



Kimberly McGehee Aldrich, Mayor

Sylvia Apodaca
Mike Grant
Mike Martin

Joe Salazar
Janeshia Grider
Susan E. Street

**CITY COUNCIL MINUTES
REGULAR MEETING
THURSDAY, MARCH 24, 2022 – 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

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

ABSENT

Council Member Salazar

5. Citizen Participation

1. Roger Romens – He spoke about announcements made during the request and announcements item. City Council is using the platform to project things other than what it's used for. He spoke about the last meeting during announcements.

2. Jack Miller - He addressed Mayor Aldrich and said all you have to do is say Jack leave my meeting. I'll do what you say because I follow the law. He said he has a right to ask questions. He proceeded to ask his questions.

3. Marco Antonio – He spoke Spanish. Chief Cardona translated. He said hello to City of Kirby. Have a good day.

4. Anita Mann – He expresses sorry for your loss sir. He was appalled at the live stream during the last meeting. He preferred speak first then have a discussion on agenda items.

5. Chris Garza – He was unable to attend the meeting and City Secretary read his email. He expressed the lack of accountability of City staff at City Hall. He notified Council "Article 2, Section 2.16 of the Charter allows Council to create an investigative body to inquire into the conduct of any employee."

6. Presentations

a. Bexar County Appraisal District And The Property Tax System

Chief Appraiser Michael Amezcuita presented information on Bexar County Appraisal District and the Property Tax System.

b. 2021 Annual Racial Profiling Report – Police Chief Roxanne Cardona

Chief Cardona presented the 2021 Annual Racial Profiling Report. The comprehensive analysis of the data included in the report demonstrates that the Kirby Police Department has complied with the Texas Racial Profiling Law and all of its requirements. Further, the report demonstrates that the police department has incorporated a comprehensive racial profiling policy, currently offers information to the public on how to file a compliment or complaint, commissions quarterly data audits in order to ensure validity and reliability, collects and commissions the analysis of tier 2 date, and ensures that the practice of racial profiling will not be tolerated.

7. Consideration Of And Action On Minutes

a. Regular Minutes – March 10, 2022

Council Member Grider moved to approve the minutes of March 10, 2022; seconded by Council Member Apodaca. The motion carried with a 5-1 vote.

AYES: 5

NAYES: 1 (Council Member Martin)

8. Consent Agenda

a. Quarterly Financial Report Period Ending December 31, 2021

Council Member Martin moved to accept the Quarterly Financial Report period ending December 31, 2021; seconded by Mayor Pro-Tem Grant. The motion carried with a 6-0 vote.

AYES: 6

NAYES: 0

b. Quarterly Investment Report Period Ending December 31, 2021

Council Member Martin moved to accept the Quarterly Investment Report period ending December 31, 2022; seconded by Council Member Apodaca. The motion carried with a 5-1 vote.

AYES: 5

NAYES: 1 (Council Member Street)

9. General Discussion And Possible Action

a. Discussion And Possible Action On City Of Kirby FY 2020-2021 Audit Report - Armstrong, Vaughan & Associates.

Michael Peralta, Armstrong Vaughan & Associates, presented the FY 2020-2021 Audit Report. The City received an "unmodified" opinion which is the highest opinion a City can receive. The Senior Center was not included in the City's audit report.

Mayor Pro-Tem Grant moved to accept the City of Kirby FY 2020-2021 Audit Report; seconded by Council Member Apodaca. The motion carried with a 5-1 vote.

AYES: 5

NAYES: 1 (Council Member Street)

b. Discussion And Possible Action On Ordinance No. O-2022-909 Amending The Zoning Ordinance Of The City Of Kirby, Texas, To Grant Specific Use Permit #2022-028 For Use Of The Property Located At CB 5941A BLK 2 LOT 6, Otherwise Known As 130 Edalyn St., Kirby, TX 78219, Which Is Zoned Commercial, Office And Retail (C-2) District To Be Used As A Single Family Dwelling. This Is The Second Reading.

Council Member Martin moved to accept Ordinance No. O-2022-909 amending the Zoning Ordinance of the City of Kirby, Texas, to grant Specific Use Permit #2022-028 for use of

the property located at CB 5941A Blk 2, lot 6, otherwise known as 130 Edalyn St., Kirby, TX 78219, which is Zoned Commercial, Office and Retail (C-2) District to be used as a Single Family Dwelling; seconded by Council Member Grider. The motion carried with a 5-1 vote.

AYES: 5 NAYES: 1 (Mayor Aldrich)

- c. Discussion And Possible Action On Ordinance No. O-2022-910 Amending The Zoning Ordinance Of The City Of Kirby, Texas, To Grant Specific Use Permit #2022-029 For Use Of The Property Located At CB 5941 BLK 1 LOT E 45 FT OF S 1/2 OF 5, Otherwise Known As 433 Edalyn, Kirby, TX 78219, Which Is Zoned Commercial, Office And Retail (C-2) District To Be Used As A Single Family Dwelling. This Is The Second Reading.

Council Member Martin moved to accept Ordinance No. O-2022-910 amending the Zoning Ordinance of the City of Kirby, Texas, to grant Specific Use Permit #2022-029 for use of the property located at CB 5941 BLK 1 LOT E 45 FT of S 1/2 of 5, otherwise known as 433 Edalyn, Kirby, TX 78219, which is zoned Commercial, Office and Retail (C-2) District to be used as a Single Family Dwelling; seconded by Council Member Apodaca. The motion carried with a 5-1 vote.

AYES: 5 NAYES: 1 (Mayor Aldrich)

- d. Discussion And Possible Action On Ordinance No. O-2022-911 An Ordinance Repealing Sections 30.01 – 30.10 Of The Code Of Ordinances Of The City Of Kirby Relating To The City Council And Its Rules Of Procedure And Rules For Citizen Participation At Meetings And Adopting New Sections 30.01 – 30.10 Of The Code Of Ordinances Of The City Of Kirby Relating To The Rules Of Procedure For The City Council And Rules For Citizen Participation At City Council Meetings And Establishing An Effective Date. This Is The First Reading.

Council discussed Ordinance No. O-2022-911 and asked for clarity on Section 30.04 and 30.10.

Jack Miller – He thanked Council for when citizens can talk. He said Council is on the right path with this ordinance. His only issue is with restricting video equipment.

Staff will bring the Ordinance back with the changes.

- e. Discussion And Possible Action To Accept Alexandra Ebert’s Resignation From The Economic Development Committee.

Council Member Street moved to Accept Alexandra Ebert’s resignation from the Economic Development Committee; seconded by Council Member Apodaca. The motion carried with a 6-0 vote.

AYES: 6 NAYES: 0

- f. Discussion And Possible Action On Resolution No. R-2022-745 A Resolution Authorizing The City Manager To Submit An Application For Funding From The Program Year (PY) 2022 Allocation Of Bexar County's Community Development Block Grant (CDBG) Program.

Council discussed Foxcross Drive (Threadway to Shamrock). Bexar County Funding Request: \$206,425.00; City Cash Match \$51,606.00. Improvements Total Cost \$258,031.00.

Council Member Street moved to accept Resolution No. R-2022-745 a Resolution authorizing the City Manager to submit an application for funding from the Program Year (PY) 2022 Allocation of Bexar County's Community Development Block Grant (CDBG) Program for Foxcross Drive (Threadway to Shamrock). Bexar County Funding Request: \$206,425.00; City Cash Match \$51,606.00. Improvements Total Cost \$258,031.00; seconded by Council Member Apodaca. The motion carried with a 6-0 vote.

AYES: 6

NAYES: 0

- g. Discussion And Possible Action To Approve The Cost Of Additional Work And A New Pump for Well Site #3

Council discussed the cost of additional work and a new pump for Well Site #3.

Mayor Pro-Tem Grant moved to approve the cost of additional work and a new pump for Well Site #3; seconded by Council Member Apodaca. The motion carried with a 6-0 vote.

AYES: 6

NAYES: 0

- h. Council Liaisons

1. Animal Advisory Committee – Mayor Pro-Tem Grant
2. Beautification And Recycle Committee – Council Member Grider
3. Building And Standards Commission – Council Member Martin
4. Crime Control And Prevention District – Council Member Salazar
5. Economic Development Committee Council Member Apodaca
6. Planning And Zoning Commission – Mayor Aldrich
7. Senior Center Corporation Board – Council Member Street

1. Animal Advisory Committee – Mayor Pro-Tem Grant

Mayor Pro-Tem Grant provided an update.

2. Beautification And Recycle Committee – Council Member Grider

Council Member Grider provided an update.

3. Building And Standards Commission – Council Member Martin

Council Member Martin didn't have anything to report.

4. Crime Control And Prevention District – Council Member Salazar

Council Member Salazar was not available to provide an update.

5. Economic Development Committee Council Member Apodaca

Council Member Apodaca said Committee did not meet.

6. Planning And Zoning Commission – Mayor Aldrich

Mayor Aldrich said Commission did not meet.

7. Senior Center Corporation Board – Council Member Street

Council Member Street provided an update.

10. City Manager Announcements

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

City Manager Vernon announced Office of Emergency Management is updating their form. City Hall will be closed at 3:00 P.M. on Friday April 1, 2022. Still asking for volunteers to meet at City Hall on Wednesday, April 6, 5:00 P.M. -7:00 P.M. to fill Easter eggs and Easter Egg Hunt is on April 10, 2:00 P.M. -4:00 P.M., Friendship Park.

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 Street – She stated she asks questions for clarification on items being discussed. She thanked employees; everybody be safe.

Council Member Grider – She thanked all the volunteers for helping during the recent clean up. She requested a special meeting in May. She suggested budgeting funds for training for boards and Planning and Zoning Commission. There is a free Kirby Youth event 12:00 to 1:00 P.M. for all ages. Dates are: April 30th, May 28th and June 25th. Hosted by Semper Fortis Jiu Jitsu

and VFW Post 2059. This is Women's History Month and she recognized the strong women of all races and backgrounds.

Mayor Pro-Tem Grant – He said he has been reviewing the salaries of employees and Council needs to look at the salaries. We need to fill all the vacant positions. He thanked staff and wished everyone a good evening.

Council Member Apodaca – She said every employee works hard. She recognized Mike Ives and stated he has done an outstanding job and your hard work is appreciated. The VFW will have two events: April 14 fish fry 11:00 A.M. -3:00 P.M. and May 7 - Loteria with 14 games, \$100 prizes, and food for sale.

Council Member Martin – He said there are plenty of things we can do in this City. We can pay employees more, buy equipment, it's up to Council to make that change. There is a difference between change and control. It's your choice what you want. He thanked Mike Ives for the hard work he has done. We can move this City forward. God Bless you all.

Mayor Aldrich – She said we have candidates running for office. Election day is May 7. She thanked all city employees for their hard work. She thanked everyone for attending the meeting and please have a safe journey home.

12. Adjournment

Meeting adjourned at 9:25 P.M.

Kimberly Aldrich, Mayor

ATTEST

Patty Cox, City Secretary, TRMC