



Lisa B. Pierce, Mayor

Sylvia Apodaca
Mike Grant
Jerry Lehman

Kimberly McGehee-Aldrich
John W. Pierce
Debra Wilson

**CITY COUNCIL MINUTES
REGULAR MEETING
THURSDAY, SEPTEMBER 26, 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
Mayor Pro-Tem Aldrich
Council Member Lehman
Council Member Grant
Council Member Pierce
Council Member Apodaca

ABSENT

Council Member Wilson

5. Citizen Participation

1. B.J. Voigt – She spoke about problems she has encountered on a street that has been repaved in the City. She named several streets that need repairs. She also asked if she could trim the trees and power wash at the Senior Center.

2. Sharon Shuler – She said she will speak on item 8.h.

6. Consideration Of And Action On Minutes

a. Public Hearing/Regular Meeting September 12, 2019

Council Member Grant moved to approve the Public Hearing/Regular Meeting September 12, 2019 minutes; seconded by Council Member Apodaca. The motion carried with a 4-0-2 vote.

AYES: 4 NAYES: 0 ABSTAIN: 2 (Council Member Lehman, and Mayor Pro-Tem Aldrich)

7. Presentation

a. 2019 Fire Prevention Week Proclamation

Mayor Pierce read the proclamation and presented the Proclamation to the Fire Department personnel attending the meeting.

8. Discussion And Possible Action

a. Discussion And Possible Action On Entering Into A New Interlocal Agreement For Fire Protection And First Responder Emergency Medical Services With Bexar County Emergency Services District No. 11

Chief Alfaro reported that it was his understanding that Bexar County Emergency Services District No. 11 and City of Kirby are both in agreement with the new Interlocal Agreement for Fire Protection and First Responder Emergency Medical Services.

City Manager Vernon explained staff has received confirmation from ESD 11's attorney that they are in agreement with the new Interlocal Agreement. ESD 11 will execute the agreement first and then the agreement will be brought to Council to execute. The services will continue for another three years.

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

Mark Hill, Ford Engineering, provided an update on the project. He said San Antonio Constructors, LTD requested approval to work on Saturday, September 28, 2019 to wrap up the milling process.

Council Member Grant moved to allow San Antonio Constructors, LTD to work on Saturday, September 28, 2019, 7:00 A.M. – 6:00 P.M. to wrap up the milling process, with the understanding that a representative from the City will be on site, notification about the work will be given to residents and anyone else involved with the project, also contact information for the contractor will be provided; seconded by Council Member Pierce. The motion carried with a 6-0 vote.

AYES: 6

NAYES: 0

c. Discussion And Possible Action To Accept Thomas Hernandez's Resignation From The Beautification And Recycle Committee Effective Immediately

Council Member Grant moved to accept Mr. Hernandez's resignation from the Beautification and Recycle Committee effective immediately; seconded by Mayor Pro-Tem Aldridge. The motion carried with a 6-0 vote.

AYES: 6

NAYES: 0

d. Discussion And Possible Action On Appointing Members To The Beautification And Recycle Committee

Council Member Grant moved to appoint Barbara Herb and Alice Moczygemba to terms expiring 2021; seconded by Council Member Pierce. The motion carried with a 6-0 vote.

AYES: 6

NAYES: 0

e. Discussion And Possible Action On Appointing Regular And Alternate Members To The Building And Standards Commission

Mayor Pro-Tem Aldrich moved to appoint Jack Major and Thomas Hernandez to terms that expire October 1, 2021 regular positions and appoint Esquiel Cantu, who is currently an alternate member, to a regular position with a term expiring October 1, 2021; seconded by Council Member Grant. The motion carried with a 6-0 vote.

AYES: 6

NAYES: 0

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

Norma Hamby, Senior Center Manager, said she has not received any applications.

- g. Discussion And Possible Action On Appointing Up To Four Members To A Charter Review Commission

City Manager Vernon said she has not received any applications.

- h. Discussion And Possible Action On Private Development Projects On Springfield Road

City Manager Vernon and Chief Bois provided updates on the private development projects on Springfield Road.

Sharon Shuler thanked code compliance. There are still other concerns that need to be addressed and asked to be notified when the businesses have their certificate of occupancy in hand.

There was discussion about storm drainage on the Springfield Road properties.

- i. Discussion And Possible Action On Ordinance No. O-2019-864 Repealing Sections 94.01 And 94.02 Of The Nuisance Provisions In Chapter 94 Of The Code Of Ordinances Of The City And Adopting New Sections 94.01 And 94.02 Of The Nuisance Provisions In Chapter 94 Of The Code Of Ordinances Of The City. This Is The Second Reading.

Mayor Pro-Tem Aldrich moved to accept Ordinance No. O-2019-864 repealing Sections 94.01 and 94.02 of the nuisance provisions in Chapter 94 of the Code of Ordinances of the City and adopting new Sections 94.01 and 94.02 of the nuisance provisions in Chapter 94 of the Code of Ordinances of the City; seconded by Council Member Apodaca. The motion carried with a 6-0 vote.

AYES: 6

NAYES: 0

- j. Discussion And Possible Action On Ordinance No. O-2019-867 Repealing Chapter 32, Article II-Building And Standards Commission And Adopting A New Chapter 32, Article II – Building And Standards Commission; Finding The Meeting At Which This Ordinance Is Passed Is Open To The Public As Required By Law; Providing A Severability Clause; And Establishing An Effective Date. This Is The Second Reading.

Mayor Pro-Tem Aldrich moved to accept Ordinance No. O-2019-867 repealing Chapter 32, Article II-Building and Standards Commission and adopting a New Chapter 32, Article II – Building and Standards Commission; finding the meeting at which this Ordinance is passed is open to the public as required by law; providing a severability clause; and establishing an effective date; seconded by Council Member Lehman. The motion carried with a 6-0 vote.

AYES: 6

NAYES: 0

- k. Discussion And Possible Action On Ordinance No. O-2019-868 Making Appropriations For The Support Of The City Of Kirby For The Fiscal Year Beginning October 1, 2019 And Ending September 30, 2020 Appropriating Money To A Sinking Fund To Pay Interest And Principal Due On The City's Indebtedness; And Adopting The Annual Enterprise And General Fund Budgets Of The City Of Kirby For 2019-2020 Fiscal Year. This Is The Second Reading.

Council Member Pierce moved to approve Ordinance No. O-2019-868 making appropriations for the support of the City of Kirby for the fiscal year beginning October 1, 2019 and ending September 30, 2020; appropriating money to a sinking fund to pay interest and principal due on the City's indebtedness; and adopting the annual budgets (General Fund, Water Fund, and Interest & Sinking Fund) of the City of Kirby for the 2019-2020 fiscal year; seconded by Council Member Grant. A record roll call was taken for each council member's vote. The motion carried with a 6-0 vote.

Council Member Pierce – aye
Council Member Apodaca - aye
Council Member Grant – aye
Council Member Lehman – aye
Mayor Pro-Tem Aldrich - aye
Mayor Pierce - aye

AYES: 6

NAYES: 0

- l. Discussion And Possible Action On Ordinance No. O-2019-869 Levying Ad Valorem Taxes For Use And Operation Of The Municipal Government Of The City Of Kirby, Texas For The 2019 Tax Fiscal Year; Providing For Apportioning Each Levy For Specific Purposes; And, Providing When Taxes Shall Become Due And When Same Shall Become Delinquent If Not Paid. This Is The Second Reading.

Council Member Pierce moved that the property tax rate be increased by the adoption of a tax rate of \$0.728626, which is effectively a 13.31% increase in the tax rate, per Ordinance No. O-2019-869, an ordinance of the City of Kirby, Texas levying ad valorem taxes for use and support of the municipal government of the City for fiscal year beginning October 1, 2019 and ending September 30, 2020; providing for apportioning each levy for specific purposes; and

Mayor Pro-Tem Aldrich – She thanked everyone for attending the meeting and said October 1st is National Night Out at Friendship Park and Senior Center. She asked everyone to come out and meet their neighbors.

Council Member Apodaca – She said Kirby Senior Center is accepting donations of candy for the event.

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

Mayor Pierce – She thanked everyone for attending the meeting and guest, Sergio Gonzalez, from Senator Menendez’s office. She said September 22 – 28 is Gold Star Family Remembrance week and Sunday, September 29 is Gold Star Mother’s Day. National Night Out is October 1st, 6:00 P.M. – 8:00 P.M. at Friendship Park and Senior Center. She thanked Ms. Shuler for her input this evening. She thanked Tina Ynfante and staff for their work on the budget. This Saturday Binz Engleman Road will be busy.

10. Adjournment

The meeting adjourned at 8:39 P.M.

Lisa B. Pierce
Mayor

Patty Cox, TRMC
City Secretary