



*Lisa B. Pierce, Mayor*

Sylvia Apodaca  
Mike Grant  
Jerry Lehman

Kimberly McGehee-Aldrich  
John W. Pierce  
Joe Salazar

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**CITY COUNCIL AGENDA  
PUBLIC HEARING/REGULAR MEETING  
THURSDAY, JANUARY 23, 2020 – 7:00 P.M.  
CITY HALL COUNCIL CHAMBER  
112 BAUMAN, KIRBY, TX 78219**

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**1. Call Meeting to Order**

**2. 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**

**5. Citizen Participation**

Citizens To Be Heard Is For The City Council To Receive Information On Issues That May Be Of Concern To The Public. Citizens To Be Heard Is Limited To Three (3) Minutes. A Purpose Of The Open Meetings Act Is To Insure That The Public Is Always Given Notice Of The Items That Will Be Discussed By The Council. Should A Member Of The Public Bring An Item To The Council For Which The Subject Was Not Posted On The Agenda For The Meeting, The Council May Receive The Information, But Cannot Discuss Or Act Upon It At The Meeting.

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

a. Public Hearing/Regular Meeting January 9, 2020

This meeting is wheelchair parking accessible at the main entrance located at 112 Bauman. Auxiliary services are available upon request (interpreters for the deaf must be requested twenty-four (24) hours prior to the meeting) by calling 210/661-3198 or Relay Texas 800/735-2989 (hearing/speech impaired assistance)

## **7. Public Hearing**

- a. On A Request To Allow The Property Located At CB 5092R, BLOCK 1 LOT 2, Otherwise Known As 5863 Binz Engleman Road, Kirby, TX 78219, Which Is Zoned Light Industrial (LI) To Be Used For The Following Purpose: For The Development Of An Apartment Complex With Approximately Seventy Apartment Units.
- b. On A Request To Consider A Variance To The Sign Ordinance, Section 154.06 (D)(1) Height Of Signs - To Allow A Pole Sign With The Height Of Eighteen (18') Feet And Section 154.06 (B) To Allow A Four (4') Foot Front Setback Located At CB 5941 BLK 2 LOT E 50 FT OF S 147.2 FT OF 11 ARB 11B, Block 2, Otherwise Known As 523 Edalyn/5416 FM 78, Kirby, TX 78219.
- c. On A Request To Consider A Variance To The Zoning Ordinance – Single Family Dwelling District (R-1), Section 153.016 (B)(6)(a) To Consider Permitting Encroachment Into The Five (5') Foot Side Yard Setback Due To The Construction Of A Carport And Widening Of The Driveway Located At CB 4018A, BLK 15 LOT 17, Otherwise Known As 5122 Cinderella St., Kirby, TX 78219.

## **8. Discussion And Possible Actions**

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- c. Discussion And Possible Action On A Request To Consider A Variance To The Zoning Ordinance – Single Family Dwelling District (R-1), Section 153.016 (B)(6)(a) To Consider Permitting Encroachment Into The Five (5') Foot Side Yard Setback Due To The Construction Of A Carport And Widening Of The Driveway Located At CB 4018A, BLK 15 LOT 17, Otherwise Known As 5122 Cinderella St., Kirby, TX 78219.
- d. Update, Discussion And Possible Action On Binz Engleman Road Reconstruction Project

- e. Discussion And Possible Action On Appointing A Member To The Beautification And Recycle Committee
- f. Discussion And Possible Action On Appointing Alternate Members To The Building And Standards Commission
- g. Discussion And Possible Action On Appointing Members To The Kirby Senior Center Corporation Board
- h. Discussion And Possible Action On Potential Amendments To Ordinance No. O-2018-847 Revising Sections 50.10 Through 50.20 Of The Code Ordinances Including A Revision To Sewer Service Charges And Providing For A Penalty Not Less Than One (\$1.00) Dollar Nor More Than Two Hundred (\$200.00) Dollars And Each Violation Shall Constitute A Separate Offense.
- i. Discussion And Possible Action On Ordinance No. O-2019-865 Repealing Existing Chapter 91 Of The Code Of Ordinances And Adopting A New Chapter 91 Entitled “Animals” To Set Out Provisions As To Animals, Including An Animal Shelter, Animal Control Officers, Microchipping, Animal Bites And Animal Care, Spaying And Neutering, Rabies Control, Adoption Of Animals, Fees, Enforcement, And Related Matters, And Setting A Fine Not To Exceed The Amounts Set Out In Section 10.99 Of The Code Of Ordinances For Each Violation. This Is The First Reading.
- j. Discussion And Possible Action On Ordinance No. O-2019-866 Amending Sections 150.15, 150.16, 150.27, 150.28, 150.32, 150.33, And 150.35 Of The City’s Code Of Ordinances Relating To Building, Mechanical, Plumbing, Existing Building, Performance, And Fuel Gas Codes And Adding Sections 150.37, 150.38, And 150.39 Relating To 2018 International Fire Code, 2018 International Swimming Pool And Spa Code, And 2018 International Green Construction Code To The City’s Code Of Ordinances To Adopt Certain 2018 International Codes And Standards, Establishing Certain Building Code And Building Related Regulations And Requirements, And Establishing A Penalty Of A Fine Of Not Less Than \$500 Nor More Than \$2,000 For Violations With Each Day A Violation Occurs Constituting A Separate Offense. This Is The First Reading.
- k. Discussion And Possible Action On Amendment To Section 150.86 – Barbed Wire Prohibited Of Chapter 150 – Building Regulations Of The Code Of Ordinances Of The City Of Kirby To Amend Provision Regarding Barbed Wire Fences Of Ordinance No. O-2005-611. This Is The First Reading.
- l. Discussion On Potential Scooter And Bicycle Safety Regulations
- m. Discussion And Possible Action On Kirby Fire Department Shift

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- n. Discussion And Possible Action On Resolution No. R-2020-715 Calling A General/Special Election On May 2, 2020; For The Purpose Of Electing Three Council Members For Two Year Terms And One Council Member For A One Year Term To Complete An Unexpired Term On The City Council, Designating The Polling Places, Designating Voting System And Directing The Giving Of Notice Of Such Election; And Providing Details Relating To The Holding Of Such Election.

**9. 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

**10. Adjournment**

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Monique L. Vernon  
City Manager

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Patty Cox, TRMC  
City Secretary

The City Council reserves the right to adjourn into executive session at any time to discuss any of the matters listed on this agenda if authorized by Texas Government Code Section 551.071, Consultation with Attorney, Texas Government Code Section 551.072, Deliberations about Real Property, Texas Government Code Section 551.074, Personnel Matters, and Texas Government Code Section 551.076, Security Devices or Security Audits.

**CERTIFICATE**

I hereby certify that a copy of the January 23, 2020, Council Meeting Agenda was posted on the City Hall bulletin board, a place convenient and readily accessible to the general public at all times, and to the City's website, [www.kirbytx.org](http://www.kirbytx.org), in compliance with Chapter 551, Texas Government Code.

DATE OF POSTING: January 17, 2020

TIME OF POSTING: 6:30 P.M.

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Patty Cox, TRMC, City Secretary

REMOVED: