

CITY COUNCIL MINUTES  
REGULAR MEETING

KERRVILLE, TEXAS  
FEBRUARY 12, 2019

On February 12, 2019, 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 Councilmember George Baroody, followed by the Pledge of Allegiance led by Mr. Baroody.

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
Stuart Cunyus	Public Information Officer
Amy Dozier	Director of Finance
Guillermo Garcia	Executive Director for Strategic Initiatives
David Knight	Police Chief
Shelley McElhannon	City Secretary
Sherry Mosier	Manager for Strategic Initiatives
Drew Paxton	Executive Director of Development Services
Dannie Smith	Fire Chief

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

**1. ANNOUNCEMENTS OF COMMUNITY INTEREST:**

1A. Mr. Blackburn announced Agenda Item 5A will be pulled from the 2/12/19 agenda, and will be scheduled for consideration at a later time; he reminded citizens who wish to speak that a "speaker request form" must be completed and given to the City Secretary, and he reviewed audience decorum during the Council meeting.

1B. Items of Interest to the Community were made by Stuart Cunyus, Councilmember Judy Eychner, and Councilmember Delayne Sigerman.

**2. VISITOR/CITIZENS FORUM:**

2A. There were no visitor/citizen speakers.

**3. PRESENTATIONS:**

3A. Chief Dannie Smith presented citizen Madaline Munoz a Certificate of Recognition for heroic actions.

3B. City Manager Mark McDaniel presented Matthew Zapata, Wastewater Collections Superintendent, a Certificate of Recognition for obtaining a "Class A" Wastewater Treatment Operator License.

3C. City Manager Mark McDaniel presented Rosa Ledesma, Parks and Recreation Specialist, a Certificate of Recognition for receiving the Certified Festival and Event Association certification.

**4. CONSENT AGENDA:**

Ms. Eychner moved to approve items on the Consent Agenda. Ms. Sigerman seconded, and the motion passed 5-0.

4A. Purchase of new Vermeer vacuum trailer for Water Distribution Division.

4B. Compromise, Settlement, and Release Agreement between Kerrville Camp-Resort, LLC and the City of Kerrville.

4C. Resolution 04-2019 supporting the application of Freedom's Path Kerrville II Limited Partnership to construct affordable rental housing pursuant to the Low Income Housing Tax Credit Program Administered by the Texas Department of Housing and Community Affairs.

4D. Resolution 05-2019 supporting the application of Hillcrest Senior Village, LP, to construct affordable rental housing pursuant to the Low Income Housing Tax Credit Program Administered by the Texas Department of Housing and Community Affairs.

4E. Minutes for the regular City Council meeting held on January 08, 2019.

4F. Minutes for the regular City Council meeting held on January 22, 2019.

**END OF CONSENT AGENDA.**

**5. PUBLIC HEARING AND ORDINANCES, FIRST READING:**

5A. Resolution 03-2019 Granting a Conditional Use Permit for an approximate 1.166 acres, being a portion of lot 1, H.E.B. addition and portions of lots 300-302 and lots 348-349, block 48 of the Schreiner 2<sup>nd</sup> Addition, subdivisions within the City of Kerrville, Kerr County, Texas; and more commonly known as the property located at 300 Main Street (State Hwy. 27); said property is located within the Central Business District "CBD" by permitting said property to be used for gasoline station (fuel sales) with car wash and convenience store; and making said permit subject to certain conditions and restrictions contained herein.

Resolution 03-2019 was pulled from the agenda, and deferred to April 23, 2019.

**6. ORDINANCES, FIRST READING:**

6A. Ordinance 2019-04 amending Chapter 58 "Health and Sanitation", Article II "Food Establishments" of the Code of Ordinances of the City of Kerrville, Texas, by repealing the existing Article II and adopting a new Article II, which will adopt the Texas Food Establishment Rules, adopt local amendments to said rules, and provide for the regulation of mobile food units (food trucks); containing a cumulative clause; containing a saving and severability clause; providing a penalty; and providing other matters relating to the subject.

Mr. Blackburn opened the public hearing at 6:17 p.m.

Mr. Blackburn closed the public hearing at 6:28 p.m.

Mr. Baroody moved to approve Ordinance 2019-04 first reading. Ms. Sigerman seconded, and the motion passed 5-0.

**7. ORDINANCES, SECOND READING:**

7A. Ordinance 2019-05 Amending Chapter 2, "Administration", Article IV "Boards and Commissions", Section 2-91 "Senior Services Advisory Committee" of the Code of Ordinances of the City of Kerrville, Texas; By Amending Subsections (A)(1) and (A)(2) to Increase the Membership of this Committee to 16 Members; Containing a Cumulative Clause; Containing a Savings and Severability Clause; and Providing Other Matters Relating to this Subject.

Mr. Blackburn opened the public hearing at 6:30 p.m.

Mr. Blackburn closed the public hearing at 6:31 p.m.

Ms. Sigerman moved to approve Ordinance 2019-05 second reading. Ms. Eychner seconded, and the motion passed 5-0.

**8. CONSIDERATION AND POSSIBLE ACTION:**

8A. Operations agreement for the Kathleen C. Cailloux City Center for the Performing Arts between the City of Kerrville, Texas, and Playhouse 2000, Inc.

Mr. Blackburn opened the public hearing at 6:32 p.m.

Mr. Blackburn closed the public hearing at 6:35 p.m.

Ms. Sigerman moved to approve that the City Manager finalize and execute the Operations Agreement for the Kathleen C. Cailloux City Center for the Performing Arts. Ms. Eychner seconded, and the motion passed 5-0.

8B. Application for Project Funding Request to the Kerrville Economic Improvement Corporation regarding Downtown Parking Garage/Streetscape.

Mr. Blackburn opened the public hearing at 6:39 p.m.

Mr. Blackburn closed the public hearing at 6:44 p.m.

Ms. Eychner moved to approve and authorize staff to proceed with an application to the Kerrville Economic Improvement Corporation. Ms. Sigerman seconded, and the motion passed 5-0.

8C. Resolution 06-2019, granting a petition requesting the voluntary annexation of an approximate 35.05 acre tract of land out of the S. Wallace Survey No. 114, Abstract No. 348, and the S. Wallace Survey No. 113, Abstract No. 347, said tract located within Kerr County Texas, and the extraterritorial jurisdiction of the City of Kerrville, Texas; consisting of property lying adjacent to State Highway Loop 534; and ordering the preparation of an annexation ordinance.

Mr. Blackburn opened the public hearing at 6:47 p.m.

Mr. Blackburn closed the public hearing at 6:49 p.m.

Mr. Baroody moved to approve Resolution 06-2019 to begin the annexation of the property of the proposed Middle School. Ms. Eychner seconded, and the motion passed 5-0.

**9. BOARD APPOINTMENTS:**

9A. Appointment to the Zoning Board of Adjustment.

Ms. Sigerman moved to reappoint Danny Almond and Robert Irvin to the Zoning Board of Adjustment, appoint Pablo Brinkman as a regular member to the Zoning Board of Adjustment, and publically post and advertise for the two alternate vacancies. Ms. Eychner seconded, and the motion passed 5-0.

9B. Appointment to the Senior Services Advisory Board.

Ms. Eychner moved to appoint Theresa Standage, Carla Weber, and Mike Wilson as regular members of the Senior Services Advisory Board. Ms. Sigerman seconded, and the motion passed 5-0.

**ITEMS FOR FUTURE AGENDAS:**

- The Homeless Population in Kerrville.
- Discussion of Selective Enforcement.

**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/officers), 551.076 (deliberation regarding security devices), and 551.087 (deliberation regarding economic development negotiations) of Chapter 551 of the Texas Government Code.*

Mr. Baroody moved to go into executive session under Section 551.087 (deliberation regarding economic development negotiations). Ms. Eychner seconded, and the motion passed 5-0.

Council adjourned regular open session at 6:55 p.m.

10.A. Economic Development negotiations related to the construction of a Marriot Springhill Suites in the downtown area located near Water Street and Spring Street.

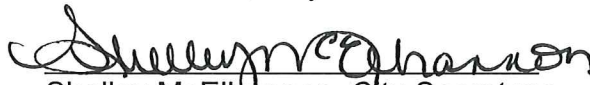
**11. ACTION ON ITEMS DISCUSSED IN EXECUTIVE SESSION, IF ANY**

Council adjourned executive session at 7:16 p.m., and resumed regular open session at 7:16 p.m. Mr. Blackburn announced that Council took no action in executive session.

**ADJOURNMENT.**

The meeting was adjourned at 7:16 p.m.

APPROVED:   
Bill Blackburn, Mayor

ATTEST:   
Shelley McElhannon, City Secretary