

CITY COUNCIL MINUTES  
REGULAR MEETING

KERRVILLE, TEXAS  
MARCH 22, 2011

On March 22, 2011, the Kerrville City Council meeting was called to order by Mayor Wampler at 6:00 p.m. in the city hall council chambers, 800 Junction Highway. The invocation was offered by Nick and Michelle Hutchinson of the Salvation Army, followed by the Pledge of Allegiance led by Mark Beushausen of the Corporal Jacob C. Leicht Memorial AMVETS Post 1000, and accompanied by his niece.

MEMBERS PRESENT:

David Wampler	Mayor
R. Bruce Motheral	Mayor Pro Tem
Gene Allen	Councilmember
T. Scott Gross	Councilmember
Stacie Keeble	Councilmember

MEMBER ABSENT: None

STAFF PRESENT:

Todd Parton	City Manager
Mike Hayes	City Attorney
Kristine Ondrias	Assistant City Manager
Brenda G. Craig	City Secretary
Travis Cochran	Director of Information Technology
Mike Erwin	Director of Finance
Kevin Coleman	Director of Development Services
Charlie Hastings	Director of Public Works
Robert Ojeda	Fire Chief
John Young	Police Chief
Malcolm Matthews	Director of Parks and Recreation
Mike Wellborn	Director of Engineering
Kim Meismer	Director of General Operations
Mindy Wendele	Director of Business Programs

VISITORS PRESENT: List is on file in city secretary's office.

1. VISITORS/CITIZENS FORUM: No one spoke.

2. PRESENTATIONS:

2A. Resolution of commendation to Brenda Hughes for serving on the food service advisory board.

2B. Resolutions of commendation to Matt Sletten and Melissa Schneider for serving on the main street advisory board.

2C. Presentation of the Texas Police Chiefs Association's certificate of recognition to the Kerrville Police Department, presented by James McLaughlin, Executive Director Texas Police Chiefs Association, and Scott Rubin, Police Chief for Fair Oaks Ranch Police Department.

2D. Presentation of award: Certificate of Merit to Investigator Darin Trahan.

2E. Presentation of award: Police Commendation to Lieutenant Curtis Thomason.

**3. CONSENT AGENDA:**

Mr. Gross moved for approval of items 3A through 3E; Mr. Allen seconded the motion and it passed 5-0:

3A. Approval of the minutes of the regular city council meeting held February 22, and the joint meeting of March 2, 2011.

3B. Resolution No. 012-2011 amending the resolution that ordered the holding of the general election to be held on May 14, 2011, by changing the location of the central counting station.

3C. Approval of a request for proposal for bank depository services and authorization for staff to seek bids.

3D. Approval of sidewalk café permit at 201 Earl Garrett (Francisco's).

3E. Authorize donation of office furniture to Hill Country Home Opportunity Council, a 501(c)(3) charity, and finding that such donation is supported by a public purpose.

**END OF CONSENT AGENDA**

7A. Request the subject of building a new city hall be put to a public vote on the May 2011 ballot, to address whether the citizens of Kerrville want to spend money to build a new city hall. (Trevor Hyde)

Trevor Hyde asked what the process was for putting an item on the ballot. Mr. Hayes noted the City Charter outlined a process that allowed citizens the opportunity to place an item on the ballot. Mayor Wampler noted the issue presented was not a legislative issue and did not qualify as an item that the citizens could place on the ballot. Legislative items such as ordinances could be placed on the ballot; however, the deadline had passed for the May 2011 ballot.

Trevor Hyde stated his objections to a new city hall and noted the following:

- Asked what the \$2.1 million received from the 2009 certificates of obligation could be used for. Mr. Parton noted the \$2.1 million could be used for the construction of a municipal administrative facility in the downtown city core, or for streets and drainage. Mr. Hyde wanted the council to be aware of the exact wording and read a section of the bond ordinance. Mr. Hyde noted it was not only for administrative facility, but also could be used for park improvements such as the proposed river trail.
- Objected to the process being used; he requested the matter be placed on the ballot to allow citizens to vote on the issue.
- Council should not accept every gift given.
- Requested council schedule a town hall meeting to discuss the issue and listen to citizens.
- Noted Item 7C to spend \$202,000 for an architect to design a new city hall, and requested the item be tabled.

Michael Burniston encouraged efforts for revitalization of downtown, but putting city hall at the proposed location would crush the momentum that had been building, and would not add the property to the tax roll or increase tax revenue downtown. He requested the matter be placed on the ballot so people could vote, or at the least, for council to have a town hall meeting.

The following persons spoke:

1. Dave Tritenbach stated the generous gift from the Cailloux Foundation would allow city hall to be strategically located downtown. He provided a list of reasons why having city hall in downtown would benefit the community and strengthen and revitalize downtown. He urged council to exercise vision, leadership and courage and to take action to accept the gift and move forward.

2. Mike Lowe stated he supported new city offices in the downtown area and urged council to accept this gracious offer by the Cailloux Foundation. The past 14 years he knew of four properties that the city studied as possible city hall sites in downtown. He opined that staff knew best what was needed in a city hall facility and staff should work with the architect to design a building to meet the city's future needs. The city had \$2.1 million designated for a city hall and an additional \$900,000 available, and not having to purchase the land would bring down the cost. The foundation purchased the property and offered 30% of the property to the city for a city hall, the balance would be developed however the foundation desired since it was their property. Peterson Hospital had the land for sale for several years and a few developers had studied it for commercial development, but could not purchase the land and make it happen. He urged council to consider the gift favorably and move forward to build a new city hall.

3. Deanna Bernard noted taxes were frozen at the current level on many properties, and the city had a commercial tax base problem. The city could learn from Fredericksburg; Kerrville lost the museum to Fredericksburg, and the council should not lose the opportunity to build a tax base and revitalize downtown. City hall was not a good use of the space, and she proposed an open amphitheater for community gatherings. The parking garage was not needed and was an eyesore; the city should consider tearing it down. The bridge to nowhere across the highway was an eyesore and should be removed. Council should try to find out what citizens wanted by allowing people to vote; there should be more transparency in government and fewer decisions behind closed doors. She asked why the city hall deal did not happen with the Bank of America building. The city needed increased tax base and downtown revitalization, not a new city hall.

4. L.E. Oldham, stated when his uncle was on city council he tried to hold spending and still accomplish what was needed. He asked how much land was available at the present city hall location and questioned if the city had explored all possibilities, including utilizing the current property. He heard that several locations had been looked at in downtown but they had fallen through.

5. John Mosty noted he had spent a lot of time at city hall the last four years working on the zoning ordinance, and he felt a new city hall was needed, noting the building was crowded and had insufficient functional space for staff and citizens to do business. He noted the comprehensive plan was written by a committee of citizens, not a consultant, and strongly supported city hall being in downtown. He did not have any objection to having town hall meetings or placing the item on the ballot. He invited citizens to remain for the public hearing items later in the meeting and noted several zoning issues that affected downtown.

6. Carolyn Lipscomb spoke in favor of city hall at the former hospital site, noting the building was designed to be compatible with downtown and there would still be ample space for a park. The land and an additional 17,500 sq. ft. of office space in the parking garage and on Earl Garrett Street was free to the city. The parking garage was an asset to downtown. If the property was placed on the market for sale to increase the commercial tax roll, there was no guarantee that a future owner would keep the parking garage available to the public or erect a structure that was compatible with downtown. The city did not need more empty commercial buildings. City hall would attract people and contribute to a vibrant downtown and increase the city's tax base through additional retail.

7. Donald Jones noted he was a new tenant of the Cailloux in the recently remodeled Schreiner Store. He evaluated this site carefully before he signed the agreement, and he would not have located his business here if he did not feel that the foundation had a good plan, and city hall was part of that plan, as well as renovation of the crosswalk, construction of the clock tower, and a public park. The Cailloux had a great plan for the development of downtown, and he encouraged council to do the right thing for Kerrville and put city hall downtown.

8. Sharon Walling stated the offer from the foundation was a generous gift and one that the city was not going to turn down; however, she wanted to see more shops. She proposed a compromise and offered revised drawings.

9. Ed Hamilton opined that the current city hall building was inadequate. He noted five studies since 1992 that recommended moving city hall downtown; no study had ever recommended a location outside of downtown. To his knowledge, this was the fifth downtown location to be discussed; it was time for council to move forward and do it. As a realtor he sold a lot of commercial property, and the Cailloux offer was the most generous gift he had seen. A large supply of prime commercial property was already available in downtown and the city did not need more. The property belonged to a non-profit organization and it would stay non-profit; there was no plan for the property to ever be put on the tax roll. He felt that locating city hall downtown would generate an additional 200 people and would stimulate growth and help downtown to survive. He noted a recent traffic study recommended turn lanes at Water Street and Sidney Baker to alleviate congestion. He suggested more transparency from the city to inform citizens, and recommended that council keep the cost of construction reasonable.

10. Corey Walters stated that he had conducted an informal poll of 100 people, and 60% preferred the property be used for a community gathering space, shops and restaurants; the majority polled were not fully aware of the proposal. People needed the facts, and council should schedule a town hall meeting. He presented a copy of the 1941 deed whereby L.A. Schreiner conveyed 24 acres to the school district with a reversion and restriction clause; KISD cannot convey the property now or it will revert back to the grantor's family. He opined that the reversionary restriction in the Cailloux Foundation agreement may cause problems for the city in the future. He also noted that the exhibit was not with the agreement to show exactly what was being agreed to and questioned who would own and maintain the clock tower.

11. Dave Vinyard stated that private property owners had the right to control the use of their land, and others could not dictate that use as long as it was within zoning laws. He hoped that council would accept the offer; people trusted councilmembers to make the right decision when they voted them into office. He reminded persons that elections were held every May. He surveyed where city halls were located in other communities and found that most were downtown; having city hall down town would benefit downtown and the citizens.

12. Joyce Mechler noted that the parking garage was needed and was a great benefit to downtown, and she asked that the walkway remain in place. City hall should be a convenient place for citizens to do business and downtown was a central location and made the best sense; city hall would help define downtown.

13. Harvey Brinkman stated he was a commercial broker and had represented the Cailloux on the purchase of the former Schreiner Department Store and encouraged the council to support the plan that the Cailloux had for downtown. He did not know the exact supply of commercial property available, but he did know that many commercial properties were vacant. Mr. Brinkman provided council a letter written by Ken Wilson, a downtown property owner, stating his support of city hall being downtown, and noting that absorption of the large amount of commercial space already available downtown would take time.

14. Vickie Love, owner of the Antique Mall for 12 years, appreciated what the foundation was doing in downtown; however, as a business owner, she was concerned how the improvements to the former Schreiner Department Store and moving city hall downtown would affect her property assessment and if her taxes would increase. She also noted that parking was an issue. She had her business for sale but had taken it off the market because exciting things were starting to happen.

15. Susanne Hartman, a vendor at the Antique Mall, said she never had a reason to go to city hall and did not think it would bring many people downtown.

16. Robert Jacks questioned if the city had considered buying the building next door to the existing city hall; the city would then own the land city hall was built on and not have a reversionary clause as was in the Cailloux contract. He asked that council consider alternatives before accepting the property. He noted there was traffic congestion downtown now, and much of that could be eliminated by changing the timing of the lights and increasing the speed limit on Sidney Baker.

Mayor Wampler noted a study had been done to expand city hall at the existing location, but it did not include purchasing additional property. The item for council to consider at this time was acceptance of the gift from the Cailloux Foundation, and not the purchase of other property.

The following points were also discussed by the council:

- Every council meeting had been properly posted; however discussions and negotiations had to be accomplished privately as allowed under state law; now was the time for citizens to become informed.
- This meeting was a town hall meeting; everyone had the opportunity to speak and be heard at this meeting; council listened to all comments. Also, the matter had been on several prior council agendas.
- Councilmembers were available to the public to discuss this and any other matter on an individual basis as desired.
- The council did not have the legal right to tell the Cailloux Foundation what they could and could not do with their property, subject to compliance with city ordinances and zoning.
- The Cailloux Foundation had paid \$5 million to Peterson Regional Medical Center, and an additional \$0.5 million to tear the building down.
- The property was for sale for six years, and two commercial developers looked at it, but no sell happened.
- It was not for the council to decide the highest and best use of property.
- The foundation had stated that if the city did not accept the gift, the foundation would donate it to another non-profit; there was no intent to put it on the tax roll.
- The foundation purchased the former Schreiner Store and is renovating it for commercial use, keeping it on the tax roll.
- If the city accepts the gift from the foundation, the parking garage will remain open to the public and parking would be free of charge. If the property had been purchased by a private owner, it could have been torn down or a fee charged. Also, the walkway will remain in place, allowing pedestrians safe passage from the parking garage across Sidney Baker.
- For the last ten years city councils have attempted to locate city hall downtown as established in the comprehensive plan; city hall does have a roll in the central city and should be an anchor for downtown.
- The current city hall site would be sold and put on the tax roll.
- The land on the loop that had been suggested for a city hall could be used for mixed use commercial and residential and placed on the tax roll. City hall did not belong on the periphery of the city; rather, it had a place in downtown where it would be accessible to the public.

- Councilmembers were elected by the citizens and had the responsibility to make decisions and conduct the business of the city.
- The Cailloux Foundation's gift was exciting and would make it possible to have city hall downtown without the need to purchase land or raise taxes.

7B. Request discussion of plans to build a new city hall building on the former Peterson Hospital site at Hwys. 16 and 27 and plans should not proceed until the citizens of Kerrville have had the opportunity to vote on the issue. (Mark Burniston (Matter was considered in conjunction with Item 7A.)

#### 4. **PUBLIC HEARINGS:**

4A. Annexing several tracts of land consisting of approximately 278.4 acres along with adjacent and intervening public rights-of-way including Interstate 10 between the existing city limits and being generally located beginning northeast of the intersection of Morris Road and Town Creek Road, continuing in a northerly direction along Town Creek Road, across and including Interstate 10, then north through an undeveloped tract, and terminating at the James Avery Craftsman Campus, as located on the southeastern corner of the intersection of Harper Road (RR783) and Avery Road.

Mr. Coleman noted that affected property owners were notified, and the meeting notice had been properly posted. He reviewed a map of the area and the annexation schedule.

Mayor Wampler declared the public hearing open at 8:05 p.m.; the following persons spoke:

1. Virginia Higgins stated she had the right to own the land and questioned why the city could not just annex 1,000 ft. instead of the entire 50 acres. She asked how the annexation would affect her agriculture exemption and noted a loss of income due to hunting restrictions once the property was annexed.

Mr. Coleman noted state law required 1,000 foot minimum for an involuntary annexation; thus Ms. Higgins' entire tract was being annexed since only a small strip would remain outside the city. Annexation would not affect her ag exemption; however, the ag use could not be expanded; bird hunting and fireworks would not be allowed. He explained that annexation did not affect ownership, and she would continue to own her property.

2. Polly Rickard noted that only a portion of land was being annexed on adjacent properties and questioned why it was not the same for Ms. Higgins.

Mr. Coleman noted that all property owners along the annexation path had given utility easements and agreed to voluntary annexation; however, Mr. Higgins would not agree to voluntary annexation and the city had to go through an involuntary annexation process, which required a minimum 1,000 ft.

Mayor Wampler closed the public hearing at 8:11 p.m.

4B. Annexing an approximate 43.72 acre tract of land, being all of the James Avery Craftsman campus and those portions of Avery Road North and Lessie Lane. Mr. Coleman noted that Mr. Avery petitioned the city for annexation.

Mayor Wampler declared the public hearing open at 8:12 p.m.; no one spoke. Mayor Wampler closed the public hearing at 8:12 p.m.

**5. PUBLIC HEARINGS AND ORDINANCES FIRST READING:**

5A. An ordinance amending the city's "Zoning Code" to revise Article 11-I-19 "Special Development Regulations for Specific Uses" in its entirety to include changing the title of the article to "Supplementary Development Requirements" and adding development requirements to specific land uses within any zoning district; 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. Mayor Wampler read the ordinance by title only.

Mr. Coleman presented the redraft of Article 19 prepared by the zoning ordinance input committee (ZOIC). The planning and zoning commission (PZC) recommended approval of the proposed Article 19 with the addition of wood siding to the list of restricted material. Prior to second reading, Mr. Coleman recommended a change that would clarify the width of driving lanes and requirements for fire lanes, and correction of typographical errors.

Mayor Wampler declared the public hearing open at 8:20 p.m.; no one spoke. Mayor Wampler closed the public hearing at 8:20 p.m.

Mr. Allen moved for approval of the ordinance on first reading with the revisions as noted by staff; Ms. Keeble seconded the motion and it passed 5-0.

5B. An ordinance amending the city's "Zoning Code" to revise Article 11-I-20 "Off-Street Parking and Loading Requirements" in its entirety to make amendments which include increasing the parking requirement for various uses, requiring specific types of paving for parking lots, requiring stacking areas for uses utilizing drive-through services, requiring lights for parking lots used at night, and establishing an appeal process; 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. Mayor Wampler read the ordinance by title only.

Mr. Coleman reviewed the parking standards recommended by ZOIC; PZC recommended approval of the ordinance as presented.

Mayor Wampler declared the public hearing open at 8:23 p.m.; no one spoke, and Mayor Wampler closed the public hearing at 8:23 p.m.

Mr. Motheral moved for approval of the ordinance on first reading as presented but with the stipulation that the typographical errors be corrected; Mr. Gross seconded the motion and it passed 5-0.



5C. An ordinance amending the city's "Zoning Code" to revise Article 11-I-6 "Zoning Districts—Central City" by creating a new zoning district, the central business district, which will include and rezone parts of current zoning districts C-11, C-12, residential transition, and all of zoning district C-18; providing for use regulations within said district; and making other amendments to the zoning code to account for the new district; 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. Mayor Wampler read the ordinance by title only.

Mr. Coleman presented a map of the proposed CBD and noted the ordinance would simplify and combine multiple districts and create a new central business district (CBD). The ordinance also adopted land use descriptions and definitions; and established a list of land uses permitted, conditionally permitted, and restricted in the CBD. He noted that existing uses and buildings did not have to meet the proposed parking requirements or setbacks, and they would remain valid, non-conforming uses; however, a non-conforming use would not be allowed to expand.

Mayor Wampler declared the public hearing open at 8:32 p.m. and the following persons spoke:

1. Harvey Brinkman noted his property was in two zoning districts and requested that all of the property (Lot 12, Block 1 of the B.F. Cage Addition) be in the same zone and preferred CBD district.

Mr. Coleman noted that that the notifications were mailed to all property owners in the proposed CBD and that public hearings had been held based on the map presented. Mr. Coleman requested the council consider the proposed CBD as recommended by PZC at this time, and he would assist Mr. Brinkman with a zoning change request for the property outside the CBD.

2. John Mosty, chairman of ZOIC, stated he had no objection to including Mr. Brinkman's property in the CBD; the issue was meeting the notification and public hearing requirements.

3. Ed Hamilton opined that all of the property should be considered at the same time; to do otherwise could have unintended consequences.

4. Kevin Southerland asked where the public could see a list of specified uses. Mr. Coleman noted the list of uses for the CBD was on the city's webpage or could be acquired at city hall.

Mayor Wampler closed the public hearing at 8:44 p.m.

The council noted there was no urgency to pass the ordinance; the consensus was to table the ordinance and allow staff time to prepare re-notifications to the immediate property owners and hold the public hearing. Mr. Hayes noted the change would require that the ordinance come back to council for first reading.

**6. ORDINANCES FIRST READING:**

6A. An ordinance amending Chapter 74 “Parks and Recreation”, Article I “Rules and Regulations for City Park and Recreation Areas” of the Code of Ordinances of the City of Kerrville, Texas, by amending various sections to revise operating hours, establish use restrictions for the boardwalk pavilion, address age requirements for the use of the swimming pool, clarify the prohibition of the use of motor vehicles within the city parks, and make the alcohol regulations within Kerrville Schreiner Park consistent with other city parks; containing a cumulative clause; containing a savings and severability clause; providing a penalty; and providing other matters relating to the subject. Mayor Wampler read the ordinance by title only.

Mr. Matthews noted the ordinance reflected changes presented to the council on February 22; he recommended approval of the ordinance

Ms. Keeble moved for approval of the ordinance on first reading; Mr. Allen seconded the motion and it passed 5-0.

**7. CONSIDERATION AND POSSIBLE ACTION:**

7A. Request the subject of building a new city hall be put to a public vote on the May 2011 ballot, to address whether the citizens of Kerrville want to spend money to build a new city hall. The matter was discussed earlier in the meeting.

7B. Request discussion of plans to build a new city hall building on the former Peterson Hospital site at Hwys. 16 and 27 and plans should not proceed until the citizens of Kerrville have had the opportunity to vote on the issue. (The matter was considered in conjunction with Item 7A and discussed earlier in the meeting.)

7C. Authorize professional services agreement with Peter Lewis Architect + Associates, PLLC for design of the city hall facility and renovation of adjacent administrative space in an amount not to exceed \$202,250.00.

Ms. Ondrias noted staff had worked with Peter Lewis to scope the design of a new 15,000 sq.ft. facility and renovation of existing adjacent administrative space included in the gift of property from the Cailloux Foundation; she recommended approval of the agreement with Peter Lewis as stated.

Mr. Gross moved to authorize execution of the agreement; Mr. Allen seconded the motion and it passed 5-0.

7D. Interlocal agreements between the City of Kerrville and Kerr County for joint operations. The matter was deferred to executive session.

7E. Update and direction to staff regarding the river trail project.

Pete Moore presented drawings depicting a river trail from Louise Hays Park to the boat ramp at Knapp Park, and he identified locations where the trail could be broken into segments. He was working with staff on the trail design and cost

estimates and was in the progress of creating and organizing the Friends of the Kerrville River Trail, a 501(c)3 non-profit organization to support the development of the river trail. He reviewed aspects of the project that the Friends could help with, including raising funds for the construction and maintenance of the trail, organizing and hosting events, assisting in easement acquisition, and serving as a land bank to accept and manage land donated for the river trail.

Mr. Moore gave an update on Hunter Equity's redevelopment of the Family Sports Center property and described the proposed mixed use development in the Hwy. 27/Guadalupe Street area. They had completed the traffic impact analysis and would be submitting it to the city. He reviewed the schematic design of the river trail and the proposed amphitheater on their property and noted the CLOMR (conditional letter of map revision) had been submitted to Austin to finalize development of the trail through their property.

The following persons spoke:

1. Duane Shortt, representing Family Sports Center, discussed incorporating fitness/wellness stations along the trail.
2. Kyle Busing, Assistant Professor of Exercise Science at Schreiner University, discussed opportunities to involve SU students, e.g. develop fitness and exercise programs and after school programs for students.
3. Greg Hayes, representing the Riverside Nature Center (RNC), stated the proposed river trail tied in with the mission of the RNC and they were excited about ways they could participate and make solid contributions to the trail. Members of RNC could provide advice and assist in conservation aspects of the project. RNC could also serve as a nature trail head and provide wildlife viewing areas and bird watching stations.
4. Chris Distel, Professor of Biology at Schreiner University, noted that the Guadalupe River had a lot to offer and SU was excited about ways they could be involved in the river trail, e.g. nature and biology research and preparation of information for signage and pamphlets.

Mr. Gross moved to authorize staff to negotiate with Pete Moore to complete Phase I of the trail design as presented by Pete Moore, to include design for improvements for Louise Hays Park and Guadalupe Park. Mr. Allen seconded the motion and it passed 5-0.

7F. Update regarding Lower Colorado River Authority Transmission Services Corporation's (LCRA-TSC) application for the proposed McCamey D to Kendall to Gillespie CREZ project (PUC Docket No. 38354).

Mr. Hayes reported the petition to appeal PUC's decision was filed last week in Travis County District Court for a hearing on the merits, i.e. whether PUC took into consideration all of the city's concerns and issues with respect to the line

going through the Kerrville area. As soon as a judge is assigned, the city's attorneys plan to go before the judge and ask for a temporary injunction for LCRA to stand down.

## **8. INFORMATION AND DISCUSSION:**

### **8A. Kerrville's Fourth on the River committee report.**

The committee asked that this matter be rescheduled.

### **8B. Economic update.**

Mr. Erwin reported local unemployment remained high; sales tax was about the same; and hotel occupancy tax continued to decrease. General fund revenue was about the same as last year, and expenditures were about \$1 million less than last year. Water/sewer fund expenditures were about \$40,000 more than revenue, but the budget amendment approved the use of \$300,000 from the fund balance. The National Federation of Independent Business reported some job growth for the first time in about three years.

Ray Watson, KEDC executive director, reported that Texas had been announced as the 2010 Governor's Cup winner; 424 new companies to locate in Texas in 2010. Mr. Watson reported of the 20 strongest metropolitan cities, five were in Texas, including San Antonio, and Kerrville was considered part of the San Antonio metropolitan area. There were positive indicators on the national level that the country may be coming out of the recession.

## **9. ANNOUNCEMENTS OF COMMUNITY INTEREST:**

- March 26 Community Service Infusion event: 780 volunteers had offered to work on 80 projects in the community.
- The Kerrville Professional Firefighters Association scheduled a public meeting to discuss and provide information on fire and EMS services on March 25 at 6:30 p.m. at the St. Peter's Episcopal Church.

## **10. EXECUTIVE SESSION:**

Mr. Motheral moved for the city council to go into executive closed session under Section 551.071 (consultation with attorney of the Texas Government Code; the motion was seconded by Mr. Allen and passed 5-0 to discuss the following matters:

### **Section 551.071:**

- LCRA Transmission Services Corporation proposed McCamey D to Kendall to Gillespie 345-kV CREZ Transmission Line in Schleicher, Sutton, Menard, Kimble, Mason, Gillespie, Kerr, and Kendall Counties, Texas. Public Utility Commission of Texas (PUC) Docket No. 38354.

At 9:39 p.m. the regular meeting recessed and council went into executive closed session at 9:40 p.m. At 11:04 p.m. the executive closed session recessed and council returned to open session at 11:05 p.m. Mayor Wampler announced that no action had been taken in executive session.

**11. ACTION ON ITEM DISCUSSED IN EXECUTIVE SESSION:**

7D. Interlocal agreements between the City of Kerrville and Kerr County for joint operations.

Mayor Wampler stated the consensus of council was to direct staff to present to the commissioners' court the amended draft of the airport agreement; also to present the court agreements for library, and fire/EMS and await their response. This action was taken in the absence of direction from the county regarding service levels, particularly on fire/EMS; staff should proceed with the contracts based on service levels as previously discussed.

**ADJOURNMENT.** The meeting adjourned at 11:06 p.m.

APPROVED: \_\_\_\_\_

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David Wampler, Mayor

ATTEST:

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Brenda G. Craig, City Secretary