

**CITY COUNCIL MINUTES
REGULAR MEETING**

**KERRVILLE, TEXAS
NOVEMBER 10, 2020**

On November 10, 2020, at 6:00 p.m. the meeting was called to order by Mayor Bill Blackburn in the Cailloux City Center at 910 Main Street. The invocation was offered by Councilmember Delayne Sigerman, followed by the Pledge of Allegiance led by Councilmember Sigerman.

COUNCILMEMBERS PRESENT:

Bill Blackburn	Mayor
Judy Eychner	Councilmember, Mayor Pro Tem
Kim Clarkson	Councilmember
Gary Cochrane	Councilmember
Delayne Sigerman	Councilmember

COUNCILMEMBER ABSENT: None

CITY EXECUTIVE STAFF:

Mark McDaniel	City Manager	Julie Behrens, Asst Finance Director
E.A. Hoppe	Deputy City Manager	Stuart Cunyus, Public Information Officer
Mike Hayes	City Attorney	Amy Dozier, Chief Financial Officer
Shelley McElhannon	City Secretary	Eric Maloney, Fire Chief
		Drew Paxton, Planning Director

VISITORS PRESENT: A list of the citizens present during the meeting is on file in the City Secretary's Office for the required retention period. In addition, a Zoom webinar was offered.

1. ANNOUNCEMENTS OF COMMUNITY INTEREST:

Item of Interest to the Community was presented by Stuart Cunyus, Mark McDaniel, and Mayor Blackburn.

2. PRESENTATIONS:

2A. Kerrville Kindness award.

Mayor Blackburn presented the Kerrville Kindness award to the Doyle Community Center and Community Hope for Health Clinic, which was received by representatives of the Community Center and Clinic.

2B. Proclamation naming November 2020 as Home Care and Hospice month.

Mayor Blackburn presented a proclamation proclaiming November 2020 as Home Care and Hospice month. The proclamation was accepted by Peterson Health representatives: Amy Ives, Director of Peterson Home Based Services; Deepti Nagpal, Director of Peterson Transitional and Palliative Care; Tracy Davis, Vice President of Population Health; and Bethany Brown, Marketing/Community Outreach for Peterson Home Based Services.

Mayor Blackburn shifted the Information and Discussion item 9B forward.

9B. Commendation to outgoing Councilmember Place 4 Delayne Sigerman, and statement by the outgoing Councilmember Sigerman.

Mayor Blackburn presented the commendation to Councilmember Sigerman for her service as Councilmember Place 4. Councilmember Sigerman accepted the commendation and gave an outgoing speech.

The following person(s) spoke:

- Karen Johnson

3. VISITORS FORUM:

The following person(s) spoke:

- Mario Garcia
- George Eychner
- Bruce Stracke

4. CONSENT AGENDA:

Councilmember Gary Cochrane made a motion to approve the consent agenda items, and Councilmember Judy Eychner seconded. The motion passed 5-0.

4A. Purchase of three (3) replacement police vehicles, not to exceed \$135,000.

4B. Minutes for the City Council workshop held October 27, 2020.

4C. Minutes for the City Council meeting held October 27, 2020.

END OF CONSENT AGENDA

5. PUBLIC HEARINGS AND RESOLUTIONS:

5A. Resolution No. 25-2020. A Resolution for a Conditional Use Permit (CUP) for Accessory Dwelling Unit and Short Term Rental on 3112 Riverside Drive.

Mayor Blackburn opened the public hearing at 6:37 p.m.

Shelley McElhannon read Resolution No. 25-2020 caption into record.

Drew Paxton presented information and responded to questions.

No citizens/persons spoke.

The public hearing closed at 6:40 p.m.

Councilmember Kim Clarkson made a motion to approve Resolution No. 25-2020 as presented, seconded by Councilmember Eychner. The motion passed 5-0.

5B. Resolution No. 26-2020. A Resolution for a Conditional Use Permit (CUP) for Short Term Rental on 201 Starkey Street.

Mayor Blackburn opened the public hearing at 6:40 p.m.

Shelley McElhannon read Resolution No. 26-2020 caption into record.

Drew Paxton presented information and responded to questions.

No citizens/persons spoke.

The public hearing closed at 6:43 p.m.

Councilmember Eychner made a motion to approve Resolution No. 26-2020 as presented, seconded by Councilmember Sigerman. The motion passed 5-0

6. PUBLIC HEARING AND ORDINANCES, FIRST READING:

6A. Ordinance No. 2020-23. An Ordinance amending Chapter 60 of the Code of Ordinances, City of Kerrville, Texas, which adopted zoning regulations, use districts, and a zoning map in accordance with the City's Comprehensive Plan, such chapter more commonly known as the City's Zoning Code; by changing the zoning and classification of a portion of the property generally located east of and adjacent to State Highway 16 South, south of Riverhill Boulevard, and comprising approximately 172.56 acres, said property's zoning previously amended by Ordinance No. 2020-03; from a Medium Density Residential Zoning District (R-2) to a Residential Estate Zoning District (RE); amending the Comprehensive Plan (Kerrville 2050) to make it consistent with such amendment; providing a cumulative clause; providing for severability ; providing an effective date; ordering publication; and providing other matters relating to the subject.

Mayor Blackburn opened the public hearing at 6:43 p.m.

Shelley McElhannon read Ordinance No. 2020-23 caption into record.

Drew Paxton presented information and responded to questions.

The following person(s) spoke:

- Greg Richards
- Bruce Stracke

The public hearing closed at 6:54 p.m.

Councilmember Cochrane made a motion to approve Ordinance No. 2020-23, seconded by Councilmember Eychner. The motion passed 4-1, with Councilmembers Cochrane, Clarkson, Eychner, and Sigerman voting in favor and Mayor Blackburn voting against.

6B. Ordinance No. 2020-24. An Ordinance amending Chapter 60 of the Code of Ordinances, City of Kerrville, Texas, which adopted zoning regulations, use districts, and a zoning map in accordance with the City's Comprehensive Plan, such chapter more commonly known as the City's Zoning Code; by changing the zoning and classification of the property being Lot 3AR, Block One, Overstreet Park, a subdivision within the City of Kerrville, Texas and more commonly known as 1421 Junction Highway (SH 27); from being part of a planned development district established by Ordinance No. 2004-19, to a Light Commercial Zoning District (C-2) providing a cumulative clause; providing for severability; providing an effective date; ordering publication; and providing other matters relating to the subject.

Mayor Blackburn opened the public hearing at 6:54 p.m.

Shelley McElhannon read Ordinance No. 2020-24 caption into record.

Drew Paxton presented information and responded to questions.

No citizens/persons spoke.

The public hearing closed at 6:58 p.m.

Councilmember Eychner made a motion to approve Ordinance No. 2020-24 first reading, seconded by Councilmember Sigerman. The motion passed 5-0.

7. ORDINANCES, FIRST READING:

7A. Ordinance No. 2020-25. An Ordinance amending the City's Fiscal Year 2020 and Fiscal Year 2021 budgets to account for the transfer of excess funds, the receipt of additional revenue, and to make other amendments as provided herein.

Shelley McElhannon read Ordinance No. 2020-25 caption into record.

Amy Dozier and Mark McDaniel presented information and responded to questions by Council and citizen inquiries.

The following person(s) spoke:

- Peggy McKay

Councilmember Cochrane made a motion to approve Ordinance No. 2020-25 amending the City's Fiscal Year 2020 and Fiscal Year 2021 budgets to account for the transfer of excess funds, the receipt of additional revenue, and to make other amendments as provided herein, seconded by Councilmember Eychner. The motion passed 5-0.

8. CONSIDERATION AND POSSIBLE ACTION:

8A. Master Project Agreement with Core & Main for the purchase and installation of data collector, software and training, and metering supplies for the City's Advanced Metering Infrastructure (AMI) project.

Shelley McElhannon read item 8A caption into record.

Amy Dozier introduced Assistant Finance Director Julie Behrens, who presented information and responded to questions.

Councilmember Sigerman made a motion to authorize the City Manager to sign the agreement, seconded by Councilmember Eychner. The motion passed 5-0.

8B. Resolution No. 27-2020. A Resolution setting the date, time, and place for a public hearing for the City's annexation of an approximate 33.81 +/- acres of land, currently owned by the City and located adjacent to Loop 534 (Veterans Highway) and north of the intersection between Loop 534 and the newly constructed extension of Olympic Drive; authorizing the submission and acceptance of a petition for annexation; directing the publication of notice for a public hearing; directing the City Manager to prepare a written agreement for the provision of services for the property; and containing other provisions relating to the subject.

Shelley McElhannon read Resolution No. 27-2020 caption into record.

Drew Paxton presented information and responded to questions.

Councilmember Clarkson made a motion to approve Resolution No. 27-2020, seconded by Councilmember Cochrane. The motion passed 5-0.

8C. Mutual release and settlement agreement regarding the aerial pipe bridge Loop 534 project.

Shelley McElhannon read item 8C caption into record.
Mayor Blackburn deferred this item to Executive Session item 11.

9. INFORMATION & DISCUSSION:

9A. Briefing and possible action as to the City's ongoing preparedness and response to COVID-19 (Coronavirus).

Shelley McElhannon read item 9A caption into record.
Fire Chief Eric Maloney presented information and responded to questions.

9B. Commendation to outgoing Councilmember Place 4 Delayne Sigerman, and statement by the outgoing Councilmember Sigerman.

Mayor Blackburn shifted item 9B forward, after Presentations item 2B and before the Visitors Forum item 3 (see above).

10. ITEMS FOR FUTURE AGENDAS: No items were presented for future agendas.

Councilmember Sigerman made a motion the City Council adjourn into closed executive session under 551.071 (consultation with attorney). Councilmember Eychner seconded, and the motion passed 5-0.

RECESS: Mayor Blackburn recessed the meeting at 7:53 p.m., and reconvened in closed executive session in the Cailloux City Center upstairs conference room.

11. EXECUTIVE SESSION:

11A. Mutual Release and Settlement Agreement regarding the aerial pipe bridge Loop 534 project. (551.071)

RECONVENED: The closed executive session adjourned, Council returned to open session at 8:08 p.m.

12. ACTIONS ON ITEMS DISCUSSED IN EXECUTIVE SESSION, IF ANY: N/A
Mayor Blackburn announced that no action was taken in Executive Session.

E.A. Hoppe presented information and responded to questions regarding the Mutual Release and Settlement Agreement regarding the aerial pipe bridge Loop 534 project.

Councilmember Cochrane made a motion to authorize the City Manager to approve the mutual release and settlement agreement, seconded by Councilmember Eychner. The motion passed 5-0.

ADJOURN. The meeting adjourned at 8:17 p.m.

APPROVED BY COUNCIL: DECEMBER 08, 2020

APPROVED:


Bill Blackburn, Mayor

ATTEST:


Shelley McElhannon, City Secretary