kerrville, Texas, Economic Improvement Corporation; the City of Kerrville, Texas; and Schreiner University; for the development and construction of an extension to the City's River Trail to connect with Schreiner University's campus.

Ms. Eychner made a motion to approve the Project Funding Agreement for the development and construction of an extension to the City's River Trail to connect with Schreiner University's campus. Ms. Sigerman seconded, and the motion passed 5-0.

7B. Authorize execution of a construction contract for the Legion Lift Station with Keystone Construction in the amount of \$5,493,663.00.

Ms. Sigerman moved to authorize the execution of a construction contract for the Legion Lift Station with Keystone Construction in the amount of \$5,493,663.00. Ms. Eychner seconded, and the motion passed 5-0.

7C. Authorize execution of professional services agreement with LNV Engineering to develop a Drainage Master Plan in the amount of \$204,348.00.

Mr. Baroody moved to authorize execution of a professional services agreement with LNV Engineering to develop a Drainage Master Plan with the addition of an additional "hot spot" located on Culbertson between Harper and Lewis. Mr. Voelkel seconded, and the motion passed 5-0.

## **8. INFORMATION & DISCUSSION:**

8A. Freedom's Path regarding the Kerrville VA Medical Center Phase II.  
Mr. Craig Taylor with Solutions for Veterans, Inc. presented the item.

8B. Financial update for the month ended November 30, 2018.  
Ms. Dozier gave the financial update.

**9. BOARD APPOINTMENTS:**

9A. Appointment to the Kerrville Charter Review Commission.

The appointments were as follows:

Mr. Voelkel moved to appoint Peggy McKay, Mr. Baroody seconded, and the motion passed 5-0.

Ms. Sigerman moved to appoint Brenda Craig, Ms. Eychner seconded, and the motion passed 5-0.

Mr. Baroody moved to appoint Mario Garcia. Mr. Voelkel seconded, and the motion failed 2-3, with Mr. Baroody and Mr. Voelkel voting in favor and Mr. Blackburn, Ms. Eychner, and Ms. Sigerman voting against.

Mr. Blackburn moved to appoint Karen Yanez. Ms. Eychner seconded, and the motion passed 5-0.

Ms. Eychner moved to appoint Michael Sigerman. Mr. Blackburn seconded, and the motion passed 3-2, with Mr. Blackburn, Ms. Eychner, and Ms. Sigerman voting in favor, and Mr. Voelkel and Mr. Baroody voting against.

Mr. Voelkel moved to appoint Allan Cone. Mr. Baroody seconded, and the motion failed 2-3, with Mr. Voelkel and Mr. Baroody voting in favor, and Mr. Blackburn, Ms. Eychner, and Ms. Sigerman voting against.

Mr. Blackburn moved to appoint Stephen Fine. Ms. Eychner seconded, and the motion passed 5-0.

Ms. Eychner moved to appoint John Harrison. Ms. Sigerman seconded, and the motion passed 3-2, with Mr. Blackburn, Ms. Eychner, and Ms. Sigerman voting in favor, and Mr. Voelkel and Mr. Baroody voting against.

Ms. Sigerman moved to appoint Gregory Richards. Ms. Eychner seconded, and the motion passed 5-0.

**9B. Appointment to the Animal Services Advisory Board.**

Mr. Voelkel moved to nominate Karen Guerriero. Mr. Blackburn seconded, and the motion passed 4-1, with Mr. Voelkel, Mr. Baroody, Mr. Blackburn, and Ms. Sigerman voting in favor, and Ms. Eychner voting against.

**9C. Appointments to the Recovery Community Coalition.**

Ms. Eychner moved to reappoint Leigh Ann Fitzpatrick, Laura Godwin, Sabine Kuenzel, and Dale Trees. Mr. Voelkel seconded, and the motion passed 5-0.

Ms. Eychner moved to appoint Marissa Dodson. Mr. Voelkel seconded, and the motion passed 5-0.

Ms. Eychner moved to appoint Ross Robinson. Mr. Voelkel seconded, and the motion passed 5-0.

9D. Appointments to the Senior Services Advisory Committee.

Mr. Blackburn moved to appoint the first thirteen names on the application list, and to come back at the next meeting to amend the Ordinance to include the other three applicants. Mr. Baroody seconded, and the motion passed 5-0.

The following persons were appointed:

Lynda Ables,  
Misty Blevins,  
Cynthia Burgin,  
Karen Burkett,  
Susan Eklund,  
Margie Jetton,  
Waverly Jones,  
Christine Klima,  
Sylvia Lewis,  
Robert Ogle,  
Nicholas Oprea,  
Diana Paul, and  
Rebecca Piszczor.

9E. Appointments to the Planning and Zoning Commission.

Ms. Sigerman moved to reappoint Rustin Zuber, Garrett Harmon, and Bob Waller as regular members; and Bill Morgan as an alternate. Ms. Eychner seconded, and the motion passed 5-0.

**10. ITEMS FOR FUTURE AGENDAS:**

- Zoning Board of Adjustment appointments.
- Getting the agenda packet details to the councilmembers sooner than Friday.

**11. EXECUTIVE SESSION:** No second executive session was held.

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

**ADJOURNMENT.**

The meeting was adjourned at 8:54 p.m.

APPROVED: \_\_\_\_\_  
ATTEST:

Bill Blackburn, Mayor

Cheryl Brown, Interim City Secretary