



*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  
PUBLIC HEARING/REGULAR MEETING  
THURSDAY, JULY 25, 2019 – 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 community in a fiscally responsible manner.”

**4. Roll Call**

PRESENT

ABSENT

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

## **5. Citizen Participation**

1. Katherine McGarity – She asked City Council to consider installing a sign to protect her son who has autism. There are drivers who do not stop at the stop signs.

2. Chris Garza – He said the Kirby Community is asking if they can repair the gazebo and do other improvements at the Senior Center Park. They are not asking for any donations, just permission to proceed. They would like to use the Senior Center Park for a celebration possible on August 10. He asked if this could be considered on the next agenda.

3. Tom Hernandez – He said he is looking for more information on street maintenance. He asked if he could go on a ride along with police to see how the City works.

4. John Houlton –He deferred his time to Stephanie Faulkner for Crime Control and he will speak when 8 g. is introduced.

5. Stephanie Faulkner – She announced that Crime Control is having Movie at the Pool on August 7 at 7:30 P.M. She expressed her concern about the lack of Council representation at various meetings and events. She invited Council to participate at the Crime Control Movie at the Pool event.

6. Norma Zamora – She shared the events of an incident that happened at her property. She asked Council to consider a Kirby Neighborhood Crime Watch group of volunteers.

7. Jody Flinn – She will wait until her item is introduced.

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

### **a. Regular Minutes July 11, 2019**

Council Member Grant moved to approve the Regular Minutes July 11, 2019; seconded by Council Member Pierce. The motion carried with a 5-1-1 vote.

AYES: 5      NAYES: 0      ABSTAIN: 1 (Council Member Apodaca  
Not In Council Chamber during voting: 1 (Council  
Member Wilson)

### **b. Special/Workshop July 18, 2019**

Mayor Pro-Tem Aldrich moved to approve the Special/Workshop Minutes July 18, 2019; seconded by Council Member Apodaca. The motion carried with a 5-2 vote.

AYES: 5            NAYES: 0            ABSTAIN: 2 (Council Members Grant and Lehman)

## 7. PUBLIC HEARING

Mayor Pierce closed the regular meeting and opened the public hearing at 7:17 P.M..

- a. To Rezone The Property From The Current Zoning Of Commercial, Office, and Retail (C-1) To Single Family Dwelling District (R-1). The Property Is Located At CB 5865 BLK LOT S IRR 289.84 FT OF 17, Known As 5619 Seguin Road, Kirby, TX 78219.

Jody Flynn spoke and informed Council why she requested the rezoning of her property.

Mayor Pierce closed the public hearing at 7:22 P.M. and opened the regular meeting.

## 8. Discussion And Possible Action

- a. Discussion And Possible Action On A Request To Allow The Property Located At CB 5865 BLK LOT E 183 FT OF S 100 FT OF 12, Otherwise Known As 4810 Gibbs Sprawl Road, Kirby, TX 78219, Which Is Zoned Commercial, Office And Retail (C-1) To Be Used As A Single Family Dwelling District (R-1) Property.

Council Member Grant moved to allow the property located at CB 5865 BLK Lot E 183 ft of S 100 ft of 12, otherwise known as 4810 Gibbs Sprawl Road, Kirby, TX 78219, which is zoned Commercial, Office and Retail (C-1) to be used as a Single Family Dwelling District (R-1) property; seconded by Council Member Wilson.

Mr. Vinnie Bilotto, applicant, expressed why he requested the Specific Use Permit.

The motion carried with a 6-1 vote.

AYES: 6            NAYS: 1 (Council Member Lehman)

- b. Discussion And Possible Action On Ordinance No. O-2019-859 Amending The Zoning Ordinance Of The City Of Kirby, Texas, To Grant Specific Use Permit #2019-010 For Use Of The Property At 4810 Gibbs Sprawl Road, Kirby, Texas For A Single Family Residence. This Is The First Reading.

Council Member Wilson moved to accept Ordinance No. O-2019-859 amending the Zoning Ordinance of the City of Kirby, Texas, to Grant Specific Use Permit #2019-010 for use of the property at 4810 Gibbs Sprawl Road, Kirby, Texas for a Single Family Residence; seconded by Mayor Pro-Tem Aldrich. The motion carried with a 7-0 vote

AYES: 7                      NAYES: 0

- c. Discussion And Possible Action On A Request To Rezone The Property From The Current Zoning Of Commercial, Office, and Retail (C-1) To Single Family Dwelling District (R-1). The Property Is Located At CB 5865 BLK LOT S IRR 289.84 FT OF 17, Known As 5619 Seguin Road, Kirby, TX 78219.

Council Member Grant moved to accept the request to rezone the property from the current zoning of Commercial, Office, and Retail (C-1) to Single Family Dwelling District (R-1). The property is located at CB 5865 BLK LOT S IRR 289.84 FT of 17, known as 5619 Seguin Road, Kirby, TX 78219; seconded by Council Member Wilson. The motion carried with a 6-1 vote.

AYES: 6                      NAYES: 1 (Council Member Lehman)

- d. Discussion And Possible Action On VIA Bus Stop Improvements

City Manager Vernon provided history of VIA bus stop improvements. The decision was to obtain a cost estimate to install a concrete pad, cost for a curb cut and cost for up keep.

- e. Discussion And Possible Action On Kirby Community Volunteer Project At City Property Located at 3211 Charles Conrad

Chris Garza presented his plan of action for repairing the tables at the pool and other improvements on Saturday July 27. They will have a Victory BBQ at 6:00 P.M.

City Manager Vernon asked that the tree trimming take place before the pool opens.

Council Member Grant moved to accept Kirby Community Volunteer Project at City property located at 3211 Charles Conrad; seconded by Mayor Pro-Tem Aldrich. The motion carried with a 7-0 vote.

AYES: 7                      NAYES: 0

- f. 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.

- g. Discussion And Possible Action On Primitive Camping In Friendship Park

John Houlton spoke about primitive camping in Friendship Park and didn't see this as a benefit for the City.

Stephanie Faulkner stated the reasons she is against primitive camping.

Chief Kevin Bois provided information from Austin and their version of primitive camping and fees associated with the campsites.

Council Member Wilson said she would not want this in her backyard.

Council Member Grant said he would not have a problem with this as long as the groups are supervised. He asked if there would be alcohol.

h. Discussion And Possible Action To Accept LaRie Buell's Resignation From The Beautification And Recycle Committee Effective Immediately

Council Member Grant moved to accept LaRie Buell's resignation from the Beautification and Recycle Committee effective immediately; seconded by Mayor Pro-Tem Aldrich. The motion carried with a 7-0 vote.

AYES: 7

NAYES: 0

i. Discussion And Possible Action On Appointing Up To Four Alternate Members To The Building And Standards Commission

There were not any applications.

j. Discussion And Possible Action On Appointing A Member To The Beautification And Recycle Committee

There were not any applications.

k. Discussion And Possible Action On Appointing Members To the Kirby Senior Center Corporation Board

There were not any applications.

Norma Hamby, Manager, gave an overview on the activities and events hosted by the Senior Center.

l. Discussion And Possible Action On Private Development Projects On Springfield Road

City Manager Vernon provided an update on private development projects on Springfield. City staff met with the property owners and the legal representation Big Boys Hauling and Benchmark Paving to talk about the status of the project and what is required going forward and address some of the concerns that neighbors have brought before Council. They offered to have

a sit-down meeting with the neighbors to address some of the concerns and they offered to come to the August 8 Council meeting to present that information to Council.

Marc Schnall, city attorney, said the Specific Use Permit application should provide a lot of the information that would be valuable to the Planning and Zoning Commission and Council in terms of the equivalent of a site plan to show where improvements will be, information about landscaping, fencing, a specification from the actual property owner rather than the developer, things related to how traffic will go in and out of the property and make sure there is adequate onsite parking as well as the height of structures and lighting.

## **9. 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 Grant – He asked that multi use ordinance be brought before Council.

Mayor Pierce asked staff to provide Council with the information collected for Planning and Zoning Commission

Council Member Wilson – She said Binz Engleman on the left side needed to be mowed. She inquired about the job description for the senior center director. She asked that the Charter Review be placed on the next Council agenda for discussion. It bothers her that we have to have volunteers to clean up our City.

Mayor Pro-Tem Aldrich – She said the entire city is overgrown. Code needs help and asked if police officers can write citations for code violations.

Council Member Lehman – He thanked everyone for attending the meeting and come back.

Council Member Apodaca – She said there are some business owner who don't know about the Façade Grant.

Mayor Pierce – She read a card from Jan Russell thanking Council for the new memorial sign recognizing Reggie Russell. She spoke about the event she was not been able to attend and said she called Jan before the event. She asked that Planning & Zoning Commission and Council have a joint meeting. She asked staff to provide Mix Use Zoning information to Council. Council might change liaisons for Planning & Zoning Commission and Crime Control for attendance purposes. Bring back Parks and Recreation because people are interested. She thanked everyone for attending the meeting and speaking. She thanked city employees and residents for making Kirby what it is.

**10. Adjournment**

The meeting adjourned at 8:40 P.M.

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Lisa B. Pierce  
Mayor

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Patty Cox, TRMC  
City Secretary