

CITY COUNCIL MINUTES
REGULAR MEETING

KERRVILLE, TEXAS
FEBRUARY 26, 2013

On February 26, 2013, the Kerrville City Council meeting was called to order at 6:00 p.m. by Mayor Pratt in the city hall council chambers at 701 Main Street. The invocation was offered by Eldon Sheffer, Director of Church Relations at Schreiner University, followed by the Pledge of Allegiance led by Cadet 2nd Lieutenant Brianna Jones of the Tivy High School Junior Reserve Officer Training Corp.

COUNCILMEMBERS PRESENT:

Jack Pratt	Mayor
Stacie Keeble	Mayor Pro Tem
Gene Allen	Councilmember
Carson Conklin	Councilmember
Justin MacDonald	Councilmember

COUNCILMEMBER ABSENT: None

CITY EXECUTIVE STAFF PRESENT:

Todd Parton	City Manager
Mike Hayes	City Attorney
Kristine Ondrias	Assistant City Manager
Brenda G. Craig	City Secretary
Charvy Tork	Director of Information Technology Systems
Mike Erwin	Director of Finance
Kim Meismer	Director of General Operations
Robert Ojeda	Fire Chief
John Young	Police Chief
Jason Lutz	City Planner
Charlie Hastings	Director of Public Works

VISITORS PRESENT: List on file in city secretary's office for the required retention period.

1. VISITORS/CITIZENS FORUM

1A. Benjamin Jean, student at Schreiner University, noted 27 million people were enslaved in child labor and human trafficking. He discussed a series of local events sponsored RSO Shine, that would raise awareness about modern slavery and raise support for the Stand for Freedom campaign.

2. RECOGNITION AND COMMENDATIONS:

2A. Proclamation recognizing Mt. Olive Baptist Church for receiving an historic plaque in honor of their 112th birthday. Presented to Pastor Noah Diggs and members of the congregation.

2B. Resolutions of Commendation to William Morgan and Joe Rogers for service on the Zoning Board of Adjustment.

- 2C. Resolutions of Commendation to Robbie Crocker, Jacques Duhr, and Melissa Southern for service on the food service advisory board.
- 2D. Resolution of Commendation to Lee Fry for service on the main street advisory board.
- 2E. Resolution of Commendation to James Kessler for service on the planning and zoning commission.
- 2F. Recognition of the 2013 EMS Person of the Year award to Paramedic Misty Gordon.
- 2G. Recognition of the 2013 Firefighter of the Year award to Lieutenant/ Paramedic Mark Dunning.
- 2H. Recognition of the 2013 Officer of the Year award: Investigator Jeffrey Purvis – Police Commendation award.
- 2I. Presentation of the Life Saving Award to Police Officer Ryan Cockrell.
- 2J. Presentation to Scott Loveland, Assistant Water and Wastewater Manager, for successfully obtaining a Class A water license from the State of Texas.
- 2K. Presentation to Donovan Banta, water reclamation superintendent, for successfully obtaining a Class A wastewater license from the State of Texas.
- 2L. Recognition of EMS Billing Specialist Cyndy Zachry and EMS billing clerk Shelby Collier for becoming certified ambulance coders (CAC) by the National Academy of Ambulance Coding.

3. PRESENTATIONS:

3A. Presentation by Bob Treacy, Gallagher Benefits Services, on the Patient Protection and Affordable Care Act of 2010.

Mr. Treacy

4. CONSENT AGENDA:

Ms. Keeble moved for approval of items 4A through 4H; Mr. MacDonald seconded the motion and it passed 5-0:

4A. Minutes of the regular meeting held on January 8, 2013.

4B. Interlocal agreement with the 198th Judicial District, District Attorney for the disposition of forfeited contraband seized under Chapter 59, Texas Code of Criminal Procedure.

4C. A resolution authorizing the director of parks and recreation and the director of golf/tennis to negotiate specific fees for use of parks and other city facilities.

4D. A resolution supporting the application of Communities for Veterans to construct low income rental housing pursuant to the low income housing tax credit program administered by the Texas Department of Housing and Community Affairs.

4E. A professional services agreement with Peter Lewis Architect + Associates, PLLC for design of the renovation and expansion of the central fire station in an amount not to exceed \$56,900.00.

4F. Non-exclusive license agreement between the City of Kerrville and Texas Hill Country Senior Softball League for use of the city's softball fields.

4G. Purchase of a dump truck from Freightliner of Austin in the amount of \$80,459.00.

4H. Tennis professional agreement between the City of Kerrville, Texas and Jess Asper.

END OF CONSENT AGENDA

5. PUBLIC HEARING AND ORDINANCE, FIRST READING:

5A. An ordinance amending Article 10-IV-1 of the City of Kerrville Subdivision Code, commonly referred to as the city's "Subdivision Regulations", by amending Section 10-IV-1(B)(2)(D) of said regulations to address nonconforming lots; containing a cumulative clause; containing a savings and severability clause; providing for an effective date; ordering publication; and providing other matters related thereto. Mayor Pratt read the ordinance by title only.

Mayor Pratt declared the public hearing open at 7:36 p.m.; no one spoke, and Mayor Pratt closed the public hearing at 7:36 p.m.

Mr. MacDonald moved to approve the ordinance on first reading; Mr. Conklin seconded the motion and it passed 5-0.

6. ORDINANCE, FIRST READING:

6A. An ordinance amending Chapter 30 "Businesses" of the City's Code of Ordinances by adopting a new Article I "Group Homes and Boarding Home Facilities"; establishing registration, permitting, and inspection of group homes and boarding home facilities; containing a cumulative clause; containing a savings and severability clause; providing for penalties not to exceed \$2,000.00; ordering publication; providing an effective date; and providing other matters related to the subject. Mayor Pratt read the ordinance by title only.

Mr. ____ moved to approve the ordinance on first reading; Mr. ____ seconded the motion and it passed 5-0.

7. ORDINANCE, SECOND AND FINAL READING:

7A. Ordinance No. 2013-__ amending the budget for fiscal year 2013 to account for various changes to the city's operational budgets, supplemental appropriations, and closing out and supplementing capital improvement projects. Mayor Pratt read the ordinance by title only.

Ms. Keeble moved to approve Ordinance No. 2013-___ on second and final reading; Mr. Allen seconded the motion and it passed 5-0.

8. CONSIDERATION AND POSSIBLE ACTION:

8A. Report from the Charter Review Commission.

John Mosty, Chairman of the Charter Review Commission,

8B. Accept or reject bids for purchase of the old City Hall, located at 800 Junction Highway. Matter was deferred to executive session.

8C. Authorize the city manager to enter into a contract with Hunter Demolition and Wrecking Corp. for the demolition of the old City Hall located at 800 Junction Highway in an amount not to exceed \$68,000.00 and authorize the city manager to execute additional change orders in an amount not to exceed a total contract price of \$80,000.00. Matter was deferred until after action on 8B following executive session.

8D. Approval of design concepts and authorization to initiate the request for proposal process for the fabrication and installation of the wayfinding signage.

8E. Pending legislation under consideration by the State of Texas 83rd Legislative Session.

9. INFORMATION AND DISCUSSION

9A. Report on activities of the Kerrville Economic Development Corporation. Councilmember Conklin reported

9B. Budget/economic update.

9C. Proposal from the Kerr County Commissioners Court to extend the current interlocal agreement for firefighting and emergency medical services through September 30, 2024.

10. ITEMS FOR FUTURE AGENDAS

11 ANNOUNCEMENTS OF COMMUNITY INTEREST:

- Ms. Craig noted that March 1, 5 p.m. was the deadline to file for a place on the ballot for the positions of Place One and Place Two on the Kerrville City Council.
- Ruth Spradling group houses effort to protect home owners and provide safety for residents; remember protecting home owners; variance should be covered fully in ordinance process thoroughly covered in ordinance.

12. EXECUTIVE SESSION:

Mr. Conklin moved for the city council to go into executive closed session under Sections 551.071, 551.072, and 551.074 of the Texas Government Code; the motion was seconded by Mr. MacDonald and passed 5-0 to discuss the following matters:

Sections 551.071 and 551.072:

- Discuss the purchase, exchange, lease, sale, or value of real property, the public discussion of which would not be in the best interests of the city’s bargaining position with third parties, regarding property interests related to the following public works projects:
- 800 Junction Highway
- Jefferson Street lift station
- G Street sewer project
- River trail.

At 10:02 p.m. the regular meeting recessed and council went into executive closed session at ____ p.m. At ____ p.m. the executive closed session recessed and council returned to open session at ____ p.m. The mayor announced that no action had been taken in executive session.

13. ACTION ON ITEMS DISCUSSED IN EXECUTIVE SESSION

8B. Accept or reject bids for purchase of the old City Hall, located at 800 Junction Highway.

Mr. MacDonald moved to reject the bid received for the purchase of the former city hall property located at 800 Junction Highway; the motion was seconded by Mr. Allen and passed 5-0.

8C. Authorize the city manager to enter into a contract with Hunter Demolition and Wrecking Corp. for the demolition of the old City Hall located at 800 Junction Highway in an amount not to exceed \$68,000.00 and authorize the city manager to execute additional change orders in an amount not to exceed a total contract price of \$80,000.00.

Mr. MacDonald moved to authorize the city manager to enter into the contract as stated; Mr. Allen seconded the motion and it passed 5-0.

ADJOURNMENT. The meeting adjourned at 10:54 p.m.

APPROVED: _____

Jack Pratt, Jr., Mayor

ATTEST:

Brenda G. Craig, City Secretary