

KERRVILLE CITY COUNCIL AGENDA
REGULAR MEETING, TUESDAY, JANUARY 13, 2015, 6:00 P.M.
CITY HALL COUNCIL CHAMBERS
701 MAIN STREET, KERRVILLE, TEXAS

CALL TO ORDER

INVOCATION: by Reverend Stockton Williams, Rector at St. Peter's Episcopal Church.

PLEDGE OF ALLEGIANCE TO THE FLAG

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. CONSENT AGENDA:

These items are considered routine and can be approved in one motion unless a 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:

2A. Minutes of the special city council meetings held December 8, and December 16, 2014, and the regular meeting held December 9, 2014. (staff)

2B. Resolution No. 01-2015 finding that rules adopted by the Texas Railroad Commission are against the public interest and would harm the city's ability to protect local gas utility customers; and authorizing the Mayor and City Manager to take action to challenge the rules. (staff)

2C. Request from Kerrville Area Chamber of Commerce for the City to provide in-kind police and EMS services for the Kerrfest event to be held on May 14-17, 2015, in the amount of \$4,623.00. (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, January 9, 2015 at 3:30 p.m. and remained posted continuously for at least 72 hours preceding the scheduled time of the meeting.

Brenda Craig
City Secretary, City of Kerrville, Texas

2D. Authorize execution of a contract with Kerr County for conducting the May 9, 2015 City of Kerrville General Election. (staff)

2E. First amendment to the construction contract between the City of Kerrville, Texas and L.C. United Painting Company, Inc., for maintenance work to the Summit and Stadium elevated water tanks by increasing the compensation by \$94,125 and authorizing an increase in the amount of change orders by \$62,750. (staff)

2F. Professional services agreement with Fugro Roadware, Inc. to develop a pavement management system for the City of Kerrville, Texas in an amount not to exceed \$85,000.00. (staff)

2G. Purchase street maintenance and construction equipment funded by a grant, in the total amount of \$385,194.82, to include: Caterpillar 930 wheel loader, Mack tandem dump truck 14 yard capacity; and Bobcat skid loader and 40" planer attachment. (staff)

END OF CONSENT AGENDA

3. PUBLIC HEARING:

3A. Proposed voluntary annexation of approximately 23.38 acre tract of land located at 5235 Highway 27 East, James Avery Craftsman. (staff)

4. PUBLIC HEARING AND ORDINANCE, FIRST READING:

4A. Ordinance No. 2015-01, amending the City's "Zoning Code" by adding a definition of "Community Gardens" to Article 11-I-3 "Definitions and interpretation of words and phrases"; revising Article 11-I-4 to add community garden as a use that is permitted within any zoning district; revising Article 11-I-19 to adopt regulations applicable to the use of property as a community garden; containing a cumulative clause; containing a savings and severability clause; providing for a maximum penalty or fine of two thousand dollars (\$2000.00); and ordering publication. (staff)

5. ORDINANCE, FIRST READING:

5A. Ordinance No. 2015-02, annexing an approximate 3.05 acre tract out of the W.H. Crawford Survey No. 653, Abstract No. 123, within Kerr County, Texas; said property being located adjacent to the corporate limits of the City of Kerrville, Texas, and consisting of the property addressed as 421 Roy Street; further describing the territory to be annexed; adopting a service plan for the territory annexed; and establishing the zoning for the area annexed. (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, January 9, 2015 at 3:30 p.m. and remained posted continuously for at least 72 hours preceding the scheduled time of the meeting.

Brenda Craig
City Secretary, City of Kerrville, Texas

6. CONSIDERATION AND POSSIBLE ACTION:

6A. Request to amend City Ordinance 2014-21 establishing minimum health and sanitation standards for lodging establishments. (Shirley Garrett, Hillcrest Inn)

6B. Economic Development Incentive Agreement between the City of Kerrville and James Avery Craftsman, Inc. in an amount not to exceed \$379,302.00. (staff)

6C. Economic development grant agreement between James Avery Craftsman, Inc. and the City of Kerrville, Texas Economic Improvement Corporation in an amount not to exceed \$1,219,000. (staff)

6D. Authorization to submit a request to the City of Kerrville, Texas Economic Improvement Corporation (EIC) to amend the Funding Agreement between the EIC, City of Kerrville, Texas, and Playhouse 2000, Inc. to increase the funding to an amount not to exceed \$850,000 for the construction of the support facility to the Cailloux Theater. (staff)

6E. Resolution No. 2-2015 providing for the City's approval or disapproval of an amendment to the Kerr Central Appraisal District's 2015 fiscal year budget. (staff)

7. APPOINTMENTS TO BOARDS AND COMMISSIONS:

7A. Appointments to the Building Board of Adjustment and Appeals. (staff)

7B. Appointments to the Planning and Zoning Commission. (staff)

8. ITEMS FOR FUTURE AGENDAS

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.

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, January 9, 2015 at 3:30 p.m. and remained posted continuously for at least 72 hours preceding the scheduled time of the meeting.

Brenda Craig
City Secretary, City of Kerrville, Texas

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 551.087:

Discuss the economic development negotiations, the public discussion of which would not be in the best interests of the City's bargaining position with third parties related to the following:

- Economic Development Incentive Agreement between the City of Kerrville and James Avery Craftsman, Inc. in an amount not to exceed \$379,302.00.
- Economic development grant agreement between James Avery Craftsman, Inc. and the City of Kerrville, Texas Economic Improvement Corporation in an amount not to exceed \$1,219,000.

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:

- River trail
- 800 Junction Highway, former City Hall property

Sections 551.074:

- Appointments to the Planning and Zoning Commission.

11. ACTION ON ITEMS DISCUSSED IN EXECUTIVE SESSION

12. ADJOURNMENT.

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, January 9, 2015 at 3:30 p.m. and remained posted continuously for at least 72 hours preceding the scheduled time of the meeting.

Brenda Craig
City Secretary, City of Kerrville, Texas
