



**KERRVILLE CITY COUNCIL AGENDA
REGULAR COUNCIL MEETING, APRIL 9, 2019, 6:00 PM
CITY HALL COUNCIL CHAMBERS
701 MAIN STREET, KERRVILLE, TEXAS**

The facility is wheelchair accessible and accessible parking spaces are available. Requests for accommodations or interpretive services must be made 48 hours prior to this event. Please contact the City Secretary's Office at 830-257-8000 for further information.

CALL TO ORDER:

Mayor Bill Blackburn

INVOCATION:

Offered by Councilmember Voelkel

PLEDGE OF ALLEGIANCE TO THE FLAG:

Offered by Councilmember Voelkel

1 ANNOUNCEMENTS OF COMMUNITY INTEREST:

Announcement of items of community interest, including expressions of thanks, congratulations, or condolences; information regarding holiday schedules; honorary recognitions of city officials, employees, or other citizens; reminders about upcoming events sponsored by the city or other entity that is scheduled to be attended by city officials or employees; and announcements involving imminent threats to the public health and safety of the city. No action will be taken.

2 VISITORS/CITIZENS FORUM:

Any citizen with business not scheduled on the agenda may speak to the City Council. Prior to speaking, each speaker must fill out the speaker request form and give it to the City Secretary. City Council may not discuss or take any action on an item but may place the issue on a future agenda. The number of speakers will be limited to the first ten speakers and each speaker is limited to four minutes.

3 PRESENTATIONS:

3.A. Certificate of Recognition: Tivy Lady Antlers' Basketball Team, State Semi-Finalists.

Attachments:

[20190409_Recognition_Tivy Lady Antlers Basketball.pdf](#)

3.B. Resolution of Commendations to James Gardner, John Harrison, Diane McMahon, and Bedford Mitchell, for their service on the Parks and Recreation Advisory Board.

Attachments:

[20190409_Commandments_Parks & Rec Advisory Board.pdf](#)

3.C. Proclamation: Child Abuse Prevention and Awareness Month - April 2019

Attachments:

[20190409_Proclamation_Child Abuse Prevention and Awareness Month.pdf](#)

4 CONSENT AGENDA:

These items are considered routine and can be approved in one motion unless a Councilmember asks for separate consideration of an item. It is recommended that the City Council approve the following items which will grant the Mayor or City Manager the authority to take all actions necessary for each approval:



4A. Authorize the execution of a construction contract with Intermountain Slurry Seal, Inc. for the 2019 Slurry Seal project in an amount of \$170,182.75.

Attachments:

[20190409_Bid_2019 Slurry Seal Received Bids.pdf](#)



4.B. Project Funding Agreement between the City of Kerrville, Texas, Economic Improvement Corporation and the City of Kerrville, Texas for Downtown Parking Garage and Streetscape Improvements.

Attachments:

[20190409_Consent_Project Funding Agreement_Downtown Parking Garage Streetscape.pdf](#)

4.C. Minutes for the Council Workshop held March 19, 2019 at 10:00am.

Attachments:

[20190409_Minutes_Council Workshop on 3-19-19.pdf](#)

4.D. Minutes for the Joint Worksession of the Kerrville City Council and Planning and Zoning Commission held on March 19, 2019.

Attachments:

[20190409_Minutes_Joint Worksession CC P-Z on 3-19-19.pdf](#)

4.E. Minutes for the Regular City Council meeting held March 26, 2019.

Attachments:

[20190409_Minutes_Council meeting on 3-26-19.pdf](#)

END OF CONSENT AGENDA

5 CONSIDERATION AND POSSIBLE ACTION:

5.A. Bill of Sale authorizing donation of Fire Department Pumper Truck with the Hunt Volunteer Fire Department

Attachments:

[20190409_Document_Transfer of vehicle title disclaimer - release of liability.pdf](#)

5.B. Discussion and possible action to consider de-annexation of property at 1120 Spur 100 and 863 Spur 100. Requested by property owner Christy Duran.

Attachments:

[20190409_Report_Metes & Bounds 1120 Spur 100 and 863 Spur 100.pdf](#)

[20190409_Report_Survey 1120 Spur 100 and 863 Spur 100.pdf](#)

[20190409_Map_1120 Spur 100 aqnd 863 Spur 100.pdf](#)

5.C. Discussion, review and possible action regarding the City Council decision to constructively remove councilmember George Baroody from office at the special meeting called on November 8, 2018. Requested by and presented by Councilmember Baroody and Attorney Roger Gordon.

Attachments:

[20190409_Letter_Attorney Roger Gordon - George Baroody Council Request GB.pdf](#)

6 INFORMATION & DISCUSSION:

6.A. Presentation clarifying status of City of Kerrville debt supported by ad valorem taxes.
Requested by and presented by Councilmember Baroody.

Attachments:

[20190409_Document_Information from Councilmember Baroody.pdf](#)

7 BOARD APPOINTMENTS:

7.A. Appointment of new Joint Airport Board Member. Presented by Mary Rohrer, Airport Manager. (This item is eligible for discussion in executive session under Section 551.074.)

Attachments:

[20190409_Board Sheet_Joint Airport Board.pdf](#)

7.B. Appointment to the Kerrville Public Utility Board of Trustees Position One. Presented by KPUB General Manager Mike Wittler. (This item is eligible for discussion in executive session under Section 551.074.)

Attachments:

[20190409_Board Sheet_Kerrville Public Utility Board.pdf](#)

7.C. Appointment to the Recovery Community Coalition for the Position 8 vacancy.

Attachments:

[20190409_Board Sheet_Recovery Community Coalition.pdf](#)

8 ITEMS FOR FUTURE AGENDAS:

City Council may suggest items or topics for future agendas.

9 EXECUTIVE SESSION:

City Council may, as permitted by law, adjourn into executive session at any time to discuss any matter listed above including if they meet the qualifications in Sections 551.071 (consultation with attorney), 551.072 (deliberation regarding real property), 551.073 (deliberation regarding gifts), 551.074 (personnel/officers), 551.076 (deliberation regarding security devices), and 551.087 (deliberation regarding economic development negotiations) of Chapter 551 of the Texas Government Code.

10 ACTION ON ITEMS DISCUSSED IN EXECUTIVE SESSION, IF ANY

ADJOURNMENT.



**TO BE CONSIDERED BY THE CITY COUNCIL
CITY OF KERRVILLE, TEXAS**

SUBJECT: Certificate of Recognition: Tivy Lady Antlers' Basketball Team, State Semi-Finalists.

AGENDA DATE OF: April 9, 2019 **DATE SUBMITTED:** Mar 06, 2019

SUBMITTED BY: Shelley McElhannon

EXHIBITS: [20190409_Recognition_Tivy Lady Antlers Basketball.pdf](#)

Expenditure Required:	Remaining Budget Balance in Account:	Amount Budgeted:	Account Number:
\$0	\$0	\$0	N/A

PAYMENT TO BE MADE TO: N/A

Kerrville 2050 Item?	No
Key Priority Area	N/A
Guiding Principle	N/A
Action Item	N/A

SUMMARY STATEMENT:

Recognize the Tivy Lady Antlers' Basketball Team as State Semi-Finalist.

RECOMMENDED ACTION:

Present the Certificate of Recognition to the Tivy Lady Antlers' Basketball Team.

Certificate of Recognition

is hereby presented to

The Tivy Lady Antlers' 2018-19 Girls Basketball Team

This Certificate of Recognition is being presented to the Tivy Lady Antlers' 2018-19 girls basketball team. The Lady Antlers compiled a school-record 37-2 season mark, and advanced to the Class 5A state semifinals for a second straight year.

The Tivy Lady Antlers' 2018-2019 basketball team include: Charli Becker, Julia Becker, Haylee Hamilton, Katie Harmon, Peyton Ives, Catherine Kaiser, Audrey Robertson, Liz Twiss, Presleigh Way, Felecia Williamson, Kristen Wilson, assistant coach Jessica Fierro, and head coach Christy Dill.

The City of Kerrville congratulates the Lady Antlers for having an outstanding season.

Hereunto set my hand and caused
the Seal of the City Kerrville to be affixed
hereto the 9th day of April, 2019.

Bill Blackburn, Mayor





**TO BE CONSIDERED BY THE CITY COUNCIL
CITY OF KERRVILLE, TEXAS**

SUBJECT: Resolution of Commendations to James Gardner, John Harrison, Diane McMahon, and Bedford Mitchell, for their service on the Parks and Recreation Advisory Board.

AGENDA DATE OF: April 9, 2019 **DATE SUBMITTED:** Mar 15, 2019

SUBMITTED BY: Shelley McElhannon

EXHIBITS: [20190409_Commendations_Parks & Rec Advisory Board.pdf](#)

Expenditure Required:	Remaining Budget Balance in Account:	Amount Budgeted:	Account Number:
\$0	\$0	\$0	N/

PAYMENT TO BE MADE TO: N/A

Kerrville 2050 Item?	No
Key Priority Area	N/A
Guiding Principle	N/A
Action Item	N/A

SUMMARY STATEMENT:

Recognize James Gardner, John Harrison, Diane McMahon, and Bedford Mitchell, for their service on the Parks and Recreation Advisory Board.

RECOMMENDED ACTION:

Present Resolution of Commendations.



RESOLUTION OF COMMENDATION

WHEREAS, **JAMES GARDNER** has served as a member of the Parks and Recreation Advisory Board with the date of service beginning September 23, 2014; and

WHEREAS, **JAMES GARDNER** has served faithfully and dutifully on said board;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF KERRVILLE, KERR COUNTY, TEXAS:

That **JAMES GARDNER** be recognized for outstanding service as a member of the Parks and Recreation Advisory Board, and that on behalf of the citizens of Kerrville, as well as for ourselves individually, we wish to express our sincere appreciation for contributions to the city and the community.

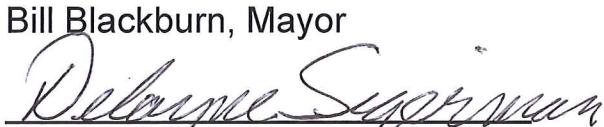
PASSED AND APPROVED, this the _____ day of _____, 2019.

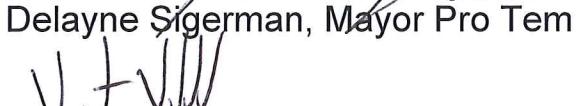
ATTEST:

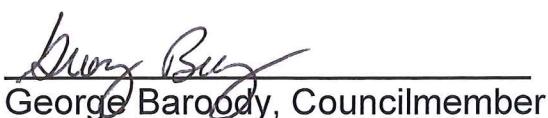

Shelley McEhannon, City Secretary

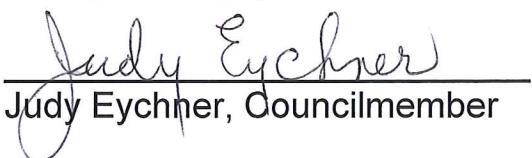



Bill Blackburn, Mayor


Delayne Sigerman, Mayor Pro Tem


Vincent C. Voelkel, Councilmember


George Baroody, Councilmember


Judy Eychner, Councilmember



RESOLUTION OF COMMENDATION

WHEREAS, JOHN HARRISON has served as a member of the Parks and Recreation Advisory Board with the date of service beginning May 09, 2017; and

WHEREAS, JOHN HARRISON has served faithfully and dutifully on said board;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF KERRVILLE, KERR COUNTY, TEXAS:

That JOHN HARRISON be recognized for outstanding service as a member of the Parks and Recreation Advisory Board, and that on behalf of the citizens of Kerrville, as well as for ourselves individually, we wish to express our sincere appreciation for contributions to the city and the community.

PASSED AND APPROVED, this the _____ day of _____, 2019.

ATTEST:

Shelley McElhannon
Shelley McElhannon, City Secretary

Bill Blackburn
Bill Blackburn, Mayor

Delayne Sigerman
Delayne Sigerman, Mayor Pro Tem

Vincent C. Voelkel
Vincent C. Voelkel, Councilmember

George Baroody
George Baroody, Councilmember

Judy Eychner
Judy Eychner, Councilmember





RESOLUTION OF COMMENDATION

WHEREAS, DIANE MCMAHON has served as a member of the Parks and Recreation Advisory Board with the date of service beginning May 12, 2015; and

WHEREAS, DIANE MCMAHON has served faithfully and dutifully on said board;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF KERRVILLE, KERR COUNTY, TEXAS:

That DIANE MCMAHON be recognized for outstanding service as a member of the Parks and Recreation Advisory Board, and that on behalf of the citizens of Kerrville, as well as for ourselves individually, we wish to express our sincere appreciation for her contributions to the city and the community.

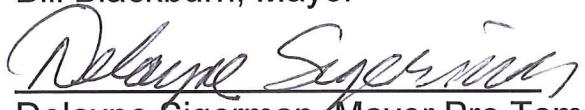
PASSED AND APPROVED, this the _____ day of _____, 2019.

ATTEST:

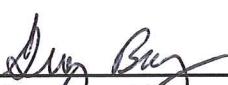

Shelley McElhannon, City Secretary




Bill Blackburn, Mayor


Delayne Sigerman, Mayor Pro Tem


Vincent C. Voelkel, Councilmember


George Baroody, Councilmember


Judy Eychner, Councilmember



City of Kerrville
701 MAIN STREET • KERRVILLE, TEXAS 78028 • 830.257.8000 • KERRVILLETX.GOV

RESOLUTION OF COMMENDATION

WHEREAS, **BEDFORD MITCHELL** has served as a member of the Parks and Recreation Advisory Board with the date of service beginning May 12, 2015; and

WHEREAS, **BEDFORD MITCHELL** has served faithfully and dutifully on said board;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF KERRVILLE, KERR COUNTY, TEXAS:

That **BEDFORD MITCHELL** be recognized for outstanding service as a member of the Parks and Recreation Advisory Board, and that on behalf of the citizens of Kerrville, as well as for ourselves individually, we wish to express our sincere appreciation for contributions to the city and the community.

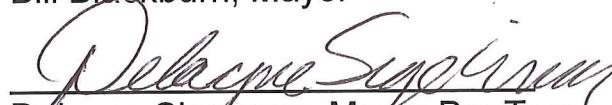
PASSED AND APPROVED, this the _____ day of _____, 2019.

ATTEST:


Shelley McElhannon, City Secretary

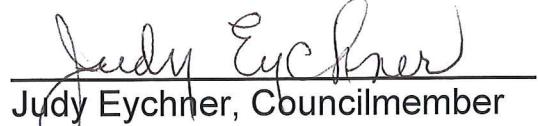



Bill Blackburn, Mayor


Delayne Sigerman, Mayor Pro Tem


Vincent C. Voelkel, Councilmember


George Baroody, Councilmember


Judy Eychner, Councilmember



**TO BE CONSIDERED BY THE CITY COUNCIL
CITY OF KERRVILLE, TEXAS**

SUBJECT: Proclamation: Child Abuse Prevention and Awareness Month - April 2019

AGENDA DATE OF: April 9, 2019 **DATE SUBMITTED:** Apr 01, 2019

SUBMITTED BY: Shelley McElhannon

EXHIBITS: [20190409_Proclamation_Child Abuse Prevention and Awareness Month.pdf](#)

Expenditure Required:	Remaining Budget Balance in Account:	Amount Budgeted:	Account Number:
\$0	\$0	\$0	N/A

PAYMENT TO BE MADE TO: N/A

Kerrville 2050 Item?	No
Key Priority Area	N/A
Guiding Principle	N/A
Action Item	N/A

SUMMARY STATEMENT:

RECOMMENDED ACTION:

Mayor Blackburn to present the Child Abuse Prevention and Awareness Month - April 2019 proclamation to Hill Country Court Appointed Special Advocates (HCCASA).

PROCLAMATION

WHEREAS, the County of Kerr prides itself on giving back to the community, contributing to the quality of life among our citizens; and

WHEREAS, **Hill Country CASA**, in association with Texas CASA, the National Court Appointed Special Advocates Association, **Kerr County Child Protective Services**, **Kerr County Child Services Board** and **Kid's Advocacy Place – A Child Advocacy Center**, speak for the best interests of abused and neglected children who are involved in the juvenile courts; and

WHEREAS, One hundred and three (103) children in Kerr County suffered from some form of confirmed abuse or neglect and were placed in Child Protective Services Conservatorship last year; and

WHEREAS, Through a national effort, Kerr County community members are encouraged to join together to raise awareness for those children fallen victim to abuse and neglect throughout the month of April; and

WHEREAS, This effort will give abused and neglected children in our community, and around the country, a chance for a safe and positive future.

NOW, THEREFORE, I Bill Blackburn, Mayor of the City of Kerrville, do hereby proclaim the month of April 2019 as:



"Child Abuse Prevention and Awareness Month"



in Kerrville, Texas, and in doing so, invite and urge all citizens to join me in a national effort to raise awareness and help prevent child abuse and neglect.



IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the City of Kerrville to be affixed hereto, the 09 day of April, 2019.

Bill Blackburn, Mayor



**TO BE CONSIDERED BY THE CITY COUNCIL
CITY OF KERRVILLE, TEXAS**

SUBJECT: Authorize the execution of a construction contract with Intermountain Slurry Seal, Inc. for the 2019 Slurry Seal project in an amount of \$170,182.75.

AGENDA DATE OF: April 9, 2019 **DATE SUBMITTED:** Mar 29, 2019

SUBMITTED BY: Kyle Burow

EXHIBITS: [20190409_Bid_2019 Slurry Seal Received Bids.pdf](#)

Expenditure Required:	Remaining Budget Balance in Account:	Amount Budgeted:	Account Number:
\$170,182.75	\$1,538,390.78	\$1,625,723.10	01-0161-2420

PAYMENT TO BE MADE TO: Intermountain Slurry Seal, Inc.

Kerrville 2050 Item?	Yes
Key Priority Area	M - Mobility / Transportation
Guiding Principle	M4. Place a high priority on the maintenance of existing streets
Action Item	M4.2 - Continue implementing the plan for street repairs, including a timeline and funding, based on the road conditions data collection and evaluation completed in 2016

SUMMARY STATEMENT:

As part of the City of Kerrville's adopted Street Maintenance Plan, the City consulted 6S Engineering, Inc. to develop construction specifications for the 2019 Slurry Seal project. The scope of this project is for the slurry seal component of the Year 4 maintenance plan for approximately 6 lane miles or roadway. The project was placed for advertisement, the bid opening was held April 10, 2018. One bid was received from Intermountain Slurry Seal, Inc. with a lower unit price of \$3.55/SY compared to an average unit price of \$3.90/SY from the 2018 slurry seal bids received. Staff, along with 6S Engineering, evaluated the contractor and recommend awarding the base bid construction contract amount of \$170,182.75 to Intermountain Slurry Seal, Inc.

RECOMMENDED ACTION:

Authorize the City Manager to finalize and execute a construction contract with Intermountain Slurry Seal, Inc.

Project Name : 2019 Slurry Seal

Engineering Number: PW#19-006

Bid Opening: March 29, 2019



**TO BE CONSIDERED BY THE CITY COUNCIL
CITY OF KERRVILLE, TEXAS**

SUBJECT: Project Funding Agreement between the City of Kerrville, Texas, Economic Improvement Corporation and the City of Kerrville, Texas for Downtown Parking Garage and Streetscape Improvements.

AGENDA DATE OF: April 9, 2019 **DATE SUBMITTED:** Feb 05, 2019

SUBMITTED BY: EA Hoppe

EXHIBITS: [20190409_Consent_Project Funding Agreement_Downtown Parking Garage Streetscape.pdf](#)

Expenditure Required:	Remaining Budget Balance in Account:	Amount Budgeted:	Account Number:
\$350,000	N/A	N/A	N/A

PAYMENT TO BE MADE TO: N/A

Kerrville 2050 Item?	Yes
Key Priority Area	D - Downtown Revitalization
Guiding Principle	D4. Encourage and program Downtown public events and create more gathering places that promote and enhance Downtown as an arts, culture and music center
Action Item	D4.6 - Enhance the access, functionality and safety of the Downtown parking garage

SUMMARY STATEMENT:

The Kerrville City Council and the Kerrville Economic Improvement Corporation (EIC) funded a concept plan to enhance the Downtown Parking Garage with the help of local architectural firm, Peter Lewis Architect and Associates. In parallel, the EIC has identified this item in their annual budget over a number of years and has been allocating project funds towards this quality of life enhancement to the downtown area. The City of Kerrville has recently completed an extensive program to address the deferred maintenance in the Downtown Parking Garage, as well as greatly enhance the aesthetics of the interior of the facility. The facility is now ready for exterior improvement work to be accomplished, should the City Council and the EIC desire to move forward with all or some of the concept

elements that have been developed.

Mr. Lewis has provided a sample estimate on anticipated budget costs, as well as a scope of work for the completion of the design work and development of construction documents to complete the facility enhancements. The costs for design, engineering, construction, and contingency were assembled into one application to the EIC for a total of \$350,000, which was presented to them in February. They subsequently voted to have a Project Funding Agreement drafted and a Public Hearing set for March 2019. The public hearing was accomplished in March and the EIC voted to approve the Project Funding Agreement.

RECOMMENDED ACTION:

Authorize execution of the Agreement with the Kerrville Economic Improvement Corporation.

D R A F T 3/12/19

PROJECT FUNDING AGREEMENT BETWEEN THE CITY OF KERRVILLE, TEXAS, ECONOMIC IMPROVEMENT CORPORATION AND THE CITY OF KERRVILLE, TEXAS FOR DOWNTOWN PARKING GARAGE STREETSCAPE IMPROVEMENTS

THIS PROJECT FUNDING AGREEMENT (the “Agreement”) is entered into this ____ day of _____, 2019, by and between the City of Kerrville, Texas Economic Improvement Corporation (“Corporation”), a Type B Economic Development Corporation established pursuant to Chapters 501, 502, and 505 of the Texas Local Government Code, as amended (i.e., the Development Corporation Act, hereafter referred to as “the Act”), acting by and through its President; and the City of Kerrville, Texas (“City”), a Texas home-rule municipality, acting by and through its City Manager. EIC and City are sometimes collectively referred to herein as “Parties” and individually as “Party”.

WITNESSETH:

WHEREAS, pursuant to Chapter 505 of the Act, the EIC may undertake, or provide funding to City to undertake, projects which the EIC finds to be encompassed by the definition of “projects” as that word is defined in Chapters 501 and 505 of the Act; and

WHEREAS, EIC was formed to administer the sales and use tax approved by the citizens of Kerrville, Texas, in May 1995 and collected for projects as defined by the Act, including:

Projects related to a) expenditures that are found by the EIC to be required or suitable for infrastructure necessary to promote or develop new or expanded business enterprises, limited to streets and roads, water and sewer utilities, electric utilities, or gas utilities, drainage, site improvements, and related improvements; and b) recreational or community facilities to include land, buildings, equipment, facilities, and improvements required or suitable for use for tourist and public park purposes, including parks and park facilities, open space improvements, and related concession and automobile parking facilities, related area transportation facilities, and related roads, streets, and other related

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improvements that enhance any of these items as provided for by Sections 505.103 and 505.152 of the Act; and

WHEREAS, City proposes to enter into a contract with a professional architect to complete the design, prepare construction documents, and to assist with bidding and construction management regarding improvements to the City-owned downtown parking garage (the “Project”); and

WHEREAS, should the City accept a bid for the Project, the City will also enter into a contract with a separate party for construction; and

WHEREAS, in 2012, the EIC funded the creation of a concept plan to enhance the City-owned downtown parking garage (“Garage”) and area around the Garage as part of the overall goal to improve streetscapes within the downtown area; and

WHEREAS, following the presentation and acceptance of that work, the EIC has allocated funds each year toward this infrastructure and quality of life project as a way to enhance the downtown area and draw more businesses, customers, and tourists into this area; and

WHEREAS, the Project will support and reinforce the goals of the Kerrville Comprehensive Plan (“*Kerrville 2050*”) to include preserving, protecting, and enhancing the visual identify of the downtown area as well as improving the physical, economic, social characteristics of this area to create a unique destination for residents and visitors of Kerrville, thereby making this area the activity center and focal point of the community; and

WHEREAS, the EIC finds that the Project as described generally above constitutes a “project” as defined by the Act; and

WHEREAS, the EIC finds that the Project is required or suitable for infrastructure necessary to promote or develop new or expanded business enterprises; and

WHEREAS, finding that providing funds to contribute toward the planning, development, and construction of the Project is required or suitable for infrastructure necessary to promote or develop new or expanded business enterprises, EIC has determined that this Agreement complies with the Act and is in keeping with the mission of EIC and City of Kerrville Economic Improvement Corporation 4B Sales Tax Funding Request Guidelines and Procedures; and

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WHEREAS, the EIC finds that it will be in the public interest to enter into this Agreement with City to provide sales tax revenues collected pursuant to the Act ("4B Revenues") to City for costs related to the Project; and

WHEREAS, on March 18, 2019, in a meeting that was open to the public in accordance with the Texas Open Meetings Act, the EIC held a public hearing pursuant to Section 501.072 of the Act related to the proposed expenditure of 4B Revenues for the Project;

NOW THEREFORE, for and in consideration of the recitals set forth above and the promises made herein, the EIC and City agree as follows:

1. **“Project” Defined:** When used in this Agreement, the term “Project” means the project summary and cost itemization specified in **Exhibit A** attached hereto and included herein for all purposes, plus expenses that arise as contingencies during the Project. City will manage the funding it receives from EIC and the bidding and construction of the Project. City shall not substantively alter the description of the Project in any respect without the prior approval of the EIC.
2. **Agreement to Fund Project:** the EIC shall provide City \$350,000.00 in 4B Revenues for the Project. City is authorized to make payments for the herein described purposes directly from funds allocated for Project #70-16004 in the General Capital projects Fund.
3. **Eligible Costs:** Payments made by City from 4B Revenues as authorized by Section 2, above, are limited to the payment of “costs” as defined in the Act.
4. **Project Timeline:** The City estimates that construction activities for the Project will begin on or before January 2020.
5. **Severability:** The provisions of this Agreement are severable, and if for any reason a provision of this Agreement is determined to be invalid by a court having competent jurisdiction over the subject matter of the invalid provision, the invalidity shall not affect other provisions that can be given effect without the invalid provision. Further, in lieu of such illegal, invalid, or unenforceable provision, there will be added automatically as a part of this Agreement, a provision as similar in its terms to such illegal, invalid, or unenforceable provision as may be possible and be legal, valid, and enforceable.
6. **Amendment:** This Agreement may be amended only by written amendment signed by the Parties.

D R A F T 3/12/19

7. **Notices:** All notices given with respect to this Agreement must be in writing and will be deemed to have been properly given for all purposes (i) if sent by a nationally recognized overnight carrier for next business day delivery, on the first business day following deposit of such notice with such carrier unless such carrier confirms such notice was not delivered, then on the day such carrier actually delivers such notice, or (ii) if personally delivered, on the actual date of delivery, or (iii) if sent by certified U.S. Mail, return receipt requested postage prepaid, on the fifth business day following the date of mailing, or (iv) if sent by facsimile, then on the actual date of delivery (as evidenced by a facsimile confirmation) provided that a copy of the facsimile and confirmation is also sent by regular U.S. Mail, addressed as follows:

For EIC

President
City of Kerrville, Texas, Economic Improvement Corporation
City Hall, 701 Main Street
Kerrville, Texas 78028
Facsimile: (830) 792-3850

For City

City Manager, City of Kerrville
City Hall, 701 Main Street
Kerrville, Texas 78028
Facsimile: (830) 792-3850

8. **Applicable Law:** This Agreement is governed by and construed in accordance with the laws of the State of Texas. The Agreement is entered into and fully performable within Kerr County, Texas. Accordingly, venue for any cause of action arising pursuant to this Agreement is proper only in Kerr County, Texas.
9. **Interpretation:** Each Party has had the opportunity to be represented by counsel of its choice in negotiating this Agreement. This Agreement will therefore be deemed to have been negotiated and prepared at the joint request, direction, and construction of the Parties, at arm's length, with the advice and participation of counsel, and will be interpreted in accordance with its terms without favor to any Party.

D R A F T 3/12/19

10. **No Joint Venture:** Nothing contained in this Agreement is intended by the Parties to create a partnership or joint venture between any or all of the Parties.
11. **Parties in Interest:** Nothing in this Agreement shall entitle any Party other than EIC or City to any claim, cause of action, remedy, or right of any term of this Agreement.
12. **Survival of Terms:** All rights, duties, liabilities, and obligations accrued prior to termination will survive termination.
13. **Entire Agreement:** This Agreement represents the entire agreement of the Parties with respect to the subject matter hereof.

IN WITNESS WHEREOF, the Parties hereto have executed this Agreement in the year and as of the date indicated.

CITY OF KERRVILLE, TEXAS

**CITY OF KERRVILLE, TEXAS ECONOMIC
IMPROVEMENT CORPORATION**

By: _____
Mark McDaniel, City Manager

By: _____
Kenneth Early, President

ATTEST:

ATTEST:

Shelley McElhannon, City Secretary

Cheryl Brown, Secretary for the EIC

APPROVED AS TO FORM:

Michael C. Hayes, City Attorney



PETER LEWIS

ARCHITECT + ASSOCIATES

Revised February 7, 2019

Mr. Kyle Burow, P.E.
Director of Engineering
City of Kerrville
200 Sidney Baker Street
Kerrville, TX 78028

RE: Professional Design Services Proposal
Parking Center Streetscape

Dear Kyle:

Thank you for the opportunity to be of service to the City of Kerrville! At your request we have prepared this revised Proposal to provide the following services for the referenced Project.

I. Work Scope

Additions and alterations to Parking Center located at the corner of Sidney Baker and Water Streets as described in Items 1-8, Exhibit A, attached.

II. Scope of Basic Services

A. Meet with City of Kerrville Staff, as required.

B. Construction Document Services (CD)

Construction Drawings detailing all building systems and related site improvements; Technical Specifications, Interior Lighting Compliance and Exterior Lighting Compliance Certificates.

1. Architectural: Peter Lewis Architect + Associates, PLLC

2. Electrical Design: DW Electric.

3. Technical Specifications/Project Manual

4. Assist the City of Kerrville during Bid/Negotiation Phase

5. Statement of Probable Construction Cost

C. Bid Phase Services

1. Assist City of Kerrville in Soliciting and Evaluating Bids

2. Responding to Prospective Bidders questions and Issuing Addenda

D. Construction Contract Administration (CCA)

1. Office Construction Administration

2. Shop Drawing and Submittal Review

3. Periodic Site visits

4. Monthly Site meeting with Owner and Contractor

5. Review Applications for Payment and issue Certificates for Payment

6. Issue Certificate of Substantial Completion

7. Prepare As-built Drawings, based on Contractor's mark-ups

III. Fixed Fee Schedule Basic Services Detail

A. Construction Documents: Items II(A&B)	\$ 17,500.00
B. Bid Phase: Item II(C)	\$ 1,250.00
C. Construction Contract Administration: Item II(D)	\$ 5,650.00
Total Basic Services	\$ 24,400.00

23

pwl

IV. Reimbursable Expenses

Reimbursable expenses, except those listed below, will be billed at a multiple of 1.15 times cost (invoice).

This Professional Design Services Proposal generally describes the Services to be provided and their associated Fees. If we agree on both items, please indicate so by signing and returning one original of this letter for our files. In the meantime, if you have any questions or need additional information, please do not hesitate to call me.

Very truly yours,



Peter W. Lewis, Architect
Principal

Accepted for City of Kerrville

Date

**DOWNTOWN PARKING CENTER STREETScape
BUDGET COST 02-07-2019**



**TO BE CONSIDERED BY THE CITY COUNCIL
CITY OF KERRVILLE, TEXAS**

SUBJECT: Minutes for the Council Workshop held March 19, 2019 at 10:00am.

AGENDA DATE OF: April 9, 2019 **DATE SUBMITTED:** Mar 15, 2019

SUBMITTED BY: Shelley McElhannon

EXHIBITS: [20190409_Minutes_Council Workshop on 3-19-19.pdf](#)

Expenditure Required:	Remaining Budget Balance in Account:	Amount Budgeted:	Account Number:
\$0	\$0	\$0	N/A

PAYMENT TO BE MADE TO: N/A

Kerrville 2050 Item?	No
Key Priority Area	N/A
Guiding Principle	N/A
Action Item	N/A

SUMMARY STATEMENT:

Minutes for the City Council Workshop held on March 19, 2019, at the Kerrville City Hall Council Chambers, 701 Main Street.

RECOMMENDED ACTION:

Approve the minutes as presented.

CITY COUNCIL MINUTES
WORKSHOP

KERRVILLE, TEXAS
MARCH 19, 2019

On March 19, 2019, the Kerrville City Council workshop was called to order at 10:00 a.m. by Mayor Bill Blackburn in the City Hall Council Chambers at 701 Main Street.

COUNCILMEMBERS PRESENT:

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

COUNCILMEMBER ABSENT:

None

CITY STAFF PRESENT:

Mark McDaniel	City Manager
E.A. Hoppe	Deputy City Manager
Mike Hayes	City Attorney
Stuart Barron	Director of Public Works
Kyle Burow	Director of Engineering
Amy Dozier	Chief Financial Officer
Guillermo Garcia	Executive Director for Innovation
David Knight	Chief of Police
Shelley McElhannon	City Secretary
Kim Meismar	Executive Director for General Operations
Sherry Mosier	Manager of Strategic Initiatives
Drew Paxton	Executive Director for Development Services
Dannie Smith	Fire Chief

VISITORS PRESENT: List on file in City Secretary's Office for the required retention period.

1. DISCUSSION AND ACTION: REVIEW AND DISCUSS QUESTIONS AND RESPONSES REGARDING APPLICATION OF CURRENT CODES AND ORDINANCES

Mayor Blackburn opened the discussion.

Mark McDaniel, Mike Hayes, Guillermo Garcia, Chief Smith, E.A. Hoppe, Drew Paxton, and Amy Dozier presented information and provided responses to previously emailed questions from Councilmember Baroody and Councilmember Voelkel.

Questions, responses, comments, and discussion among Council and staff ensued.

RECESS: The meeting was recessed at 10:55 a.m.

CALLED TO ORDER: The meeting was reconvened at 11:01 a.m.

Questions, responses, comments, and discussion among Council and staff continued.

Councilmember Eychner made a three part motion:

- (1.) That the City of Kerrville consultants be asked to expedite the review and responses to the sign portion of the Codes, and bring that back to the Code Review Committee as soon as possible.
- (2.) That staff be required to provide a report regarding on-going improvements in the Code Development Department and processes to Council, every two months.
- (3.) That questions which have been asked and answered today (March 19, 2019), will not be placed on a future agenda or workshop agenda, unless done so by the Mayor, a majority of the Council, or the City Manager.

Councilmember Sigerman seconded the motions, and the motions passed 3-2, with Mayor Blackburn, Councilmember Eychner, and Councilmember Sigerman voting in favor and Councilmember Baroody and Councilmember Voelkel voting against.

ADJOURNMENT. The meeting adjourned at 11:39 a.m.

APPROVED:

Bill Blackburn, Mayor

ATTEST:

Shelley McElhannon, City Secretary



**TO BE CONSIDERED BY THE CITY COUNCIL
CITY OF KERRVILLE, TEXAS**

SUBJECT: Minutes for the Joint Worksession of the Kerrville City Council and Planning and Zoning Commission held on March 19, 2019.

AGENDA DATE OF: April 9, 2019 **DATE SUBMITTED:** Mar 15, 2019

SUBMITTED BY: Shelley McElhannon

EXHIBITS: [20190409_Minutes_Joint Worksession CCP-Z on 3-19-19.pdf](#)

Expenditure Required:	Remaining Budget Balance in Account:	Amount Budgeted:	Account Number:
\$0	\$0	\$0	N/A

PAYMENT TO BE MADE TO: N/A

Kerrville 2050 Item?	No
Key Priority Area	N/A
Guiding Principle	N/A
Action Item	N/A

SUMMARY STATEMENT:

Minutes for the Joint Worksession of the Kerrville City Council and Planning and Zoning Commission held on March 19, 2019, at the Kerrville City Hall Council Chambers, 701 Main Street.

RECOMMENDED ACTION:

Approve the minutes as presented.

CITY COUNCIL MINUTES
PLANNING & ZONING COMMISSION MINUTES
OF A SPECIAL MEETING - JOINT WORKSESSION

KERRVILLE, TEXAS
MARCH 19, 2019

Tuesday, March 19, 2019, a meeting of the Kerrville City Council and Planning and Zoning Commission was called to order by Mayor Bill Blackburn at 4:30 p.m. at the City Hall Council Chambers, 701 Main Street, Kerrville, Texas. Bob Waller called role for the Planning and Zoning Commission and deemed a quorum of the committee was present.

CITY COUNCILMEMBERS PRESENT:

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

CITY COUNCILMEMBERS ABSENT: None.

CITY STAFF PRESENT:

Mark McDaniel	City Manager
E.A. Hoppe	Deputy City Manager
Mike Hayes	City Attorney
Shelley McElhannon	City Secretary
Amy Dozier	Director of Finance
Guillermo Garcia	Executive Director for Innovation
Kim Meismer	Executive Director for General Operations
Sherry Mosier	Manager of Strategic Initiatives
Rebecca Pacini	Chief Planning Officer
Drew Paxton	Executive Director for Development Services

PLANNING & ZONING BOARD MEMBERS PRESENT:

Robert Waller, Chair
Garrett Harmon, Vice Chair
Tricia Byrom
T David Jones
Rustin Zuber
Bill Morgan, Alternate
Jim Brown, Alternate

PRESENTATION AND DISCUSSION:

Kimley-Horn consultant Mark Bowers provided a recap and overview of the Code Review Committee Work to Date.

Kimley-Horn consultant Monica Heid provided Highlights of the new Draft Code and Zoning Code and the overall approach.

Discussion ensued among workshop participants, who asked questions, provided feedback, and commented.

Kimley-Horn consultant Mark Bowers presented next steps.

The meeting was adjourned at 6:18 p.m. by Planning and Zoning Chair Bob Waller and Mayor Blackburn.

APPROVED: _____
Bill Blackburn, Mayor

ATTEST: _____
Shelley McElhannon, City Secretary



**TO BE CONSIDERED BY THE CITY COUNCIL
CITY OF KERRVILLE, TEXAS**

SUBJECT: Minutes for the Regular City Council meeting held March 26, 2019.

AGENDA DATE OF: April 9, 2019 **DATE SUBMITTED:** Mar 15, 2019

SUBMITTED BY: Shelley McElhannon

EXHIBITS: [20190409_Minutes_Council meeting on 3-26-19.pdf](#)

Expenditure Required:	Remaining Budget Balance in Account:	Amount Budgeted:	Account Number:
\$0	\$0	\$0	N/A

PAYMENT TO BE MADE TO: N/A

Kerrville 2050 Item?	No
Key Priority Area	N/A
Guiding Principle	N/A
Action Item	N/A

SUMMARY STATEMENT:

Minutes for the City Council meeting held on March 26, 2019, at the Kerrville City Hall Council Chambers, 701 Main Street.

RECOMMENDED ACTION:

Approve the minutes as presented.

CITY COUNCIL MINUTES
REGULAR MEETING

KERRVILLE, TEXAS
MARCH 26, 2019

On March 26, 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 Mayor Blackburn, followed by the Pledge of Allegiance led by Mayor Blackburn.

COUNCILMEMBERS PRESENT:

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

COUNCILMEMBER ABSENT: None

CITY EXECUTIVE STAFF PRESENT:

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

VISITORS PRESENT: List on file in City Secretary's Office for the required retention period.

1. ANNOUNCEMENTS OF COMMUNITY INTEREST:

Items of Interest to the Community were presented by Stuart Cunyus, Councilmember Delayne Sigerman, Councilmember Judy Eychner, and Mayor Blackburn.

2. VISITORS FORUM:

The following persons spoke:

- Sandra Yarbrough
- Wilfred Heuer
- Michael Sigerman
- Danny Almond
- John Macken
- Martha Hix
- Walker Croft

3. PRESENTATIONS:

3A. Mayor Blackburn presented a Proclamation to the Our Lady of the Hills Boys Basketball State Champions, and presented Coach Chris Ramirez a Key to the City.

4. CONSENT AGENDA:

Councilmember Eychner moved to approve the consent agenda as presented. Councilmember Sigerman seconded, and the motion passed 5-0.

4A. Minutes for the regular City Council meeting held on March 12, 2019.

END OF CONSENT AGENDA:

5. ORDINANCES, SECOND READING:

5A. Ordinance No. 2019-06 amending the City's "Zoning Code" by changing a portion of an existing Planned Development Zoning District (PDD); such change to remove an approximate 23.84 acres from the PDD, and consisting of Lots 1 and 2, Block One; Lot 3, Block Two; and a 7.77 acre portion out of Lot 2, Block Two; all Lots being out of the OLH Subdivision, said subdivision within the City of Kerrville, Kerr County, Texas; such properties more commonly known as 235, 575, 581, and 601 Peterson Farm Road; by removing these properties from a PDD and placing each within the Airport Zoning District (AD); containing a cumulative clause; containing a savings and severability clause; providing for a maximum penalty or fine of two thousand dollars (\$2,000); ordering publication; and providing other matters relating to the subject.

Drew Paxton presented information and responded to questions.

Citizen Bruce Stracke spoke on behalf of the applicant.

Councilmember George Baroody moved to approve Ordinance No. 2019-06, second reading, as presented. Councilmember Sigerman seconded, and the motion passed 5-0.

6. INFORMATION AND DISCUSSION:

6A. Financial update for the month ending February 28, 2019, debt and debt obligations, property tax, sales tax, and the general financial health of the City. Ms. Dozier presented information and responded to questions.

Citizen Sandra Yarbrough spoke.

Citizen Michael Sigerman signed up to speak, but waived his opportunity to speak when called.

6B. Monthly Community Improvement Project (CIP) Report.

Mr. Hoppe presented information and responded to questions.

7. ITEMS FOR FUTURE AGENDAS:

- Tree Ordinance (Blackburn)

8. BOARD APPOINTMENTS:

8A. Appointments to the Parks and Recreation Advisory Board.

Councilmember Eycher moved to reappoint Rose Bradshaw and Lisa Nye-Salladin, and appoint new members Dr. Charles Hueber, Greg Peschel, Jesse Olivera, and Wayne Uecker. Councilmember Baroody seconded, and the motion passed 5-0.

9. **EXECUTIVE SESSION:**

None.

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

None.

11. **ADJOURNMENT.**

The meeting was adjourned at 7:10 p.m.

APPROVED:_____

Bill Blackburn, Mayor

ATTEST:_____

Shelley McElhannon, City Secretary



**TO BE CONSIDERED BY THE CITY COUNCIL
CITY OF KERRVILLE, TEXAS**

SUBJECT: Bill of Sale authorizing donation of Fire Department Pumper Truck with the Hunt Volunteer Fire Department

AGENDA DATE OF: April 9, 2019 **DATE SUBMITTED:** Mar 29, 2019

SUBMITTED BY: Dannie Smith

EXHIBITS: [20190409_Document_Transfer of vehicle title disclaimer - release of liability.pdf](#)

Expenditure Required:	Remaining Budget Balance in Account:	Amount Budgeted:	Account Number:
\$0	\$0	\$0	N/A

PAYMENT TO BE MADE TO: N/A

Kerrville 2050 Item?	No
Key Priority Area	N/A
Guiding Principle	N/A
Action Item	N/A

SUMMARY STATEMENT:

On March 15, 2019, the Kerrville Fire Department placed in service a 2019 Sutphen Monarch Pumper. With the acquisition of this unit, we now have a 22-year old 1997 KME Pumper which meets our vehicle replacement plan criteria for disposal.

Staff recommends the City donate the unit to the Hunt Volunteer Fire Department (HVFD). If the KME Pumper were sold, we estimate the apparatus may bring between \$5,000-\$7,000 dollars. The HVFD recently donated a new Bauer 2250 PSI breathing air compressor, valued at approximately \$6,000 dollars to our department. Staff would like to reciprocate with the Pumper donation to assist the HVFD with a current need.

No representation is made regarding the condition of the vehicle at the time of transfer of title, and the vehicle will be delivered to the HVFD "AS IS, WHERE IS, AND WITHOUT ANY WARRANTY OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE".

RECOMMENDED ACTION:

Approve and adopt the Transfer of Vehicle agreement, as presented.

TRANSFER OF VEHICLE TITLE DISCLAIMER AND RELEASE OF LIABILITY

The City of Kerrville, Texas, hereby transfers to the Hunt Volunteer Fire Department, title to the following described vehicle:

Make and Model: 1997 KME Pumper
Vehicle Identification No.: 1K9AF4287VN058606
License No.: 135-5311 Texas Exempt

("the Vehicle"). Such transfer of title is made by the City of Kerrville, Texas, subject to the following conditions:

1. No representation is made regarding the condition of the Vehicle at the time of transfer of title and the Vehicle is delivered to the Hunt Volunteer Fire Department, **AS IS, WHERE IS, AND WITHOUT ANY WARRANTY OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE.**
2. By acceptance of the Vehicle, the Hunt Volunteer Fire Department, agrees, **TO THE EXTENT ALLOWABLE BY LAW, TO INDEMNIFY, DEFEND, AND HOLD HARMLESS THE CITY OF KERRVILLE, TEXAS AND ALL OF ITS OFFICERS, AGENTS AND EMPLOYEES FROM ALL SUITS, ACTIONS, CLAIMS, DAMAGES, PERSONAL INJURIES, LOSSES, PROPERTY DAMAGES, AND EXPENSES OF ANY CHARACTER WHATSOEVER, INCLUDING ATTORNEY'S FEES, BROUGHT FOR OR ON ACCOUNT OF ANY INJURIES OR DAMAGES RECEIVED OR SUSTAINED BY ANY PERSON OR PROPERTY ON ACCOUNT OF ANY NEGLIGENT ACT OF THE HUNT VOLUNTEER FIRE DEPARTMENT OR ANY OF THEIR RESPECTIVE OFFICERS, EMPLOYEES, AGENTS, REPRESENTATIVES, OR ASSIGNS IN THE USE OF THE VEHICLE.**

Signed this _____ day of _____ 2019.

CITY OF KERRVILLE, TEXAS

Mark McDaniel, City Manager

ACCEPTED:

HUNT VOLUNTEER FIRE DEPARTMENT

BY: _____
TITLE: _____



**TO BE CONSIDERED BY THE CITY COUNCIL
CITY OF KERRVILLE, TEXAS**

SUBJECT: Discussion and possible action to consider de-annexation of property at 1120 Spur 100 and 863 Spur 100. Requested by property owner Christy Duran.

AGENDA DATE OF: April 9, 2019 **DATE SUBMITTED:** Mar 25, 2019

SUBMITTED BY: Shelley McElhannon

EXHIBITS: [20190409_Report_Metes & Bounds 1120 Spur 100 and 863 Spur 100.pdf](#)
[20190409_Report_Survey 1120 Spur 100 and 863 Spur 100.pdf](#)
[20190409_Map_1120 Spur 100 aqnd 863 Spur 100.pdf](#)

Expenditure Required:	Remaining Budget Balance in Account:	Amount Budgeted:	Account Number:
\$0	\$0	\$0	N/A

PAYMENT TO BE MADE TO: N/A

Kerrville 2050 Item?	No
Key Priority Area	N/A
Guiding Principle	N/A
Action Item	N/A

SUMMARY STATEMENT:

City water service is available at the property, and the City water service was utilized by the previous property owner. The current property owner, Christy Duran, advises that she does not use the City water service; however she does not reside in Kerrville but lives in Lumberton Texas. The Durans intend to build on the property and maintain the wildlife tax exemption, however their proposed builder prefers not to build within the city limits.

The property was annexed in November 1977 as a part of a 597 acre tract of land near and along Spur 100.

Based on the tax information through the appraisal district and the current tax exemption, the 2018 tax payment to the City of Kerrville was less than \$10.

The reduction of the city limits ultimately has an impact on the water resources for the City of Kerrville pursuant to the City's permit(s) with Headwaters Groundwater Conservation District. Water service to this property has already been extended at a cost to the City. There is approximately 2076 feet of water line parallel to the property, and approximately 410 feet of water main within the property. Installation cost for this type of work currently ranges from \$55-\$65 per foot. Total value of these water line improvements today would be \$150,000.

Upon research, the last de-annexation approved by Council, was found to be in 1987 along Highway 27 between the VA Hospital and the Airport.

The Local Government Code Section 43.142 allows for a home-rule city to provide rules for disannexation, or de-annexation, within the municipality's charter. The City of Kerrville's Charter provides for said process in Section 1.06 as follows:

Section 1.06. - De-annexation.

Whenever there exists within the corporate limits of the City of Kerrville any territory not suitable or necessary for City purposes, the Council may, upon a petition signed by a majority of the qualified voters residing in such territory, if the same be inhabited, or without any such petition if the same be uninhabited, by ordinance duly passed by a majority vote of all the Councilmembers, discontinue said territory as a part of said City; said petition and ordinance shall specify accurately the metes and bounds of the territory sought to be eliminated from the City and shall contain a plat designating such territory so that the same can be definitely ascertained; and when said ordinance has been duly passed, the same shall be entered upon the minutes and records of said City, and from and after the entry of such ordinance, said territory shall cease to be a part of said City, but said territory shall still be liable for its pro rata share of any debts incurred while said area was a part of said City.

This particular property has been within the city limits for over forty years.

RECOMMENDED ACTION:

Staff would not recommend de-annexation of this area.

FIELD NOTES DESCRIPTION FOR 32.55 ACRES OF THE
DOUGLAS C. McRAE LAND ON SPUR 100 IN KERR
COUNTY, TEXAS

Being all of a certain tract or parcel of land comprising, approximately, 28.97 acres out of Samuel Wallace Survey No. 111, Abstract No. 359, and 3.58 acres out of John W. Porter Survey No. 701, Abstract No. 450, in Kerr County, Texas; part of 209.09 acres conveyed as Tract One to Douglas C. McRae, et al, from Hightower-Harrel Properties by a Warranty Deed with Vendor's Lien executed the 9th day of June, 2009 and recorded in Volume 1738 at Page 715, and all of 0.07 acre conveyed to Douglas C. McRae, et al, from Hightower-Harrel Properties by a Deed Without Warranty executed the 9th day of June, 2009 and recorded in Volume 1738 at Page 735, both deeds recorded in the Official Public Records of Kerr County, Texas; and being more particularly described by metes and bounds as follows (record calls shown in parentheses):

BEGINNING at a fence cornerpost for the northerly east corner of the herein described tract, a reentrant corner of said 209.09 acres, which point is at or near the east corner of said Survey No. 111;

THENCE, upon, over and across said 209.09 acres: S.44°53'30"W. 500.06 ft. to a set ½" iron stake; and S.08°49'04"E. 525.59 ft. to a ½" iron stake set in a fence along the northerly right-of-way line of Spur 100, a public road, for the southerly east corner of the herein described tract;

THENCE, along a fence, continuing upon, over and across said 209.09 acres with the northerly and northwesterly right-of-way line of said Spur 100, each point marked with an angle post unless stated otherwise: N.68°56'06"W. 309.86 ft.; S.53°24'08"W. 363.65 ft.; S.58°35'50"W. 376.65 ft.; S.58°04'34"W. 85.02 ft.; S.52°15'38"W. 69.26 ft.; and S.43°44'26"W. 215.01 ft. to a ½" iron stake set for the easterly south corner of the herein described tract in the southwest line of said 209.09 acres, the northeasterly end of the right-of-way of said Spur 100 as dedicated by the plat of Freeman Fritts Part 2 Addition, a subdivision of record in Volume 6 at Page 286 of the Plat Records of Kerr County, Texas;

THENCE, with the common line between said 209.09 acres and said Freeman Fritts Part 2 Addition, N.45°24'16"W. (N.45°31'W.) 11.06 ft. to a ½" iron stake found at the east corner of said 0.07 acre for a reentrant corner of the herein described tract;

THENCE, with the southeast line of said 0.07 acre, the northwest right-of-way of Spur 100 as established by said plat of Freeman Fritts Part 2 Addition, S.46°03'21"W. 17.38 ft. (S.45°00'00"W. 17.03 ft.) to a ½" iron stake found in a fence at the south corner of said 0.07 acre, the east corner of Lot No. 3 of said Freeman Fritts Part 2 Addition, for the westerly south corner of the herein described tract;

THENCE, along a fence with the common line between said 0.07 acre and said Lot No. 3, N.42°52'45"W. 382.97 ft. (N.42°49'20"W. 383.39 ft.) to a ½" iron stake found at a cornerpost for the west corner of the herein described tract, the northwest corner of said 0.07 acre, the north corner of said Lot No. 3, the west corner of said 209.09 acres, in the southeast line of 215.23 acres conveyed to the City of Kerrville, Texas from Glenn L. Brinkman by a General Warranty Deed executed the 17th day of February, 1977 and recorded in Volume 194 at Page 469 of the Deed Records of Kerr County, Texas;

THENCE, along a fence with the common line between said 209.09 acres and said 215.23 acres, N.33°35'08"E., at 2068.2 ft. passing a cornerpost, then continuing for a total distance of 2069.67 ft. (N.33°38'E. 2067.89 ft.) to a ½" iron stake found in a fence for the north corner of the herein described tract, a northerly corner of said 209.09 acres, in the southwest line of 10.32 acres conveyed to William E. Schmidt, et al, Trustees from William E. Schmidt, et ux, by a Special Warranty Deed executed the 16th day of September, 2009 and recorded in Volume 1757 at Page 58 of the Official Public Records of Kerr County, Texas;

THENCE, along a fence with the common line between said 209.09 acres and said 10.32 acres, northeast of and generally parallel with a second fence: S.45°09'52"E. 118.06 ft. (S.45°24'41"E. 116.21 ft.) to a found ½" iron stake; and S.45°26'27"E. (S.45"E.) 264.80 ft. to a ½" iron stake found near the base of a cornerpost at the southwesterly

Page 2 – 32.55 Acres of the Douglas C. McRae land
on Spur 100 in Kerr County, Texas

common corner of said 10.32 acres and 5.000 acres conveyed to Rebecca Knowlton Wortham from Edward H. Knowlton, et ux, by a Gift Deed executed the 22nd day of May, 2006 and recorded in Volume 1525 at Page 49 of the Official Public Records of Kerr County, Texas, which point is approximately 3 ft. northeast of said second fence;

THENCE, northeast of and converging with said second fence, with the common line between said 209.09 acres and said 5.000 acres, S.45°04'12"E. 443.84 ft. (S.45°05'17"E. 446.37 ft.) to the PLACE OF BEGINNING containing 32.55 acres of land, more or less, within these metes and bounds. Note: All set ½" iron stakes marked with red plastic cap inscribed with "VOELKEL SURVEYING".

I hereby certify that these field notes and accompanying plat are accurate descriptions of the property contained therein as determined by a survey made on the ground under my direction and supervision, and that all property corners are marked as stated. (Bearing basis = True north based on GPS observations)

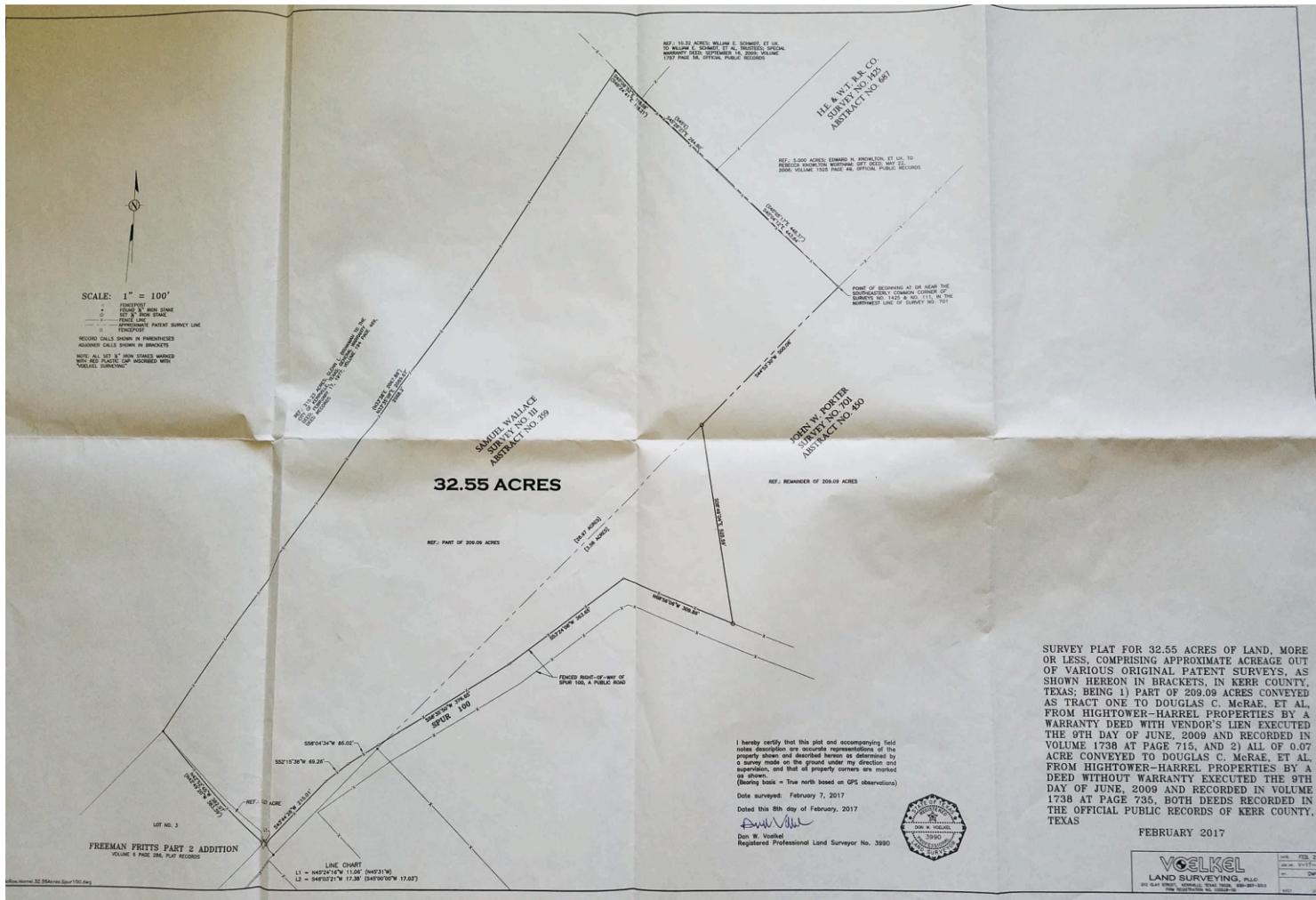
Date surveyed: February 7, 2017

Dated this 8th day of February, 2017

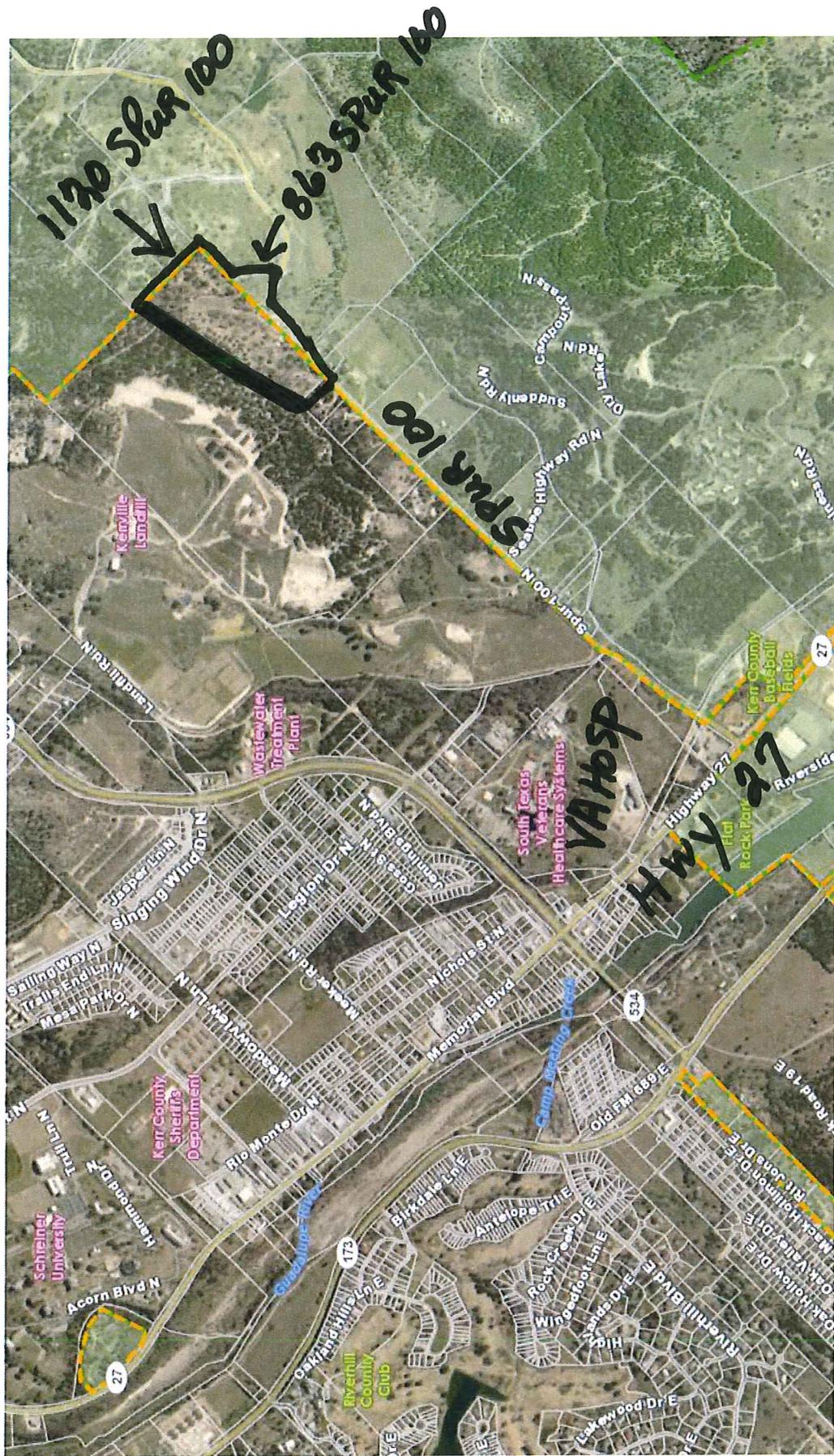


Don W. Voelkel
Registered Professional Land Surveyor No. 3990





Survey conducted at time of purchase in 2017





**TO BE CONSIDERED BY THE CITY COUNCIL
CITY OF KERRVILLE, TEXAS**

SUBJECT: Discussion, review and possible action regarding the City Council decision to constructively remove councilmember George Baroody from office at the special meeting called on November 8, 2018. Requested by and presented by Councilmember Baroody and Attorney Roger Gordon.

AGENDA DATE OF: April 9, 2019 **DATE SUBMITTED:** Apr 02, 2019

SUBMITTED BY: Shelley McElhannon

EXHIBITS: [20190409_Letter_Attorney Roger Gordon - George Baroody Council Request GB.pdf](#)

Expenditure Required:	Remaining Budget Balance in Account:	Amount Budgeted:	Account Number:
\$0	\$0	\$0	N/A

PAYMENT TO BE MADE TO: N/A

Kerrville 2050 Item?	No
Key Priority Area	N/A
Guiding Principle	N/A
Action Item	N/A

SUMMARY STATEMENT:

Councilmember Baroody and his attorney requested that this item be placed on the agenda.

RECOMMENDED ACTION:

Please see attached.

901 S. Mopac Expressway
Building One, Suite 300
Austin, Texas 78746

THE LAW OFFICE OF
ROGER GORDON

Phone: (512) 636-2540
Fax: (512) 692-2533
roger@rogergordonlaw.com

April 2, 2019

Mike Hayes
CITY OF KERRVILLE
701 Main Street
Kerrville, TX 78028

via email: attorney@kerrvilletx.gov

RE: George Baroody (Kerrville City Council – Ethics)

Dear Mike:

*On May 6, 2017 George Baroody was elected to the Kerrville City Council with nearly two-thirds of the votes cast. Eighteen months later three members of the Council sought to punish Mr. Baroody for demonstrating the very independence that the voters of Kerrville demanded. Our system of government is predicated upon republican principles; the idea that the people have delegated their governing responsibility to a select few. We contend that the City Council's November 8, 2018 decision to constructively remove Mr. Baroody from office by prohibiting his participation in matters of governance related to pending land use litigation was taken in violation of both the Kerrville City Charter and the Constitution of the United States. **George Baroody has broken no rules, committed no ethics violations, nor shared any privileged information.** We now ask the City Council to end its punishment of Mr. Baroody and restore his full rights as an elected member of the Kerrville City Council. We note that a District Court would apply a strict-scrutiny standard when undertaking the judicial review authorized by Section 3.04 of the City Charter.*

For nearly sixty years First Amendment jurisprudence in our country has been guided by a core principle. "The role that elected officials play in our society makes it all the more imperative that they be allowed freely to express themselves on matters of current public importance."¹ Mr. Baroody did not sacrifice his free speech protections the day he was sworn into office; on the contrary, he further dedicated himself to informing himself and debating the merits of issues affecting the public welfare. We request that the City Council respect the will of the Kerrville voters and fully reinstate Mr. Baroody immediately.

Respectfully submitted,

The Law Office of Roger Gordon



Roger E. Gordon

¹ *Wood v. Georgia*, 370 U.S. 375, 395 (1962)



**TO BE CONSIDERED BY THE CITY COUNCIL
CITY OF KERRVILLE, TEXAS**

SUBJECT: Presentation clarifying status of City of Kerrville debt supported by ad valorem taxes. Requested by and presented by Councilmember Baroody.

AGENDA DATE OF: April 9, 2019 **DATE SUBMITTED:** Apr 04, 2019

SUBMITTED BY: Shelley McElhannon

EXHIBITS: [20190409_Document_Information from Councilmember Baroody.pdf](#)

Expenditure Required:	Remaining Budget Balance in Account:	Amount Budgeted:	Account Number:
\$0	\$0	\$0	N/A

PAYMENT TO BE MADE TO: N/A

Kerrville 2050 Item?	No
Key Priority Area	N/A
Guiding Principle	N/A
Action Item	N/A

SUMMARY STATEMENT:

Councilmember Baroody requested this discussion be added to the agenda.

RECOMMENDED ACTION:

No action required, discussion only.

Shelley McElhannon

From: George Baroody
Sent: Wednesday, April 03, 2019 4:59 PM
To: Mark McDaniel; Shelley McElhannon
Subject: Agenda Item for April 9th
Attachments: DebtAgendaBill_Detail.pdf

Please see attached Agenda Bill item and packet detail for April 9 meeting.

Thanks,
George

Agenda Item:

Information and Discussion

Presentation clarifying status of City of Kerrville debt supported by ad valorem taxes. (Councilmember Baroody)

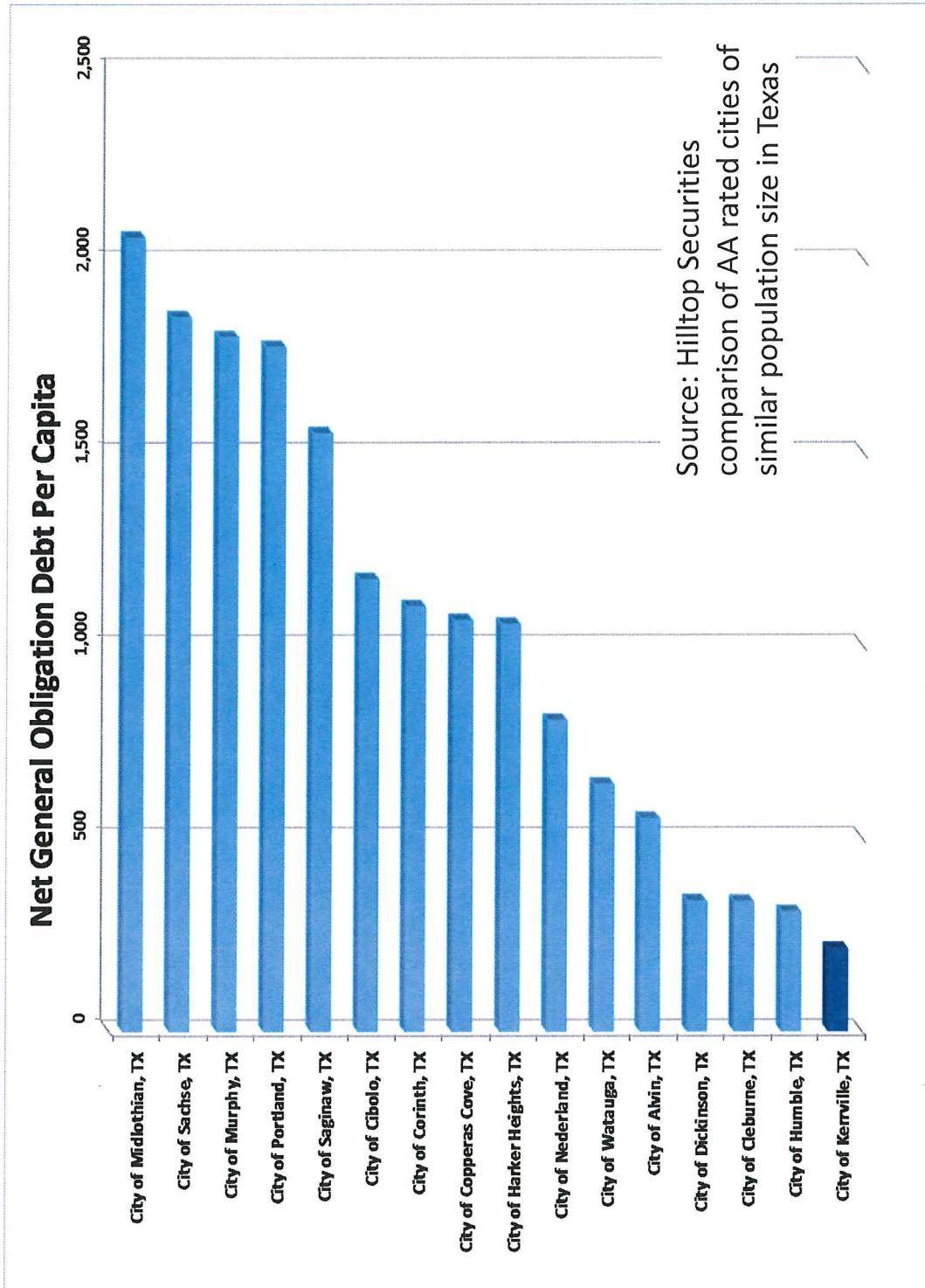
Agenda Bill Detail:

At the City Council meeting held on March 26, 2019 a comparison of per capita debt for Kerrville and similarly sized Texas cities was presented. The presentation listed sixteen cities with a AA bond rating and similar in population size, showing Kerrville at the bottom of chart with approximately \$215 per capita of outstanding debt. The specific type of debt that was presented was described as 'Net General Obligation Debt' which represents only 10% of the total outstanding debt that is currently supported by City of Kerrville ad valorem taxes, or nearly \$6 million in outstanding debt.

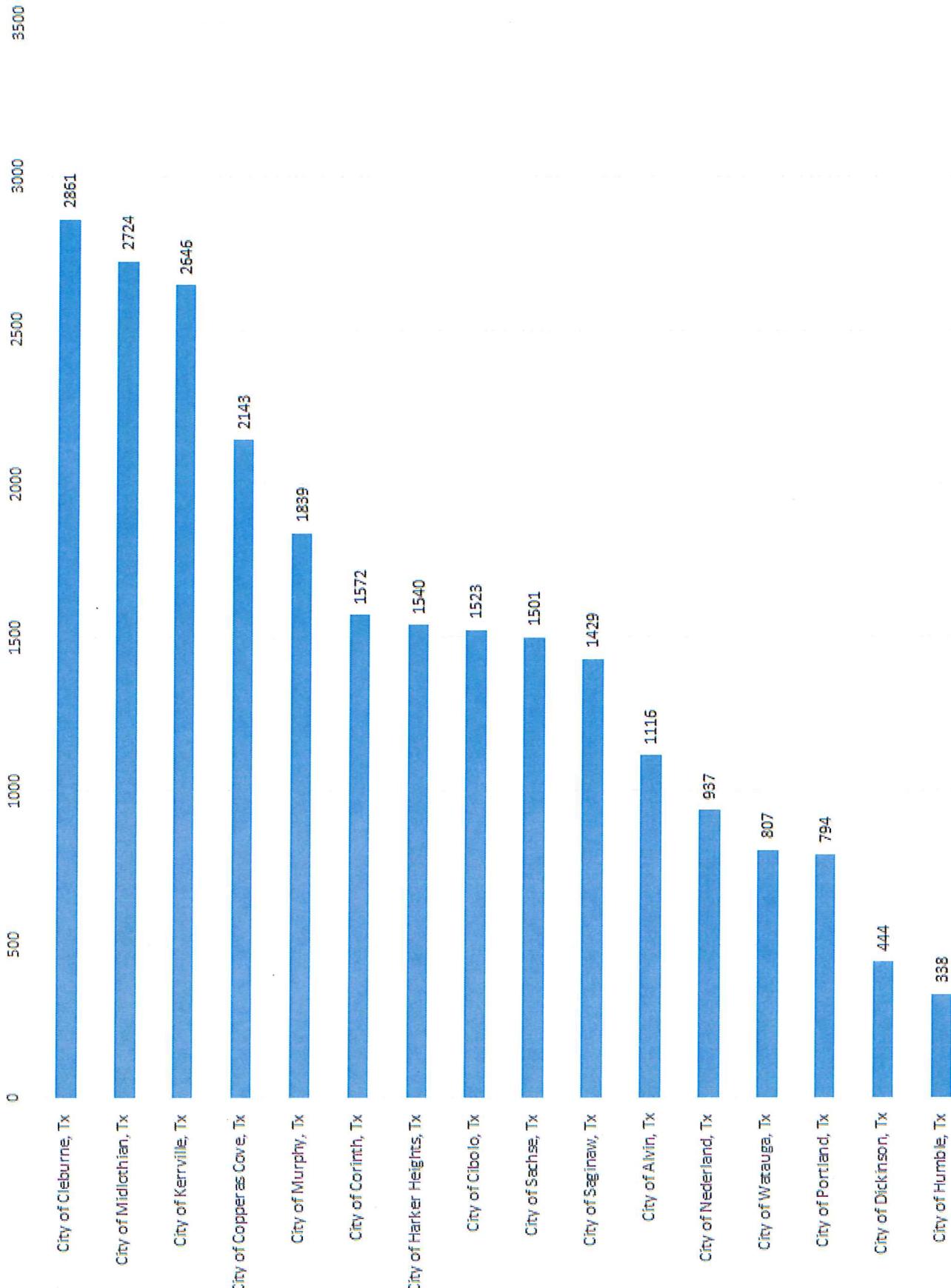
As of the end of September 2018 the total combined principal and interest required to pay all outstanding debt obligations secured by ad valorem taxation on time and in full was \$64,634,341 as reported by the City of Kerrville to the Texas Comptroller.

In honor of transparency and full disclosure a graph of the same sixteen city comparison is included to show the combined principal and interest required to pay all outstanding debt obligations secured by ad valorem taxation on time and in full as a per capita amount for each city (data obtained from Texas Comptroller website). It is worth noting that Kerrville is not at the bottom of the list but is in fact third highest in per capita debt.

Kerrville is still in a strong position financially and is not in danger of defaulting on any debt however this should provide a more complete comparative picture than what was presented previously. All of this financial data regarding Kerrville is obtainable on the www.kerrvilletx.gov website.



Total Tax Supported Debt Outstanding Per Capita





**TO BE CONSIDERED BY THE CITY COUNCIL
CITY OF KERRVILLE, TEXAS**

SUBJECT: Appointment of new Joint Airport Board Member. Presented by Mary Rohrer, Airport Manager. (This item is eligible for discussion in executive session under Section 551.074.)

AGENDA DATE OF: April 9, 2019 **DATE SUBMITTED:** Mar 27, 2019

SUBMITTED BY: Shelley McElhannon

EXHIBITS: [20190409_Board Sheet_Joint Airport Board.pdf](#)

Expenditure Required:	Remaining Budget Balance in Account:	Amount Budgeted:	Account Number:
\$0	\$0	\$0	N/A

PAYMENT TO BE MADE TO: N/A

Kerrville 2050 Item?	No
Key Priority Area	N/A
Guiding Principle	N/A
Action Item	N/A

SUMMARY STATEMENT:

The Joint Airport Board will have a vacancy on June 1, 2019, with Ed Livermore leaving at the end of his last term. The Joint Airport Board Members have interviewed applicants and have recommended that Trey Atkission fill this vacancy on the board. The Joint Airport Board presents this selection for your approval.

RECOMMENDED ACTION:

The Joint Airport Board Members request your approval of Trey Atkission as a new member of the Joint Airport Board, effective June 1, 2019.

KERRVILLE-KERR COUNTY JOINT AIRPORT BOARD

	<u>Orig. Appt.</u>	<u>Re-Appt. Date</u>	<u>Exp. Date</u>
LIVERMORE, ED, Place 2	08-23-11	07-11-17	05-31-19
MANS, "JAMES" JIM, Place 5	01-23-18		05-31-22
MILLER, KEITH	05-22-18		05-31-20
MOSIER, MARK, Place 4	02-28-17	07-11-17	05-31-21
WOOD, WM. "BILL", Place 3	08-28-12	05-24-16	05-31-20

Airport Board Staff:

Mary Rohrer 896-9399 (O)
Airport Manager 210-380-1559 (C)
E-mail mary.rohrer@kerrvilleairport.com

Qualifications: It is deemed desirable that all board members possess and will contribute a balance of expertise in business, financial, aviation, or management training and experience.

Powers and Duties: The board may exercise on behalf of the city and county any power possessed by either and those specifically provided by the code, including the power to lease property and facilities, and to buy and sell goods as an incident to the operation of the airport. However, the board is not authorized to impose a property tax, sell bonds, or otherwise enter into other debt instruments, dispose of airport property, or exercise the power of eminent domain without the prior written consent of the city and county. The board, following the prior written consent of the city and county, has the authority to apply for and to execute grant funding agreements. The board may improve, equip, maintain, operate, manage, regulate, protect, and police the airport. The board may realign, alter, acquire, abandon, or close a portion of a roadway or alleyway without a showing of paramount importance if the portions to be realigned, altered, acquired, abandoned, or closed are in the geographical boundaries of the airport at the time of or after the realignment, alteration, acquisition, abandonment, or closing. The board shall have the responsibility and be in charge of the property, improvements, and other assets of the airport and shall revenues of the airport. be in charge of the disbursement of airport funds for airport purposes. The board shall also cause records to be kept of any and all revenues and disbursements. The board shall establish a fund to be maintained for the purpose of depositing all This fund shall be kept and managed by the board and shall be established at a bank with a branch in Kerr County. Federal, state, or other contributions or loans and the revenue obtained from the operation of the airport shall be deposited to the credit of the joint fund. The board shall have an audit of the financial affairs of the board and its operation of the airport conducted each year by an independent accountant and shall furnish the audit to the city and county no later than December 1 of each year. The board shall ensure that all records regarding the operation of the airport are maintained, retained, and made available for public review in accordance with the Texas Public Information Act. All records shall be maintained at the airport. The board shall hire and employ an airport manager ("manager") and such other employees as are necessary for the operation of the airport. The board, through its manager and any other employees, shall be responsible for the day-to-day management of the airport. Toward that end, the

board is authorized to enter into service contracts with other public or private entities. The board may adopt resolutions, rules, and orders for the operation of the airport. The board may lease airport property and may adopt fees and rental rates with respect to the use of airport services or use of airport property. Such fees and rates should be, to the extent possible, included within the board budget. The city and county acknowledge that the airport property is within the city's limits and is subject to the city's regulations. However, the board shall monitor and consider appropriate zoning for the airport and the immediately surrounding areas whose use may impact airport operations. The board shall adopt policies and procedures for the purchase of goods and services and for the accounting of the airport's finances, each in accordance with state law.

The board may insure itself, its contractors and subcontractors against liability arising from the operation of the airport for damages to the person or property of others, workers' compensation, and officers' and employees' liability. The board shall comply with the code and other state laws and local laws in all respects.

Number of Members: Five members: 1) The Board shall recommend persons to the County and City for consideration of appointment. The Board shall submit the names of such persons to each Party at least 60 days prior to the end of the particular place's term. In the event that a candidate recommended by the Board is not appointed by either Party, the Board shall recommend an alternative candidate. In the event that this second candidate is not appointed by either Party, the Board shall select another candidate who will be automatically appointed to the Board without the approval of the parties. 2) It is deemed desirable that all Board members possess and will contribute a balance of expertise in business, financial, aviation, or management training and experience. Appointments shall be made on or before June 1 of each year. 3) Replacement of members shall be made on or before June 1 of each year. 3) Replacement of members shall be in the same manner and under the same qualification as described above with such replacement being appointed to fulfill only that portion of the remaining term. 4) Any Board member may be removed by a majority vote of each Party, for any reason. In addition, the Board may recommend to the County and City that a Board member be removed. 5) Board members shall be eligible for reappointment, but Board members are prohibited from serving more than 3 consecutive, 2-year terms. Only reappointments made after October 1, 2011 shall count toward this limitation.

Term of Office: Each board member shall be appointed for a two year term and shall continue to serve in this capacity until their successor is appointed and is duly qualified. Upon the death of any member or should any member resign or for any reason become unable to serve, a replacement shall be appointed in the same manner as provided to fill the vacancy for the unexpired term. The terms of those board members who are serving in Place 1, 3 or 5 shall expire on June 1, 2010. The terms for those board members appointed to Places 2 and 4 shall expire on June 1, 2011. Board members shall be eligible for reappointment.

Meeting Time & Place: Fourth Wednesday of each month, 8:30 a.m. at Airport Terminal Building, Louis Schreiner Field Airport, 1877 Airport Loop Road, Kerrville, Texas. All such meetings of the board shall be held in accordance with the Texas Open Meetings Act.

Established by: Interlocal Agreement between the City of Kerrville, Texas and Kerr County, Texas. Ordinance No. 2004-21 (replaced in its entirety); amended by Resolution No. 069-2008 (joint management), Resolution 2016-45 (amended 8-8-17)
Code of Ordinances: Chapter 22 - Article II - Section 22-31 through 22-33

Revised: May 23, 2018



**TO BE CONSIDERED BY THE CITY COUNCIL
CITY OF KERRVILLE, TEXAS**

SUBJECT: Appointment to the Kerrville Public Utility Board of Trustees Position One. Presented by KPUB General Manager Mike Wittler. (This item is eligible for discussion in executive session under Section 551.074.)

AGENDA DATE OF: April 9, 2019 **DATE SUBMITTED:** Mar 28, 2019

SUBMITTED BY: Shelley McElhannon

EXHIBITS: [20190409_Board Sheet_Kerrville Public Utility Board.pdf](#)

Expenditure Required:	Remaining Budget Balance in Account:	Amount Budgeted:	Account Number:
\$0	\$0	\$0	N/A

PAYMENT TO BE MADE TO: N/A

Kerrville 2050 Item?	No
Key Priority Area	N/A
Guiding Principle	N/A
Action Item	N/A

SUMMARY STATEMENT:

Process of appointment: All vacancies shall be filled by the City Council, from nominations of at least three persons for each position. Term of office is five years for an initial term, and is eligible for reappointment for an additional five years.

The Kerrville Public Utility Board of Trustees will have a vacancy on April 21, 2019. Three nominations for the position have been submitted for consideration. Individuals nominated are Mark Cowden, Larry Howard, and Greg Shrader. The KPUB General Manager present these selections for your consideration.

RECOMMENDED ACTION:

Appoint member to the Kerrville Public Utility Board of Trustees.

KERRVILLE PUBLIC UTILITY BOARD

	<u>Orig. Appt.</u>	<u>Re-Appt. Date</u>	<u>Exp. Date</u>
SAMPLE, JOHN, Chair	04-22-09	04-22-14	04-21-19
GAMBLE, FRED, Vice-Chair	04-22-10	4-21-15	04-21-20
THOMAS, BILL, Secretary	04-22-16		04-21-21
STACY, PHILIP, Treasurer	04-22-12	04-22-17	04-21-22
BLACKBURN, BILL, Mayor	05-15-18		05-00-20

Staff

WITTLER, MIKE, KPUB General Manager

Qualifications: Citizen of the United States of America who reside or conduct business on a full-time basis in Kerr County, Texas and who use the system for personal, residential, business and/or company use. No person who is related within the second degree of consanguinity or affinity to any member of the board of trustees shall be eligible for election as a member of the board.

Vacancies: All vacancies shall be filled by the city council from nominations of at least three persons for each position to be filled by the majority vote of the remaining members of the board of trustees. If the city council does not act upon such nominations within 30 days after submission in writing to the city council, the board of trustees by majority vote of the remaining members shall nominate three additional persons for each position to be filled. If the city council does not act upon such additional nominations within 30 days after submission of such additional nominations, the board shall be empowered to fill such vacancies by the majority vote of the remaining members of the board of trustees.

Powers: To take, have and exercise exclusive possession and control of the system, and all additions thereto, and to collect, and enforce the collection of all funds and revenues that may be or become owing or that may arise out of the operation of the system, and to disburse the same. To fix all rates for all services to be furnished by the system, with the power to alter the same at any time or times, subject to approval of the city council of the city of Kerrville. To employ and pay the compensation of a general manager of the system, and attorneys, engineers and other professional or technical aids as may be necessary. To do any and all things necessary in reference to the installing and maintaining of a complete system of records and accounts pertaining to the system and to make monies available for the payment of revenue bonds.

Term of Office: Five years; a person who has served as a member of the Board for an initial term shall be eligible to be re-appointed for one additional consecutive term of five years, and one only, but may serve for any number of non-consecutive terms so long as such member has not served as a member of the board for at least two years next preceding the term for which such member is appointed. A member who is appointed to the board to serve out an unexpired portion of a retired member's term shall not be considered to have served a "term" unless the unexpired portion of the term so served is two years or more. Permanent removal of residence from, or the failure to conduct business on a full-time basis in Kerr County by any member of the board shall vacate his office as a member of the board.

Quorum: Three

Number of Members: Five

Meeting Time & Place: Third Wednesday, 8:30 a.m., 2250 Memorial Blvd.

Absences: Any member of the board, other than the Mayor, who shall be continuously absent from all meetings held by the board for a period of four consecutive months shall, unless he shall have been granted leave of absence by the unanimous vote of the remaining members of the board, be considered to have vacated his office as a member of the board.

Established by: Ordinance No. 1987-45 (purchase); Resolution 1987-106 (Board);

Revised: May 24, 2018



**TO BE CONSIDERED BY THE CITY COUNCIL
CITY OF KERRVILLE, TEXAS**

SUBJECT: Appointment to the Recovery Community Coalition for the Position 8 vacancy.

AGENDA DATE OF: April 9, 2019 **DATE SUBMITTED:** Apr 03, 2019

SUBMITTED BY: Cheryl Brown

EXHIBITS: [20190409_Board Sheet_Recovery Community Coalition.pdf](#)

Expenditure Required:	Remaining Budget Balance in Account:	Amount Budgeted:	Account Number:
\$0	\$0	\$0	N/A

PAYMENT TO BE MADE TO: N/A

Kerrville 2050 Item?	No
Key Priority Area	N/A
Guiding Principle	N/A
Action Item	N/A

SUMMARY STATEMENT:

Three applications have been filed for the Position #8 vacancy: A representative of a residential addiction treatment facility located within Kerr County. These three applicants meet minimum qualifications for the position #8 vacancy, Brian Brannon, Joeleen Rhoades, and Allan Tilley.

The interview team for this Board is Councilmember Voelkel and Councilmember Eychner.

RECOMMENDED ACTION:

Appoint member to the Recovery Community Coalition for Position 8.

RECOVERY COMMUNITY COALITION

	<u>Telephone</u>	<u>Appt. Date</u>	<u>Re-Appt. Date</u>	<u>Exp. Date</u>
(8) TREES, DALE Chairperson 115 Plaza Dr. #2007 daletrees@gmail.com	928-5420 (H) 238-4222 (W) Ext. 510	1-10-17	01-08-19	12-31-20
(7) BENNO, RANDIE 159 Merritt Road Hunt, TX 78024 randiebeno@gmail.com	214-537-6507	1-22-19		12-31-20
(4) DRIGGERS, SHAWN 613 Wheless Ave. shawndriggers@yahoo.com	285-4536 (H) 895-5969 (W)	01-10-17		12-31-19
(8) ELDER, DAWN 14189 River Vista N. San Antonio, TX 78216 Dawn.elder@starliterecovery.com	210-289-8662	02-13-18		12-31-19
(5) FITZPATRICK, LEIGH ANN 1920 Weston Loop 956-371-5095 (H) 258-5288 (W) LeighAnn.Fitzpatrick@hhsc.state.tx.us		03-13-18	01-08-19	12-31-20
(3) GEISLER, BLAIR 381 A Guadalupe St. blair@viridiandesignstudio.com	713-972-5001 (C)	01-10-17		12-31-19
(2) GODWIN, LAURA 312 Lytle St. glaura2004@gmail.ocm	214-293-7353 (H)	01-10-17	01-08-19	12-31-20
(3) GRANT, KARA 24727 Hwy. 16 N. Medina, TX 78055 kgtcah@icloud.com	713-410-2789	12-11-18		12-31-20
(3) KUENZEL, SABINE 305 Japonica Road P.O. Box 824 Hunt, TX 78024 sabine3722@att.net	832-361-2849 (C)	08-28-18	01-08-19	12-31-20
(6) PAUTLER, STEVE 337 Gallup Trail spautler@petersonrmc.com	258-7054 (W)	01-10-17		12-31-19

(4) RICHNER, CLAUDIA	816-532-0078 (H)	01-10-17	12-31-19
3864 Rock Barn Dr.			
claudia.richner@yahoo.com			
(3) STOLPMAN, RICHARD	777-9153 (H)	01-10-17	12-31-19
115 Plaza Dr. #205	320-304-0736 (C)		
RickStolzman@gmail.com			
(4) YOUNG, KENDALL	257-2212 (W)	2-13-18	12-31-19
3509 La Cumbre Dr.	377-5911 (H)		
drkendallyoung@gmail.com			
(1) VACANT			12-31-20
(8) VACANT			12-31-19

Purpose: The purpose of the Coalition is to enhance the opportunities for the recovery community to become fully integrated into the fabric of Kerrville. The Coalition shall work toward considering and identifying strategies and techniques for reducing barriers for the recovery community to be fully integrated into the local community as well as to identify and advocate goals and ideas for enhancing positive relationships by and amongst the recovery community.

Qualifications: **At least one member from each of the following, but any of which may include more than one member:**

- (1) owner of a male boarding home facility with a valid permit issued by the City;
- (2) owner of a female boarding home facility with a valid permit issued by the City;
- (3) member of the recovering community;
- (4) citizen of Kerrville with interest in these issues;
- (5) representative of mental health support organizations such as Kerrville State Hospital;
- (6) representative of Peterson Health;
- (7) representative of Hill Country MHDD Centers;
- (8) representative from a residential addiction treatment facility located within Kerr County.

Powers and Duties: On an annual basis, or more frequently as deemed proper by the Coalition or City Council, the Coalition should attend and report its conclusions, achievements, ideas, desires, and plans to the City Council. It is recommended that the initial issue with which the Coalition is charged to review is Ordinance No. 2013-06 (Chapter 30, Article I, Code of Ordinances), which addresses the operation of group homes and boarding home facilities operating within the City.

Term of Office: Each member shall be subject to two-year terms; provided, however, that at the Coalition's organizational meeting, the members shall draw lots to establish the duration of the initial terms, with an exact majority of the members serving an initial term of two years and the remaining members serving a one-year term. The expiration date of all terms shall be December 31 of the year corresponding with the results of the drawing of lots.

Quorum: Seven members

Number of Members: Fifteen

Absences: Any member who misses 25% of the regular meetings or three consecutive regular meetings may be replaced by City Council.

Meeting Time & Place: "The Coalition shall establish regular meeting schedule, with meetings to be held at least once each calendar quarter." (Reso. 26-2016)

Established by: Resolution No. 26-2016

Revised Date: February 14, 2019