

**CITY COUNCIL MINUTES
REGULAR MEETING**

**KERRVILLE, TEXAS
AUGUST 22, 2023 6:00 PM**

On August 22, 2023 at 6:02 p.m., Mayor Judy Eychner called the Kerrville City Council meeting to order in City Hall Council Chambers, 701 Main Street. Mayor Eychner announced Councilmember Joe Herring, Jr.'s birthday, and meeting visitors participated in wishing Councilmember Herring a Happy Birthday. Councilmember Roman Garcia provided the invocation and led the Pledge of Allegiance.

COUNCILMEMBERS PRESENT:

Judy Eychner, Mayor
Roman Garcia, Councilmember Place 1
Jeff Harris, Councilmember Place 2
Joe Herring, Jr., Councilmember Place 3
Brenda Hughes, Councilmember Place 4

COUNCILMEMBER ABSENT:

None

CITY EXECUTIVE STAFF:

Kim Meismer, Interim City Manager
Mike Hayes, City Attorney
Michael Hornes, Asst City Manager
Shelley McElhannon, City Secretary
David Barrera, Superintendent Utilities
Stuart Barron, Exec Director PW & Eng
Julie Behrens, Director Finance
Ashlea Boyle, Director Parks & Rec

Kyle Burow, Director Engineering
Stuart Cunyus, Public Information Officer
Megan Folkerts, Senior Management Analyst
Guillermo Garcia, Exec Director Innovation
Eric Maloney, Fire Chief
Chris McCall, Police Chief
Drew Paxton, Director of Planning/Zoning
Trina Rodriguez, Asst Director Finance

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 Councilmember Garcia.

2. PRESENTATION(S):

2A. Kerrville Kindness Award: Justin McClure and JAM Broadcasting for Kerr County Courthouse flag pole/light pole enhancement and beautification.

Mayor Eychner presented Justin McClure and JAM Broadcasting the Kerrville Kindness Award.

3. VISITORS FORUM:

The following person(s) spoke:

- Ian Daugherty
- George Baroody

4. CONSENT AGENDA:

Councilmember Garcia requested to pull item 4A. Councilmember Garcia made a motion to adopt the rest of the consent agenda with the recommended amendments, seconded by Councilmember Brenda Hughes. The motion passed 5-0.

4B. Construction Agreement with Bennett Paving, Inc. for the 2023 Street Maintenance Project in the amount of \$832,225.00 and a change order in an amount of \$98,900.00.

4C. Construction Agreement with Mike Larsen Company for the Wastewater Treatment Plant Flow Equalization Basin (FEB) Lift Station Replacement Project in the amount of \$643,160.00.

4D. City Council workshop minutes, August 08, 2023.

4E. City Council meeting minutes, August 08, 2023.

Amendment: On page 3 under item 11. Items(s) for Future Agendas: strike "being" and insert "begin".

4F. City Council meeting minutes, August 09, 2023.

Amendment: On page 1: insert "special" after "On August 09, 2023 at 5:59 p.m., Mayor Judy Eychner called the Kerrville City Council".

4G. City Council meeting minutes, August 10, 2023.

Amendment: On page 1: insert "special" after "On August 10, 2023 at 6:00 p.m., Mayor Judy Eychner called the Kerrville City Council".

4H. City Council and Economic Improvement Corporation joint workshop minutes, August 15, 2023.

Amendment: On page 1, under Councilmembers Absent: strike "Roman Garcia, Council Place 1".

END OF CONSENT AGENDA.

4A. Resolution No. 27-2023. A Resolution amending Resolution No. 28-2019, as revised by Resolution No. 44-2021, which recreated the Kerrville Main Street Advisory Board; by revising the membership qualifications to allow person with vested interests in the Main Street Area or Main Street Program to serve on the Board.

Megan Folkerts provided information and responded to questions.

Councilmember Hughes made a motion to approve Resolution No. 27-2023, seconded by Councilmember Herring. The motion passed 5-0.

5. PUBLIC HEARING AND ORDINANCES, FIRST READING:

5A. Ordinance No. 2023-24. An Ordinance creating a Reinvestment Zone Number Two, City of Kerrville, TX, within the City of Kerrville for tax increment financing purposes.

This item postponed by the applicant to the September 12, 2023 City Council agenda.

5B. Ordinance No. 2023-22. An Ordinance annexing an approximate 214.1-acre tract of land into the corporate limits of the City of Kerrville, TX, said area includes an adjacent right-of-way existing as a portion of Olympic Drive and generally located adjacent to Loop 534 and north of Olympic Drive; and establishing zoning both for the property to be annexed and a contiguous tract of land adjacent to Loop 534, and providing other matters related to the subject.

This item postponed by the applicant to the September 12, 2023 City Council agenda.

6. ORDINANCES, SECOND READING:

6A. Ordinance No. 2023-12, second reading. An Ordinance amending Chapter 60 of the Code of Ordinances, City of Kerrville, Texas, such chapter more commonly known as the City's Zoning Code; amending said code to revise regulations regarding the permitted

location of accessory buildings and structures within the front setback, as applicable to fences; and providing other matters relating to the subject.

Shelley McElhannon read Ordinance No. 2023-12 caption into record.

Councilmember Herring made a motion to adopt Ordinance No. 2023-12 on second reading, seconded by Councilmember Hughes. The motion passed 4-1 with Mayor Eychner, Councilmember Jeff Harris, Councilmember Herring, and Councilmember Hughes voting in favor, and Councilmember Garcia opposed.

7. CONSIDERATION AND POSSIBLE ACTION:

7A. Consideration of Charge to and Schedule for the Charter Review Commission.

Shelley McElhannon read item 7A caption into record.

Mike Hayes and Shelley McElhannon provided information and responded to questions.

Councilmember Hughes clarified on page 3 of the Committee Charge, a correction to the date should read as September 12, 2023.

Councilmember Garcia made a motion to approve the Charge and Schedule for the Charter Review Commission, seconded by Councilmember Hughes. The motion passed 5-0.

Mayor Eychner confirmed applications for Committee membership will be accepted in the City Secretary Office.

7B. Authorization to submit a funding application to the City of Kerrville Economic Improvement Corporation for various quality of life projects, through the use of sales tax bonds, in an amount not to exceed \$25,000,000.00 to include renovation to the Scott Schreiner Golf Course, Olympic Pool, Cailloux Theater, and the Heart of the Hills Heritage Center as well as other Parks and Recreation capital projects as funding allows.

Shelley McElhannon read item 7B caption into record.

Michael Hornes and Ashlea Boyle provided information and responded to questions.

The following person(s) spoke:

- Layng Guerriero
- Lisa Nye-Salladin
- John Anderson (yielded when called)
- George Baroody
- Celeste Hamman

Councilmember Garcia made a motion to approve Option 1 with \$15,000,000.00 bond. Mayor Eychner called for a second, with no second forthcoming. Motion died for lack of second.

Councilmember Herring made a motion to present to the Kerrville Economic Improvement Corporation the option with a \$20,000,000 bond as described in Option 2, seconded by Councilmember Hughes. The motion passed 4-1 with Mayor Eychner, Councilmember Harris, Councilmember Herring, and Councilmember Hughes voting in favor, and Councilmember Garcia opposed.

7C. Amendments by Headwater Groundwater Conservation District to its Drought Contingency Plan.

Stuart Barron provided information and responded to questions.

The following person(s) spoke:

- Jerry Wolff
- Barbara Dewell-Ferguson

City Council consensus to direct staff to call a joint meeting with City Council and Headwater Groundwater Conservation District Board to discuss options.

7D. City Manager Agreement with Robert Dalton Rice to be the City Manager of the City of Kerrville. (This item eligible for Executive Session 551.071 and 551.074).

Mayor Eychner delayed item 7D, and requested Julie Behrens present item 8A.

8. INFORMATION & DISCUSSION:

8A. Financial Report for month ended July 31, 2023.

Julie Behrens provided information and responded to questions.

Mayor Eychner advised item 7D and item 9A will be presented together. Councilmember Herring made a motion to convene the closed Executive Session under 551.071 (consultation with attorney) and 551.074 (personnel/officers), seconded by Councilmember Hughes. The motion passed 5-0. City Council recessed open session and convened into closed Executive Session at 8:33 p.m.

9. EXECUTIVE SESSION:

9A. City Manager Agreement with Robert Dalton Rice to be the City Manager of the City of Kerrville. (551.071, 551.074)

City Council adjourned closed Executive Session and convened Open Session at 8:52 p.m. No action was taken during closed Executive Session.

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

10A. City Manager Agreement with Robert Dalton Rice to be the City Manager of the City of Kerrville.

Councilmember Herring made a motion to approve the City Manager agreement with Robert Dalton Rice, seconded by Councilmember Hughes. The motion passed 5-0.

11. ITEM(S) FOR FUTURE AGENDAS:

- Councilmember Hughes – requested update on the status of the Animal Ordinance.
- Mayor Eychner – requested consideration to name the village “Riquewihr” France as a sister city, seconded by Councilmember Herring.

ADJOURN. The meeting adjourned at 8:56 p.m.

APPROVED BY COUNCIL: 9/12/2023

APPROVED:


Judy Eychner, Mayor

ATTEST:


Shelley McElhanon, City Secretary