



Kimberly McGehee Aldrich, Mayor

Sylvia Apodaca
Christopher Garza
Janeshia Grider

Mike Martin
Susan Street
Debbie Walczyk

**CITY COUNCIL AGENDA
REGULAR MEETING
THURSDAY, DECEMBER 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: Regular City Council Meeting

Date and Time: December 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. Regular Minutes – December 1, 2022

7. Presentations

- a. Annual Holiday Decorating Contest Winners – Beautification & Recycle Committee
- b. City of Kirby Blue Santa Program
- c. Cookies With Santa
- d. Annual Santa Parade

8. Public Hearing

- a. Public Hearing On A Variance To The Building Code, Section 150.16 To Waive The Requirement Of The Installation Of An Automatic Sprinkler System In A 3,056 Square Foot Suite In A Commercial Building; Located At NCB 10596 BLK 1 LOT E 292.67 FT OF 5; Otherwise Known As 4758 Seguin Road City Of Kirby, Bexar County, Texas, 78219.
- b. Public Hearing On A Request To Allow The Property Located At CB 5903, LOT 9, Otherwise Known As 3814 Ackerman Road, Kirby, TX 78219, Which Is Zoned Single Family Dwelling District (R-1) To Be Rezoned As Multiple Family Dwelling District (R-2) Property.

9. Discussion And Possible Action

- a. Discussion And Possible Action On A Variance To The Building Code, Section 150.16 To Waive The Requirement Of The Installation Of An Automatic Sprinkler System In A 3,056 Square Foot Suite In A Commercial Building; Located At NCB 10596 BLK 1 LOT E 292.67 FT OF 5; Otherwise Known As 4758 Seguin Road City Of Kirby, Bexar County, Texas, 78219.
- b. Discussion And Possible Action On A Request To Allow The Property Located At CB 5903, LOT 9, Otherwise Known As 3814 Ackerman Road, Kirby, TX 78219, Which Is Zoned Single Family Dwelling District (R-1) To Be Rezoned As Multiple Family Dwelling District (R-2) Property.
- c. Discussion And Possible Action On Entering Into An Agreement With Greater Northeast Little League For The Use Of Land Owned By The City Of Kirby For Little League Baseball Athletic Functions

- d. Update, Discussion And Possible Action On Alan Shepard Sewer Replacement And Road Reconstruction Project
- e. Presentation, Discussion And Possible Action On City Of Kirby Code Compliance
- f. Discussion And Possible Action On Ordinance No. O-2022-920 Of The City Council Of The City Of Kirby Texas Amending Chapter 150, Building Regulations, Article II Building Construction Code, Section 15.016 Local Amendments Of The Code Of Ordinances, By Adopting Amendments To The Minimum Square Footage That Requires A Sprinkler System For Certain Occupancies Repealing All Prior Ordinances In Conflict Herewith; Providing For Severability; And Providing For An Effective Date. This Is The First Reading.
- g. Discussion And Possible Action To Schedule A City Council Retreat
- h. Discussion And Possible Action To Appoint Member(s) To The Economic Development Committee
- i. Discussion And Possible Action To Appoint Member(s) To The Beautification And Recycle Committee
- j. Discussion And Possible Action To Appoint Member(s) To The Planning And Zoning Commission
- k. Discussion And Possible Action To Appoint Member(s) To The Festival Planning Committee
- l. Discussion And Possible Action To Appoint Member(s) To The Ordinance Review Committee
- m. Update, Discussion And Possible Action On City Cell Phones For Council Members
- n. Reports By Council Liaisons
 - 1. Animal Advisory Committee – Council Member Walczyk
 - 2. Beautification And Recycle Committee – Mayor Pro-Tem Grider
 - 3. Building And Standards Commission – Council Member Martin
 - 4. Crime Control And Prevention District – Council Member Garza
 - 5. Economic Development Committee - Council Member Apodaca
 - 6. Planning And Zoning Commission – Mayor Aldrich
 - 7. Senior Center Corporation Board – Council Member Street

10. Executive Session

The City Council Will Convene In Closed Session Pursuant To Government Code Section 551.071 To Seek The Advice Of Legal Counsel On The Following Matters:

- a. Legal Criteria And Protocol For City Council Member Requests For Information
- b. Legal Criteria And Protocol For City Council Member Requests For Legal Assistance From The City Attorney

11. Reconvene To Open Session

Following Deliberation In Closed Session And Consultation With Legal Counsel The City Council Will Reconvene In Open Session To Take Any Final Action Required On The Matters Discussed In Closed Session.

12. City Manager Announcements

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

13. 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

14. 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: December 12, 2022

TIME OF POSTING: 6:45 P.M.

DATE REMOVED

<input type="checkbox"/>	DISCUSSION AND POSSIBLE ACTION ITEMS
<input type="checkbox"/>	SPECIAL CONSIDERATION
<input checked="" type="checkbox"/>	CONSIDERATION OF MINUTES
<input type="checkbox"/>	PUBLIC HEARING
<input type="checkbox"/>	PRESENTATION
<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: DECEMBER 15, 2022

AGENDA ITEM: 6. a.

6. Consideration Of And Action On Minutes

Regular Minutes – December 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 December 13, 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 AGENDA
REGULAR MEETING
THURSDAY, DECEMBER 1, 2022 – 7:00 P.M.
CITY HALL COUNCIL CHAMBER
112 BAUMAN, KIRBY, TX 78219**

This meeting was 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.

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
Council Member Garza
Mayor Pro-Tem Grider
Council Member Martin
Council Member Street
Council Member Walczyk

Council Member Apodaca

5. Citizen Participation

1. Joe Ramon – He said he is the Commander for VFW Post 2059 and provided his background with the VFW and stated their mission is taking care of veterans, their families and serving the community. He informed Council that he received a letter from Code Enforcement that states he has to stripe his parking lot and fix potholes and it will be inspected on December 14. He said they are struggling and are non-profit. A courtesy call would have been nice. He asked for more time to take care of the violations.

2. Sammy Smith – He said he has owned 5723, 5725 and 5735 Seguin Road for 30 years. Code Compliance issued a notice to him to pave the road. He said he feels harassed because the City had a water leak and for three months across the street from his property and the water was running into the creek and the City didn't do anything to fix it. The notice also said the buildings needed to be painted. He said they are old buildings and he can't do what they want. It has been 30 years and he asked City Council to review this and help the small business people. He said he has clients in the building and they are hard working. He was trying to keep the rent down, but the taxes keep going up. He explained the expenses to bring his buildings to code is expensive. He asked City Council for help to get around code compliance.

3. Nick Babic – He said he's from Who Knows Bar and Pour House and has the same problem Mr. Ramon and Mr. Smith mentioned. Another problem is the City amended sprinkler ordinance. The square footage was amended to 2,500 square feet. This will destroy the small businesses that cannot afford the cost to install the sprinkler system.

4. Nina Castillo – She said Swann Lane is horrible due to so many potholes. She asked when are the streets going to be repaired?

6. Consideration Of And Action On Minutes

a. Regular Minutes – October 27, 2022

Council Member Martin moved to approve the minutes of October 27, 2022; seconded by Council Member Walczyk. The motion carried with a 6-0 vote.

AYES: 6

NAYES: 0

b. Regular Minutes – November 16, 2022

Council Member Martin moved to accept the minutes of November 16, 2022; seconded by Council Member Street. The minutes carried with a 4-2 vote.

AYES: 4

NAYES: 2 (Council Members Garza and Walczyk)

7. Presentations

a. Kirby Senior Center Operations, Funding and Staffing Update-Senior Center Board And Staff

David Barboza, President of the Kirby Senior Center Board, expressed his gratitude for those who helped make their Thanksgiving celebration a huge success. He Announced there will be upcoming events including fundraisers. They will be asking for volunteers to help. He introduced Elizabeth McLaughlin, Administrative Assistant. She spoke about the Senior Center and services they provide. They have breakfast, lunch and other events and activities.

8. Discussion And Possible Action

a. Discussion And Possible Action To Approve City of Kirby 2023 Holiday Schedule

Council discussed the 2023 Holiday Schedule. Good Friday and birthday holiday was discussed.

Council Member Martin moved to approve the 2023 Holiday Schedule.

Council Member Martin amended his motion, he moved to approve the 2023 Holiday Schedule with addition of a birthday holiday to be taken during birthday month; seconded by Council Member Street. The motion carried with a 6-0 vote.

AYES: 6

NAYES: 0

b. Discussion And Possible Action On Entering Into An Agreement With Greater Northeast Little League For The Use Of Land Owned By The City Of Kirby For Little League Baseball Athletic Functions

Doug Wolfe, President of Greater Northeast Little League was present to answer questions. He responded to the following questions:

Do you have a license agreement and health department to check your products? Mr. Wolfe replied yes.

He was asked about his financials and questioned about there not being any taxes paid on the concessions. Mr. Wolfe said they did not collect taxes on concessions.

Do you pay Kirby for use of the electricity and water? Mr. Wolfe said they do not pay electricity and water. He stated they pay rent, labor and take care of their own maintenance Mr. Wolfe replied if GNELL pays for the utilities then no one else should have use of the utilities. There are not any separate meters. City Manager Vernon said the meter at Friendship Park is for all usage there is not a separate meter. Currently we don't have a mechanism to track one groups usage.

There was discussion regarding adding a separate meter to track usage for electricity and water.

City Manager Vernon replied and stated there has to be a specific meter for the water and the city would have to purchase a specific meter from CPS Energy for electric at specific locations to track them.

On the License Agreement #8 Maintenance (b) heavy equipment that Kirby will be operating. What type of equipment do we operate? Mr. Wolfe said GNELL never asked the City for assistance.

How much do you make a year for advertising and marketing? Mr. Wolfe said several thousand.

Council mentioned using the advertising funds GNELL receives to offset the cost of the electricity. This would eliminate the installation of a new electric meter.

How many fields do you lease? Mr. Wolfe said three.

How many children are signed up to play? Mr. Wolfe said 225. Numbers are down due to COVID.

City Manager Vernon said she will obtain the cost of the water and electric meters. Also, determine the amount of usage of water and electricity to consider including a lump sum fee in the annual fee. She will compare the usage when they are playing and when they are not playing. (During baseball season and off season.) Consider a percentage this year.

City Manager Vernon said if GNELL is not using the field other people can use field.

Council Member Walczyk moved to postpone this item until we get information from City Manager Vernon for further investigation about electricity, water and sales tax and those

responsibilities and have this on our December 15 agenda to discuss; seconded by Council Member Street. The motion carried with a 5-1 vote.

AYES: 5

NAYES: 1 (Mayor Aldrich)

- c. Discussion And Direction On Ordinance No. O-2019-866 An Ordinance Of The City Of Kirby, Texas Amending Sections 150.15, 150.16, 150.27, 150.28, 150.32, 150.33, And 150.35 Of The City's Code Of Ordinances Relating To Building, Mechanical, Plumbing, Existing Building, Performance, And Fuel Gas Codes And Adding Sections 150.37, 150.38, And 150.39 Relating To 2018 International Fire Code, 2018 International Swimming Pool And Spa Code, And 2018 International Green Construction Code To The City's Code Of Ordinances To Adopt Certain 2018 International Codes And Standards, Establishing Certain Building Code And Building Related Regulations And Requirements, And Establishing A Penalty Of A Fine Of Not Less Than \$500 Nor More Than \$2,000 For Violations With Each Day A Violation Occurs Constituting A Separate Offense Regarding Automatic Sprinkler Systems For New Construction

Council Member Street said the City changed the sprinkler requirements in 2019. She said Kirby's ordinance does not recognize separate groups that are recognized in the International Fire Code. There are Groups A and A1, A2 A3 A4 A5, etc. for different sized buildings and different purposes for those buildings and the square footage that requires a sprinkler system depends on the use of the building. Our ordinance has the square footage at 2,500. She believed the point of putting this item on the agenda is to amend that size requirement to put it at the International Fire Code level which is what the City of San Antonio also uses. Kirby adopted the 2018 Codes with local amendments so that the difference is Kirby's ordinance has local amendments to several of the codes we actually started with 500 square feet. In 2019 Council voted to increase the square footage to 2,500 for certain ones in certain groups and 5,000 in other groups and researched the codes in several other cities. It is not conducive to retaining businesses here or bringing in new businesses. We should amend the ordinance to reflect 5,000 square feet for a restaurant, bar or anything in group A2 category.

Chief Hilburn spoke about the history of Council amending the ordinance in 2019 to change the square footage from 500 to 2,500. He concurred with Council Member Walczyk that the original code before 2018 the square footage was 10,000 in 2018 International Fire Code. He explained there would be combustible alcohol in the facilities.

There was discussion about the number of structure fires in the City as well as the response time. Chief Hilburn said between 8 – 9 structure fires this year.

City Manager Vernon said City Council adopted the Code with local amendments.

Council Member Street said it is not conducive to keeping or adding businesses, it's unreasonable.

Council Member Street said it's time to reexamine the regulations from the International Fire Code for businesses Group A & A2 recommendations.

Council requested the revisions to this ordinance be prepared.

d. Discussion And Possible Action On City Cell Phones For Council Members

Mayor Pro-Tem Grider said she requested this item because instead of using personal phones, city phones can be used for city business.

City Council discussed different plans and the cost of the plans.

Council Member Martin moved to purchase the lowest cost cell phone with the best rate; seconded by Council Member Walczyk. The motion carried with a 5-1 vote.

AYES: 5 NAYES: 1 – (Mayor Aldrich)

e. Discussion And Direction On City Of Kirby Finances And Investments

City Manager Vernon provided information on the promotional rates for additional Certificates of Deposits from Schertz Bank & Trust and rates from Texas Heritage Bank.

Council discussed the best investment for City funds.

The consensus of Council was to move three million dollars in one million dollar increments for one year CD's at 4.8 percent with Schertz Bank and Trust.

City Manager Vernon expressed the interest received will go toward the 2018 Street Bond funds because this is money from that project.

f. Discussion And Possible Action To Appoint Member(s) To The Kirby Senior Center Corporation Board

Council Member Walczyk said Council did not receive a signed code of conduct form from the applicants and she noted there were two applicants who lived together and are possibly related. The form needs to be signed before she will agree to an appointment.

Mayor Pro-Tem Grider said Council Member Walczyk is correct.

Council Member Martin moved to appoint Alicia Castellanos and Kathy Gomez; seconded by Council Member Garza. The motion carried with a 5-1 vote.

AYES: 5

NAYES: 1 (Council Member Walczyk)

Council Member Street moved to appoint Englantina Sanchez-Gomez. The motion died for the lack of a second.

g. Discussion And Possible Action To Re-Appoint Member (s) To The Economic Development Committee

City Manager Vernon said Michael Lawrence-Weden is seeking reappointment. Thomas Hernandez has not notified staff of his decision.

Council Member Walczyk asked if the Code of Conduct form was signed. The Code of Conduct needs to be signed before approval can be considered.

Council Member Garza moved to re-appoint Michael Lawrence-Weden if he signs the Code of Conduct form; seconded by Council Member Street. The motion carried with a 6-0 vote.

AYES: 6

NAYES: 0

h. Discussion And Possible Action To Schedule A City Council Retreat

City Manager Vernon provided options that are available for the City Council Retreat. Our City attorney's office could provide a workshop and the other option is from Forward Thinking in Austin at a cost of \$3,500 for a retreat. They also offer one on one sessions with Council Members prior to a half day Saturday workshop that included a personality assessment and an opportunity to work through team building activities. Our City attorney's office will charge their regular hourly rate.

Charlie Zech, City Attorney, said his firm does not offer team building retreats.

Mayor Pro-Tem Grider agreed that a team building retreat was needed.

Council Member Garza said if there is an hourly fee the use the Council Chamber for three to four hours to discuss grievances. He said he doesn't think a retreat/team building was the way to go. He suggested using the money to fix streets.

Mayor Pro-Tem Grider said there has to be some way work together. City Attorney Zech said there was another city that has an annual retreat.

Council Member Walczyk moved to post pone the discussion and possible action to schedule a City Council retreat to our next meeting; seconded by Mayor Pro-Tem Grider. The motion carried 5-1 vote.

AYES: 5

NAYES: 1 (Council Member Garza)

9. Executive Session

The City Council Will Convene In Closed Session Pursuant To Government Code Section 551.071 To Seek The Advice Of Legal Counsel On The Following Matters:

- a. Legal Criteria And Protocol For City Council Member Requests For Information
- b. Legal Criteria And Protocol For City Council Member Requests For Legal Assistance From The City Attorney

Mayor Aldrich opened items a. Legal Criteria And Protocol For City Council Member Requests For Information and b. Legal Criteria And Protocol For City Council Member Requests For Legal Assistance From The City Attorney.

Mayor Aldrich closed the regular meeting at 9:02 P.M.

10. Reconvene To Open Session

Following Deliberation In Closed Session And Consultation With Legal Counsel The City Council Will Reconvene In Open Session To Take Any Final Action Required On The Matters Discussed In Closed Session.

Mayor Aldrich reconvened the meeting to open session at 9:20 P.M. She states there was not any action taken.

11. City Manager Announcements

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

City Manager Vernon said Beautification and Recycle Committee is accepting applications for their annual decorating contest. Ackerman Road Construction will begin on January 2, 2023. A public meeting will be scheduled prior.

12. 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 offered her condolences to the Lehman family. She asked City Manager Vernon if Swann Lane is on the zipper list? City Manager Vernon replied yes. The Kirby Senior Center adopt a senior program is ready and the tree is up. If you want to adopt a senior contact the Senior Center and select somebody and the due date to provide a gift is before December 15. Have a lovely evening thank you City employees.

Council Member Garza asked for two items to be placed on an agenda: 1. Legal criteria and protocol for City Council Member requests for information and 2) Legal criteria and protocol for City Council Member requests for legal assistance from the city attorney as an executive session item. Secondly, an item so Council can discuss the concerns the businesses brought up tonight. We need to be working with our small businesses. Crime Control and Prevention has Cookies with Santa and the Santa Parade. Keep up the Christmas spirit and happy holidays.

Mayor Pro-Tem Grider offered her condolences to the Lehman family. Kirby Quality Cleaners is having their blanket and coat drive. The deadline to submit the entry form for the Holiday Decorating Contest is December 9 at 5 P.M., judging is on December 12 and 13. The winner will be announced at the December 15 at Council Meeting. Winners will receive a yard sign to display and prizes will be given. SA Rugby is wrapping up their season. She thanked La Cocina for their hospitality and accommodating them.

Council Member Walczyk asked for items to be place on the agenda to discuss code compliance issues and an update on the Alan Shepard project. She thanked Officer Caldwell for assisting her with someone putting in driveway without a permit. She will be out of town because her son is retiring after 22 years in the Air Force. She thanked employees.

Council Member Martin thanked staff. He informed Chief Hilburn he will participate in parade. He had three people call him about code compliance problems. He inquired about scheduling an appreciation lunch in January. He asked that code enforcement be placed on the next agenda.

Mayor Aldrich said right before Thanksgiving there was an incident that happened in our City that involved some minors with a stolen vehicle that crashed into one of our residences yard and almost hit their home. She asked about giving out commendation to our City employees for the outstanding way they handled that situation and others who helped. It was a joint effort with surrounding agencies. She offered condolences to Jerry Lehman and his family for the passing of Dottie. This is heartbreaking at this time of year and she prayed that God opened His arms and has greeted her graciously in the gates of Heaven. The Santa Parade is December 18th and earlier that day our Crime Control will have Cookies with Santa. Senior Center Board will meet on December 13th. She thanked City staff for choosing Kirby and thanked them for doing what they

do. Thank you for all of our citizens that have come out tonight and all of our citizens who are viewing. Stay warm.

13. Adjournment

The meeting adjourned at 9:36 P.M.

Kimberly Aldrich, Mayor

ATTEST

Patty Cox, City Secretary, TRMC

<input type="checkbox"/>	DISCUSSION AND POSSIBLE ACTION ITEMS
<input type="checkbox"/>	SPECIAL CONSIDERATION
<input type="checkbox"/>	CONSENT AGENDA
<input type="checkbox"/>	PUBLIC HEARING
<input checked="" type="checkbox"/>	PRESENTATION
<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: DECEMBER 15, 2022

AGENDA ITEM: 7 a.

7. Presentation

Annual Holiday Decorating Contest Winners – Beautification & Recycle
Committee

<input type="checkbox"/>	DISCUSSION AND POSSIBLE ACTION ITEMS
<input type="checkbox"/>	SPECIAL CONSIDERATION
<input type="checkbox"/>	CONSENT AGENDA
<input type="checkbox"/>	PUBLIC HEARING
<input checked="" type="checkbox"/>	PRESENTATION
<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: DECEMBER 15, 2022

AGENDA ITEM: 7. b.

7. Presentation

City Of Kirby Blue Santa Program

The Police Department will provide an update on this year's program.

<input type="checkbox"/>	DISCUSSION AND POSSIBLE ACTION ITEMS
<input type="checkbox"/>	SPECIAL CONSIDERATION
<input type="checkbox"/>	CONSENT AGENDA
<input type="checkbox"/>	PUBLIC HEARING
<input checked="" type="checkbox"/>	PRESENTATION
<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: DECEMBER 15, 2022

AGENDA ITEM: 7. c.

7. Presentation

Cookies With Santa

Cookies with Santa will be held on Sunday, December 18th from 2:00 P.M. – 4:00 P.M. at John Sterling located at 3211 Charles Conrad.



CITY OF KIRBY INVITES YOU TO

COOKIES

WITH SANTA

SUNDAY, DECEMBER 18th

2pm-4pm

JOHN STERLING BUILDING

3211 CHARLES CONRAD

COME JOIN THE FUN!

COOKIES, HOT COCOA, CRAFTS,
AND PHOTOS WITH SANTA

STORY TIME

3:30 pm

CAROLING

3:45 PM

<input type="checkbox"/>	DISCUSSION AND POSSIBLE ACTION ITEMS
<input type="checkbox"/>	SPECIAL CONSIDERATION
<input type="checkbox"/>	CONSENT AGENDA
<input type="checkbox"/>	PUBLIC HEARING
<input checked="" type="checkbox"/>	PRESENTATION
<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: DECEMBER 15, 2022

AGENDA ITEM: 7. d.

7. Presentation

Annual Santa Parade

The Santa Parade will depart from the Fire Station at 5:00 P.M. on Sunday, December 18th. It will travel down every street in Kirby except cul-de-sacs.

<input type="checkbox"/>	DISCUSSION AND POSSIBLE ACTION ITEMS
<input type="checkbox"/>	SPECIAL CONSIDERATION
<input type="checkbox"/>	CONSENT AGENDA
<input checked="" type="checkbox"/>	PUBLIC HEARING
<input type="checkbox"/>	PRESENTATION
<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: DECEMBER 15, 2022

AGENDA ITEM: 8. a.

8. Public Hearing

Public Hearing On A Variance To The Building Code, Section 150.16 To Waive The Requirement Of The Installation Of An Automatic Sprinkler System In A 3,056 Square Foot Suite In A Commercial Building; Located At NCB 10596 BLK 1 LOT E 292.67 FT OF 5; Otherwise Known As 4758 Seguin Road City Of Kirby, Bexar County, Texas, 78219.

<input type="checkbox"/>	DISCUSSION AND POSSIBLE ACTION ITEMS
<input type="checkbox"/>	SPECIAL CONSIDERATION
<input type="checkbox"/>	CONSENT AGENDA
<input checked="" type="checkbox"/>	PUBLIC HEARING
<input type="checkbox"/>	PRESENTATION
<input type="checkbox"/>	WORKSHOP

**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: DECEMBER 15, 2022

AGENDA ITEM: 8. b.

8. Public Hearing

Public Hearing On A Request To Allow The Property Located At CB 5903, LOT 9, Otherwise Known As 3814 Ackerman Road, Kirby, TX 78219, Which Is Zoned Single Family Dwelling District (R-1) To Be Rezoned As Multiple Family Dwelling District (R-2) Property.

<input checked="" type="checkbox"/>	DISCUSSION AND POSSIBLE ACTION ITEMS
<input type="checkbox"/>	SPECIAL CONSIDERATION
<input type="checkbox"/>	CONSENT AGENDA
<input type="checkbox"/>	PUBLIC HEARING
<input type="checkbox"/>	PRESENTATION
<input type="checkbox"/>	WORKSHOP

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: DECEMBER 15, 2022

AGENDA ITEM: 9. a.

9. Discussion And Possible Action

Discussion And Possible Action On A Variance To The Building Code, Section 150.16 To Waive The Requirement Of The Installation Of An Automatic Sprinkler System In A 3,056 Square Foot Suite In A Commercial Building; Located At NCB 10596 BLK 1 LOT E 292.67 FT OF 5; Otherwise Known As 4758 Seguin Road City Of Kirby, Bexar County, Texas, 78219.

Michael Corrigan, applicant/owner is requesting a variance to the Building Code, Section 150.16 to waive the requirement of the installation of an automatic sprinkler system.

The City acquired this property in a boundary adjustment with the City of San Antonio in 2016. The property is zoned C-2 Commercial, Office and Retail. A site plan is included in your packet along with pictures of the property.

The Planning and Zoning Commission is scheduled to meet on December 13, 2022 to consider this item and will be present at your meeting to make their recommendation.



FORMAL APPLICATION FOR VARIANCE/SPECIFIC USE REQUEST

Date of Application _____ Case Number: _____

Name of Applicant MICHAEL CORRIGAN S.

Address 400 SUMMIT CHASE RD, CEDAR GROVE, TN 38321

Home/Cell Phone _____ Business Telephone _____

Is applicant the owner, lessee, or other of the property proposed for the
VARIANCE/SPECIFIC USE
Application OWNER

Current Zoning: _____ Proposed Zoning: _____

Location of property where change is requested, described according to subdivision plat
filed at the County Court House or City Tax rolls:

Lot(s) E Block 1 NCB 10596

Address of subject property 4758 SEGUIN RD, SAN ANTONIO, TX 78219

Property is situated along S side of FM 78
N.S.E.W. Street

Approximately ADJOINING feet W of the intersection of
BUZZ ALDRIN DR with FM 78
Street Street

What deed restrictions, if any, concerning the type of improvements permitted are in place
on the subject property? If there is an expiration date for the deed restrictions, what is the
expiration date? You may attach a copy of the original printed deed restrictions in answer
to this questions, after underlining the specific text which addresses the uses or
improvements restricted thereby.

Detailed reasons for requesting change of Variance/Specific Use (Please list all proposed activities), or attach your reasons for rezoning request:

I'm ASKING FOR A VARIANCE REGARDING A FIRE SUPPRESSION SYSTEM AT SAID LOCATION 4750 SEGUIN RD. KIRBY, TX. 78219, KNOWN AS "THE POURHOUSE" THIS PROPERTY HAS BEEN A BAR SINCE 1970 WITHOUT A FIRE SYSTEM, WHICH IS WHY I'M ASKING FOR A GRANDFATHER CLAUSE. THE SUITE IS A 3056 SQ FT. SINGLE STORY WITH THREE ENTER/EXIT DOORS. THE TOTAL SQ FT. OF THE BUILDING IS 7000+- SQ FT.

THANKING YOU IN ADVANCE,

MICHAEL CORRIGAN

Michael & Corrigan

I, the undersigned owner, lessee, or hereby request a Variance/Specific Use from the City of Kirby, Texas, as follows. In addition, I hereby consent to the posting of hearing notices on or adjacent to said property understanding that no undue damage will be incurred.

Attached are the following (Check List):

1. A dimensioned map at a scale of 100 or 200 feet to the inch showing the property referred to in this application and all streets, lots, easements, zoning of abutting properties, and parcels of land within 200 feet of said property.
2. A typed list of the property owners and addresses of all property within 200 feet of said property and description of owner's property.
3. If available, a plan site, indicating location, dimensions and uses of existing and proposed structures, easements, water sources, fences, curb cuts, street and alley right-of-way lines on and within one foot of the property proposed for rezoning (on map required by item 1 above, or another map at greater scale).
4. Check for amount required by the City of Kirby, payable to the City of Kirby as fee for the purpose of defraying expenses of mailing notices and hearing before the Zoning Commission.

Michael & Corrigan 29/AUG/2022
Signature & Date of Applicant

NO. 215540

CITY OF SAN ANTONIO, TEXAS
DEVELOPMENT SERVICES DEPARTMENT

DATE: 8/10/1993

CERTIFICATE OF OCCUPANCY

THIS IS TO CERTIFY that the building located at:

Address of Location 4750 SEGUIN RD Bldg: Suite:

Lot: 5 Block: 000 NCB: 10596 Zone: B3

has been inspected and the following occupancy thereof is hereby authorized:

Occupancy Group: A3 Occupant Load: 166

Occupant: JAMES F. CHIVERS

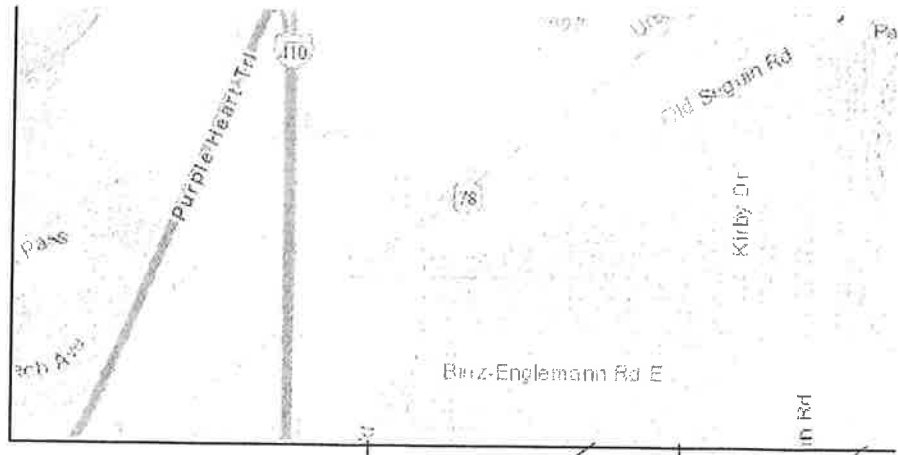
DBA: POUR HOUSE

Use of Premises:
LOUNGE WITH ALCOHOLIC BEVERAGES



Director of Development Services

The Certificate of Occupancy shall be posted in a conspicuous place on the premises and shall not be removed except by the Building Official.



POOR HOUSE
4750 FM 78

STATE OF TEXAS

CORRIGAN MICHAEL S

VONGSAYA OUDUANH & BOUNMEE MIMI

HARPER WILLIE J

BAERWALD KRISTY MAE

ZUNIGA ANTONIO & MARTHA

LA MONTON BE

FOY GREGORY A

HI

A JOSE FERI

LEWIS KIRBY LLC

LEWIS KIRBY LLC

SAN JES INC

GIBSON JESSE

ASHITA LLC

+ Show Search Results

60m
200ft

§ 150.16 LOCAL AMENDMENTS TO BUILDING CODE.

Certain provisions and portions of the International Building Code, 2018 Edition, are hereby amended as they apply to activities within the City. The amendments to the International Building Code, 2018 Edition, are as follows:

- (A) Sections 103.1 and 103.2 are amended to read as follows:

Section 103.1 Deleted.

Section 103.2 Building official.

The building official shall be appointed by the City Manager.

- (B) Section 114.4 is amended to read as follows:

114.4. Violations; penalty.

Any person who shall violate a provision of the code adopted by this article, or fail to comply therewith, or with any of the requirements thereof, or who shall erect, construct, alter, demolish or move any structure, or has erected, constructed, altered, repaired, moved, or demolished a building or structure in violation of a detailed statement or drawing submitted and approved thereunder shall be guilty of a misdemeanor and, upon conviction of any such violation, such person shall be punished by a fine not to be *less than \$500 and not more than \$2,000*. The owner or owners of any building or premises or part thereof, where anything in violation of this article shall be placed or shall exist, and any architect, builder, contractor, agent, person or corporation employed in connection therewith and who may have assisted in the commission of any such violation shall be guilty of a separate offense and upon conviction shall be fined as herein provided. Each day a violation occurs shall be a separate offense.

- (C) Delete Section 903, replace with the following:

- (1) Henceforth automatic sprinkler systems must be installed throughout all levels of all new Group A, B, E, F, H, I, M, R-1, R-2, R-4 and S occupancies as defined in the International Building Code (IBC) of more than 2,500 square feet and throughout all R-3 occupancies as defined in said International Building Code of more than 5,000 square feet. The calculated area shall include all habitable space as well as the area of attached garages or storage facilities. Such systems shall be in accordance with Section 903 of the International Building Code as well as National Fire Protection Association Standards 13D and 13R, 2002 edition, for single-family dwellings.
 - (2) The following exceptions are hereby established:
 - (a) Detached gazebos and armadas for residential and public use. Independent buildings such as restrooms or snack shops 400 square feet or less without cooking or heating appliances that are associated with golf courses, parks and similar uses.
 - (b) Detached noncombustible carports or shade canopies.
 - (c) Guardhouses that are less than 300 square feet in size and used to control access to or within residential and/or commercial developments.
 - (d) Detached equipment or storage buildings for commercial use not exceeding 250 square feet.
 - (e) Detached residential storage buildings or garages that are no inhabitable and not exceeding 1,000 square feet.
 - (f) Barns and agricultural buildings for private, residential, noncommercial use, and not exceeding 3,000 square feet.
 - (g) Detached noncombustible canopies used exclusively for automotive, motor-fuel dispensing stations for private passenger vehicles and not exceeding 5,000 square feet.
-

4758 Old Seguin Rd

**4758**

**San Antonio**


4758 Old Seguin Rd, S...


29.46°N, 98.40°W






← 4758 Farm-To-Market Rd 78 San Antonio, Texas

**4758** **4758 Old Seguin Rd** X


 **San A**
4758 Old Seguin Rd, S...

 **410**
Rt 410 Front View

29.46°N, 98.40°W



← San Antonio, Texas


**4758** **4758 Old Seguin Rd** X

San Antonio

4758 Old Seguin Rd, S...

Plus details

29.46°N, 98.40°W





Google Earth

© 2022 Google



Camera: 705 ft

<input checked="" type="checkbox"/>	DISCUSSION AND POSSIBLE ACTION ITEMS
<input type="checkbox"/>	SPECIAL CONSIDERATION
<input type="checkbox"/>	CONSENT AGENDA
<input type="checkbox"/>	PUBLIC HEARING
<input type="checkbox"/>	PRESENTATION
<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: DECEMBER 15, 2022

AGENDA ITEM: 9 b.

9. Discussion And Possible Action

Discussion And Possible Action On A Request To Allow The Property Located At CB 5903, LOT 9, Otherwise Known As 3814 Ackerman Road, Kirby, TX 78219, Which Is Zoned Single Family Dwelling District (R-1) To Be Rezoned As Multiple Family Dwelling District (R-2) Property.

Richard Bundick, applicant/owner, is asking if he can build two duplexes on his lot. The lot is 100 feet wide and 436 feet deep. Included in your packet is a copy of the R-2 Multi Family Dwelling District requirements. The minimum lot area is 10,000 square feet for the first three dwellings. His lot size is 43,600 square feet. He will provide adequate ingress/egress for emergency vehicles.

In 2021, Mr. Bundick received approval from the Planning and Zoning Commission and City Council to rezone another property located at 3902 Ackerman as Multiple Family Dwelling District (R-2).

Mr. Bundick will be present to answer questions.

The Planning and Zoning Commission is scheduled to meet on December 13, 2022 to consider this item and will be present at your meeting to make their recommendation.

CITY OF KIRBY, TEXAS



FORMAL APPLICATION FOR ZONING REQUEST

Date of Application 9/27/2022 Case Number: _____

Name of Applicant Richard Bundick

Address 3902 Ackerman Rd, San Antonio TX 78219

Home/Cell Phone 210-274-3085 Business Telephone _____

Is applicant the owner, lessee, or other of the property proposed for the ZONING Application owner

Current Zoning: single family R-1 Proposed Zoning: Multiple Family R-2

Location of property where change is requested, described according to subdivision plat filed at the County Court House or City Tax rolls:

Lot(s) 9 Block _____ NCB 5903

> Address of subject property 3814 Ackerman rd, San Antonio TX 78219 <

Property is situated along West side of Ackerman
N.S.E.W. Street

Approximately 2000 feet North of the intersection of
N.S.E.W.
Ackerman with Binz-Engleman Rd.
Street Street

What deed restrictions, if any, concerning the type of improvements permitted are in place on the subject property? If there is an expiration date for the deed restrictions, what is the expiration date? You may attach a copy of the original printed deed restrictions in answer to this questions, after underlining the specific text which addresses the uses or improvements restricted thereby.

None

Detailed reasons for requesting change of Zoning (Please list all proposed activities), or attach your reasons for rezoning request:

To build rental structure on property behind current house.

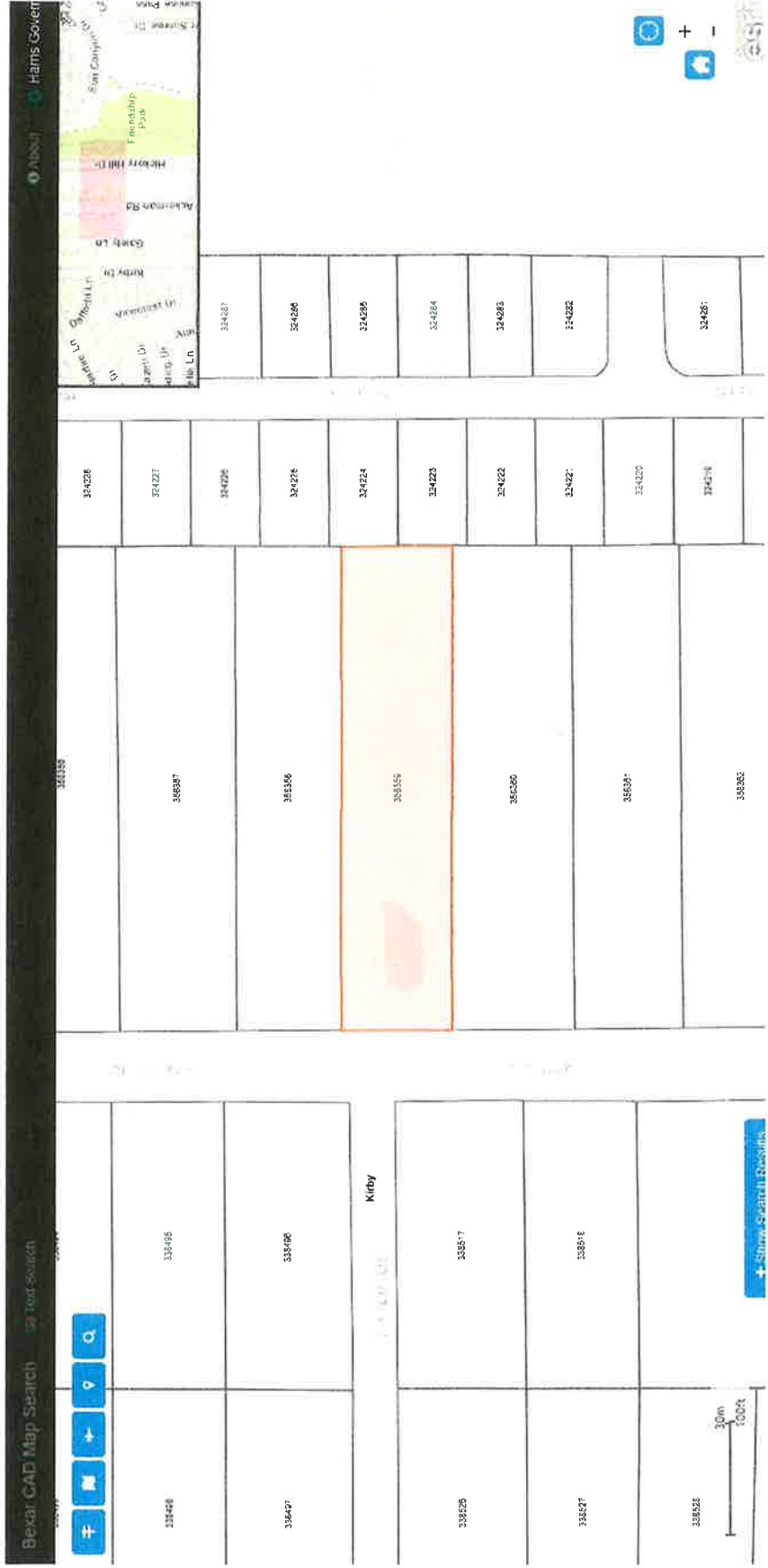
I, the undersigned owner, lessee, or _____ hereby request a ZONING from the City of Kirby, Texas, as follows. In addition, I hereby consent to the posting of hearing notices on or adjacent to said property understanding that no undue damage will be incurred.

Attached are the following (Check List):

1. A dimensioned map at a scale of 100 or 200 feet to the inch showing the property referred to in this application and all streets, lots, easements, zoning of abutting properties, and parcels of land within 200 feet of said property.
2. A typed list of the property owners and addresses of all property within 200 feet of said property and description of owner's property.
3. A plan site, indicating location, dimensions and uses of existing and proposed structures, easements, water sources, fences, curb cuts, street and alley right-of-way lines on and within one foot of the property proposed for rezoning (on map required by item 1 above, or another map at greater scale).
4. Check for amount required by the City of Kirby, payable to the City of Kirby as fee for the purpose of defraying expenses of mailing notices and hearing before the Zoning Commission.

 9/27/2022
Signature & Date of Applicant

Map of adjacent property owners within 200 feet of zoning application property.



§ 153.017 "R-2" MULTI FAMILY DWELLING DISTRICT.

- (A) *Use.* Property in an "R-2" Multi-Family Dwelling District shall be used only for structures incorporating multiple dwelling units and incidental accessory uses.
- (B) *Area requirements.*
- (1) Minimum lot area:
 - (a) The minimum lot area shall be 10,000 square feet for the first 3 dwellings units and each additional dwelling unit shall be a minimum of 3,630 square feet.
 - (b) No MF-2 Development shall exceed a density of more than 12 dwelling units per gross acre.
 - (2) Minimum lot frontage on a public street:
 - (a) Internal: 100 feet.
 - (b) Corner: 100 feet.
 - (3) Minimum lot depth: 100 feet.
 - (4) Minimum depth of front setback: 25 feet.
 - (5) Minimum depth of rear setback shall be 10 feet. There shall be no encroachment or overhangs into this required rear yard.
 - (6) Minimum width of side setback:
 - (a) Internal lot: 10 feet.
 - (b) Corner lot: 15 feet.
 - (7) Maximum building coverage as a percentage of lot area: 50%.
 - (8) Maximum accessory building coverage as a percentage of rear yard: 30%.
 - (9) Maximum height of structures: 45 feet or 3 stories, whichever is less.
 - (10) See §§ 153.050 through 153.060 for further clarification and exceptions and modifications.

(Ord. 2001-581, passed 8-16-01)



<input checked="" type="checkbox"/>	DISCUSSION AND POSSIBLE ACTION ITEMS
<input type="checkbox"/>	SPECIAL CONSIDERATION
<input type="checkbox"/>	CONSENT AGENDA
<input type="checkbox"/>	PUBLIC HEARING
<input type="checkbox"/>	PRESENTATION
<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: DECEMBER 15, 2022

AGENDA ITEM: 9.c.

9. Discussion And Possible Action

Discussion And Possible Action On Entering Into An Agreement With Greater
Northeast Little League For The Use Of Land Owned By The City Of Kirby For Little
League Baseball Athletic Functions

This item was postponed on December 1st.

LICENSE AGREEMENT

This License Agreement is made by and between the City of Kirby (hereinafter called "City") and the Greater Northeast Little League, Inc. (hereinafter called "Licensee").

1. License: City hereby grants a non-exclusive license to Licensee for the use of a tract of land owned by the City of Kirby and located within the corporate limits of the City and described as follows:

Fields located at 5745 Binz Engleman CB 5092 P-13B ABS 134

2. Use: Licensee may use the Property for the purpose of conducting athletic functions sponsored by Licensee to include a Little League Baseball Program (as that term is recognized by the State and National Little League Organization).

The City has the right to schedule tournaments and functions throughout the year and will give Licensee a notice in advance of one month. The City will not schedule a tournament on a date that interferes with a previous scheduled little league event.

It is the desire of the City that as many children as possible have the opportunity to participate in the athletic programs of Licensee. It is therefore agreed that Licensee will operate a Baseball Program under official rules and regulations of Little League Baseball, Inc., Williamsport, Pennsylvania, and under the rules and regulations established by Licensee's Board of Directors.

IT IS EXPRESSLY UNDERSTOOD AND AGREED THAT LICENSEE SHALL INDEMNIFY AND HOLD CITY HARMLESS FROM ANY LIABILITY FOR PAYMENT OF ANY OBLIGATIONS DUE TO ANY IMPROVEMENTS OR OTHER THINGS PLACED IN OR UPON SAID PREMISES BY LICENSEE. LICENSEE SHALL NOT ENCUMBER, IN ANY MANNER, NOR PERMIT A LIEN OF ANY TYPE TO BE PLACED ON SAID PREMISES, AND LICENSEE AGREES TO INDEMNIFY AND HOLD HARMLESS CITY CONCERNING ANY SUCH FINANCIAL OBLIGATIONS, LIENS, OR ENCUMBRANCES OF ANY KIND.

3. Term and Utilities: The term of this License is for 2 years beginning January 1, 2023 and terminating December 31, 2024, provided that City may at any time terminate this License and take possession of the Property without being guilty in any manner of trespass; and every claim for damages for and by reason of such re-entry are hereby expressly waived by Licensee. It is understood that if the City terminates this Agreement for any reason, Licensee shall be given a hearing before the City Council prior to the effective date of such action to discuss such termination.

4. Rent: Licensee shall pay City rent in the amount of \$ per year, payable annually on or before January 15th of each year during the term of this License.

5. Improvements to Property: It is further agreed that the City Council shall have the right to approve all plans and specifications before any improvements are made to the Property by Licensee, other than normal maintenance, and Licensee shall submit all such plans and specifications to the City Council for review and approval. Upon termination or expiration of this Agreement, Licensee shall have the right to remove all physical improvements placed upon the Property by Licensee, provided that Licensee shall repair any damage to the Premises resulting from said removal.

6. Concession Stand: Licensee shall be permitted to operate a concession stand on the Premises and shall be permitted to sell merchandise and non-alcoholic beverages during Little League functions for the period from one (1) hour immediately before said function commences until one (1) hour immediately after said function. The concession stand will not be allowed to operate during the City of Kirby July 4th event. Licensee shall provide adequate and suitable containers for collecting discarded cups, papers, and trash from the operation of said concession stand and shall be responsible for keeping the entire Premises free of all paper, cups, and trash resulting from the operation of said concession stand. The City of Kirby has the right to sell concessions at the same time of the little league if another City sponsored sport or function is going on at the same time of a scheduled little league game. At no time shall Licensee sell or allow the sale of beer, wine, or any other alcoholic beverage.

7. Equal Opportunity: It is agreed and understood between the parties hereto that the Premises owned by the City are the subject of the contract and that in the conduct of Licensee's operation thereon, discrimination on account of race, color, sex, religion, age, disability, or national origin, directly or indirectly, is strictly prohibited.

8. Maintenance and Responsibility:

a) It is understood that Licensee will maintain in a good condition all property furnished to it by the City and further that Licensee will maintain the Premises in a condition satisfactory to City. If the fields are in need of mowing, the City will notify Licensee that the fields must be mowed within 10 days of receipt of such notice. If fields are not mowed by Licensee within 10 days of Licensee receipt of such notice, the City may mow the fields and Licensee shall pay the City fee of \$150.00 each time the City mows the fields where Licensee fails to do so after receiving notice from the City that the fields need to be mowed. If Licensee fails to make such payment within 10 days of receipt of an invoice from the City, Licensee will be in default under this Agreement.

b) In return for services rendered by Licensee to the youth of City, City will provide such maintenance that requires the use of heavy equipment. Such equipment shall be operated ONLY by a City employee and such maintenance shall be authorized by the City Manager ONLY, and scheduled by his/her designated representative. Other maintenance by City shall be at the discretion of the City Council upon written request by the City Manager.

9. Advertising: All advertising shall be maintained in a state of good repair. All fence signs shall be removed at the end of the regular Little League season.

10. Annual Report and Financial Statement: It is agreed that Licensee shall furnish to City, through the City Manager, a financial statement of the past year's operation by **October 15th** of each year. Said financial statement shall contain the same information as is furnished in Licensee's Annual Report to the National Little League Headquarters. If said annual report is not submitted, said financial statement shall contain the following information:

- a. Value of physical improvements placed on the Property
- b. Statement of assets and liabilities
- c. Disbursement of physical improvements
- d. Disbursements for utilities, itemized as to water, electricity, and gas
- e. Number of children in league
- f. Gross receipts from advertising sold
- g. Gross receipts from all donations
- h. Gross receipts from concessions
- i. Disbursements for concessions
- j. All other receipts and disbursements
- k. A complete inventory of all Greater Northeast Little League equipment used within the concession stand

The League Treasurer must, upon written request by the City Manager, furnish the League Bank balance within ten (10) days of such written request.

11. Insurance and Indemnification: As a condition precedent to the use of the Premises, Licensee agrees to indemnify and hold harmless City, its officials, employees, and agents from and against any and all costs, claims, and damages (including attorney's fees) that may be caused by the use of said Property, and shall protect and indemnify City from any and all claims costs, expenses, judgments, and causes of action arising out of the use of said Property, and shall defend (through legal counsel acceptable to the City) any litigation arising in connection with such use, all at Licensee's sole cost and expense. In addition, Licensee agrees to obtain an insurance policy protecting City from any liability and to have City named as co-insured in said policy. Such policy shall be for not less than \$500,000.00 per person for bodily injuries, not less than \$50,000.00 for property damage, and an aggregate limit of not less than \$1,000,000.00 per occurrence. Proof of payment of premium for said policy (and evidence of the existence of said policy) shall be

delivered to and kept by the City Secretary of City and such insurance policy shall be maintained in full force by Licensee so long as this Agreement is in effect.

12. Non-Profit Status: The Licensee shall have on file at City Hall a completed application for non-profit civic organization status for the City of Kirby, signed and approved by the City Manager.

13. Sublicense: Licensee may not assign its rights under this license or sublicense the Property without the prior express consent of the City Council as evidenced by a resolution adopted at a regular or special meeting of the City Council of Kirby.

14. Severability: Each section, subsection, provision, requirement, regulation or restriction established by this Agreement is hereby declared to be independent, and the holding of any part to be unconstitutional, invalid, or ineffective for any cause, shall not affect or render invalid this agreement or amendments hereto as a whole or any part thereof, except the particular part so declared to be invalid.

15. Entire Agreement: This Agreement constitutes the entire agreement between the City and the Licensee concerning the use of the Property.

16. Amendments: This Agreement may be amended only by a written amendment executed on behalf of the parties hereto.

17. Counterparts: This Agreement may be executed in counterparts which, when taken together, constitute one and the same agreement.

18. Facsimiles: This Agreement may be executed by a facsimile signature or a signature transmitted by facsimile and such signature shall be considered the same as an original signature for all purposes.

This Agreement is dated this 1st day of December, 2022.

CITY OF KIRBY

By: _____

Kimberly Aldrich
Mayor

GREATER NORTHEAST LITTLE
LEAGUE, INC.

By: _____

Doug Wolfe
President

Meters for Park

2" meter install for irrigation

2" Curbstop- **\$405.51**

2" Meter- **\$893.93**

2" Flange- **\$59.94**

2- (2x3) 2" brass nipple- **\$40.64**

2" ball valve- **\$109.45**

Meter box w/ lid- **\$43.03**

2" PVC slip x male adapter- **\$2.61**

2" PVC slip x female adapter- **\$3.12**

TOTAL- \$1558.23

¾" meter install for building

¾" Curbstop- **\$55.27**

¾" meter- **\$268.57**

¾" meter nipple- **\$13.48**

¾" ball valve- **\$14.96**

Meter box W/ lid- **\$43.03**

2 - ¾" Slip x male adapter- **\$1.42**

TOTAL- \$396.73

<input checked="" type="checkbox"/>	DISCUSSION AND POSSIBLE ACTION ITEMS
<input type="checkbox"/>	SPECIAL CONSIDERATION
<input type="checkbox"/>	CONSENT AGENDA
<input type="checkbox"/>	PUBLIC HEARING
<input type="checkbox"/>	PRESENTATION
<input type="checkbox"/>	WORKSHOP

**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: DECEMBER 15, 2022

AGENDA ITEM: 9. d.

9. Discussion And Possible Action

Update, Discussion And Possible Action On Alan Shepard Sewer Replacement And Road Reconstruction Project

RL Jones has completed all sewer replacement and started on the road reconstruction. Road testing and inspection services are required. A proposal from Bain Medina Bain is included. This would be funded from the current fiscal year Streets Capital Outlay for Alan Shepard.



December 2, 2022

Ms. Monique L. Vernon
City of Kirby City Manager
112 Bauman
Kirby, Texas 78219

Re: Proposal for City of Kirby Civil Engineering Services
Task Order #4 – Alan Shepard Dr. Testing and Inspection Services
BMB Project No. C-1594.01

Dear Ms. Vernon:

Bain Medina Bain, Inc. (BMB) is pleased to submit this fee proposal to provide engineering services for the above referenced project.

SCOPE OF SERVICES

Proposed Scope of Work is outlined in the attached Scope of Work Narrative.

COMPENSATION

BMB's proposed fee for the scope of services described is based on a not to exceed fee. The following is a breakdown of the total fee:

Phase A – Testing and Inspection Services (Burge Engineering)

1. Testing and Inspection Services

Phase A Fee \$ 9,500.00

Services performed will be in a manner consistent with that level of care and skill ordinarily exercised by members of the engineering profession currently practicing under similar conditions. No other warranty, expressed or implied, is made.

This proposal does not include platting, detention pond design, utility design, structural services or irrigation services.

ANY FEES REQUIRED BY THE APPROVAL AGENCIES ASSOCIATED WITH THE PERMITTING PROCESS SHALL BE THE RESPONSIBILITY OF THE OWNER.

If this proposal satisfactorily sets forth your understanding of the arrangement between us, BMB will prepare a contract and forward it to you.

Sincerely,

Carl Bain, P.E. | Executive Vice-President
Bain Medina Bain, Inc.
Engineers & Surveyors
HUB, SBE, WBE, TxDOT Pre-Certified Firm
TBPE Registered Firm Engineering Number: E-1712
TBPLS Firm Surveying Number: 10020900

W:\PROPOSALS\2021\1P-3897 01 CO Kirby TO 1 Alan Shepard Dr Rehab\Proposal\Work Authorization #4\1P-3897 01 City of Kirby Alan Shepard Reconstruction_111022.doc

ATTACHMENT A

WORK AUTHORIZATION NO. 4

To Master Agreement between the City of Del Rio (CITY) and Bain Medina Bain, Inc. (ENGINEER)

This Work Authorization describes and authorizes work to be performed by the ENGINEER in accordance with the Master Agreement between CITY and ENGINEER, which is incorporated herein by reference.

Identification of Project Assigned: Testing and Inspection services for Alan Shepard Dr. street work.

General Category of Services: Geotechnical Services

Specific Scope of Basic Services (identify deletions or additions to the Master Agreement by Paragraph Number and use additional pages, as required):

1. Burge Engineering to provide testing and inspection services for street reconstruction of Alan Shepard Dr.

Identify Schedule, if applicable (See Paragraph 6.2 of the Master Agreement):

Additional Deliverables Not Identified in the Master Agreement: Testing and Inspection Services

Work Authorization Total Amount and Agreed Deliverable Due Date: \$9,500.00

IN WITNESS WHEREOF, the parties have executed this Agreement effective as of the _____ day of _____, 20____.

For CITY OF KIRBY:

For BAIN MEDINA BAIN, INC.

MONIQUE L. VERNON
City Manager

CARL BAIN, P.E.
Executive Vice-President

<u> X </u>	DISCUSSION AND POSSIBLE ACTION ITEMS
<u> </u>	SPECIAL CONSIDERATION
<u> </u>	CONSENT AGENDA
<u> </u>	PUBLIC HEARING
<u> </u>	PRESENTATION
<u> </u>	WORKSHOP

**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: DECEMBER 15, 2022

AGENDA ITEM: 9. e.

9. Discussion And Possible Action

Presentation, Discussion And Possible Action On City Of Kirby Code Compliance

Police Chief Cardona will provide a presentation on Code Compliance and the divisions efforts recently.

<u> X </u>	DISCUSSION AND POSSIBLE ACTION ITEMS
<u> </u>	SPECIAL CONSIDERATION
<u> </u>	CONSENT AGENDA
<u> </u>	PUBLIC HEARING
<u> </u>	PRESENTATION
<u> </u>	WORKSHOP

**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: DECEMBER 15, 2022

AGENDA ITEM: 9. f.

9. Discussion And Possible Action

Discussion And Possible Action On Ordinance No. O-2022-920 An Ordinance Of The City Council Of The City Of Kirby Texas Amending Chapter 150, Building Regulations, Article II Building Construction Code, Section 15.016 Local Amendments Of The Code Of Ordinances, By Adopting Amendments To The Minimum Square Footage That Requires A Sprinkler System For Certain Occupancies Repealing All Prior Ordinances In Conflict Herewith; Providing For Severability; And Providing For An Effective Date. This Is The First Reading.

The City Attorney's office drafted this ordinance per City Council direction from December

ORDINANCE NO. D-2022-920

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF KIRBY TEXAS AMENDING CHAPTER 150, BUILDING REGULATIONS, ARTICLE II BUILDING CONSTRUCTION CODE, SECTION 15.016 LOCAL AMENDMENTS OF THE CODE OF ORDINANCES, BY ADOPTING AMENDMENTS TO THE MINIMUM SQUARE FOOTAGE THAT REQUIRES A SPRINKLER SYSTEM FOR CERTAIN OCCUPANCIES REPEALING ALL PRIOR ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Texas Local Governmental Code empowers the cities to enact codes and regulations and provide for their administration, enforcement, and amendment for the various elements of construction and development with the city; and

WHEREAS, the regulation of construction and development through the adoption of standardized codes with local amendments by the City of Kirby (the "City") is necessary to protect the public health, safety and welfare; and

WHEREAS, the City Council of the City desires to protect the safety and welfare of the citizens of the City through regulation of construction activities and safety compliance in the City; and

WHEREAS, the City has previously adopted multiple international codes; and

WHEREAS, the City Council has undertaken a review of the newly adopted international codes and local amendments as compared to the City's existing occupancy types and building uses; and

WHEREAS, City Council desires to adopt additional amendments to the local amendments to the international codes provided for herein as they pertain to regulations and requirements for automated sprinkler systems; and

WHEREAS, the City Council has determined that the regulation of construction activities in the City, as set forth herein, is in the best interests of the City.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF KIRBY, TEXAS:

Section 1. Chapter 150 of the City Code of the City of Kirby, Texas is hereby amended as set forth in the attached Exhibit A, incorporated herein.

Section 2. Any person, firm, corporation or agent who shall violate a provision of the amended Chapter shall be guilty of a misdemeanor, and such persons shall be considered guilty of a separate offense for each and every day or portion thereof during which any violation of any of the provisions of this chapter is committed or continued, and upon conviction of any such violation such person shall be punished by a fine of not more than \$2,000.00 for each offense, in accordance with Section 10.99 of the City of Kirby Code of Ordinances.

EXHIBIT A

CHAPTER 150: BUILDING REGULATIONS; ARTICLE II. BUILDING CONSTRUCTION CODE; SECTION 150.16-LOCAL AMENDMENTS, IS HEREBY AMENDED AS FOLLOWS:

[Deletions are shown as strikethrough and additions are shown as underscore. No other amendments have been made, the remainder is shown for context.]

§ 150.16 LOCAL AMENDMENTS TO BUILDING CODE.

Certain provisions and portions of the International Building Code, 2018 Edition, are hereby amended as they apply to activities within the City. The amendments to the International Building Code, 2018 Edition, are as follows:

(A) Sections 103.1 and 103.2 are amended to read as follows:

Section 103.1 Deleted.

Section 103.2 Building official.

The building official shall be appointed by the City Manager.

(B) Section 114.4 is amended to read as follows:

114.4. Violations; penalty.

Any person who shall violate a provision of the code adopted by this article, or fail to comply therewith, or with any of the requirements thereof, or who shall erect, construct, alter, demolish or move any structure, or has erected, constructed, altered, repaired, moved, or demolished a building or structure in violation of a detailed statement or drawing submitted and approved thereunder shall be guilty of a misdemeanor and, upon conviction of any such violation, such person shall be punished by a fine not to be *less than \$500 and not more than \$2,000*. The owner or owners of any building or premises or part thereof, where anything in violation of this article shall be placed or shall exist, and any architect, builder, contractor, agent, person or corporation employed in connection therewith and who may have assisted in the commission of any such violation shall be guilty of a separate offense and upon conviction shall be fined as herein provided. Each day a violation occurs shall be a separate offense.

(C) Delete Section 903, replace with the following:

(1) Henceforth automatic sprinkler systems must be installed throughout all levels of all new Group A, B, E, F, H, I, M, R-1, R-2, R-4 and S occupancies as defined in the International Building Code (IBC) of more than ~~2,500~~ 12,000 square feet and throughout all R-3 occupancies as defined in said International Building Code of more than ~~5,000~~ 12,000 square feet. The calculated area shall include all habitable space as well as the area of attached garages or storage facilities. Such systems shall be in accordance with Section 903 of the International Building Code as well as National Fire Protection Association Standards 13D and 13R, 2002 edition, for single-family dwellings.

(2) The following exceptions are hereby established:

(a) Detached gazebos and armadas for residential and public use. Independent buildings such as restrooms or snack shops 400 square feet or less without cooking or heating appliances that are associated with golf courses, parks and similar uses.

xv. libraries

xvi. museums

xvii. pool and billiard halls

xviii. waiting areas in transportation terminals

(3) Retrofit.

- (a) Building additions that equal 50 percent or more of the existing building floor area, or building additions that exceed 10,000 square feet regardless of percentage increase.
- (b) Two or more building permits, related to area increase, are issued over any 3 consecutive years.
- (c) One or more additions are made to an R-3 occupancy and the new total area of the building exceeds 5,000 square feet.
- (d) Building remodels that require structural changes affecting the primary structural system of the existing building.

('90 Code, § 4-27) (Ord. 2005-611, passed 3-17-05; Am. Ord. 2012-719, passed 2-9-12; Am. Ord. 2015-762, passed 2-26-15; Ord. No. O-2019-866, § 2, 2-13-2020)

<input checked="" type="checkbox"/>	DISCUSSION AND POSSIBLE ACTION ITEMS
<input type="checkbox"/>	SPECIAL CONSIDERATION
<input type="checkbox"/>	CONSENT AGENDA
<input type="checkbox"/>	PUBLIC HEARING
<input type="checkbox"/>	PRESENTATION
<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: DECEMBER 15, 2022

AGENDA ITEM: 9. g.

9. Discussion And Possible Action

Discussion And Possible Action To Schedule A City Council Retreat

This item was postponed on December 1st. Council Previously voted to conduct a Retreat. We need to schedule a date and select a facilitator.



City of Kirby

Kirby City Council Retreat

4-Hour Leadership & Communication Workshop

The goal of the retreat is to equip the council with the tools to lead the city steadily and with sustainability. We accomplish this through personality and communication exercises to help them understand themselves and each other. We dive into healthy leadership and how to invest in the leadership of the city. The workshop includes 2 personality assessments for all 7 participants to be taken ahead of time.

Investment:

\$3,500

+ Travel (Hotel & Gas)

Additional 1-on-1 Sessions

To maximize the success of the retreat, it would be beneficial to have individual hour-long 1-on-1 meetings with each council member the day before. This time would be for me to get to know each one, and to hear from them individually before working with them as a group. Understanding their individual viewpoints of challenges is incredibly helpful to bridge that divide.

Investment:

\$1,500



(512) 864-4743
Chad@ForwardPartners.net

P.O. Box 224
Leander, TX 78646

ForwardPartners.net



TML Newly Elected City Officials' Workshop

**You've got questions...
we've got answers.**

January 20, 2023 • San Antonio

Menu

Congratulations! You won the election! But now what?

Jump start your term with the Texas Municipal League (TML) Newly Elected City Officials' Workshop. TML wants to help you begin your public service role with confidence. This workshop will guide you through the most fundamental areas of city government, help you side-step potential pitfalls, and give you the resources needed to maximize your impact as a city leader.

We applaud your decision to answer the call to public service, and are here to help you navigate your role and responsibilities as an elected city official.

Texas Municipal League - All Rights Reserved



TML Newly Elected City Officials' Workshop

You've got questions...
we've got answers.

January 20, 2023 • San Antonio

≡ Menu

Registration Fee

Online/By Mail: \$175

Non-member: \$205

To register online visit [register now](#).

To register by mail email cheryl@tml.org to request a mail-in registration form.

The registration fee includes online access to handouts, a light continental breakfast, and buffet lunch. **Due to limited seating, this workshop is open to registered attendees only and not guests.** If special circumstances require bringing a guest, please contact us at cheryl@tml.org to discuss space availability and pricing.

Cancellation/Substitution Policy

If you are registered and cannot attend, we encourage you to send a substitute. If you cannot send a substitute, a \$45 cancellation fee will be assessed if your request for cancellation is emailed to cheryl@tml.org by January 6. No refunds will be allowed after January 6. Substitutions are always welcome. Transfers to other events are not permitted.

Texas Municipal League - All Rights Reserved

COUNCIL RETREATS

Experience the difference with SGR, the local government experts, serving to support local governments through facilitated retreats for your governing board.

SGR has a long history of helping cities create strategic visions, work together effectively as a team, and operate by the principles of great board governance.

Types of Retreats



Strategic Vision Retreats

SGR will lead your board to consider a series of strategic questions about the future to help identify key priorities. Through these discussions, we will help create a shared vision for the future built around strategic priorities.



Team Building Retreats

Designed to identify obstacles to effective team work, this process helps elected officials deal with internal conflict and develop positive operating practices.



Governance Retreats

Focused on understanding the roles, responsibilities, and relationships of elected officials and staff, SGR will lead a discussion of the key components of the Council/Manager form of governance to achieve clarity and awareness to overcome challenges to good governance processes.



Multi-Purpose Retreats

Offered to accommodate unique time and budget restraints, this option allows the combination of one or more of these components into the same retreat with a customized agenda.

Email: training@governmentresource.com
to get started on creating a retreat tailored to your team's unique needs.

<u> X </u>	DISCUSSION AND POSSIBLE ACTION ITEMS
<u> </u>	SPECIAL CONSIDERATION
<u> </u>	CONSENT AGENDA
<u> </u>	PUBLIC HEARING
<u> </u>	PRESENTATION
<u> </u>	WORKSHOP

**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: DECEMBER 15, 2022

AGENDA ITEM: 9. h.

9. Discussion And Possible Action

Discussion And Possible Action To Appoint Member(s) To The Economic
Development Committee

There are currently two vacancies.

ECONOMIC DEVELOPMENT COMMITTEE
2022

<u>MEMBER</u>	<u>TERM</u>
CORY A. MOBLEY	DECEMBER 31, 2023
VACANT	DECEMBER 31, 2023
MICHAEL LAWRENCE-WEDEN	DECEMBER 31, 2024
VACANT	DECEMBER 31, 2024
JODY FLYNN	DECEMBER 31, 2023

(COUNCIL LIAISON: Sylvia Leos-Apodaca)

(November 2022)

<input checked="" type="checkbox"/>	DISCUSSION AND POSSIBLE ACTION ITEMS
<input type="checkbox"/>	SPECIAL CONSIDERATION
<input type="checkbox"/>	CONSENT AGENDA
<input type="checkbox"/>	PUBLIC HEARING
<input type="checkbox"/>	PRESENTATION
<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: DECEMBER 15, 2022

AGENDA ITEM: 9. i.

9. Discussion And Possible Action

Discussion And Possible Action To Appoint Member(s) To The Beautification And Recycle Committee

There are currently two vacancies.

BEAUTIFICATION AND RECYCLE COMMITTEE

KATHERINE E. McGARITY	TERM: OCTOBER 1, 2024
BARBARA HERB	TERM: OCTOBER 1, 2023
GLENDA EHLERS-CURTIS	TERM: OCTOBER 1, 2023
MARIA LOZANO	TERM: OCTOBER 1, 2024
VACANT	TERM: OCTOBER 1, 2024
ALICE MOCZYGEMBA	TERM: OCTOBER 1, 2023
VACANT	TERM: OCTOBER 1, 2024

(Council Liaison – Mayor Pro-Tem Janeshia Grider)

(NOVEMBER 2022)

<input checked="" type="checkbox"/>	DISCUSSION AND POSSIBLE ACTION ITEMS
<input type="checkbox"/>	SPECIAL CONSIDERATION
<input type="checkbox"/>	CONSENT AGENDA
<input type="checkbox"/>	PUBLIC HEARING
<input type="checkbox"/>	PRESENTATION
<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: DECEMBER 15, 2022

AGENDA ITEM: 9. j.

9. Discussion And Possible Action

Discussion And Possible Action To Appoint Member(s) To The Planning And Zoning Commission

There are currently two vacancies.

PLANNING & ZONING COMMISSION
Terms of Office

Clay McBee	TERM Expires August 2023
VACANT	TERM Expires August 2024
Julie Hinojosa	TERM Expires August 2023
Alexandra D. Ebert	TERM Expires August 2024
VACANT	TERM Expires August 2024
Council Liaison:	
(Council Liaison Mayor Kim Aldrich)	

(OCTOBER 2022)

<u> X </u>	DISCUSSION AND POSSIBLE ACTION ITEMS
<u> </u>	SPECIAL CONSIDERATION
<u> </u>	CONSENT AGENDA
<u> </u>	PUBLIC HEARING
<u> </u>	PRESENTATION
<u> </u>	WORKSHOP

**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: DECEMBER 15, 2022

AGENDA ITEM: 9. k.

9. Discussion And Possible Action

Discussion And Possible Action To Appoint Member(s) To The Festival Planning Committee

Council agreed to establish a City Festival Planning Committee of ten members.

Current members are Juan Cantu, Shawntina Harris, Council Member Christopher Garza and Council Member Debbie Walczyk.

One application from Ruby Somorang will be emailed to Council.

<input checked="" type="checkbox"/>	DISCUSSION AND POSSIBLE ACTION ITEMS
<input type="checkbox"/>	SPECIAL CONSIDERATION
<input type="checkbox"/>	CONSENT AGENDA
<input type="checkbox"/>	PUBLIC HEARING
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<input type="checkbox"/>	WORKSHOP

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

DATE: DECEMBER 15, 2022

AGENDA ITEM: 9. I.

9. Discussion And Possible Action

Discussion And Possible Action To Appoint Member(s) To The Ordinance Review Committee

Council voted to establish an Ordinance Review Committee made up of five members. Members must be Kirby residents and one appointee should be a resident with code compliance experience.

We currently have one member – Lindsey McCoy appointed on October 13, 2022.

<u> X </u>	DISCUSSION AND POSSIBLE ACTION ITEMS
<u> </u>	SPECIAL CONSIDERATION
<u> </u>	CONSENT AGENDA
<u> </u>	PUBLIC HEARING
<u> </u>	PRESENTATION
<u> </u>	WORKSHOP

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

DATE: DECEMBER 15, 2022

AGENDA ITEM: 9. m.

9. Discussion And Possible Action

Update, Discussion And Possible Action On City Cell Phones For Council Members

A quote from T-Mobile is included.



State & local government

Company Name	City of Kirby	T-Mobile Representative		PROPOSAL DATE:	December 12, 2022
Contact Name	Monique Vernon	Title		EXPIRATION DATE:	December 31, 2022
Email Address	MVernon@cityofkirby.org	Email Address		Service and equipment pricing is subject to change at any time. Budgetary pricing is provided in this proposal.	
Street Address		Street Address			
City, State & Zip		City, State & Zip			
Contact Number	(210) 661-3198	Contact Number			

QTY.	EQUIPMENT DESCRIPTION	MONTHLY SERVICE PLAN	MONTHLY PLAN CHARGE	EQUIPMENT UNIT PRICE	EIP	EQUIPMENT DOWN PAYMENT	MONTHLY EQUIPMENT INSTALLMENT	TOTAL MONTHLY RECURRING CHARGES
7	GO FLIP 6 8GB BLUE	T-Mobile ONE Voice for Government	\$ 24.36	\$ 96.00	NO	\$ -	\$ -	\$ 170.52
			\$ -	\$ -	NO	\$ -	\$ -	\$ -
			\$ -	\$ -		\$ -	\$ -	\$ -
			\$ -	\$ -		\$ -	\$ -	\$ -
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TOTAL CHARGES FOR PLANS AND EQUIPMENT FOR MONTHLY AND/OR ONE-TIME CHARGES: \$ 672.00 \$ - \$ - \$ 170.52

Change the way agencies and communities connect.

Start your wireless transformation today.

Monthly Service & Equipment	\$170.52
Annual Total Service Cost	\$2,046.24
Up-Front Equipment Cost	\$672.00
T-Mobile Equipment Credit	\$672.00
Total Up-Front Cost	\$0.00

This proposal is a budgetary estimate of the plans, equipment, and services that have been communicated to the T-Mobile sales team to provide you with the proposed cost of your mobile communication requirements. This 13+ line proposal pricing is for budgetary estimation and may not reflect the actual cost of the plans, equipment, and services at the time of a contracted purchase. Pricing for all items in this proposal are subject to change and may change at any time. A final order with actual pricing included is available upon demand.

Michael Kennedy

Govt. Acct. Manager

(210) 789-0292

Michael.Kennedy@T-Mobile.com

<input checked="" type="checkbox"/>	DISCUSSION AND POSSIBLE ACTION ITEMS
<input type="checkbox"/>	SPECIAL CONSIDERATION
<input type="checkbox"/>	CONSENT AGENDA
<input type="checkbox"/>	PUBLIC HEARING
<input type="checkbox"/>	PRESENTATION
<input type="checkbox"/>	WORKSHOP

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: DECEMBER 15, 2022

AGENDA ITEM: 9. n.

9. Discussion And Possible Action

Reports By Council Liaison:

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

_____	DISCUSSION AND POSSIBLE ACTION ITEMS
_____	SPECIAL CONSIDERATION
_____	CONSENT AGENDA
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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: DECEMBER 15, 2022

AGENDA ITEM: 10. a. and b.

10. Executive Session

The City Council Will Convene In Closed Session Pursuant To Government Code Section 551.071 To Seek The Advice Of Legal Counsel On The Following Matters:

- a. Legal Criteria And Protocol For City Council Member Requests For Information
- b. Legal Criteria And Protocol For City Council Member Requests For Legal Assistance From The City Attorney

_____	DISCUSSION AND POSSIBLE ACTION ITEMS
_____	SPECIAL CONSIDERATION
_____	CONSENT AGENDA
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_____	WORKSHOP

**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: DECEMBER 15, 2022

AGENDA ITEM: 11. a.

11. Reconvene To Open Session

Following Deliberation In Closed Session And Consultation With Legal Counsel The City Council Will Reconvenes In Open Session To Take Any Final Action Required On The Matters Discussed In Closed Session.