

**CITY OF KERRVILLE, TEXAS
RESOLUTION NO. 18-2025**

**A RESOLUTION AUTHORIZED BY SECTION
418.108(B) OF THE TEXAS GOVERNMENT CODE
CONSENTING TO CONTINUING AND RENEWING
THE MAYOR'S DISASTER DECLARATION
REGARDING THE JULY 4, 2025 FLOOD EVENT
ISSUED ON JULY 4, 2025 AND RENEWED ON JULY
8, 2025**

WHEREAS, on July 4, 2025, the Mayor, by proclamation, issued a *Declaration of Disaster* regarding the July 4, 2025 flooding event (Disaster Declaration); and

WHEREAS, on July 5, 2025, Texas Governor Greg Abbott issued a Proclamation declaring a state of disaster in Kerr County and fifteen other counties, including those surrounding Kerr County, due to heavy rainfall and flash flooding, which caused widespread and severe property damage, injury, and loss of life; and

WHEREAS, City Council, through its adoption of Resolution No. 17-2025, which was adopted on July 8, 2025, previously consented to the continuation and renewal of the Disaster Declaration; and

WHEREAS, City Council has determined that continuing and renewing the Mayor's Disaster Declaration for an indefinite period is necessary to protect the residents of the City and the surrounding areas; and

WHEREAS, City Council finds that it is in the public interest for it to consent to the Mayor's continuation and renewal of the July 4, 2025, Disaster Declaration, pursuant to authority granted by the Texas Disaster Act of 1975, Chapter 418, Texas Government Code;

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

SECTION ONE. The foregoing recitals are incorporated herein and made findings of fact.

SECTION TWO. City Council consents to the extension and renewal of the local state of disaster for the City pursuant to Section 418.108(b) of the Texas Government Code. The Mayor issued a Declaration of Disaster on July 4, 2025. The *Declaration of Disaster (Continued and Renewed, 2nd)* is attached as **Exhibit A**.

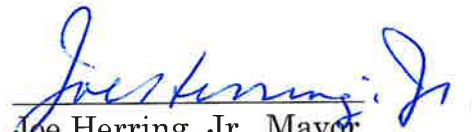
SECTION THREE. Pursuant to Section 418.108(c) of the Government Code, this extension and renewal of the Mayor's *Disaster Declaration* shall be given prompt and general publicity and shall be filed promptly with the City Secretary.

SECTION FOUR. Pursuant to Section 418.108(d) of the Government Code, this renewal and continuation of the declaration of a local state of disaster continues activation of the emergency management plan for the City. The furnishing of aid and assistance under the declaration is hereby authorized. The appropriate preparedness and response aspects of the plan are continued.

SECTION FIVE. The *Disaster Declaration* is effective until such time as it is terminated by the Mayor pursuant to Section 418.108(c) of the Government Code, with notice of such action to be sent to City Council.

SECTION SIX. The terms and provisions of this Resolution and the *Disaster Declaration* shall be deemed to be severable and that if any section, subsection, sentence, clause, phrase, or word shall be declared to be invalid or unconstitutional, the same shall not affect the validity or constitutionality of any other section, subsection, sentence, clause, phrase, or word, and the remainder of this Resolution and *Disaster Declaration* shall continue in full force and effect the same as if such invalid or unconstitutional provision had never been a part hereof.


PASSED AND APPROVED ON this the 14 day of July, A.D., 2025.


Joe Herring, Jr., Mayor

APPROVED AS TO FORM:


Michael C. Hayes, City Attorney

ATTEST:


Shelley McElhannon,
City Secretary



**DECLARATION OF DISASTER (CONTINUED AND RENEWED, 2nd)
DUE TO SEVERE FLOODING**

A DECLARATION OF THE MAYOR OF THE CITY OF KERRVILLE, TEXAS, DECLARING THAT THE JULY 4, 2025 FLOODING EVENT, AND ITS RESIDUAL EFFECTS, REMAINS AN IMMINENT THREAT OF DISASTER WITHIN THE CITY OF KERRVILLE; EXTENDING THE DISASTER DECLARATION WITHIN THE CITY FOR AN INDEFINITE PERIOD; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, on July 4, 2025, the Mayor, by proclamation, issued a *Declaration of Disaster* regarding the July 4, 2025 flooding event and the resulting widespread destruction and loss of life (Disaster Declaration); and

WHEREAS, on July 5, 2025, the Governor of the State of Texas likewise issued a Proclamation declaring a state of disaster in Kerr County and fifteen other counties, including those surrounding Kerr County, due to heavy rainfall and flash flooding, which caused widespread and severe property damage, injury, and loss of life; and

WHEREAS, extending the Disaster Declaration for an indefinite period will help facilitate and expedite the use and deployment of resources to enhance the City's ongoing response and mitigation of the impacts from the event; and

WHEREAS, the Mayor, in continuing to seek information and resources from national and state entities, believes that extending the Disaster Declaration is necessary to protect the residents of the City;

NOW, THEREFORE, BE IT PROCLAIMED BY THE MAYOR OF KERRVILLE:

SECTION ONE. Extending Disaster Declaration. A state of disaster was previously declared for the City of Kerrville, Texas, pursuant to Section 418.108(a), Texas Government Code, on July 4, 2025. The Disaster Declaration is attached as **Exhibit A**. The Mayor extends the Disaster Declaration in accordance with law and subject to the consent of City Council.

SECTION TWO. Duration of Disaster Declaration. Pursuant to Section 418.108(b), Texas Government Code, the Disaster Declaration shall continue for an

indefinite period from the date of this declaration and until terminated by the Mayor in accordance with Section 418.108(b), Texas Government Code.

SECTION THREE. Publicity and Filing. Pursuant to Section 418.108(c), Texas Government Code, the Disaster Declaration shall be given prompt and general publicity and shall be filed promptly with the City Secretary, to include posting it on the City's website.

SECTION FOUR. Continuing the Activation of the City Emergency Management Plan. Pursuant to Section 418.108(d), Texas Government Code, the Disaster Declaration continues the activation of the City's Emergency Management Plan.

SECTION FIVE. City Manager Authority. Pursuant to this Disaster Declaration, the City Manager, or designee(s), is authorized to take the following actions, but shall provide immediate notice of such to City Council following such action(s):


- a. make application for local, state, and federal assistance as necessary and/or applicable;
- b. accept on behalf of the City services, gifts, grants, equipment, supplies, and/or materials from private, nonprofit, or government sources;
- c. pursuant to Section 791.027, Texas Government Code, accept emergency assistance from another local government, whether or not the City has previously agreed or contracted to provide that kind of assistance, based upon
 - i) the opinion of the Mayor that a state of civil emergency exists that requires such assistance and;
 - ii) the Mayor requests the assistance;
- d. enter into any interlocal contract for the City pursuant to Chapter 791, Texas Government, relevant to the City's provision of emergency services and response to the weather event, whereby the authority for entering into such contract(s) is provided through the adoption of this Resolution;
- e. suspend disconnections, fees, and penalties related to the City's provision of services; and
- f. pursuant to Sec. 104-4, City Code, waive the requirements of the City's tree preservation regulations (Art. II, Chapter 46), for those areas impacted by flooding.

Any action taken above may be subject to conditions and other parameters developed by the City Manager, which shall then be contained within a policy document or similar which is disseminated and made accessible for public review.


SECTION SIX. Effective Date. This proclamation shall take effect immediately from and after its issuance and the consent of City Council. This disaster declaration supersedes and extends, for an indefinite period, the previous declarations on this matter, as issued on July 4, 2025 and July 8, 2025.

ORDERED this the ____ day of July 14, 2025.

THE CITY OF KERRVILLE, TEXAS


Joe Herring, Jr., Mayor

APPROVED AS TO FORM:


Michael C. Hayes, City Attorney

ATTEST:


Shelley McElhannon, City Secretary

EXHIBIT A

CITY OF KERRVILLE **DECLARATION OF DISASTER**

WHEREAS, the City of Kerrville, in the County of Kerr County, Texas, on this the 4th day of July, 2025, has suffered, and is continuing to suffer, widespread or severe damage, injury, and/or loss of life or property resulting from

SEVERE FLOODING

from a weather event that brought rain that began overnight and continues

WHEREAS, the Mayor of Kerrville has determined that extraordinary measures must be taken to alleviate the suffering of people and to protect or rehabilitate property;

NOW, THEREFORE, BE IT PROCLAIMED BY THE MAYOR OF KERRVILLE:

1. A LOCAL STATE OF DISASTER IS HEREBY DECLARED FOR THE CITY OF KERRVILLE PURSUANT TO §418.108(A) OF THE TEXAS GOVERNMENT CODE.

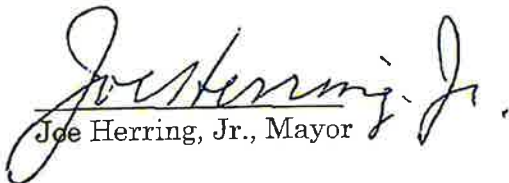
2. Pursuant to §418.108(b) of the Government Code, the state of disaster shall continue for a period of not more than seven days from the date of this declaration unless continued or renewed by the City Council of Kerrville.

3. Pursuant to §418.108(c) of the Government Code, this declaration of a local state of disaster shall be given prompt and general publicity and shall be filed promptly with the City Secretary.

4. Pursuant to §418.108(d) of the Government Code, this declaration of a local state of disaster activates the City Emergency Management Plan.

5. This proclamation shall take effect immediately from and after its issuance.

ORDERED this on the 4th day of July, 2025.


Joe Herring, Jr., Mayor