

CITY COUNCIL MINUTES  
REGULAR MEETING

KERRVILLE, TEXAS  
NOVEMBER 13, 2018

On November 13, 2018, at 6:00 p.m. the meeting was called to order by Mayor Bill Blackburn in the City Hall Council Chambers at 701 Main Street. The invocation was offered by Mr. Baroody, followed by the Pledge of Allegiance led by Mr. Mario Garcia.

COUNCILMEMBERS PRESENT:

Bill Blackburn	Mayor
Delayne Sigerman	Mayor Pro Tem
Vincent Voelkel	Councilmember
George Baroody	Councilmember
Judy Eychner	Councilmember

COUNCILMEMBERS ABSENT: None.

CITY EXECUTIVE STAFF PRESENT:

Mark McDaniel	City Manager
E.A. Hoppe	Deputy City Manager
Mike Hayes	City Attorney
Cheryl Brown	Interim City Secretary
Amy Dozier	Director of Finance
Kim Meisner	Executive Director of General Operations
David Knight	Police Chief
Stuart Cunyus	Public Information Officer
Dannie Smith	Fire Chief
Drew Paxton	Executive Director of Development Services

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

**1. ANNOUNCEMENTS OF COMMUNITY INTEREST:**

1A. Items of Interest to the Community were made.

A Proclamation was presented to the Kerrville Public Utility Board's Apprentice Program, declaring the week of November 12-17, 2018 as Apprentice Week.

**2. VISITORS/CITIZENS FORUM:**

The following persons spoke:

- John Brown spoke regarding the conditions on Riverhill Blvd.
- Linda Bullard spoke regarding the removal of Mr. Baroody as Mayor Pro Tem
- Mario Garcia spoke regarding the Kerrville Youth Advisory Committee
- Roman Garcia spoke regarding the Kerrville Youth Advisory Committee
- Barbara Dewell regarding the removal of Mr. Baroody as Mayor Pro Tem

**3. CONSENT AGENDA:**

Mr. Baroody asked that item 3C be pulled from the Consent agenda.

Mr. Baroody moved to approve the items 3A and 3B on the consent agenda as presented. Ms. Sigerman seconded, and the motion passed 5-0.

3A. Resolution No. 45-2018 canceling the regular meeting of the City Council scheduled for December 25, 2018.

3B. Resolution No. 46-2018 adopting the FEMA-approved Kerr County, Texas Multi-Jurisdiction Hazard Mitigation Plan.

**END OF CONSENT AGENDA.**

3C. Resolution No. 47-2018 representing that the City of Kerrville, Texas, is capable of being designated as a management agency for wastewater collection and treatment within the City limits in accordance with federal law. Approval of this resolution is required prior to approval of the funding ordinances.

The Resolution was read into the record by title only by Ms. Brown.

Mr. Hoppe presented the Resolution, and responded to questions from the Council.

Mr. Baroody moved to approve Resolution No. 47-2018 as presented. Mr. Voelkel seconded, and the motion passed 5-0.

**4. ORDINANCES, FIRST READING**

4A. Ordinance No. 2018-34, authorizing the issuance, sale and delivery of \$8,000,000 in aggregate principal amount of City of Kerrville, Texas Combination Tax and Surplus Revenue Certificates of Obligation, Series 2018A, to be purchased by the Texas Water Development Board; securing the payment thereof by authorizing the levy of an annual ad valorem tax and a pledge of certain surplus revenues of the City's waterworks and sewer system; and approving and authorizing the execution of a paying agent/registrar agreement, and escrow agreement, and all other instruments and procedures related thereto.

The Ordinance was read into the record by title only by Ms. Brown.

Ms. Dozier presented the Ordinance.

Gabriela Brisenio from Hill Top Security, made a presentation regarding the Ordinance.

Tom Spurgeon, the Bond Counsel for the City, also spoke regarding the Ordinance.

Ms. Sigerman moved to approve Ordinance No. 2018-34. Ms. Eychner seconded, and the motion passed 5-0.

4B. Ordinance No. 2018-35 authorizing the issuance, sale and delivery of \$5,000,000 in aggregate principal amount of City of Kerrville, Texas Combination Tax and Surplus Revenue Certificates of Obligation, Series 2018B, to be purchased by the Texas Water

Development Board; securing the payment thereof by authorizing the levy of an annual ad valorem tax and a pledge of certain surplus revenues of the City's waterworks and sewer system; and approving and authorizing the execution of a paying agent/registrar agreement, an escrow agreement, and all other instruments and procedures related thereto.

The Ordinance was read into the record by title only by Ms. Brown.  
Ms. Dozier presented the Ordinance.

Mr. Baroody moved to approve Ordinance No. 2018-35, Ms. Eychner seconded, and the motion passed 5-0.

**5. ORDINANCE, SECOND READING:**

5A. Ordinance No. 2018-32, amending Chapter 2 "Administration," Article IV "Boards and Commissions" of the Code of Ordinances of the City of Kerrville, Texas, by adding a new Section 2-91, to create a Senior Services Advisory Committee; providing the functions of said committee; containing a cumulative clause; containing a savings and severability clause; and providing other matters relating to this subject.

The Ordinance was read into the record by title only by Ms. Brown.

Ms. Eychner moved to approve Ordinance No. 2018-32 as presented. Ms. Sigerman seconded, and the motion passed 5-0.

**6. CONSIDERATION AND POSSIBLE ACTION:**

6A. Authorize execution of a construction contract for the Water Treatment Plant Clarifier Rehab with Keystone Construction in the amount of \$796,000.00.

The item was read into the record by title only by Ms. Brown.  
Mr. Hoppe presented the item.

Mr. Baroody moved to approve the execution of the construction contract with Keystone Construction for the Water Treatment Plant Clarifier Rehab in the amount of \$796,000.00. Ms. Eychner seconded, and the motion passed 5-0.

6B. Interlocal Contract with South Central Planning and Development Commission for development services software.

The item was read into the record by title only by Ms. Brown.  
The item was presented by Mr. Paxton.

The following person spoke:  
Mario Garcia

Ms. Sigerman moved to approve the Interlocal Contract with South Central Planning and Development Commission for development services software. Ms. Eychner seconded, and the motion passed 5-0.

6C. Amendments to Chapter 18 “Animals” of the Code of Ordinances.

The item was read into the record by title only by Ms. Brown.  
Mr. Baroody presented the item.

The following persons spoke:

- Tyra Thompson Lux
- Shelly Sandy

No action was taken on this item by consensus of the Council.

6D. Amendments to the City’s purchasing policy to prohibit award of a contract to any person or entity who is being investigated for, or has been convicted of, a felony.

The item was read into the record by title only by Ms. Brown.  
Mr. Baroody presented the item.

Mr. Baroody moved to edit the City’s purchasing policy by adding Section 11.1(f) that says that the City will not enter into a contract or funding agreement with any vendor to cover its principals, investors, employees, or agents, including subcontractors, which have been previously convicted, or is at the time of award under investigation for a felony. Mr. Voelkel seconded, and the motion failed 2-3, with Mr. Voelkel and Mr. Baroody voting in favor, and Mr. Blackburn, Ms. Eychner, and Ms. Sigerman voting against.

The following person spoke:

- Mike Sigerman
- John Harrison

## **7. INFORMATION AND DISCUSSION:**

7A. Financial update for the month ended September 30, 2018.

Ms. Dozier gave the update for different funds that make up the City’s budget.

7B. Report on status of flood damage assessment at reuse line bridge structure located near Loop 534 bridge.

Mr. Hoppe reported on the progress of clean-up of the debris and damages near the Loop 534 bridge. He reported that the Kerrville Fire Department Rescue Dive Team did search underwater to locate the broken infrastructure.

All parties visited the damage site, and FEMA was scheduled to have an on-site visit on 11-14-18.

Forensic deconstruction and item inventory/storage protocol was being developed.

The following person spoke:

- Peggy McKay

8. **ITEMS FOR FUTURE AGENDAS:** None

9. **EXECUTIVE SESSION:** None

10. **ACTION ON ITEMS DISCUSSED IN EXECUTIVE SESSION, IF ANY**  
None

**ADJOURNMENT.**

The meeting was adjourned at 7:56 p.m.

APPROVED: December 12, 2018

ATTEST:

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Bill Blackburn, Mayor

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Cheryl Brown, Interim City Secretary