



CITY OF KEMPNER

**REGULAR MEETING AGENDA TUESDAY,
September 26, 2023, AT 6:00 PM**

Notice is hereby given:

**THE CITY COUNCIL WILL CONVENE IN A REGULAR MEETING IN COUNCIL
CHAMBERS, LOCATED AT 12288 E. HWY 190, KEMPNER TX. 76539.**

1. CALL TO ORDER, INVOCATION, AND PLEDGES TO FLAGS

2. NON-ACTION ITEMS

Public Hearing: Final FY 2023-2024 Annual Budget and Tax Rate

Citizen Comments: Any person with business before the Council not scheduled on the agenda may speak to the Council. No formal action can be taken on these items at this meeting.

This is an opportunity for members of the public to suggest the addition of topics for the discussion or to address topics of interest, with the presentation limited to three (3) minutes. All speakers will conduct themselves in an orderly and lawful manner. No profane or threatening language will be tolerated. All speakers will be recognized prior to speaking and will announce their name for the minutes' purpose.

Reports

- City Manager's Report - Presented by the City Manager or designee.
- Mayor's Report – Presented by the Mayor or designee.

Upcoming Events:

National Night Out (Hosted by the County) – October 3rd, 2023.

Trunk or Treat – October 31st, 2023, 6PM – 8PM at Kempner City Hall

3. CONSENT AGENDA

(All items on the Consent agenda are considered routine and may be approved by a single motion. The items listed below need not be approved independently, however any of the items may be removed and considered in an independent motion upon request of any member of the City Council)

- A. Approval of meeting minutes from the meeting held on September 12, 2023.

4. ACTION ITEMS

The Council will discuss, and MAY take action on the following:

- A. Approval of **Ordinance # 2023-09-26-001 AN ORDINANCE OF THE CITY OF KEMPNER, TEXAS, ESTABLISHING AN AFFECTIVE AD VALOREM TAX RATE AND THE ADOPTED BUDGET FOR THE 2023-2024 FISCAL YEAR.**
- B. Receive presentation and accept the Annual Financial Report for The City of Kempner, Texas ended September 30, 2021, commonly referred to as the FY 20-21 Audit.
- C. Council to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee; To wit: Appointment of Rebecca Ramos as City Manager for the City of Kempner effective October 1, 2023.

5. WORKSHOP

- A. Discussion of an interlocal agreement between the City of Kempner and Lampasas County pertaining to the regulation of the developments in the ETJ of the City.

6. NON-ACTION ITEMS

- A. Staff Comments
- B. Mayor/Council Comments
- C. Next Regularly Scheduled Meeting – Tuesday, October 10th, 2023

7. ADJOURNMENT

All items on the agenda are for discussion and/or action. The City Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices,) and 551.086 (Economic Development).

The City of Kempner is committed to compliance with the Americans with Disabilities Act (ADA). Reasonable accommodations and equal access to communications will be provided to those who provide notice to the City Secretary at (512)932-2180 at least 48 hours in advance.

**Agenda Posted by Friday, September 22, 2023, on or before 5:00 pm.
Posted by: Hayleigh Talasek, City Secretary**



CITY OF KEMPNER

**REGULAR MEETING MINUTES TUESDAY,
SEPTEMBER 26, 2023, AT 6:00 PM**

Notice is hereby given:

THE CITY COUNCIL WILL CONVENE IN A SPECIAL CALLED MEETING IN COUNCIL CHAMBERS, LOCATED AT 12288 E. HWY 190, KEMPNER, TX. 76539.

1. CALL TO ORDER, INVOCATION, AND PLEDGES TO FLAGS

The meeting started at 6:00 PM. The quorum consisted of David Richardson (Place 1), Tom Combs (Place 2), Rob Green (Place 3), and Mayor Wilkerson. Dan Long (Place 4) and Debbie Hernandez (Place 5) were not present. Mayor Wilkerson led the invocation.

2. NON-ACTION ITEMS

Public Hearing: Final FY 2023-2024 Annual Budget and Tax Rate

Opened public hearing at 6:02 PM.

Closed public hearing at 6:04 PM, no citizens in attendance, which resulted in no comments provided.

Reports

- City Manager - Presented by City Manager Rebecca Ramos- **See attached.**
- Mayor's Report- No report given.

Upcoming Events

National Night Out (Hosted by the County) – October 3rd, 2023.

Trunk or Treat – October 31st, 2023, 6PM – 8PM at Kempner City Hall

3. CONSENT AGENDA

(All items on the Consent agenda are considered routine and may be approved by a single motion. The items listed below need not be approved independently, however any of the items may be removed and considered in an independent motion upon request of any member of the City Council)

- A. Approval of meeting minutes from the meeting held on September 12, 2023.

Rob Green (Place 3) made the following motion: To approve the consent agenda.

Second by: Tom Combs (Place 2)

Motion passed by all present.

4. ACTION ITEMS

The Council will discuss, and MAY take action on the following:

- A. Approval of **Ordinance # 2023-09-26-001 AN ORDINANCE OF THE CITY OF KEMPNER, TEXAS, ESTABLISHING AN AFFECTIVE AD VALOREM TAX RATE AND THE ADOPTED BUDGET FOR THE 2023-2024 FISCAL YEAR.**

Rob Green (Place 3) made the following motion: To approve Ordinance # 2023-09-26-001 AN ORDINANCE OF THE CITY OF KEMPNER, TEXAS, ESTABLISHING AN AFFECTIVE AD VALOREM TAX RATE AND THE ADOPTED BUDGET FOR THE 2023-2024 FISCAL YEAR.

Seconded by: Tom Combs (Place 2)

David Richardson (Place 1) – FOR
Tom Combs (Place 2) – FOR
Rob Green (Place 3) – FOR
Dan Long (Place 4) – ABSENT
Debbie Hernandez (Place 5) – ABSENT
Mayor Wilkerson – FOR

Motion passed.

- B. Receive presentation and accept the Annual Financial Report for The City of Kempner, Texas ended September 30, 2021, commonly referred to as the FY 20-21 Audit.

Jon Watson (CPA with Brooks, Watson & Co.) presented the findings of the financial report for the fiscal year 2020-2021 Audit for the City of Kempner. Mr. Watson explained our mixed audit opinion as follows: The city received a disclaimed audit opinion with an unmodified opinion over the statement of net position and balance sheet. Mayor Wilkerson asked for clarification on whether the city furnished all documents requested. Mr. Watson replied he had not received all the requested documents but felt that the city in good faith provided all documents available. Mayor Wilkerson wanted it on record with the council that our staff did a great job of researching and providing what they could, any missing documentation was no fault of our staff. Rob Green (Place 3) asked, based on the mayor's question is there any potential liability to the city based on the incompleteness of the audit. Mr. Watson replied that these opinions do matter for credit ratings and grants could be potentially impacted which is why Brooks, Watson & Co. will begin auditing the fiscal year 2021-2022 as quickly as possible. Mayor Wilkerson asked Jack Clark based on his history advising the council on financial matters regarding the city, in his opinion, do we have a good product from this auditor. Jack Clark responded yes, absolutely.

Rob Green (Place 3) made the following motion: To accept the annual Financial Report for The City of Kempner, Texas ended September 30, 2021, commonly referred to as the FY 20-21 Audit.

Seconded by: David Richardson (Place 1)

Motion passed by all present

- C. Council to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee; To wit: Appointment of Rebecca Ramos as City Manager for the City of Kempner effective October 1, 2023.

Rob Green (Place 3) made the following motion: To appoint Rebecca Ramos as the City Manager for the City of Kempner effective October 1, 2023.

Seconded by: Tom Combs (Place 2)

Motion passed by all present.

5. WORKSHOP

- A. Discussion of an interlocal agreement between the City of Kempner and Lampasas County pertaining to the regulation of the developments in the ETJ of the City.

Mayor Wilkerson introduced the concept of smaller cities in Lampasas County entering an interlocal agreement with the county for management of subdivision developments in our ETJ. The city of Lometa has already entered into a similar agreement with Lampasas County.

Mayor Wilkerson stated the pros are:

- not incurring the cost of having trained personnel to manage and enforce the ordinances that apply to our ETJ
- the county having a county attorney to consult, which would potentially free us from any legal litigation we could find ourselves in if we have an ordinance, we are trying to enforce that is in violation of that preemptive statute.

While a con would be:

- any fees associated with managing and enforcing ordinances would be paid to the county, not to the city.

Mayor Wilkerson expressed he wanted the council to have the opportunity to do some research, and when Joe England is available to do a presentation, he (mayor) would like to bring this back before the council in a future meeting for further discussion and to get a final decision. If the council has any questions preemptively, they can be sent to the city manager. Rebecca Ramos added that she has begun some research, being unfamiliar with this process, and she will consult with Mr. England for more information.

6. NON-ACTION ITEMS

- A. Staff Comments- None
B. Mayor/Council Comments- None

C. Next Regularly Scheduled Meeting – Tuesday, October 10th, 2023, at 6 PM

7. ADJOURNMENT

David Richardson (Place 1) made the following motion: To adjourn.

Seconded by: Tom Combs (Place 2)

Meeting adjourned at 6:45 PM.

APPROVED: 
John (JW) Wilkerson- Mayor

ATTEST: 
Hayleigh Talasek- City Secretary



City Manager's Report For the Period of September 13-26, 2023

Honorable Council members and Mayor,

During the timespan above, the following occurred:

MAINTENANCE UPDATES

1. A total of \$1,857.82 of un-budgeted funds were incurred for AC repair in the City Hall building. Repairs included the replacement of indoor coil, freon, and labor. This expense will be covered using the excess and unused funds in the Attorney Fees line item of the General Fund, Administrative Department.

STAFF UPDATES

2. We offered the position of Municipal Court Clerk/Assistant City Secretary to Mrs. Keri McCoy. She accepted and will begin her employment with the City of Kempner on Thursday, September 28, 2023. Mrs. McCoy was one of the candidates that was selected and interviewed initially.

CITY EVENTS/ ONGOING PROJECTS

1. On Wednesday, September 13th, 2023, I emailed each of you an update on the Altitude ISP Tower project. We are projected to have internet service in early October, with phones being added in late October. To ensure service to our citizens and stakeholders remain consistent, the transition over to this new internet and voice-over-internet provider (VOIP) phone's will be strategically coordinated.
2. At the direction of the mayor, DTP Construction was contacted and the previously purchased memorial stones were placed in the memorial wall located at Sylvia Tucker memorial park.

TRAININGS & MEETINGS

1. Chief Rodriguez and I attended the County Chief's meeting held at the Lampasas County Sheriff's Office, hosted by Texas Highway Patrol Sergeant, Ryan McKittrick. This meeting covered the 2024 Solar Eclipse and the probable effect it will have on the City of Kempner. Mayor Wilkerson asked that I attend in his place, as he had prior engagements that put him out of town during this meeting.