

CITY COUNCIL MINUTES
REGULAR MEETING

KERRVILLE, TEXAS
FEBRUARY 25, 2014

On February 25, 2014, 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 Lainie Johnson, Director of the Pregnancy Resource Center, followed by the Pledge of Allegiance led by Police Officer of the Year Kristy Harris; EMS Person of the Year Roy Fausset; and Firefighter of the Year Kirk Scheel.

COUNCILMEMBERS PRESENT:

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

COUNCILMEMBER ABSENT: Justin MacDonald

CITY EXECUTIVE STAFF PRESENT:

Todd Parton	City Manager
Mike Hayes	City Attorney
Kristine Ondrias	Deputy City Manager
Brenda G. Craig	City Secretary
Sandra Yarbrough	Director of Finance
Robert Ojeda	Fire Chief
Ashlea Boyle	Special Projects Manager
John Young	Police Chief
Jason Lutz	City Planner

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

1. **VISITORS/CITIZENS FORUM:** No one spoke.

2. **RECOGNITIONS:**

2A. Presentation of Police Officer of the Year Award to Officer Kristy Harris – Police Commendation Award.

2B. Presentation of the 2014 EMS Person of the Year Award to Paramedic/Firefighter Roy Fausset.

2C. Presentation of the 2014 Firefighter of the Year Award to Firefighter/Paramedic Kirk Scheel.

2D. Resolution of Commendation to Diana K. Martin for serving on the Library Advisory Board.

2E. Proclamation proclaiming March 4, 2014 as IHOP's National Pancake Day and Shriners Hospitals for Children Day was presented to members of the Hill Country Shriners Club.

2F. Proclamation proclaiming March 2014 as American Red Cross Month presented to James Canup with the American Red Cross.

3. CONSENT AGENDA:

Mayor Pratt removed item 3C from the consent agenda.

Mr. Conklin moved to approve consent agenda items 3A and 3B; Mr. Allen seconded the motion, and it passed 4-0:

3A. Minutes of the city council special meeting held February 5, 2014, and regular meeting held February 11, 2014.

3B. Promissory Note, Security Agreement, and Loan Agreement between the Cailloux Foundation and the City of Kerrville in the amount of \$1,279,881.00 for the purchase of a Sutphen SPH100 aerial platform firefighting ladder truck and associated equipment.

END OF CONSENT AGENDA

3C. Purchase of a Sutphen SPH 100 aerial platform firefighting ladder truck from Sutphen Corporation in the amount of \$1,127,415.00 and associated equipment purchased from various vendors at a cost of \$152,466.00; for a total cost of \$1,279,881.00.

The council expressed appreciation to the Cailloux Foundation for providing an interest free loan to the city to fund the purchase of the aerial truck.

Mr. Allen moved for approval of the purchase as stated; Mr. Conklin seconded the motion and it passed 4-0.

4. PUBLIC HEARING:

4A. Resolution No. 03-2014 granting a Conditional Use Permit (CUP) for an approximate 1.03 acres tract of land consisting of Lots 21, 22, 23, and 24, Block G, of the B.F. Cage Addition, a subdivision of the City of Kerrville, Kerr County, Texas, otherwise known as 820 Sidney Baker Street (State Highway 16) and located within the N-21 Zoning District; by permitting said property to be used for Restaurant, General; and making said permit subject to certain conditions and restrictions.

Mr. Lutz noted the applicant was seeking a CUP to allow the retail sale of alcoholic beverages for on premise consumption at 820 Sidney Baker. He noted six properties within 1,000 ft. operating restaurant general land use, and one business that served alcohol. The planning and zoning commission recommended approval.

Mr. Conklin moved for approval of Resolution No. 03-2014; Mr. Allen seconded the motion and it passed 4-0.

5. ORDINANCES, SECOND AND FINAL READING:

5A. Ordinance No. 2014-02, amending Chapter 6 "Advertising", Article II "Signs", of the City's Code of Ordinances to revise Sections 6-36 and 6-40 to authorize the use of political signs on City property being used as a polling place; amending Chapter 70 "Offenses and miscellaneous provisions" to add a new Article III "Electioneering at polling places" to provide regulations regarding the time, place, and manner of the use of such signs; 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. Hayes noted the amendment to the sign code would allow electioneering signs on city property used as a polling location in order to conform with recent state legislation. The ordinance would adopt the same practice the city staff had been enforcing in the past regarding political signs at the Cailloux Theater. There had been no changes to the ordinance since first reading.

Mr. Conklin moved for approval of Ordinance No. 2014-02 on second and final reading, as presented; Ms. Keeble seconded the motion and it passed 4-0.

Staff would begin removing non-compliant signs at the Cailloux Theater following the meeting.

5B. Ordinance No. 2014-04 amending the budget for fiscal year 2014 to account for various changes to the City's operational budget. Mayor Pratt read the ordinance by title only.

Mr. Parton noted no changes since first reading and recommended approval.

Mr. Allen moved for approval of Ordinance No. 2014-04 on second and final reading; Mr. Conklin seconded the motion and it passed 4-0.

6. CONSIDERATION AND POSSIBLE ACTION:

6A. Contract for the sale of the former City Hall property at 800 Junction Highway. Deferred to executive session.

7. INFORMATION AND DISCUSSION:

7A. Budget/economic update:

Ms. Yarbrough reported current revenues and expenditures as compared to prior year to date totals for the period ending January 31.

8. APPOINTMENT TO BOARDS AND COMMISSIONS:

8A. Appointment to the Building Board of Adjustments and Appeals.

Mr. Allen moved to appoint Michael Walker to the Architect position with term to expire August 31, 2015; Mr. Conklin seconded the motion and it passed 4-0.

9. ITEMS FOR FUTURE AGENDAS

10. ANNOUNCEMENTS OF COMMUNITY INTEREST:

- The Facebook page that exploited a local lady as the Kerrville Dancing Lady was a form of bullying; the city was not empowered to intervene, but persons responsible should remove it.
- Mardi Gras on Main would be held Tuesday, March 4, 6-9:00 p.m. downtown, tickets were \$30.

11. EXECUTIVE SESSION:

Mr. Conklin moved for the city council to go into executive closed session under Sections 551.071 and 551.072 of the Texas Government Code; motion was seconded by Ms. Keeble and passed 4-0 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:

- 800 Junction Highway, former city hall property
- River Trail.

At 6:37 p.m. the regular meeting recessed and council went into executive closed session at 6:40 p.m. At 7:20 p.m. the executive closed session recessed and council returned to open session at 7:21 p.m. The mayor announced that no action had been taken in executive session.

12. ACTION ON ITEMS DISCUSSED IN EXECUTIVE SESSION

6A. Contract for the sale of the former City Hall property at 800 Junction Highway.

Mr. Conklin moved to authorize execution of a real estate contract to sell the property at 800 Junction Highway for the amount of \$760,000; Mr. Allen seconded the motion and it passed 4-0.

ADJOURNMENT. The meeting adjourned at 7:22 p.m.

APPROVED: _____

Jack Pratt, Jr., Mayor

ATTEST:

Brenda G. Craig, City Secretary