



City Council Meeting Agenda
September 22, 2026 at 6:00 PM
City Hall, 701 Main Street, Kerrville, Texas



Citizens may view and hear City Council meetings on Spectrum Channel 2 or by live-stream via the [City's website \(www.kerrvilletx.gov\)](http://www.kerrvilletx.gov). City Council meetings are recorded, and recordings posted on the City's website. Citizens wishing to speak during a meeting shall submit a completed "speaker request form" to the City Secretary before the item is introduced, and encouraged to submit the form before the meeting begins. Each speaker is limited to four minutes.

CALL TO ORDER: Mayor Joe Herring, Jr.

INVOCATION AND PLEDGE OF ALLEGIANCE: Councilmember Delayne Sigerman

1. **ANNOUNCEMENTS OF COMMUNITY INTEREST:** *Items of community interest, including expressions of thanks, congratulations, condolences; holidays; recognitions; city sponsored events, or events city officials will attend; safety and imminent threats to the public. No action will be taken.*
2. **PRESENTATIONS:**
 - 2.A Proclamation: Monday, October 5, 2026, World Teachers' Day. *(J Herring, Mayor)*
 - 2.B Proclamation: October 2026 designated Hill Country Night Sky month. *(J Herring, Mayor)*
3. **FINANCE:**
 - 3.A Financial Report for Month-Ended August 31, 2026. *(J Behrens, Director Finance)*
4. **VISITORS/CITIZENS FORUM:** *Any citizen with business not scheduled on the agenda may speak to City Council. Prior to speaking, each speaker must complete a speaker request form and give it 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.*
5. **CONSENT AGENDA:** *No discussion is anticipated on these items, which are considered routine, or included in the budget adoption process, or addressed in a workshop, staff report, or prior Council discussion. These items will be approved collectively by a single vote unless a Councilmember, staff, or citizen requests separate consideration. Approval of items is recommended which will authorize the Mayor or City Manager to take all actions necessary:*
 - 5.A Ordinance No. 2026-22, second reading. An Ordinance amending Chapter 60 of the Code of Ordinances, City of Kerrville, Texas (Zoning Code) by changing the zoning of a portion of the property known as 2001 Sidney Baker Street; from a General Commercial Zoning District (C-3) to Medium Density Residential Zoning District (R-2); and providing other matters related to the subject. *(D Paxton, Director Development) (September 8, 2026, Council unanimously approved Ordinance, first reading)*
 - 5.B Resolution No. 44-2026. A Resolution approving the budget for Kerr Emergency 9-1-1 Network for Fiscal Year 2027. *(presented by Mark Del Toro, Executive Director Kerr Emergency 9-1-1 Network)*
 - 5.C Resolution No. 45-2026. A Resolution approving the right of City Employees to purchase

continued health coverage at retirement subject to conditions specified within the City's Personnel Policies and Procedures Manual. (*K Meisner, Asst City Manager*)

5.D Resolution No. 49-2026. A Resolution authorizing appointment of Denton Navarro Rodriguez Bernal Santee & Zech, P.C. as special municipal court prosecutors. (*W Tatsch, City Attorney*)

5.E City Council Workshop minutes September 08, 2026. (*S McElhannon, City Secretary*)

5.F City Council Meeting minutes September 08, 2026. (*S McElhannon, City Secretary*)

6. **ORDINANCES, SECOND READING:**

6.A Ordinance No. 2026-20, second reading. An Ordinance adopting the annual budget for the City of Kerrville, Texas, Fiscal Year 2027; providing appropriations for each City department and fund; containing a cumulative clause; and containing a savings and severability clause. (*J Behrens, Director Finance*) (*September 8, 2026, Council unanimously approved Ordinance, first reading*)

6.B Ordinance No. 2026-21, second reading. An Ordinance levying an Ad Valorem (Property) Tax for the use and the support of the Municipal Government for the City of Kerrville, Texas, for Fiscal Year 2027; apportioning each levy for specific purposes; and providing when taxes shall become due and when same shall become delinquent if not paid. (*J Behrens, Director Finance*) (*September 8, 2026, Council unanimously approved Ordinance, first reading*).

6.C Ordinance No. 2026-23, second reading. An Ordinance amending Chapter 18 of the Code of Ordinances, City of Kerrville, Texas, such chapter more commonly known as the City's Animals Code; by amending said Code to add definitions; enhancing management of feral cats; increasing the insurance requirement for dangerous dogs; addressing liability for property damage caused from removing an animal from a vehicle or enclosed trailer; providing a cumulative clause; providing for severability; providing an effective date; ordering publication; and providing other matters relating to the subject. (*D Paxton, Director Development*) (*September 8, 2026, Council unanimously approved Ordinance, first reading*)

7. **CONSIDERATION AND POSSIBLE ACTION:**

7.A Resolution No.11-2026. A Resolution declaring Stormwater Drainage of the City to be a Public Utility, authorizing publication of proposed Municipal Stormwater Drainage Utility System Ordinance, calling for a Public Hearing to adopt the Ordinance, setting a date for the Public Hearing, and authorizing publication of the proposed Ordinance and the notice of Public Hearing. (*D Barrera, Director Public Works*)

7.B Resolution No. 46-2026. A Resolution approving the use of Tax Increment Funding in the amount not to exceed \$100,000.00 pursuant to a recommendation from the Reinvestment Zone Number One, City of Kerrville, Texas; such funding to be used by the City to provide Mold Remediation Grants to fund mold remediation within the City's Tax Increment Reinvestment Zone Number One. (*W Martinez, Economic Development Manager*)

7.C Consideration and possible action regarding selection of Southern Golf Management in response to the RFP for Management and Operations Services at Scott Schreiner Municipal Golf Course. (*M Hornes, Asst City Manager*)

- 7.D Consideration and possible action to authorize staff to utilize Parkland Dedication Funds in an amount not to exceed \$175,000 to finalize Olympic Pool Renovations. (*M Hornes, Asst City Manager*)

8. **BOARD APPOINTMENTS:**

- 8.A Appointment to the Zoning Board of Adjustment and Appeals. (*S McElhannon, City Secretary*) *This item eligible for Executive Session 551.074.*
- 8.B Re-appointment of Mayor Herring to the Kerr Economic Development Corporation Board of Directors. (*S McElhannon, City Secretary*) *This item eligible for Executive Session 551.074.*

9. **EXECUTIVE SESSION:** *City Council may, as permitted by law, adjourn into executive session at any time to discuss any matter listed above if items 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):*

- 9.A The sale of real property located at 429 Sidney Baker, former police station. (551.072) (*M Hornes, Assistant City Manager*)
- 9.B Appointment to the Zoning Board of Adjustment and Appeals. (551.074) (*S McElhannon, City Secretary*)
- 9.C Re-appointment of Mayor Herring to the Kerr Economic Development Corporation Board of Directors. (551.074) (*S McElhannon, City Secretary*)

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

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

ADJOURN.

The facility is wheelchair accessible, and accessible parking spaces are available. Requests for accommodation or interpretive services must be made 48 hours prior to this event. Please contact the City Secretary's Office at 830-258-1118 for further information.

I hereby certify this agenda was posted as notice of meeting on the City Hall bulletin board and City's website; Wednesday, September 16, 2026 at 4:00pm, and remained posted continuously for at least 3 business days preceding the scheduled time of the meeting. Shelley McElhannon, TRMC, City Secretary, City of Kerrville, Texas



**TO BE CONSIDERED BY THE CITY COUNCIL
CITY OF KERRVILLE, TEXAS**

CAPTION: Financial Report for Month-Ended August 31, 2026. (*J Behrens, Director Finance*)

AGENDA DATE: September 22, 2026

DATE SUBMITTED: 09/11/2026

SUBMITTED BY:

EXHIBITS:

None

Expenditure:

Account Number:

**Payment to/Vendor
name:**

Amount Budgeted:

Account Balance:

Kerrville 2050 Item?

No

Key Priority Area:

SUMMARY:

Financial Report for Month-Ended August 31, 2026

RECOMMENDED ACTION:

NA



**TO BE CONSIDERED BY THE CITY COUNCIL
CITY OF KERRVILLE, TEXAS**

CAPTION: Ordinance No. 2026-22, second reading. An Ordinance amending Chapter 60 of the Code of Ordinances, City of Kerrville, Texas (Zoning Code) by changing the zoning of a portion of the property known as 2001 Sidney Baker Street; from a General Commercial Zoning District (C-3) to Medium Density Residential Zoning District (R-2); and providing other matters related to the subject. *(D Paxton, Director Development)* (September 8, 2026, Council unanimously approved Ordinance, first reading)

AGENDA DATE: September 22, 2026

DATE SUBMITTED: 09/10/2026

SUBMITTED BY:

EXHIBITS:

1. 20260908 Ord 2026-22 Zone change R2, 2001 Sidney Baker
2. PZ-2026-14_Location Map
3. PZ-2026-14_Current Zoning Map
4. PZ-2026-14_K2050 Future Land Use Map
5. PZ-2026-14_K2050 TR Land Use Description

Expenditure:

Amount Budgeted:

Account Number:

Account Balance:

**Payment to/Vendor
name:**

Kerrville 2050 Item?

Key Priority Area:

No

SUMMARY:

Proposal: A change in zoning from General Commercial (C-3) to Medium Density Residential (R-2) for a portion of the property identified as 2001 Sidney Baker Street; a 0.3793-acre parcel of land situated in Kerr County, Texas; being within original Survey No. 116, F. Cage, Abstract No. 106; being part of a 1.89-acre tract; KCAD Property ID 13533. (Case No. PZ-2026-14)

The owner of Quality Inn & Suites has requested this change in zoning to permit the construction of a residential home adjacent to the hotel for purposes of living close to the hotel and being able to respond more quickly to daily hotel tasks and needs. The Medium Density Residential (R-2) zoning district was chosen because it is most consistent with the surrounding current zoning. If approved, the rezoned, vacant and unused area of the larger hotel parcel would be subdivided off to create the residential lot. Once the new lot has been properly subdivided/platted, the owner could then apply for a building permit.

The K2050 future land use map designates this property as Transitional Residential (TR). The requested zoning of Medium Density Residential (R-2) is consistent with K2050 TR land use. The R-2 zoning request would also provide flexibility if the owner chose to build more than one residential unit on the subdivided property, perhaps for a manager or maintenance person, as well. This request appears to be reasonable based on consistency with K2050 future land use designation, surrounding current zoning, and surrounding current uses.

Procedural Requirements

- **Public notification letters:** Sent to **15 adjacent property owners** on **7/23/26**
- **Public notice publication:** Hill Country Community Journal on **7/8/26**
- **Public hearing sign:** Posted on **7/24/26**
- **Public comment received:** None at time of drafting this agenda bill.

Staff Analysis & Recommendation

Consistency with Kerrville 2050 Plan

- Located within a Transitional Residential (TR) area on the K2050 Future Land Use Map
- Location is adjacent to currently zoned Medium Density Residential (R-2) and Multifamily Residential (R-3) zoning districts
- This zoning change request is consistent with existing adjacent uses and consistent with K2050 future land use

Adjacent Zoning & Land Uses

- **Subject Property:**
 - **Current Zoning:** General Commercial (C-3)
 - **Existing Use:** Quality Inn & Suites / Vacant land where zoning change is being requested
- **North:** General Commercial (C-3)
 - **Existing Use:** Quality Inn & Suites
- **South:** Medium Density Residential (R-2) and Multifamily Residential (R-3)
 - **Existing Use:** Pueblo Hills Condominiums
- **West:** Multifamily Residential (R-3)
 - **Existing Use:** Brookdale Senior Housing
- **East:** General Commercial (C-3)
 - **Existing Use:** YO Ranch Hotel & Conference Center

Thoroughfare & Traffic Impact: No impact on the thoroughfare system, or current traffic

Parking Requirements: Will meet current off-street parking requirements at time of development

Recommendation: Staff recommends approval of the requested zoning change based on consistency with K2050 future land use designation, surrounding current zoning, and surrounding current uses.

The Planning & Zoning Commission unanimously approved the zoning change request.
(On September 8, 2026, City Council unanimously approved Ordinance on first reading)

RECOMMENDED ACTION:

Approve Ordinance No. 2026-22, second reading.

**CITY OF KERRVILLE, TEXAS
ORDINANCE NO. 2026-22**

AN ORDINANCE AMENDING CHAPTER 60 OF THE CODE OF ORDINANCES, CITY OF KERRVILLE, TEXAS (ZONING CODE) BY CHANGING THE ZONING OF A PORTION OF THE PROPERTY KNOWN AS 2001 SIDNEY BAKER STREET; FROM A GENERAL COMMERCIAL ZONING DISTRICT (C-3) TO A MEDIUM DENSITY RESIDENTIAL ZONING DISTRICT (R-2); AND PROVIDING OTHER MATTERS RELATING TO THE SUBJECT

WHEREAS, pursuant to Texas Local Government Code Sections 211.006 and 211.007, notice has been given to all parties in interest and citizens by publication in the official newspaper for the City of Kerrville, Texas ("City"), and otherwise, of a hearing held before the City Council on September 8, 2026, which considered a report of the City's Planning and Zoning Commission regarding its recommendations on this Ordinance, the adoption of which will result in the change of a zoning district for the property located at 2001 Sidney Baker Street; such change to result in the removal of a portion of the property from a General Commercial Zoning District (C-3) to placement within a Medium Density Residential Zoning District (R-2); and

WHEREAS, on September 8, 2026, City Council held a public hearing on this zoning change pursuant to the published notice and has considered the application, comments, reports, and recommendations of the Planning and Zoning Commission and staff, public testimony, and other relevant support materials;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF KERRVILLE, KERR COUNTY, TEXAS:

SECTION ONE. City Council amends the Zoning Code for the City of Kerrville, Texas, Chapter 60 of the Code of Ordinances ("Zoning Code") by amending the *Official Zoning Map* to designate the following described property zoned as within a Medium Density Residential Zoning District (R-2):

Legal Description: Being an approximate 0.3793-acre parcel out of Abstract No. 106, F. Cage Survey No. 116, within the City of Kerrville, Kerr County, Texas; said property depicted at **Exhibit A**, attached hereto and made a part hereof for all purposes, and hereafter referred to as the "Property."

Address: 2001 Sidney Baker Street, Kerrville, TX 78028.

SECTION TWO. The City Manager is directed to amend the City's *Official Zoning Map* to reflect the change in districts adopted herein for the Property and to take other actions contemplated by and in accordance with the Zoning Code.

SECTION THREE. The provisions of this Ordinance are cumulative of all other ordinances or parts of ordinances governing or regulating the same subject matter as that covered herein; however, all prior ordinances or parts of ordinances inconsistent with or in conflict with any of the provisions of this Ordinance are expressly repealed to the extent of any such inconsistency or conflict.

SECTION FOUR. The terms and provisions of this Ordinance shall be deemed to be severable in that if any portion of this Ordinance is declared to be invalid, the same shall not affect the validity of the other provisions of this Ordinance.

SECTION FIVE. Pursuant to Texas Local Government Code §52.013(a) and Section 3.07 of the City's Charter, the City Secretary is authorized to publish the descriptive caption of this Ordinance in the manner and for the length of time prescribed by the law as an alternative method of publication.

SECTION SIX. This Ordinance shall become effective immediately upon the expiration of ten days following publication, as provided for by Section 3.07 of the City Charter.

PASSED AND APPROVED ON FIRST READING, this the 8th day of September, A.D., 2026.

PASSED AND APPROVED ON SECOND AND FINAL READING, this the 22nd of September, A.D., 2026.

ATTEST:

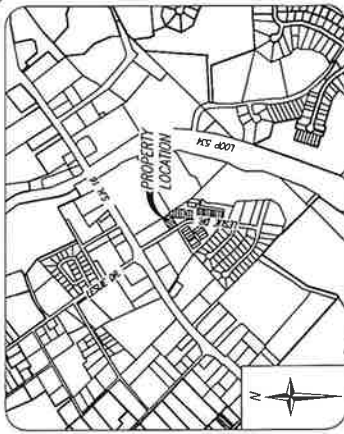
Joe Herring, Jr., Mayor

Shelley McElhannon, City Secretary

APPROVED AS TO FORM:



William L. Tatsch, City Attorney



VICINITY MAP
1"=1000'
SOURCE: KERR COUNTY CAD



GRID

LEGEND

- 474" MOON PLATE CORNER POST
- FOUND 1/2" IR
- FOUND SURVEY NAIL
- SET 3/8" IR W/ CAP EASING NCE 1014418'
- PROPERTY LINE



SCALE: 1"=40'

PROPERTY ZONING EXHIBIT

0.1793 ACRES OUT OF A 1.89 ACRE TRACT, WITHIN THE BENAMIN F. GAGE SURVEY No. 116, ABSTRACT No. 106, ACCORDING TO SPECIAL WARRANTY DEED WITH VENDOR'S LEIN RECORDED IN FILE No. 18-05259 PLAT RECORDS OF KERR COUNTY, TEXAS WHOLLY WITHIN THE CITY OF KERRVILLE, TEXAS.



* NOTES *

1. THE BASIS OF BEARING FOR THIS SURVEY IS GRID NORTH, BASED UPON THE 1983 NAD 83 DATUM. THE BEARING OF THE BOUNDARY LINES IS ADJUSTED TO THE 1983 NAD 83 DATUM. THE BEARING OF THE BOUNDARY LINES IS ADJUSTED TO THE 1983 NAD 83 DATUM. THE BEARING OF THE BOUNDARY LINES IS ADJUSTED TO THE 1983 NAD 83 DATUM.

2. THE SURVEY WAS MADE BY ME OR UNDER MY DIRECT SUPERVISION, AND THERE ARE NO ENCUMBRANCES OR OVERLAYS OF IMPROVEMENTS, EXCEPT AS NOTED HEREON.

I HEREBY CERTIFY THAT I AM A PROFESSIONAL LAND SURVEYOR, LICENSED AND REGISTERED IN THE STATE OF TEXAS, AND THAT THIS PLAT REPRESENTS A SURVEY MADE BY ME OR UNDER MY DIRECT SUPERVISION, AND THERE ARE NO ENCUMBRANCES OR OVERLAYS OF IMPROVEMENTS, EXCEPT AS NOTED HEREON.

DATED: JUNE 23, 2026

John
John M. Smith, P.L.S.
Registration No. 7162

WELLBORN
Engineering &
Surveying

631 WATER STREET
KERRVILLE, TX 78028
830-217-7100

PROJECT: 18-05259
SHEET NO. 1 OF 1

DATE: 06/23/2026

LEGAL DESCRIPTION 0.3793

FIELD NOTE DESCRIPTION OF A 0.3793 ACRE PARCEL OF LAND SITUATED IN KERR COUNTY, TEXAS; BEING WITHIN ORIGINAL SURVEY NO. 116, F. CAGE, ABSTRACT NO. 106, KERR COUNTY, TEXAS; BEING PART OF A 1.89 ACRE TRACT, CONVEYED FROM RAJENDRA LIMITED PARTNERSHIP, A TEXAS LIMITED PARTNER TO KAVY INVESTMENTS, LLC, A TEXAS LIMITED LIABILITY COMPANY BY SPECIAL WARRANTY DEED EXECUTED THE 30TH DAY OF AUGUST, 2018, RECORDED IN FILE NO 18-05758, OFFICIAL PUBLIC RECORDS OF KERR COUNTY, TEXAS; AND BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

(NOTE: The following courses are based on an RTK/GNSS survey conducted on the ground, N.A.D.83 datum, Texas State Plane Coordinates, South Central Zone reduced to horizontal ground distances expressed in U.S. Survey feet. Where record or deed courses differ from the surveyed values, the record value is shown in parenthesis)

BEGINNING at a 1/2 inch iron rod found in the easterly line of Leslie Drive, a 70 foot wide Public Right-of-Way marking the most northern west corner of Block 4, according to replat recorded in Volume 4, Page 29, Plat Records of Kerr County, Texas and the southernmost corner of the herein described parcel;

THENCE, with the easterly line of said Leslie Drive Right-of-Way and the southwest line hereof, **N31°17'26"W** for a distance of **100.00 feet** to a set 5/8 inch iron rod with plastic cap stamped "WES 10194410" marking the west corner of the herein described parcel;

THENCE, leaving said Leslie Drive Right-of-Way over and across said 1.89 acre tract, **N58°40'29"E** for a distance of **165.21 feet** to a 5/8 inch iron rod with plastic cap stamped "WES 10194410" set in the westerly line of a 8.87 acre tract according to Special Warranty Deed recorded in File No. 25-06095, Official Public Records of Kerr County, Texas marking the north corner of the herein described parcel;

THENCE, along the common line of said 8.87 acre tract and the easterly line hereof, **S31°19'48"E** for a distance of **100.00 feet** to a 4 inch wood fence post marking the common corner of said 8.87 acre tract, and said Block 4, marking the east corner of the herein described parcel;

THENCE, with the common line of said Block 4 and the southeast line hereof, **S58°40'29"W** for a distance of **165.27 feet** (S58°41'02"W, 164.90') to the **Point of Beginning** containing 0.3793 acres of land within these metes and bounds; a companion document to a plat of this survey dated June 23, 2026.

Based upon a survey conducted on the ground
Under my direction and supervision June 15, 2026

 Dated: 06/23/2026
Jared Martin, Registered Professional Land Surveyor
State of Texas Registration No. 7162



WELLBORN ENGINEERING & SURVEYING	TBPELS FIRM NO. 10194410	631 WATER STREET
	PHONE: 830.217.7100	KERRVILLE, TX 78028
	WWW.WELLBORNENGINEERING.COM	



Location Map

Case # PZ-2026-14

Location:

2001 Sidney Baker Street

Legend

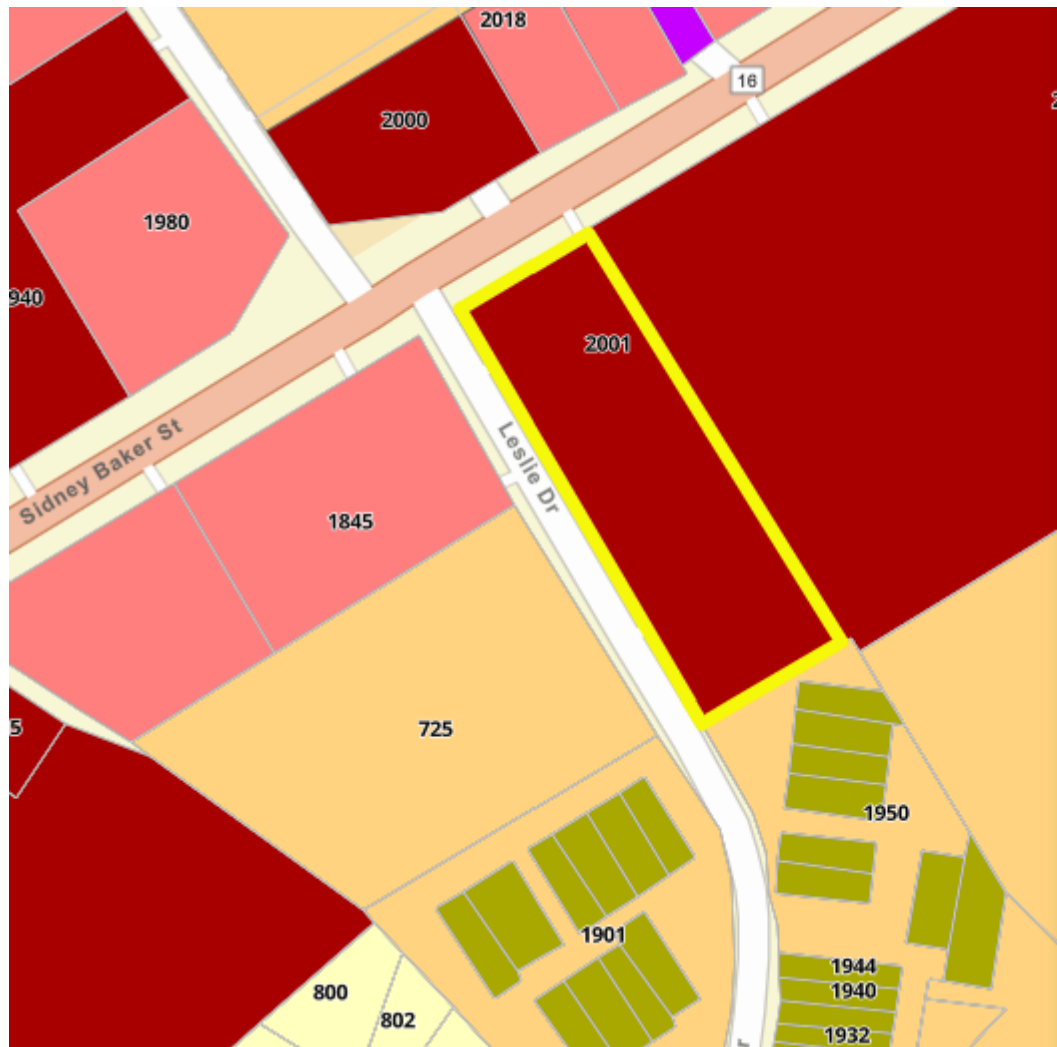
-  Subject Properties
-  200 Feet Notification Area



0 75 150 300

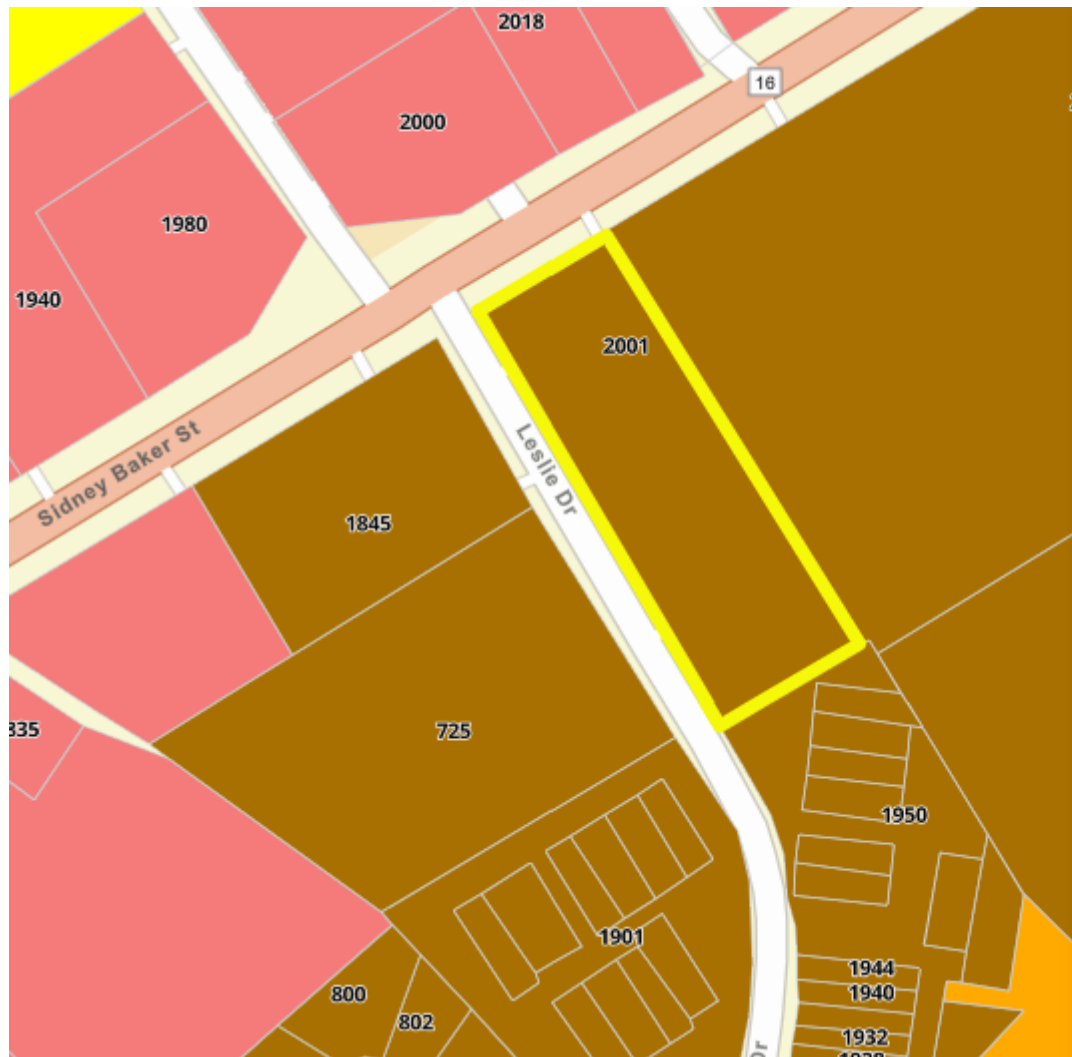
Scale In Feet

07/09/2026



Zoning District (Current)

- RE Estate Residential
- R-1 Single-Family Residential
- R-1A Single-Family Residential with Accessory Dwelling Unit
- R-2 Medium Density Residential
- R-3 Multifamily Residential
- RM Residential Mix
- RT Residential Transition
- C-1 Neighborhood Commercial
- C-2 Light Commercial
- C-3 General Commercial
- IM Industrial and Manufacturing
- DAC Downtown Arts and Culture
- MU Mixed Use
- PD Planned Development
- PI Public and Institutional
- AD Airport



Kerrville 2050 Future Land Use 2025

Place Type

-  Agriculture, Conservation, and Recreation (ACR)
-  Community Commercial (CC)
-  Downtown (D)
-  Entertainment - Mixed Use (EMU)
-  Estate Residential (ER)
-  Heavy Commercial - Light Industrial (HCLI)
-  Neighborhood Residential (NR)
-  Park and Open Space (PO)
-  Preservation Residential (PR)
-  Public Use (PU)
-  Regional Commercial (RC)
-  Rural Living (RL)
-  Transitional Residential (TR)
-  Undefined

Transitional Residential (TR)



Transitional Residential areas support a variety of housing types in a compact network of complete, walkable streets that are accessible by car, bike or on foot. These areas can provide a transition between low-density residential neighborhoods and higher-intensity uses. Limited amounts of local retail and services may be appropriate in certain locations as needed to support the primary land use and create convenience for residents.

Primary Land Use: Small-lot, single-family detached homes, patio homes, townhomes, duplexes, quadplexes and small condominiums and apartments.

Secondary Land Use: Civic and institutional uses, parks and open space and neighborhood-serving retail and office in context appropriate locations.



**TO BE CONSIDERED BY THE CITY COUNCIL
CITY OF KERRVILLE, TEXAS**

CAPTION: Resolution No. 44-2026. A Resolution approving the budget for Kerr Emergency 9-1-1 Network for Fiscal Year 2027. *(presented by Mark Del Toro, Executive Director Kerr Emergency 9-1-1 Network)*

AGENDA DATE: September 22, 2026

DATE SUBMITTED: 09/08/2026

SUBMITTED BY:

EXHIBITS:

1. 20260922 Reso 44-2026 Kerr 911 Budget FY2027

Expenditure:

Amount Budgeted:

Account Number:

Account Balance:

**Payment to/Vendor
name:**

Kerrville 2050 Item?

Key Priority Area:

No

SUMMARY:

The proposed budget for the Kerr Emergency 9-1-1 Network was approved by the Kerr 9-1-1 Board of Managers on September 10, 2026.

RECOMMENDED ACTION:

Approve Resolution No. 44-2026, the proposed FY27 budget for the Kerr Emergency 9-1-1 Network.

**CITY OF KERRVILLE, TEXAS
RESOLUTION NO. 44-2026**

**A RESOLUTION APPROVING THE BUDGET FOR KERR
EMERGENCY 9-1-1 NETWORK FOR FISCAL YEAR 2027**

WHEREAS, in accordance with Section 772.309 of the Texas Health and Safety Code, the Executive Director of the Kerr Emergency 9-1-1 Network has prepared and presented to City Council a budget for the Network's fiscal year commencing January 1, 2027; and

WHEREAS, City Council finds it to be in the public interest to approve said budget;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF KERRVILLE, KERR COUNTY, TEXAS:

The City Council of the City of Kerrville, Texas, approves the 2027 Fiscal Year Budget for the Kerr Emergency 9-1-1 Network as presented and set forth in **Exhibit A**.

PASSED AND APPROVED ON this the ____ day of _____, A.D., 2026.

Joe Herring, Jr., Mayor

APPROVED AS TO FORM:

ATTEST:



William L. Tatsch, City Attorney

Shelley McElhannon, City Secretary



Subject: Proposed 2027 Budget Summary

09/04/2026

1. 100 Revenue. Estimated Net Income: \$483,000.00, a 5% increase over FY 2026. There is a projected decrease in wireline and VOIP income and projected increases in both Wireless and Interest Income.
2. 200 Payroll. There is a small salary increase of 2.86% proposed for current staff members, and a 5.17% projected decrease in health care insurance costs. Payroll overhead includes staff salaries, payroll taxes, retirement account contributions, employee life insurance and Texas Workforce Commission unemployment insurance costs. Overall, there is an increase of less than 1% in costs compared to last year.
3. 300 Operations (PSAP/Call Centers). This expense category includes all operation and maintenance expenses for the Public Safety Answering Point (911 backroom server / telephony equipment / software) and the two call centers (KPD & KCSO). Overall, there is a 3.24% increase in projected costs over 2026.
4. 400 Direct Services. Direct Services will have a small projected increase of .27% compared to 2026. This category includes office supplies, office equipment repair/replacement, district liability insurance, staff professional training, office space lease, attorney fees, bookkeeping, auditor, and other professional service expenses, and banking fees.
5. 500 Miscellaneous. Misc. expenses are projected to decrease by \$3,500.00 or 7.87% compared to 2026. Misc. expenses include Aerial Imagery costs, dues and subscriptions, public education / advertising, Texas 9-1-1 Alliance meetings and NENA/APCO conferences.
6. 700: PSAP Equipment Replacement Fund: This amount will remain the same as 2026. The capital replacement fund is utilized for PSAP related equipment and software upgrades.

Capital Considerations: The capital cash account will have an estimated balance of \$1,858,651.48 at the end of 2026 from interest, and scheduled PSAP Equipment Replacement Fund transfers. We expect our end-of-2027 capital balance to be about \$1,838,351.48.

This final figure includes all projected expenses of \$83,000.00 and revenue of \$62,700.00. The primary source of revenue is from operating fund transfers, and 9-1-1 sign sales cost-recovery.

9-1-1 Emergency Service Fee: The Texas Health and Safety Code – Chapter 772.314 (d): *The board shall set the amount of the fee each year as part of the annual budget.*

For the 2027 budget, Kerr 9-1-1 will keep the service fee of \$0.75 per month for all classes of service (Residential, Business, Trunk, VOIP).

Vision for 2027:

1. Continued 9-1-1 sign sales.
2. Continued 9-1-1 public education.
3. Continue to provide the best technology for the 9-1-1 Call Centers.

Conclusions:

1. The 2027 proposed budget is a deficit budget due to the unfunded mandate by the State of Texas directing all 9-1-1 entities across the state to make the switch to NextGen 9-1-1 Core Services (ESInet). These NG9-1-1 services will force Kerr 9-1-1 to begin expending financial reserves to cover the increased cost.
2. This budget adequately addresses the expected operating needs of our district in providing state-of-the-art 9-1-1 workstations/software and to continue our efforts to enhance and maintain our 9-1-1 connectivity as well as maintaining our Geographic Information Systems (GIS).
3. Our district's vision and public-funds stewardship is based firmly on the state and local government codes, guided by conservative spending and liberal savings policies.



Mark Del Toro
Executive Director
Kerr Emergency 9-1-1 Network

**Kerr Emergency 911 Network
2027 Operating Budget
Proposed**

Proposed 2027 Operating Budget		2026	2027 Proposed	Delta	% Change
100 - Revenue					
	101 - Local 911 Service	95,000.00	88,000.00	-7,000.00	-7.37%
	105 - Wireless Emergency Income	275,000.00	290,000.00	15,000.00	5.45%
	110 - VoIP Service Fees	30,000.00	25,000.00	-5,000.00	-16.67%
	120 - Interest Income	60,000.00	80,000.00	20,000.00	33.33%
	130 - Miscellaneous Income	0.00	0.00	0.00	#DIV/0!
Total 100 - Revenue		460,000.00	483,000.00	23,000.00	5.00%
200 - Payroll Expense					
	210 - Salary	140,000.00	144,000.00	4,000.00	2.86%
	212 - Payroll Taxes	11,200.00	11,550.00	350.00	3.13%
	213 - Medical Insurance Expense	58,000.00	55,000.00	-3,000.00	-5.17%
	214 - TCDRS Expense Company	14,000.00	13,500.00	-500.00	-3.57%
	215 - TCDRS OTLI	300.00	330.00	30.00	10.00%
	225 - Texas Workforce Commission	100.00	100.00	0.00	0.00%
	230 - Excess Vacation Payout	0.00	0.00	0.00	#DIV/0!
Total 200 - Payroll Expense		223,600.00	224,480.00	880.00	0.39%
300 - Operations (PSAP)					
	315 - 911 Call Taker Training	6,500.00	4,000.00	-2,500.00	-38.46%
	331 - Text to 9-1-1 Charges	4,000.00	4,000.00	0.00	0.00%
	340 - ESInet Charge	110,000.00	105,000.00	-5,000.00	-4.55%
	350 - PSAP Trunk Charges	6,000.00	5,000.00	-1,000.00	-16.67%
	355 - Language Translation Services	700.00	500.00	-200.00	-28.57%
	356 - Redundant IP Connection	1,000.00	1,000.00	0.00	0.00%
	357 - PSAP Fiber KPD/KCSO	2,600.00	2,000.00	-600.00	-23.08%
	366 - Wireless Redundancy MRC	800.00	0.00	-800.00	-100.00%
	370 - PSAP Repairs & Maintenance	35,000.00	50,500.00	15,500.00	44.29%
Total 300 - Operations (PSAP)		166,600.00	172,000.00	5,400.00	3.24%
400 - Direct Services					
	410 - Office Supplies	3,000.00	2,000.00	-1,000.00	-33.33%
	412 - Office Equipment & Repairs	6,000.00	5,000.00	-1,000.00	-16.67%
	420 - Liability Insurance	7,300.00	7,500.00	200.00	2.74%
	430 - Professional Development	3,000.00	2,000.00	-1,000.00	-33.33%
	440 - Rent	31,000.00	32,000.00	1,000.00	3.23%
	450 - Professional Fees	24,000.00	26,000.00	2,000.00	8.33%
	460 - Postage & Delivery	800.00	800.00	0.00	0.00%
	490 - Bank Service Charges	200.00	200.00	0.00	0.00%
Total 400 - Direct Services		75,300.00	75,500.00	200.00	0.27%
500 - Miscellaneous					
	502 - Pictometry Annual Payment	13,000.00	13,000.00	0.00	0.00%
	520 - Dues & Subscriptions	1,500.00	1,500.00	0.00	0.00%
	530 - Public Education & Advertising	3,000.00	1,500.00	-1,500.00	-50.00%
	550 - Telecommunications	9,000.00	9,000.00	0.00	0.00%
	560 - Sundry	2,000.00	1,000.00	-1,000.00	-50.00%
	570 - Texas 911 Alliance Meetings	8,000.00	7,000.00	-1,000.00	-12.50%
	575 - Nena/APCO Conferences	8,000.00	8,000.00	0.00	0.00%
Total 500 - Miscellaneous		44,500.00	41,000.00	-3,500.00	-7.87%
700 - PSAP Equipment Replacement Account					
	710 - Operating to Capital Fund Transfer	60,000.00	60,000.00	0.00	0.00%

Kerr Emergency 911 Network
2027 Operating Budget
Proposed

Total 700 - PSAP Equipment Repacement Account	60,000.00	60,000.00	0.00	0.00%
Annual Budget Totals	570,000.00	572,980.00	2,980.00	0.52%
Net Income	460,000.00	483,000.00	23,000.00	5.00%
Projected Budget Surplus/Deficit	(\$110,000.00)	(\$89,980.00)	-20,020.00	18.20%

**Kerr Emergency 911 Network
2027 Operating Budget
Proposed**

Proposed 2027 Operating Budget		Comments
Capital Expenses - 800		
	804 - Sign Materials	\$3,000.00
	809 - Misc GIS Upgrade Projects	\$50,000.00
	888 - Misc Upgrade Projects	\$30,000.00
Total - 800		\$83,000.00
Capital Income - 900		
	901 - Sign Sales (Recovery)	\$2,700.00 90% Recovery
	902 - Equipment Replacement Fund Transfers	\$60,000.00
Total - 900		\$62,700.00
2027 Starting Capital Balance (Est.)		
		\$1,858,651.48
2027 Capital Expenses		
		\$83,000.00
2027 Capital Income		
		\$62,700.00
Projected End-of-2027 Capital Account Balance		
		\$1,838,351.48



**TO BE CONSIDERED BY THE CITY COUNCIL
CITY OF KERRVILLE, TEXAS**

CAPTION: Resolution No. 45-2026. A Resolution approving the right of City Employees to purchase continued health coverage at retirement subject to conditions specified within the City's Personnel Policies and Procedures Manual. (*K Meismer, Asst City Manager*)

AGENDA DATE: September 22, 2026

DATE SUBMITTED: 09/09/2026

SUBMITTED BY:

Kimberly Meismer, Assistant City Manager

EXHIBITS:

1. 20260922 Reso 45-2026 City Retiree Health Coverage
2. 20260922 Retire Health Benefit coverage info

Expenditure:

Account Number:

**Payment to/Vendor
name:**

Amount Budgeted:

Account Balance:

Kerrville 2050 Item?

No

Key Priority Area:

SUMMARY:

In 2023, the City Council approved Resolution 31-2023 which allowed retirees of the City to purchase health benefits (medical, dental, and vision only) from the City under the City's group health benefits plans. An eligible retiree is an employee who is currently covered by the City's health benefits and qualifies under the requirements of the Texas Municipal Retirement System (TMRS) to receive retirement benefits.

- Age 60 with five years of service with TMRS or
- 20 years of service with TMRS

The benefit is a one-time offering on the last day worked prior to retirement.

Currently, the retiree is only entitled to purchase continued health benefit coverage until the retiree "or spouse" is eligible for group health benefits through another employer or the retiree becomes eligible for Medicare.

The City Manager proposes to amend that policy to bar continued health insurance coverage to retirees of the City only in situations where the retiree becomes eligible for additional health insurance benefits through the retiree's own future employment or eligibility for Medicare;

The change would be effective October 1, 2026 and only employees who retire after this date would be eligible under Resolution No. 45-2026.

RECOMMENDED ACTION:

Approve Resolution No. 45-2026.

**CITY OF KERRVILLE, TEXAS
RESOLUTION NO. 45-2026**

**A RESOLUTION APPROVING THE RIGHT OF CITY EMPLOYEES
TO PURCHASE CONTINUED HEALTH COVERAGE AT
RETIREMENT SUBJECT TO CONDITIONS SPECIFIED WITHIN
THE CITY'S PERSONNEL POLICIES AND PROCEDURES
MANUAL**

WHEREAS, Section 6.01 of the City of Kerrville Charter (the "Charter") provides that the City Manager is appointed as the Chief Executive and the head of the administrative branch of the City of Kerrville (the "City") government; and

WHEREAS, Section 6.04 of the Charter provides that the City Manager shall be the chief executive officer of the City, responsible to the Council for the management of all City affairs placed in the manager's charge by or under the Charter; and

WHEREAS, Section 6.04 of the Charter further provides that the City Manager shall direct and supervise the administration of all departments, offices, and agencies of the City; and

WHEREAS, in order to promote more efficient government, City Council previously adopted Resolution 159-2001 which granted the City Manager the authority to develop and approve policies and procedures concerning City employees without the requirement that the City Council review and approve such policies and procedures except in certain instances; and

WHEREAS, an exception to the City Manager's authority granted under Resolution No. 159-2001 was where the adoption of a new policy or an amendment to an existing policy "*will likely result in an increased financial obligation to the City that requires an amendment to increase the City budget, such policies and procedures must receive prior approval from the City Council*"; and

WHEREAS, the City Manager, with significant support from the City's Director of Human Resources, developed and adopted the City's *Personnel Policies and Procedures Manual* (the "Manual"), which went into effect on January 1, 2019; and

WHEREAS, Chapter 175 of the Texas Local Government Code ("Chapter 175") gives employees of certain cities and other government entities the right to purchase continued health insurance coverage at retirement, such to a number of conditions; and

WHEREAS, even though the City may not have reached a population of 25,000, which would make Chapter 175 and its right for continued health insurance coverage applicable to the City, the City Council nonetheless granted this right to future eligible retirees of the City; and

WHEREAS, pursuant to the continued group health insurance coverage for retirees, the City's retirees are currently ineligible for continued group health insurance coverage if they are eligible to receive health insurance on any plan; however, the City Manager proposes to amend that policy to bar continued health insurance coverage to retirees of the City only in situations where the retiree becomes eligible for health insurance benefits through the retiree's own future employment or eligibility for Medicare; and

WHEREAS, the City has determined that the Manual needs to be revised to clarify that the City's retirees are only ineligible for continued benefits if they are eligible for and able to apply for other insurance through the retiree's new employment or eligibility for Medicare; and

WHEREAS, while the City Manager does not anticipate any increased financial obligation to the City based upon the recommended action sought herein, the City Manager nonetheless is bringing forth this proposed change to benefit the City's eligible retirees and recommending that City Council approve; and

WHEREAS, should City Council adopt this Resolution, the City Manager will ensure that the Manual is amended to reflect this action and to give the City's employees notice of this new benefit; and

WHEREAS, City Council finds it to be in the public interest to take the action recommended by the City Manager and as further specified below;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF KERRVILLE, KERR COUNTY, TEXAS:

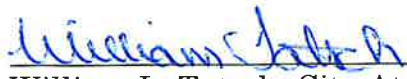
The *City's Personnel and Procedures Manual* be revised to clarify the right of City employees, under certain conditions, to purchase continued health coverage at their retirement.

PASSED AND APPROVED ON this the 22nd day of September, A.D., 2026.

Joe Herring, Jr., Mayor

APPROVED AS TO FORM:

ATTEST:



William L. Tatsch, City Attorney

Shelley McElhannon, City Secretary

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Change to Retiree Health Benefit Coverage

City Council Meeting – 09/22/2026

Change to Eligibility of Retiree for Health Benefit Coverage

CURRENT POLICY

- Only entitled to purchase continued health benefit coverage (medical, dental, and vision) until:
 - Retiree or spouse is eligible for group health benefits through another employer.
 - Retiree becomes eligible for Medicare.

PROPOSED POLICY

- Only entitled to purchase continued health benefit coverage (medical, dental, and vision) until:
 - Retiree is eligible for health benefits through the retiree's own future employment.
 - Retiree becomes eligible for Medicare.
- Effective 10/01/2026 and only employees who retire after this date would be eligible under Resolution No. 45-2026.

Questions?



**TO BE CONSIDERED BY THE CITY COUNCIL
CITY OF KERRVILLE, TEXAS**

CAPTION: Resolution No. 49-2026. A Resolution authorizing appointment of Denton Navarro Rodriguez Bernal Santee & Zech, P.C. as special municipal court prosecutors.
(*W Tatsch, City Attorney*)

AGENDA DATE: September 22, 2026

DATE SUBMITTED: 09/15/2026

SUBMITTED BY:

William Tatsch, City Attorney

EXHIBITS:

1. 20260922 Reso 49-2026 Appt Denton Vavarro Rodriguez Bernal Santee Zech - MuniCrt Prosecutors

Expenditure:

Account Number:

**Payment to/Vendor
name:**

Amount Budgeted:

Account Balance:

Kerrville 2050 Item?

No

Key Priority Area:

SUMMARY:

Since Mike Hayes's departure as City Attorney and my current promotion to City Attorney, the City has been utilizing the Danford Law Firm to act as special municipal court prosecutors while the City considered whether to include an Assistant City Attorney position in the City's 2026-2027 budget. However, the Danford Law Firm has notified the City that it will cease acting as a special municipal court prosecutor as of September 30, 2026. In addition, in light of the current number of clerks at Kerrville Municipal Court, Kerrville Municipal Court has decided to consolidate its court dockets in order to minimize the number of court dates during the month. In light of this docket consolidation, it is possible that the Kerrville Municipal Court's need for a prosecutor may fall from eight days a month to four days a month, which will most likely have an effect on the City Attorney's decision about whether an Assistant City Attorney is necessary at this time. However, in order to determine how many hours need to be dedicated to Kerrville Municipal Court under this new court docket arrangement, I believe it would benefit the City to have special municipal court prosecutors for several months to determine which process would be the most economical for the city — a full-time Assistant City Attorney or contracting with special municipal court prosecutors,

which is permitted pursuant to Article 7.01(a) of the City's Charter.

When the City first approached individuals and law firms about serving as special municipal court prosecutors, the hourly rates proposed for municipal prosecution ranged from \$180/hour to \$300/hour. Two entities proposed hourly rates around \$180/hour — an Austin law firm and the Danford Law Firm. Denton Navarro Rodriguez Bernal Santee & Zech, P.C. also provided a proposal to act as the City's special municipal court prosecutor during that round, which is why I reached out to them again. Denton Navarro Rodriguez Bernal Santee & Zech, P.C. will charge between \$230/hour and \$250/hour depending on the type of attorney that will prosecute in Kerrville Municipal Court (an associate or a partner). I anticipate that the vast majority, if not all, of the prosecution will be done by associates for \$230/hour. This is more expensive than the Austin law firm that also quoted \$180/hour, which was the Bojorquez Law Firm. But Denton Navarro Rodriguez Bernal Santee & Zech, P.C. are in San Antonio, which means their travel costs will be less than the Bojorquez Law Firm, which begins to even out the hourly rate.

Therefore, I am proposing that the City Council appoint the law firm of Denton Navarro Rodriguez Bernal Santee & Zech, P.C. as special municipal prosecutors until the City can determine whether the economics associated with prosecuting in Kerrville Municipal Court under the new court docket schedule makes hiring an Assistant City Attorney economical.

RECOMMENDED ACTION:

Adopt Resolution No. 49-2026.

**CITY OF KERRVILLE, TEXAS
RESOLUTION NO. 49-2026**

**RESOLUTION AUTHORIZING APPOINTMENT OF
DENTON NAVARRO RODRIGUEZ BERNAL
SANTEE & ZECH, P.C. AS SPECIAL MUNICIPAL
COURT PROSECUTORS**

WHEREAS, City Attorney Michael C. Hayes resigned from the City of Kerrville effective February 2, 2026; and

WHEREAS, the City Council of the City of Kerrville, Texas ("City Council") appointed Assistant City Attorney William L. Tatsch as the new City Attorney to replace Michael C. Hayes on April 28, 2026; and

WHEREAS, the loss of the Assistant City Attorney position requires the City Attorney's Office to consider how best to prosecute in the Kerrville Municipal Court; and

WHEREAS, the City Council approved a contract with the Danford Law Firm on February 10, 2026, to act as special prosecutor in Kerrville Municipal Court; and

WHEREAS, the Danford Law Firm has notified the City that it will end its special prosecutor status effective September 30, 2026; and

WHEREAS, the need for a special prosecutor still exists in Kerrville Municipal Court; and

WHEREAS, Denton Navarro Rodriguez Bernal Santee & Zech, P.C. has submitted a special counsel contract to serve as special prosecutors in Kerrville Municipal Court beginning on October 1, 2026; and

WHEREAS, the City Attorney has recommended that attorneys from Denton Navarro Rodriguez Bernal Santee & Zech be appointed as special prosecutors for the Kerrville Municipal Court while the Kerrville Municipal Court rearranges and consolidates its dockets; and

WHEREAS, the City Council finds it to be in the public interest to concur in the appointment by the City Attorney of Denton Navarro Rodriguez Bernal Santee & Zech, P.C. to serve as special municipal court prosecutors;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF KERRVILLE, KERR COUNTY, TEXAS:

That, in accordance with Section 7.01 of the City Charter, the City Council hereby approves the City Attorney's appointment of Denton Navarro Rodriguez Bernal Santee & Zech, P.C. to serve as Special Municipal Court prosecutors, effective October 1, 2026.

PASSED AND APPROVED ON the this 22nd day of September, A.D. 2026.

Joe Herring, Jr., Mayor

ATTEST:

Shelley McElhannon, City Secretary

APPROVED AS TO FORM:



William L. Tatsch, City Attorney

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**TO BE CONSIDERED BY THE CITY COUNCIL
CITY OF KERRVILLE, TEXAS**

CAPTION: City Council Workshop minutes September 08, 2026. (*S McElhannon, City Secretary*)

AGENDA DATE: September 22, 2026

DATE SUBMITTED: 08/18/2026

SUBMITTED BY:

Shelley McElhannon, City Secretary

EXHIBITS:

1. 20260922 Minutes CC workshop 9-8-26

Expenditure:

Amount Budgeted:

Account Number:

Account Balance:

**Payment to/Vendor
name:**

Kerrville 2050 Item?

Key Priority Area:

No

SUMMARY:

City Council Workshop minutes 5:00pm.

RECOMMENDED ACTION:

Approve minutes as presented.

CITY COUNCIL WORKSHOP MINUTES
KERRVILLE, TEXAS

SEPTEMBER 8, 2026 5:00 PM

CALL TO ORDER: On September 8, 2026 at 5:00 PM, Mayor Joe Herring, Jr. called the Kerrville City Council workshop to order in City Hall Council Chambers, 701 Main Street.

COUNCILMEMBERS PRESENT:

Mayor Joe Herring, Jr
Councilmember Delayne Sigerman
Councilmember Jeff Harris
Councilmember Kent McKinney
Councilmember Crystal Smith

COUNCILMEMBERS 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

David Barrera, Director Public Works
Chris Clark, Asst Director Public Works
Jerel Haley, Chief Police
Winema Martinez, Economic Development

VISITORS PRESENT: None.

1. PUBLIC COMMENTS: No person(s) spoke.
2. INFORMATION AND DISCUSSION:
 - 2.A Stormwater Utility Fee update and review.

David Barrera presented information and responded to questions.

3. EXECUTIVE SESSION: Executive Session was not called nor convened.
4. ACTION ON ITEMS DISCUSSED IN EXECUTIVE SESSION, IF ANY. N/A

ADJOURN. Workshop adjourned at 5:26 p.m.

APPROVED BY COUNCIL: _____

APPROVED:

ATTEST:

Joe Herring Jr., Mayor

Shelley McElhannon, City Secretary



**TO BE CONSIDERED BY THE CITY COUNCIL
CITY OF KERRVILLE, TEXAS**

CAPTION: City Council Meeting minutes September 08, 2026. (*S McElhannon, City Secretary*)

AGENDA DATE: September 22, 2026

DATE SUBMITTED: 08/18/2026

SUBMITTED BY:

Shelley McElhannon, City Secretary

EXHIBITS:

1. 20260922 Minutes CC meeting 9-8-26

Expenditure:

Account Number:

**Payment to/Vendor
name:**

Amount Budgeted:

Account Balance:

Kerrville 2050 Item?

No

Key Priority Area:

SUMMARY:

City Council Meeting minutes 6:00pm.

RECOMMENDED ACTION:

Approve minutes as presented.

**CITY COUNCIL MEETING MINUTES
KERRVILLE, TEXAS**

SEPTEMBER 8, 2026 6:00 PM

On September 8, 2026 at 6:00 PM, Mayor Joe Herring, Jr. called the Kerrville City Council meeting to order in City Hall Council Chambers, 701 Main Street. Councilmember Crystal Smith provided the invocation, and led the Pledge of Allegiance.

COUNCILMEMBERS PRESENT:

Mayor Joe Herring, Jr
Councilmember Delayne Sigerman
Councilmember Jeff Harris
Councilmember Kent McKinney
Councilmember Place 4 Crystal Smith

COUNCILMEMBERS ABSENT:

None

CITY EXECUTIVE STAFF:

Dalton Rice, City Manager	Jerel Haley, Police Chief
William Tatsch, City Attorney	Yesenia Luna, Municipal Court Coordinator
Michael Hornes, Asst City Manager	Eric Maloney, Fire Chief
Kim Meismer, Asst City Manager	Winema Martinez, Economic Development
Shelley McElhannon, City Secretary	Drew Paxton, Director Planning
Julie Behrens, Director Finance	Trina Rodriguez, Asst Director Finance
Jacob Bogusch, Finance Compliance	Charvy Tork, Director of IT
Martin Greenwell, Communication Manager	

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.

Greg Richards, Community Foundation

1. ANNOUNCEMENTS OF COMMUNITY INTEREST: Martin Greenwell, Community Foundation Attorney Greg Richards, Councilmember Delayne Sigerman, Councilmember Jeff Harris, Mayor Herring, and Councilmember Kent McKinney provided announcements.

2. PRESENTATIONS:

2.A Proclamation: United States Constitution Week.

Mayor Herring proclaimed September 17 - 23, 2026 as Constitution Week in the City of Kerrville, and Daughters of the American Revolution received the proclamation.

2.B Proclamation: National Recovery Month.

Mayor Herring proclaimed September 2026 as National Recovery Month in the City of Kerrville, and the proclamation was received by members of the Recovery Community Coalition Randi Benno, Tony Morales, and Dale Trees.

3. VISITORS/CITIZENS FORUM: The following person(s) spoke:

- Mike and Jan Pieraccini
- Madison Perez

4. CONSENT AGENDA: Councilmember McKinney requested to pull item 4B.

Councilmember Harris made a motion to approve the Consent Agenda item 4A as presented, seconded by Councilmember Smith. Motion approved 5-0.

4.A City Council Workshop minutes August 25, 2026.

END OF CONSENT AGENDA.

4.B City Council Meeting minutes August 25, 2026.

Councilmember McKinney advised that in the minutes of the August 25, 2026, the Airport Budget item was his intention to not give money to the Airport. (Minutes listed as saying only \$25,000.) Mayor Herring advised to place the Airport Budget on the September 22, 2026 meeting agenda for further discussion.

Councilmember Sigerman made a motion to approve item 4B, seconded by Councilmember Harris. Motion approved 4-1 with Councilmember Sigerman, Councilmember Harris, Mayor Herring, and Councilmember Smith in favor, and Councilmember McKinney opposed.

PUBLIC NOTICE:

Section 551.043 of the Texas Government Code establishes the notice requirements for meetings of governmental bodies under the Texas Open Meetings Act. A governmental body considering or adopting a budget must comply with the applicable notice requirements and any additional statutory requirements related to budget notices and taxpayer impact information.

The Fiscal Year 2027 Proposed Budget is available for review on the City's website www.kerrvilletx.gov, at City Hall (City Secretary's Office) located at 701 Main Street between 8:00 AM and 5:00 PM Monday through Friday, and at the Butt Holdsworth Memorial Library located at 505 Water Street during regular library hours.

The proposed ad valorem tax rate is \$0.5995 per \$100 of assessed value, which is an increase of \$0.0284 from last year's tax rate. The proposed tax rate is greater than the no-new-revenue rate of \$0.5706 and is equal to the disaster voter approval rate of \$0.5995. The Interest & Sinking (I&S) portion of the tax rate decreased from \$0.1406 to \$0.1392. The Maintenance & Operations (M&O) portion of the rate is proposed to increase from \$0.4305 to \$0.4603.

This budget will raise more total property taxes than last year's budget by \$1,054,846, which is a 5.6% increase, and of that amount \$314,674 is tax revenue to be raised from new property added to the tax roll this year.

The following table is being published as a summary of the Fiscal Year 2027 Proposed Budget. This table shows revenues and expenditures for the City's two main operating funds, which are balanced. Expenditures for Capital Projects includes projects for both General and Water Funds. All other funds are combined and labeled "Other Funds." In total, expenditures are budgeted to exceed revenues due to the multi-year nature of capital projects for which revenues are received in one year but expended over multiple years. Revenues and expenditures include transfers across funds for budget purposes.

5. PUBLIC HEARING AND ORDINANCES, FIRST READING:

5.A Ordinance No. 2026-20. An Ordinance adopting the annual budget for the City of Kerrville, Texas, Fiscal Year 2027; providing appropriations for each City department and fund; containing a cumulative clause; and containing a savings and severability clause.

Ordinance No. 2026-20 caption read into record by Shelley McElhannon. Julie Behrens provided information and responded to questions. Mayor Herring opened the public hearing at 6:39 p.m. The following person(s) spoke: George Baroody, Madison Perez. Councilmember McKinney and Dalton Rice provided clarification. Mayor Herring closed the public hearing at 7:02 p.m.

Councilmember McKinney made a motion to approve Ordinance No. 2026-20 to adopt the City's budget for Fiscal Year 2027 on first reading, seconded by Councilmember Smith. Motion approved 5-0. The members of the City Council voted in a roll-call vote as follows, in accordance with the City Charter and State Law:

YES NO

<u>X</u>	___	Joe Herring, Jr., Mayor
<u>X</u>	___	Delayne Sigerman, Councilmember Place 1
<u>X</u>	___	Jeff Harris, Councilmember Place 2
<u>X</u>	___	Kent McKinney, Councilmember Place 3
<u>X</u>	___	Crystal Smith, Councilmember Place 4

A Second Motion for this item is as follows:

Councilmember Smith made a motion ratifying vote to adopt a budget that will require raising more revenue from property taxes than the previous fiscal year, seconded by Councilmember McKinney. Motion approved 5-0.

5.B Ordinance No. 2026-21. An Ordinance levying an Ad Valorem (Property) Tax for the use and the support of the Municipal Government for the City of Kerrville, Texas, for Fiscal Year 2027; apportioning each levy for specific purposes; and providing when taxes shall become due and when same shall become delinquent if not paid.

Ordinance No. 2026-21 caption read into record by Shelley McElhannon. Julie Behrens and Dalton Rice provided information and responded to questions. Mayor Herring opened the public hearing at 7:07 p.m. The following person(s) spoke: Russell Mobley, Jeff Turner, George Baroody. Mayor Herring closed the public hearing at 7:22 p.m.

Councilmember Sigerman made a motion to approve Ordinance No. 2026-21 and that the property tax rate be increased by the adoption of a tax rate of \$0.5995, which is effectively a 6.70% percent increase in the tax rate, seconded by Councilmember McKinney. Motion approved 5-0. The members of the City Council voted in a roll-call vote as follows, in accordance with the City Charter and State Law:

YES NO

<u>X</u>	___	Joe Herring, Jr., Mayor
<u>X</u>	___	Delayne Sigerman, Councilmember Place 1
<u>X</u>	___	Jeff Harris, Councilmember Place 2
<u>X</u>	___	Kent McKinney, Councilmember Place 3
<u>X</u>	___	Crystal Smith, Councilmember Place 4

5.C Ordinance No. 2026-22. An Ordinance amending Chapter 60 of the Code of Ordinances, City of Kerrville, Texas (Zoning Code) by changing the zoning of a portion of the property known as 2001 Sidney Baker Street; from a General Commercial Zoning District (C-3) to Medium Density Residential Zoning District (R-2); and providing other matters related to the subject.

Ordinance No. 2026-22 caption read into record by Shelley McElhannon. Drew Paxton provided information and responded to questions. Mayor Herring opened the public hearing at 7:33 p.m. No person(s) spoke. Mayor Herring closed the public hearing at 7:33 p.m.

Councilmember Harris made a motion to approve Ordinance No. 2026-22 on first reading for the zoning change request, seconded by Councilmember McKinney. Motion approved 5-0.

6. ORDINANCES, FIRST READING:

6.A Ordinance No. 2026-23. An Ordinance amending Chapter 18 of the Code of Ordinances, City of Kerrville, Texas, such chapter more commonly known as the City's Animals Code; by amending said Code to add definitions; enhancing management of feral cats; increasing the insurance requirement for dangerous dogs; addressing liability for property damage caused from removing an animal from a vehicle or enclosed trailer; providing a cumulative clause; providing for severability; providing an effective date; ordering publication; and providing other matters relating to the subject.

Ordinance No. 2026-23 caption read into record by Shelley McElhannon. Drew Paxton presented information.

Councilmember Sigerman made a motion to approve Ordinance No. 2026-23 on first reading, seconded by Councilmember Harris. Motion approved 5-0.

7. PUBLIC HEARINGS AND RESOLUTIONS:

7.A Resolution No.42-2026. A Resolution granting a Conditional Use Permit to authorize General Contractor, maintenance and repair on the property located at 403 Schreiner Street; the property located within a Light Commercial Zoning District (C2); and making the permit subject to certain conditions and restrictions.

Drew Paxton provided information and responded to questions. Mayor Herring opened the public hearing at 7:40 p.m. The following person(s) spoke: Mark Stone, Nathan Jones. Mayor Herring closed the public hearing at 7:43 p.m.

Councilmember McKinney made a motion to approve Resolution No. 42-2026, seconded by Councilmember Smith. Motion approved 5-0.

8. CONSIDERATION AND POSSIBLE ACTION:

8.A Employment Matters: Appointment of Municipal Court Judge. This item is eligible for Executive Session 551.074.

Mayor Herring proposed to discuss this item in Executive Session.

9. BOARD APPOINTMENTS:

9.A Appointment to the Tax Increment Reinvestment Zone Board #1.

Councilmember Sigerman made a motion to reappoint Judy Eychner, Laura Fore, and Andrew Gay to the Tax Increment Reinvestment Zone Board #1, seconded by Mayor Herring. Motion approved 5-0.

10. EXECUTIVE SESSION: Councilmember Smith made a motion to enter Executive Session under 551.074, seconded by Councilmember Harris. Motion approved 5-0, and at 7:45 p.m. Council recessed Open Session and convened Closed Executive Session.

10.A Employment Matters: Appointment of the Municipal Court Judge. 551.074

At 8:02 p.m., City Council adjourned closed executive session, and reconvened Open Session. No action was taken during closed executive session.

11. ACTION ON ITEMS DISCUSSED IN EXECUTIVE SESSION, IF ANY. None.

12. ITEMS FOR FUTURE AGENDAS: McKinney requested to discuss Tivy Mountain condemnation on a future agenda, and the Airport Budget on a future agenda; both items were seconded by Mayor Herring.

ADJOURN. Meeting adjourned 8:03 p.m.

APPROVED BY COUNCIL: _____

APPROVED:

ATTEST:

Joe Herring Jr., Mayor

Shelley McElhannon, City Secretary



**TO BE CONSIDERED BY THE CITY COUNCIL
CITY OF KERRVILLE, TEXAS**

CAPTION: Ordinance No. 2026-20, second reading. An Ordinance adopting the annual budget for the City of Kerrville, Texas, Fiscal Year 2027; providing appropriations for each City department and fund; containing a cumulative clause; and containing a savings and severability clause. *(J Behrens, Director Finance) (September 8, 2026, Council unanimously approved Ordinance, first reading)*

AGENDA DATE: September 22, 2026

DATE SUBMITTED: 09/10/2026

SUBMITTED BY:

JULIE BEHRENS, Director of Finance

EXHIBITS:

1. 20260922 Ord 2026-20 FY2027 Budget 2nd read

Expenditure:

Amount Budgeted:

Account Number:

Account Balance:

**Payment to/Vendor
name:**

Kerrville 2050 Item?

Key Priority Area:

No

SUMMARY:

The Proposed Budget for Fiscal Year 2027 is available on the City's website, at City Hall in the City Secretary's Office, and at the Butt-Holdsworth Memorial Library.
(First reading of Ordinance was approved 5-0 by roll call vote, September 8, 2026).

RECOMMENDED ACTION:

Discuss and approve Ordinance No. 2026-20 on second reading.

**CITY OF KERRVILLE, TEXAS
ORDINANCE NO. 2026-20**

**AN ORDINANCE ADOPTING THE ANNUAL BUDGET FOR THE
CITY OF KERRVILLE, TEXAS, FISCAL YEAR 2027; PROVIDING
APPROPRIATIONS FOR EACH CITY DEPARTMENT AND
FUND; CONTAINING A CUMULATIVE CLAUSE; AND
CONTAINING A SAVINGS AND SEVERABILITY CLAUSE**

WHEREAS, in accordance with Sections 8.01 and 8.03 of the City Charter and Section 102.005 of the Texas Local Government Code, the City Manager, on or before July 31, 2026, prepared and filed with the City Secretary and had placed on the City's website, a proposed budget for the City of Kerrville, Texas, for the fiscal year beginning October 1, 2026, and ending September 30, 2027, sometimes referred to as "Fiscal Year 2027"; and

WHEREAS, in accordance with Section 551.043(c) of the Texas Government Code, the City has made the proposed budget clearly accessible on the home page of the City's website along with a taxpayer impact statement showing, for the median valued homestead property, a comparison of the property tax bill in dollars pertaining to the property for the current fiscal year to an estimate of the property tax bill in dollars for the same property for Fiscal Year 2027 if (1) City Council adopts the proposed budget; and (2) a balanced budget funded at the no-new-revenue tax rate as calculated under Chapter 26, Texas Tax Code, is adopted.

WHEREAS, in accordance with Section 8.03 of the City Charter and Sections 102.006 and 102.065 of the Texas Local Government Code, and after providing the required public notice in the City's official newspaper not less than ten days prior to the date of the public hearing, a public hearing was duly held on September 8, 2026, at the time and place set forth in the public notice, said date being more than fifteen days subsequent to the filing of the proposed budget by the City Manager, at which time all interested persons were given an opportunity to be heard for or against any item within the proposed budget; and

WHEREAS, after due deliberation, study, and consideration of the proposed budget, to include the opportunity of making any amendments to the budget proposed by the City Manager that City Council has determined are (1) warranted by law or (2) in the best interest of the taxpayers of the City, City Council is of the opinion that the Official Budget for Fiscal Year 2027, with any such amendments described and discussed, should be approved and adopted, in accordance with Section 8.05 of the City Charter and Section 102.007 of the Texas Local Government Code;

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF
THE CITY OF KERRVILLE, KERR COUNTY, TEXAS:**

SECTION ONE. The Official Budget of the City of Kerrville, Texas, a copy of which is on file in the office of the City Secretary, at the Butt-Holdsworth Memorial Library, and on the City's website referenced by the date and number of this Ordinance, and incorporated by reference as if fully set out herein, is adopted, in accordance with Article VIII of the City Charter and Chapter 102 of the Texas Local Government Code.

SECTION TWO. The appropriations by department, fund, or other organization unit and the authorization and allocation for each program or activity are deemed to provide a complete financial plan of City funds and activities for the Fiscal Year 2027, in accordance with Section 8.04 of the City Charter and Chapter 102 of the Texas Local Government Code.

SECTION THREE. The provisions of this Ordinance are to be cumulative of all other ordinances or parts of ordinances governing or regulating the same subject matter as that covered herein; provided, however, that all prior ordinances or parts of ordinances inconsistent with or in conflict with any of the provisions of this Ordinance are hereby expressly repealed to the extent of any such inconsistency or conflict.

SECTION FOUR. If any section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be unconstitutional or invalid, such holding shall not affect the validity of the remaining portions of this Ordinance. City Council declares that it would have passed this Ordinance and each section, subsection, sentence, clause, or phrase hereof irrespective of the fact that any one or more sections, subsections, sentences, clauses, or phrases be declared unconstitutional or invalid.

THE MEMBERS OF CITY COUNCIL VOTED AS FOLLOWS IN ACCORDANCE WITH THE CITY CHARTER AND STATE LAW:

FIRST READING:

[1ST MOTION TO STATE AS FOLLOWS: *Motion to approve Ordinance No. 2026-20 to adopt the City's budget for Fiscal Year 2027 on 1st reading.*]

City Secretary to take record vote as follows:

	YES	NO
Joe Herring, Jr., Mayor	<u>X</u>	_____
Delayne Sigerman, Place 1	<u>X</u>	_____
Jeff Harris, Place 2	<u>X</u>	_____
Kent McKinney, Place 3	<u>X</u>	_____
Crystal Smith, Place 4	<u>X</u>	_____

[2ND MOTION TO STATE AS FOLLOWS: *Motion ratifying vote to adopt a budget that will require raising more revenue from property taxes than the previous fiscal year.*]

PASSED AND APPROVED ON FIRST READING, this the 8th day of September A.D., 2026.

SECOND READING:

[1ST MOTION TO STATE AS FOLLOWS: *Motion to approve Ordinance No. 2026-20 to adopt the City's budget for Fiscal Year 2027 on 2nd reading.*]

City Secretary to take record vote as follows:

	YES	NO
Joe Herring Jr., Mayor	_____	_____
Delayne Sigerman, Place 1	_____	_____
Jeff Harris, Place 2	_____	_____
Kent McKinney, Place 3	_____	_____
Crystal Smith, Place 4	_____	_____

[2ND MOTION TO STATE AS FOLLOWS: *Motion ratifying vote to adopt a budget that will require raising more revenue from property taxes than the previous fiscal year.*]

PASSED AND APPROVED ON SECOND AND FINAL READING, this the 22nd day of September, A.D., 2026.

Joe Herring, Jr., Mayor

APPROVED AS TO FORM:

ATTEST:



William L. Tatsch, City Attorney

Shelley McElhannon, City Secretary

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**TO BE CONSIDERED BY THE CITY COUNCIL
CITY OF KERRVILLE, TEXAS**

CAPTION: Ordinance No. 2026-21, second reading. An Ordinance levying an Ad Valorem (Property) Tax for the use and the support of the Municipal Government for the City of Kerrville, Texas, for Fiscal Year 2027; apportioning each levy for specific purposes; and providing when taxes shall become due and when same shall become delinquent if not paid. *(J Behrens, Director Finance) (September 8, 2026, Council unanimously approved Ordinance, first reading).*

AGENDA DATE: September 22, 2026

DATE SUBMITTED: 09/10/2026

SUBMITTED BY:

JULIE BEHRENS, Director of Finance

EXHIBITS:

1. 20260922 Ord 2026-21 Ad Valorem Tax FY27 2nd read

Expenditure:

Amount Budgeted:

Account Number:

Account Balance:

**Payment to/Vendor
name:**

Kerrville 2050 Item?

Key Priority Area:

No

SUMMARY:

Ordinance #2026-21 proposes a tax rate of \$0.5995 per \$100 of assessed value, of which \$0.1392 is the Interest & Sinking portion, dedicated to paying debt and \$0.4603 is the Maintenance & Operations portion (calculated at the Disaster Rate) for consideration by City Council. Based on this rate, the median-valued homestead of \$334,070 will pay an estimated \$2,003 in property taxes.

(First reading of Ordinance was approved 5-0 by roll call vote, September 8, 2026).

RECOMMENDED ACTION:

Approve Ordinance No. 2026-21 on second reading.

**CITY OF KERRVILLE, TEXAS
ORDINANCE NO. 2026-21**

AN ORDINANCE LEVYING AN AD VALOREM (PROPERTY) TAX FOR THE USE AND THE SUPPORT OF THE MUNICIPAL GOVERNMENT FOR THE CITY OF KERRVILLE, TEXAS, FOR FISCAL YEAR 2027; APPORTIONING EACH LEVY FOR SPECIFIC PURPOSES; AND PROVIDING WHEN TAXES SHALL BECOME DUE AND WHEN SAME SHALL BECOME DELINQUENT IF NOT PAID

WHEREAS, City Council finds that an ad valorem (property) tax must be levied to provide for expenses and improvements for the City of Kerrville, Texas, during Fiscal Year 2027 (Oct. 1, 2026-Sept. 30, 2027); and

WHEREAS, City Council further finds that an ad valorem tax must be levied to provide for the payment of principal and interest on outstanding debt maturing in Fiscal Year 2027; and

WHEREAS, after due deliberation, study, and consideration of the proposed tax rate for Fiscal Year 2027, City Council has determined that adoption of the rate is in the best interest of the taxpayers of the City and it should be adopted in accordance with law;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF KERRVILLE, KERR COUNTY, TEXAS:

SECTION ONE. There is hereby levied and there shall be collected for the use and support of the municipal government of the City of Kerrville, Texas, and to provide interest and sinking funds for the Fiscal Year 2027, a tax of **\$0.5995** on each one hundred dollars (\$100.00) valuation of all property, comprising real, personal, and mixed, within the corporate limits of the City subject to taxation, for the specific purposes herein set forth:

A. For current expenditures of the City and for the general improvement, use, and support of the City and its property (*i.e.*, expenditures for maintenance and operations), there is hereby levied and ordered to be assessed and collected for the Fiscal Year 2027 on all property situated within the corporate limits of the City, and not exempt from taxation by a valid law, an ad valorem tax rate of **\$0.4603** on each one hundred dollars (\$100.00) valuation of such property.

B. For the purpose of paying principal and interest and providing payments into various debt service funds for each issue of tax supported debt, there is hereby levied and ordered to be assessed and collected for the Fiscal Year 2027

on all property situated within the corporate limits of the City and not exempt from taxation by a valid law, an ad valorem tax for each issue of debt described in this Section, the sum of such levies being **\$0.1392** on each one hundred dollars (\$100.00) valuation of such property.

SECTION TWO. The ad valorem taxes levied are due on October 1, 2026, and may be paid up to and including January 31, 2027, without penalty, but if not paid, such taxes are delinquent on February 1, 2027; provided, however, in accordance with Section 31.03(a) of the Texas Tax Code, the ad valorem taxes due hereunder may, at the option of the taxpayer, be paid in two payments without penalty or interest so long as the first payment of one-half of the taxes levied is paid before December 1, 2026, and the remaining one-half is paid before July 1, 2027.

SECTION THREE. No discounts are authorized on property tax payments made prior to January 31, 2027.

SECTION FOUR. All taxes become a lien upon the property against which assessed and the designated City tax collector for the City of Kerrville is authorized and empowered to enforce the collection of such taxes according to the Constitution and Laws of the State of Texas and ordinances of the City, and shall by virtue of the tax rolls, fix and establish a lien by levying upon such property, whether real or personal, for the payment of said taxes, penalty, and interest. All delinquent taxes shall bear interest and other charges from date of delinquency as prescribed by state law.

SECTION FIVE. THIS TAX RATE WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE. THE TAX RATE WILL EFFECTIVELY BE RAISED BY 6.70% AND WILL RAISE TAXES FOR MAINTENANCE AND OPERATIONS ON A \$100,000 HOME BY APPROXIMATELY \$28.90.

FIRST READING:

[MOTION TO STATE AS FOLLOWS: *Motion to approve Ordinance No. 2026-21 and that the property tax rate be increased by the adoption of a tax rate of \$0.5995, which is effectively a 6.70% percent increase in the tax rate.*]

City Secretary to take record vote as follows:

	YES	NO
Joe Herring, Jr., Mayor	<u>X</u>	_____
Delayne Sigerman, Place 1	<u>X</u>	_____
Jeff Harris, Place 2	<u>X</u>	_____
Kent McKinney, Place 3	<u>X</u>	_____
Crystal Smith, Place 4	<u>X</u>	_____

PASSED AND APPROVED ON FIRST READING, this the 8th day of September, A.D., 2026.

SECOND READING:

[MOTION TO STATE AS FOLLOWS: *Motion to approve Ordinance No. 2026-21 and that the property tax rate be increased by the adoption of a tax rate of \$0.5995, which is effectively a 6.70% percent increase in the tax rate.*]

City Secretary to take record vote as follows:

	YES	NO
Joe Herring, Jr., Mayor	_____	_____
Delayne Sigerman, Place 1	_____	_____
Jeff Harris, Place 2	_____	_____
Kent McKinney, Place 3	_____	_____
Crystal Smith, Place 4	_____	_____

PASSED AND APPROVED ON SECOND AND FINAL READING, this the 22nd day of September, A.D., 2026.

Joe Herring, Jr., Mayor

APPROVED AS TO FORM:

ATTEST:



William L. Tatsch, City Attorney

Shelley McElhannon, City Secretary



**TO BE CONSIDERED BY THE CITY COUNCIL
CITY OF KERRVILLE, TEXAS**

CAPTION: Ordinance No. 2026-23, second reading. An Ordinance amending Chapter 18 of the Code of Ordinances, City of Kerrville, Texas, such chapter more commonly known as the City's Animals Code; by amending said Code to add definitions; enhancing management of feral cats; increasing the insurance requirement for dangerous dogs; addressing liability for property damage caused from removing an animal from a vehicle or enclosed trailer; providing a cumulative clause; providing for severability; providing an effective date; ordering publication; and providing other matters relating to the subject. *(D Paxton, Director Development) (September 8, 2026, Council unanimously approved Ordinance, first reading)*

AGENDA DATE: September 22, 2026

DATE SUBMITTED: 09/10/2026

SUBMITTED BY:

Drew Paxton, Director of Planning and Development

EXHIBITS:

1. 20260908 Ord 2026-23 Animal Code amendments

Expenditure:

Account Number:

**Payment to/Vendor
name:**

Amount Budgeted:

Account Balance:

Kerrville 2050 Item?

No

Key Priority Area:

SUMMARY:

The proposed amendments to Chapter 18 are intended to improve the City's ability to administer and enforce the Animals Code while providing greater clarity to residents regarding their responsibilities as animal owners and caregivers. The ordinance makes targeted changes to improve administration and enforcement of the Animals Code, including:

- Clarifying animal-related definitions and enforcement provisions;
- Establishing additional requirements for management of feral cat colonies;
- Clarifying authority and owner responsibility when animals are removed from vehicles;
- Clarifying animal registration, microchipping, care, and restraint requirements;

and

- Updating regulations for fowl, rabbits, and ferrets.

The amendments are intended to provide clearer requirements for residents and more effective tools for Animal Control to administer and enforce the City's regulations.

Staff Recommendation: Approve Ordinance No. 2026-23.

(On September 8, 2026, City Council unanimously approved Ordinance on first reading)

RECOMMENDED ACTION:

Approve Ordinance No. 2026-23 on second reading.

**CITY OF KERRVILLE, TEXAS
ORDINANCE NO. 2026-23**

AN ORDINANCE AMENDING CHAPTER 18 OF THE CODE OF ORDINANCES, CITY OF KERRVILLE, TEXAS, SUCH CHAPTER MORE COMMONLY KNOWN AS THE CITY'S ANIMALS CODE; BY AMENDING SAID CODE TO ADD DEFINITIONS; ENHANCING MANAGEMENT OF FERAL CATS; INCREASING THE INSURANCE REQUIREMENT FOR DANGEROUS DOGS; ADDRESSING LIABILITY FOR PROPERTY DAMAGE CAUSED FROM REMOVING AN ANIMAL FROM A VEHICLE OR ENCLOSED TRAILER; PROVIDING A CUMULATIVE CLAUSE; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE; ORDERING PUBLICATION; AND PROVIDING OTHER MATTERS RELATING TO THE SUBJECT

WHEREAS, the City of Kerrville adopted a comprehensive animal code in 2024 in light, in part, of changes in state law; and

WHEREAS, the City has hired an Animal Control Officer who has identified several necessary amendments to ensure the effective regulation of animals within the City; and

WHEREAS, City Council finds that the amendments to the Animals Code are in the public interest and are necessary to ensure effective and efficient enforcement of animal related regulations;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF KERRVILLE, KERR COUNTY, TEXAS:

SECTION ONE. Chapter 18 of the Code of Ordinances of the City of Kerrville, Texas, is amended by adding the language that is indicated in blue and underlined (addition) and deleting the language that is indicated in red and stricken (~~deleted~~) to the sections as follows:

“Sec. 18-1. – Definitions.

Abandonment means to desert or to leave:

- (1) In an enclosure on private property without care, food, shelter, or a continuous source of clean water for a period of 24 hours or more;
- (2) On private property without the consent of the owner or person with legal right to control the property; ~~or~~

- (3) On public property without the express written permission of the animal control authority or owner or agent in charge of the property;
or
(4) On private property that is not occupied by any person(s) more than fifty percent (50%) of any 30-day period. It shall be an affirmative defense if the absence was due to business, vacation, or emergency.

Animal means any member of the group of living beings belonging to the subphylum vertebrate, specifically excluding human beings. Animals includes any and all types, both domesticated and wild, male and female, warm and cold blooded.

Animal control authority means the person or persons designated by the city manager or applicable state law to enforce this chapter, including animal control officers, and duly licensed peace officers. The term includes both city employees and the county's animal services department in its role as the "local rabies control authority."

Animal dealer means any person, partnership, or corporation engaging in the business of buying, selling, or trading animals to others in any public area, including, but not limited to, sale of any animal at a roadside stand, booth, flea market, or other temporary site. This definition does not include private party animal sales, non-profit animal rescue groups, or animal services facility.

Animal establishment means any facility or business that has custody or control of animals within the city including, but not limited to, pet shops, pet grooming facilities, animal auction facilities, or commercial kennels. This term does not include veterinary or medical facilities or research or other facilities licensed by government agencies.

Animal exhibition means any exhibition or act featuring performing animals, including circuses, temporary animal exhibits, petting zoos, and private zoos. Such exhibitions shall not include resident or nonresident dog and cat shows that are sponsored and/or sanctioned by the animal service division.

Animal services facility means an establishment operated by the city or county for the temporary confinement, safekeeping, and control of animals that come into the custody of the city or county.

~~*Animal shelter* means a facility designated or recognized by the city for the purpose of impounding and caring for animals.~~

Assistance animal means any guide dog, signal dog, or other animal individually trained to do work or perform tasks for the benefit of an individual with special needs, including, but not limited to, guiding individuals with

impaired vision, alerting individuals with impaired hearing to intruders or sounds, providing minimal protection or rescue work, pulling a wheelchair, or fetching dropped items.

At large means ~~to be free of physical restraint beyond the boundaries of the premises of the owner~~ an animal (excluding sterilized and registered cats) that meets one (1) of the following criteria:

- (1) On premises of owner. Any animal not confined to the premises of the owner by some physical means of sufficient height, strength, length, and/or manner of construction to preclude the animal from leaving the premises of the owner.
- (2) Off premises of owner. Any animal that is not physically and continually restrained by some person by means of a leash or chain of proper strength and length that precludes the animal from making unsolicited contact with any person, their clothing, their property, or their premises.

The term shall not include animals, with required permits, being exhibited while under the immediate physical control of a person.

Cat means any member of the family *Felis domestica* catus. Cats and related terms are defined as follows:

- (1) *Ear tipping.* A technique for painless removing of a quarter-inch (1/4") off the top of the feral cat's left ear by a licensed veterinarian while the cat is anesthetized for spaying/neutering for the purpose of permanently identifying a feral cat that has been evaluated, vaccinated, and sterilized.
- (2) *Feral cat.* Any cat that is too poorly socialized to be handled and, therefore, must be trapped and sedated for examination and cannot be placed into a typical pet home.
- (3) *Feral cat caregiver.* A person who feeds feral cats, performs trap-neuter-return, and provides long-term care and monitoring for adult feral cats that are returned.
- (4) *Feral cat colony.* Three or more cats that have been fed and cared for at some level but are not claimed by any one person.
- (5) *Free roaming cats.* Cats that are not confined to the house or an enclosure and are at large.

- (6) Managed feral cat colony. A feral cat colony in which all cats have been sterilized and vaccinated and are provided daily food and shelter by a feral cat caregiver. The caregiver follows the most structured form of TVARM. This means to trap, vaccinate, alter, return, and manage.
- (7) Registered feral cat colony. A feral cat colony that is registered with animal control and meets all requirements of this chapter.
- (8) Stray cat. Cats that are currently or recently owned but are lost from their homes.

City means the City of Kerrville, Texas.

City council means the city council for the City of Kerrville, Texas.

City manager means the city manager or designee for the City of Kerrville, Texas.

~~*Community cat* means a feral cat that has been (1) ear tipped and microchipped, (2) vaccinated, and (3) sterilized through trap neuter return.~~

~~*Community cat caregiver* means a person who participates in trap neuter return. A community cat caregiver is not considered the owner, caretaker, custodian, harborer, or keeper of a community cat.~~

~~*Community cat colony* means a group of community cats that congregate, more or less, together as a unit and may share a common food source.~~

County means Kerr County and its authority and responsibilities under state law and the applicable order of the commissioner court as the local rabies control authority.

Court means the municipal court of the City of Kerrville, Texas, or a Kerr County justice court.

Coyote hybrid means an animal that is the offspring created by the mating of a coyote with a non-coyote animal, or is shown to be a coyote hybrid by the testimony of a licensed veterinarian or animal control officer, or is represented to be a coyote hybrid by a person who owns or exercises control or custody of said animal.

Currently vaccinated means properly injected with a rabies vaccine licensed for use in the subject species by the United States Department of Agriculture and administered by or under the direct supervision of a licensed veterinarian.

Dangerous dog means a dog that:

- (1) Makes an unprovoked attack on a person that causes bodily injury and occurs in a place other than an enclosure in which the dog was being kept and that was reasonably certain to prevent the dog from leaving the enclosure on its own; ~~or~~
- (2) Commits unprovoked acts in a place other than an enclosure in which the dog was being kept and that was reasonably certain to prevent the dog from leaving the enclosure on its own and those acts cause a person to reasonably believe that the dog will attack and cause bodily injury to that person.; or
- (3) Meets the definition of a dangerous dog under applicable state law.

Dog means any member of the family *Canis familiaris* excluding coyote and wolf hybrids ~~which contain any percentage of wolf.~~

Domestic animal means a tame, gentle animal (including *Felis domestica* and *Canis familiaris*), caged birds, amphibians, fish, reptiles other than poisonous, venomous, or otherwise dangerous reptiles; small caged rodents; and *P. furus* (the common ferret).

~~*Ear tipping* means the removal of the 3/8-inch tip of a cat's ear, performed while the cat is under anesthesia, to identify the cat as being a community cat that has been sterilized and lawfully vaccinated for rabies.~~

Enclosure means:

- (1) A structure with lockable windows and doors;
- (2) A tether, as defined by this chapter and in compliance with this chapter;
or
- (3) A fenced area that is reasonably certain to prevent the animal in question from escaping.

~~*Feral cat* means a free-roaming domestic cat which is not owned and is not socialized to people.~~

Fowl means domesticated animals belonging to the class of *Aves* including chickens, poultry, game birds, pigeons, or similar whether kept for pleasure or for profit.

Impound means the act of placing an animal in an animal shelter.

Livestock means domestic animals generally used or raised on a farm for profit, work, or pleasure, including cattle, sheep, swine, horses, donkeys, mules, domesticated game animals, and llamas. Livestock does not include mini-pigs.

Mini-pig means any of the domesticated forms of the species *suidae sus scrofa*, under 180 pounds, originating in Southeastern Asia, and having a straight tail, potbelly, swayback, and coat that is black, white, or both.

Neutered means rendered permanently incapable of reproduction. The term neuter is synonymous with spay or sterilize.

Nonprofit animal welfare organization means a nonprofit organization that has as its purpose 1) the prevention of cruelty to animals; or, 2) the sheltering of, caring for, and providing homes for lost, stray, and abandoned animals.

Owner means any person, partnership, corporation, association, or legal entity that ~~who has a right of property to an animal, keeps or~~ harbors, shelters, keeps, controls, manages, possesses, or has whole or part interest in any animal, ~~has an animal in their care, acts as custodian of an animal, or who permits an animal to remain on or about his or her premises.~~ The occupant, owner, or head of household of any premises where an animal remains for seventy-two (72) hours or more shall be rebuttably presumed to be the owner of such animal, unless the animal has been reported to the city enforcement agency as a stray animal. An occupant of any premises on which a dog or cat remains or customarily returns is a person responsible for it under this chapter. If a person under the age of seventeen (17) years owns an animal subject to the provisions of this chapter, the head of the household of which such person under the age of seventeen (17) years is a member shall be the person responsible for the animal under this chapter. Such household head may himself be under the age of seventeen (17) years and therefore subject to prosecution under this chapter. There may be more than one person responsible for an animal.

Person means any individual, firm, corporation, partnership, other business unit, society, association or other legal entity, any public or private institution, the state, or any municipal corporation or political subdivision of the state.

Pet animal means an animal that may be kept as a pet within the city so long as all of the required provisions of this chapter are met, and is not a dangerous wild animal or a wild animal, including but not limited to the following animals:

- (1) Reptiles: Any nonvenomous reptile that is not protected from ownership by an state or federal law;

- (2) Birds: any birds commonly kept as pets that are not protected from ownership by any state or federal law, or any bird kept for falconry purposes by a state and federally permitted falconer;
- (3) Fish: any fish commonly kept as pets that are not protected from ownership by any state or federal law; or
- (4) Mammals: any animals commonly kept as pets including dogs, cats, ferrets, rabbits, guinea pigs, hamsters, hedgehogs, rats, mice, chinchillas, and sugar gliders, but not limited to these.

Quarantine means to take into custody, place in confinement, and isolate from human beings and other animals. The quarantine period for a dog, cat, or a domestic ferret for rabies observation is ten (10) days or 240 hours from the date and time of the bite, scratch, or other exposure, or as recommended by the regional veterinarian from the department of state health services.

Registration or registered means a tag worn on a collar for identification and annually renewed with the registration authority and/or an implanted registered microchip.

Registration authority means the agency or department designated by the city manager and charged with registering animals upon confirmation of a rabies vaccination.

Restraint means ~~that an animal is considered under restraint if it is within a secured enclosure, secured by a leash or lead, or under the physical control of a responsible person~~ to control an animal by physical means so that it remains on the premises of the owner, or, when off the owner's premises, by means of a cage or leash or rope under the direct control of a person of sufficient strength or control the animal.

Secured enclosure means a structure that has working locks on doors and windows or a fenced area that meets the following criteria:

- (1) Lockable or otherwise capable of preventing the entry of the general public, including children;
- (2) Capable of preventing the release or escape of the dog being secured;
- (3) Clearly marked as containing a dangerous dog by signs at all entrances; and
- (4) Of sufficient height and depth to prevent the dog from climbing out or digging under.

Seize means the act of taking physical possession of an animal.

Serious bodily injury means an injury characterized by severe bite wounds or severe ripping and tearing of muscle that would cause a reasonably prudent person to seek treatment from a medical professional and would require hospitalization without regard to whether the person actually sought medical treatment.

Tether means a ~~chain~~, rope, leash, cable, or other device that is attached to a stationary object or cable run as a means of restraining an animal.

Trap-neuter-return means a nonlethal approach to feral cat population control where feral cats are humanely trapped, sterilized and vaccinated, ear-tipped and microchipped, and then returned to the location where they were originally trapped or to another ~~community~~ cat colony when authorized under section 18-324.

Unprovoked attack or acts means an attack or act by a dog which took place even though the person that was attacked did not unreasonably do anything to cause or encourage the attack or act.

Wild animals means all undomesticated animals including lions, tigers, bears, wolves, wolf hybrids, coyote, coyote hybrids, apes, monkeys, foxes, baboons, skunks, raccoons, squirrels, birds of prey, migratory birds, other nondomestic birds, and all forms of poisonous, venomous, or otherwise dangerous reptiles.

Wolf hybrid means a canid that is the offspring created by the mating of a wolf with a non-wolf animal, or is shown to be a wolf hybrid by the testimony of a licensed veterinarian or an animal control officer, or is represented to be a wolf hybrid by a person who owns or exercises control or custody over said animal.

Sec. 18-2. Enforcement.

(a) It shall be the duty of the animal control authority to carry out all applicable provisions of this chapter and to seize and impound all animals when authorized or required by this chapter.

(b) Any offense of this chapter is considered a nonculpable offense, unless the section specifically sets out the necessary culpability for the offense. The penalty for a violation of this chapter shall be as set forth in section 1-7 of this Code.

(c) It is unlawful for a person to interfere with, hinder, or molest any agent of the animal control authority in the performance of any duty as herein provided. It shall also be unlawful for a person to remove an animal from or inflict damage upon a humane live trap set by the animal control authority.

(d) It is unlawful for an animal's owner or ~~community~~ cat caregiver to intentionally or knowingly deceive or mislead the animal control authority by statement, action, or omission in order to avoid a penalty, charge, or other consequence under this chapter.

(e) In any case where one or more animals have been the cause of a substantial number of bona fide nuisance complaints under this chapter from multiple sources, the animal control authority may petition the court to order the removal of the animal(s) from the city limits. A substantial number of nuisance complaints means three or more complaints within the past 12 months. Multiple sources means that there are two or more reporting parties that do not reside at the same address. A complaint is bona fide if made in good faith and is not unfounded, as determined by the animal control authority. If the court orders the animal removed, it must be microchipped (dogs and cats only), registered with the animal control authority, and removed to a permanent location that is greater than 5,000 feet outside the city limits. If an animal that was ordered removed is found within the boundary of 5,000 feet outside the city limits, the city manager may obtain a seizure warrant from the court, which warrant shall order the humane disposition of such animal in accordance with this chapter.

....

Sec. 18-5. Redemption.

The owner of any impounded animal may reclaim same by signing any citations issued for alleged violations of this chapter and paying all impoundment fees, fines and other accrued expenses. If an animal is not redeemed within three days of impoundment and that the animal shelter is open to the public, the animal control up for adoption or arrange for other humane disposition. If an animal has been previously impounded, the impoundment fee may be raised. A ~~community~~ feral cat caregiver may reclaim a ~~community~~ feral cat in the same manner as an owner. A ~~community~~ feral cat caregiver may only reclaim a feral cat if it is, or will be, ear-tipped, microchipped, vaccinated, and sterilized before being reclaimed.

....

Sec. 18-30. Rabies vaccination and registered.

(a) *Required; exception.* Except as otherwise provided, no person shall own, keep, or harbor any dog or cat over four months of age within the City limits unless such dog or cat is currently vaccinated and registered. The provisions of this section do not apply to animals owned by a licensed research facility or government operated animal shelter.

(b) *Vaccination by licensed veterinarian.* All dogs and cats shall be vaccinated against rabies by a licensed veterinarian in accordance with Section 826.021, Texas Health and Safety Code.

(c) *Microchipping.* All dogs and cats shall be microchipped and owners shall thereafter update the microchip company with the current address of the owner.

(d) *Time limit for registration; exception.* The owner of a dog or cat shall seek registration within 30 days after obtaining a dog or cat over four months of age. This requirement will not apply to a nonresident keeping a dog or cat within the city for no longer than 60 days. New residents must apply for registration within 30 days of establishing residency.

(e) *Registration period; registration to be attached to collar; transferability; records.* Except as otherwise provided, the registration period shall be for one year. Each applicant shall pay the appropriate fee annually and shall supply all information reasonably requested on forms supplied by the registration authority. Registration furnished by the registration authority shall be of durable material. Registration issued for a dog or cat must be attached to the collar of the animal and must be worn at all times. Registrations are not transferable. A record of all registrations issued shall be maintained by the registration authority; and such records shall be available to the animal control authority if not the same entity. The registration authority shall maintain records for five years.

(f) *Failure to obtain registration.* A registration shall be issued after payment of the required fee, and a showing of proof of vaccination by a licensed veterinarian. A person who fails to obtain registration for his or her dog or cat as required within the time period specified in this section will be subjected to a delinquent fee.

(g) *Waiver of registration fee.* Registration fees shall be waived for dogs serving the blind, deaf, or other persons with disabilities as defined by law, or government-owned dogs used for law enforcement. All other registration provisions will apply.

(h) *Tag required.* It is unlawful for a person to have a dog or cat in their care, custody or control which does not have a current vaccination tag and a license on the dog or cat.

(i) *Exception.* This section does not apply to ~~community~~ feral cats with up-to-date vaccinations.

Sec. 18-31. Public Nuisances.

(a) All dogs and cats, excluding ~~community~~ feral cats, shall be kept under restraint.

(b) No dog or cat may be allowed to cause a nuisance. The owner of every dog or cat shall be held responsible for every behavior of such dog or cat under the provisions of this article.

(c) A dog or cat is considered a nuisance if it:

- (1) damages, soils, defiles, or defecates on private property other than the owner's or on public walks and recreation areas unless such waste is immediately removed and properly disposed of by the owner; causes unsanitary, dangerous, or offensive conditions; causes a disturbance by excessive barking or other noisemaking; chases vehicles; or molests, attacks, or interferes with persons or other domestic animals on public property or private property not belonging to the pet animal's owner;
- (2) engages in conduct that establishes such animal as a "dangerous animal";
- (3) is "at large" (excluding sterilized and registered cats that are identified by some means of traceable identification);
- (4) produces odors or unclean conditions sufficient to offend a person of normal sensibilities;
- (5) creates a condition conducive to the breeding of flies or other pests;
- (6) creates a condition that is dangerous to human life or health;
- (7) renders the ground, the water, the air, or human food a hazard or injurious to human life or health;
- (8) is offensive to the senses; or
- (9) is detrimental to the public health.

(d) ~~Engage in conduct that establishes such animal as a "dangerous animal."~~Failure to secure and maintain proper fencing that has or may allow a dog or cat to be at large is considered a nuisance.

(de) It is unlawful for a person to feed feral cats or to provide food for feral cats. It is an affirmative defense if the person is a ~~community~~ feral cat caregiver maintaining a ~~community~~ registered feral cat colony.

(ef) If a ~~community~~ feral cat colony is the source for a substantial number of nuisance complaints from multiple sources, the affirmative defense under subsection (de) does not apply and the ~~community~~ feral cat colony must be relocated or the cats claimed by owners and re-homed per the city animal control officer's discretion. A substantial number of nuisance complaints means three or more complaints within the past 12 months. Multiple sources means that there are two or more reporting parties that do not reside at the same address.

....

Sec. 18-32. ~~Community~~ Feral cats.

(a) ~~Community~~ Feral cats impounded on a nuisance complaint shall be humanely euthanized after expiration of the redemption period unless a ~~community~~ feral cat caregiver claims the ~~community~~ feral cat and agrees and is able to relocate the cat to another location, in compliance with this chapter. ~~Community~~ Feral cats may be held longer, as space is available in the animal shelter.

(b) ~~Community~~ Feral cats that bite or scratch a person shall undergo rabies observation or testing, shall be euthanized in accordance with law, and may not be released, including to a ~~community~~ feral cat caregiver.

....

Sec. 18-33. Redemption.

(a) A ~~community~~ feral cat released to a ~~community~~ feral cat caregiver may be released without payment of an impoundment fee, unless the ~~community~~ feral cat was seized pursuant to a nuisance complaint.

(b) Any dog or cat confined for rabies quarantine, evidence, or other purpose may be redeemed by the owner thereof upon payment of a fee. Disposal of a dog or cat by any method specified herein does not relieve the owner of liability for violations and accrued charges.

(c) No dog or cat required to be registered or vaccinated under this chapter may be redeemed until arrangements for such registration and vaccination have been made.

(d) As a condition for redemption, the animal control authority may require a dog or cat, including ~~community~~ feral cats, to be microchipped and have the microchip registered such that the animal control authority is able to identify the owner or ~~community~~ feral cat caregiver, as applicable.

. . . .

Sec. 18-34. Feral Cat Colonies ~~Registration fees~~.

Any person who would like to become a feral cat caregiver must register the managed feral cat colony with the city and execute a contract with the city that informs the potential feral cat caregiver of all city ordinances and rules associated with feral cat colonies.

Sec. 18-3~~4~~5. Registration fees.

Any and all registration fees required by this chapter shall be set by city council after direct consultation with the county as to the appropriate fee amounts. The resolution shall also determine the conditions of payment and collection of the required fees.

Sec. 18-3~~5~~6. Over four dogs and/or cats prohibited.

(a) It is unlawful for a person to harbor, keep, or maintain more than four dogs, cats, or a combination thereof on any property within the city. This section does not apply to a property owned and/or operated by a governmental entity, a nonprofit animal welfare organization, or an animal shelter.

(b) It is an affirmative defense to a violation of subsection (a) if the dogs or cats are four months of age or younger and are part of a litter that is in the process of being weened.

(c) It is an affirmative defense to subsection (a) if animals are being fostered for the animal control authority or a nonprofit animal welfare organization, and the care is not otherwise in violation of this chapter or any applicable policy. The animal control authority may waive the permit fee as a part of promotion for adoption or to encourage compliance with this chapter.

. . . .

Sec. 18-55. Requirements for owner of dangerous dog.

(a) Within 30 days of the court decision to declare a dog dangerous, or within 30 days of such decision being upheld on appeal, the owner of the dangerous dog must comply with the following requirements for the dog to be released from impoundment:

(1) Registration, specifically as a dangerous dog, with the animal control authority for the area in which the dog is kept, which registration must be updated within 14 days in the event of a change in address or ownership;

(2) Restrain the dog at all times on a leash in the immediate control of a person or in a secured enclosure as defined by state law;

(3) Obtain liability insurance policy with at least \$1500,000.00 in coverage for damages resulting from an attack by the dog causing serious bodily injury or provide proof of financial responsibility substantially equal to that amount;

(4) The dog must be microchipped and the owner must update the microchip company with the current address of the owner;

(5) The dog must be fitted with a bright orange collar visible from 50 feet away;

(6) The dog must be vaccinated for rabies and registered as required by this chapter; and

(7) Have the dog sterilized.

(b) If the owner of the dangerous dog is unable to establish timely compliance with the above requirements, the dog shall be humanely euthanized.

(c) It is a violation of this chapter for an owner of a dog previously declared dangerous to be out of compliance with these requirements, including a dog previously declared dangerous in another jurisdiction.

....

Sec. 18-71. Inhumane treatment, generally.

(a) It is unlawful for a person to treat an animal inhumanely. The penalty for a violation of this section is as set forth in section 1-7 of the Code of Ordinances.

(b) For the purposes this section inhumane treatment means:

(1) To unnecessarily permit or cause pain or suffering;

(2) To unnecessarily deprive the animal of food, water, veterinary care, or shelter; or

(3) To confine in a manner that is injurious to the animal's health and/or wellbeing.

* * * *

Sec. 18-76. Animals left in vehicles.

(a) It is unlawful to leave an animal in a parked or standing vehicle or enclosed trailer in such a way as to endanger the animal's health, safety, or welfare.

(b) It is presumed that an animal's health, safety, or welfare is endangered when the animal is confined for a period of ten or more minutes at a time when the ambient outside air temperature is above 75 degrees or below 35 degrees Fahrenheit.

(c) The animal control authority, a peace officer, or a firefighter may take reasonable actions to remove an animal that was left in violation of subsections (a) or (b), including use of force if necessary and/or if the animal is showing signs of distress. Any animal so removed shall be impounded as if at large. It shall be the responsibility of the animal's owner to repair any damage caused by the removal of the animal from the dangerous situation by the city enforcement agent or peace officer.

Sec. 18-77. Animals in trucks and trailers.

It is unlawful for a person to transport in an open bed pickup or an open flatbed truck or to tow in an open flatbed trailer on a public street or highway while a dog or other animal occupies the bed of the truck or trailer unless the animal is secured in a kennel or other secure vented enclosure, restrained by a harness manufactured for the purpose of restraining animals, or restrained using a ~~chain-wire rope~~, rope, or other device cross-tied to prevent the animal from falling or jumping from the motor vehicle or from strangling. If the ambient outside air temperature is above 85 degrees Fahrenheit, there must be some kind of flooring between the animal and the truck bed that will prevent injury by the hot surface of the bed.

Sec. 18-78. Care.

- (a) All animals must be provided with:
 - (1) Daily food and a clean source of water sufficient for the breed and size to maintain the animal at a good level of nutrition;
 - (2) A source of shelter from the elements appropriate for the breed, size, and needs of the animal; and
 - (3) Veterinary care reasonably necessary to prevent suffering.
- (b) Failure by an owner of an animal to provide care as required by this section is a violation of this chapter. This section does not apply to ~~community~~ feral cats.

....

Sec. 18-91. Fowl.

(a) It is unlawful for a person to keep fowl within the city limits in violation of this section.

(b) Any enclosure that houses fowl must be at least 50 feet from any dwelling other than the dwelling occupied by the owner of the fowl, provided that there are fewer than six fowl on the property. Any enclosure that houses fowl must be at least 180 feet from any dwelling other than the dwelling occupied by the owner of the fowl, when there are six or more fowl on the property. A property in the city limits may not have more than 12 fowl unless it is zoned agriculture, general. This section does not apply to exotic birds such as parakeets and parrots that are primarily kept indoors.

(b)(1) Any and all chicken hens so kept shall remain confined in an enclosure to prevent their running at large.

(b)(2) Any such above-described enclosure shall be kept in the rear yard.

(b)(3) Any and all enclosures or other such shelters provided for said permitted chicken hens shall be of a size sufficient to be conducive to good sanitation and shall provide adequate and sanitary drainage for the enclosure or shelter.

(b)(4) All litter and droppings resulting from the keeping of permitted chicken hens shall be collected weekly in a container or receptacle of such a type that when closed is rat proof and fly tight and said container or receptacle shall remain closed after collection of litter or droppings. Any such litter and droppings so collected shall be disposed of at a minimum of once weekly in a manner that complies with all provisions

of this code and in such a way as not to permit fly breeding or any other unsanitary condition.

(b)(5) All feed provided for any such permitted chicken hens shall be stored and kept in a rodent and wildlife proof and fly tight receptacle.

(c) It is unlawful for a person to own, keep, harbor, or maintain a rooster within the city limits.

(d) It is unlawful for a person to own, keep, harbor, or maintain an ostrich, peafowl, or an emu within the city limits.

(e) The owner of fowl, or the owner of real property on which fowl is being kept, may not allow the fowl to be a nuisance, or be the source of a nuisance, by virtue of (1) dust, smoke, odor, glare, excessive noise, vibration, trash, junk, water spray, or attraction of pests, which would disturb a person of normal sensibilities; or (2) otherwise create a health hazard.

(f) This section is only applicable where the city's application of these provisions do not conflict with state law.

Sec. 18-92. Rabbits.

(a) A person may not keep, harbor, own, or maintain, within city limits, on residential property, as that term is defined by "dwelling unit" in the city's zoning code, more than ten rabbits unless the person is lawfully involved in an agricultural youth project under the supervision of a county extension agent or agriculture teacher employed by the independent school district.

(b) Any enclosure that houses rabbits within city limits must be at least 50 feet from any dwelling other than the dwelling occupied by the owner of the rabbits.

(c) The owner of rabbits, or the owner of real property on which rabbits are being kept, may not allow the rabbits to be a nuisance, or be the source of a nuisance, by virtue of (1) dust, smoke, odor, glare, vibration, trash, junk, water spray, excessive noise, or attraction of pests, which would disturb a person of normal sensibilities; or (2) otherwise create a health hazard.

(d) This section is only applicable where the city's application of these provisions do not conflict with state law.

Sec. 18-93. Ferrets.

- (a) It is unlawful for a person to harbor, keep, or maintain ferrets over the age of six months on any property within the city limits where the overall number of ferrets, dogs, and cats exceeds four such animals.
- (b) Ferrets must be currently vaccinated against rabies at all times.
- (c) The owner of ferrets, or the owner of real property on which ferrets are being kept, may not allow the ferrets to be a nuisance, or be the source of a nuisance, by virtue of (1) dust, smoke, odor, glare, vibration, trash, junk, water spray, excessive noise, or attraction of pests, which would disturb a person of normal sensibilities; or (2) otherwise create a health hazard."

SECTION TWO. The City Secretary is authorized and directed to submit this amendment to the publisher of the City's Code of Ordinances and the publisher is authorized to amend said Code to reflect the amendment adopted herein and to correct typographical errors and to index, format, and number and letter paragraphs to the existing Code as appropriate.

SECTION THREE. The provisions of this Ordinance are to be cumulative of all other ordinances or parts of ordinances governing or regulating the same subject matter as that covered herein; provided, however, that all prior ordinances or parts of ordinances inconsistent with or in conflict with any of the provisions of this Ordinance are hereby expressly repealed to the extent of any such inconsistency or conflict.

SECTION FOUR. If any section, subsection, sentence, clause, or phrase of this Ordinance is, for any reason, held to be unconstitutional or invalid, such holding shall not affect the validity of the remaining portions of this Ordinance. The Council of the City of Kerrville, Texas hereby declares that it would have passed this Ordinance and each section, subsection, sentence, clause, or phrase hereof irrespective of the fact that one or more sections, subsections, sentences, clauses, or phrases be declared unconstitutional or invalid.

SECTION FIVE. In accordance with Section 3.07 of the City Charter and Texas Local Government Code §52.013(a), the City Secretary is hereby authorized and directed to publish the descriptive caption of this Ordinance in the manner and for the length of time prescribed by the law as an alternative method of publication.

SECTION SIX. This Ordinance shall become effective immediately upon the expiration of ten days following publication, as provided for by Section 3.07b. of the City Charter.

PASSED AND APPROVED ON FIRST READING, this the 8th day of September, A.D., 2026.

PASSED AND APPROVED ON SECOND AND FINAL READING, this the 22nd day of September, A.D., 2026.

Joe Herring, Jr., Mayor

APPROVED AS TO FORM:

ATTEST:



William L. Tatsch, City Attorney

Shelley McElhannon, City Secretary



**TO BE CONSIDERED BY THE CITY COUNCIL
CITY OF KERRVILLE, TEXAS**

CAPTION: Resolution No.11-2026. A Resolution declaring Stormwater Drainage of the City to be a Public Utility, authorizing publication of proposed Municipal Stormwater Drainage Utility System Ordinance, calling for a Public Hearing to adopt the Ordinance, setting a date for the Public Hearing, and authorizing publication of the proposed Ordinance and the notice of Public Hearing. (*D Barrera, Director Public Works*)

AGENDA DATE: September 22, 2026

DATE SUBMITTED: 09/11/2026

SUBMITTED BY:

David Barrera, Director Public Works

EXHIBITS:

1. 20260922 Reso 11-2026 declare Stormwater Drainage as City Utility

Expenditure:

Account Number:

**Payment to/Vendor
name:**

Amount Budgeted:

Account Balance:

Kerrville 2050 Item?

Yes

Key Priority Area:

W – Water/Wastewater/Drainage

SUMMARY:

This Resolution declares stormwater drainage within the City of Kerrville a public utility and authorizes publication of the proposed Municipal Stormwater Drainage Utility System Ordinance and Schedule of Charges. It also establishes a public hearing for **October 27, 2026, at 6:00 p.m.** to receive public comment and consider adoption of the ordinance and charges. The resolution authorizes required public notice and adopts a nondiscriminatory, equitable, and reasonable schedule of drainage charges, which will become effective **January 1, 2027**.

RECOMMENDED ACTION:

Approve Resolution No. 11-2026.

**CITY OF KERRVILLE, TEXAS
RESOLUTION NO. 11-2026**

**A RESOLUTION DECLARING STORMWATER DRAINAGE OF
THE CITY TO BE A PUBLIC UTILITY, AUTHORIZING
PUBLICATION OF PROPOSED MUNICIPAL STORMWATER
DRAINAGE UTILITY SYSTEM ORDINANCE, CALLING FOR A
PUBLIC HEARING TO ADOPT THE ORDANCE, SETTING A
DATE FOR THE PUBLIC HEARING, AND AUTHORIZING
PUBLICATION OF THE PROPOSED ORDINANCE AND THE
NOTICE OF PUBLIC HEARING**

WHEREAS, it is necessary for that the collection and direction of stormwater drainage runoff within the City to protect the public health, safety, and welfare of the City's citizens including but not limited to protection against property damage; and

WHEREAS, the City Council of the City ("City Council") desires to address the various water quality and environmental issues that may burden its stormwater drainage infrastructure, and to protect against surface water overflow, standing surface water, and pollution arising from nonpoint source runoff within the City; and

WHEREAS, the City Council has investigated and determined that it would be advantageous and beneficial to the citizens of the City to promote the public health, safety and welfare of the citizens by adopting a stormwater drainage utility system, as authorized by Texas Local Government Code Chapter 552, Subchapter C, "Municipal Drainage Utility Systems," as amended (the "Act"), within the City's municipal boundaries; and

WHEREAS, the City Council desires to set a public hearing on the adoption of the Stormwater Drainage Utility System Ordinance and Drainage Utility System Schedule of Charges as required by the Act; and

WHEREAS, the City Council desires to publish the Stormwater Drainage Utility System Ordinance in full and the attached Exhibit "A" proposed Drainage Utility System Schedule of Charges.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF
THE CITY OF KERRVILLE, TEXAS:**

SECTION ONE. The above and foregoing recitals and premises to this resolution are true and correct and are incorporated herein and made a part hereof for all purposes.

SECTION TWO. That the City Council hereby declares the stormwater drainage of the City to be a Public Utility.

SECTION THREE. That the City Council hereby authorizes the publication of the proposed Municipal Stormwater Drainage Utility System Ordinances as required by the Act.

SECTION FOUR. That the City Council hereby sets a public hearing on the 27th day of October, 2026, at 6:00 pm in the City Council Chamber of the City of Kerrville, Texas, the City Council will hold a public hearing giving all interested persons the right to appear and be heard on the Municipal Stormwater Drainage Utility System Ordinance and Stormwater Drainage Utility Schedule of Fees attached as Exhibit "A" hereto.

SECTION FIVE. The City Secretary is hereby authorized and directed to cause notice of such Ordinance and such Public Hearing to be published three times in the Kerrville Daily Times not less than thirty days prior to the date of such public hearing, in accordance with the Act.

SECTION SIX. That the City Council hereby adopts the Drainage Utility System Schedule of Charges attached as Exhibit "A" hereto. Drainage Utility System Schedule of Charges is related to the drainage and the terms of the levy and any classification of the benefitted properties in the City and are nondiscriminatory, equitable and reasonable; the schedule of charges is based on an inventory of the lots and tracts within the proposed service area, which is the entire City; the schedule of charges gives consideration to the land use made of the benefitted properties, the size in area, the number of water meters, and topography of a parcel of benefitted property in assessing the drainage charges to property.

SECTION SEVEN. That this Resolution shall take effect immediately from and after its passage, provided, however, the drainage charges established herein shall take effect on January 1, 2027, following a public hearing.

PASSED AND APPROVED ON this the 22nd day of September A.D., 2026.

Joe Herring, Jr., Mayor

APPROVED AS TO FORM:

ATTEST:



William L. Tatsch, City Attorney

Shelley McElhannon, City Secretary

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EXHIBIT A

PROPOSED STORMWATER DRAINAGE UTILITY SCHEDULE OF FEES *Fiscal Years 2027-2031*

PROPERTY CLASSIFICATION	TIER	TIER SQUARE FOOTAGE	ERU RATE FY 2027*	ERU RATE FY 2028	ERU RATE FY 2029	ERU RATE FY 2030	ERU RATE FY 2031	ERU PER TIER
Single Family Residential	1	≤ 2,350 sf	\$2.00	\$2.75	\$3.50	\$4.20	\$4.85	0.75
	2	>2,350 sf and <4,878 sf	\$2.00	\$2.75	\$3.50	\$4.20	\$4.85	1.0
	3	≥ 4,878 sf	\$2.00	\$2.75	\$3.50	\$4.20	\$4.85	1.25
Multi-Unit/ Commercial		Actual square footage	\$2.00	\$2.75	\$3.50	\$4.20	\$4.85	Actual sf/ 4,876

* Proposed effective date is January 1, 2027



**TO BE CONSIDERED BY THE CITY COUNCIL
CITY OF KERRVILLE, TEXAS**

CAPTION: Resolution No. 46-2026. A Resolution approving the use of Tax Increment Funding in the amount not to exceed \$100,000.00 pursuant to a recommendation from the Reinvestment Zone Number One, City of Kerrville, Texas; such funding to be used by the City to provide Mold Remediation Grants to fund mold remediation within the City's Tax Increment Reinvestment Zone Number One. *(W Martinez, Economic Development Manager)*

AGENDA DATE: September 22, 2026

DATE SUBMITTED: 09/10/2026

SUBMITTED BY:

Winema Martinez, Economic Development Manager

EXHIBITS:

1. 20260922 Reso 46-2026 TIRZ Mold Remediation Grant Program

Expenditure:

Amount Budgeted:

Account Number:

Account Balance:

**Payment to/Vendor
name:**

Kerrville 2050 Item?

Key Priority Area:

Yes

SUMMARY:

Following the recent flooding event, several businesses within Tax Increment Reinvestment Zone (TIRZ) #1 sustained interior damage, including mold-related impacts. The Mold Remediation Grant Program will provide financial assistance to eligible businesses to help offset mold remediation costs, support the recovery and restoration of affected properties, and provide reimbursement for eligible remediation work already completed.

RECOMMENDED ACTION:

Approve Resolution No. 26-2026.

**CITY OF KERRVILLE, TEXAS
RESOLUTION NO. 46-2026**

A RESOLUTION APPROVING THE USE OF TAX INCREMENT FUNDING IN THE AMOUNT NOT TO EXCEED \$100,000.00 PURSUANT TO A RECOMMENDATION FROM THE REINVESTMENT ZONE NUMBER ONE, CITY OF KERRVILLE, TEXAS; SUCH FUNDING TO BE USED BY THE CITY TO PROVIDE MOLD REMEDIATION GRANTS TO FUND MOLD REMEDIATION WITHIN THE CITY'S TAX INCREMENT REINVESTMENT ZONE NUMBER ONE.

WHEREAS, City Council, pursuant to Chapter 311 of the Texas Tax Code as known as the Tax Increment Financing Act (the "Act") and its adoption of Ordinance No. 2018-19, previously designated a geographic area within the City as a tax increment reinvestment zone ("TIRZ"); and

WHEREAS, Ordinance No. 2018-19 designated the TIRZ as "Reinvestment Zone Number One, City of Kerrville, Texas" (the "Zone") and established a tax increment fund for the Zone (the "TIF Fund") pursuant to the Act; and

WHEREAS, the goal of the Zone and the use of the TIF Fund, in accordance with the Act, is to fund the construction of needed public infrastructure and to encourage private development within the boundaries of the Zone; and

WHEREAS, during an open meeting held on September 9, 2026, the Board of Directors for the Zone voted to make a recommendation to City Council that revenue accumulated within the TIF Fund be used to fund a \$100,000.00 fund to issue individual grants up to \$5,000.00 per recipient to remove and remediate mold and reconstruct the resulting damage (the "Project") within the boundaries of the Zone; and

WHEREAS, City Council desires to approve the recommendation from the Board of Directors of the Zone for the use of TIF Funds to complete the Project;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF KERRVILLE, KERR COUNTY, TEXAS:

SECTION ONE. All of the above findings are found to be true and correct.

SECTION TWO. City Council authorizes the use of TIF Funds in the amount of \$100,000.00 to fund a grant program as described above for a Project that is aligned with the Zone and its adopted project plan to promote economic development as part of the City's preliminary project and finance plan relating to the Reinvestment Zone Number One.

**PASSED AND APPROVED ON this the 22nd day of September, A.D.,
2026**

Joe Herring, Jr., Mayor

APPROVED AS TO FORM:

ATTEST:



William L. Tatsch, City Attorney

Shelley McElhannon, City Secretary



**TO BE CONSIDERED BY THE CITY COUNCIL
CITY OF KERRVILLE, TEXAS**

CAPTION: Consideration and possible action regarding selection of Southern Golf Management in response to the RFP for Management and Operations Services at Scott Schreiner Municipal Golf Course. *(M Hornes, Asst City Manager)*

AGENDA DATE: September 22, 2026

DATE SUBMITTED: 09/02/2026

SUBMITTED BY:

Michael Hornes, Assistant City Manager
Jay Brimhall, Director of Parks & Recreation

EXHIBITS:

None

Expenditure:

Account Number:

**Payment to/Vendor
name:**

Amount Budgeted:

Account Balance:

Kerrville 2050 Item?

Yes

Key Priority Area:

F – Public Facilities/Services, P –
Parks/Open Space/River Corridor

SUMMARY:

The City issued a competitive Request for Proposals for third-party management and operation of Scott Schreiner Municipal Golf Course. The City received proposals from several qualified golf management firms, and staff appreciates the time, effort, and expertise each firm brought to the process. Following review and evaluation of the proposals, staff recommends entering into an agreement with Southern Golf Management (SGM).

SGM's proposal provides for comprehensive management of the golf course, including golf operations, course maintenance, food and beverage operations, marketing, tournaments and programming, staffing, purchasing, financial management, and regular reporting to the City. The proposal establishes performance measures related to course conditions, customer service, financial performance, participation, and community use. SGM also proposes increased tournament and league activity, expanded programming, and additional marketing intended to increase use of the course and improve operating

performance.

The proposed agreement would establish an initial three-year term and includes a 60-day termination provision and a 30-day opportunity to resolve performance issues. The City would retain ownership of the property and major capital assets and maintain oversight through the agreement, established performance standards, financial reporting, and annual review. This structure provides SGM time to implement its operating plan while preserving the City's ability to make a change if the arrangement does not meet expectations.

Staff's recommendation is based on the overall merits of SGM's proposal, including its financial and operating plan, course maintenance approach, management experience, proposed programming, and the flexibility provided to the City under the agreement. The recommendation also recognizes the value of SGM's local approach and familiarity with the Kerrville community, while providing professional golf management experience and resources.

Due to the size of each RFP, copies of the submissions are available in the City Secretary's office for public review.

RECOMMENDED ACTION:

Staff recommends awarding the RFP to Southern Golf Management and authorize the City Manager to negotiate and execute an agreement for the operation, programming, and management of the Scott Schreiner Golf Course.



**TO BE CONSIDERED BY THE CITY COUNCIL
CITY OF KERRVILLE, TEXAS**

CAPTION: Consideration and possible action to authorize staff to utilize Parkland Dedication Funds in an amount not to exceed \$175,000 to finalize Olympic Pool Renovations. *(M Hornes, Asst City Manager)*

AGENDA DATE: September 22, 2026

DATE SUBMITTED: 09/08/2026

SUBMITTED BY:

Michael Hornes, Assistant City Manager

EXHIBITS:

None

Expenditure:

Account Number:

**Payment to/Vendor
name:**

Amount Budgeted:

Account Balance:

Kerrville 2050 Item?

Yes

Key Priority Area:

SUMMARY:

The Olympic Pool rehabilitation project is nearing completion, with several remaining items necessary to complete the facility and prepare it for future operation. These items include, IT and Parks equipment, perimeter fencing, emergency lighting, and final site grading.

Current estimates identify approximately \$250,000 in remaining project needs. Approximately \$43,000 remains available within the existing project budget, and staff has identified an additional \$26,000 in savings by reducing certain commissioning and closeout services, leaving a remaining estimate of \$181,000. However, staff is also working with the project team to reduce the estimated cost of final grading and other remaining items.

Based on these available funds, identified savings, and ongoing cost reductions, staff is requesting authorization to use an amount not to exceed \$175,000 from the Parkland Dedication Fund to complete the project. The authorization establishes a maximum

amount available, and any portion not needed would be returned to the Fund.

The fund is broken down by East and West. The current balance of the East Parkland Dedication Fund is approximately \$680,580. The West Parkland Dedication Fund has a separate balance of approximately \$150,247 and is not proposed as a funding source for this request. If the full \$175,000 authorization is required, approximately \$505,580 would remain available in the East Parkland Dedication Fund.

Staff recommends approval of an amount not to exceed \$175,000 from the Parkland Dedication Fund for the remaining costs necessary to complete the Olympic Pool rehabilitation project.

RECOMMENDED ACTION:

Authorize the allocation and expenditure of funds from the Parkland Dedication Fund in an amount not to exceed \$175,000 to fund remaining costs for the Kerrville Olympic Pool renovation project.



**TO BE CONSIDERED BY THE CITY COUNCIL
CITY OF KERRVILLE, TEXAS**

CAPTION: Appointment to the Zoning Board of Adjustment and Appeals. (S McElhannon, City Secretary) *This item eligible for Executive Session 551.074.*

AGENDA DATE: September 22, 2026

DATE SUBMITTED: 08/24/2026

SUBMITTED BY:

Shelley McElhannon, City Secretary

EXHIBITS:

None

Expenditure:

Account Number:

**Payment to/Vendor
name:**

Amount Budgeted:

Account Balance:

Kerrville 2050 Item?

No

Key Priority Area:

SUMMARY:

Three vacancies will occur October 1, 2026, (three regular members). Two applications have been received: Jency Carson (reappointment), and Vanessa Von Dohlen (who is currently an alternate member, but is eligible for regular membership).

Also consider Jodie Tilman (who is currently an alternate member, but is eligible for regular membership).

RECOMMENDED ACTION:

Consideration/reappointment of member(s).



**TO BE CONSIDERED BY THE CITY COUNCIL
CITY OF KERRVILLE, TEXAS**

CAPTION: Re-appointment of Mayor Herring to the Kerr Economic Development Corporation Board of Directors. *(S McElhannon, City Secretary) This item eligible for Executive Session 551.074.*

AGENDA DATE: September 22, 2026

DATE SUBMITTED: 09/15/2026

SUBMITTED BY:

Shelley McElhannon, City Secretary

EXHIBITS:

None

Expenditure:

Account Number:

**Payment to/Vendor
name:**

Amount Budgeted:

Account Balance:

Kerrville 2050 Item?

No

Key Priority Area:

SUMMARY:

City Council is responsible for appointing one member of Council to the Kerr Economic Development Corporation Board. The Mayor currently serves in this capacity, as have Mayors before him. He would like to continue serving in this capacity.

RECOMMENDED ACTION:

Reappoint Mayor Herring for the KEDC Board of Directors.