



Kimberly McGehee Aldrich, Mayor

Sylvia Apodaca
Christopher Garza
Janeshia Grider

Mike Martin
Susan Street
Debbie L. Walczyk

**CITY COUNCIL AGENDA
SPECIAL MEETING
MONDAY, JULY 11, 2022 – 7:00 P.M.
CITY HALL COUNCIL CHAMBER
112 BAUMAN, KIRBY, TX 78219**

This meeting will also be held by videoconference call. The location where a quorum of the governmental body will be physically present is City Hall, City Council Chambers at 112 Bauman Street, Kirby, Texas 78219 and it is the intent to have a quorum present at that location and for the member of the governmental body presiding over the meeting to be physically present at that location. A member of the public may testify from a remote location by videoconference at:

Topic: Regular City Council Meeting

Date and Time: July 11, 2022 at 7:00 p.m. (Central Time)

Join Zoom Meeting:

Video Participation: Join Zoom Meeting

<https://zoom.us>

Meeting ID: 956 855 1663 and Passcode: 1955

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**

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)

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 Act Upon It At The Meeting.

6. Discussion And Possible Action

- a. Deliberation On Performance Of The City Manager. Possible Executive Session Pursuant To Texas Government Code Section 551.074, Personnel Matters.

7. Adjournment

Monique L. Vernon
City Manager

Patty Cox, TRMC
City Secretary

DATE OF POSTING: July 7, 2022
TIME OF POSTING: 12:30 P.M.
DATE REMOVED

Monique Vernon

From: Chris Garza
Sent: Wednesday, July 6, 2022 3:18 PM
To: Monique Vernon
Subject: July 14th Agenda

I just got off the phone with TML since I have yet to hear from you about the agenda items I would like placed on the July 14th meeting. (Or any of my other emails) The lawyer stated that if you choose not to follow the ordinance and procedure then council has the right to discuss your performance and write you up. Therefore I would like to place on the agenda for the July 14th meeting an executive session to discuss your performance on this matter. I was told you are not required to be present and I will ask that another council member also make a similar request. If you choose not to comply I will bring this subject about at the next council meeting to ensure that it is on public record that all of these items need to be discussed including you violating these rules.

Chris

Sent from my iPad

Monique Vernon

From: Susan Street
Sent: Wednesday, July 6, 2022 3:52 PM
To: Monique Vernon
Cc: Kimberly McGehee-Aldrich
Subject: Re: Agenda items for July 14, 2022

Monique,

I understand that you will not place the items requested by two council members on the July 14 meeting agenda because you will not be there. Section 3.01, d, items 1 and 4 state that you are to enforce the ordinances and attend council meetings unless you are excused. I can only take this as you not willing to do your duty in making the agenda and following the city ordinance/charter, and I am requesting that you place an executive session on the July 14, 2022 agenda to discuss your performance. See Section 3.01 below.

The City Manager shall continue to receive his or her salary until the effective date of a final resolution of removal.

(d)

Powers and Duties:

The City Manager shall be the Chief Administrative Officer of the City, and shall be responsible to the Council for the proper administration of all the affairs of the City and to that end shall have the power to be required to:

(1)

See that all State laws and City ordinances are effectively enforced.

(2)

Prepare, update and submit a personnel policies manual in accordance with State and Federal regulations for City Council approval annually.

(3)

Appoint, suspend or remove all or any one of the directors of departments, except as otherwise provided in this Charter.

(4)

Attend all meetings of the Council except when excused by Council, and shall have the right to take part in the discussions.

(5)

Prepare the budget annually and submit it to the Council and be responsible for its administration after it adoption.

(6)

Submit to the Council and make available to the public a complete report on the finances and administrative activities of the City as of the end of each fiscal year.

(7)

Keep the Council advised of the financial condition and future needs of the City and make such recommendations as may seem to him or her advisable.

(8)

Make other such reports as the Council may require concerning the operations of City departments, offices and agencies subject to his or her direction and supervision.

(9)

Performing such other duties as may be prescribed by this Charter or required of him or her by the Council, as consistent with this Charter.

If you had followed proper procedure and requested being excused so that the council could move the July 14, 2022 meeting to July 21, 2022, there would have been no issue.

Thank you,

Susan E. Street, PhD.

City Council Member

City of Kirby

112 Bauman

Kirby, TX 78219

210-661-3198 x334

210-313-7131 (cell)

sstreet@cityofkirby.org

From: Monique Vernon

Sent: Tuesday, July 5, 2022 5:33 PM

To: Susan Street

Cc: Kimberly McGehee-Aldrich

Subject: RE: Agenda items for July 14, 2022

Susan,

The Mayor and I discussed minimizing the July 14th agenda because I will be out of town and the City Attorney has another meeting every second Thursday so he will be late. I spoke to him today and he is fine with being evaluated on July 28th. He is not a full-time City employee which is why any discussion about his services to the City is held in open session.

Thanks!

Monique L. Vernon

City Manager

From: Susan Street <sstreet@cityofkirby.org>

Sent: Tuesday, July 5, 2022 10:42 AM

To: Monique Vernon <MVernon@cityofkirby.org>

Cc: Kimberly McGehee-Aldrich <kaldrich@cityofkirby.org>

Subject: Re: Agenda items for July 14, 2022

If you are taking vacation during a council meeting week and won't put items on the agenda, does that mean that no business will be on the agenda for July 14? Why are we having a meeting?

Is there no way to contact the attorney to schedule a review of the contract other than if he attends a meeting? If he is at the next meeting, then why would it be a problem? Surely he has email. And this is a personnel issue, but if he wants it in open session, not a problem for me.

I understand that if two members of council request something be put on the agenda, per the charter, the item(s) should be put on the agenda. I'm sorry if your vacation conflicts with council doing city business.

Susan E. Street, PhD.

City Council Member

City of Kirby

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Kirby, TX 78219

210-661-3198 x334

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ssstreet@cityofkirby.org

From: Monique Vernon

Sent: Tuesday, July 5, 2022 8:48 AM

To: Susan Street

Cc: Kimberly McGehee-Aldrich

Subject: RE: Agenda items for July 14, 2022

Good morning Susan,

I will be on vacation and miss the July 14th meeting. I can place the ordinance on the July 28th agenda. If Council wishes to evaluate the City Attorney you need to request it at the next meeting when he is present so he can confirm the date works for him. Since he is not a City employee it will take place in open session. I have copied Kim for her information.

Thank you,
Monique

From: Susan Street <ssstreet@cityofkirby.org>

Sent: Monday, July 4, 2022 10:58 PM

To: Monique Vernon <MVernon@cityofkirby.org>

Subject: Agenda items for July 14, 2022

Monique,

I am requesting for the July 14, 2022, council meeting to put the Ordinance No. O-2021-903 on the agenda for discussion and possible action.

I would also like to put on the agenda an item to review and discuss for possible action the contract with the current city attorney. This may require an executive session, so please add that if necessary.

Thanks,

Susan E. Street, PhD.

City Council Member

City of Kirby

112 Bauman