

KERRVILLE CITY COUNCIL AGENDA
REGULAR MEETING, TUESDAY, SEPTEMBER 10, 2013, 6:00 P.M.
CITY HALL COUNCIL CHAMBERS
701 MAIN STREET, KERRVILLE, TEXAS

CALL TO ORDER

INVOCATION offered by Reverend Stockton Williams, of St. Peter's Episcopal Church.

PLEDGE OF ALLEGIANCE TO THE FLAG led by David Rittenhouse, U.S. Army, Retired.

Those in attendance may stand if they wish.

1. 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. City Council may not discuss or take any action on an item but may place the issue on a future agenda. The number of speakers will be limited to the first ten speakers and each speaker is limited to four minutes.

2. RECOGNITION:

2A. Proclamation to proclaim September 20, 2013 as "Brigadier General Walter Schellhase Day." (Mayor Pratt)

2B. Certificate of Recognition to honor Air Force Master Sergeant Bennie Hyde (retired) for unceasing service to veterans. (Mayor Pratt)

3. CONSENT AGENDA:

These items are considered routine and can be approved in one motion unless a city councilmember asks for separate consideration of an item. It is recommended that City Council approve the following items which will grant the Mayor or City Manager the authority to take all actions necessary for each approval:

3A. Minutes of the Kerrville City Council regular meeting held August 27, 2013. (staff)

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 830-258-1117 for further information.

I do hereby certify that this notice of meeting was posted on the bulletin board at the city hall of the city of Kerrville, Texas, and said notice was posted on the following date and time, September 6, 2013 at 4:00 p.m. and remained posted continuously for at least 72 hours preceding the scheduled time of the meeting.

Cheryl Brown
Deputy City Secretary, City of Kerrville, Texas

3B. Promoter racing agreement between City of Kerrville, Texas and High Five Events, LLC for the 2013 Kerrville Triathlon. (staff)

3C. Resolution No. 30-2013 canceling the regular meeting of the city council scheduled for December 24, 2013. (staff)

END OF CONSENT AGENDA

4. PUBLIC HEARINGS AND ORDINANCES FIRST READING :

4A. Second public hearing to set the 2013 ad valorem tax rate. (staff)

4B. Ordinance No. 2013-16 levying an ad valorem tax for the use and the support of the municipal government for the City of Kerrville, Texas, for the fiscal year 2014; providing for apportioning each levy for specific purposes; and providing when taxes shall become due and when same shall become delinquent if not paid. (staff)

4C. Public hearing to set the budget for fiscal year 2014. (staff)

4D. Ordinance No. 2013-17, adopting the annual budget for the fiscal year 2014; providing appropriations for each department and fund; containing a cumulative clause; and containing a savings and severability clause. (staff)

5. ORDINANCE, SECOND AND FINAL READING:

5A. Ordinance No. 2013-15 amending the budget for fiscal year 2013 to account for a change to the city's operational budget within the water and sewer fund to appropriate funding for a feasibility study of reclaimed water. (staff)

6. ORDINANCE, FIRST READING:

6A. Ordinance No. 2013-18 amending in part Ordinance No. 99-18, as amended, by adopting a new residential rate tariff: Burned Veterans' Discount Program rider BVDP for residential electric service administered by the Kerrville Public Utility Board; containing a cumulative clause; containing a savings and severability clause; and establishing an effective date. (K PUB General Manager Tracy McCuan)

7. CONSIDERATION AND POSSIBLE ACTION:

7A. Agreement with Freese and Nichols to perform a feasibility study to determine environmental impacts, geotechnical requirements, floodplain analysis, pumping requirements, regulatory requirements, and cost implications for reuse of treated effluent from the wastewater treatment plant in an amount not to exceed \$135,000.00. (staff)

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7B. Administrative services contract between the City of Kerrville, Texas Economic Improvement Corporation and the City of Kerrville, Texas. (staff)

7C. Ethics policy. (staff)

7D. Resolution No. 32-2013 declaring the public necessity to acquire a 0.002 of an acre (662 square feet) and a 0.192 of an acre (8,375 square feet) recreation easements (public river trail); both property interests situated in the J.A. Southmayd Survey No. 148, Abstract 288, in the City of Kerrville, Kerr County, Texas, and generally located north of the intersection of old F.M. 689 and State Highway Loop 534 with a street address of 2140 Old F.M. 689; said easements are required for the extension of a public river trail adjacent to and along the Guadalupe River; determining the public necessity for such acquisition; authorizing the acquisition of property interests necessary for the river trail expansion; authorizing the city manager or designee to take all steps necessary to acquire the property interests in compliance with all applicable laws; and authorizing the city attorney to acquire the property interests through eminent domain if negotiations between the city and the property owners are not successful. (staff)

7E. Resolution No. 33-2013 declaring the public necessity to acquire a 0.085 of an acre (3,695 square feet) and a 0.014 of an acre (455 square feet) recreation easements (public river trail); both property interests situated in the William Francis Survey No. 146, Abstract 137, in the City of Kerrville, Kerr County, Texas, and located on property with a street address of 1609-B State Highway 173 (Bandera Highway); said easements are required for the extension of a public river trail adjacent to and along the Guadalupe River; determining the public necessity for such acquisition; authorizing the acquisition of property interests necessary for the river trail expansion; authorizing the city manager or designee to take all steps necessary to acquire the property interests in compliance with all applicable laws; and authorizing the city attorney to acquire the property interests through eminent domain if negotiations between the city and the property owners are not successful. (staff)

7F. Resolution No. 31-2013 supporting community-wide quarterly “Kerrville Beautification Days.” (staff)

8. ITEMS FOR FUTURE AGENDAS

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9. 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.

10. EXECUTIVE SESSION:

City Council may, as permitted by law, adjourn into executive session at any time to discuss any matter listed above including 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 matters), 551.076 (deliberation regarding security devices), and 551.087 (deliberation regarding economic development negotiations) of Chapter 551 of the Texas Government Code, including 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 projects:

- Jefferson lift station
- River Trail.

11. ACTION ON ITEMS DISCUSSED IN EXECUTIVE SESSION

12. ADJOURNMENT.

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