

CITY COUNCIL MINUTES
REGULAR MEETING

KERRVILLE, TEXAS
NOVEMBER 22, 2011

On November 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 Reverend Bob Allen, First United Methodist Church, followed by the Pledge of Allegiance led by Antonio Flores, and Brandon Aycock representing Boy Scouts of America Troop 111, Notre Dame Catholic Church.

COUNCILMEMBERS PRESENT:

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

COUNCILMEMBER ABSENT: None

CITY EXECUTIVE STAFF PRESENT:

Todd Parton	City Manager
Mike Hayes	City Attorney
Brenda G. Craig	City Secretary
Kristine Ondrias	Assistant City Manager
Travis Cochrane	Director of Information Technology
Mike Erwin	Director of Finance
Charlie Hastings	Director of Public Works
Kim Meisner	Director of General Operations
Mindy Wendele	Director of Business Programs
Robert Ojeda	Fire Chief
John Young	Police Chief

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

1. VISITORS/CITIZENS FORUM: The following persons spoke:

1A. Jack Burch, Hill Country Shooting Sports Center, presented the city with an award from the US Olympic Committee recognizing Kerrville as an official Olympic training site. He noted in October HCSSC hosted over 200 people for the Olympic trials. He estimated over the six year period of operation the HCSSC had brought a total economic impact of \$18.6 million to the community for the \$1.5 million investment from the city.

1B. Eric Cooper of the San Antonio Food Bank noted that last year the SAFB provided \$70 million in emergency food and products to people in 16 counties, including Kerr. The SAFB served 58,000 people each week. He reviewed the results of the 2009 Food Insecurity Survey prepared by Feeding America based on USDA data. He challenged the city to become an advocate for the food bank and help find ways to meet the needs in Kerrville. The city can help by learning where problems are in the community and letting them know.

2. PRESENTATION:

2A Resolution by the Kerrville Area Chamber of Commerce in support of the parks and trail improvement project. Traci Carlson, President and CEO of the Chamber, presented a resolution of support of the city's plan to create the Guadalupe River Trail, and committed to educating the public and business members on the facts of the trail. In her opinion, the river trail was important to the citizens and would be an economic benefit to the downtown area and along the river. The funding plan had been designed so it would not tie up a large amount of the economic improvement corporation's annual budget and limit EIC's ability to respond to economic projects. The river trail would be environmentally safe and the chamber supported the plan, and she appreciated council's forward thinking.

2B. Official statement by the Kerrville Economic Development Corporation in support of the parks and trail system improvement project. Ray Watson, KEDC executive director, noted that on November 9 the KEDC Board voted 7-0 to support the Kerrville River Trail project and felt it would be an asset to the community. He noted that quality of life projects were an important factor in business recruitment and retention.

The following persons spoke:

1. Robert Naman discussed the food bank presentation and the needs in our community, and the city was spending \$6 million on the river trail. He felt the proposed cost was too high and the city should not do it on the basis of economic development as it would take many years before there was any economic return for the money spent. He understood the project would be funded with EIC tax and not ad valorem tax.

2. J.E. Johnson noted he was a landowner along the river and requested more detailed information on the exact location of the trail and the engineering aspect of the project. He asked when property owners would be advised of the process, and when the project would start to impact their property. The city should also consider the cost of repairing flood damage. Mayor Wampler noted the city was in the preliminary stage of project scope and cost estimates. He urged Mr. Johnson to contact the parks and recreation director for details; however, the exact location of the trail had not been designed.

3. CONSENT AGENDA:

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

3A. Approval of the minutes of the regular city council meetings held October 25 and November 8, 2011.

3B. Professional services agreement with Freese & Nichols, Inc. to perform a wastewater collection system master plan update and provide a master plan for the wastewater treatment plant in an amount not to exceed \$149,900.00.

3C. Project funding agreement between the City of Kerrville, Texas and the City of Kerrville, Texas Economic Improvement Corporation for Harper Highway utility improvement Phase II project in an amount not to exceed \$1,000,000.00.

3D. Purchase of three new replacement vehicles for the police department.

3E. Municipality master service interlocal contract between Harris County Department of Education and the City of Kerrville.

END OF CONSENT AGENDA

4. ORDINANCE, SECOND AND FINAL READING:

4A. Ordinance No. 2011-21 to continue the taxation of tangible personal property, goods-in-transit, which would otherwise be exempt pursuant to Texas Tax Code Section 11.253. Mayor Wampler read the ordinance by title.

Mr. Hayes noted that approval of the ordinance would allow the city to continue to tax goods in transit when applicable. Currently, as confirmed by KCAD, no property in Kerrville would be affected. The ordinance would allow qualified goods to be taxed in the future; however, the council could waive the tax as an economic incentive. A public hearing was held on November 8; no change since first reading.

Mr. Conklin moved for passage of Ordinance No. 2011-21 on second and final reading; Ms. Keeble seconded the motion and it passed 5-0.

5. ORDINANCE, FIRST READING:

5A. An ordinance amending the budget for fiscal year 2012 to account for changes in the status of various capital improvement projects; and to amend other city funds to account for balances for approved purposes. Mayor Wampler read the ordinance by title.

Mr. Erwin reviewed amendments to the FY12 budget to recognize the closure of several capital projects and fund transfers, projects discussed in detail were:

- Move \$750,000 from the water/sewer fund to the water sewer debt service fund to increase the fund balance.
- Move \$1 million from water/sewer fund to the city hall project. When the current city hall building is sold, the proceeds will be reimbursed to the water/sewer fund.
- Proceeds from the sale of Rodriguez Street (\$100,000) would be used for street maintenance.
- Recognize \$100,000 in the PEG (public education government) revenue and expenditures.

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

6. INFORMATION AND DISCUSSION:

6A. Water resources report.

Mr. Hastings presented a graph depicting the aquifer storage recovery wells; the

city had 800 million gallons in January 2011, and had used 200 MG. The city received small rains on a few occasions that increase the river level slightly; he noted normal river flow for November was 150 cfs; currently it was at 60 cfs. The aquifer was about 40 ft. low but holding steady. Until significant rainfall is received, the river level and the wells would not increase and the city would remain in Stage 4; the city could sustain Stage 4 for many years if necessary.

6B. Budget and economic update.

Mr. Erwin noted local unemployment dropped to 6.3%. General fund revenue was below expenditures for October; however, property tax payments should begin to come in. Water and sewer fund revenue was above expenditures. He noted that payments for city services for October and November had been received from the county, and an invoice had been sent for December.

7. BOARD APPOINTMENTS:

7A. Parks and recreation advisory board:

Ms. Keeble moved to remove Stephen Roberts from the board due to non-attendance, Mr. Gross seconded the motion and it passed 5-0.

Ms. Keeble moved to appoint Edgar Wallace with term to expire March 31, 2013; Mr. Gross seconded the motion and it passed 5-0.

8. ITEMS FOR FUTURE AGENDAS: None.

9. ANNOUNCEMENTS OF COMMUNITY INTEREST:

9A. Ms. Keeble announced she had signed up for the Polar Bear Challenge on New Year's Day; proceeds would benefit Partners in Ministry; she encouraged other councilmembers to participate.

9B. Mr. Parton reported over 100 people attended the town hall meeting on November 15. He recognized the Chamber of Commerce as a very strong partner in the event.

9C. Kevin Coleman, director of development services, accepted the position of city manager in Yoakum, Texas.

10. EXECUTIVE SESSION:

Ms. Keeble moved for the city council to go into executive closed session under Sections 551.071 (consultation with attorney), and 551.087 (deliberation regarding economic development negotiations) of the Texas Government Code; the motion was seconded by Mr. Gross and passed 5-0 to discuss the following items:

- **Section 551.071 and 551.087:**

Discuss or deliberate regarding commercial or financial information that the City Council has received from a business prospect that the Council seeks to have locate, stay, or expand in the City and with which the governmental body is conducting economic development negotiations; or to deliberate the offer of a financial or other incentive to such business prospect.

At 6:58 p.m. the regular meeting recessed and council went into executive closed session at 6:58 p.m. At 7:17 p.m. the executive closed session recessed and council returned to open session at 7:17 p.m. Mayor Wampler announced that no action had been taken in executive session.

11. **ACTION ON ITEM DISCUSSED IN EXECUTIVE SESSION:** None.

12. **ADJOURNMENT.** The meeting adjourned at 7:18 p.m.

APPROVED: _____

David Wampler, Mayor

ATTEST:

Brenda G. Craig, City Secretary