

**CITY COUNCIL MINUTES
REGULAR MEETING**

**KERRVILLE, TEXAS
MARCH 28, 2023 6:00 PM**

On March 28, 2023 at 6:00 p.m., Mayor Judy Eychner called the Kerrville City Council meeting to order in City Hall Council Chambers, 701 Main Street. Councilmember Roman Garcia provided the invocation, and led the Pledge of Allegiance.

COUNCILMEMBERS PRESENT:

Judy Eychner, Mayor
Kim Clarkson, Mayor Pro Tem/Councilmember Place 2
Roman Garcia, Councilmember Place 1
Joe Herring, Jr., Councilmember Place 3
Brenda Hughes, Councilmember Place 4

COUNCILMEMBER ABSENT:

None

CITY EXECUTIVE STAFF:

E.A. Hoppe, City Manager	Stephen Boyd, Asst Fire Chief
Mike Hayes, City Attorney	Ashlea Boyle, Director Parks & Rec
Michael Hornes, Asst City Manager	Kyle Burow, Director Engineering
Kim Meismer, Asst City Manager	Stuart Cunyus, Public Information Officer
Shelley McElhannon, City Secretary	Deidre Flores, Asst Director Parks & Rec
Julie Behrens, Director Finance	Chris McCall, Police Chief
Stuart Barron, Exec Director Public Works	Drew Paxton, Planning Director
Jacob Bogusch, Acct Intern	

VISITORS PRESENT: A list of the citizen speakers present during the meeting is on file in the City Secretary's Office for the required retention period.

1. ANNOUNCEMENTS OF COMMUNITY INTEREST:

Announcements of Community Interest provided by Stuart Cunyus and Mayor Eychner.

2. PRESENTATION(S):

2A. Commendations for outgoing members of the Parks & Recreation Advisory Board.

Mayor Eychner provided commendations to the Parks & Recreation Advisory Board termed members: Morgan Bond, Charles Hueber, Erik Silvius, and Wayne Uecker. Other Parks & Recreation Advisory Board members in attendance: Russell Nemky and David Bartels, along with the Director Ashlea Boyle and Assistant Director Deidre Flores.

3. VISITORS FORUM:

The following person(s) spoke:

- Charlie McIlvain

4. CONSENT AGENDA:

Citizen Peggy McKay requested to speak on item 4B, and Councilmember Garcia requested to pull item 4A. Councilmember Garcia made a motion to approve the rest of the Consent Agenda, seconded by Councilmember Brenda Hughes. The motion passed 5-0.

4C. Agreement between City of Kerrville and Kerrville Convention & Visitors Bureau, Inc. for use of Hotel Occupancy Tax funds for the purposes of Capital Improvements

4D. City Council workshop minutes March 14, 2023.

4E. City Council meeting minutes March 14, 2023.

4F. City Council workshop minutes March 21, 2023.

END OF CONSENT AGENDA.

4A. Resolution No. 11-2023. A Resolution authorizing the Director of Parks and Recreation to adjust or waive fees for use of parks and other city facilities; repealing Reso. No., 08-2013.

Ashlea Boyle and E.A. Hoppe provided information and responded to questions.

Councilmember Garcia made a motion to table this indefinitely. Mayor Eychner called for a second, with no second forthcoming. Motion died for lack of second.

Councilmember Garcia made a motion to approve Resolution No. 11-2023 with an amendment to remove the ability for "increased fees". Mayor Eychner called for a second, with no second forthcoming. Motion died for lack of second.

Councilmember Garcia made a motion to adopt Resolution No. 11-2023 and amend it to the effect that the adjustment of fees will only apply to the 2024 total Solar Eclipse. Mayor Eychner called for a second, with no second forthcoming. Motion died for lack of second.

Councilmember Hughes made a motion to approve Resolution No. 11-2023, seconded by Councilmember Joe Herring, Jr. The motion passed 4-1 with Councilmember Hughes, Councilmember Kim Clarkson, Mayor Eychner, and Councilmember Herring voting in favor, and Councilmember Garcia opposed.

4B. Professional Services Agreement with Freese & Nichols, Inc. for the Wastewater Treatment Plant Clarifier #3 Rehabilitation project in the amount of \$165,000.00.

Shelley McElhannon read item 4B caption into the record.

The following person(s) spoke:

- Peggy McKay

Stuart Barron and E.A. Hoppe provided information and responded to questions.

Councilmember Clarkson made a motion to authorize the City Manager to finalize and execute the professional services agreement, seconded by Councilmember Hughes. The motion passed 5-0.

5. PUBLIC HEARING(S) AND RESOLUTION(S):

5A. Resolution No. 10-2023. A Resolution granting a Conditional Use Permit to authorize a utility, private or franchise on property consisting of approximately 0.011 acres, out of the John A. Southmayd Survey No. 148, Abstract No. 288 in Kerr County, Texas, said property being within the 517.2 tract known as Kerrville-Schreiner Park, located at 2385 State Highway 173; said property is located within the Public and Institutional (PI) Zoning District; and making said permit subject to certain conditions and restrictions contained herein.

Shelley McElhannon read Resolution No. 10-2023 caption into record.

Drew Paxton and E.A. Hoppe provided information and responded to questions.

Mayor Eychner opened the public hearing at 6:32 p.m.

No person(s) spoke.

Mayor Eychner closed the public hearing at 6:33 p.m.

Councilmember Hughes made a motion to approve Resolution No. 10-2023, seconded by Councilmember Clarkson. The motion passed 5-0.

6. CONSIDERATION AND POSSIBLE ACTION:

6A. Easement Agreement for broadband communication equipment granted by the City of Kerrville, TX, to Hill Country Telephone Cooperative, Inc. on 0.011 acres out of a portion of Kerrville-Schreiner Park, 2385 State Highway 173.

Shelley McElhannon read item 6A caption into record.

Drew Paxton provided information and responded to questions.

Councilmember Hughes made a motion to approve the recording of the easement, seconded by Councilmember Herring. The motion passed 5-0.

7. ORDINANCES, FIRST READING:

7A. Ordinance No. 2023-10. An Ordinance amending Chapter 66, "Library," of the Code of Ordinances of the City of Kerrville, Texas; by amending Article II "Library Advisory Board" to reduce the number of members of the Library Advisory Board; containing a cumulative clause; containing a savings and severability clause; and providing other matters relating to the subject.

Shelley McElhannon read Ordinance No. 2023-10 caption into record.

Mayor Eychner and E.A. Hoppe provided information and responded to questions.

Councilmember Hughes made a motion to approve Ordinance No. 2023-10 on first reading, seconded by Councilmember Clarkson. The motion passed 5-0.

7B. Ordinance No. 2023-11. An Ordinance amending the City's Fiscal Year 2023 (FY2023) budget to reallocate funds for items encumbered within the City's Fiscal Year 2022 (FY2022) budget, but where such items were neither received nor paid for during FY2022; to transfer unspent FY2022 Street Maintenance Funds to the FY2023 Capital Projects Fund; to amend and add a fee to the Fee Schedule; and to make other amendments as provided.

Shelley McElhannon read Ordinance No. 2023-11 caption into record.

Julie Behrens and E.A. Hoppe provided information.

Councilmember Garcia made a motion to approve Ordinance No. 2023-11 on first reading, seconded by Councilmember Herring. The motion passed 5-0.

8. INFORMATION & DISCUSSION:

8A. Financial Report Month-Ended 2/28/2023.

Julie Behrens provided information and responded to questions.

9. BOARD APPOINTMENTS:

9A. Appointment(s) to the Parks & Recreation Advisory Board.

Councilmember Clarkson made a motion to reappoint David Bartels and Michelle Yanez to a second term, and newly appoint Dalton Dover, Stephen Lynch, Lynn Paulo, and Wynita Yancy to the Parks and Recreation Advisory Board, seconded by Councilmember Herring. The motion passed 5-0.

10. EXECUTIVE SESSION: Executive Session not convened.

11. ACTION ON ITEMS DISCUSSED IN EXECUTIVE SESSION, IF ANY. N/A

12. ITEM(S) FOR FUTURE AGENDAS: None

ADJOURN. The meeting adjourned at 7:06 p.m.

APPROVED BY COUNCIL: 4/11/2023

APPROVED:

Judy Eychner
Judy Eychner, Mayor

ATTEST:

Shelley McElhannon
Shelley McElhannon, City Secretary