



Kimberly McGehee Aldrich, Mayor

Sylvia Apodaca
Mike Grant
Mike Martin

Joe Salazar
Janeshia Grider
Susan E. Street

CITY COUNCIL MINUTES
REGULAR MEETING/PUBLIC HEARING
THURSDAY, SEPTEMBER 9, 2021 – 7:00 P.M.
CITY HALL COUNCIL CHAMBER
112 BAUMAN, KIRBY, TX 78219

1. **Call Meeting to Order**

Mayor Aldrich called the meeting to order at 7:00 P.M.

2. **Invocation and Pledge of Allegiance to the Flag**

Mayor Aldrich 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 Aldrich
Mayor Pro-Tem Grant
Council Member Apodaca
Council Member Salazar
Council Member Martin
Council Member Grider
Council Member Street

5. Citizen Participation

1. Roger Romens – He said he would speak when item 9. I. is addressed.
2. Ernest Spradling – He said he would speak when item 9. I is addressed.
3. Debbie McMillan – She emailed a request for her comments to be read. City Secretary Cox read her email. She wrote, the Charter is the Constitution of the City. Section 4.02 of the Charter clearly stipulates the eligibility requirements for individuals running for elected office. Why is the process for item 9 I. on tonight’s agenda not following the same procedure?
4. Christopher Garza – He emailed a request for his comments to be read. City Secretary Cox read his email. He wrote, today I would like to discuss the new ordinance that this Council is trying to push through, and I would like to address the how targeted it truly is towards me, and how I think that it’s an overreach of power by making me ineligible, after I ran and only lost by a small margin.
5. Yvonne Rodriguez - She emailed a request for her comments to be read. City Secretary Cox read her email. She wrote, the new ordinance that is up for discussion clearly seems like a retaliation for a certain individual that has brought up issues and questions against the city and/or at least 3 sitting council members. If that ordinance is passed for qualifications then so should an ordinance be put in place to limit the amount of time a council member can run in office.

6. Consideration Of And Action On Minutes

- a. Regular Meeting – August 26, 2021

Council Member Apodaca moved to accept the Minutes of August 26, 2021 Regular Meeting; seconded by Mayor Pro-Tem Grant. The motion carried with a 7-0 vote.

7. Presentation

- a. Employee Of The Quarter

Chief Cardona presented Teresa Wagner as Employee of the Quarter.

8. Public Hearing

- a. On Proposed 2021 Tax Rate

Mayor Aldrich opened the public hearing at 7:11 P.M.

Tina Ynfante, Finance Director, presented the tax rate information for October 1, 2021-September 30, 2022. She identified the voter approval tax rate 0.685667; no-new revenue tax rate 0.663241; proposed tax rate 0.685667, and spoke about the deminimus tax rate.

Mayor Aldrich asked if anyone wanted to speak on the tax rate. No one wished to speak, Mayor Aldrich closed the public hearing at 7:21 P.M.

9. General Discussion And Possible Action

- a. Discussion And Possible Action On Ordinance No. O-2021-899 Repealing Ordinance No. O-2018-847 And Adopting New Sections 50-10 Through 50-20 Of The Code Ordinances Including A Revision To Sewer Service Charges And Providing For A Penalty. This Is The Second Reading.

Council Member Martin moved to accept Ordinance No. O-2021-899 Repealing Ordinance No. O-2018-847 And Adopting New Sections 50-10 Through 50-20 Of The Code Ordinances Including A Revision To Sewer Service Charges And Providing For A Penalty; seconded by Council Member Salazar. The motion carried with a 7-0 vote.

AYES: 7

NAYES: 0

- b. Discussion And Possible Action On Appointment Of Members To The Crime Control And Prevention District Board.

City Manager Vernon stated this item is reappointing members to the Crime Control and Prevention District Board. There are two members seeking reappointment.

Council Member Salazar moved to reappoint David Faulkner and Kari Roberts to terms through September 2023; seconded by Mayor Pro-Tem Grant. The motion carried with a 7-0 vote.

AYES: 7

NAYES

- c. Discussion And Possible Action On Appointment Of A Member To The Beautification And Recycle Committee.

There were not any applications submitted.

- d. Discussion And Possible Action On Appointment Of A Member To The Economic Development Committee.

Council Member Apodaca moved to appoint Thomas Hernandez, seconded by Council Member Street. The motion carried with a 6-1 vote.

AYES: 6 NAYES: 1 (Mayor Aldrich)

- e. Update And Discussion On Kirby Senior Center Corporation Budget And Operations.

City Manager Vernon said Mayor Pro-Tem Grant requested this item. She identified the documents provided to Council. President Sanders and Center Manager Hamby were present to answer questions.

- f. Discussion And Possible Action On Ordinance No. O-2021-900 An Ordinance Amending The 2020-2021 Municipal Budgets Of The City Of Kirby. This Is The First Reading.

Tina Ynfante, Finance Director, identified the proposed amendments to the 2020-2021 Municipal Budgets – General Fund and Water Fund.

Council Member Martin moved to accept Ordinance No. O-2021-900 An Ordinance Amending The 2020-2021 Municipal Budgets Of The City Of Kirby; seconded by Council Member Salazar. The motion carried with a 7-0 vote.

AYES: 7 NAYES: 0

- g. Discussion And Possible Action To Dispense With The Second Reading Of Ordinance No. O-2021-900 So That Ordinance No. O-2021-900 Becomes Effective Immediately.

Mayor Pro-Tem Grant moved to dispense With The Second Reading Of Ordinance No. O-2021-900 So That Ordinance No. O-2021-900 Becomes Effective Immediately; seconded by Council Member Apodaca. The motion carried with a 7-0 vote.

AYES: 7 NAYES: 0

- h. Discussion And Possible Action On Ordinance No. O-2021-901 Making Appropriations For The Support Of The City Of Kirby For The Fiscal Year Beginning October 1, 2021 And Ending September 30, 2022 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 2021-2022 Fiscal Year. This Is The First Reading.

Council Member Salazar moved to approve Ordinance No. O-2021-901 making appropriations for the support of the City of Kirby for the Fiscal Year beginning October 1, 2021 and ending September 30, 2022 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 2021-2022 Fiscal Year; seconded by Mayor Pro-Tem Grant. The motion carried with a 7-0 vote.

AYES: 7

NAYES: 0

- i. Discussion And Possible Action To Dispense With The Second Reading Of Ordinance No. O-2021-901 So That Ordinance No. O-2021-901 Becomes Effective Immediately.

City Manager Vernon explained one reading is required by law to pass the tax rate ordinance but the City requires two readings on all ordinances.

Council Member Salazar moved to dispense with the second reading of Ordinance No. O-2021-901 so that Ordinance No. O-2021-901 becomes effective immediately; seconded by Mayor Pro-Tem Grant. The motion carried with a 7-0 vote.

AYES: 7

NAYES: 0

- j. Discussion And Possible Action On Ordinance No. O-2021-902 Levying Ad Valorem Taxes For Use And Operation Of The Municipal Government Of The City Of Kirby, Texas For The 2021 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 First Reading.

Council Member Grider moved that the property tax rate be increased by the adoption of a tax rate of .685667, which is effectively 3.25 percent increase in the tax rate per Ordinance No. O-2021-902; seconded by Mayor Pro-Tem Grant.

AYES: 7

NAYES: 0

- k. Discussion And Possible Action To Dispense With The Second Reading Of Ordinance No. O-2021-902 So That Ordinance No. O-2021-902 Becomes Effective Immediately.

City Manager Vernon explained a unanimous vote is required to be able to dispense with the second reading.

Mayor Pro-Tem Grant moved to dispense with the second reading of Ordinance No. O-2021-902 so that Ordinance No. O-2021-902 becomes effective immediately; seconded by Council Member Apodaca. The motion carried with a 7-0 vote.

AYES: 7

NAYES: 0

- I. Discussion And Possible Action On Ordinance No. O-2021-903 An Ordinance Of The City Council Of The City Of Kirby, Texas, Amending Chapter 30 Of The Code Of Ordinances To Provide For Certain Qualifications For Candidates For Mayor Or For Places On The City Council Or To Serve In Places On The City Council Of The City Of Kirby. This Is The First Reading.

Roger Romens – He said he doesn't recall this item ever being previously discussed. He had questions about the creation of this ordinance.

Ernest Spradling – He spoke in favor of this ordinance and offered comments why he supported the ordinance.

Mayor Aldrich said she placed this item on the agenda. The only people she spoke with were City Manager Vernon and City Attorney Schnall. She said she is listening to our citizens and not targeting one citizen or individual.

The Council Members offered comments and asked questions regarding this ordinance.

Mayor Pro-Tem Grant moved to accept Ordinance No. O-2021-903 an Ordinance of the City Council of the City of Kirby, Texas, amending Chapter 30 of the Code of Ordinances to provide for certain qualifications for candidates for mayor or for places on the city council or to serve in places on the city council of the City of Kirby; seconded by Council Member Apodaca. The motion carried with a 4-3 vote.

AYES: 4

NAYES: 3 (Council Members Grider, Street and Martin)

- m. Discussion And Possible Action To Schedule A Retreat To Improve City Council Interactions.

Council Member Grider requested this item and said she attended a TML class where there was discussion about retreats.

There was discussion about scheduling a retreat to improve City Council interactions. The retreat would be an open meeting and the Open Meetings Act would be complied with.

- n. Discussion And Possible Action To Schedule Quarterly Council Forums On Current City Issues.

City Manager Vernon provided the guidelines to conduct Quarterly Council Forums.

There was discussion to schedule quarterly Council forums on current city issues. There would be specific topics and the Council would stay on topic.

Council Member Martin moved to schedule Quarterly Council Forums on current City issues; seconded by Council Member Salazar. The motion carried with a 7-0 vote.

AYES: 7

NAYES: 0

10. City Manager Announcements

- a. Announcements On City Events And Items Of Community Interest.

City Manager Vernon announced upcoming city events: Fall Garage Sale and Fall Curbside Brush and Bulk; and National Night Out.

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 Interest

Council Member Grider - She said the next community outreach will focus on our youth. San Antonio Rugby has agreed to conduct three free clinics for youth 5 years – 18 years old. There are three dates: September 25, October 30 and November 20; 9 A.M. – 11 A.M. Two of the coaches were raised in Kirby. She thanked Ray and Del Salinas. She thanked City staff and congratulated Chief Cardona. She said Wing-It is closing and thanked them for choosing Kirby; we should bring them back. She informed residents she is putting them first. She thanked her family and friends served our country. Let's work together.

Mayor Pro-Tem Grant – He thanked everyone for coming out.

Council Member Street – She congratulated Chief Cardona. Have great weekend and be safe.

Council Member Apodaca – She congratulated Chief Cardona. She enjoys driving around Kirby and seeing our residents out walking and biking.

Council Member Martin – He thanked everyone for attending the meeting. He asked that the Senior Center discussion be placed on the next agenda. If the City is going to implement background checks, start with Council.

Mayor Aldrich – She congratulated Chief Cardona and thanked her for choosing our community. Always remember 9/11. Fall curbside pickup starts. She explained that one cubic yard equals one washing machine. She thanked everyone for attending the meeting and supporting the City.

12. Adjournment

The meeting adjourned at 8:48 P.M.

Kimberly Aldrich, Mayor

ATTEST

Patty Cox, City Secretary, TRMC