

CITY COUNCIL MINUTES
REGULAR MEETING

KERRVILLE, TEXAS
SEPTEMBER 24, 2019

On September 24, 2019, at 6:01 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 Councilmember Kim Clarkson, followed by the Pledge of Allegiance led by Councilmember Clarkson.

COUNCILMEMBERS PRESENT:

Bill Blackburn	Mayor
Judy Eychner	Mayor Pro Tem
Gary Cochrane	Councilmember
Kim Clarkson	Councilmember
Delayne Sigerman	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 of Innovation
David Knight	Chief of Police
Eric Maloney	Deputy Fire Chief
Kim Meismer	Executive Director of General Operations
Sherry Mosier	Manager of Strategic Initiatives
Drew Paxton	Executive Director of Development Services
Dannie Smith	Fire Chief

VISITORS PRESENT: On file in City Secretary's Office for required retention period.

1. ANNOUNCEMENTS OF COMMUNITY INTEREST:

Items of Interest to the Community were presented by Stuart Cunyus.

2. VISITORS FORUM:

The following persons spoke:

- George Baroody
- Bruce Stracke

3. PRESENTATIONS:

3A. Mayor Blackburn presented a Proclamation observing September 2019 as Recovery Month in the City. The Proclamation was received by Recovery Community Coalition members Leighann Fitzpatrick, Chief Dannie Smith, Dale Trees, and Kendall Young.

4. CONSENT AGENDA:

Councilmember Judy Eychner moved to approve the items on the consent agenda as presented. Councilmember Gary Cochrane seconded, and the motion passed 5-0.

4A. Resolution No. 33-2019. A Resolution repealing specified resolution which address various aspects of the City's development process but which are no longer necessary or applicable based upon the adoption of a new zoning code by City Council.

4B. Resolution No. 38-2019. Adoption of the 2019-20223 Airport Strategic Plan.

4C. Resolution No. 39-2019. A Resolution approving the budget for Kerr Emergency 9-1-1 Network for Fiscal Year 2020.

4D. Renew Geographic Information System Enterprise License Agreement with Environmental Systems Research Institute, Inc.

4E. Minutes for the City Council workshop held September 10, 2019.

4F. Minutes for the City Council meeting held September 10, 2019.

4G. Minutes for the Kerrville-Kerr County Joint workshop held September 16, 2019.

END OF CONSENT AGENDA:

5. ORDINANCE(S), SECOND READING:

5A. Ordinance No. 2019-23. Second reading. An Ordinance approving and adopting the City of Kerrville, Texas, Sign Code, a comprehensive rewrite of the City's sign regulations in accordance and aligned with the Kerrville Comprehensive Plan (Kerrville 2050); said rewrite to be known as the "City of Kerrville, Texas Sign Code" and found within a new Chapter 92 of the City's Code of Ordinances, which will repeal and replace Article II of Chapter 6 of the City's Code of Ordinances; adopting revised regulations concerning the installation and maintenance of signs within the City of Kerrville, Texas, and within the extraterritorial jurisdiction of the City; containing a cumulative clause; containing a savings and severability clause; providing for penalties not to exceed \$2,000.00; ordering publication; providing an effective date; and providing other matters related to the subject.

Drew Paxton presented the item, highlighted changes, and responded to questions. Discussion ensued among Council.

The following persons spoke:

- Martin Stringer
- Kim Arvidsson
- Sylvia Fritz Dobbs
- Harold Buell
- Cory Traub
- Bruce Barton
- George Baroody
- Linda Stone
- Pablo Brinkman
- Andy Sanchez

Two citizens signed up to speak about Item 5A after the item had been read into record and after Mr. Paxton's presentation of Item 5A. Since neither citizen registered to speak in advance, they were not recognized and called forward.

Mayor Blackburn moved to approve Ordinance No. 2019-23 with amendments, and Councilmember Eychner seconded. After discussion, both Mayor Blackburn and Councilmember Eychner withdrew the motion and seconded.

After Council comments and discussion, the following motions were made and some actions were taken.

Councilmember Eychner moved to amend Ordinance No. 2019-23 to change to read "*shall not exceed a light intensity or brightness level of 500 nits at night and 7,000 nits during the day*". Councilmember Delayne Sigerman seconded and the motion passed 5-0.

Councilmember Cochrane moved to amend Ordinance No. 2019-23, Section 92 – 9 – 5 "E" to read "*shall be supplied with underground electric service*". Councilmember Clarkson seconded and the motion passed 5-0.

Councilmember Clarkson moved to amend Ordinance No. 2019-23, Section 92 – 9 – 5 "I" Electronic Displays to read "*shall operate in a way that the message remains static for 5 seconds*". Councilmember Cochrane seconded and the motion failed 2-3 with Councilmember Clarkson and Councilmember Cochrane voting in favor, and Mayor Blackburn, Councilmember Eychner, and Councilmember Sigerman voting against.

Councilmember Clarkson moved to amend Ordinance No. 2019-23, Section 92 – 9 – 7 # 9 to add G Street, between Sidney Baker South and Memorial Boulevard, to the list of free standing signs page 34 "free standing signs". Councilmember Cochrane seconded, and the motion passed 4-1, with Mayor Blackburn, Councilmember Cochrane, Councilmember Clarkson, and Councilmember Sigerman voting in favor, and Councilmember Eychner voting against.

Councilmember Eychner moved to amend Ordinance No. 2019-23, Page 33 item 1 to read "*shall operate in a way that the message remains static for a minimum of 6 seconds*". Councilmember Sigerman seconded and the motion passed 5-0.

Mayor Blackburn moved to adopt the entire Ordinance 2019-23 as presented with the above approved amendments. Councilmember Cochrane seconded and the motion passed 5-0.

5B. Ordinance No. 2019-21. Second reading. An Ordinance adopting the annual budget for the City of Kerrville, Texas, Fiscal Year 2020; providing appropriations for each City department and fund; containing a cumulative clause; and containing a savings and severability clause.

Councilmember Cochrane moved as follows: "I move to approve Ordinance 2019-21 to adopt the City's budget for Fiscal Year 2020 on second reading." Ms. Eychner seconded. Through a record vote, the voting results were as follows:

Mayor Blackburn YES

Mayor Pro Tem Eychner YES

Councilmember Cochrane YES

Councilmember Clarkson YES

Councilmember Sigerman YES

Councilmember Eychner moved as follows: "I make a motion that we vote to ratify a budget that will require raising more revenue from property taxes than the previous fiscal year". Councilmember Sigerman seconded, and the motion passed 5-0.

5C. Ordinance No. 2019-20. Second reading. An Ordinance levying an ad valorem tax for the use and the support of the Municipal Government for the City of Kerrville, Texas, for Fiscal Year 2020; providing for apportioning each levy for specific purposes; and providing when taxes shall become due and when same shall become delinquent if not paid.

Amy Dozier presented item.

Councilmember Eychner moved as follows: "I make a motion that Ordinance 2019-20 be adopted and that the property tax rate be increased by the adoption of a tax rate of \$0.5400, which is effectively a 3.4% percent increase in the tax rate." Councilmember Sigerman seconded. Through a record vote, the voting results were as follows:

Mayor Blackburn YES

Mayor Pro Tem Eychner YES

Councilmember Cochrane YES

Councilmember Clarkson YES

Councilmember Sigerman YES

5D. Ordinance No. 2019-22. Second reading. An Ordinance creating a "Planned Development District" for agricultural, commercial, mixed-use, office, open space, residential, and wireless telecommunication facilities on tracts of land making up an approximate 264.22 acres, as defined herein, and within the City of Kerrville, Kerr County, Texas; and more generally located southeast of the intersection of Farm-to-Market Road 783 (Harper Highway) and Interstate 10 and adjacent to and north of Holdsworth Drive; adopting a concept plan and conditions related to the development of said district; repealing Ordinance Nos. 2004-15 and 2017-19, which established the previous zoning of the property, containing a cumulative clause; containing a savings and severability clause; establishing a penalty or fine not to exceed \$2,000 for each day of violation of any provision hereof; ordering publication; and providing other matters relating to the subject.

Drew Paxton presented the item and responded to questions, and real estate consultant Bruce Stracke responded to questions.

The following persons spoke:

- George Baroody

Councilmember Sigerman moved to approve Ordinance No. 2019-22 for the Planned Development District. Councilmember Cochrane seconded, and the motion passed 5-0.

6. CONSIDERATION AND POSSIBLE ACTION:

6A. Resolution No. 37-2019. A Resolution amending the City of Kerrville Fee Schedule by revising fees charged for various services and uses provided or offered by the City.

Amy Dozier presented the resolution and highlighted revisions. Ms. Dozier and Eric Maloney responded to questions.

Councilmember Cochrane moved to approve Resolution No. 37-2019. Councilmember Sigerman seconded, and the motion passed 5-0.

6B. Resolution No. 40-2019. A Resolution nominating a candidate(s) to Kerr Central Appraisal District Board of Directors for the 2020-2021 term. (This item is eligible for Executive Session, Section 551.074: Personnel Matters.)

Councilmember Sigerman moved to approve Resolution No. 40-2019 and nominate Judy Eychner as a candidate to the Kerr Central Appraisal District Board of Directors. Councilmember Cochrane seconded, and the motion passed 4-0, with Mayor Blackburn, Councilmember Cochrane, Councilmember Clarkson, and Councilmember Sigerman voting in favor, and Councilmember Eychner abstaining from the vote. Councilmember Eychner did not want to be included in a vote appointing her to this position.

7. INFORMATION AND DISCUSSION:

7A. Financial update for the month ended August 31, 2019.

Amy Dozier presented information.

8. BOARD APPOINTMENTS:

8A. Appointments to the Main Street Advisory Board.

Councilmember Eychner moved to appoint the following seven individuals to the Main Street Advisory Board: Edward Hamilton, Mary Elaine Jones, J. Clint Morris, Anne Overby, Lyndia Rector, Melissa Southern, and Mike Wellborn. Councilmember Clarkson seconded, and the motion passed 5-0.

9. ITEMS FOR FUTURE AGENDAS:

None

10. EXECUTIVE SESSION:

None

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

None

ADJOURNMENT

The meeting was adjourned at 8:26 p.m.

APPROVED:


Bill Blackburn, Mayor

ATTEST:


Shelley McElhannon, City Secretary

APPROVED BY COUNCIL: October 08, 2019