



Janeshia A. Grider, Mayor

Sylvia Apodaca
Christopher Garza
Joe Molina

Mike Martin
Sally Hitt
Maria Lozano

**CITY COUNCIL MINUTES
REGULAR MEETING
THURSDAY, AUGUST 24, 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: August 24, 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

Mayor Grider called the meeting to order at 7:09 P.M.

2. Invocation and Pledge of Allegiance to the Flag

John Birkel leads the invocation and pledge of allegiance to the flag

3. Mission Statement

“The City of Kirby is dedicated to delivering excellent municipal services to our community in a fiscally responsible manner.”

4. **Roll Call**

Present

Mayor Pro-Tem Apodaca
Council Member Garza
Council Member Hitt
Council Member Lozano
Council Member Martin
Council Member Molina
Mayor Grider

Absent

5. **Citizen Participation**

Jack Miller- discusses Lawyer cost and investigation on Christopher L. Garza
Patric white- discusses transparency among the city, and listening to the citizens
Bj Voigt- discusses the senior center and volunteer work

6. **Consideration Of And Action On Minutes**

Roger Romans- discussed process for minutes and signatures for minutes also discussed August 5th minutes

a. Regular Minutes – July 13, 2023

Motion made by Mayor Pro-Tem Apodaca seconded by Council Member Hitt to approve July 13 Minutes
Motion Passes with a 6-1 vote

b. Regular Minutes – July 27, 2023

Motion made by Council Member Martin seconded by Council Member Molina
Motion passes with a 6-1 vote

c. Regular Minutes – August 10, 2023

Requested rereview to annotate and edit to recuse

d. Retreat Minutes – August 4, 2023

To be reviewed

e. Retreat Minutes – August 5, 2023

To be reviewed

7. **Discussion And Possible Action**

- a. Discussion and possible action on Marsh McLennan Agency's proposal and recommendations regarding City Employee benefits.

James Sincolic- Marsh McLennan Representative discussed the proposal for Curative Dr. Rowland- Discussed option over Blue Cross Blue Shield and Curative also discussed budget

Jack Miller- Discussed uncertainty over a new insurance company, also discussed possible survey for employee opinion on health insurance

Motion made by Council Member Garza seconded by Mayor Pro-Tem Apodaca to acceptive curative PPO by marsh McClennan regarding city employee benefits

AYE

Mayor Pro-Tem Apodaca
Council Member Garza
Council Member Hitt
Council Member Molina

Nay

Council Member Lozano
Council Member Martin
Mayor Grider

Motion passes with a 4-3 vote

- b. Discussion and possible action on a joint election agreement and/or polling location agreement with the Bexar County elections administrator for the November 7, 2023 regular and special elections.

Motion made by Council Member Martin Seconded by Council Member Garza on a joint election agreement and/or polling location agreement with the Bexar County elections administrator for the November 7, 2023 regular and special elections.

AYE

Mayor Pro-Tem Apodaca
Council Member Lozano
Council Member Garza
Council Member Martin
Council Member Hitt
Council Member Molina
Mayor Grider

Nay

Motion passes with a 7-0 vote

c. Discussion and possible action to approve Kirby Dollar Economic Development Program proposal.

Council Member Discussed excluding gasoline from receipts

Rowland stated it can be excluded, discussed why shopping, and spending in Kirby is Important

Council Member Garza discussed giving away a plaque instead of prize money to stay in budget

Rowland discussed incentives

Motion made by Council Member Martin seconded by Council Member Hitt

AYE

Nay

Mayor Pro-Tem Apodaca
Council Member Lozano
Council Member Garza
Council Member Martin
Council Member Hitt
Council Member Molina
Mayor Grider

Motion passes with a 7-0 vote

Called for break at 8:49 P.M.

Returned from break at 9:02 P.M.

Mayor moved Agenda items F and K up

Council consensus to move F and K up

d. Discussion on how to get more volunteers for commissions and committees.

Council Member Lozano discussed how to get more volunteers for commissions and committees

Rowland Discussed contention in the city

Eckland Discussed more promotion of commission and committees to the public

BJ Voigt- Discussed her volunteer work with Kirby

Patric White- Discussed more community engagement

Jack Miller- Discussed council giving more recognition to the volunteers in commissions and committees

Council Member Garza Discussed ideas on baseball cards placard and a budget for Beautification and Recycle

Ms. Eckland- Discussed Trust among boards and comities

Rowland Discussed a volunteer day

BJ Voigt- asked for clarification on background checking volunteers

Rowland stated he would find out the stipulation

No action taken

e. Discussion and possible action on the storage of road materials on gaiety.

Mayor Grider Discussed the removal of the material on gaiety

Rowland Discussed the process of removing the material

Mayor Grider Requested cost estimate of the removal of material

Mayor Pro-Tem Apodaca Discussed uncertainty of quality and where the dirt came from on gaiety

Council Member Garza Discussed covering material

No action taken

f. Discussion and update on Ackerman Road project.

Austin Bridge and Road speaker discussed update on Ackerman, discussed problem with AT&T doing work, also discussed the public driving against traffic, discussed completely closing Ackerman Rd

Council Member Garza discussed businesses on Ackerman

Austin Bridge and Road speaker discussed the strain on construction

Jack Miller Discussed traffic laws, signage, and flaggers

No Action Taken

- g. Discussion and possible action to appoint New Applicant(s) to join the Crime Control and Prevention District Board

Jeff Eckland discussed applicants

Mayor Grider discussed nepotism

Council Member Lozano discussed nepotism among paid employees and volunteers

Jack Miller- Discussed interest in volunteering on Crime Control prevention, discussed family members being on boards, discussed diversity on boards

No action taken

- h. Discussion and possible action to Accept the Resignation of Michael Lawrence Weden from the Economic Development Committee.

Motion made by Mayor Pro-Tem Apodaca seconded by Council Member Hitt to Accept the Resignation of Michael Lawrence Weden from the Economic Development Committee

AYE

Nay

Mayor Pro-Tem Apodaca
Council Member Lozano
Council Member Garza
Council Member Martin
Council Member Hitt
Council Member Molina
Mayor Grider

Motion Passed with a 7-0 vote

- i. Discussion and possible action on adopting a Code of Ethics and Conduct for City Council members.

Mayor Grider Discussed future Code of Ethics

Jack Miller Discussed Code of Ethics

- j. Discussion and possible action on Charter Review Board

No action taken

- k. Discussion And Possible Action On City Of Kirby FY 2021-2022 Audit Report - Armstrong, Vaughan & Associates.

Michael Peralta Discussed the FY 2021-2022 Audit Report

Jack Miller- discussed the FY 2021-2022 Audit and the Kirby Senior Center Financials in the Audit Report

Rowland Discussed accounting and Senior Center

Council Member Garza asked if this report could be placed on website

Rowland stated it will go on website after Audit is accepted

Patrick White- Discussed Audit FY 2021-2022

No action taken

- i. Discussion and Possible Action on proposed maximum Fiscal Year 2023-24 ad valorem tax rate, and setting a proposed Fiscal Year 2023-24 budget public hearing date and a proposed date to adopt said budget and tax rate.

Motion made by Mayor Pro-Tem Apodaca seconded by Council Member Molina the tax rate be proposed at 0.591244 and a public hearing be held on September 14th from 6 to 7 pm and September 27th from 6 to 7 pm and the tax rate and budget to be adopted on September 27th at 7:00 P.M.

AYE

Nay

Mayor Pro-Tem Apodaca
Council Member Lozano
Council Member Garza
Council Member Martin
Council Member Hitt
Council Member Molina
Mayor Grider

Motion Passed with a 7-0 vote

8. City Manager Announcements

Announced Closure of City Hall Due to Employee illnesses

Recognized Council Member Hitt, Council Member Molina, and Council Member Lozano for attending TML event

9. Request And Announcements

Council Member Lozano thanks everyone for attending, announces fall ball registration for Greater North East, Requested City address Audio, asked to discuss nepotism next meeting, requesting action on Ackerman Road dip

Council Member Garza request action on the dip on Ackerman, Request the school lines be painted, requested a solution for podium mic, requested website be updated for new employees, requested to place the Audit on website, expressed condolences to the Volkman family

Council Member Molina Thanked the citizens for staying, reminded everyone to slow down in school zones, requested update on restrooms on Hugo Lenz Park, Thanked City Employees and asked everyone to feel better

Mayor Pro-Tem Apodaca congratulates Stephanie Faulkner for being appointed to the Judson board of trustees, requested everyone check on their neighbors and to secure gates to keep pets safe

Council Member Hitt Gave Condolences to Adam Mendez and Stefan Volkman

Council Member Martin thanked the staff, requested action on a cooling trailer, request a temporary fix for Ackerman Rd Dip


Mayor Grider addressed misinformation over council retreat, stated that investigating the investigation that Council approved at the end of that the investigation that the council approved on one of our council members that involves one of our city employees at the end of the investigation the findings will be made public that that was agreed upon and we are doing what legally and ethically what we are supposed to do, thanked everyone for helping with the back to school event, announced Diaper drive Aug 30th, announced City Manager attendance of 2023 Texas groundwater Summit August 29-31, announced rolling outages by CPS

10. Adjournment

Meeting Adjourned at 11:38 P.M.



Katelyn Ueckert
Interim City Secretary



Janisha Grider
Mayor

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: August 21, 2023

TIME OF POSTING: 6:45 P.M.