

**CITY COUNCIL MINUTES
REGULAR MEETING**

**KERRVILLE, TEXAS
OCTOBER 22, 2024 6:00 PM**

COUNCILMEMBERS PRESENT:

Joe Herring, Jr., Mayor
Brenda Hughes, Mayor Pro Tem
Delayne Sigerman, Councilmember Place 1
Jeff Harris, Councilmember Place 2
Kent McKinney, Councilmember Place 3

COUNCILMEMBER ABSENT:

None

CITY EXECUTIVE STAFF:

Dalton Rice, City Manager
Mike Hayes, City Attorney
Michael Hornes, Asst City Manager
Kim Meismer, Asst City Manager
Shelley McElhannon, City Secretary
Stuart Barron, Executive Director
Julie Behrens, Director of Finance

Janelle Chapman, Procurement Coordinator
Stuart Cunyus, Public Information Officer
Eric Maloney, Fire Chief
Chris McCall, Police Chief
Moe McCrary, Management Intern
Drew Paxton, Director Zoning/Development
Charvy Tork, Director Innovation & IT

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.
Steve Schulte, Legal representative for MacDonald Companies

CALL TO ORDER, INVOCATION, AND PLEDGE OF ALLEGIANCE:

On October 22, 2024, at 6:15 p.m., Mayor Joe Herring, Jr. called the Kerrville City Council meeting to order in City Hall Council Chambers, 701 Main Street, Kerrville, Texas. Mayor Herring provided the invocation and led the Pledge of Allegiance.

1. ANNOUNCEMENTS OF COMMUNITY INTEREST:

Announcements and information provided by Stuart Cunyus, Councilmember Delayne Sigerman, and Councilmember Brenda Hughes.

2. PRESENTATIONS:

2.A Kerrville Kindness Award: Kerrville Public Utility Board (KPUB) Linemen.
(*Mayor Herring*)

Mayor Herring recognized the KPUB Lineman who helped restore power in Florida and North Carolina after Hurricane Milton.

2.B Citizens Academy participants recognition. (*Mayor Herring and C Tork, Director of Innovation and Technology*)

Mayor Herring and Charvy Tork commended participants of the 2024 City of Kerrville Citizen Academy.

2.C Proclamation: October 2024 as Hill Country Dark Sky month. (*Mayor Herring*)

Mayor Herring proclaimed October 2024 as Hill Country Dark Sky month. Member of the Hill Country Dark Sky accepted the proclamation.

2.D Proclamation: November 4-8, 2024 as Municipal Court week. (Mayor Herring)

Mayor Herring proclaimed November 4-8, 2024 as Municipal Court week in the City of Kerrville. City of Kerrville Municipal Court staff accepted the proclamation.

3. **VISITORS/CITIZENS FORUM:** *Any citizen with business not scheduled on the agenda may speak to the City Council. Prior to speaking, each speaker must fill out the speaker request form and give it to the City Secretary. The speaker request form must be submitted to the City Secretary before the item is called or read into record. City Council may not discuss or take any action on an item but may place the issue on a future agenda. Each speaker is limited to four minutes.*
 - Anthoney Farmer (previously requested to speak during the meeting, however was not in attendance when called).
4. **CONSENT AGENDA:** *These items are considered routine and can be approved in one motion unless a Councilmember asks for separate consideration of an item. It is recommended that the City Council approve the following items which will grant the Mayor or City Manager the authority to take all actions necessary for each approval:*

Shelley McElhannon read consent agenda items 4A, 4B, 4C, and 4D into record. Councilmember Sigerman requested to pull item 4F. Councilmember Hughes motioned to approve consent agenda items 4A, 4B, 4C, 4D, 4E, 4G, and 4H, seconded by Councilmember Kent McKinney. Motion passed 5-0.

- 4.A Ordinance No. 2024-25, second reading. An Ordinance annexing a 13.08 tract of land into the Corporate Limits of the City of Kerrville, Texas; such property generally located adjacent to Cypress Creek Road and on the Southeast corner of the road and Loop 534; the property more specifically described in the Ordinance and being located within the extraterritorial jurisdiction of and adjacent to the City Limit; adopting a Service Agreement; establishing the zoning for the annexed property as a Multifamily Residential Zoning District (R-3); and providing other matters relating to this subject. (D Paxton, Director of Planning & Development) **THIS ORDINANCE WAS UNANIMOUSLY APPROVED ON FIRST READING 10/08/2024.**
- 4.B Ordinance No. 2024-26, second reading. An Ordinance amending Chapter 60 of the Code of Ordinances, City of Kerrville, Texas (Zoning Code) by changing the zoning of an approximate 7.83 acre tract of land and generally located on the Southeast corner of the intersection of Loop 534 and Cypress Creek Road (FM 1341); from an Agriculture Zoning District (AG) to a Multifamily Zoning District (R-3); and providing other matters relating to the subject. (D Paxton, Director of Planning & Development) **THIS ORDINANCE WAS UNANIMOUSLY APPROVED ON FIRST READING 10/08/2024.**

4.C Ordinance No. 2024-27, second reading. An Ordinance amending Ordinance Nos. 2001-23 and 2016-05, which created and later amended, respectively, a Planned Development District (PDD) pursuant to the City's Zoning Code; by changing the zoning of Lot 1, Block 2, Kerrville Airport Commerce Park Phase 1, a Subdivision within the City of Kerrville, Texas; the property more commonly known as 101 Airport Commerce Parkway; from being part of the PDD to a Light Commercial (C-2) Zoning District; ordering publication; and providing other matters relating to the subject. *(D Paxton, Director of Planning and Development)* THIS ORDINANCE WAS UNANIMOUSLY APPROVED ON FIRST READING 10/08/2024.

4.D Ordinance No. 2024-28, second reading. An Ordinance approving a project and financing plan for Tax Increment Reinvestment Zone Number Two, City of Kerrville, Texas; making findings related to such plan; providing for severability; and providing an effective date. *(M Hornes, Assistant City Manager; J Behrens, Director of Finance)* THIS ORDINANCE WAS UNANIMOUSLY APPROVED ON FIRST READING 10/08/2024.

4.E Purchase of (3) police vehicles, and costs associated with upfitting the vehicles, in an amount not to exceed \$300,000. *(J Chapman, Procurement Coordinator)*

4.F Construction Contract with Guido Construction Company for the Cailloux Theater Roof and HVAC Replacement Project in the amount of \$2,937,875.00. *(K Burow, Director of Engineering)*

Item pulled by Councilmember Sigerman. Michael Hornes provided information and responded to questions.

Councilmember Sigerman made a motion to approve item 4F, seconded by Councilmember Jeff Harris. Motion passed 5-0.

4.G City Council workshop minutes October 08, 2024. *(S McElhannon, City Secretary)*

4.H City Council meeting minutes October 08, 2024. *(S McElhannon, City Secretary)*

5. **ORDINANCES, FIRST READING:**

5.A Ordinance No. 2024-29. An Ordinance amending Ordinance No. 2024-10, which, subject to conditions not having occurred, authorized the vacation, abandonment, and closure of all right, title, and interest in a segment of a public right-of-way known as Knapp Rd; but only to that portion of Knapp Rd located south of the Guadalupe River; amending such Ordinance by revising the conditions required to take final action to cause the vacation, abandonment, and closure. *(D Paxton, Director of Planning & Development)*

Shelley McElhannon read Ordinance No. 2024-29 caption into record.

Dalton Rice and Steve Schulte provided information and responded to questions.

Councilmember Harris made a motion to approve Ordinance No. 2024-29 on first reading, seconded by Councilmember McKinney. The motion passed 5-0.

6. **CONSIDERATION AND POSSIBLE ACTION:**

6.A Public Improvement Participation Agreement with Crenwelge LLC for the widening of a portion of Cailloux Blvd. (*M Hornes, Assistant City Manager*)

Michael Hornes provided information and responded to questions.

Councilmember McKinney made a motion to authorize the City Manager to finalize and execute an agreement, seconded by Councilmember Hughes. The motion passed 5-0.

7. **INFORMATION AND DISCUSSION:**

7.A Finance Report ending September 30, 2024. (*J Behrens, Director of Finance*)

Julie Behrens provided information and responded to questions.

8. **EXECUTIVE SESSION:** *City Council may, as permitted by law, adjourn into executive session at any time to discuss any matter listed above if they meet the qualifications in Chapter 551 of the Texas Government Code. City Council also reserves the right to meet in executive session on the following issue(s):*

Councilmember McKinney made a motion to convene Executive Session under 551.071 (consultation with attorney), seconded by Councilmember Harris. The motion passed 5-0. At 7:20 p.m., the open meeting recessed and Council convened into closed Executive Session.

8.A Post Hole Ventures, LLC vs City of Kerrville, TX, Cause No. SA21CA0980XR, United States District Court for the Western District of Texas, San Antonio Division (551.071) (*M Hayes, City Attorney*)

At 7:37 p.m., the closed Executive Session adjourned and open meeting reconvened. No action taken during Executive Session.

9. **ACTION ON ITEMS DISCUSSED IN EXECUTIVE SESSION, IF ANY.**

None.

10. **ITEMS FOR FUTURE AGENDAS:** *Council may suggest items or topics for future agendas.*

Councilmember Hughes requested an annual report by Kerrville Pets Alive. Councilmember Sigerman requested a Resolution to support the Main Street designation by the Texas Commission on Arts.

Mayor Herring recognized the Boy Scout in the audience, who was attending the meeting for a merit badge requirement.

ADJOURN.

Meeting adjourned at 7:41 p.m.

APPROVED BY COUNCIL: 11/12/2024

APPROVED:

Joe Herring, Jr.
Joe Herring, Jr., Mayor

ATTEST:

Shelley McElhannon
Shelley McElhannon, City Secretary