



*Lisa B. Pierce, Mayor*

Sylvia Apodaca  
Mike Grant  
Jerry Lehman

Kimberly McGehee-Aldrich  
John W. Pierce  
Debra Wilson

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**CITY COUNCIL MINUTES  
REGULAR MEETING  
THURSDAY, SEPTEMBER 27, 2018 – 7:00 P.M.  
CITY HALL COUNCIL CHAMBER  
112 BAUMAN, KIRBY, TX 78219**

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**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

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

ABSENT

Council Member Grant

Although Mayor Pierce deviated from the agenda, the minutes will be prepared in the order the agenda was posted.

**5. Citizen Participation**

1. Steve Linscomb – Judson ISD- He provided an update on the construction at Hopkins Elementary, Kirby Middle School and Wagner High School.

2. Richard Vaughn – He said he represented Kirby Baptist Church and provided the names of all of the events and activities that they have had for the community and asked the City for support. He asked Council to waive the \$50.00 fee they paid for Fireworks in The Park.

3. Roger Romens – He thanked Mayor Pierce and those Council Members who took time out of their busy schedules to come and support the Senior Center Breakfast.

**6. Consideration Of And Action On Minutes**

- a. Special Meeting September 13, 2018
- b. Public Hearing/Regular Meeting September 13, 2018
- c. Special Meeting September 20, 2018

Mayor Pro-Tem Aldrich moved to accept the Special Meeting minutes for September 13, 2018; seconded by Council Member Apodaca. The motion carried with a 6-0 vote.

AYES: 6                      NAYES: 0

Council Member Lehman moved to accept the Public Hearing/Regular Meeting minutes for September 13, 2018; seconded by Council Member Wilson. The motion carried with a 6-0 vote.

AYES: 6                      NAYES: 0

Mayor Pro-Tem Aldrich moved to accept the Special Meeting minutes for September 20, 2018; seconded by Council Member Lehman. The motion carried with a 5-0-1 vote.

AYES: 5                      NAYES: 0                      ABSTAIN: 1 (Council Member Wilson)

**7. Presentations**

- a. National Night Out, Kirby Police Department

Devona Palomo, Police Secretary, identified the activities scheduled for National Night Out, 5745 Binz Engleman Road, October 2, 2018, 6:00 P.M – 8:00 P.M.

b. Employee Of The Quarter

Mayor Pierce recognized Lt. Laymon as Employee of the Quarter.

**8. Consent Agenda**

- a. Approval Of Quarterly Financial Report For Period Ending June 2018  
b. Approval Of Quarterly Investment Report For Period Ending June 2018

Council Member Wilson moved to approve the Quarterly Financial Report for period ending June 2018 and approve the Quarterly Investment Report for period ending June 2018; seconded by Mayor Pro-Tem Aldrich. The motion carried with a 6-0 vote.

AYES: 6

NAYES: 0

**9. Discussion And Possible Action**

- a. Update, Discussion And Possible Action On Binz Engleman Road Reconstruction Project

Gilbert Salas, Director of Public Works, provided an update on the project.

Mayor Pierce stated the concerns she has seen and the concerns residents have shared with her regarding the project.

- b. Discussion And Possible Action On Adopt A Spot Application

Donna Dryja, Beautification and Recycle Committee, explained that the Beautification and Recycle Committee wants to adopt the square planter area in front of City Hall.

Council Member Pierce moved to approve the Beautification and Recycle Committee adopt a spot application for the square planter area in front of City Hall; seconded by Council Member Wilson. The motion carried with a 6-0 vote.

AYES: 6

NAYES: 0

- c. Discussion And Possible Action On Ordinance No. O-2018-847 An Ordinance Revising Sewer Service Charges And Providing For A Penalty. This Is The First Reading.

City Manager Vernon identified the updates. She reminded Council that SAWS has had substantial increases over the past few years to the sewer cost. There was a 3.6% increase this year and there will be an 8% increase January 2019. The Ordinance identifies that this year there will be an increase in the amount of 11.6% for the sewer cost our residents will be charged. Our Ordinance has stated that these increases will be passed on to the residents, but we have not passed these increases on to residents since 2014.

Council Member Pierce moved to accept Ordinance No. O-2018-847 repealing Ordinance No. O-2013-743 and adopting new Sections 50.10 through 50.20 of the Code Ordinances including a revision to sewer service charges and providing for a penalty; seconded by Mayor Pro-Tem Aldrich. The motion carried with a 6-0 vote.

AYES: 6                      NAYES: 0

- d. Discussion And Possible Action On Usage Policies For The General, Water And Debt Service Funds

City Manager Vernon explained during research it was noted that we did not have established policies for the general fund, water fund and debt service funds on paper. The policies have been provided to you.

Mayor Pro-Tem Aldrich moved to accept the usage policies for the general fund, water fund and debt service funds; seconded by Council Member Wilson. The motion carried with a 6-0 vote.

AYES: 6                      NAYES: 0

- e. Discussion And Possible Action To Appoint Member(s) To The Beautification And Recycle Committee

Mayor Pro-Tem Aldrich moved to appoint Kara Steel, Donna Dryja and Celicia A. Garza to terms expiring October 1, 2020; seconded by Council Member Apodaca. The motion carried with a 6-0 vote.

AYES: 6                      NAYES: 0

City Manager Vernon said there was one vacancy on the Committee.

f. Discussion And Possible Action To Appoint Member(s) And Alternate Member(s) To The Building And Standards Commission

Council Member Wilson moved to appoint Kimberly Keene to a term expiring October 1, 2020 and appoint Donna Dryja from an alternate to a regular Commissioner with a term expiring October 1, 2020; seconded by Council Member Lehman. The motion carried with a 6-0 vote.

AYES: 6

NAYES: 0

g. Discussion And Possible Action To Appoint Member(s) To The Parks And Recreation Committee

Council Member Wilson moved to appoint Angelica Page, Brian Medina, and Erna Baker to terms expiring October 1, 2020; seconded by Mayor Pro-Tem Aldrich. The motion carried with a 6-0 vote.

AYES: 6

NAYES: 0

h. Discussion And Possible Action To Appoint Member(s) To the Planning And Zoning Commission

Mayor Pierce said there would not be any action on this item, continue advertising, and place this item on the next agenda.

i. Discussion And Possible Action On Request To Place A Little Free Library At H. Pryor Smith Park Or The John Sterling Building

Donna Dryja informed Council instead of placing a Little Free Library at the Senior Center the new location she is requesting John Sterling Building area or H. Pryor Smith Park.

After discussing the location, Council Member Pierce moved to allow the Little Free Library to be placed at John Sterling Park Building by the flag pole; seconded by Council Member Wilson. The motion carried with a 6-0 vote.

AYES: 6

NAYES: 0

j. Discussion And Possible Action On Review Of 2018 City Of Kirby Pool Season

City Manager Vernon stated the 2018 Pool Season ran from May 26 through Monday September 3 and was open 6 days week. San Antonio Pool Management managed the pool and the revenues for entry and concessions was \$8,120.81 and \$1,065.00 for rentals, and the total

revenue was \$9185.81 She suggested next season the pool operate on Judson ISD's school calendar.

City Council discussed the pool season, pool passes and consideration of a two year contract. This item will be placed on an agenda in November to review the contract.

Council Member Pierce moved to allow the city manager to proceed with a contract with SA Pool Management to include pool passes, follow Judson ISD's school schedule, authorize the City Manager to make changes to the agreement and stay within 3% for next pool season; seconded by Mayor Pro-Tem Aldrich. The motion carried with a 6-0 vote.

AYES: 6

NAYES: 0

k. Discussion And Possible Action To Award A Bid For Public Works Yard Asphalt Project

City Manager Vernon said this item was tabled at last meeting. She said ACE Company submitted a revised bid in the amount of \$98,868.86 by removing some items from original bid. Gilbert Salas explained the items that were removed. Gilbert Salas, Director of Public Works, identified the changes to the bid.

City Council discussed this item and Council Member Lehman moved to accept the bid submitted by Ace Co. in the amount of \$98,868.86; seconded by Council Member Apodaca. The motion carried with a 6-0 vote.

Council Member Pierce stated for the record he has no confidence in Ford Engineering. Mayor Pro-Tem Aldrich stated for the record she has no confidence in Ford Engineering.

AYES: 6

NAYES: 0

l. Discussion And Possible Action To Consider Repairs To Wexford Drive

Mr. Salas, Director of Public Works, stated that Hayden Paving approached him about repairs to Wexford Dr. He reviewed the proposal addressing the responsibilities with the project.

Council discussed the proposal and other potential concerns; Mayor Pierce asked for a motion to this item.

This item died due to the lack of motion.

**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 Wilson – She had several items: 1) City Manager go out for bid for another engineering company; 2) Code Compliance – address tall grass everywhere, buildings are falling down, and the appearance of the City going down; 3) Can the workers at Kirby Middle School park on Seguin Road?; 4) Place outcome of what will be done with the ditches, weeds, and trees; 5) She asked Gilbert Salas make sure all lights replaced and spray mosquitoes at Friendship Park; and 6) 50<sup>th</sup> Anniversary at Kirby Baptist Church October 13 & 14.

Mayor Pro-Tem Aldrich – She reiterated code compliance concerns about high grass and a concern with Diadem Food Mart. She said residents have voiced their concerns about the tall weeds at Starfire and Redding. She attended the Senior Center Quarterly Breakfast and some residents were talking about money being stolen from their personal accounts fraudulently. She stated for the record that everyone needs to be diligent with their bank account. The IRS is not going to call you; they will send you a letter.

Council Member Lehman – He asked for an update on the Rosillo Creek project. City Manager Vernon provided the history about the Rosillo Creek project. There was a one year time frame where the City could not mow the area. We are coming up on the expiration of that time frame and Public Works has this on schedule to start in October.

Council Member Pierce – He congratulated Detective Laymon. He thanked the police officers, Chief Alfaro and fire department, thanked Gilbert and city staff.

Mayor Pierce – She asked everyone to spread the word about the Little Free Libraries. She congratulated Detective Laymon. She said on October 6 Beautification & Recycle Committee will be doing a clean-up on Swann 9:00 A.M. – 11:00 A.M. She said Jose Garcia's digital sign is operational now and QT is planning a December grand opening.

Council Member Wilson asked when Mr. Vaughn could be refunded \$50 for September 1 event. City Manager Vernon will visit with him about it.

Mayor Pierce – She said since it has been a year since the Rosillo Creek project has been completed she asked to place on social media about the mowing of the drainage area. She thanked Donna Dryja for volunteering her time on the various Committees.

**11. Adjournment**

The meeting adjourned at 8:58 P.M.

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Lisa B. Pierce  
Mayor

Attest:

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Patty Cox, TRMC, City Secretary