



Lisa B. Pierce, Mayor

Sylvia Apodaca
Mike Grant
Jerry Lehman

Kimberly McGehee-Aldrich
John W. Pierce
Debra Wilson

**CITY COUNCIL MINUTES
REGULAR MEETING
THURSDAY, APRIL 11, 2019 – 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 community in a fiscally responsible manner.”

4. Roll Call

PRESENT

Mayor Pierce
Council Member Lehman
Council Member Grant
Council Member Pierce
Council Member Wilson
Council Member Apodaca

ABSENT

Mayor Pro-Tem Aldrich

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

5. Citizen Participation

1. Mr. Michael Martin – He spoke regarding the DART program and requested an update.

2. Mr. Pitman – He spoke regarding crime control and inquired how do residents get more feedback to share with their neighbors? He suggested a weekly or monthly police blog, and town hall meeting. His other concerns were brush pick up and street sweeping.

3. Joyce Saathoff – She wanted to know why it is taking so long to take care of the vacant properties.

4. Susan Schopp – She works with a company called Neighborhood News that publishes newsletters for small municipalities. She presented an overview and provided samples of newsletter.

6. Consideration Of And Action On Minutes

a. Regular Meeting March 28, 2019

Council Member Apodaca moved to accept the minutes for March 28, 2019; seconded by Council Member Lehman. The motion carried with a 5-0-1 vote.

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

7. Discussion And Possible Actions

a. Update, Discussion And Possible Action On The City Of Kirby's Storm Water Management Program (SWMP) – Abraham Galindo, Givler Engineering, Inc.

Abraham Galindo, Givler Engineering, Inc., presented an update on the Storm Water Management Program. He addressed the regulatory levels and started with the Environmental Protection Agency (EPA) and addressed five fundamental elements of the plan.

1. Public education to storm water pollution.
2. Illicit discharge detection.
3. Construction site storm water runoff control

4. Post-construction storm water management
5. Good housekeeping for municipal operations at end of each year will do annual report. The City is in compliance. TCEQ renews permit every five years.

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

Gilbert Salas, Director of Public Works, provided an update on the Binz Engleman Road Reconstruction Project. Phase III is not complete and a meeting has been scheduled to meet with TxDot on April 12. There were 77 rain dates approved by Mark Hill, Ford Engineering. A few areas have to be regraded. The sidewalks are ADA Compliant. They are between four feet and five feet wide.

City Manager Vernon stated the schedule submitted by the contractor indicates the project will be completed by October 17, 2019. They will be assessed a fee if the project is not completed. Staff will schedule a meeting with TxDot to discuss the duration of the project.

c. Update, Discussion And Possible Action On The City Of Kirby's April 14, 2019 Easter Egg Hunt

Sunday, April 14, 3:00 P.M. to 4:30 P.M. at Friendship Park. Children 12 years old and under, free admission, identified zones for the different age groups and bring your camera because the Easter bunny will be there for photos ops.

d. Discussion And Possible Action On Resolution No. R-2019-709 Appointing A Municipal Court Judge For The City Of Kirby

Judge Dullnig thanked everyone and spoke highly about Michelle Hinojosa, Court Clerk. There are very few trials and gave credit to the Police Department and City staff.

Council Member Grant moved to accept Resolution No. R-2019-709 appointing Darrell Dullnig as municipal court judge for the City of Kirby for a term ending May 31, 2021; seconded by Council Member Wilson. The motion carried with a 6-0 vote.

AYES: 6

NAYES: 0

e. Discussion And Possible Action To Ratify Approval Of An Eagle Scout Project In Friendship Park

City Manager Vernon invited Mr. Johnny Becoat-Rogers to provide Council with an update on his project.

Mr. Becoat-Rogers thanked Council for the opportunity to speak. He is with Troop 1412 and his Eagle Scout project of refurbishing and/or replacing the park benches underneath the pavilion at Friendship Park was completed this past weekend. He provided photos of the benches. He thanked Council for allowing him the opportunity to do the project and give back to the community.

Council Member Pierce moved to ratify approval of an Eagle Scout Project in Friendship Park constructed by Johnny Becoat-Rogers; seconded by Council Member Grant. The motion carried with a 6-0 vote.

AYES: 6 NAYES: 0

- f. Discussion And Possible Action On Ordinance No. O-2019-856 Amending The Budget For Fiscal Year 2018-2019. This Is The First Reading.

Tina Ynfante, Finance Director, identified the amendments to the Fiscal Year 2018-2019 Budget.

Council Member Pierce moved to accept Ordinance No. O-2019-856 amending the budget for Fiscal Year 2018-2019; seconded by Council Member Grant. The motion carried with a 6-0 vote.

AYES: 6 NAYES: 0

- g. Discussion And Possible Action On Appointing Regular Member(s) And Alternate Member(s) To The Building And Standards Commission

City Manager Vernon stated there are not any applications for this Commission. There was no action.

- h. Discussion And Possible Action On Appointing A Member(s) To The Beautification And Recycle Committee

City Manager Vernon stated there are not any applications for this Committee. There was no action.

- i. Discussion And Possible Action On Appointing A Member(s) To The Kirby Senior Center Corporation Board

Norma Hamby, Senior Center, said she did not receive any applications. City staff stated there were not any applications.

j. Discussion And Possible Action On Termination Of Interlocal Agreement And An Amendment To Ground Lease With Bexar County For Animal Services Facility

Marc Schnall, city attorney, stated he can give a brief report as to the status during open session. After the report, council could consider adjourning open session and instead open an executive session to discuss the potential business terms and members of Council can get the opinions in the way of legal advice from the city attorney.

Mr. Schnall gave a brief report about what has occurred after the last Council meeting.

Mayor Pierce asked closed the regular meeting at 8:05 P.M. and pursuant to Texas Government Code Section 551.071 Consult with City Attorney and Texas Government Code Section 551.072 Deliberation about Real Property Council will convene into executive session.

Mayor Pierce opened the regular meeting at 8:56 P.M. She stated there was not any action taken in executive session.

Council Member Wilson moved to entertain the termination of Interlocal Agreement with Bexar County in the form presented to the City Council, effective April 15, 2019, provided that: 1. Bexar County Commissioners Court take action to approve that Termination of Interlocal Agreement effective April 15, 2019 by action taken on or before April 30, 2019; and 2. The Ground Lease between the City of Kirby and Bexar County be amended to provide for a legal description prepared by Sherwood Surveying at the expense of Bexar County using the drawing presented to the City on April 1, 2019, and on terms acceptable to Monique Vernon, City Manager of the City of Kirby; seconded by Council Member Grant. The motion carried with a 6-0 vote.

AYES: 6

NAYES: 0

8. Request 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 Grant – He asked that the Neighborhood News be placed on the next agenda for discussion. He thanked everyone for attending the meeting.

Council Member Wilson – She asked that the Code Compliance Officer come to the next meeting to address the complaints heard tonight. The Senior Center needs volunteers to help with the Food Bank that comes once a month. On Springfield Road, when entering Kirby, there

is a water retention issue. When there is new construction on lots do they need to install a privacy fence?

Council Member Lehman – He said so many times Council discusses money problems, but citizens don't know what we are doing and they need a voice to share their opinions.

Council Member Apodaca – She thanked Mr. Pitman and Mr. Martin for informing Council about their concerns. She let them know to keep coming back because Council listens to them.

Council Member Pierce – He thanked everyone for attending the meeting.

Mayor Pierce – She provided information about the Easter Egg Hunt on Sunday. Volunteers are needed for the Senior Center and you don't have to be a senior to enjoy the activities and a meal. Volunteers are also needed on other boards, committees, and commissions. In regards to what Mr. Pitman mentioned that this is the only venue where we can talk back and forth because the item must be on the agenda. She asked City Manager Vernon to get with the city attorney to see if there is something we can do. City staff could layout and explain the procedures for residents to acquire information prior to the meeting. She said if the City is going to consider participation in the DART program this should be placed on an agenda. Street sweeping is conducted every Monday and the information is on the website and the public notice is updated. The Newsletter would help in disseminating information to our residents. She will never get tired of residents speaking at meetings, because that means citizens are engaged. She thanked everyone for attending the meeting.

9. **Adjournment**

The meeting adjourned at 9:11 P.M.

Lisa B. Pierce
Mayor

Patty Cox, TRMC
City Secretary