



CITY COUNCIL MEETING AGENDA

SEPTEMBER 12, 2023 6:00 PM

CITY HALL, 701 MAIN STREET, KERRVILLE, TEXAS



Council Meeting Procedures, City Council and City Staff Safety, And Citizen Participation Guidelines

Citizens may view and hear City Council meetings on Spectrum Channel 2 or by live-streaming via the City's website (www.kerrvilletx.gov). City Council meetings are recorded and the recordings are posted on the City's website.

Citizens wishing to speak during a meeting shall submit a completed "speaker request form" to the City Secretary before the item is introduced, but are encouraged to submit the form before the meeting begin. Each speaker is limited to four minutes.

Pursuant to Section 30.06, Penal Code (trespass by license holder with a concealed handgun), a person licensed under Subchapter H, Chapter 411, Government Code (handgun licensing law), may not enter this property with a concealed handgun.

Pursuant to Section 30.07, Penal Code (trespass by license holder with an openly carried handgun), a person licensed under Subchapter H, Chapter 411, Government Code (handgun licensing law), may not enter this property with a handgun that is carried openly.

Pursuant to Section 46.03, Penal Code (places weapons prohibited), a person may not carry a firearm or other weapon on this property.

Thank you for your participation!

CALL TO ORDER: By Mayor Judy Eychner

INVOCATION AND PLEDGE OF ALLEGIANCE: Led by Councilmember Jeff Harris

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. **PRESENTATIONS:**
 - 2.A Proclamation recognizing September 2023 as National Recovery month.
 - 2.B Proclamation recognizing September 2023 as National Suicide Prevention month.
 - 2.C Proclamation: League of Women Voters Hill Country Texas (LWVHCT) Citizenship Program.
3. **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. The speaker request form must be submitted to the City Secretary before the item is called or read into record. City Council may not discuss or take any action on an item but may place the issue on a future agenda. Each speaker is limited to four minutes.
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:

4.A Resolution No. 29-2023. A Resolution repealing Resolution No. 43-2021, which adopted a policy for setting the City's water and wastewater fees for Fiscal Years 2023 through 2026.
Attachments: 20230912_Reso 29-2023 repealing reso 43-2021 water wastewater fees for Fiscal Years 2023-2026.pdf
20230912_Reso 43-2021 water-wastewater rates.pdf

4.B Resolution No. 30-2023. A Resolution approving the budget for Kerr Emergency 9-1-1 Network for Fiscal Year 2024.

Attachment: 20230912_Reso 30-2023 KERR Emergency 9-1-1 FY2024 Budget.pdf

4.C Administrative Services contract between the City of Kerrville and City of Kerrville, Texas Economic Improvement Corporation.

Attachment: 20230818_EIC Engineering and Project Management Services.pdf

 4.D Project Funding Agreement between the City of Kerrville, Texas Economic Improvement Corporation and the City of Kerrville, Texas, for the upsizing of the Travis Street Pump Station (Water Utility).

Attachments: 20230912_EIC Upsize Travis Street Pump Station-Water.pdf

20230912_Project C7-Travis St Pump Station upgrade.pdf

4.E City Council workshop minutes, August 22, 2023.

Attachment: 20230912_Minutes CC workshop 8-22-23 4pm.pdf

4.F City Council meeting minutes, August 22, 2023.

Attachment: 20230912_Minutes CC meeting 8-22-23 6pm.pdf

END OF CONSENT AGENDA.

5. PUBLIC HEARING AND ORDINANCES, FIRST READING:

5.A Ordinance No. 2023-22. An Ordinance changing the zoning of a property known as 202 Mack Hollimon Drive, consisting of Lot 1, Block 1, of the Oak Hollow Estates Addition, and within the City of Kerrville, Kerr County, Texas; from a Single-Family Residential Zoning District (R-1) to a Neighborhood Commercial Zoning District (C-1); and providing other matters relating to the subject.

Attachments: 20230912_Ord 2023-22 Zone change 202 Mack Hollimon.pdf

20230912_Ltr opposed Bowie.pdf

5.B Ordinance No. 2023-25. An Ordinance adopting the annual budget for the City of Kerrville, Texas, Fiscal Year 2024; providing appropriations for each City department and fund; containing a cumulative clause; and containing a savings and severability clause.

Attachment: 20230912_Ord 2023-25 Adopting Annual Budget Fiscal Year 2024.pdf

5.C Ordinance No. 2023-26. An Ordinance levying an Ad Valorem (Property) Tax for the use and support of the Municipal Government for the City of Kerrville, Texas, for Fiscal Year 2024; apportioning each levy for specific purposes; and providing when taxes shall become due and when same shall become delinquent if not paid.

Attachment: 20230912_Ord 2023-26 FY24 Ad Valorem property tax.pdf

6. ORDINANCES, FIRST READING:

6.A Ordinance No. 2023-28. An Ordinance amending Chapter 26 "Building and Building Regulations" of the Code of Ordinances, City of Kerrville, Texas, by adding a new Article XI "Grading and Filling", to create regulations, including a permit requirement, for any activity associated with the disturbance of land under specified conditions; providing for a penalty in the maximum amount of \$2,000.00 for violations thereof; and providing other matters relating to the subject.

Attachments: 20230912_Ord 2023-28 Grading-Site Clearing permit.pdf

20230912_Presentation Grading Permit-workshop.pdf

7. CONSIDERATION AND POSSIBLE ACTION:

7.A Resolution No. 26-2023. A Resolution approving a negotiated settlement between the Atmos Cities Steering Committee ("ACSC") and Atmos Energy Corp., Mid-Tex Division regarding the Company's 2023 Rate Review Mechanism Filing; declaring existing rates to be unreasonable; adopting tariffs that reflect rate adjustments consistent with the negotiated settlement; finding the rates to be set by the attached settlement tariffs to be just and reasonable and in the public interest; approving an attachment establishing a benchmark for pensions and retiree medical benefits; requiring the

company to reimburse ACSC's reasonable ratemaking expenses; determining that this Resolution was passed in accordance with the requirements of the Texas Open Meetings Act; adopting a savings clause; declaring an effective date; and requiring delivery of this Resolution to the Company and the ACSC's Legal Counsel.

Attachment: 20230912_Reso 26-2023 Negotiated Settlement between Atmos Cities Steering Committee and Atmos Energy Corp.pdf

7.B Resolution No. 31-2023. A Resolution approving the right of City employees to purchase continued health coverage at retirement subject to conditions specified within the City's Personnel Policies and Procedures Manual.

Attachment: 20230912_Reso 31-2023 Retiree Health Insurance.pdf

 7.C Authorization to negotiate a Professional Services Agreement for the Facility Condition Assessment and Maintenance Plan Project.

8. INFORMATION & DISCUSSION:

8.A City's Water System update.

9. APPOINTMENT(S):

9.A Appointments to the Kerrville Area Youth Leadership Academy (KAYLA).

Attachment: 20230912_Appointment KAYLA 2023-2024.pdf

9.B Appointment of City of Kerrville delegate for the 2023 Texas Municipal League (TML) Annual Conference business meeting (Dallas, TX).

10. BOARD APPOINTMENTS:

10.A Appointments to the Kerrville Charter Review Commission.

 10.B Appointments to the Main Street Advisory Board.

10.C Appointment(s) to the Building Board of Adjustment and Appeals. (*This item eligible for Executive Session 551.074.*)

11. EXECUTIVE SESSION: *City Council may, as permitted by law, adjourn into executive session at any time to discuss any matter listed above 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. City Council also reserves the right to meet in executive session on the following issue(s):*

11.A Appointment(s) to the Building Board of Adjustment and Appeals. (551.074.)

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

13. ITEMS FOR FUTURE AGENDAS: *City Council may suggest items or topics for future agendas.*

ADJOURN.

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 830-258-1118 for further information. I hereby certify that this agenda was posted as notice of the meeting on the bulletin board at the City Hall of the City of Kerrville, Texas, and on the City's website on the following date and time: September 08, 2023 at 3:30 p.m. and remained posted continuously for at least 72 hours preceding the scheduled time of the meeting.

Shelley McElhannon, City Secretary, City of Kerrville, Texas
