



Lisa B. Pierce, Mayor

Sylvia Apodaca
Mike Grant
Jerry Lehman

Kimberly McGehee-Aldrich
John W. Pierce
Debra Wilson

**CITY COUNCIL MINUTES
REGULAR MEETING
THURSDAY, DECEMBER 14, 2017 – 7:00 P.M.
CITY HALL COUNCIL CHAMBER
112 BAUMAN, KIRBY, TX 78219**

1. Call Meeting to Order

Mayor Pierce called the meeting to order at 7:00 P.M.

2. Invocation and Pledge of Allegiance to the Flag

Mayor Pierce led the 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

PRESENT

ABSENT

Mayor Pierce
Mayor Pro-Tem Lehman
Council Member Pierce
Council Member Grant
Council Member Wilson
Council Member Aldrich
Council Member Apodaca

5. Citizen Participation

1. Jane Balcom inquired about the Annual Christmas Lighting Contest and asked that there be more support for animal control.

6. Consideration Of Minutes:

a. Regular Meeting Of November 30, 2017

Mayor Pro-Tem Lehman moved to accept the minutes of November 30, 2017; seconded by Council Member Wilson. With all voting, "aye" the motion carried with a 7-0 vote.

AYES: 7

NAYES: 0

7. Consent Agenda:

a. Approval Of Quarterly Investment Report For Period Ending September 30, 2017

Council Member Wilson moved to approve the Quarterly Investment Report for the period ending September 30, 2017; seconded by Council Member Pierce. With all voting, "aye" the motion carried with a 7-0 vote.

AYE: 7

NAY: 0

8. Presentations

a. Presentation on Emergency Services District #11 New Fire Station

Charlie Alfaro, Fire Chief introduced John True, President of ESD 11. He provided the history of the creation of ESD 11 and an update on the new Fire and Rescue Station No. 1.

b. Presentation, Discussion And Possible Action on Kirby Fire Station Solar Panels Program

Charlie Alfaro, Fire Chief introduced Roland Hinojosa, CPS Energy Government Relations. Roland presented an update on the solar panels that were installed at the fire station. He said in October the credit is \$199.04 and November is 167.72; the total credit \$366.76. The projected annual credit is \$2,200.00 based on the credit for the past two month.

9. Discussion And Possible Action

- a. Discussion And Possible Action On Ordinance No. O-2017-825 Repealing Chapter 98 – Smoking Restrictions Of The Code Of Ordinances And Adopting A New Chapter 98 – Smoking Restrictions Of The Code Of Ordinances Including A Penalty For Violation Of A Fine As Set Forth In Section 10.99(A)(3) Of The Code Of Ordinances. This Is The Second Reading.

Council Member Aldrich moved to accept Ordinance No. O-2017-825 repealing Chapter 98 – Smoking Restrictions of the Code of Ordinances and adopting a new Chapter 98 – Smoking Restrictions of the Code of Ordinances including a penalty for violation of a fine as set forth in Section 10.99(A)(3) of the Code of Ordinances; seconded by Council Member Grant. With all voting, “aye” the motion carried with a 7-0 vote.

AYE: 7

NAY: 0

- b. Discussion And Possible Action On Ordinance No. O-2017-826 Repealing Chapter 131 – Offenses Against Property Of The Code Of Ordinances And Adopting A New Chapter 131 – Offenses Against Property Of The Code Of Ordinances Including A Penalty For Violation Of A Fine Of Not Less Than \$100 Nor More Than \$2,000. This Is The Second Reading.

Council Member Wilson moved to accept Ordinance No. O-2017-826 repealing Chapter 131 – Offenses Against Property of the Code of Ordinances and adopting a new Chapter 131 – Offenses Against Property of the Code of Ordinances including a penalty for violation of a fine of not less than \$100 nor more than \$2,000; seconded by Council Member Aldrich. With all voting, “aye” the motion carried with a 7-0 vote.

AYE: 7

NAY: 0

- c. Discussion And Possible Action On Ordinance No. O-2017-827 Repealing Chapter 133 – Illegal Smoking Products And Illegal Smoking Paraphernalia Of The Code Of Ordinances And Adopting A New Chapter 133 – Illegal Smoking Products And Illegal Smoking Paraphernalia Of The Code Of Ordinances Including A Penalty For Violation Of A Fine Of Not Less Than \$100 Nor More Than \$2,000 Unless The Violation Is For Barter, Gift, Delivery, Sale, Or Offer Of Sale Of Any Illegal Smoking Product To A Person Under The Age Of Eighteen (18) Years When The Penalty For Violation Is A Fine Of Not Less Than \$500 Nor More Than \$2,000. This Is The Second Reading.

Council Member Grant moved to accept On Ordinance No. O-2017-827 repealing Chapter 133 – Illegal Smoking Products and Illegal Smoking Paraphernalia of the Code of Ordinances and Adopting a new Chapter 133 – Illegal Smoking Products and Illegal Smoking

Paraphernalia of the Code of Ordinances including a penalty for violation of a fine of not less than \$100 nor more than \$2,000 unless the violation is for barter, gift, delivery, sale, or offer of sale of any illegal smoking product to a person under the age of eighteen (18) years when the penalty for violation is a fine of not less than \$500 nor more than \$2,000; seconded by Mayor Pro-Tem Lehman. With all voting, "aye" the motion carried with a 7-0 vote.

AYE: 7

NAY: 0

- d. Discussion And Possible Action On Ordinance No. O-2017-828 Repealing Chapter 71 – Stopping, Standing, And Parking And Adopting A New Chapter 71 – Stopping, Standing, And Parking. This Is The First Reading.

Council Member Grant moved to accept Ordinance No. O-2017-828 repealing Chapter 71 – Stopping, Standing, and Parking and Adopting a new Chapter 71 – Stopping, Standing, and Parking; seconded by Council Member Wilson. With all voting, "aye" the motion carried with a 7-0 vote.

AYE: 7

NAY: 0

- e. Discussion And Possible Action On Police Department Staffing

City Manager Vernon said one Animal Care Officer (ACO) resigned creating a vacancy and it has been suggested that we eliminate the vacant ACO position and create an additional Patrol Officer position. The new patrol officer would also be the backup for animal control.

Council Member Pierce moved to add one more police officer to the Police Department; seconded by Council Member Grant. With all voting, "aye" the motion carried with a 7-0 vote.

AYE: 7

NAY: 0

- f. Discussion And Possible Action On The City Of Kirby Comprehensive Plan

Mayor Pierce said she asked that this item be brought back to Council. At this time the Planning and Zoning Commission has not reviewed the newest Comprehensive Plan and she asked that there be a meeting scheduled with the Planning and Zoning Commission in the first quarter of 2018. She said all the committees and residents need to be involved in the discussions.

Council Member Grant moved to table this item until the first quarter of 2018; seconded by Council Member Aldrich. With all voting, "aye" the motion carried with a 7-0 vote.

AYE: 7

NAY: 0

g. Status Update on Assistant to the City Manager Duties

Mayor Pierce said Council received a copy of the job description for the Assistant to the City Manager. City Manager Vernon said she distributed the current status/update on grants that have been applied for and those that are coming up. The City's Facebook page and Twitter account are being updated regularly. Also, he has created a City of Kirby group page in the Facebook page; he has been designing flyers and bringing various forms up to date. He has attended training at AACOG, completed the NIMS training and Open Meetings Act/Public Information Act training.

Mayor Pierce asked that we apply for the Trap Neuter Release grant from Petco. She asked City Council to provide information to the City Manager if they see a grant that we would be eligible to apply for. Also, focus on ways to communicate with our residents who do not use social media.

h. Discussion And Possible Action To Remove Francisco Canales And George Lombardo From The Beautification and Recycle Committee

Chairperson Barbara Herb, Beautification and Recycle Committee, informed Council there are two members, Francisco Canales and George Lombardo who have been absent for more than three consecutive meetings and at their last meeting the Committee voted to remove them from the Beautification and Recycle Committee.

Council Member Grant moved to remove Francisco Canales and George Lombardo from the Beautification and Recycle Committee; seconded by Council Member Wilson. With all voting, "aye" the motion carried with a 7-0 vote.

AYE: 7

NAY: 0

i. Discussion And Possible Action To Appoint Member(s) To The Beautification and Recycle Committee

Chairperson Barbara Herb, Beautification and Recycle Committee, informed Council there have not been any new volunteer applications submitted. The next meeting is January 2, 2018.

Mayor Pierce asked that this item be placed on the January 11, 2018 Council agenda.

Council Member Pierce moved to table this item until January 11, 2018; seconded by Council Member Grant. With all voting, "aye" the motion carried with a 7-0 vote.

AYE: 7

NAY: 0

10. 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

Council Member Apodaca – She said she has received compliments about the police department from people who have come in her shop. She has also received positive feedback on the Facebook page. She asked if there was a way to get information to people who don't use social media.

Council Member Wilson – She thanked the Police Department and Code Compliance for painting the graffiti under the railroad tracks. She wished everyone a Merry Christmas and said to remember Santa is coming to Kirby on Sunday.

Mayor Pro-Tem Lehman – He wished everyone a Merry Christmas and Happy New Year.

Council Member Grant – He asked staff to review our ordinances regarding private contractors working on City streets that require them to put more than caliche on the street while they are working and bringing the street back to its original condition. City Manager Vernon said this item will be placed on an agenda. Council Member Grant wished everyone a Merry Christmas and Happy New Year.

Council Member Pierce – He reminded everyone about a visit with Santa at John Sterling Park and enjoy some hot chocolate at 2:00 P.M. – 4:00 P.M. on Sunday, December 17; followed by the Christmas Parade that starts at 5:00 P.M. He wished everyone a Merry Christmas and Happy New Year.

Mayor Pierce – She thanked John True for his presentation regarding ESD 11, we value our relationship with the ESD 11 and we look forward to meeting with him next year. She said she understands Council Member Grant's concern regarding private contractors and our streets. On Happiness, the concern is how they have left the street while they are working on the project. Gilbert Salas, Public Works Director, and Ford Engineering will be monitoring the work. The Parks and Recreation Committee is looking for cookie donations for Santa's visit. She requested an update on the Fiesta medals. City Manager Vernon said the item will be placed on the next agenda. Mayor Pierce said in January there will be exciting news from the Police Department.

Council Member Grant said he visited the Animal Care Facility and there are some very sweet dogs there. The staff is incredible and is doing the best they can with what they have. Mayor Pierce said there is a great need for volunteers and donations. Another opportunity to volunteer is by fostering an animal from the shelter. We also need volunteers to serve on the Planning and Zoning Commission, Parks and Recreation Committee and Beautification and Recycle Committee.

10. Adjournment

The meeting adjourned at 7:50 P.M.

Lisa B. Pierce
Mayor

ATTEST:

Patty Cox, TRMC
City Secretary