

**CITY OF KERRVILLE, TEXAS
RESOLUTION NO. 14-2021**

**A RESOLUTION ADOPTING A PUBLIC ACCESS PLAN FOR
USE DURING CONSTRUCTION OF PUBLIC
INFRASTRUCTURE PROJECTS FUNDED THROUGH THE
TEXAS COMMUNITY DEVELOPMENT BLOCK GRANT –
DOWNTOWN REVITALIZATION PROGRAM**

WHEREAS, the City of Kerrville has taken specific steps to ensure that access to operating commercial businesses and public facilities will not be interrupted during construction of its Texas Community Development – Downtown Revitalization Program (TX CDBG-DRP) improvements projects; and

WHEREAS, City Council finds it necessary and in the best interests of the City to adopt a public access plan for use during construction of public infrastructure projects;

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

SECTION ONE. The City will utilize the following infrastructure access plan during infrastructure construction funded through TX CDBG-DRP:

a. Businesses within the City’s designated Main Street District (“District”) (the Downtown Revitalization Program target area) will be given public notification when public infrastructure projects proposed for TX CDBG-DRP funding within the District are being considered. Notice will include the date, time, and place that the improvements and access plan will be discussed during a public hearing and a City Council meeting where authorization to submit a TX CDBG-DRP grant application will be given. Notification will continue through the application submission (TX CDBG-DRP public notice), review, and scoring phases of the TX CDBG-DRP competition.

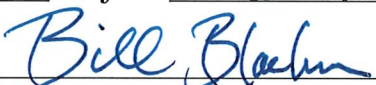
b. When a project is recommended for funding, the City will issue a written notice to the business owners within the District.

c. Prior to commencement of construction activities, affected business owners will be notified of the date, time, and place where a pre-construction meeting will be held with the construction contractor, City representatives, and the project engineer to discuss the construction schedule and access options. At least seven days’ notice of this meeting will be given to the business owners.

d. Because of the bulk of work to be accomplished through this project will cross the primary entry to the stores fronting onto Water St. between Clay St. and Earl Garrett St., the City will prioritize and attempt to follow the following:

1. Scheduling work during off-peak shopping/tourist periods.
2. Suspending work during peak shopping periods of Thanksgiving to Christmas, during the Tax-Free Shopping Weekend (in late summer), and during festivals and events scheduled in the downtown area.
3. Making large pavement pours late in the afternoon so access will not be barred during the day.
4. If a pavement pour is scheduled during normal business hours, the contractor will be required to notify the project engineer at least 48 hours in advance who will then notify the City. The City will then notify the business owner(s) and will work with the affected owner in an effort to provide alternative access to their property. This alternative access may include laying temporary hard surface access planks over the pavement or, if a rear access is available, working with the business owner to keep use of a rear access to a minimum amount of time.
5. Should any schedule conflict be unavoidable, the City will give the affected business at least 72-hour notice of the work to be performed. This notice will also include an estimated amount of time the access will be impeded.
6. At the conclusion of construction activities, the City will hold a post-construction meeting (TX CDBG-DRP final public hearing) to solicit public input on the work accomplished and evaluate the public access plan.


PASSED AND APPROVED ON this the 23 day of March
A.D., 2021.


Bill Blackburn, Mayor

APPROVED AS TO FORM:


Michael C. Hayes, City Attorney

ATTEST:


Shelley McElhannon, City Secretary