

KERRVILLE CITY COUNCIL AGENDA
REGULAR MEETING, TUESDAY, MAY 14, 2013, 6:00 P.M.
CITY HALL COUNCIL CHAMBERS
701 MAIN STREET, KERRVILLE, TEXAS

CALL TO ORDER

INVOCATION offered by Lainie Johnson, with the Pregnancy Resource Center.

PLEDGE OF ALLEGIANCE TO THE FLAG led by Keith Ellis, with the Military Officers of America.

Those in attendance may stand if they wish.

1. 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. City Council may not discuss or take any action on an item but may place the issue on a future agenda. The number of speakers will be limited to the first ten speakers and each speaker is limited to four minutes.

2. AWARDS AND PRESENTATIONS:

2A. Proclamation proclaiming the month of May 2013 as National Preservation Month.

2B. Proclamation proclaiming May 13-19, 2013, as National Salvation Army Week.

3. CONSENT AGENDA:

These items are considered routine and can be approved in one motion unless a city councilmember asks for separate consideration of an item. It is recommended that City Council approve the following items which will grant the mayor or city manager the authority to take all actions necessary for each approval:

3A. Minutes of the regular Kerrville City Council meeting held April 9, and April 23, 2013. (staff)

3B. First Amendment to the Agreement between the City of Kerrville, Texas, and Kerr Capital Partners, LLC Authorizing the Installation and maintenance of Landscaping, Lighting, and Other Improvements within City Right-of-Way. (staff)

The facility is wheelchair accessible and accessible parking spaces are available. Requests for accommodations or interpretive services must be made 48 hours prior to this event. Please contact the City Secretary's Office at 830-258-1117 for further information.

I do hereby certify that this notice of meeting was posted on the bulletin board at the city hall of the city of Kerrville, Texas, and said notice was posted on the following date and time, May 10, 2013 at 12:00 p.m., and remained posted continuously for at least 72 hours preceding the scheduled time of the meeting.

Cheryl Brown
Deputy City Secretary, City of Kerrville, Texas

3C. A Resolution approving the execution of an agreement between the State of Texas and the City of Kerrville for the maintenance, control, supervision, and regulation of certain state highways and/or portions of state highways in the City of Kerrville. (staff)

END OF CONSENT AGENDA

4. PUBLIC HEARING, ORDINANCE FIRST READING:

4A. AN ORDINANCE AMENDING THE CITY'S "ZONING CODE" BY CHANGING THE ZONING DISTRICT OF AN APPROXIMATE 31.40 ACRE TRACT OF LAND GENERALLY LOCATED ALONG THE NORTH OF THE 2100 BLOCK OF E. MAIN STREET FROM THE "RC" RESIDENTIAL CLUSTER DISTRICT TO THE "PI" PUBLIC AND INSTITUTIONAL DISTRICT; CONTAINING A CUMULATIVE CLAUSE, CONTAINING A SAVINGS AND SEVERABILITY CLAUSE; PROVIDING FOR A MAXIMUM PENALTY OR FINE OF TWO THOUSAND DOLLARS (\$2,000.00); ORDERING PUBLICATION, AND PROVIDING OTHER MATTERS RELATING TO THE SUBJECT.

5. ORDINANCES, FIRST READING:

5A. AN ORDINANCE AMENDING CHAPTER 6 "ADVERTISING", ARTICLE II "SIGNS" OF THE CITY'S CODE OF ORDINANCES TO REVISE VARIOUS DEFINITIONS AND REVISE THE REGULATIONS FOR SEVERAL TYPES OF SIGNS; CONTAINING A SAVINGS AND SEVERABILITY CLAUSE; PROVIDING FOR PENALTIES NOT TO EXCEED \$2,000.00; ORDERING PUBLICATION; PROVIDING AN EFFECTIVE DATE; AND PROVIDING OTHER MATTERS RELATED TO THE SUBJECT. (staff)

5B. An ordinance approving and adopting rate schedule "RRM – Rate Review Mechanism" for Atmos Energy Corporation, Mid-Tex Division to be in force in the City for a period of time as specified in the rate schedule; adopting a savings clause; determining that this ordinance was passed in accordance with the requirements of the Texas Open Meetings Act; declaring an effective date; and requiring delivery of this ordinance to the company and ACSC legal counsel. (staff)

6. CONSIDERATION AND POSSIBLE ACTION:

6A. Pending legislation from the 83rd Texas Legislature, regular session. (staff)

7. INFORMATION AND DISCUSSION

7A. Request from Kerr County Commissioner's Court for Fire Services/EMS from the City of Kerrville. (MacDonald)

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Deputy City Secretary, City of Kerrville, Texas

7B. Water resources report. (staff)

7C. Economic update. (staff)

8. ITEMS FOR FUTURE AGENDAS

9. ANNOUNCEMENTS OF COMMUNITY INTEREST:

Announcement of items of community interest, including expressions of thanks, congratulations, or condolences; information regarding holiday schedules; honorary recognitions of city officials, employees, or other citizens; reminders about upcoming events sponsored by the City or other entity that is scheduled to be attended by City officials or employees; and announcements involving imminent threats to the public health and safety of the City. No action will be taken.

10. EXECUTIVE SESSION:

City Council may, as permitted by law, adjourn into executive session at any time to discuss any matter listed above including if they meet the qualifications in Sections 551.071 (consultation with attorney), 551.072 (deliberation regarding real property), 551.073 (deliberation regarding gifts), 551.074 (personnel matters), 551.076 (deliberation regarding security devices), and 551.087 (deliberation regarding economic development negotiations) of Chapter 551 of the Texas Government Code, including the following matters:

Sections 551.071 and 551.072:

Discuss the purchase, exchange, lease, sale, or value of real property, the public discussion of which would not be in the best interests of the city's bargaining position with third parties, regarding property interests related to the following public works projects:

- 715 Water Street, former city business programs office.
- Jefferson lift station
- G Street sewer project
- River Trail.

11. ACTION ON ITEMS DISCUSSED IN EXECUTIVE SESSION

12. ADJOURNMENT.

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I do hereby certify that this notice of meeting was posted on the bulletin board at the city hall of the city of Kerrville, Texas, and said notice was posted on the following date and time, May 10, 2013 at 3:30 p.m. and remained posted continuously for at least 72 hours preceding the scheduled time of the meeting.

Cheryl Brown
Deputy City Secretary, City of Kerrville, Texas
