

# CITY OF KIRBY, TEXAS

*Timothy Wilson, Mayor*



Stephanie Faulkner, Mayor Pro-Tem  
Mike Grant  
Jerry Lehman

John W. Pierce  
Roger A. Romens  
Debra Wilson

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**CITY COUNCIL AGENDA  
PUBLIC HEARING/REGULAR MEETING  
THURSDAY, DECEMBER 8 2016 – 7:00 P.M.  
CITY HALL COUNCIL CHAMBER  
112 BAUMAN, KIRBY, TX 78219**

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**1. Call Meeting to Order**

**2. Invocation and Pledge of Allegiance to the Flag**

**3. Mission Statement**

“The City of Kirby is dedicated to delivering excellent municipal services to our entire community in a fiscally responsible manner.”

**4. Roll Call**

**5. Citizen Participation**

Citizens To Be Heard Is For The City Council To Receive Information On Issues That May Be Of Concern To The Public. Citizens To Be Heard Is Limited To Three (3) Minutes. A Purpose Of The Open Meetings Act Is To Insure That The Public Is Always Given Notice Of The Items That Will Be Discussed By The Council. Should A Member Of The Public Bring An Item To The Council For Which The Subject Was Not Posted On The Agenda For The Meeting, The Council May Receive The Information, But Cannot Discuss Or Act Upon It At The Meeting.

**6. Consent Agenda**

- a. Regular Meeting Minutes – November 10, 2016
- b. Public Hearing/Special Meeting Minutes – November 17, 2016

This meeting is wheelchair parking accessible at the main entrance located at 112 Bauman. Auxiliary services are available upon request (interpreters for the deaf must be requested twenty-four (24) hours prior to the meeting) by calling 210/661-3198 or Relay Texas 800/735-2989 (hearing/speech impaired assistance)

- c. Acceptance Of Quarterly Investment Report – July Through September 2016

**7. Public Hearing**

- a. Rezoning Of 0.4640 Acres Located At CB 5191 P-5 ABS 883, Otherwise Known As 4815 Gibbs Sprawl Road, Kirby, TX 78219, From The Current Zoning Of Commercial, Office And Retail (C-2) To Residential (R-1) To Allow Residential Use Only.
- b. Public Hearing On Potential Payment To Fire Chief Kevin Riedel Of An Amount In Excess Of Contractual Amount Including Statements Of Public Purpose To Be Served By Such Excess Payment And Of Other Matters Related To Such Payment.

**8. Presentations**

- a. Smart Grid Initiative – CPS Energy

**9. Discussion And Possible Action**

- a. Presentation, Discussion And Possible Action Regarding The City Logo Design Project
- b. Discussion And Possible Action Regarding Ordinance No. O-2016-800 Repealing Section 55.02 Of The Code Of Ordinances And Adopting A New Section 55.02 Of The Code Of Ordinances And Adopting Chapter 56, Post-Construction Storm Water Management, Of The Code Of Ordinances Establishing Post-Construction Storm Water Management Practices As Required By The United States Environmental Protection Agency And The Texas Commission On Environmental Quality; Incorporating New Definitions In Section 55.02; Incorporating Post-Construction Storm Water Management Practices; Providing For A Penalty Of A Fine Of Not More Than \$500.00 For Each Offense Under Chapter 56 And For Violators To Bear The Expenses Of Restoration Necessitated By Violation Of Chapter 56, With Each Day A Violation Occurs Being A Separate Offense; Providing For A Civil Penalty Of Up To \$1,000.00 Per Day For A Violation Of Chapter 56 And For A Civil Penalty Of Up To \$5,000 Per Day For Certain Point Source Effluent Limitations Or Discharge Of A Pollutant Into A City Sewer System; Repealing All Ordinances Or Parts Of Ordinances In Conflict Herewith; Providing A Savings Clause; Providing For The Inclusion In The Code Of Ordinances; Providing For An Effective Date, And Establishing A Fee For Reviewing Proposed Storm Water Pollution Prevention Plans. This Is The Second Reading
- c. Discussion And Possible Action Regarding Ordinance No. O-2016-801 Discussion And Possible Action Regarding Amending Section 153.053 Of The Zoning

Ordinance To Change The Front Yard Setback For Unenclosed Carports From The Current Twenty Feet (20') To Fifteen Feet (15') Feet; And Amending Sections 153.019 And 153.020 Of The Zoning Ordinance By Adding A Subpart (C) To State That Materials Other Than Metal Or Aluminum Must Be Used On The Lower One-Third Of The Front And Sides Of Buildings Located In The C-1 And C-2 Commercial Districts That Are Visible From Public Streets Or Neighboring Property. This Is The Second Reading

- d. Discussion And Possible Action Regarding Ordinance No. O-2016-802, An Ordinance Adopting Chapter 99 To The Code Of Ordinances To Authorize Enforcement Of Municipal Ordinances Regarding Fire Protection, Structural Integrity, Zoning, Disposal Of Refuse Or Dangerously Damaged Or Deteriorated Structures Or Improvements. This Is The Second Reading.
- e. Discussion and Possible Action Regarding Ordinance No. O-2016-803, An Ordinance Amending the Zoning Ordinance of the City of Kirby, Texas to Change The Zoning Of The Property Commonly Known As 4815 Gibbs Sprawl Road, Kirby, Texas, Being 0.4640 Acres Out Of County Block 5191, P-5, ABS 883, From "C-2" Commercial District To "R-1" Single Family Dwelling District. This Is The First Reading.
- f. Presentation, Discussion And Possible Action To Consider 2017 MLK/Freedom Riders Parade To Be Conducted By The Dr. Bowie Foundation
- g. Discussion And Possible Action On Personnel Policies Manual Revisions
- h. Discussion And Possible Action Regarding Resolution No. R-2016-679 Of The City Council Of The City Of Kirby, Texas Authorizing The Submission Of The Proposed Reconstruction Of Ackerman Road, Sidewalks And Bike Lanes In The FY 2017 – 2020 Transportation Improvement Program Of The San Antonio-Bexar County Metropolitan Planning Organization And Assumption Of Responsibility For Local Share Of Costs
- i. Discussion And Possible Action Regarding Resolution No. R-2016-680 Of The City Council Of The City Of Kirby, Texas Authorizing The Submission Of The Proposed Reconstruction Of Old Seguin Road, Sidewalks And Bike Lanes In The FY 2017 – 2020 Transportation Improvement Program Of The San Antonio-Bexar County Metropolitan Planning Organization And Assumption Of Responsibility For Local Share Of Costs
- j. Discussion And Possible Action Regarding Credit Card Programs And Fees

- k. Discussion And Possible Action Regarding Ordinance No. O-2016-804 Repealing Ordinance No. 89-457 and Establishing New Rules And Order Of Businesses For Meetings Of The City Council Of The City Of Kirby, Texas. This Is The First Reading.
  - l. Discussion And Possible Action Regarding Ordinance No. O-2016-805 Repealing Ordinance No. 89-458 And Establishing A Packet Fee For All Candidates Of A Special Or General Election. This Is The First Reading.
  - m. Discussion And Possible Action To Consider Ordinance No. O-2016-806 Designating The Official City Newspaper For Publication of Matters Pertaining To The City Of Kirby
  - n. Discussion And Possible Action To Appoint A Member To The Beautification And Recycle Committee To A Term Expiring October 1, 2018
  - o. Presentation, Discussion And Possible Action On A GIS System For The City Of Kirby
  - p. Status Update On City Of Kirby Goal Number One: City Appearance
  - q. Status Update On City Of Kirby Personnel
10. Executive Session
- a. Deliberate The Employment, Evaluation, And/Or Duties Of Fire Chief Kevin Riedel. Possible Executive Session Pursuant To Texas Government Code Section 551.074, Personnel Matters
11. Reconvene To Open Session
- a. Discussion And Possible Action On Potential Payment To Fire Chief Kevin Riedel Of An Amount In Excess Of Contractual Amount
12. Requests and Announcements
- a. Requests By Mayor And Council Members For Items To Be Placed On Future City Council Agendas And Announcements On City Events/Community Interests

13. Adjournment

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Monique L. Vernon  
City Manager

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Patty Cox, TRMC  
City Secretary

The City Council reserves the right to adjourn into executive session at any time to discuss any of the matters listed on this agenda if authorized by Texas Government Code Section 551.071, Consultation with Attorney, Texas Government Code Section 551.072, Deliberations about Real Property, Texas Government Code Section 551.074, Personnel Matters, and Texas Government Code Section 551.076, Security Devices or Security Audits.

CERTIFICATE

I hereby certify that a copy of the December 8, 2016, Council Meeting Agenda was posted on the City Hall bulletin board, a place convenient and readily accessible to the general public at all times, and to the City's website, [www.kirbytx.org](http://www.kirbytx.org), in compliance with Chapter 551, Texas Government Code.

DATE OF POSTING: December 2, 2016

TIME OF POSTING:

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Patty Cox, TRMC, City Secretary

REMOVED: