



Lisa B. Pierce, Mayor

Sylvia Apodaca
Mike Grant
Mike Martin

Kimberly McGehee-Aldrich
Joe Salazar
Thomas Hernandez

CITY COUNCIL MINUTES
REGULAR MEETING
THURSDAY, NOVEMBER 19, 2020 – 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 7:10 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 Grant
Council Member Apodaca
Council Member Salazar
Council Member Martin
Council Member Hernandez

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. Deb McMillan – She spoke about speed bumps being placed on City streets. She provided items for consideration that the Council could address when this item is being discussed.

2. Susan Street – She said she will speak on items 10. j. k., and l. She asked why the city is considering cashing a CD to cover a deficit in the budget and other questions regarding the budget and spending.

3. Mr. Shaw – He said he will wait until items 10. b., j., and k.

4. Roger Romens – He spoke on item 10. l. First, he congratulated the two new City Council members. He had questions that Council could consider when discussing item 10. l.

5.) Kat McGarity – She said she is the Chairperson of the Beautification and Recycle Committee. She provided information on the Committee. She recognized Sally and Joe McClain as the recipients for the “Yard of Quarter.”

6.) B.J. Voigt – She said she will speak on items 10. j, k, and l. At this time she provided several public service announcements regarding solicitor permits, alarm permits and animal licenses. She thanked the two new Council members.

6. Consideration Of And Action On Minutes

a. Regular Meeting – November 12, 2020

Council Member Apodaca moved to approve minutes of November 12, 2020; seconded by Council Member Salazar. The motion carried with a 6-0 vote.

7. Consent Agenda

a. Approval Of Quarterly Investment Report For Period Ending September 30, 2020

Council Member Apodaca moved to approve the consent agenda, seconded by Council Member Grant. The motion carried with a 4-0-2 vote

AYES: 4

NAYES: 0

ABSTAIN – 2 (Council Members Martin and
Hernandez)

8. Presentation

a. Donations To City Of Kirby Departments – BJ Voigt

B.J. Voigt provided the history on her donations to the City departments. The items she was providing each department were available for them to take to their departments after the meeting.

9. Public Hearings

Mayor Pierce closed the regular meeting and opened the public hearing at 7:26 P.M.

a. On A Variance To The Zoning Ordinance – Single Family Dwelling District (R-1), Section 153.016 (B)(1)(a) To Consider Amending The Lot Size To 4,160 Square Feet And Section 153.016 (B)(6)(a) To Consider Amending The Five (5') Setback To Conform With The Zero Lot Line On The Left Side Of The Lot To Construct A New Residence On An Existing Foundation Located At CB 4018B BLK 31 Lot W 37.02 FT Of 78 & E 2.98 FT Of 79; Otherwise Known As 4811 Cobb Valley, Kirby, TX 78219.

1.) Roger Romens – He informed City Council this street has zero lot lines. He asked them to accept the Planning and Zoning Commission's recommendation.

There were not other proponents or opponents.

b. On A Specific Use Permit Request To Allow The Property Located At CB 4018G (SPRINGFIELD INDUSTRIAL PARK), Lots 8, 9, And 10 MH REFER 80400-700-0100, Otherwise Known As 1488 Springfield Road, Kirby, TX 78219, Which Is Zoned Light Industrial (LI) To Be Used For The Following Purpose: Pipe Storage Yard With A One Story Office/Warehouse Building Of Approximately 18,000 Square Feet.

There were not any proponents or opponents.

Mayor Pierce closed the public hearing and reconvened the regular meeting at 7:29 P.M.

10. General Discussion And Possible Action

- a. Discussion And Possible Action On A Variance To The Zoning Ordinance – Single Family Dwelling District (R-1), Section 153.016 (B)(1)(a) To Consider Amending The Lot Size To 4,160 Square Feet And Section 153.016 (B)(6)(a) To Consider Amending The Five (5’) Setback To Conform With The Zero Lot Line On The Left Side Of The Lot To Construct A New Residence On An Existing Foundation Located At CB 4018B BLK 31 Lot W 37.02 FT Of 78 & E 2.98 FT Of 79; Otherwise Known As 4811 Cobb Valley, Kirby, TX 78219.

1.) Ms. Trevino, realtor for owner. She explained he purchased property and planned on building a home on the existing foundation.

Council Member Grant moved to approve the variance to the Zoning Ordinance – Single Family Dwelling District (R-1), Section 153.016 (B)(1)(a) to consider amending the lot size to 4,160 square feet and Section 153.016 (B)(6)(a) to consider amending the five (5’) setback to conform with the zero lot line on the left side of the lot to construct a new residence on an existing foundation located at CB 4018B BLK 31 Lot W 37.02 FT of 78 & E 2.98 FT of 79; otherwise known as 4811 Cobb Valley, Kirby, TX 78219; seconded by Council Member Salazar. The motion carried with a 6-0 vote.

AYES: 6

NAYES: 0

- b. Discussion And Possible Action On A Specific Use Permit Request To Allow The Property Located At CB 4018G (SPRINGFIELD INDUSTRIAL PARK), Lots 8, 9, And 10 MH REFER 80400-700-0100, Otherwise Known As 1488 Springfield Road, Kirby, TX 78219, Which Is Zoned Light Industrial (LI) To Be Used For The Following Purpose: Pipe Storage Yard With A One Story Office/Warehouse Building Of Approximately 18,000 Square Feet.

- 1.) Mr. Shaw said he did not want to speak on this item.

Paul Schroeder, Vickery Associates and Steven Crider, part of development team. They were available to provide information on the use of the property and answer questions.

Council Member Grant moved to approve the Specific Use Permit request to allow the property located at CB 4018G (SPRINGFIELD INDUSTRIAL PARK), Lots 8, 9, and 10 MH REFER 80400-700-0100, otherwise known as 1488 Springfield Road, Kirby, TX 78219, which is zoned Light Industrial (LI) to be used for the following purpose: pipe storage yard with a one story office/warehouse building of approximately 18,000 square feet; there will not be any building/construction on the property until the infrastructure is completed for the drainage; seconded by Council Member Salazar. The motion carried with a 6-0 vote. The motion carried with a 6-0 vote.

AYES: 6

NAYES: 0

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

There are not any applicants.

- d. Discussion And Possible Action On Appointment Of Members To The Beautification And Recycle Committee.

There are not any applicants.

- e. Assignment Of Board/Commission/Committee Council Liaisons

Mayor Pierce assured Council that anyone can attend these meetings: Building & Standards Commission, Planning & Zoning Commission, Economic Development Committee (Council Member Sylvia Apodaca is the liaison as a business owner), Crime Control and Prevention District (Chief Bois attends the meetings). Anyone interested in being a liaison can notify her and official action can be taken.

- f. Discussion And Possible Action On Resolution No. R-2020-728 Appointing An EMS Medical Director

Chief Levy provided the background on Dr. John Bragen's current service with the City.

Council Member Grant moved to appoint Dr. John Bragen as EMS Medical Director; seconded by Council Member Apodaca. The motion carried with a 6-0 vote.

- g. Discussion And Possible Action To Approve An Agreement With San Antonio Pool Management For Pool Management Services From December 1, 2020 Through November 20, 2022

City Manager Vernon informed Council that the City's current agreement with San Antonio Pool Management expires on November 30, 2020. Staff recommends entering into a new 2-year agreement. The cost for year one is \$47,350 and the cost for year two is \$47,769. We allocated \$50,000 in our Fiscal Year 2020-2021 Budget.

Council Member Salazar moved to approve an agreement with San Antonio Pool Management for pool management services from December 1, 2020 through November 30, 2022; seconded by Council Member Martin. The motion carried with a 6-0 vote.

AYES: 6

NAYES: 0

h. Discussion And Possible Action On Slurry Seal Project On Boatman, Blue Jay And Buzz Aldrin

Michael Ives, Public Works Director, provided an update on this project.

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

Michael Ives, Public Works Director, provided an update on this project.

j. Discussion And Possible Action On Adding Speed Bumps And Stop Signs On Buzz Aldrin

1.) Susan Street – She said another city has a great plan for speed bumps the Council should consider adopting. She voiced her views on speed bumps for Council to consider.

2.) Harold Shaw – He congratulated the new, existing and the old. Welcome aboard. He presented information on speed bumps for Council to view. Safety for the community, children, and elderly walkers is important. Speed bumps will require very little maintenance.

3.) B.J. Voigt – On April 2011 her mother passed away and that same year on May 2011 a driver speeding on her street hit and killed her cat. She spoke to several city officials about speed bumps. She was told no because of fire vehicles. There are a lot of streets that need speed bumps.

Chief Bois talked about traffic, speed bumps and stop signs on Buzz Aldrin.

There was discussion about the construction of speed bumps.

Chief Levy confirmed speed bumps and emergency vehicles are not compatible. They will slow response time.

k. Update, Discussion And Possible Action On Volleyball Court Installation On The City Of Kirby Property Located Next To Kirby Senior Center

1.) Susan Street – She suggested this should be processed through the Planning & Zoning Commission.

2.) Harold Shaw – He said he is surprised this is on an agenda. We have to support our future and take care of our community.

3.) B.J. Voigt – She asked where will it be located, what kind of materials, and who will maintain. She suggested setting a group to maintain the court.

There was discussion about maintaining and funding the volleyball court, time frame of construction. The construction plans will be provided to the City Manager.

I. Discussion And Possible Action On Cashing In CD To Cover Fiscal Year 2020-2021 Expenses

1.) B.J. Voigt – She asked if the City has ever had to do this before and other questions regarding the number of CD's, reserve, when did we know, and how do we build it back up.

City Manager Vernon addressed the questions that were asked this evening. She identified what a certificate of deposit, the number of CD's and their amounts; why staff is making this recommendation; and what expenses will be paid with the cashed in CD.

Council Member Grant moved to allow City Manager Vernon to cash in the \$250,000 CD; seconded by Council Member Salazar. The motion carried with a 4-2 vote.

AYES: 4 NAYES: 0 ABSTAIN – 2 (Council Members Martin and Hernandez)

m. Update, Discussion And Possible Action On Springfield Road Properties – Possible Executive Session Pursuant To Texas Government Code Section 551.071, Consultation With Attorney

Mayor Pierce stated the City Council will convene into Executive Session pursuant to Texas Government Code Section 551.071, consultation with attorney at 7:33 P.M.

Mayor Pierce stated that the Executive Session ended at 8:15 P.M. and there was no action taken. The regular meeting reconvened at 8:18 P.M.

City Manager Vernon provided an overview on Springfield property.

n. Discussion And Possible Action On A Proposal From M&S Engineering For Engineering Services On Borchers Drive Rehabilitation Project

City Manager Vernon provided M&S Engineering's fee proposal and task order to provide engineering services related to the design, bidding and construction of the Borchers Drive under the CDBG program in the amount of \$34,400.

Council Member Salazar moved to accept proposal from M&S Engineering for engineering services on Borchers Drive Rehabilitation Project; seconded by Council Member Martin.

The motion carried with a 6-0 vote.

AYES: 6

NAYES: 0

11. 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 Martin – He thanked everyone for attending the meeting and participating. He thanked B.J. for her contributions and work and thanked Mr. Shaw for his concern for kids. He thanked Norma for attending.

Council Member Apodaca – She has been asked about the barrel on Binz Engleman. She confirmed it should be taken out by December 8.

Council Member Hernandez – He recognized everyone who attended the meeting, I'm here for you. Roads are important and let him know your ideas. He asked if could be the liaison for EDC, Planning and Zoning Commission and Building and Standards Commission.

Council Member Salazar – He thanked staff for their hard work and everyone for attending the meeting.

Council Member Grant – we talk about transparency and when staff is asked a question, we get answers, we trust our staff. He thanked staff for staying with the City. He apologized to B. J. and thanked her.

Mayor Pierce – She thanked everyone for attending the meeting. She appreciates everyone's comments and for taking an interest in the City. She thanked B.J. for all of the donations. There will be Coffee with a Cop at 8 AM at Police Department in the parking lot on Saturday. The Economic Development Corporation and Planning and Zoning Commission will have a joint meeting on November 30 at 6:30 P.M. This will be a Zoom meeting. Happy Thanksgiving. Our next meeting will be on December 10. Thank you City staff and glad you chose Kirby as the place where you want to work. Chief Levy & EMS thank you. PW have been busy. Welcome Council Members Martin and Hernandez. Looking forward to serving with you until May. Garbage will be serviced on Friday.

12. Adjournment

Meeting adjourned at 11:13 P.M.

Lisa B. Pierce
Mayor

ATTEST:

Patty Cox, TRMC
City Secretary