

**CITY COUNCIL MINUTES
REGULAR MEETING**

**KERRVILLE, TEXAS
JANUARY 26, 2021**

On January 26, 2021, at 6:00 p.m. the meeting was called to order by Mayor Bill Blackburn at the Cailloux City Center, 910 Main Street. Councilmember Brenda Hughes requested a moment of silence for the victims of Covid, provided the invocation, and led the Pledge of Allegiance.

COUNCILMEMBERS PRESENT:

Bill Blackburn	Mayor
Kim Clarkson	Mayor Pro Tem
Gary Cochran	Councilmember
Judy Eychner	Councilmember
Brenda Hughes	Councilmember

COUNCILMEMBER ABSENT: None

CITY EXECUTIVE STAFF:

Mark McDaniel	City Manager	Danielle Brigati, Library Director
E.A. Hoppe	Deputy City Manager	Amy Dozier, Chief Financial Officer
Mike Hayes	City Attorney	Eric Maloney Fire Chief
Shelley McElhannon	City Secretary	Kim Meisner, Exec Dir General Ops
Stuart Barron	Director of Public Works	Drew Paxton, Planning Director
Ashlea Boyle	Director of Parks & Rec	

VISITORS PRESENT: A list of the citizen speakers 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:

No announcements of community interest were presented.

2. PRESENTATIONS:

2A. Kerrville Kindness award.

Mayor Blackburn presented the Kerrville Kindness award to the Blue Santa program, represented by Dr. William Bergen, Rose Bradshaw, Tom Liken, Amy McNett, Brenda Smith, and Jeff Smith.

2.B. Recognition and commendations for termed Board members.

Mayor Blackburn gave recognition to the following termed Board members: Garrett Harmon, Planning & Zoning Commission; Robert Ogle, Senior Services Advisory Committee; Monty Rush, Food Service Advisory Board; Dale Trees, Recovery Community Coalition; Seth White, Food Service Advisory Board; Mike Wilson, Senior Service Advisory Committee; and Rustin Zuber, Planning & Zoning Commission.

2.C. Update on Kerr County Animal Services by Karen Guerriero, City Council Appointee to the Kerr County Animal Services Advisory Board.

Karen Guerriero presented information and responded to questions.

3. VISITORS FORUM:

The following person(s) spoke:

- Ted Schulenberg
- Jim Sandy

Mayor Blackburn responded to the vaccine issue.

4. CONSENT AGENDA:

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

4A. Resolution No. 07-2021. A Resolution granting the request for decertification of the City's certificate of convenience and necessity (CCN) for a specified area in and around the Castlecomb Water System; such system serving a housing development generally located south of the intersection of Peterson Farm Road and Splitrock Road; and authorizing the City Manager and City Attorney to take all action to effectuate the decertification of the City's water utility CCN in the specified area.

4B. Consulting Agreement with TriStem, Ltd. For audit services related to franchise fee and sales tax payers.

4C. Minutes for the City Council meeting held January 12, 2021.

4J. Minutes for the City Council workshop held January 19, 2021.

END OF CONSENT AGENDA

5. RESOLUTION(S):

5A. Resolution No. 09-2021. A Resolution naming the public park located at 1001 Mallard Way as "Granger MacDonald Park".

Shelley McElhannon read Resolution No. 09-2021 caption into record.

Ashlea Boyle presented information and responded to questions.

The following persons spoke:

- Justin MacDonald

Councilmember Eychner made a motion to provide a public meeting discussion and approve Resolution No. 09-2021 to name the existing dedicated parkland as Granger MacDonald Park, seconded by Councilmember Hughes. The motion passed 5-0.

6. ORDINANCE(S), FIRST READING:

6A. Ordinance No. 2021-08, first reading. An Ordinance amending Chapter 66, "Library", of the Code of Ordinances of the City of Kerrville, Texas; by amending Article II "Library Advisory Board" to increase the composition of the membership of the Library Advisory Board to six members, such that City Council will make four appointments;

containing a cumulative clause; containing a savings and severability clause; and providing other matters relating to the subject.

Shelley McElhannon read Ordinance No. 2021-08 caption into record.

Councilmember Cochrane made a motion to approve Ordinance No. 2021-08 as presented, seconded by Councilmember Eychner. The motion passed 5-0.

7. ORDINANCES, SECOND READING:

7A. Ordinance No. 2021-01, second reading. An Ordinance annexing an approximate 33.81 acre tract of land out of the Samuel Wallace Survey No. 113, Abstract No. 347, into the corporate limits of the City of Kerrville, Texas; said tract generally located in the 3200 block of Loop 534 (Veterans Highway).

Shelley McElhannon read Ordinance No. 2021-01 caption into record.

Councilmember Kim Clarkson made a motion to approve Ordinance No. 2021-01 on second reading, seconded by Councilmember Cochrane. The motion passed 5-0.

7B. Ordinance No. 2021-02, second reading. An Ordinance vacating, abandoning, and closing a public right-of-way consisting of a portion of a sixteen foot wide alley, which was originally located in its entirety between Francisco Lemos Street and Hays Street; said portion consisting of approximately 0.0508 acres out Block 48 of the Chas Schreiner 2nd Addition to the City of Kerrville; making a finding that the alley is not required for present or future public use; authorizing the City Manager to take all necessary action to effectuate the vacation, abandonment, closure, and quitclaim; and providing for a public hearing.

Shelley McElhannon read Ordinance No. 2021-02 caption into record.
Drew Paxton provided information and responded to questions.

Councilmember Eychner made a motion to approve Ordinance No. 2021-02 on second reading, seconded by Councilmember Hughes. The motion passed 5-0.

7C. 2018 Building and Related Codes. The following items will be presented and considered together as one item:

7C (1) Ordinance No. 2021-03, second reading. An Ordinance amending Section 26-32 of Chapter 26 "Building and Building Regulations" of the Code of Ordinances of the City of Kerrville, Texas, in its entirety by adopting the International Residential Code, 2018 Edition, for one- and two-family dwellings, regulating the construction, enlargement, alteration, repair, removal, demolition, conversion, occupancy, equipment, use, height, area, and maintenance of all one- and two-family dwellings and multiple single-family dwellings (townhouses) within the city; adopting local amendments; and renumbering Section 26-1 concerning the moving of a house upon city streets.

7C (2) Ordinance No. 2021-04, second reading. An Ordinance amending Section 26-31 of Chapter 26 "Building and Building Regulations" of the Codes of Ordinances of the City of Kerrville, Texas, in its entirety by adopting the International Building

Code, 2018 Edition, regulating the construction, enlargement, alteration, repair, removal, demolition, conversion, occupancy, use, height, area, and maintenance of all buildings or structures within the city except one-and two-family dwellings and multiple single-family dwellings (townhouses), and including the National Electrical Code as referenced herein; adopting local amendments; and adopting a new Section 26-38 to require a permit for the construction of a fence.

7C (3) Ordinance No. 2021-05: second reading, adoption of an Ordinance amending Articles II, III, IV, V, and VI Chapter 26 "Building and Building Regulations" of the Code of Ordinances of the City of Kerrville, Texas, in their entirety by adopting the existing International Building Code, National Electrical Code, International Plumbing Code, International Fuel Gas Code, International Mechanical Code, International Energy Conservation Code, and the International Swimming Pool and Spa Code, 2018 Editions; and adopting local amendments to each code.

7C (4) Ordinance No. 2021-06, second reading. An Ordinance amending Chapter 50 "Fire Prevention and Protection" of the Code of Ordinances of the City of Kerrville, Texas, by deleting Sections 50-2 and 50-3; adding a new Section 50-5, to adopt the National Fire Prevention Association 101, Life Safety Code, 2018 Edition; and adopting local amendments to said code.

Shelley McElhannon read Ordinances No. 2021-03, 2021-04, 2021-05, and 2021-06 captions into record.

Drew Paxton presented information and responded to questions.

The following person spoke:

- Roman Garcia

Drew Paxton provided clarification.

Councilmember Clarkson made a motion to approve all items under 7C - Ordinances No. 2021-03, 2021-04, 2021-05, and 2021-06 on second reading as presented, and to that motion ask staff to remove penalties for violations for the fence permitting process for the first year, seconded by Councilmember Eychner. The motion passed 5-0.

8. CONSIDERATION AND POSSIBLE ACTION:

8A. Resolution No. 08-2021. A Resolution amending the City of Kerrville Fee Schedule by adopting a fee to be charged with respect to an application for a fence permit.

Shelley McElhannon read the Resolution caption into record.

Amy Dozier introduced the item, and Amy Dozier, Guillermo Garcia, and Mark McDaniel presented information and responded to questions.

Councilmember Cochrane made a motion to approve Resolution No. 08-2021 with the amendment to the fence permit fee to an amount of \$80.00 and to waive the penalties for violations for the fence permitting process for the first year, seconded by Councilmember Eychner. The motion passed 5-0.

8B. Development and Management Agreement between the City of Kerrville and the Heart of the Hills Heritage Center and the Concept Plan and Budget for the project.

Shelley McElhannon read 8B caption into record.

Mark McDaniel presented information and responded to questions.

The following person spoke.

- William Rector

Councilmember Cochrane made a motion to (1) authorize the City Manager to execute Development and Management agreement and (2) approve Concept Plan and Budget for the project, seconded by Councilmember Clarkson. The motion passed 5-0.

8C. Purchase of a 2021 Ford Transit Van in the amount of \$94,207.60 from Ken Stoepel Ford, Waldoch, and KWIKSIGNS, to be used as a Neighborhood Enhancement Vehicle to include library services.

Shelley McElhannon read item 8C caption into record.
Danielle Brigatti presented information and responded to questions.

Councilmember Clarkson made a motion to approve the purchase of a 2021 Ford Transit Van to be used as a Neighborhood Enhancement Vehicle, seconded by Councilmember Hughes. The motion passed 5-0.

8D. Professional Service Agreement with Freese and Nichols, Inc. to update the City of Kerrville Water and Wastewater Master Plan.

Shelley McElhannon read item 8D caption into record.
Stuart Barron presented information and responded to questions.

Councilmember Eychner made a motion to authorize the City Manager to finalize and execute a professional service agreement with Freese and Nichols Inc. with Freese and Nichols to update the City of Kerrville Water and Wastewater Master Plan, seconded by Councilmember Cochrane. The motion passed 5-0.

8E. Agenda distribution timeframes and City Council regular meetings date and time. Requested by Councilmember Clarkson and Councilmember Cochrane.

Shelley McElhannon read item 8E caption into record.
Councilmember Clarkson and Councilmember Cochrane presented information. Discussion ensued but no action was taken. Council will provide information and suggestions to the City Manager. This item will be presented at the February 09, 2021 City Council meeting.

8F. City's ongoing preparedness and response to COVID-19 (Coronavirus).

Shelley McElhannon read item 8F caption into record.
Chief Maloney presented information and responded to questions.

8G. Declaration of local state of disaster due to a public health emergency, March 20, 2020.

Shelley McElhannon read item 8G caption into record.
The declaration of the local state of disaster was acknowledged, and remains in effect. No amendments were presented.

9. INFORMATION AND DISCUSSION:

9A. Financial update for the month ended December 31, 2020.

Shelley McElhannon read item 9A caption into record.
Amy Dozier presented information and responded to questions.

10. ITEMS FOR FUTURE AGENDAS:

- Agenda distribution timeframes and City Council regular meetings date and time. (Clarkson and Cochrane)
- KEDC quarterly update by Gil Salinas (scheduled in March)

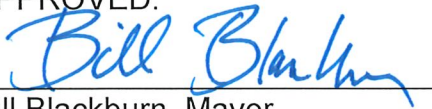
11. EXECUTIVE SESSION: n/a

12. ACTIONS ON ITEMS DISCUSSED IN EXECUTIVE SESSION: n/a

ADJOURN. The meeting adjourned at 8:23 p.m.

APPROVED BY COUNCIL: 2/09/2021

APPROVED:



Bill Blackburn, Mayor

ATTEST:



Shelley McElhannon, City Secretary