



Kimberly McGehee Aldrich, Mayor

Sylvia Apodaca
Christopher Garza
Janeshia Grider

Mike Martin
Susan Street
Debbie Walczyk

**CITY COUNCIL AGENDA
SPECIAL MEETING/PUBLIC HEARING
THURSDAY, SEPTEMBER 15, 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: Special Meeting/Public Hearing City Council Meeting
Date and Time: September 15, 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**
5. **Citizen Participation**

Citizens Participation Is For The City Council To Receive Information On Issues That May Be Of Concern To The Public. Citizens Participation Is Limited To Five (5) 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 Discuss Or Act Upon It At The Meeting.

6. Consideration Of And Action On Minutes

- a. Special/Public Hearing Minutes – September 1, 2022

7. Public Hearing

- a. Public Hearing On Proposed Budgets For The 2022-2023 Fiscal Year

8. Discussion And Possible Action

- a. Discussion And Possible Action On Fiscal Year 2022-2023 Budgets
b. Discussion And Possible Action On Asphalt Zipper Machine Financing

9. Adjournment

Monique L. Vernon
City Manager

Patty Cox, TRMC
City Secretary

The City Council reserves the right to adjourn into executive session at any time to discuss any of the matters listed on this agenda if authorized by Texas Government Code Section 551.071, Consultation with Attorney, Texas Government Code Section 551.072, Deliberations about Real Property, Texas Government Code Section 551.074, Personnel Matters, and Texas Government Code Section 551.076, Security Devices or Security Audits.

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)

DATE OF POSTING: September 12, 2022

TIME OF POSTING: 5:00 P.M.

DATE REMOVED

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| <input type="checkbox"/> | DISCUSSION AND POSSIBLE ACTION ITEMS |
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| <input type="checkbox"/> | WORKSHOP |

**CITY OF KIRBY
CITY COUNCIL MEETING
A G E N D A I T E M S U M M A R Y**

DATE: SEPTEMBER 15, 2022

AGENDA ITEM: 6. a.

6. Consideration Of And Action On Minutes

Special/Public Hearing Minutes – September 1, 2022

The minutes are attached for your review. If you have any changes, please send me an email no later than 5:00 P.M. on September 14, 2022, and updates will be prepared for Council consideration.



Kimberly McGehee Aldrich, Mayor

Sylvia Apodaca
Christopher Garza
Janeshia Grider

Mike Martin
Susan Street
Debbie Walczyk

**CITY COUNCIL MINUTES
SPECIAL MEETING
THURSDAY, SEPTEMBER 1, 2022 – 7:00 P.M.
CITY HALL COUNCIL CHAMBER
112 BAUMAN, KIRBY, TX 78219**

This meeting was 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:

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

ABSENT

Mayor Pro-Tem Grider

Council Member Apodaca
Council Member Garza
Council Member Martin
Council Member Street
Council Member Walczyk

5. Citizen Participation

None

6. Presentation

a. Presentation Of Proposed General, Water, Debt Service And ARPA Fund Budgets For The 2022-2023 Fiscal Year

City Manager Vernon presented the Proposed tax rate: 0.614126 per \$100; No New Revenue Tax Rate \$0.605950 per \$100; Voter Approved Tax Rate 0.614126 per \$100. She provided the breakdown for property taxes. The 2021 Certified Roll identified the Tax Levy \$2,922,364. The 2022 Certified Tax Roll identified the Tax Levy: 3,194,242. Last year's average residence value was \$131,530 @ .685667/100 = \$901.86. Using this year's proposed tax rate the average residence value is \$145,601 @ .614126/100= \$894.17.

City Manager Vernon provided an overview on the proposed General, Water, Debt Service and ARPA Fund Budgets for the 2022-2023 Fiscal Year. The information is based on the last budget session. Proposed revenue is \$4,556,165 with \$600,000 transfer in from the water fund for a total of \$5,156,165. Total expenditures is \$5,912,001. The deficit is \$755,836. Total amounts per department: City Council: \$20,500; City Administration: \$461,525; Police Department: \$1,606,820; Municipal Court: \$97,659; Fire Department: \$1,329,304; Animal Services Department: \$159,203; Parks Department: \$226,812; Streets Department: \$1,428,262; General Operations: \$581,916; Capital Expenditures: Fire Department: \$20,000; Streets Department: \$898,000. Interest and Sinking Fund: Ad Valorem Tax Collection plus interest \$504,574; Bond Principal plus interest and paying agent fees \$487,925. Excess \$16,649. Capital Project Fund Series 2018 current status: Capital Project Series 2018 - \$6,845,000. Capital Project fund as of August 2022 plus issuance excess and interest income is \$7,106,115. Expenses \$667,411; Ending Balance \$6,438,704.

City Manager Vernon announced the meeting the Council will vote on the tax rate will be Thursday, September 8, 2022 at 7:00 P.M.

7. Public Hearing

a. Public Hearing On Proposed Budgets For The 2022-2023 Fiscal Year

Mayor Aldrich opened the Public Hearing at 7:22 P.M.

1. Roger Romens – He stated that ten years ago the operational reserve was over eight months. Now it is under three months with this budget. The City is needing more funds to operate and that comes from the residents. He's concerned for the residents who will have to make decisions on what they are going to do without.

2. Cory Mobley – He stated as a member of the Economic Development Committee there is a need for an outside organization to help them generate more businesses. Three proposals were provided and in order to help the community the Committee needs outside help.

3. Lisa Pierce – These days most people are on a fixed income. She understands challenges that are being faced. She urged Council to think about each line item. Consider as we move into the year our animal services. This service that is least looked at and overlooked. There is a large number of stray animals and the shelter needs people to help care for them. Funding is needed for animal services. This is a necessity. Thank you for your service.

Mayor Aldrich closed the public hearing at 7:31 P.M.

8. Discussion And Possible Action

a. Discussion And Direction On Proposed Budgets For Fiscal Year 2022-2023

City Manager Vernon stated in order to have four months reserves there needs to be \$550,000 removed from the budget. Council discussed the various items in the budget could be removed.

City Manager Vernon started the discussion with an overview of the Water Fund. Salaries were increased in department budgets to reflect the \$2.00 per hour increase for every employee, except department heads. Adding a pipe cutter - \$5,000.

City Manager Vernon provided an overview of the General Fund Revenues. Council provided input on the line items.

City Manager Vernon asked Council if they had any changes to Council Expenses. Council did not have any changes. She continued with the expenses of City Administration, Police Department, Municipal Court, Fire Department, Animal Services, Parks, Streets, and General Operations.

Council Member Garza moved to allow Lisa Pierce an opportunity to speak; seconded by Council Member Walczyk. The motion carried with a 6-0 vote.

Lisa Pierce spoke about a previous street construction bid and the contractor did resurface the street as a part of their bid.

City Council continued their exploration of the proposed budget to reduce \$550,000 from the budget.

City Manager Vernon will continue reviewing the budget for the funds.

9. **Adjournment**

The meeting adjourned at 9:25 P.M.

Kimberly Aldrich, Mayor

ATTEST

Patty Cox, City Secretary, TRMC

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**CITY OF KIRBY
CITY COUNCIL MEETING
A G E N D A I T E M S U M M A R Y**

DATE: SEPTEMBER 15, 2022

AGENDA ITEM: 7. a.

7. Public Hearing

Public Hearing On Proposed Budgets For The 2022-2023 Fiscal Year

ELECTION

From page A1

Republican Party chairwoman for Handford County. "I wish he'd just go back down the road to El Paso."

The exchange in the vast flatlands of the High Plains is more important to the future of the governor's race than at first glance. Voter registration data and recent election results show the campaign just might come down to places like Spearman and other sparsely populated towns in the Panhandle and the plains to the south.

A source of Democratic-leaning voter registrations over the last four years has made the suburbs along Interstate 35 into a blue spine that went big for O'Rourke in 2018 and Joe Biden in the 2020 presidential race. The surge also has turned Harris County, the state's most populous county, blue.

Republicans have been able to squeeze just enough votes from the declining populations of deep red towns like Muleshoe, Spearman and Pampa to hold on to their statewide dominance, but it's getting tight.

Blue spine's presence

In 2018, U.S. Sen. Ted Cruz beat O'Rourke by just 25,000 votes, and more than half of that margin came from the Panhandle and the South Plains, where Cruz won 3 out of every 4 votes. Cruz beat O'Rourke by 124,000 votes in those regions.

But in the four years since, those 16 counties have added just 10,000 voters, while there are more than 900,000 more in the 25 counties along the urbanizing and diversifying blue spine and Harris County, data from the Texas secretary of state shows.

If O'Rourke can raise turnout and win the majority of those new voters in increasingly Democratic territory, 30 years of red state dominance could be in the hands of those South Plains and Panhandle voters and how much they want to defend Gov. Greg Abbott, who has won two terms.

The voter registration numbers show why the GOP and Abbott have become so committed to trying to win over voters in the Rio Grande Valley and elsewhere along the Texas-Mexico border. Simply put, they need



Maggie Poole, 8, asks a question about doing away with the State of Texas Assessments of Academic Readiness to Democratic gubernatorial candidate Belo O'Rourke during a town hall in July in Lubbock.

more Republican voters and are banking they can trim their margins enough with Latino voters to win.

In 15 counties in South Texas between Del Rio and Brownsville, Abbott won 59 percent of the vote during his re-election in 2018. That was up 3 percentage points from his first campaign for governor in 2014.

Then Trump won 42 percent of the vote in that area in 2020, offering hope to Abbott's campaign that there is still more support available in a region that has for over 100 years been solidly Democratic.

Abbott is not letting O'Rourke campaign in the Panhandle unchallenged.

After a rally in Muleshoe, near the New Mexico border, O'Rourke and his supporters found themselves on their cars declaring the Democrat an enemy of "Muleshoe's Core Values." Specifically, they list his opposition to the sale of AR-15s and AK-47s and his support for abortion rights and for legalizing marijuana.

In Pampa, Abbott backers, some wearing biker gear, interrupted O'Rourke repeatedly during his speech at a local college. And in Spearman, Spivey and her crew defended Abbott, saying that even though he may not visit them in person like O'Rourke is, they are sticking with him for governor.

Democrats are banking they can trim their margins enough with Latino voters to win.

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No talk of green deal

Already, independent oil producers say they have been struggling through regulations, supply chain problems and the pandemic. Face to face with the Democrat, they challenged him on how his plans for addressing climate change could jeopardize thousands of the best-paying jobs left in West Texas.

O'Rourke knows the pushback, constantly telling audiences that he supports oil and gas jobs in Texas but believes that Texas should continue to push for renewable energy, too. Texas is the No. 1 wind energy producer in the nation, yet that industry doesn't employ anywhere close to the people oil and gas does.

Texas has more than 422,000 people working directly in oil and gas jobs. Clean energy jobs make up fewer than 50,000 jobs statewide according to data from Powering Texas, an alliance of clean energy job advocates.

It's that issue that Abbott's campaign has made a major part of the offensive against O'Rourke as he campaigns in rural Texas. Nearly daily, Abbott's campaign is putting out news releases and videos that feed into the concerns of people who work in oil and gas.

"If elected, Belo will destroy hundreds of thousands of energy jobs in Texas and destroy the livelihoods of families throughout the state," said Mark Miner, Abbott's communications director.

That attack line is largely based on O'Rourke's short-lived 2020 presidential campaign, when he touted the Green New Deal proposal by liberal Democrats aimed at getting the nation off fossil fuels.

Democrats are banking they can trim their margins enough with Latino voters to win.

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again and again." Though El Paso County is one of the bluest counties in the state, Bush carried it in 1968 — the only Republican candidate for governor to do so in the last 100 years. O'Rourke said that proved to him that showing up, even in deep red Texas, will pay off come Election Day.

'Different this time'

O'Rourke's theory rests largely on younger women who are showing up in big numbers at his rallies, energized by the U.S. Supreme Court decision overturning Roe v. Wade as a major turning point for them to get involved.

"We can't go back," said 21-year-old Ileana Gonzales of Muleshoe. "I'm not really a political person, but I'm not going to just sit by and let them take away my rights."

Mia Quintino in Lubbock and Bedriyah Robertson in the oil town of Snyder made similar declarations. Everywhere O'Rourke goes, he sees young voters, particularly women, who are vowing to get to the polls for the first time.

"It just seems different this time," said Robertson, holding Elias, her 6-month-old son.

Robertson said she knows Snyder is a very Republican place but that she's convinced the Supreme Court decision is going to drive far more people like her to vote than is expected.

On the other hand, newly registered voters are also the most difficult voters to get to the polls because they haven't established voting as a habit.

O'Rourke said those young women may have ultimately voted regardless if he had shown up in their towns. But he's convinced that by coming out and asking them to vote, they are even more likely to cast a ballot, talk to friends and family about voting, and ultimately help iron those margins.

To make sure that young voters get to the polls, O'Rourke's campaign has been collecting their cellphone numbers and emails so they can be reached later.

But if there is one issue that can derail the whole plan, it is oil.

View from Dumas

In the Panhandle and the South Plains, where rusty pumpjacks bob up and down along the highways and ranches are an economic lifeline for small independent drilling operators, the best-paying jobs are mostly in oil. Many of those workers see O'Rourke asking them for a vote that would threaten their livelihoods, even as he insists he'll protect oil and gas jobs.

In Dumas, leaning against an old 1968 pickup across the street from an O'Rourke rally, 65-year-old Lennie Ritchey said towns like his would be ruined if oil jobs go away. Just outside Dumas, Valero operates a major 5,000-acre refinery that employs more than 100 people and can produce 200,000 barrels a day.

"What is he doing here?" Ritchey said. "We cannot afford to live like they want us to."

Ritchey said Democrats talk up electric cars and renewable energy, but that's not what feeds families in and around Dumas.

Standing near him, Ed Harris, who retired from his job at the refinery, said that if O'Rourke wins, he fears what happens in the Panhandle to all the oil towns like his.

"This state runs blue, I'm out of here," Harris said.

"You couldn't get rid of that gun," O'Rourke said. "He kept showing up

CITY OF KIRBY
Notice of Public Hearing on Proposed 2022/2023 Budget
 The City of Kirby will conduct a Public Hearing on the Proposed Budget for fiscal year 2022-2023 at Kirby City Hall, 112 Bauman, Kirby, Texas 78219 at 7:00 p.m. September 15, 2022.
 This budget will raise more revenue from property taxes than last year's budget by an amount of \$271,877, which is a 9.3% increase from last year's budget. The property tax revenue to be raised from new property added to the tax roll this year is \$18,709.
 The Proposed Budget will be available for public inspection Monday - Friday, 8:00 A.M. - 5:00 P.M. at City Hall and on the City's website at www.kirbytx.org

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C I T Y O F K I R B Y
C I T Y C O U N C I L M E E T I N G
A G E N D A I T E M S U M M A R Y

DATE: SEPTEMBER 15, 2022

AGENDA ITEM: 8. a.

8. Discussion And Possible Action

Discussion And Possible Action On Fiscal Year 2022-2023 Budgets

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C I T Y O F K I R B Y
C I T Y C O U N C I L M E E T I N G
A G E N D A I T E M S U M M A R Y

DATE: SEPTEMBER 15, 2022

AGENDA ITEM: 8. b.

8. Discussion And Possible Action

Discussion And Possible Action On Asphalt Zipper Machine Financing

The Asphalt Zipper Machine was delivered on September 8, 2022. A local financing agreement with Texas Heritage Bank is being prepared for this meeting.

Asphalt Zipper

831 East 340 South
Suite 250

American Fork, UT 84003

Federal Tax ID: 87-0661865

Phone # 888-947-7378

Fax # 801-847-3250

Invoice

| Date | Invoice # |
|-----------|-----------|
| 8/31/2022 | AZ-0661 |

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|---|
| Bill To |
| City of Kirby 112 Bauman St Kirby, TX 78219 |

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| Ship To |
| City of Kirby 112 Bauman St Kirby, TX 78219 |

| P.O. Number | Terms | Due Date | Rep | Ship | Via | Machine Serial # |
|--|----------------|-----------|----------|-------------------------|--------------|------------------|
| | Duc on receipt | 8/31/2022 | DF | 9/2/2022 | Dill | AZ-0661 |
| Description | | | Quantity | Price Each | Amount | |
| Asphalt Zipper 420X-173H (up to 36" cut), Cummins 173HP Inter-Cooled Turbo Diesel Engine (Tier 4), Heavy Duty 42" Cutterhead Installed, Trispec Bits Installed, Magnum Duty Planetary, Active Hydraulic Depth Control & Bucket Locks, Wireless Remote, Spray Bar, Extra Bits, Blocks & Bit Puller, Integrated ZipTec Pulverizing System, Accu-Trak Wheel Assist with Power Steering, Wheel Assist Mount Water System (150g) Machine Serial # AZ-0661 | | | 1 | 184,315.00 | 184,315.00T | |
| Custom Wheel Assist Trailer - VIN # 109FS1925NU021880 | | | 1 | 20,985.00 | 20,985.00T | |
| Extended Warranty (2yr) | | | 1 | 4,495.00 | 4,495.00T | |
| Starter Kit | | | 1 | 1,705.00 | 1,705.00T | |
| Discount - 2022 Muni Road Rescue | | | | -4,210.00 | -4,210.00 | |
| Discount - Road Rescue, Extended Warranty, Starter Kit | | | | -6,200.00 | -6,200.00 | |
| | | | | Subtotal | \$201,090.00 | |
| | | | | Sales Tax (0.0%) | \$0.00 | |
| | | | | Total | \$201,090.00 | |