

KERRVILLE CITY COUNCIL AGENDA
REGULAR MEETING, TUESDAY, FEBRUARY 14, 2012, 6:00 P.M.
CITY HALL COUNCIL CHAMBERS
800 JUNCTION HIGHWAY, KERRVILLE, TEXAS

CALL TO ORDER

INVOCATION offered by Eldon Sheffer, Director of Church Relations at Schreiner University.

PLEDGE OF ALLEGIANCE TO THE FLAG led by Jerry Lane, of the Military Officers Association of America.

1. VISITORS/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 take all actions necessary for each approval:

- 2A. Minutes of the regular city council meeting of January 10, 2012. (staff)
- 2B. Economic development grant agreement between Fox Tank, Inc. and the City of Kerrville, Texas Economic Improvement Corporation for construction of a new facility in the amount of \$600,000.00. (staff)
- 2C. Economic development Incentive Agreement between Fox Tank, Inc. and the City of Kerrville, pursuant to Chapter 380, Texas Local Government Code. (staff)
- 2D. Estoppel and consent agreement regarding airport lease between Joseph L. Kennedy Enterprises, LTD, and the Kerrville-Kerr County Airport Board. (staff)
- 2E. Purchase of a backhoe from ASCO Equipment in the amount of \$92,566.18. (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 830-257-8000 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: February 10, 2012 at 4:00 p.m. and remained posted continuously for at least 72 hours preceding the scheduled time of the meeting.

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City Secretary, City of Kerrville, Texas

2F. Amend the professional services agreement with Peter Lewis Architect + Associates, PLLC for design of the city hall facility and renovation of adjacent administrative space in an additional amount not to exceed \$25,000.00 for a total contract amount not to exceed \$227,250.00. (staff)

2G. Project funding agreement between the Kerrville Public Utility Board and the City of Kerrville, Texas Economic Improvement Corporation (downtown Kerrville utility line removal and undergrounding). (staff)

2H. Request from Hill Country Telephone Cooperative for license agreement for the installation of wireless access points on city-owned water towers. (staff)

2I. Request recycled asphalt product from the Texas Department of Transportation (TxDOT). (staff)

3. ORDINANCE, SECOND READING:

3A. An ordinance enacting a moratorium on the acceptance of applications and the issuance of permits for the installation of electronic and traveling lighted message signs within the City and its extraterritorial jurisdiction for a period of ninety (90) days; providing an effective date; containing a savings and severability clause; and providing other matters relating to the subject. (staff)

4. ORDINANCE, FIRST AND ONLY READING:

4A. Ordinance authorizing the issuance, sale and delivery of \$_____ in aggregate principal amount of "City of Kerrville, Texas Combination Tax and Revenue Certificates of Obligation, Series 2012"; securing the payment thereof by authorizing the levy of an annual ad valorem tax and a pledge of certain surplus revenues of the city's waterworks and sewer system; and approving and authorizing the execution of a paying agent/registrar agreement, an official statement and all other instruments and procedures related thereto. (staff)

5. CONSIDERATION AND POSSIBLE ACTION:

5A. Hear request for action from Elizabeth Bigelow regarding helicopter incident at Comanche Trace. (Elizabeth Bigelow)

5B. A resolution suspending the March 6, 2012, effective date of Atmos Energy Corp., Mid-Tex Division ("Atmos Mid-Tex") requested rate change to permit the city time to study the request and to establish reasonable rates; approving cooperation with Atmos Cities Steering Committee ("ACSC") and other cities in the Atmos Mid-Tex service area to hire legal and consulting services and to negotiate

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with the company and direct any necessary litigation and appeals; requiring reimbursement of cities' rate case expenses; finding that the meeting at which this resolution is passed is open to the public as required by law; requiring notice of this resolution to the company and ACSC's legal counsel. (staff)

5C. Approval of pavement management system projects for FY12. (staff)

6. INFORMATION AND DISCUSSION:

6A. Water resources report. (staff)

6B. Budget and 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:

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.

10. ACTION ON ITEMS DISCUSSED IN EXECUTIVE SESSION

11. ADJOURNMENT.

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