



Kimberly McGehee Aldrich, Mayor

Sylvia Apodaca
Christopher Garza
Janeshia Grider

Mike Martin
Susan Street
Debbie Walczyk

**CITY COUNCIL AGENDA
REGULAR MEETING
THURSDAY, JANUARY 26, 2023 – 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: January 26, 2023, 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 – January 12, 2023

7. Presentations

- a. Police Department Badge Pinning Ceremony
- b. Recognize 2022 Blue Santa Program Contributor
- c. 2022 Annual Racial Profiling Report – Police Chief Roxanne Cardona

8. Public Hearing

- a. On A Request For A Specific Use Permit For The Property Located At CB 4018G (SPRINGFIELD INDUSTRIAL PARK), Lot 4, Otherwise Known As 1440 Springfield Road, Kirby, TX 78219, Which Is Zoned Light Industrial (LI) To Be Used For The Following Purpose: Installing A Portable Office And Storage Of Equipment (Bobcats, Excavators, Trailers And Dumpsters For Lease And Personal Use).

9. Discussion And Possible Action

- a. Presentation, Discussion And Possible Action On City of Kirby Server And Security Upgrades, RRGP
- b. Discussion And Possible Action On Board, Commission and Committee Meeting Dates
- c. Discussion And Possible Action On Ordinance No. O-2023 - 921 An Ordinance Of The City Of Kirby, Texas Amending The Official Zoning Map By Zoning Approximately 1.0009 Acres Of Land Situated At CB 5903, BLK LOT 8, Otherwise Known As 3902 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. This Is The First Reading.
- d. Discussion And Possible Action On Ordinance No. O-2023 - 922 An Ordinance Of the City Of Kirby, Texas Amending The Official Zoning Map By Zoning Approximately 1.0009 Acres Of Land Situated At Cb 5903, Blk 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. This Is The First Reading.

- e. Discussion And Possible Action On An Extension Of The Agreement With Republic Services For Solid Waste Management Services
- f. Discussion and Possible Action On Kirby Senior Center ADA Compliance
- g. Discussion And Possible Action On The American Rescue Plan Act (ARPA) Budget
- h. Discussion And Possible Action On Adding An Additional Code Compliance Officer
- i. Discussion And Possible Action On Crime Control And Prevention District Fiscal Year 2022-2023 Budget Amendment
- j. Discussion And Possible Action To Accept The Resignation of Cory Mobley From Economic Development Committee
- k. Discussion And Possible Action To Accept The Resignation of Jody Flynn From Economic Development Committee
- l. Discussion And Possible Action On Ordinance No. O-2023-923 An Ordinance Of The City Of Kirby, Texas Ordering A Special Election On The Reauthorization Of The Local Sales And Use Tax In The City Of Kirby, Texas At The Rate Of One-Fourth Of One Percent To Continue To Provide Revenue For Maintenance And Repair Of Municipal Streets; Making Provision For The Conduct Of The Election, Including City Intention To Enter Into A Joint Election Agreement And/Or Contract For Election Services With The Bexar County Elections Administrator; Resolving Other Matters Incident And Related To Such Election; And Providing An Effective Date. This Is The First Reading.

Discusión y Acción Posible Sobre la Ordenanza No. O-2023-923 Una Ordenanza de la Ciudad de Kirby, Texas Ordenando Una Elección Especial Sobre la Reautorización de La Tarifa de Ventas y Usos Locales en la Ciudad de Kirby, Texas a la Tasa de Un Cuarto de Un Por Ciento Para Continuar a Proveer Ingresos Para el Mantenimiento y Reparación de las Calles Municipales; Haciendo Provisiones para la Conducta de la Elección, Incluyendo la Intención de la Ciudad de Entrar a una Acuerdo de Elección Unida y/o Un Contrato con el Administrador de Elecciones de el Condado Bexar; Resolviendo Otros Temas y Incidentes Relacionados con tal Elección; Y Proveyendo un Dia Efectivo. Esta es la Primera Lectura.

- m. Discussion An Possible Action Resolution No. R-2023-749 A Resolution Of The City Of Kirby, Texas, Calling A General Election On May 6, 2023; For The Purpose Of Electing A Mayor And Three Council Members For Two Year Terms; Designating

The Polling Places And Directing The Giving Of Notice Of Such Election; And Providing Details Relating To The Holding Of Such Election, In The City Of Kirby.

Discusión y Acción Posible Sobre la Resolución No. R-2023-749 Una Resolución de la Ciudad De Kirby, Texas, Llamando una Elección General en 6 de Mayo 2023; Para el Propósito de Elegir a un Alcalde y tres Miembros de el Consulado de la Cuidad Para Términos de Dos Años; Asignando los Centros Electorales y Dirigiendo la Distribución de Noticias de Tal Elección; Y Provenido Detalles Relacionados con la Realización de tal Elección, en La Cuidad de Kirby.

- n. Discussion And Possible Action Regarding Unrestricted Access To City Hall By City Council Members
- o. Presentation, Discussion And Possible Action On The City Of Kirby Water System Repairs And Future Needs
- p. 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 Texas Government Code Section 551.074, Personnel, To Deliberate Matters Associated With The Impending Vacancy Of The City Manager Position And With Filling Said Vacancy

11. Reconvene To Open Session

Following Deliberation In Closed Session, The City Council Will Reconvene In Open Session To Take Any Final Action Required On The Matters Discussed In Closed Session.

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

13. 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: January 23, 2023

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

**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: JANUARY 26, 2023

AGENDA ITEM: 6. a.

6. Consideration Of And Action On Minutes

Regular Minutes – January 12, 2023

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 January 10, 2023, 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
REGULAR MEETING
THURSDAY, JANUARY 12, 2023 – 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:

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

5. Citizen Participation

1. Jack Miller – He said people are not attending the Council meetings because they are afraid because of previous treatment when they were made fun of when they spoke. He stated City Council you have two choices you can make the environment conducive to speak or you can listen to my people who come here and speak on every single agenda item the whole five minutes each time. He said he would caution anybody in the chamber from kicking him out when he was already leaving for saying a word that we dance to in our country dance halls to the Cotton Eye Joe.

2. Dezert Goat – He said he attended the meeting due to a citizen getting harassed and thrown out of a meeting. He said he is well aware of Jack Miller's work being a Travis County Sherriff, Bexar County, then said never mind and walked out of the Council chamber.

3. Tory Ries – He said if someone makes a comment while he is speaking he expected them to be removed. He said he attended the meeting because he was watching some of the city hall meetings online and said he is a rights activist and he is not in Kirby very often, but he is here for a specific reason because of an email he had. He attended the meeting to talk about public speaking and the public being allowed to speak uninterrupted. He read the email.

4. Maria Lozano – She voiced her concerns about the loose animals in the City. She is followed by dogs when she runs or bike rides and it is scary when they approach her. She encouraged more leash enforcement or keeping dogs fenced in the yard. She said feral cats are an issue. She requested an additional Code Compliance officer to help enforce restrictions on trees and branches.

5. Henry Wortheg – Did not respond to name called.

6. Gustavo Guerra (Gus) - He said Kirby police and Animal Control were notified about a neighbor who had over 50 cats. On October 4, Code Compliance and Animal Control were contacted because the owner started emptying litter boxes in the street. So far Animal Control

has removed 10 cats. Recently, the owner moved the cats outside. The Police Department and Code Compliance are working diligently with him. He said he would appreciate action be swift. Please help.

6. Consideration Of And Action On Minutes

1. Regular Minutes – December 15, 2022

Council Member Apodaca moved to accept the minutes of December 15, 2022; seconded by Council Member Walczyk. The motion carried with a 7-0 vote.

AYES: 7

NAYES: 0

7. Presentations

1. Introduction Of New City Employees

City Manager Vernon introduced Annette Leal, water clerk.

2. Fire Department Employees Oath Of Office

Chief Hilburn introduced Konstance Garner and Martin Lozano-Ibanez. City Secretary officiated the Oath of Office.

3. Recognize 2022 Blue Santa Program Contributors

Officer Lackey recognized and presented certificates the everyone who contributed to the 2022 Blue Santa Program. They received \$3,734 in donations.

8. Discussion And Possible Action

a. 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.

Council discussed this request to determine whether there was adequate ingress and egress for emergency vehicles and appropriate use of the property.

Mr. Bundick was present to answer questions about ingress/egress.

Council Member Garza moved to allow the property located at CB 5039, 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; seconded by Mayor Pro-Tem Grider. The motion carried with a 6-1 vote.

AYES: 6

NAYES: 1 (Mayor Aldrich)

- b. 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 Second Reading.

Mayor Aldrich recognized Mr. Miller who signed up to speak on this item.

Mr. Miller said his understanding of this item is that this will reduce square footage and trigger some businesses to have to get sprinklers now. Mr. Miller thanked Council for the clarification.

Council Member Walczyk moved to approve 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; seconded by Council Member Garza. The motion carried with a 6-1 vote.

AYES: 6

NAYES: 1 (Mayor Aldrich)

- c. Discussion And Possible Action On A Request From The Beautification And Recycle Committee To Beautify Friendship Park Entrance Sign

Mayor Aldrich recognized Maria Lozano who signed up to speak on this item.

Maria Lozano, Chairperson, Beautification and Recycle Committee, provided information about the project and their request for materials needed for the project.

Council discussed funding for projects that the Committee wanted to schedule to beautify the City.

Council Member Garza moved to approve providing Beautification and Recycle Committee funds for materials to beautify Friendship Park entrance sign; seconded by Council Member Street. The motion carried with a 7-0 vote.

AYES: 7

NAYES: 0

Mayor Aldrich recognized Mr. Miller who signed up to speak on this item.

Mr. Miller thanked Council for their vote. He volunteered his time, truck, ladders and said he will match anything that the City has provided if they run short of money, he said that's his pledge to the Committee.

d. Discussion And Possible Action On Amendments To The Kirby Senior Center Articles Of Incorporation

Council Member Street moved to approve the revisions to the Kirby Senior Center Articles of Incorporation.

City Attorney Dan Santee stated that the requested changes to the Articles of Incorporation that has come forward cannot be approved by the City Council because this entity was formed and Incorporated under Chapter 394 of the Local Government Code which is a Housing Finance Corporation chapter. He further stated the Board can make recommendations to the Council for consideration.

Council discussed various ways to resolve this issue regarding the Articles of Incorporation.

Council Member Garza moved to allow David Barboza an opportunity to speak; seconded by Council Member Street. The motion carried with a 7-0 vote.

AYES: 7

NAYES: 0

Mayor Aldrich recognized Mr. Barboza.

Mr. Barboza said the Senior Center had help from an attorney when they were writing the amendment to the Articles of Incorporation. They will look into hiring counsel.

Council Member Street rescinded her motion.

e. Discussion And Possible Action To Schedule A Joint Workshop With City Council And The Planning And Zoning Commission

Chairperson Clay McBee, Planning and Zoning Commission was present to answer questions.

Council discussed three dates for the workshop; it was decided that February 22, March 2 and March 8 were the dates for the Planning and Zoning Commission to consider. The discussion for the workshop is drainage issues, which streets to fix first and mixed-use zoning.

f. Discussion And Direction On Additional Funding For Street Repairs And Maintenance

Council Member Garza requested this item and asked that the \$251,000 funds for the streets be placed back in the street budget with the next budget amendment. This will provide funding for the needed equipment to operate the zipper.

Council Member Walczyk said direction is to place \$251,000 that was placed in the Reserves and put it back into street maintenance to purchase grater, roller and water trailer.

g. Discussion And Possible Action On Purchasing Holiday Décor For City Parks

Mayor Pro-Tem Grider requested this item. She said there is space available to decorate by the gazebo and light poles by the Senior Center. She suggested an artificial tree and decoration for the light poles. This could be a community event and invite the residents to help.

Mayor Aldrich recognized Maria Lozano who signed up to speak on this item.

Ms. Lozano said other cities have tree lights and decorations. Beautification & Recycle Committee discussed this and would like to have this at the Senior Center.

Council discussed cost effective ways to achieve this, consider liability issues, various locations to decorate, storage of the decorations and funding.

Council Member Martin moved to apply \$10,000 for purchasing holiday decorations for City Parks; seconded by Mayor Pro-Tem Grider. The motion failed with a 3 – 4 vote.

AYES: 3 NAYES: 4 (Council Members Apodaca, Garza, Street, Walczyk)

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

There were not any applications.

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

There were not any applications.

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

There were not any applications.

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

There were not any applications.

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

There were not any applications.

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

City Manager Vernon informed Council the City cell phones (Samsung A-13) were available for them to sign out. There is no fee for the equipment, there is unlimited data and there is a monthly fee.

Council Member Street moved to take a ten minute break; seconded by Council Member Garza. The motion carried with a 6-1 vote.

AYES: 6 NAYES: 1 (Mayor Aldrich)

Mayor Aldrich called for a ten-minute break at 9:16 P.M.

Mayor Aldrich reconvened the meeting at 9:26 P.M.

Council Member Walczyk moved to discuss items 'q' and 'r' before item 'o' on the agenda; seconded by Council Member Street. The motion carried with a 7-0 vote.

AYES: 7 NAYES: 0

- n. Discussion And Possible Action On Resolution No. R-2023-748 Adopting The City Of Kirby Investment Policy And Strategy

Council Member Street asked City Manager Vernon if she purchased the Certificates of Deposit.

City Manager Vernon confirmed the Certificates of Deposit were purchased.

City Manager Vernon provided an overview of the City of Kirby Investment Policy and Strategy.

Council Member Apodaca moved to accept Resolution No. R-2023-748 adopting the City of Kirby Investment Policy and Strategy; seconded by Council Member Martin.

The motion carried with a 7-0 vote.

AYES: 7

NAYES: 0

- o. Update, Discussion And Possible Action On Request For Proposals For Municipal Solid Waste Services

City Manager Vernon provided Council with information from conversations she has had with other solid waste companies that contacted her when they saw we are going out for bid. Our current contract with Republic expires on February 28, 2023. The deadline to submit a bid is January 18, 2023.

Council discussed an extension to the deadline to submit bids.

Mr. Santee said the way the Request for Bid was written the bids can be rejected. If extending the deadline, notices to those interested will need to be sent to all notifying them about the extension.

Council Member Walczyk moved to extend the deadline to February 18, 2023; seconded by Council Member Garza. The motion carried with a 7-0 vote.

AYES: 7

NAYES: 0

Mayor Pro-Tem Grider moved to enter negotiations to with Republic Services for month to month contract or extend the current contract three months after February 28, 2023; seconded by Council Member Walczyk.

The motion carried with a 7-0 vote.

AYES: 7

NAYES: 0

- p. Update, Discussion And Possible Action On Request For Proposals For Swimming Pool Management Services

City Manager Vernon informed Council there were not any bids submitted. The due date was January 6, 2023. She reminded Council the cost of SA Management was budgeted.

Council discussed this item and talked about an extension, requesting proposals again, consider month to month, draining the pool during off season, hire for pool season only, and use someone else during off season.

Council asked City Manager Vernon to contact pool company and extend the proposal for one month, as written.

- q. Discussion And Possible Action On A Proposal From Bain Medina Bain For Foxcross Drive Reconstruction And Sanitary Sewer Replacement

Mr. Carl Bain was present to answer questions.

Council Member Street verified the fees for the sewer replacement.

Council Member Street moved to accept the proposal from Bain Medina Bain for Foxcross Drive Reconstruction and Sanitary Sewer Replacement; seconded by Council Member Garza. The motion carried with a 7-0 vote.

AYES: 7

NAYES: 0

- r. Discussion And Possible Action On A Proposal From Bain Medina Bain For Vinecrest Drive Sewer Replacement

City Manager Vernon provided the history on this item.

It was brought to Mr. Bain's attention that the actual street addresses were not included in the proposal. Mr. Bain said there are six houses. Council Member Street wanted to make sure it is behind the Englands house because they know that they were having issues, and this is going to alleviate the issue.

Council Member Garza moved to approve the proposal from Bain Medina Bain for Vinecrest Drive sewer replacement; seconded by Council Member Street. The motion carried with a 7-0 vote.

AYES: 7

NAYES: 0

- s. Discussion And Possible Action On The Viability Of Placing The Crime Control And Prevention District On The Ballot

Council Member Garza requested this item. He inquired about the process for placing Crime Control and Prevention on the 2023 ballot.

Mr. Santee provided guidance and answered questions.

Council discussed creating an Economic Development Corporation or having both Crime Control and Economic Development Corporation and split the taxes to 1/8% and 1/8%.

Mr. Santee provided guidance on establishing a board and receiving approval from voters.

t. Discussion And Possible Action On Naming The Kirby Senior Center Building In Honor Of Jerry Lehman

Mayor Aldrich said she placed this on agenda. She said Jerry Lehman has done a lot for the City. He is the longest running Council Member. He gave a lot to the Kirby Senior Center.

Council Member Garza said he was also an advocate for economic development.

Council Member Garza moved to allow David Barboza to speak; seconded by Council Member Street. The motion carried with a 7-0 vote.

AYES: 7

NAYES: 0

Mayor Aldrich recognized Mr. Barboza.

Mr. Barboza asked Council if they were changing the name of the Corporation or the building.

Mayor Aldrich said only the building.

Mr. Barboza suggested renaming City Hall to Jerry Lehman.

Council Member Garza moved to not name the Kirby Senior Center after Jerry Lehman; seconded by Council Member Street. Motion carried with a 5-2 vote.

AYES: 5

NAYES: 2 (Council Member Apodaca and Mayor Pro-Tem Grider)

9. Executive Session

The City Council Will Convene In Closed Session Pursuant To Government Code Section 551.074 Personnel Matters On The Following Matter:

1. Review Of And Deliberation On City Manager's Contract

Mayor Aldrich convened into execute session at 10:52 P.M.

10. Reconvene To Open Session

Following Deliberation In Closed Session The City Council Will Reconvene In Open Session To Take Any Final Action Required On The Matter Discussed In Closed Session.

Mayor Aldrich reconvened into executive session at 11:08 P.M.

Council Member Walczyk moved to not renew City Manager Vernon's contract; seconded by Council Member Garza. The motion carried with a 4-3 vote.

AYES: 4

NAYES: 3 (Council Member Apodaca, Mayor Pro-Tem Grider, Mayor Aldrich)

11. Request And Announcements

1. 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 said the Senior Center is having a Valentine dinner on February 11, tickets are \$15 per person and can be purchased at the Senior Center 9:00 A.M. – 4:00 P.M. or you can contact her for tickets. An item for an agenda is a forum on street repairs. She suggested asking residents to provide top three streets they want repaired. This can be placed on a water bill. Everybody have a good weekend.

Council Member Garza said he had an opportunity to view the area where the zipper machine was used and said it looked amazing. He would like to see a timeline on Facebook identifying the areas the zipper will be used. He thanked Public Works staff and everyone there working on training with the zipper machine.

Mayor Pro-Tem Grider said we won't have a city manager in the next couple of months. She asked for an item on the agenda to look for a new city manager. She addressed City Manager Vernon and said you have dealt with so much here with this mess from most of the people on Council and she apologized. She provided dates for youth events - January 28 at John Sterling Building. Kids Vision Boards/Vision Box. February 11 Valentine's Day crafts. May 20 is the next bike event. For the agenda, she asked that there be discussion about the City Hall building, ARPA funds update and Happiness with 40 cats. A plan is needed to stop this. Include Code Compliance on the agenda to discuss adding another Code Compliance officer.

Council Member Walczyk said she spoke with Mr. Guerrero. She said the Animal Advisory Board is making plans for that house on Happiness. It is a lengthy process. She congratulated new members of the Fire Department.

Council Member Apodaca said she is glad to see new faces and welcomed the new hires. She urged residents to keep their pets inside, check your gates and fences. She agreed with Mayor Pro-Tem Grider that this is sickening. City Manager Vernon you are a great asset in this City and it is a sad day in Kirby. She said she posts pictures to help someone see their pet and pick it up.

Council Member Martin said at the last meeting he asked for an item to be placed on an agenda. Boards, Commissions and Committees. He said they need to stay on track. The calendar needs to stay up to date. He said Monique I'm sorry things didn't work out. I wish you the best of luck.

Mayor Aldrich said she agrees with Mayor Pro-Tem Grider and Council Member Apodaca, it's a sad day in Kirby. She said Monique I know you were highly valued within the City and I know that you will have more opportunities dropping at your feet.

12. Adjournment

The meeting adjourned at 11:10 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: JANUARY 26, 2023

AGENDA ITEM: 7 a.

7. Presentation

Police Department Badge Pinning Ceremony

<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: JANUARY 26, 2023

AGENDA ITEM: 7.b.

7. Presentation

Recognize 2022 Blue Santa Program Contributor

<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: JANUARY 26, 2023

AGENDA ITEM: 7. c.

7. Presentation

2022 Annual Racial Profiling Report – Police Chief Roxanne Cardona

Council may pick up the Report from City Hall Wednesday, January 25th.

<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
AGENDA ITEM SUMMARY**

DATE: JANUARY 26, 2023

AGENDA ITEM: 8. a.

8. Public Hearing

On A Request For A Specific Use Permit For The Property Located At CB 4018G (SPRINGFIELD INDUSTRIAL PARK), Lot 4, Otherwise Known As 1440 Springfield Road, Kirby, TX 78219, Which Is Zoned Light Industrial (LI) To Be Used For The Following Purpose: Installing A Portable Office And Storage Of Equipment (Bobcats, Excavators, Trailers And Dumpsters For Lease And Personal Use).

Mr. Jorge Garcia, applicant/owner, is requesting a specific use permit for the following purpose: Installing a portable office and storage of equipment (bobcats, excavators, trailers and dumpsters for lease and personal use).

The following is a brief history on Mr. Garcia's properties.

You will recognize this property (Lot 4) from a request Mr. Garcia made in March 2021. The original use of Lot 4 was to construct offices and warehouses to rent to different trades. This was approved by the Commissioners and City Council.

Since that time, Mr. Garcia purchased lots 6 & 7 and in August 2022 the Commissioners and City Council approved his use of the property to construct offices and warehouses to rent to different trades. He had decided to use Lot 4 for storage of equipment instead of offices and warehouses.

The request before you tonight is to allow use of Lot 4 for storage of equipment (bobcats, excavators, trailers and dumpsters for lease and personal use).

Planning and Zoning Commission does not have a recommendation at this time. The applicant was not able to attend their meeting to answer their questions. The Planning and Zoning Commission will meet on February 14, 2023 and will have an opportunity to ask the applicant their questions in order to make a recommendation to City Council.

This item is not on your agenda for discussion because a recommendation has not been provided from the Planning and Zoning Commission.



FORMAL APPLICATION FOR VARIANCE/SPECIFIC USE REQUEST

Date of Application 12/13/22 Case Number: _____

Name of Applicant Select trailer leasing llc

Address 1141 N. Loop 1604 E. #10562 San Antonio tx

Home/Cell Phone (210) 677-2920 Business Telephone (210) 677-2920 78232

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

Application Select storage llc / me jorge Garcia I am The owner of both companies

Current Zoning: Industrial Proposed Zoning: Industrial

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

Lot(s) _____ Block _____ NCB _____

Address of subject property 1440 Spring Field Rd Kirby tx 78211

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

Approximately _____ feet _____ of the intersection of
Binz Engleman with Old Seguin Rd
Street N.S.E.W. 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:

* the property will be used as storage of equipment
(bobcats, excavators, trailers and dumpsters)

We will also install a portable office, and we will require electricity and water as well to install lights for security reasons.

hours of operation 8am-6pm M-F, 9am-2pm S.
Sunday closed

We are a company that will start renting dumpsters which we will deliver to different sites.

* and Equipment For our personal use and for rent

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.

 12/13/22
Signature & Date of Applicant



1440 Springfield Rd

1440 Springfield Rd, S...

29.46°N, 98.40°W



1440 Springfield Rd

Google Earth

100 ft

Camera: 1,943 ft 29°27'41"N 98°23'52"W 691 ft



[+ Show Search Results](#)



<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
CITY COUNCIL MEETING
A G E N D A I T E M S U M M A R Y

DATE: JANUARY 26, 2023

AGENDA ITEM: 9. a.

Discussion And Possible Action

Presentation, Discussion And Possible Action On City of Kirby Server And Security Upgrades - RRGP

Paul Mann, owner of RRGP Services, Inc. will present this information.



Main: 210-930-7622

Email: paulm@rrgp.com

Web: www.rrgp.com

We have prepared a quote for you

2023 Network Proposal

Quote #1000466

Version 2

City of Kirby



CORPORATE OFFICE

1017 North Main Ave, Ste. 101
San Antonio, Texas 78212
Phone: 210-930-7622
Fax: 210-828-5042
www.rrgp.com

Prepared For


City of Kirby
Monique Vernon
112 Bauman Street
Kirby, TX 78219
MVernon@cityofkirby.org
(210) 661-3198

Prepared By

Paul Mann
Phone: 210-930-7622
Email: paulm@rrgp.com



Paul Mann

Hardware		Price	Qty	Extended
	Dell ME5012 SAN (Storage Solution)	\$16,416.28	1	\$16,416.28
	Dell R450 Server w/ MS Datacenter licensing included	\$15,502.50	1	\$15,502.50
	Dell R450 Server w/ MS Datacenter licensing included	\$13,402.25	1	\$13,402.25
	2TB 7.2K RPM NLSAS ISE 12Gbps 512n 3.5in Hot-Plug Hard Repurpose R540 (Service Tag: 9C05F33), deploy at PD	\$290.94	4	\$1,163.76
	APC Smart-UPS X 3000VA Rack/Tower LCD UPS Battery (For Servers at Dispatch)	\$3,270.27	1	\$3,270.27
	APC Smart-UPSFor PD Server w/ External battery pack	\$2,950.16	1	\$2,950.16
	SonicWall TZ470 Network Security/Firewall Appliance - 8 Port - 10/100/1000Base-T - 2.5 Gigabit Ethernet - DES, 3DES, MD5, SHA-1, AES (128-bit), AES (192-bit), AES (256-bit) - 8 x RJ-45 - 2 Total Expansion Slots - 2 Year Secure Upgrade Plus Advanced Editio	\$1,900.00	1	\$1,900.00
	PowerSwitch N3200-ON OS6 [Site Resilience and Redundancy at Core Layer]	\$20,549.00	2	\$41,098.00
	Aruba IAP Solution for PD [WAP Infrastructure Upgrade at PD]	\$1,400.00	3	\$4,200.00
Hardware Subtotal				\$99,903.22

Software		Price	Qty	Extended
	Microsoft Exchange Server 2019 Standard - License - 1 server (Purchased from SHI)	\$529.64	1	\$529.64
	Microsoft Exchange Server 2019 Standard CAL - License - 1 user CAL (purchased through SHI)	\$65.94	55	\$3,626.70
	Win Server DC Core 2022 Sngl 16 Lic Core License	\$4,185.95	1	\$4,185.95
Software Subtotal				\$8,342.29



**CORPORATE OFFICE**

1017 North Main Ave, Ste. 101
San Antonio, Texas 78212
Phone: 210-930-7622
Fax: 210-828-5042
www.rrgp.com

Services		Price	Qty	Extended
	Estimated Labor	\$26,625.00	1	\$26,625.00
	Fixed fee labor for service or project work.			
	Note we did try and aim high on labor for budgeting purposes. We will adjust this once we have final scope of the project.			
Services Subtotal				\$26,625.00

Recap		Amount
	Hardware	\$99,903.22
	Software	\$8,342.29
	Services	\$26,625.00
	Total	\$134,870.51

Taxes, shipping, handling and other fees may apply. We reserve the right to cancel orders arising from pricing or other errors.

Signature _____

Date _____



<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
CITY COUNCIL MEETING
A G E N D A I T E M S U M M A R Y

DATE: JANUARY 26, 2023

AGENDA ITEM: 9. b.

Discussion And Possible Action

Discussion And Possible Action On Board, Commission and Committee Meeting
Dates

Council Member Martin requested this item.

A list of normal monthly meeting dates is included. Members agree to change dates as
needed.



CITY OF KIRBY

112 BAUMAN STREET

KIRBY, TEXAS 78219-1098

AREA CODE 210
661-4671 & 661-3198
FAX 661-4525

Beautification and Recycle Committee

Building and Standards Commission

Crime Control and Prevention District Board

Economic Development Committee

Planning and Zoning Commission

First Tuesday of the month at 7:00 P.M.

Fourth Tuesday of the month at 6:00 P.M.

Third Tuesday of the month at 7:00 P.M.

Third Tuesday of the month AT 5:30 P.M.

Second Tuesday of the month at 6:30 P.M.

<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
AGENDA ITEM SUMMARY**

DATE: JANUARY 26, 2023

AGENDA ITEM: 9.c.

Discussion And Possible Action

Discussion And Possible Action On Ordinance No. O-2023-921 An Ordinance Of The City Of Kirby, Texas Amending The Official Zoning Map By Zoning Approximately 1.0009 Acres Of Land Situated At CB 5903, BLK LOT 8, Otherwise Known As 3902 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. This Is The First Reading.

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF KIRBY, TEXAS AMENDING THE OFFICIAL ZONING MAP BY ZONING APPROXIMATELY 1.0009 ACRES OF LAND SITUATED AT CB 5903, BLK LOT 8, OTHERWISE KNOWN AS 3902 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

WHEREAS, the City of Kirby ("City") is a Texas Home Rule Municipality operating under the laws of the State of Texas and its adopted City Charter; and

WHEREAS, the City is empowered by Chapter 211 of the Texas Local Government Code to establish a zoning ordinance establishing zoning districts and permissible land uses within the incorporated limits of the City; and

WHEREAS, the City Council has previously adopted zoning regulations establishing districts and the allowable uses therein; and

WHEREAS, the City Council may from time to time choose to amend, supplement, change or modify the City's zoning regulations, boundaries, or classifications; and

WHEREAS, an application has been filed with the City to zone approximately 1.0009 acres of land located At CB 5903, BLK LOT 8, otherwise known As 3902 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; and

WHEREAS, on October 6, 2021 notice of a public hearing was published in the San Antonio Express News newspaper; and

WHEREAS, the City Council has duly held public hearings and given proper notice, as necessary, pertaining to changing zoning classifications; and

WHEREAS, on October 28, 2021 the City Council conducted a public hearing and after consideration determined that the requested zoning be approved as provided herein.

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

Section 1. The Property as shown and more particularly described in the attached Exhibit "A", is hereby zoned Multiple Family Dwelling District (R-2) District.

Section 2. The Official Zoning Map of the City of Kirby, shall be revised to reflect the above amendment.

Section 3. The foregoing recitals are found to be true and correct and are hereby adopted by the City Council and made a part hereof for all purposes and findings of fact.

Section 4. If any provision of this Ordinance is illegal, invalid, or unenforceable under present or future laws, the remainder of this Ordinance will not be affected and, in lieu of each illegal, invalid, or unenforceable provision, a provision as similar in terms to the illegal, invalid, or unenforceable provision as is possible and is legal, valid, and enforceable will be added to this Ordinance.

Section 5. This Ordinance shall be cumulative of all provisions of ordinances of the City except where the provisions of the Ordinance are in direct conflict with the provisions of such ordinances, in which event the conflicting provisions of such ordinances are hereby repealed.

Section 6. This Ordinance shall be construed and enforced in accordance with the laws of the state of Texas and the United States of America.

Section 7. It is officially found, determined, and declared that the meeting at which this Ordinance is adopted was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Texas Open Meetings Act, Chapter 551, Texas Government Code, as amended.

Section 8. This Ordinance will take effect upon its adoption by the City Council.

PASSED AND APPROVED this 26th day of January, 2023.

CITY OF KIRBY, TEXAS

By: _____
Kimberly McGehee Aldrich, Mayor

ATTEST:

Patty Cox, City Secretary

Exhibit A
(Attach metes and bounds legal description)

CB 5903, BLK LOT 8, Otherwise Known As 3902 Ackerman Road, Kirby, TX 78219, being a 1.0009 acre tract and legally described as CB 5903 BLK LOT 8; PROPERTY ID 358358

<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: JANUARY 26, 2023

AGENDA ITEM: 9. d.

Discussion And Possible Action

Discussion And Possible Action On Ordinance No. O-2023-922 An Ordinance Of the City Of Kirby, Texas Amending The Official Zoning Map By Zoning Approximately 1.0009 Acres Of Land Situated At CB 5903, Blk 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. This Is The First Reading.

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF KIRBY, TEXAS AMENDING THE OFFICIAL ZONING MAP BY ZONING APPROXIMATELY 1.0009 ACRES OF LAND SITUATED AT CB 5903, BLK 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

WHEREAS, the City of Kirby ("City") is a Texas Home Rule Municipality operating under the laws of the State of Texas and its adopted City Charter; and

WHEREAS, the City is empowered by Chapter 211 of the Texas Local Government Code to establish a zoning ordinance establishing zoning districts and permissible land uses within the incorporated limits of the City; and

WHEREAS, the City Council has previously adopted zoning regulations establishing districts and the allowable uses therein; and

WHEREAS, the City Council may from time to time choose to amend, supplement, change or modify the City's zoning regulations, boundaries, or classifications; and

WHEREAS, an application has been filed with the City to zone approximately ____ acres of land located At CB 5903, BLK 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; and

WHEREAS, on November 23, 2022 notice of a public hearing was published in the San Antonio Express News newspaper; and

WHEREAS, the City Council has duly held public hearings and given proper notice, as necessary, pertaining to changing zoning classifications; and

WHEREAS, on December 15, 2022 the City Council conducted a public hearing and after consideration determined that the requested zoning be approved as provided herein.

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

Section 1. The Property as shown and more particularly described in the attached Exhibit "A", is hereby zoned Multiple Family Dwelling District (R-2) District.

Section 2. The Official Zoning Map of the City of Kirby, shall be revised to reflect the above amendment.

Section 3. The foregoing recitals are found to be true and correct and are hereby adopted by the City Council and made a part hereof for all purposes and findings of fact.

Section 4. If any provision of this Ordinance is illegal, invalid, or unenforceable under present or future laws, the remainder of this Ordinance will not be affected and, in lieu of each illegal, invalid, or unenforceable provision, a provision as similar in terms to the illegal, invalid, or unenforceable provision as is possible and is legal, valid, and enforceable will be added to this Ordinance.

Section 5. This Ordinance shall be cumulative of all provisions of ordinances of the City except where the provisions of the Ordinance are in direct conflict with the provisions of such ordinances, in which event the conflicting provisions of such ordinances are hereby repealed.

Section 6. This Ordinance shall be construed and enforced in accordance with the laws of the state of Texas and the United States of America.

Section 7. It is officially found, determined, and declared that the meeting at which this Ordinance is adopted was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Texas Open Meetings Act, Chapter 551, Texas Government Code, as amended.

Section 8. This Ordinance will take effect upon its adoption by the City Council.

PASSED AND APPROVED this 26th day of January, 2023.

CITY OF KIRBY, TEXAS

By: _____
Kimberly McGehee Aldrich, Mayor

ATTEST:

Patty Cox, City Secretary

Exhibit A
(Attach metes and bounds legal description)

CB 5903, BLK LOT 9, Otherwise Known As 3814 Ackerman Road, Kirby, TX 78219, being a 1.0009 acre tract and legally described as

<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: JANUARY 26, 2023

AGENDA ITEM: 9. e.

Discussion And Possible Action

Discussion And Possible Action On An Extension Of The Agreement With Republic
Services For Solid Waste Management Services

Tom Armstrong from Republic Services will be in attendance.

AMENDMENT # 2 TO MUNICIPAL SOLID WASTE COLLECTION & DISPOSAL CONTRACT
CITY OF KIRBY, BEXAR COUNTY, TEXAS AND BFI WASTE SERVICES OF TEXAS, L.P. DBA
REPUBLIC SERVICES OF SAN ANTONIO

This Amendment (the "Amendment") to the Contract for is entered into as of the 1st day of March 2023 (the "**Effective Date**"), by and between **BFI Waste Services of Texas, LP dba Republic Services of San Antonio** ("**Contractor**"), and **City of Kirby** ("**City**") (collectively referred to herein as the "Parties" and individually as a "Party").

WHEREAS the Parties entered into the Municipal Solid Waste Collection & Disposal Contract for collection and disposal of residential garbage and recyclables, services dated March 1st, 2016 which was amendment via Amendment #1 dated June 22nd, 2017 (collectively "Contract").

AND WHEREAS, the Parties desire to amend certain terms of the Contract which shall take effect from March 1st, 2023.

NOW, THEREFORE, in consideration of the above premises and of the mutual covenants herein contained and other consideration, the receipt and sufficiency of which are hereby acknowledged, the undersigned Parties agree as follows:

1. Except as specifically provided in this Amendment, each and every provision of the Contract and previously executed amendments, if any, between the Parties remain, and is, in all respects, in full force and effect.
2. **Term:** The term of the Contract is hereby extended for an additional period of ninety (90) days effective from March 1st, 2023 till May 31, 2023 ("Renewal Period"). Thereafter, the Contract may be further renewed upon mutual consent of both the Parties.

IN WITNESS WHEREOF, the Parties hereto have signed these presents for the purposes herein contained the day and year stated above:

Contractor:

**BFI Waste Services of Texas, LP dba Republic
Services of San Anton**

By: _____

Name: _____

Title: _____

City:

City of Kirby

By: _____

Name: _____

Title: _____

<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: JANUARY 26, 2023

AGENDA ITEM: 9. f.

Discussion And Possible Action

Discussion and Possible Action On Kirby Senior Center ADA Compliance
The Kirby Senior Center requested this item.

Monique Vernon

From: admin@kirbyseniorcenter.com
Sent: Wednesday, January 11, 2023 12:18 PM
To: Monique Vernon
Cc: 'Renae Burks'; Susan Street; David Barboza; jessicabogardus1@gmail.com; 'RaeAnna Zambrano'
Subject: KSC ADA Compliance

Good afternoon,

At the City Council meeting on June 9, 2022 the Council asked for the city to provide individual quotes to fix the remainder of the issues with the ADA compliance of the Senior Center building and for it to be put on a future agenda. The main things that still need to be fixed are:

- Water fountain
- Distance of the accessible toilet from the wall in the men's room
- Missing urinal in the men's room
- Pipes in the restrooms under the sinks being exposed

I respectfully request that this item be put back on the agenda for Council's discussion and consideration.

Thank you,

Elizabeth McLaughlin
Interim Director
Kirby Senior Center
3211 Alan Shepard Drive
Kirby, Texas 78219
210-666-5124

Total Control Panel

[Login](#)

To: mvernon@cityofkirby.org [Remove](#) this sender from my allow list
From: admin@kirbyseniorcenter.com

You received this message because the sender is on your allow list.

J & T Home Solutions LLC

3402 Buzz Aldrin
San Antonio, TX 78219 US
+1 2107764380
jthomesolutionsllc@yahoo.com

Estimate

ADDRESS

Kirby Senior Center
3211 Alan Sheppard Dr.
Kirby, TX 78219

ESTIMATE

DATE

1012

05/12/2022

DATE	ACTIVITY	DESCRIPTION	QTY	RATE	AMOUNT
	Installation	Urinal tank and flush valve installation Labor: \$800.00 Material: \$450.00	1	1,250.00	1,250.00
	Toilet Shift	Toilet shift 1/2" to the right, as per code requirement (Minor chipping) Labor: \$650.00 Material: \$250.00	1	900.00	900.00
	Installation	Lav guard installation (2) Labor & Material: \$240	2	120.00	240.00
	Relocation	Dispenser relocations for toilet paper and paper towel (4)	4	70.00	280.00
SUBTOTAL					2,670.00
TAX					0.00
TOTAL					\$2,670.00

Accepted By

Accepted Date

<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: JANUARY 26, 2023

AGENDA ITEM: 9. g.

9. Discussion And Possible Action

Discussion And Possible Action On The American Rescue Plan Act (ARPA) Budget

An updated Fiscal Year 2022-2023 Budget is included for review and discussion.

	City of Kirby					
	ARPA Fund 70	"EXHIBIT A"				
	BUDGET					
	2022-2023					
		2021-2022	2021-2022	2021-2022	2022-2023	2022-2023
		ADOPTED	AMENDED	ACTUAL	PROPOSED	YTD ACTUAL
	REVENUES	BUDGET	BUDGET		BUDGET	
	NET ASSET BEGINNING OF YEAR	967,662	967,662	967,662	841,031	843,167
	MISCELLANEOUS					
70-4310	AMERICAN RESCUE PLAN ACT FUNDS	0	0	2,136	1,082,854	1,082,854
70-4720	INTEREST INCOME	50	50	580	50	416
	TOTAL MISCELLANEOUS	50	50	2,716	1,082,904	1,083,270
	TOTAL REVENUES	50	50	2,716	1,082,904	1,083,270
	NONDEPARTMENTAL					
	CAPITAL OUTLAY					
70-500-5000	GENERATORS POLICE DEPT & CITY HALL	69,920	120,000	94,811	120,000	0
70-500-5001	ACKERMAN ROAD SEWER	283,600	283,600	0	300,000	0
70-500-5002	ALAN SHEPARD	0	540,669	32,400	650,000	651,080
	VINECREST SEWER	0	0	0	28,500	0
	FOXCROSS SEWER	0	0	0	88,500	0
	RESIDENT WATER CREDIT	0	0	0	183,075	183,075
	HICKORY HILL SEWER	58,622	0	0	0	0
70-500-5003	GAITY SEWER	362,127	0	0	0	0
70-500-5004	FIRE HYDRANTS	170,000	0	0	0	0
	TOTAL CAPITAL OUTLAY	944,269	944,269	127,211	1,370,075	834,155
	TOTAL NONDEPARTMENTAL	944,269	944,269	127,211	1,370,075	834,155
	EXCESS/(DEFICIT)	-944,219	-944,219	-124,495	-287,171	249,115
	NET ASSETS END OF YEAR	23,443	23,443	843,167	553,860	1,092,282

<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: JANUARY 26, 2023

AGENDA ITEM: 9. h.

Discussion And Possible Action

Discussion And Possible Action On Adding An Additional Code Compliance Officer

Mayor Pro-Tem Grider requested this item. The cost of this position is estimated at \$40,000 annually.

CODE COMPLIANCE OFFICER

JOB SUMMARY:

Under the general direction of the Police Chief ensures compliance with City codes and ordinances and detects violations of local and state laws and codes.

ESSENTIAL JOB FUNCTIONS:

- Interprets codes and ordinances
- Identifies code and ordinance violations
- Conducts inspection of properties and construction sites
- Receives code complaints
- Consults with complainants and formulates written responses
- Maintains daily records of enforcement activities by property location
- Tracks progress of violations and compliance via photographs and reports
- Prepares information for City Council meetings and court trials as needed
- Educates citizens about local ordinances
- Files liens on properties as needed
- Enforces building codes by giving citations, warnings, noncompliance notices, fines and stop work orders
- Proactively patrols and survey's locations for code violations during the course of duties
- Researches land ownership records, permitting records and past or current code violations using computer
- Prepares notices of violation to be sent or served directly upon violators after inspection; communicates with alleged violators regarding findings, the process they will be involved in, and the resolution of the violation.
- Works in compliance with other departments that are engaged in code compliance tasks/ (i.e., building inspector, public works, storm water, fire codes, etc.) Maintains communications for establishing coordination with other departments/agencies relevant to code enforcement activities
- Re-inspects violations for compliance, issues citations and notices to appear, and prepares reports as necessary
- Appears in court and provide testimony as necessary
- Works closely with the Police Department and Animal Care Services Staff
- Performs related duties and fulfills responsibilities as required

EXAMPLES OF WORK:

The Code Enforcement Officer is a full-time, permanent position in the Kirby Police Department. The person in this position is supervised on a weekly basis, and has no supervisor responsibility. The person in this position regularly schedules hours that may include evenings and weekends and may require seasonal schedule changes. The majority of scheduled work time is outdoors.

There is possible exposure to chemicals and/or hazardous materials on a periodic basis. The stress level associated with this position is moderate. Physical work involved with this position includes those activities required for investigation and enforcement of code violations.

QUALIFICATIONS:

- Graduation from high school or four years of equivalency
- Associate's or Bachelor's degree preferred
- Previous experience as a Code or Police Officer preferred
- Licensed Peace Officer at the time of hiring or within 90 days of hiring
- Valid Texas Driver's License with acceptable driving record
- Pass drug screen test and psychological testing
- Pass criminal background investigation.

PHYSICAL REQUIREMENTS:

- Frequent driving, walking, standing, lifting, sitting and occasional carrying

WORK LOCATION AND HOURS:

- Office located at the Police Department
- Hours determined by supervisor

KNOWLEDGE, SKILLS AND ABILITIES:

- Required knowledge of basic computer systems and usage
- Ability to write reports and prepare business letters
- Ability to understand and follow oral and written instructions
- Ability to work effectively and cooperatively with other employees and the general public.
- Bilingual skills a plus.
- Work under adverse conditions
- Work and adapt to hostile situations
- Understand and interpret ordinances, laws and regulations
- Use radios and other communication equipment properly
- Work as a team member with other employees
- Complete paperwork within specified time restraints
- Maintain confidentiality
- Handle multiple tasks simultaneously with frequent interruptions
- Deal with others in a professional manner
- Operate a telephone, fax, copy machine, computer, digital camera and vehicle

<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: JANUARY 26, 2023

AGENDA ITEM: 9. i.

Discussion And Possible Action

Discussion And Possible Action On Crime Control And Prevention District Fiscal
Year 2022-2023 Budget Amendment

On Thursday, January 17th the Board approved the included Budget Amendment. Council approval is also required.

Crime Control District
2022-2023 Proposed Budget

		2021-2022	2021-2022	2022-2023	2022-2023
		Adopted Budget	Amended Budget	Adopted Budget	Proposed Amended
	BEGINNING FUND BALANCE	53,994	109,031	43,641	43,641
	REVENUES/INCOME				
60-4015	Sales Tax	70,000	70,000	72,000	72,000
60-4705	Interest Income	25	25	25	25
60-4730	Donations	-	-	-	-
	Current Revenues	70,025	70,025	72,025	72,025
	EXPENDITURES				
60-500-0000	Salaries	3,000	3,000	3,000	3,000
60-500-0005	Overtime	-	-	-	-
60-500-0020	P/R Taxes	230	230	230	230
60-500-1000	Office Supplies	200	600	600	600
60-500-1003	Comm Service Programs	5,000	5,000	7,000	7,000
60-500-2200	Equipment Maintenance	200	200	200	200
60-500-2400	Software Maintenance	250	250	250	250
60-500-3100	Rent	100	100	100	100
60-500-3110	Publication	300	300	500	500
60-500-3330	Insurance & Bonds	1,000	1,000	1,000	1,000
60-500-3340	Legal Fees	1,100	1,100	1,100	1,100
60-500-3360	Auditor	2,000	2,000	2,200	2,200
60-500-3380	Internet	-	-	-	17,000
60-500-3440	Election	-	-	-	-
60-500-4000	Police Officer Training Program	10,000	10,000	11,000	11,000
60-500-4005	Police Chief Operations	5,000	4,600	5,000	5,000
60-500-4010	K-9 Operations	-	5,000	-	-
	Total Miscellaneous	28,380	33,380	32,180	49,180
	CAPITAL OUTLAY				
60-500-5000	Police Vehicle	-	-	-	-
60-500-5001	Axon Tasers and Batteries	12,370	12,370	-	-
60-500-5002	Training Simulator	3,000	3,000	-	-
60-500-5003	Mobile Printers	9,500	9,500	-	-
60-500-5004	Tasers Cartridges	-	-	4,700	4,700
60-500-5005	Axon Bundle - Car video equip, camera, redaction software	-	54,785	-	-
60-500-5006	Axon License Bundle - 2 years	-	22,380	-	-
60-500-5007	Drug Terminator	-	-	6,000	-
60-500-5008	Vehicle Equipment	-	-	-	-
60-500-5009	Park Security Cameras	-	-	17,600	17,600
60-500-5010	Tasers	-	-	-	-
60-500-5011	Body Cameras	-	-	-	-
60-500-5012	Officer Equipments	-	-	-	-
	Total Capital Outlay	24,870	102,035	28,300	22,300
	Current Expenditures	53,250	135,415	60,480	71,480
	Current Revenues Over (under) Expenditures	16,775	(65,390)	11,545	545
	ENDING FUND BALANCE	70,769	43,641	55,186	44,186

<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: JANUARY 26, 2023

AGENDA ITEM: 9. j.

Discussion And Possible Action

Discussion And Possible Action To Accept The Resignation of Cory Mobley From
Economic Development Committee

Cory Mobley's resignation is included.

Patty Cox

From: Cory Mobley <cmobley@truevisionchurch.org>
Sent: Thursday, January 19, 2023 9:33 PM
To: Patty Cox
Subject: Resignation From EDC

Mayor, City Manager, City Council, Economic Development Committee, and the City of Kirby, Texas

Thank you for the opportunity to be the chair person for the economic development committee. It was an honor to serve my community in that position. I am very appreciative. However, my season of civic duty in that capacity has come to an end. I will be pursuing other avenues of civic duty while also attending seminary to complete a Doctorate Program. I am resigning from the City of Kirby Economic Development Committee effective immediately.

Be Blessed,
Elder Cory A. Mobley Sr.
Assistant to the Pastor
True Vision Church
Office: 210-590-4460 Ext. 8010
Email: CMobley@Truevisionchurch.Org

Sent From True Vision Church

Total Control Panel

[Login](#)

To: pcox@cityofkirby.org [Remove](#) this sender from my allow list
From: cmobley@truevisionchurch.org

You received this message because the sender is on your allow list.

<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: JANUARY 26, 2023

AGENDA ITEM: 9. k.

Discussion And Possible Action

Discussion And Possible Action To Accept The Resignation of Jody Flynn From
Economic Development Committee

Jody Flynn's resignation is included.

Patty Cox

From: Jody Flynn <jodyflynn721@gmail.com>
Sent: Wednesday, January 18, 2023 3:51 PM
To: Patty Cox
Subject: EDC

Hello Patty, this is Jody Flynn. I regret to inform you that I must resign from being on the economic development committee for the following reasons.

*Being on the committee is a conflict of interest for me at this time as I need to try to obtain a façade grant to work on the front of our building for appearance and safety on Ackerman Road at my business.

* I've also determined, after watching the last few months of city council meetings that I am not the person they need on the EDC to achieve what the city council is looking for, as I do not have as much experience as the others on the committee.

I thank the city of Kirby for supporting my business over all these years and I hope for the continued support in the future years to come. I hope they understand my situation and why I can't continue on the economic development committee at this time.

Thank you. Jody Flynn

Total Control Panel

[Login](#)

To: pcox@cityofkirby.org

[Remove](#) this sender from my allow list

From: jodyflynn721@gmail.com

You received this message because the sender is on your allow list.

<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
CITY COUNCIL MEETING
A G E N D A I T E M S U M M A R Y

DATE: JANUARY 26, 2023

AGENDA ITEM: 9. I.

Discussion And Possible Action

Discussion And Possible Action On Ordinance No. O-2023-923 An Ordinance Of The City Of Kirby, Texas Ordering A Special Election On The Reauthorization Of The Local Sales And Use Tax In The City Of Kirby, Texas At The Rate Of One-Fourth Of One Percent To Continue To Provide Revenue For Maintenance And Repair Of Municipal Streets; Making Provision For The Conduct Of The Election, Including City Intention To Enter Into A Joint Election Agreement And/Or Contract For Election Services With The Bexar County Elections Administrator; Resolving Other Matters Incident And Related To Such Election; And Providing An Effective Date. This Is The First Reading.

The Council is being asked to order the election to reauthorization of the local sales and use tax in the city of Kirby, Texas at the rate of one-fourth of one percent to continue to provide revenue for maintenance and repair of municipal streets.

Staff will submit an agreement at a later date to join Bexar County Election to conduct a joint election.

AN ORDINANCE OF THE CITY OF KIRBY, TEXAS ORDERING A SPECIAL ELECTION ON THE REAUTHORIZATION OF THE LOCAL SALES AND USE TAX IN THE CITY OF KIRBY, TEXAS AT THE RATE OF ONE-FOURTH OF ONE PERCENT TO CONTINUE TO PROVIDE REVENUE FOR MAINTENANCE AND REPAIR OF MUNICIPAL STREETS; MAKING PROVISION FOR THE CONDUCT OF THE ELECTION, INCLUDING CITY INTENTION TO ENTER INTO A JOINT ELECTION AGREEMENT AND/OR CONTRACT FOR ELECTION SERVICES WITH THE BEXAR COUNTY ELECTIONS ADMINISTRATOR; RESOLVING OTHER MATTERS INCIDENT AND RELATED TO SUCH ELECTION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Kirby, Texas (the “City”) hereby finds and determines that a special election should be held to determine whether it shall be reauthorized to continue imposing a local sales and use tax at the rate of one-fourth of one percent to provide revenue for maintenance and repair of municipal streets; and

WHEREAS, the Texas Tax Code Chapter 327.007 authorizes cities to hold a reauthorization election in the same manner as an election to adopt the tax under Chapter 327.006.

WHEREAS, the City Council finds that Special Election provided for herein should be ordered to be held on May 6, 2023; and

WHEREAS, the City Council finds that the City’s Special Election should be conducted jointly with other political subdivisions in the area pursuant to the authority of Texas Election Code, Chapter 271; and

WHEREAS, the City Council finds that entering into a contract with the Bexar County Election Administrator to conduct the City’s Special Election pursuant to Chapter 31, of the Texas Election Code is in the best interests of the City.

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

Section 1. A Special Election is hereby called and ordered to be held on Saturday, May 6, 2023 for the purpose of reauthorizing the adoption of a local sales and use tax in the City of Kirby at the rate of one-fourth of one percent to continue to provide revenue for maintenance and repair of municipal streets.

Section 2. All precincts in the entire City shall constitute the precincts for holding the special election.

Section 3. Pursuant to Tax Code section 327.007, the ballot proposition shall be prepared to permit voting for or against the proposition and the ballot language shall be in a form substantially similar to the language provided below:

“The reauthorization of the local sales and use tax in the City of Kirby, Texas at the rate of one-fourth of one percent to continue providing revenue for maintenance and repair of municipal streets. The tax expires on the fourth anniversary of the date of this election unless the imposition of the tax is reauthorized.”

Section 4. Joint Election and Election Services Agreement. The City of Kirby has entered or intends to enter into agreements involving the Bexar County Elections Administrator for a joint election and/or for election services in regard to the May 6, 2023, Special Election. The Mayor is authorized to execute a joint election and election services agreement with Bexar County.

Section 5. Early Voting Clerk. Pursuant to agreement(s) with the Bexar County Elections Administrator in regard to a joint election and/or election services, the Bexar County Election Administrator will serve as the City’ early voting clerk.

Bexar County Elections Administrator
1103 S. Frio St., Suite 200
San Antonio, TX 78207-6328
Phone: 210-335-VOTE (8683)
Fax: 210-335-0371 (Elections)
Email: BexarCountyElections@bexar.org
Website: <https://www.bexar.org/1568/Elections-Department>

Section 6. Election Day Voting and Registration. The following polling places for all qualified voters of the City of Kirby, the voter registration deadline is April 6, 2023; and which polling places and the Presiding Judge for said election shall be as follows, to-wit:

VOTING CENTER Kirby City Hall, 112 Bauman, Kirby, TX, 78219

And any other polling locations designated by the Bexar County Elections Administrator on Election Day.

Section 7. Election Day Hours. On Election Day, the polls shall be open from 7:00 A.M. to 7:00 P.M.

Section 8. Early Voting Dates, Hours and Location. Early voting will take place at locations determined by the Bexar County Elections Administrator and the locations provided for herein are subject to change. The dates and hours of early voting will be: (las horas y fechas de votacion adelantada seran:)

THE HOURS OF EARLY VOTING WILL BE: (LAS HORAS Y FECHAS DE VOTACION ADELANTADA SERAN:)

Mon., April 19 thru Thurs., April 22.....8:00 a.m. to 6:00 p.m.
Fri., April 23, 2023.....
CLOSED
Sat., April 24, 2023.....8:00 a.m. to 8:00
p.m.
Sun., April 25, 2023.....
CLOSED
Mon., April 26 thru Tues., April 27..... 8:00 a.m. to 8:00
p.m.

All as provided by applicable provisions of the Texas Election Code.
 SUBJECT TO CHANGE/SUJETO A CAMBIO

April 24, 2023 – May 2, 2023

Main Early Voting Location: (Localidad Principal de Votacion Adelantada:)

BEXAR COUNTY ELECTION DEPARTMENT.....1103 S. Frio

DEAFLINK available

Brookhollow Library.....530 Heimer Road
CASTLE HILLS CITY HALL...(Community Room).....209 Lemonwood Dr.
CLAUDE BLACK CENTER..... 2805 East Commerce
COLLINS GARDEN LIBRARY..... 200 North Park
CODY LIBRARY.....11441 Vance Jackson
COPERNICUS COMMUNITY CENTER..... 5003 Lord Rd.
ENCINO LIBRARY.....2515 East Evans Rd.
FAIR OAKS RANCH CITY HALL... (COUNCIL CHAMBERS).....7286 Dietz Elkhorn
GREAT NORTHWEST LIBRARY..... 9050 Wellwood
HELOTES CITY HALL.....12951 Bandera Road
HENRY A. GUERRA, JR. LIBRARY.....7978 W Military Drive
John IGO LIBRARY.....13330 Kyle Seale Parkway
JULIA YATES SEMMES LIBRARY @ Comanche Lookout Park15060 Judson Road
KIRBY CITY HALL..... 112 Bauman St
Las Palmas Library 515 Castroville Road
LEON VALLEY CONFERENCE CENTER..... 6421 Evers Rd.
LION'S FIELD 2809 Broadway
MAURY MAVERICK, JR. LIBRARY 8700 Mystic Park
MCCRELESS LIBRARY..... 1023 Ada St.
MEMORIAL LIBRARY..... 3222 Culebra
MISSION LIBRARY..... 3134 Roosevelt Ave.
NORTHSIDE ACTIVITY CENTER7001 Culebra
NORTHWEST VISTA COLLEGE..... 3535 N. Ellison Dr.
OLMOS PARK CITY HALL..... 120 W. El Prado
PALO ALTO COLLEGE(Performing Arts Center).....1400 W. Villaret Blvd

PARMAN LIBRARY@STONE OAK..... 20735 Wilderness Oak
SAC VICTORY CENTER..... 1819 N. Main
SCHAEFER LIBRARY..... 6322 US Hwy 87 E
SOMERSET CITY HALL 7360 E. 6th, Somerset
SOUTHSIDE ADMIN BLDG..... 1460 Martinez-Losoya
TOBIN LIBRARY @Oakwell.....4134 Harry Wurzbach
UNIVERSAL CITY LIBRARY..... 100 Northview Dr.
WINDCREST TAKAS PARK CIVIC CENTER.....9310 Jim Seal Dr
WONDERLAND MALL OF THE AMERICAS @ CROSSROADS4522 Fredericksburg

Subject to change

SUBJECT TO CHANGE/SUJETO A CAMBIO

Section 9. Ballots by Mail. Applications for ballot by mail shall be mailed to Jacquelyn Callanen, Bexar County Elections Administrator, 1103 S. Frio, Ste. 100, San Antonio, TX 78207, Attention: Jacquelyn Callanen, Bexar County Elections Administrator and that applications for ballots by mail must be received no later than the close of business on April 25, 2023.

Section 10. Notice. Notice of said General Election to be held on May 6, 2023 is hereby ordered to be given: (a) by publication one time in a newspaper of general circulation in the City of Kirby, not less than ten (10) nor more than thirty (30) days prior to the date set herein for such election; and (b) by posting such notice at City Hall and in each election voting center of the City not less than twenty one (21) days prior to the date set herein for such election. All notices will be published in accordance with state law and as set forth in the Election Services Agreement.

Section 11. Recitals. The recitals contained in the preamble hereof are hereby found to be true, and such recitals are hereby made a part of this Ordinance for all purposes and are adopted as part of the judgment and finding of the City Council.

Section 12. Severability. If any provision of this Ordinance or the application thereof to any person or circumstance shall be held to be invalid, the remainder of this Ordinance and the application of such provision to other persons and circumstances shall nevertheless be valid, and the City Council hereby declares that this Ordinance would have been enacted without such invalid provision.

Section 13. Open Meeting. It is officially found, determined, and declared that the meeting at which this Ordinance is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Ordinance, was given, all as required by Chapter 551, Texas Government Code, as amended.

Section 14: Effective Date. This Ordinance is effective immediately upon its passage and approval.

PASSED AND ADOPTED on first reading on the 26th day of January 2023, and on second reading on the 9th day of February 2023.

Kimberly Aldrich, Mayor

ATTEST:

Patty Cox, TRMC, City Secretary

UNA ORDENANZA DE LA CIUDAD DE KIRBY, TEXAS, ORDENANDO UNA ELECCIÓN ESPECIAL SOBRE LA REAUTORIZACIÓN DEL IMPUESTO LOCAL SOBRE LAS VENTAS Y EL USO EN LA CIUDAD DE KIRBY, TEXAS, A UNA TASA DE UN CUARTO DEL UNO POR CIENTO PARA CONTINUAR PROPORCIONANDO INGRESOS PARA EL MANTENIMIENTO Y REPARACIÓN DE CALLES MUNICIPALES; TOMAR DISPOSICIONES PARA LA REALIZACIÓN DE LA ELECCIÓN, INCLUIDA LA INTENCIÓN DE LA CIUDAD DE REALIZAR UN ACUERDO ELECTORAL CONJUNTO Y / O CONTRATAR SERVICIOS ELECTORALES CON EL ADMINISTRADOR DE ELECCIONES DEL CONDADO DE BEXAR; RESOLVER OTROS ASUNTOS INCIDENTES Y RELACIONADOS CON DICHA ELECCIÓN; Y PROPORCIONAR UNA FECHA DE VIGENCIA.

CONSIDERANDO QUE, el Consulado de la Cuidad de Kirby, Texas (la "Ciudad") por la presente encuentra y determina que se debe realizar una elección especial para determinar si se reautorizará la continuidad imponiendo un impuesto local sobre las ventas y el uso a una tasa de un cuarto del uno por ciento para proporcionar ingresos para el mantenimiento y reparación de las calles municipales; y

CONSIDERANDO QUE, el Capítulo 327.007 del Código Tributario de Texas autoriza a las ciudades realizar una elección de reautorización de la misma manera que una elección para adoptar el impuesto bajo el Capítulo 327.006.

CONSIDERANDO QUE, el Consulado de la Cuidad considera que la Elección Especial prevista en este documento debe ordenarse que se realice el 6 de mayo de 2023; y

CONSIDERANDO QUE, el Consulado de la Cuidad considera que la Elección Especial de la Ciudad debe llevarse a cabo conjuntamente con otras subdivisiones políticas en el área de conformidad con la autoridad del Código Electoral de Texas, Capítulo 271; y

CONSIDERANDO QUE, el Consulado de la Cuidad considera que realizar un contrato con el Administrador Electoral del Condado de Bexar para llevar a cabo la Elección Especial de la Ciudad de conformidad con el Capítulo 31 del Código Electoral de Texas es lo mejor para la Ciudad.

AHORA, POR LO TANTO, SEA ORDENADO POR EL CONCEJO MUNICIPAL DE LA CIUDAD DE KIRBY, TEXAS, QUE:

Sección 1. Por la presente se convoca y ordena que se realice una Elección especial el sábado 6 de mayo de 2023 con el fin de reautorizar la adopción de un impuesto local sobre las ventas y el uso en la ciudad de Kirby a una tasa de un cuarto del uno por ciento para continuar proporcionando ingresos para el mantenimiento y reparación de las calles municipales.

Sección 2. Todos los precintos en toda la Ciudad constituirán los precintos para realizar la elección especial.

Sección 3. De conformidad con la sección 327.007 del Código Tributario, la propuesta de votación se preparará para permitir votar a favor o en contra de la propuesta y el lenguaje de la boleta deberá estar en una forma sustancialmente similar al lenguaje que se proporciona a continuación:

"La reautorización del impuesto local sobre las ventas y el uso en la ciudad de Kirby, Texas, a una tasa de un cuarto del uno por ciento para continuar proporcionando ingresos para el mantenimiento y reparación de las calles municipales. El impuesto expira en el cuarto aniversario de la fecha de esta elección, a menos que se vuelva a autorizar la imposición del impuesto".

Sección 4. Acuerdo Conjunto de Elecciones y Servicios Electorales. La Ciudad de Kirby ha realizado o tiene la intención de realizar acuerdos que involucran al Administrador de Elecciones del Condado de Bexar para una elección conjunta y / o para servicios electorales con respecto a la Elección Especial del 6 de mayo de 2023. La alcaldesa está autorizada a ejecutar un acuerdo conjunto de servicios electorales y electorales con el condado de Bexar.

Sección 5. Secretario de Votación Anticipada. De conformidad con los acuerdos con el Administrador de Elecciones del Condado de Bexar con respecto a una elección conjunta y / o servicios electorales, el Administrador de Elecciones del Condado de Bexar servirá como secretario de votación anticipada de la Ciudad.

Administrador de Elecciones del Condado de Bexar
1103 S. Frio St., Suite 200
San Antonio, TX 78207-6328
Teléfono: 210-335-VOTE (8683)
Fax: 210-335-0371 (Elecciones)
Correo electrónico: BexarCountyElections@bexar.org
Sitio web: <https://www.bexar.org/1568/Elections-Department>

Sección 6. Votación y registro el día de las elecciones. Los siguientes lugares de votación para todos los votantes calificados de la Ciudad de Kirby, la fecha límite de registro de votantes es el 6 de abril de 2023; y qué lugares de votación y el Juez presidente para dicha elección serán los siguientes, a saber:

CENTRO DE VOTACIÓN Ayuntamiento de Kirby, 112 Bauman, Kirby, TX, 78219

Y cualquier otro lugar de votación designado por el Administrador de Elecciones del Condado de Bexar el día de las elecciones.

Sección 7. Horario del día de las elecciones. El día de las elecciones, las urnas estarán abiertas de 7:00 a.m. a 7:00 p.m.

Sección 8. Fechas, horarios y lugar de votación anticipada. La votación anticipada se llevará a cabo en lugares determinados por el Administrador de Elecciones del Condado de Bexar y los

lugares previstos en este documento están sujetos a cambios. Las fechas y horas de votación anticipada serán: (las horas y fechas de votación adelantada serán:)

EL HORARIO DE VOTACIÓN ANTICIPADA SERÁ: (LAS HORAS Y FECHAS DE VOTACION ADELANTADA SERAN:)

Lunes, 19 de abril a jueves, 22 de abril.....
Viernes, 23 de abril de 2023..... CERRADO
Sábado, 24 de abril de 2023..... 8:00 a.m. a 8:00 p.m.
Dom., 25 de abril de 2023..... CERRADO
Lunes, 26 de abril a martes, 27 de abril..... 8:00 a.m. a 8:00 p.m.

Al según lo dispuesto por las disposiciones aplicables del Código Electoral de Texas.
SUJETO A CAMBIOS/SUJETO A CAMBIO

24 de abril de 2023 – 2 de mayo de 2023

Lugar principal de votación anticipada: (Localidad Principal de Votación Adelantada:)

DEPARTAMENTO ELECTORAL DEL CONDADO DE BEXAR.....

DEAFLINK disponible

Biblioteca Brookhollow..... 530 Heimer Road
AYUNTAMIENTO DE CASTLE HILLS... (Sala comunitaria)
CLAUDE CENTRO NEGRO..... 2805 Comercio del Este
BIBLIOTECA COLLINS GARDEN..... 200 parque Norte
BIBLIOTECA CODY.....
CENTRO COMUNITARIO COPÉRNICO..... 5003 Lord Rd.
BIBLIOTECA ENCINO..... 2515 East Evans Rd.
AYUNTAMIENTO DE FAIR OAKS RANCH.. (SALAS DEL CONSEJO)
7286 Dietz Elkhorn
GRAN BIBLIOTECA DEL NOROESTE..... 9050 Wellwood
AYUNTAMIENTO DE HELOTES..... 12951 Bandera Road
BIBLIOTECA HENRY A. GUERRA, JR.....
BIBLIOTECA John IGO..... 13330 Kyle Seale Parkway
JULIA YATES SEMMES LIBRARY @ Comanche Lookout Park15060 Judson Road
AYUNTAMIENTO DE KIRBY..... Calle Bauman, 112
Biblioteca Las Palmas515 Castroville Road
CENTRO DE CONFERENCIAS DEL VALLE DE LEÓN..... 6421 Evers Rd.
LION'S FIELD2809 Broadway
MAURY MAVERICK, JR. BIBLIOTECA 8700 Parque Místico
BIBLIOTECA MCCRELESS..... 1023 Ada St.
BIBLIOTECA MEMORIAL..... 3222 culebra
BIBLIOTECA DE LA MISIÓN..... 3134 Roosevelt Ave.
CENTRO DE ACTIVIDADES NORTHSIDE7001 Culebra

NORTHWEST VISTA COLLEGE..... 3535 N. Ellison Dr.
AYUNTAMIENTO DEL PARQUE OLMOS..... 120 W. El Prado
PALO ALTO COLLEGE (Centro de Artes Escénicas)
PARMAN LIBRARY@STONE ROBLE..... 20735 Roble silvestre
CENTRO DE LA VICTORIA SAC..... 1819 N. Main
BIBLIOTECA SCHAEFER..... 6322 US Hwy 87 E
AYUNTAMIENTO DE SOMERSET..... 7360 E. 6º, Somerset
SOUTHSIDE ADMIN BLDG..... 1460 Martínez-Losoya
BIBLIOTECA TOBIN @Oakwell..... 4134 Harry Wurzbach
BIBLIOTECA UNIVERSAL DE LA CIUDAD..... 100 Northview Dr.
WINDCREST TAKAS PARK CIVIC CENTER.....
WONDERLAND MALL OF THE AMERICAS @ ENCRUCIJADA 4522
Fredericksburg

Sujeto a cambios

SUJETO A CAMBIOS/SUJETO A CAMBIO

Sección 9. Boletas por correo. Las solicitudes de boleta por correo se enviarán por correo a Jacquelyn Callanen, Administradora de Elecciones del Condado de Bexar, 1103 S. Frio, Ste. 100, San Antonio, TX 78207, Atención: Jacquelyn Callanen, Administradora de Elecciones del Condado de Bexar y que las solicitudes de boletas por correo deben recibirse a más tardar al cierre de operaciones el 25 de abril de 2023.

Sección 10. Notar. Por la presente se ordena que se notifique dicha elección general que se realizará el 6 de mayo de 2023: (a) mediante publicación una vez en un periódico de circulación general en la Ciudad de Kirby, no menos de diez (10) ni más de treinta (30) días antes de la fecha establecida en este documento para dicha elección; y (b) publicando dicho aviso en el Ayuntamiento y en cada centro de votación electoral de la Ciudad no menos de veintiún (21) días antes de la fecha aquí establecida para dicha elección. Todos los avisos se publicarán de acuerdo con la ley estatal y según lo establecido en el Acuerdo de Servicios Electorales.

Sección 11. Recitales. Los considerandos contenidos en el preámbulo del presente documento se consideran ciertos, y dichos considerandos forman parte de esta Ordenanza a todos los efectos y se adoptan como parte del juicio y la conclusión del Concejo Municipal.

Sección 12. Divisibilidad. Si alguna disposición de esta Ordenanza o la aplicación de la misma a cualquier persona o circunstancia se considera inválida, el resto de esta Ordenanza y la aplicación de dicha disposición a otras personas y circunstancias serán válidas, y el Concejo Municipal declara que esta Ordenanza se habría promulgado sin dicha disposición inválida.

Sección 13. Reunión abierta. Se encuentra, determina y declara oficialmente que la reunión en la que se adopta esta Ordenanza estaba abierta al público y se dio aviso público del momento, lugar y tema de los asuntos públicos que se considerarían en dicha reunión, incluida esta Ordenanza, todo según lo requerido por el Capítulo 551, Código de Gobierno de Texas, según enmendado.

Sección 14: Fecha de entrada en vigor. Esta Ordenanza entra en vigor inmediatamente después de su aprobación y aprobación.

APROBADA Y APROBADA en primera lectura el día 12 del 20 de enero 23, y en segunda lectura el día 26 del 20 de enero 23.

Kimberly Aldrich, Alcaldesa

ATESTIGUAR:

Patty Cox, TRMC, Secretaria de la Ciudad

<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
CITY COUNCIL MEETING
A G E N D A I T E M S U M M A R Y

DATE: JANUARY 26, 2023

AGENDA ITEM: 9. m.

Discussion And Possible Action

Discussion An Possible Action Resolution No. R-2023-749 A Resolution Of The City Of Kirby, Texas, Calling A General Election On May 6, 2023; For The Purpose Of Electing A Mayor And Three Council Members For Two Year Terms; Designating The Polling Places And Directing The Giving Of Notice Of Such Election; And Providing Details Relating To The Holding Of Such Election, In The City Of Kirby.

City Council is being asked to approve a Resolution calling for a General Election with various entities to be held on May 6, 2023 for the purpose of electing a Mayor and three Council Members.

Staff will submit an agreement at a later date to join Bexar County Election to conduct a joint election.

A RESOLUTION OF THE CITY OF KIRBY, TEXAS, CALLING A GENERAL ELECTION ON MAY 6, 2023; FOR THE PURPOSE OF ELECTING A MAYOR AND THREE COUNCIL MEMBERS FOR TWO YEAR TERMS; DESIGNATING THE POLLING PLACES AND DIRECTING THE GIVING OF NOTICE OF SUCH ELECTION; AND PROVIDING DETAILS RELATING TO THE HOLDING OF SUCH ELECTION, IN THE CITY OF KIRBY.

WHEREAS, Texas Election Code, section 41.001(a)(2) provides that the uniform election date for a general election in a political subdivision shall be the first Saturday in May; and

WHEREAS, the City Council finds that a General Election should be ordered to be held on Saturday, May 6, 2023, for the purpose of electing a Mayor and three (3) Council Members for two year terms; and

WHEREAS, the City Council finds that the City's General Election should be conducted jointly with other political subdivisions in the area pursuant to the authority of Texas Election Code, Chapter 271; and

WHEREAS, the City Council finds that entering into a contract with the Bexar County Election Administrator to conduct the City's General Election pursuant to Chapter 31, of the Texas Election Code is in the best interests of the City.

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

Section 1. Election Date and Type. A General Election is hereby called and ordered to be held on Saturday, May 6, 2023, for the purpose of electing a Mayor and three (3) Council Members.

Section 2. Joint Election and Election Services Agreement. The City of Kirby has entered or intends to enter into agreements involving the Bexar County Elections Administrator for a joint election and/or for election services in regard to the May 6, 2023 General Election. The Mayor is authorized to execute a joint election and election services agreement with Bexar County.

Section 3. Early Voting Clerk. Pursuant to agreement(s) with the Bexar County Elections Administrator in regard to a joint election and/or election services, the Bexar County Election Administrator will serve as the City's early voting clerk.

Bexar County Elections Administrator
1103 S. Frio St., Suite 200
San Antonio, TX 78207-6328
Phone: 210-335-VOTE (8683)
Fax: 210-335-0371 (Elections)
Email: BexarCountyElections@bexar.org
Website: <https://www.bexar.org/1568/Elections-Department>

Section 4. Election Day Voting and Registration. The following polling places for all qualified voters of the City of Kirby, the voter registration deadline is April 6, 2023; and which polling places and the Presiding Judge for said election shall be as follows, to-wit:

VOTING CENTER

Kirby City Hall, 112 Bauman, Kirby, TX, 78219

And any other polling locations designated by the Bexar County Elections Administrator on Election Day.

Section 5. Election Day Hours. On Election Day, the polls shall be open from 7:00 A.M. to 7:00 P.M.

Section 6. Early Voting Dates, Hours and Location. Early voting will take place at locations determined by the Bexar County Elections Administrator and the locations provided for herein are subject to change. The dates and hours of early voting will be: (las horas y fechas de votacion adelantada seran:)

THE HOURS OF EARLY VOTING WILL BE: (LAS HORAS Y FECHAS DE VOTACION ADELANTADA SERAN:)

Mon., April 19 thru Thurs., April 22.....8:00 a.m. to 6:00 p.m.
Fri., April 23, 2023..... CLOSED
Sat., April 24, 2023.....8:00 a.m. to 8:00 p.m.
Sun., April 25, 2023..... CLOSED
Mon., April 26 thru Tues., April 27..... 8:00 a.m. to 8:00 p.m.

All as provided by applicable provisions of the Texas Election Code.
SUBJECT TO CHANGE/SUJETO A CAMBIO

April 24, 2023 – May 2, 2023

Main Early Voting Location: (Localidad Principal de Votacion Adelantada:)

BEXAR COUNTY ELECTION DEPARTMENT.....1103 S. Frio

DEAFLINK available

BROOKHOLLOW LIBRARY.....530 Heimer Road
CASTLE HILLS CITY HALL...(Community Room).....209 Lemonwood Dr.
CLAUDE BLACK CENTER..... 2805 East Commerce
COLLINS GARDEN LIBRARY..... 200 North Park
CODY LIBRARY.....11441 Vance Jackson
COPERNICUS COMMUNITY CENTER..... 5003 Lord Rd.
ENCINO LIBRARY.....2515 East Evans Rd.
FAIR OAKS RANCH CITY HALL... (COUNCIL CHAMBERS).....7286 Dietz Elkhorn
GREAT NORTHWEST LIBRARY..... 9050 Wellwood

HELOTES CITY HALL.....	12951 Bandera Road
HENRY A. GUERRA, JR. LIBRARY.....	7978 W Military Drive
JOHN IGO LIBRARY.....	13330 Kyle Seale Parkway
JULIA YATES SEMMES LIBRARY @ Comanche Lookout Park.....	15060 Judson Road
KIRBY CITY HALL.....	112 Bauman St
LAS PALMAS LIBRARY.....	515 Castroville Road
LEON VALLEY CONFERENCE CENTER.....	6421 Evers Rd.
LION'S FIELD.....	2809 Broadway
MAURY MAVERICK, JR. LIBRARY.....	8700 Mystic Park
MCCRELESS LIBRARY.....	1023 Ada St.
MEMORIAL LIBRARY.....	3222 Culebra
MISSION LIBRARY.....	3134 Roosevelt Ave.
NORTHSIDE ACTIVITY CENTER.....	7001 Culebra
NORTHWEST VISTA COLLEGE.....	3535 N. Ellison Dr.
OLMOS PARK CITY HALL.....	120 W. El Prado
PALO ALTO COLLEGE(Performing Arts Center).....	1400 W. Villaret Blvd
PARMAN LIBRARY@STONE OAK.....	20735 Wilderness Oak
SAC VICTORY CENTER.....	1819 N. Main
SCHAEFER LIBRARY.....	6322 US Hwy 87 E
SOMERSET CITY HALL.....	7360 E. 6th, Somerset
SOUTHSIDE ADMIN BLDG.....	1460 Martinez-Losoya
TOBIN LIBRARY @OAKWELL.....	4134 Harry Wurzbach
UNIVERSAL CITY LIBRARY.....	100 Northview Dr.
WINDCREST TAKAS PARK CIVIC CENTER.....	9310 Jim Seal Dr
WONDERLAND MALL OF THE AMERICAS @ CROSSROADS	4522 Fredericksburg

Subject to change

SUBJECT TO CHANGE/SUJETO A CAMBIO

Section 7. Ballots by Mail. Applications for ballot by mail shall be mailed to Jacquelyn Callanen, Bexar County Elections Administrator, 1103 S. Frio, Ste. 100, San Antonio, TX 78207, Attention: Jacquelyn Callanen, Bexar County Elections Administrator and that applications for ballots by mail must be received no later than the close of business on April 25, 2023.

Section 8. Notice. Notice of said General Election to be held on May 6, 2023 is hereby ordered to be given: (a) by publication one time in a newspaper of general circulation in the City of Kirby, not less than ten (10) nor more than thirty (30) days prior to the date set herein for such election; and (b) by posting such notice at City Hall and in each election voting center of the City not less than twenty one (21) days prior to the date set herein for such election. All notices will be published in accordance with state law and as set forth in the Election Services Agreement.

Section 9. Recitals. The recitals contained in the preamble hereof are hereby found to be true, and such recitals are hereby made a part of this Resolution for all purposes and are adopted as part of the judgment and finding of the City Council.

Section 10. Severability. If any provision of this Resolution or the application thereof to any person or circumstance shall be held to be invalid, the remainder of this Resolution and the application of such provision to other persons and circumstances shall nevertheless be valid, and the City Council hereby declares that this Resolution would have been enacted without such invalid provision.

Section 11. Open Meeting. It is officially found, determined, and declared that the meeting at which this Resolution is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Resolution, was given, all as required by Chapter 551, Texas Government Code, as amended.

Section 12: Effective Date. This Resolution is effective immediately upon its passage and approval.

PASSED AND APPROVED this ____ day of _____ 2023.

KIMBERLY ALDRICH
MAYOR

ATTEST:

Patty Cox, TRMC, City Secretary

UNA RESOLUCIÓN DE LA CIUDAD DE KIRBY, TEXAS, CONVOCANDO A ELECCIONES GENERALES EL 6 DE MAYO DE 2023; CON EL PROPÓSITO DE ELEGIR UN ALCALDE Y TRES MIEMBROS DEL CONSULADO POR PERÍODOS DE DOS AÑOS; DESIGNAR LOS LUGARES DE VOTACIÓN Y DIRIGIR LA NOTIFICACIÓN DE DICHA ELECCIÓN; Y PROPORCIONAR DETALLES RELATIVOS A LA CELEBRACIÓN DE DICHA ELECCIÓN, EN LA CIUDAD DE KIRBY.

CONSIDERANDO QUE, el Código Electoral de Texas, sección 41.001(a)(2) establece que la fecha uniforme de elección para una elección general en una subdivisión política será el primer sábado de mayo; y

CONSIDERANDO QUE, el Consulado de la Cuidad considera que se debe ordenar que se Realice una Elección General el sábado 6 de mayo de 2023, con el propósito de elegir un alcalde y tres (3) miembros para el Consulado de la Cuidad para términos de dos años; y

CONSIDERANDO QUE, el Consulado de la Cuidad considera que las Elecciones Generales de la Ciudad deben llevarse a cabo conjuntamente con otras subdivisiones políticas en el área de conformidad con la autoridad del Código Electoral de Texas, Capítulo 271; y

CONSIDERANDO QUE, el Consulado de la Cuidad considera que realizar un contrato con el Administrador Electoral del Condado de Bexar para llevar a cabo las Elecciones Generales de la Ciudad de conformidad con el Capítulo 31 del Código Electoral de Texas es lo mejor para la Ciudad.

AHORA, POR LO TANTO, SE RESUELVE POR EL CONCEJO MUNICIPAL DE LA CIUDAD DE KIRBY, TEXAS, QUE:

Sección 1. Fecha y tipo de elección. Por la presente se convoca y ordena que se realicen elecciones generales el sábado 6 de mayo de 2023, con el propósito de elegir un alcalde y tres (3) miembros del Consulado.

Sección 2. Acuerdo Conjunto de Elecciones y Servicios Electorales. La Ciudad de Kirby ha realizado o tiene la intención de realizar acuerdos que involucran al Administrador de Elecciones del Condado de Bexar para una elección conjunta y/o para servicios electorales con respecto a las elecciones generales del 6 de mayo de 2023. El alcalde está autorizado a ejecutar un acuerdo conjunto de servicios electorales y electorales con el condado de Bexar.

Sección 3. Secretario de Votación Anticipada. De acuerdo con el Administrador de Elecciones del Condado de Bexar con respecto a una elección conjunta y / o servicios electorales, el Administrador de Elecciones del Condado de Bexar servirá como secretario de votación anticipada de la Ciudad.

Administrador de Elecciones del Condado de Bexar
1103 S. Frio St., Suite 200
San Antonio, TX 78207-6328
Teléfono: 210-335-VOTE (8683)
Fax: 210-335-0371 (Elecciones)

Correo electrónico: BexarCountyElections@bexar.org
Sitio web: <https://www.bexar.org/1568/Elections-Department>

Sección 4. Votación y registro el día de las elecciones. Los siguientes lugares de votación para todos los votantes calificados de la Ciudad de Kirby, la fecha límite de registro de votantes es el 6 de abril de 2023; y qué lugares de votación el Juez presidente de dicha elección serán los siguientes, a saber:

CENTRO DE VOTACIÓN Ayuntamiento de Kirby, 112 Bauman, Kirby, TX, 78219

Y cualquier otro lugar de votación designado por el Administrador de Elecciones del Condado de Bexar el día de las elecciones.

Sección 5. Horario del día de las elecciones. El día de las elecciones, las urnas estarán abiertas desde las 7:00 a.m. a las 7:00 P.M.

Sección 6. Fechas, horarios y lugar de votación anticipada. La votación electrónica se llevará a cabo en lugares determinados por el Administrador de Elecciones del Condado de Bexar y los lugares previstos en este documento están sujetos a cambios. Las fechas y horas de votación anticipada serán: (las horas y fechas de votacion adelantada seran:)

EL HORARIO DE VOTACIÓN ANTICIPADA SERÁ: (LAS HORAS Y FECHAS DE VOTACION ADELANTADA SERAN:)

Lunes, 19 de abril a jueves, 22 de abril..... 8:00 a.m. a 6:00 p.m.

Viernes, 23 de abril de 2023..... CERRADO

Sáb., 24 de abril de 2023... 8:00 a.m. a 8:00 p.m.

Dom., 25 de abril de 2023... CERRADO

Lunes, 26 de abril a martes, 27 de abril..... 8:00 a.m. a 8:00 p.m.

Al según lo dispuesto por las disposiciones aplicables del Código Electoral de Texas.
SUJETO A CAMBIOS/SUJETO A CAMBIO

24 de abril de 2023 – 2 de mayo de 2023

Lugar principal de votación anticipada: (Localidad Principal de Votación Adelantada:)

DEPARTAMENTO ELECTORAL DEL CONDADO DE BEXAR..... 1103 S. Frio

DEAF LINK disponible

BIBLIOTECA BROOKHOLLOW..... 530 Heimer Road

AYUNTAMIENTO DE CASTLE HILLS... (Sala comunitaria)

CLAUDE CENTRO NEGRO..... 2805 comercio del Este

BIBLIOTECA COLLINS GARDEN..... 200 parque Norte

BIBLIOTECA CODY.....
CENTRO COMUNITARIO COPÉRNICO..... 5003 Lord Rd.
BIBLIOTECA ENCINO..... 2515 East Evans Rd.
AYUNTAMIENTO DE FAIR OAKS RANCH... (SALAS DEL CONSULADO) 7286 Dietz Elkhorn
GRAN BIBLIOTECA DEL NOROESTE.....
AYUNTAMIENTO DE HELOTES..... 12951 bandera Road
BIBLIOTECA HENRY A. GUERRA, JR..... 7978 W Militar Drive
BIBLIOTECA JOHN IGO..... 13330 Kyle Seale Parkway
JULIA YATES SEMMES LIBRARY @ Comanche Lookout Park..... 15060 Judson Road
AYUNTAMIENTO DE KIRBY..... 112 Bauman St
BIBLIOTECA LAS PALMAS..... 515 Castroville Road
CENTRO DE CONFERENCIAS DEL VALLE DE LEÓN..... 6421 Evers Rd.
CAMPO DEL LEÓN..... 2809 Broadway
MAURY MAVERICK, JR. BIBLIOTECA 8700 Parque Místico
BIBLIOTECA MCCRELESS..... 1023 Ada St.
BIBLIOTECA MEMORIAL..... 3222 Culebra
BIBLIOTECA DE LA MISIÓN..... 3134 Roosevelt Ave.
NORTHSIDE ACTIVITY CENTER..... 7001 Culebra
NORTHWEST VISTA COLLEGE..... 3535 N. Ellison Dr.
AYUNTAMIENTO DEL PARQUE OLMOS..... 120 W. El Prado
PALO ALTO COLLEGE (Centro de Artes Escénicas)
PARMAN LIBRARY@STONE ROBLE..... 20735 roble silvestre
CENTRO DE LA VICTORIA SAC..... 1819 N. Main
BIBLIOTECA SCHAEFER..... 6322 US Hwy 87 E
AYUNTAMIENTO DE SOMERSET..... 7360 E. 6º, Somerset
SOUTHSIDE ADMIN BLDG..... 1460 Martínez-Losoya
BIBLIOTECA TOBIN @OAKWELL..... 4134 Harry Wurzbach
BIBLIOTECA UNIVERSAL DE LA CIUDAD..... 100 Northview Dr.
WINDCREST TAKAS PARK CIVIC CENTER..... 9310 Jim Seal Dr.
WONDERLAND MALL OF THE AMERICAS @ ENCRUCIJADA 4522 Fredericksburg

Sujeto a cambios

SUJETO A CAMBIOS/SUJETO A CAMBIO

Sección 7. Boletas por correo. Las solicitudes de boleto por correo se enviarán por correo a Jacquelyn Callanen, Administradora de Elecciones del Condado de Bexar, 1103 S. Frio, Ste. 100, San Antonio, TX 78207, Atención: Jacquelyn Callanen, Administradora de Elecciones del Condado de Bexar y que las solicitudes de boletas por correo deben recibirse a más tardar al cierre de operaciones el 25 de abril de 2023.

Sección 8. Notar. Por la presente se ordena que se notifique dicha elección general que se realizara el 6 de mayo de 2023: (a) mediante publicación una vez en un periódico de circulación general en la ciudad de Kirby, no menos de diez (10) ni más de treinta (30) días antes de la fecha establecida en este documento para dicha elección; y (b) publicando dicho aviso en el Ayuntamiento y en cada centro de

votación electoral. de la Ciudad no menos de veintiún (21) días antes de la fecha establecida en este documento para dicha elección. Todos los avisos se publicarán de acuerdo con la ley estatal y según lo establecido en el Acuerdo de Servicios Electorales.

Sección 9. Recitales. Los considerandos contenidos en el preámbulo del presente documento se consideran ciertos, y dichos considerandos forman parte de esta Resolución a todos los efectos y se adoptan como parte del juicio y la conclusión del Concejo Municipal.

Sección 10. Divisibilidad. Si alguna disposición de esta Resolución o la aplicación de la misma a cualquier persona o circunstancia se considera inválida, el resto de esta Resolución y la aplicación de dicha disposición a otras personas y circunstancias serán, no obstante, válidas, y el Concejo Municipal declara que esta Resolución se habría promulgado sin dicha disposición inválida.

Sección 11. Reunión abierta. Se encuentra, determina y declara oficialmente que la reunión en la que se adopta esta Resolución estaba abierta al público y se dio aviso público del momento, lugar y tema de los asuntos públicos que se considerarían en dicha reunión, incluida esta Resolución, todo según lo requerido por el Capítulo 551, Código de Gobierno de Texas, según enmendado.

Sección 12: Fecha de entrada en vigor. Esta Resolución entra en vigor inmediatamente después de su aprobación y aprobación.

APROBADO Y APROBADO este ____ día de __ 2023.

KIMBERLY ALDRICH
ALCALDE

ATESTIGUAR:

Patty Cox, TRMC, Secretaria de la Ciudad

<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: JANUARY 26, 2023

AGENDA ITEM: 9. n.

Discussion And Possible Action

Discussion And Possible Action Regarding Unrestricted Access To City Hall By City Council Members

Currently, only City Hall staff and Department Heads have the back door access code.

Council Member Walczyk requested this item.

<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: JANUARY 26, 2023

AGENDA ITEM: 8. o.

8. Discussion And Possible Action

Presentation, Discussion And Possible Action On The City Of Kirby Water System
Repairs And Future Needs

Public Works Director Frank Salazar will provide this information.

<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: JANUARY 26, 2023

AGENDA ITEM: 9. p.

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
_____	PUBLIC HEARING
_____	PRESENTATION
_____	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: JANUARY 26, 2023

AGENDA ITEM: 10. and 11.

10. Executive Session

The City Council Will Convene In Closed Session Pursuant To Texas Government Code Section 551.074, Personnel, To Deliberate Matters Associated With The Impending Vacancy Of The City Manager Position And With Filling Said Vacancy

11. Reconvene To Open Session

Following Deliberation In Closed Session, The City Council Will Reconvene In Open Session To Take Any Final Action Required On The Matters Discussed In Closed Session.