



*Lisa B. Pierce, Mayor*

Sylvia Apodaca  
Mike Grant  
Jerry Lehman

Kimberly McGehee-Aldrich  
John W. Pierce  
Joe Salazar

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**CITY COUNCIL MINUTES  
REGULAR MEETING  
THURSDAY, APRIL 9, 2020 – 7:00 P.M.  
CITY HALL COUNCIL CHAMBER  
112 BAUMAN, KIRBY, TX 78219**

**SUPPLEMENTAL NOTICE OF MEETING BY VIDEO/TELEPHONE CONFERENCE**

In accordance with order of the Office of the Governor issued March 16, 2020, the City Council of Kirby will conduct the meeting scheduled at 7:00 P.M. on Thursday, April 9, 2020 in the City Hall Council Chambers, located at 112 Bauman, in part by video/telephone conference in order to advance the public health goal of limiting face-to-face meetings (also called “social distancing”) to slow the spread of the Coronavirus (COVID-19).

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**1. Call Meeting to Order**

Mayor Pierce called the meeting to order at 7:02 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 Pierce  
Council Member Grant  
Council Member Apodaca  
Council Member Salazar

**5. Citizen Participation**

The citizens who emailed city staff to sign up spoke on specific items.

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

a. Regular Meeting March 26, 2020

Mayor Pro-Tem Aldrich moved to approve the minutes of March 26, 2020; seconded by Council Member Apodaca. The motion carried with a 5-0-1 vote.

AYES: 5                      NAYES: 0                      ABSTAIN – 1 (Council Member Salazar)

Council Member Lehman signed in to the meeting after roll was called to vote on this item.

**7. Presentation**

a. Kirby Middle School Construction Update, Judson ISD

Steve Linscomb, Director of Communications for Judson I.S.D., provided an update on the Kirby Middle School Construction project.

b. COVID-19 Emergency Action Plan Update, Acting Fire Chief William Hilburn

William Hilburn, Acting Fire-Chief, provided an update on COVID-19 Emergency Action Plan.

c. 2019 Annual Racial Profiling Report Presentation, Police Chief Kevin Bois

Kevin Bois, Police Chief, presented the 2019 Racial Profiling Report and informed Council there was not any evidence of racial profiling or violation of the law in the police department.

d. City Of Kirby Curfew Ordinance Presentation, Police Chief Kevin Bois

Kevin Bois, Police Chief, presented the Curfew Ordinance. He identified the curfew hours in the ordinance.

e. US Census 2020 Update, Richard Castanon, US Census Bureau

Richard Castanon, US Census Bureau, presented the update on the US Census. He replied to questions regarding the Census.

**8. Discussion And Possible Actions**

a. Discussion And Possible Action To Award A Contract For 2020 Peppermint Elevated Water Storage Tank Painting And Repairs

Council Member Grant moved to award the contract for 2020 Peppermint Elevated Water Storage Tank painting and repairs to Tankez Coatings, Inc. in the amount of \$316,000; second by Mayor Pro-Tem Aldrich. The motion carried with a 7-0 vote.

AYES: 7

NAYES: 0

b. Discussion And Possible Action To Consider A Lease Agreement Between The City Of Kirby And The Kirby Senior Center

City Manager Vernon provide the history of the lease agreement. The lease agreement is effective May 1, 2020 and ends April 30, 2025. After April 30, 2025, the lease shall continue on a month-to-month basis.

Senior Center Manager, Norma Hamby, did not have any questions or comments.

Council Member Grant moved to approve a lease agreement between the City of Kirby and the Kirby Senior Center with a fee of \$1.00 per year; seconded by Council Member Lehman. The motion carried with a 7-0 vote.

AYES: 7

NAYES: 0

c. Discussion And Possible Action On Ordinance No. O-2020-876 An Ordinance Amending The 2019-2020 Municipal Budgets Of The City Of Kirby. This Is The First Reading.

Tina Ynfante, Finance Director, provided an overview of the proposed amendment to the 2019-2020 Municipal Budgets. The General Fund beginning balance is \$1,940,979 and ending balance is \$1,119,997. The water fund beginning balance is \$5,791,448 and ending balance is \$5,268,568.

Council Member Grant moved to accept Ordinance No. 2020-876 an ordinance amending the 2019-2020 Municipal Budgets of the City of Kirby; seconded by Mayor Pro-Tem Aldrich. The motion carried with a 7-0 vote.

AYES: 7

NAYES: 0

- d. Discussion And Possible Action To Dispense With The Second Reading Of Ordinance No. O-2020-876 So That Ordinance No. O-2020-876 Becomes Effective Immediately.

Council Member Lehman moved to dispense with the second reading of Ordinance No. O-2020-876 so that Ordinance No. O-2020-876 becomes effective immediately; seconded by Council Member Grant. The motion carried with a 7-0 vote.

AYES: 7

NAYES: 0

- e. Discussion And Possible Action On Ordinance No. O-2020-877 An Ordinance Repealing Chapter 151 Of The Code Of Ordinances Of The City Of Kirby, Texas In Regard To Flood Damage Prevention, And Adopting New Chapter 151 Of The Code Of Ordinances Of The City Of Kirby In Regard To Flood Damage Prevention And Providing For A Penalty Of A Fine Of Not More Than \$500.00 For Each Violation (Plus Costs And Expenses) With Each Day A Violation Occurs To Constitute A Separate Offence. This Is The First Reading.

After discussion, Council Member Grant moved to accept Ordinance No. O-2020-877 an ordinance repealing Chapter 151 of the Code of Ordinances of the City of Kirby, Texas in regard to flood damage prevention, and adopting new Chapter 151 of the Code of Ordinances of the City of Kirby in regard to flood damage prevention and providing for a penalty of a fine of not more than \$500.00 for each violation (plus costs and expenses) with each day a violation occurs to constitute a separate offence; seconded by Council Member Lehman. The motion carried with a 7-0 vote.

AYES: 7

NAYES: 0

- f. Discussion And Possible Action To Dispense With The Second Reading Of Ordinance No. O-2020-877 So That Ordinance No. O-2020-877 Becomes Effective Immediately.

Council Member Grant moved to dispense with the second reading of Ordinance No. O-2020-877 so that Ordinance No. O-2020-877 becomes effective immediately; seconded by Council Member Salazar. The motion carried with a 7-0 vote.

AYES: 7

NAYES: 0

- g. Discussion And Possible Action On The Requirements And Application For Volunteering At City Events And Facilities

Stephen Pitmon – He asked questions about the background check process.

B.J. Voigt – She asked questions about the application process.

After discussing the requirements and application for volunteering at City events and facilities, Council Member Grant moved to postpone this item; seconded by Council Member Lehman. The motion carried with a 6-0-1 vote.

AYES: 6

NAYES: 1 (Mayor Pro-Tem Aldrich)

## 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

Council Member Grant – He thanked everyone who participated in the meeting.

Council Member Salazar – He said stay calm, do what the Governor is asking you to do. The children running about is a problem. City Manager Vernon, Chief Bois and fire department are doing a great job. Alamo United Methodist Church will have a drive-in Easter service.

Mayor Pro-Tem Aldrich – She thanked everyone for joining the meeting. She reminded everyone to go on-line and fill out the Census form. Stay safe, stay well.

Council Member Lehman – He said be safe and Happy Easter.

Council Member Apodaca – She said City Manager Vernon is doing an awesome job. Chief Bois has a lot going on and is doing a great job. Happy Easter and stay home.

Mayor Pierce – She wished everyone a Happy Easter and thanked everyone for attending tonight's video/telephone conference meeting. Stay safe. April 12 – 19 is National Public Safety Telecommunications Week. Stay safe and sign up on-line to complete the Census form.

**10. Adjournment**

The meeting adjourned at 9:41 P.M.

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Lisa B. Pierce  
Mayor

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Patty Cox, TRMC  
City Secretary