

KERRVILLE CITY COUNCIL AGENDA
REGULAR MEETING, TUESDAY, JUNE 8, 2010, 6:00 P.M.
CITY HALL COUNCIL CHAMBERS
800 JUNCTION HIGHWAY, KERRVILLE, TEXAS

CALL TO ORDER

INVOCATION offered by Reverend Mike Williams of Zion Lutheran Church.

PLEDGE OF ALLEGIANCE TO THE FLAG led by Jack Cremin, Military Officers Association of America.

1. VISITOR/CITIZENS FORUM:

Any citizen with business not scheduled on the agenda may speak to the council. Prior to speaking, each speaker must fill out the speaker request form and give it to the city secretary. 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. 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 council approve the following items which will grant the mayor or city manager the authority to execute all documents necessary for each transaction.

2A. Approval of minutes of the special city council meetings at 10:00 a.m. and 11:15 a.m. on May 18, 2010. (Staff)

2B. A resolution authorizing the submission of a grant application to the United States Department of Justice Office of Community Oriented Policing Services – COPS Hiring Recovery Program. (Staff)

2C. Approval of a lease agreement with the Kerrville Independent School District for property that the city uses for parking purposes behind the fire station located at 407 Harper Road. (Staff)

2D. Approval to enter into negotiations with Element Markets for brokerage services to market carbon credits for the harvesting and use of gas produced at the city of Kerrville landfill. (Staff)

2E. Approval of a contract with Romco Equipment Company pursuant to a bid for the lease of a 14-ton asphalt paver at a unit price of \$11,900 per month. (Staff)

END OF CONSENT AGENDA

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 830-257-8000 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: June 4, 2010 at 3:00 p.m. and remained posted continuously for at least 72 hours preceding the scheduled time of the meeting.

City Secretary, City of Kerrville, Texas

3. PUBLIC HEARINGS FOR VARIOUS AMENDMENTS TO ZONING CODE:

3A. Consider a request to amend Article 11-I-3, Definitions and Interpretation of Words and Phrases, of the Zoning Code of the City of Kerrville. (Staff)

3B. Consider a request to amend Article 11-I-4(b), Zoning Districts-generally, of the City's Zoning Code, by adding language relating to the determination of vested rights and the continuance of development activity. (Staff)

3C. Consider a request to amend Article 11-I-15, Planned Development Districts, of the City's Zoning Code, by deleting the existing Article 11-I-15, Planned Development Districts, and adding a new Article 11-I-15, planned development Districts and development Site Plans to the Zoning Code. (Staff)

3D. Consider a request to amend Article 11-I-17, Regulations Regarding Building heights, lot width and area and setbacks, of the City's Zoning Code, amending Article 11-I-17(b) by deleting the maximum height for buildings from land use categories 3-9 inclusive, by deleting Article 11-I-17(c) Building height-central city and amending Article 11-I-17(d) Special setback regulations as they apply to encroachments into setback requirements. (Staff)

3E. Consider a request to amend Article 11-I-17, Regulations regarding building height, lot width and area and setbacks, of the City's Zoning Code, by deleting Article 11-I-17(d)(1), central Fire District and adding a new Article 11-I-17(d)(1), central Business District to the Zoning Code. (Staff)

3F. Consider a request to amend Article 11-I-22, Planning and Zoning Commission and Board of Adjustment, of the City's Zoning Code, by deleting Article 11-I-22(a)(3) procedural rules and adding a new Article 11-I-22(a)(3) Procedural rules and deleting Article 11-I-22(b)(10) Meetings, procedures and adding a new Article 11-I-22(b)(10) Meetings, procedures. (Staff)

3G. Consider a request to amend Article 11-I-24, Permits and Certificate of Occupancy, of the City's Zoning Code, by adding language to clarify and define the building permit and certificate of occupancy process. (Staff)

4. ORDINANCES, FIRST READING:

4A. An ordinance amending the city's "zoning code" by revising and adding definitions, adding a determination of vested rights, revising the review and approval process for the creation of planned development districts and development site plans,

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revising regulations regarding height, lot width, area, and setbacks for various uses and within various zoning districts, revising the procedural rules for the planning and zoning commission and the zoning board of adjustment, and clarifying the process for the issuance of certificates of occupancy and building permits; containing a cumulative clause; containing a savings and severability clause; providing for a penalty for a violation of any provision hereof; ordering publication; providing an effective date; and providing other matters related to the subject. (Staff)

4B. An ordinance amending Chapter 26 “Building and building regulations”, Article II “Building codes”, of the Code of Ordinances of the City of Kerrville, Texas, by amending Section 26-31 to delete Chapter 34 “Existing structures” from the 2006 Edition of the International Building Code; containing a cumulative clause; containing a savings and severability clause; providing for a penalty for violation of any provision hereof; ordering publication; providing for an effective date; and providing other matters related to the subject. (Staff)

4C. An ordinance amending Chapter 26 “building and building regulations,” Article II “building codes” of the Code of Ordinances of the City of Kerrville, Texas, by adding a new Section 26-41 to adopt the 2006 Edition of the International Existing Building Code; adopting local amendments to said code; containing a cumulative clause; containing a savings and severability clause; providing for a penalty for violation of any provision hereof; ordering publication; providing for an effective date; and providing other matters related to the subject. (Staff)

4D. An ordinance amending Chapter 50 “fire prevention and protection” of the Code of Ordinances of the City of Kerrville, Texas, by deleting Section 50-1 “construction standards within fire limits”; containing a cumulative clause; containing a savings and severability clause; providing for a penalty for violation of any provision hereof; ordering publication; providing for an effective date; and providing other matters related to the subject. (Staff)

5. CONSIDERATION AND POSSIBLE ACTION:

5A. Guadalupe River Trail Section 1. (Pete Moore/Andy Phillips)

5B. Direction to city staff regarding presentations made to the city council and other boards and commissions of the city and the corresponding staff reports included in agenda packets for those items. (Councilmember Gross)

5C. Creation of an ad hoc committee to create guidelines for routine communications with the general public. (Councilmember Gross)

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5D. Direction to city staff in their application and enforcement of the codes and ordinances of the city of Kerrville. (Councilmember Gross)

5E. Recommendation from the review panel regarding the proposals for the construction of a multi-purpose meeting facility for the city of Kerrville. (Staff)

6. INFORMATION AND DISCUSSION:

6A. Kerrville budget/economic update. (Staff)

7. ITEMS FOR FUTURE AGENDAS

8. 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.

9. EXECUTIVE SESSION:

The city council reserves the right to adjourn into executive session at any time to discuss any of the matters listed as permitted by law 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, 551.072 and 551.087:

- Proposals for the construction of a multi-purpose meeting facility (convention center) for the city of Kerrville.
- Discuss the purchase, exchange, lease, sale, or value of real property for use as recreational facilities, the public discussion of which would not be in the best interests of the city's bargaining position with third parties.

Section 551.074:

- Appoint members to expired terms of the planning and zoning commission.

10. ACTION ON ITEMS DISCUSSED IN EXECUTIVE SESSION

11. ADJOURNMENT.

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