

CITY COUNCIL MINUTES  
REGULAR MEETING

KERRVILLE, TEXAS  
JULY 12, 2011

On July 12, 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 Reverend Randall Carr of the Kerrville Church of Christ, followed by the Pledge of Allegiance led by Al Kardos of the Military Officers Association of America.

MEMBERS PRESENT:

|                |               |
|----------------|---------------|
| David Wampler  | Mayor         |
| Gene Allen     | Mayor Pro Tem |
| Carson Conklin | Councilmember |
| T. Scott Gross | Councilmember |
| Stacie Keeble  | Councilmember |

MEMBER ABSENT: None

EXECUTIVE STAFF PRESENT:

|                  |                                    |
|------------------|------------------------------------|
| Todd Parton      | City Manager                       |
| Mike Hayes       | City Attorney                      |
| Teri Kinsey      | Deputy City Secretary              |
| Kristine Ondrias | Assistant City Manager             |
| Travis Cochran   | Director of Information Technology |
| Mike Erwin       | Director of Finance                |
| Kevin Coleman    | Director of Development Services   |
| Charlie Hastings | Director of Public Works           |
| Tara LaMontia    | Assistant to the City Manager      |
| Kim Meismer      | Director of General Operations     |
| Mindy Wendele    | Director of Business Programs      |
| Robert Ojeda     | Fire Chief                         |
| John Young       | Police Chief                       |
| Daniel Schwartz  | Library Director                   |

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

1. **VISITORS/CITIZENS FORUM:** The following person spoke:

1A. David Lipscomb commended the council and city staff on the successful Fourth of July festivities.

3. **CONSENT AGENDA:**

Mr. Conklin moved for approval of items 2A through 2D; Mr. Gross seconded the motion and it passed 5-0:

2A. Authorize the execution of a professional services agreement with LNV, Inc. to provide professional engineering design services for a route study and preliminary engineering survey and design of the G Street wastewater interceptor in an amount not to exceed \$87,265.00.

2B. Authorize the execution of a professional services agreement with Pape-Dawson Engineers, Inc. to provide professional engineering design services for a route study and preliminary engineering survey and design of the Riverhill/Ridgewood storage tank transmission line in an amount not to exceed \$99,000.00.

2C. Authorized execution of a design services and license agreement with James Avery Craftsman, Inc. for the inaugural art piece to be placed at Earl Garrett and Main streets.

2D. Approval of a one year extension to the interlocal cooperation contract for City of Kerrville ambulance/emergency medical services to the Department of State Health Services on behalf of its facility, Kerrville State Hospital located at 721 Thompson Drive.

### **END OF CONSENT AGENDA**

### **3. ORDINANCE, SECOND AND FINAL READING:**

3A. Ordinance No. 2011-14 amending Chapter 58, Article II “food establishments” of the Code of Ordinances of the City of Kerrville, Texas, by adding a new Section 58-33 “mobile food establishments”, to establish regulations applicable to mobile food vending and to require a permit for such activities; containing a cumulative clause; containing a savings and severability clause; ordering publication; providing for an effective date; and providing other matters relating to the subject. Mayor Wampler read the ordinance by title only.

Mr. Gross moved for approval of Ordinance No. 2011-14 on second and final reading; Mr. Conklin seconded the motion and it passed 5-0.

### **4. CONSIDERATION AND POSSIBLE ACTION:**

4A. Request by Hill Country Telephone Cooperative (HCTC) to install two internet protocol (IP) cameras (web-cams) in the city of Kerrville.

Margie Dominguez, representing HCTC, requested city council consider allowing HCTC and the Kerrville Public Utility Board (KPUB) to install two internet protocol (IP) cameras for general public use in Louise Hays Park and on Hwy. 27 in front of the Kerr County Courthouse. HCTC would control of the cameras and KPUB would provide electrical power. The cameras would be operational 24/7 as a community service; people could view current happenings at locations.

City Council expressed concern about privacy issues, direct benefits, installation schedule, and the time that the cameras would be operating.

Mr. Hayes advised that council's concerns should be included in the motion and addressed in the agreement.

The following person spoke:

- Polly Rickert questioned whether the cameras would be used by law enforcement agencies. Mayor Wampler advised that the primary use of the cameras was community service, not for law enforcement; however, it could be made available to them; also the cameras did not have recording capability.

Mr. Allen moved to table this item and direct staff to draft an agreement for council's consideration at a future meeting; Mr. Conklin seconded the motion and it passed 5-0.

4B. Resolution providing for the city's approval or disapproval of the Kerrville-Kerr County Joint Airport Board's fiscal year 2012 budget.

Mr. Parton noted that each year the airport board presents its budget to the city and county by July 1.

Steve King, airport board president, noted there was not a current city/county interlocal agreement in place for the airport. He presented the proposed FY12 airport budget and noted the airport board formulated the budget within the \$175,000 contribution from each of the two entities.

The council discussed the following points with Mr. King:

- Professional services line item. Mr. King noted this included architectural, environmental services and fees, appraisal, surveying, and inspection services; also, contingency funds were budgeted for possible issues and liabilities that may occur regarding the Mooney Aircraft facility. Council preferred the budget be based on actual anticipated expenditures, and the airport board could request additional funding if an issue arose with the Mooney facility.
- Legal services line item. Mr. King noted that since the management contract was now with the county, the airport board had to provide their own attorney, and the city attorney no longer provided services to the airport board.
- Professional development. FY11 actual expenditure was less than \$3,000; the proposed FY12 budget was \$7,500. Mr. King stated this line item had been decreased from the \$10,000 budgeted in FY11, and it included funding for airport board members and the airport manager to attend conferences.
- Building and structure maintenance. Mr. King explained that the line item was for building maintenance and repairs on all leased properties as well as the airport terminal, e.g. gate repairs, pest control, heating/air conditioning repairs, plumbing repairs, fire alarm, etc. Council noted FY11 expenditure of \$5,400; the FY12 budget proposed \$30,000. Council also noted in the instruments and apparatus line item expenditures totaled \$3,100 in FY11 and \$12,500 was proposed in FY12. Council requested a breakdown of anticipated expenditures. Mr. King noted that line item included maintenance of fences, runway lights, and all apparatus at the airport. He also stated that funds may be budgeted, but not necessarily spent; in the past the airport board has returned unspent funds to the city and county.
- Personnel salaries. Mayor Wampler noted an increase of 17% from FY09 to FY12. Mr. King stated he would suggest to the airport board that in the future the salary line item be part of the budget process so it could be reviewed by the city and county rather than already approved. He stated he was not present at the meeting when the salary item for FY12 was discussed. Mayor Wampler noted in FY11 the city had cut spending 15%, reduced staff, some employees had turned down their budgeted salary increase, and some took pay cuts.

Mr. King suggested a budget workshop with the city council, county commissioners, and airport board to review each line item in the airport budget. He stated he had provided the budget to the city staff and requested a response before the airport board approved it. Mayor Wampler noted the airport budget was the council's responsibility and acknowledged that city staff had not provided a recommendation.

4C. Interlocal agreements between the City of Kerrville and Kerr County regarding fire, emergency medical services, library, airport, and animal control operations.

Mr. Parton advised that modifications to the draft agreements had been received from the county and staff was preparing comments and recommendations. Staff requested council's comments on the agreements, reaffirmation that the mayor was the lead negotiator for the city, and appointment of a new liaison to replace Mr. Motheral on the negotiating team.

Mr. Hayes advised that progress was being made, and he expected to reply to the county's suggestions within a few weeks.

It was the consensus of the council to appoint Councilmember Conklin to act as liaison for the remainder of the interlocal agreement process.

Council requested Mr. Hayes provide a summary of the differences between the city and the county's outstanding issues with regard to the agreements.

4D. Zoning Ordinance Input Committee's (ZOIC) review of the zoning ordinance.

Mr. Coleman noted that ZOIC drafted a skeleton zoning district for commercial and industrial areas. ZOIC was drafting development standards for each zone and a zoning map to be presented to council within a few months.

John Mosty, ZOIC chairman, confirmed that progress was going well and all members were determined to see the project completed.

Council instructed staff to place the proposed zoning map on the city's website.

4E. Update regarding Lower Colorado River Authority Transmission Services Corporation (LCRA-TSC) application for the proposed McCamey D to Kendall to Gillespie CREZ project PUC Docket No. 38354; City of Kerrville, Kerrville Public Utility Board, and City of Junction v. PUC, Cause No. D-1-GV-000324, in the 98<sup>th</sup> District Court of Travis County.

Mr. Hayes stated that a conference call was scheduled for July 13, and he would update council on the outcome of that call. He also advised that the August 2 trial date could be rescheduled due to additional issues raised by LCRA.

**5. INFORMATION AND DISCUSSION:**

5A. Update on Library statistics.

Mr. Schwartz reported numbers were considerably lower for the month of June due to the temporary closure of the library. Patrons were returning books that were checked out during the "basket of books" program. Time tracking computer software had been installed to determine how much the material was being used. He anticipated the number of active card holders would increase after the renovations were completed.

5B. Budget and economic update.

Mr. Erwin reported local unemployment was 6.4%. Local sales tax increased 2% in June, hotel occupancy tax had leveled out for June. General fund revenue was at \$17 million; expenditures at \$14.2 million. Water/sewer fund revenue was at \$7 million; expenditures at \$6.5 million.

**6. BOARD APPOINTMENTS:**

6A. Golf course advisory board.

Mr. Conklin moved to reappoint Pat Angell, B.K. Cody, James Howard, and Bill Thomas with terms to expire July 1, 2013; Ms. Keeble seconded the motion and it passed 5-0.

**7. ITEMS FOR FUTURE AGENDA:** None.

**8. ANNOUNCEMENTS OF COMMUNITY INTEREST:**

9A. Library renovations ground breaking ceremony Thursday, July 14, 9:00 am.

**9. EXECUTIVE SESSION:** None.

**10. ACTION ON ITEMS DISCUSSED IN EXECUTIVE SESSION:** None.

**11. ADJOURNMENT.** The meeting adjourned at 7:00 p.m.

APPROVED: July 26, 2011

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David Wampler, Mayor

ATTEST:

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Teri Kinsey, Deputy City Secretary