



Kimberly McGehee Aldrich, Mayor

Sylvia Apodaca
Christopher Garza
Janeshia Grider

Mike Martin
Susan Street
Debbie Walczyk

**CITY COUNCIL MINUTES
REGULAR MEETING
THURSDAY, FEBRUARY 9, 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.

1. Call Meeting to Order

Mayor Aldrich called the meeting to order at 7:05 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. Maria Lozano – She said there have been comments made about the way our City is going. There are feelings of haplessness. In two years we have lost many employees, members of Crime Control Board. She felt that Council has not accomplished anything. Our community is split. Council needs to start working for our City and channel ways to expend energy to make our City great again.

2. David Barboza – He said he was here on behalf of Kirby Senior Center. He introduced the new manager, Renae Burks. She said she was excited to be a part of Kirby Senior Center.

3. Shelia McClinton – She read a letter written by her daughter. She said our events were great. Provided a safe place to do something and everyone was welcomed. Zumba was a great experience. Council needs to quit this nonsense and support each other if you care about Kirby.

4. Jack Miller – He said he heard from a lady who expressed her concern about speaking at the podium because of a past experience of being here. You have to stop putting your two cents as soon as possible. Citizens have the right to speak if they want to get involved with their City. He said somebody brought up an issue with the mayor parking in handicap space tonight. He was appalled that anyone would question someone having a handicap placard whether or not they can park in handicap parking. They are not violating the law. Someone reported her and he heard it was a Council Member.

6. Consideration Of And Action On Minutes

a. Special Minutes – January 20, 2023

Council Member Walczyk moved to approve the minutes of January 20, 2023 with corrections; seconded by Council Member Martin. The motion carried with a 4-0-3 vote.

AYES: 4

NAYES: 0

ABSTAIN: 3 (Council Member Apodaca,
Mayor Pro-Tem

Grider, Mayor Aldrich)

b. Regular Minutes – January 26, 2023

Council Member Apodaca moved to approve the minutes of January 26, 2023 with corrections; seconded by Council Member Martin. The motion carried with a 6-1 vote.

AYES: 6

NAYES: 1 (Council Member Garza)

7. Discussion And Possible Action

- a. 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 Second Reading.

Council Member Street moved to approve 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; seconded by Council Member Apodaca. The motion carried with a 5-2 vote.

AYES: 5

NAYES: 2 (Council Member Walczyk and Mayor Aldrich)

- b. 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 Second Reading.

Council Member Street moved to approve 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; seconded by Council Member Martin. The motion carried with a 5-2 vote.

AYES: 5

NAYES: 2 (Council Member Walczyk and Mayor Aldrich)

- c. 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 Second 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. (esconde)

Council Member Walczyk moved to approve 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; seconded by Council Member Martin. The motion carried with a 7-0 vote.

AYES: 7

NAYES: 0

- d. Discussion And Possible Action To Authorize The City To Enter Into A Joint Election Agreement With Bexar County Elections Department For Services During Early Voting And Election Day And Authorizing The City Manager To Sign The Memorandum Of Understanding And Joint Election Agreement. May 6, 2023

Discusión y posible acción para autorizar a la ciudad a entrar en un acuerdo electoral conjunto con el Departamento de Elecciones del Condado de Bexar para los servicios durante la votación anticipada y el día de las elecciones y autorizar al Gerente de la Ciudad a firmar el Memorando de Entendimiento y el Acuerdo Electoral Conjunto. May 6, 2023

Council Member Martin moved to authorize the City to enter into a joint election agreement with Bexar County Elections Department for services during early voting and election day and authorizing the city manager to sign the Memorandum of Understanding and Joint Election Agreement May 6, 2023; seconded by Council Member Street. The motion carried with a 7-0 vote.

AYES: 7

NAYES: 0

e. Update And Discussion On City Of Kirby Finances and Investments

Council Member Garza explained his request was for a forensic audit. He said Council can hire a company after looking at a few and ask for prices.

Council discussed the annual audit taking place now.

City Manager Vernon said the auditor will be attending a meeting in March. We haven't had any issues in the past.

Dan Santee, City Attorney, said a forensic audit is very expensive about \$500 per hour and typically, focus's on specific accounts. Narrow your focus to narrow your cost.

City Council continued their discussion on the finances and concurred they want our current auditors to look more closely at the General, ARPA and PEG funds.

City Council concurred to bring this item back to the next meeting.

f. Discussion And Possible Action On Resolution No. R-2023-750 Of The City Of Kirby City Council For The Adoption Of The City Of Kirby Cafeteria Plan

City Manager Vernon explained on October 1, 2022 employee health care medical insurance started over. This resolution is for the supplement pre-tax insurance that was approved with the employee health care medical insurance. She explained the delay in bringing this item before Council. She explained the supplemental insurance was approved when Council voted on the employee health care medical insurance with the 2022-2023 budget.

Council Member Walczyk moved to approve Resolution No. R-2023-750 Of The City Of Kirby City Council For The Adoption Of The City Of Kirby Cafeteria Plan; seconded by Council Member Apodaca. The motion carried with a 7-0 vote.

AYES: 7

NAYES: 0

g. Discussion And Possible Action Regarding City Council Member Participation During the Citizen Participation Portion of City Council Meetings, and Appropriate City Council Decorum and Debate.

Council Member Garza moved to discuss City Council member participation during the citizen participation portion of City Council meetings, and appropriate City Council decorum and debate in Section 8 Executive Session of the agenda; seconded by Council Member Martin. The motion carried with a 4-3 vote.

AYES: 4 NAYES: 3 (Council Member Apodaca, Mayor Pro-Tem Grider, Mayor Aldrich)

h. Update, Discussion and Possible Action On Kirby Senior Center ADA Compliance

City Council discussed ADA compliance of the Kirby Senior Center. They concurred to bring this item back to the next meeting to ensure all identified issues are included in cost estimates.

i. Discussion And Possible Action On Use Of City Owned Property For Kirby Senior Center Anniversary Celebration

City Council discussed the use of City owned property for Kirby Senior Center 30th Anniversary Celebration.

Council Member Street moved to allow the Kirby Senior Center to utilize the parts of is it Sterling Park and the basketball Court for their 30th anniversary on April 29, 2023.

Motion died for lack of a second.

Council continued their discussion about the areas for the Kirby Senior Center to use.

Council Member Street moved that we allow the Senior Center to use the basketball Court, John Sterling Park and the grassy area beyond on the gazebo for their 30th anniversary celebration on Saturday April 29, 2023; seconded by Council Member Garza. The motion carried with a 6-0-1 vote.

AYES: 6 NAYES: 0 ABSTAIN: 1 (Council Member Walczyk)

j. Discussion And Possible Action On Events Hosted By City Council Members

Council Member Walczyk said in September or October Council discussed that whenever they used a building that they would pay something towards that and not getting it for free. Also that it would be approved by City Council. We're not trying to stop events nor are we trying to

charge full price. But it was agreed upon by this city council and I don't know why all of a sudden we are not adhering to that.

Council Member Walczyk said Council Member Street provided her with information on paper that showed must be approved by city council and the fees applied to everyone.

Mayor Pro-Tem Grider said she understood that, but there was discussion about a budget line item regarding \$300 reimbursement for supplies. She had YouTube clips from the meeting. The clip will show she specifically asked for clarification.

Council Member Street stated Mayor Pro-Tem Grider is correct, the \$300 reimbursement does not apply to the rental of the buildings. If you need assistance in paying for the building rental, we can either find a sponsor or take donations for that. She stated Council decided everyone pays whether it is Council or for a community event.

Mayor Aldrich reminded council members that as elected officials you cannot solicit for funds.

Council discussed use of the building has to come before City Council for approval.

Council Member Garza asked Mr. Santee, City Attorney, about whether Council is allowed to solicit funds for City events.

Council Member Walczyk said she has been informed that what they learned at TML was wrong.

Mr. Santee said he wants to look into what specifically Council is referencing when they are making those statements. He said he thinks it's quite as Global that cities host events all the time and cities get sponsors for events that they post all the time. I think there is more to whatever it is you are looking at or are discussing.

Council continued their discussion about rentals, fees, and \$300 reimbursement budget line item.

Mayor Aldrich recognized Mrs. Lozano.

Mrs. Lozano stated she reviewed the links that were attached to the packet. She said she understood it the same way Mayor Pro-Tem Grider understood it. The \$300 was if you were asking for reimbursement for anything and if you were not then you didn't have to pass it through Council. It's obvious that our City does need events for our kids. If having to pass it through Council because you're going to have a City Event for our residents that is free, just to get it through then maybe charge a dollar to have that building. I don't see how a council person should have to pay to rent a building in order to provide free events or activities for our residents.

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Council continued their discussion about rentals and fees.

Mayor Aldrich recognized Mr. Miller.

Mr. Miller said he signed up and there are some folks in the audience that want to talk and they want to vote to be allowed to talk or not talk on this agenda item. He stated from what he understood Zumba classes are often held out in the open where you don't have to open up a gate or open up a lock or anything like that to go out and have the Zumba class. Sometimes they're held at the fire department and you have to get access. He suggested a way for the Zumba classes to be free when using the Park. If a building is going to be used for monetary gain for the city he could see the argument for why allow something for free when some income could be brought in for the City. Every dollar counts. He said he didn't see a problem with passing it through city council to get permission. He used Zumba classes as an example on fees and council voting whether to or not to charge or not and be done with it. He stated that what he is seeing up here and what he would like to see stop, his personal opinion, is that there are people up here that are politically against each other and that this situation is being used to exploit that stuff. Kudos to Council Member Grider for expending money out of her pocket for this cause. He said yes people are making money. Also, on this whole thing there was something brought up that wasn't on the paper, but it was discussed several times and that was bribery and solicitation. Mr. Miller shared his view on this subject. That's my opinion on the law I'm not an attorney I'm just a GED expert.

Mayor Aldrich recognized City Attorney Dan Santee.

Mr. Santee apologized for not being familiar with the scenarios, but there are a couple of other reasons why they would recommend events run through the city council. As a municipality the use of your building, if you're going to allow the use of that building for free, from anybody and it's not a city-sponsored event then you would need to find a public purpose if you're going to waive the fees for that. Most cities if they're going to allow a non-profit to use any of their facilities whether it's a building or football fields or something such as that they're going to want that to come through Council because you can't give them anything of value. We often recommend that you pass a resolution that states in your legislative findings that this will serve a public purpose before you approve the use of that facility for free. As far as council members and hosting events and you have this \$300 budget that's fine and good. For your own benefit I would caution you on hosting large events that are not under the umbrella of the city. His perspective was that we come up with some policies as to when these different things will qualify for being City sponsored.

Mr. Santee responded to a question about liability. His perspective was to make sure the entity is protected but also as individuals understand that when you're not in your official capacity you are acting as an individual and you're no different than anyone else here. That's fine but that's why those things are in place why when you're coming up here as an individual you should expect whether it's paid or not paid to sign those same facility use agreements and indemnify the city.

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

Kat McGarity said she doesn't know anything about the legal part, that's out of her scope. She's going to speak as a mother, a daughter, and a citizen of this lovely town. We used to have a Parks and Recs Committee, but not anymore. I find it very hard for all those events that they put on that y'all charge them a fee to make something for our community. We have little to nothing for our children. They are our future, they're going to be the ones that are someday going to be sitting in your seats. We're going to sit there and we're going to charge for every event for them? We're going to charge for every event for the senior center. They paid their dues they've done their life let them enjoy it. This bickering back and forth about fees, if it's bettering our community and the building is standing there not being used why not let it be used for a community event that brings us together. All I want is my next door neighbor's son to be able to go do something that they're not allowed to do because there's nothing provided for children in this city. If my neighbor wants to go put on a community event and they want to do it and they bring the citizens out more citizens come and more citizens can see that this building can be used does that not benefit the city you're getting your citizens out. Why not get together pass something to come together unite and fix something so that our citizens in this town can have something together and enjoy something together in our city. We've paid our taxes let's just have fun together.

Council continued their discussion. Council Members Street and Garza expressed they are not against events, but bring the event to Council first.

Council Member Garza moved to allow Ms. Vangie Stout to speak; seconded by Council Member Apodaca. The motion carried with a 7-0 vote.

Ms. Vangie Stout said she has lived here since she attended Kirby Junior High. She asked where she can sign up to use the building and places for rent or have events. She agreed with what Council Member Street said. I do believe that you do have to go through somebody because then if for instance if you're doing your Zumba class if somebody passes out, somebody gets hurt somebody dies. If it's what happens even if you go through Council I mean is the city going to be responsible for that. I want to know if it's going to be for free. I want to be able to use that those buildings and have birthday parties or have events for my families or I do crafts. If it's going to be for free then I bet you a lot of people here in Kirby would be doing it. I want to know where can we rent the Sterling building, where is there a posting about what buildings that you can rent?

City Manager Vernon provided information on City Facilities and how to obtain a fee schedule.

Ms. Stout asked if Council was going to change rentals for residents to rent for free or will they have to go through Council? Can a resident put on an event where nobody's getting paid

and nobody's doing anything and hold a craft show there for seniors or for family members or for anybody coming and paid would I be able to do that if I bring it to council without being charged?

City Manager Vernon said our current ordinance would require you to rent the facility.

Ms. Stout said it would be fair to be the same across the board.

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

Mr. Barboza said he completely agreed with what this young lady about our events and getting together. But one thing is that we're up here blaming City Council because they're not getting along and because they're picking at each other. We had a swimming party that was very successful back in August, if I recall. But it's not only the Council Members we have residents. Ms. Faulkner filed criminal charges against some of these Council Members because they did that event. They were dropped because nobody knows about the law and they misinterpret the law. Okay no bribery was done because the charges were dropped. I'm with Ms. Grider, we should have more events because it's for our children, it's for our future.

Mayor Pro-Tim Grider said she did not intend for the conversations about the rentals take the path leading down a rabbit hole. She moved that Kirby Youth Program, or any name Council wants to change it to, be held March 11th John Sterling building 12 to 2 P.M.; April 22nd 12 to 2 P.M. Friendship Park; May 20th 1 to 5 P.M. Friendship Park; June 17th to be determined let's just say for that one I'll just try to make that in a grassy area so we don't have to come back here. July 15th 12 to 2 P.M. Friendship Park; July 22nd 12 to 2 John Sterling Building; August 5th 2 P.M. to 5 P.M Friendship Park; September 9th Friendship Park; October 7th 14th, 21st, 28th Friendship Park; and by the way that's an area that nobody uses at Friendship Park; November 4th, 11th 9 A.M. to 11 A.M. at Friendship Park same nobody uses that area. December 16th I actually was going to do something special for the attendees so that probably won't even be on city property in Kirby at all. Then all of the Zumba classes on Thursdays. She apologized for the lengthy information.

Mayor Aldrich said this item was action on events hosted by City Council Members, and we should bring your dates to the next agenda and then we all approve them along with what fees on February 23, 2023.

Mayor Pro-Tem Grider said we should discuss the fees now because she didn't know if she needs to buy supplies. It depends on individual locations, if you're in the park there's no fee unless you're using the Pavilion the bike event was going to be under. I was going to put it on the calendar.

The Council discussed who pays for police during bike events. Mayor Pro-Tem Grider said she will take care of this.

Council Member Garza said before we steamroll Ms. Stouts point and say that this isn't for citizens this is just for Council Members, he would like to understand the situation as to why it seems you are going to do this. It should be something that should go across the board. If it's good for the community whether he decides it, Council Member Street, Mayor Pro-Tem Grider decides it or one of the citizens. If they would like to rent the stuff for free as we rent it for free and they have a good event that's going to benefit the community absolutely. As Ms. McGarity was stating that type of thing as well. She was very adamant about if a citizen wants to. We are kind of maneuvering this idea like it's just Council. That's the scenario we're going to open up to everybody.

Council Member Martin said his opinion has always been nobody gets special treatment. Everybody gets treated equally.

Council Member Street said perhaps as an option we could use Mayor Pro-Tem Grider's framework for the calendar of activities. Make it a community calendar and if they have a community event they would put it on the calendar. They can work around your calendar and see what events you have and maybe they could add to them. The citizens would come through City Council to put it on the Kirby youth Calendar. Mayor Pro-Tem Grider's calendar will be the backbone of it, but we could add other things to it. It would be posted on the City Website and Facebook.

Mayor Aldrich said the agenda item is action on events hosted by City Council Members not citizens.

Council Member Apodaca said Council needs to come to some kind of agreement about the events hosted by City Council Members. All these other details that are being brought up should be placed on another agenda.

Council Member Walczyk said she was about to say the same thing that Council Member Apodaca was saying. We're talking about buildings themselves and that's it.

So to further this along let's just table it until the next meeting and come up with the consensus. In the meantime, what Council Members need to be charged when they're using an actual building.

Council Member Garza moved to allow Ms. McGarity to speak; seconded by Council Member Walczyk. The motion carried with a 7-0 vote.

Ms. McGarity said she agreed with allowing the community to have some events, but as far as having free reign of a full calendar, it should be limited. She had questions about liability

responsibility. Why can't we, for our children, charge a dollar for these events to rent the building so that Council Members can have these events for our children. Can we at least come together for a dollar so that y'all can do it now. So that the rest of the events can come together. Why can't y'all work together right now to resolve it. Why does it need to be moved to another meeting and then after that meeting it's just going to get moved again and then by the time that it's time for these events and you approve them there's no events to be had. If Council could come together with some type of motion right now to allow these events, I'm sure that everyone in this room would like something for these children. Please I know one of y'all at least has some grandkids, a neighbor, a friend, a child that could benefit for this.

Mayor Pro Tem Grider moved that the Kirby youth program utilize John Sterling building and Friendship Park the events for a dollar per event that were listed earlier the ones for the Zumba classes a dollar; seconded by Council Member Apodaca.

Mayor Aldrich recognized Mr. Miller.

Mr. Miller said talking about children I get a little emotional. You know here who I support and who I don't. The time to act when it regards our citizens is now. Do not table something that regards children. Your citizens are telling you what they want. I will hold you accountable at the polls if you table anything that has to do with children. Unless there is an emergency reason to table it please don't table stuff that benefits children.

Mayor said we do have a motion on the table by Mayor Pro-Tim Grider seconded by Council Member Apodaca to allow Mayor Pro Tim Grider to hold certain events at John Sterling Park and Pavilion at Friendship Park for certain days for a dollar per event for each time she uses these facilities. The motion carried with a 7 -0 vote.

AYES: 7

NAYES: 0

Council Member Street said two things, one she paused because she objects to having to do the whole calendar at one time. She would prefer next time to do it incrementally, secondly, she would like to make a motion that we take a 10 minute courtesy break.

Mayor Aldrich said we have a motion on the table by Council Member Street.

Mayor Pro-Tem Grider explained the reason why she didn't want just one month is because a couple of these events are going to require resources that she will be bringing in and that means people with expertise will be bringing in their supplies. For instance, the Earth Day event will have to be scheduled way in advance. Zumba and other events need to be scheduled in advance because they have to schedule instructors.

Council Member Street asked if she needed to rescind her motion.

Council Member Garza said he never had an issue with any of the children's stuff or with any of the things that Mayor Pro-Tem Grider was doing. The only thing he really had an issue with was the fact that she didn't want to bring it to Council and she didn't want to include anybody.

Council Member Walczyk said she also had already written on the community websites that I knew you were upset last time because you were very passionate about it and that I was looking forward to helping you and I will be there to help you okay.

Council Member Apodaca moved to allow Keelan McGarity to speak; seconded by Mayor Pro-Tem Grider. The motion carried with a 7-0 vote.

Keelan McGarity approached the podium with his mother, Kat. He thanked Council. Ms. McGarity said Keelan isn't allowed to do a lot of different activities not because he's not allowed to physically but mentally he doesn't function like a regular child or his age. he's about to be 14 so he really was looking forward to a lot of these events because they're more on his age level and he's been working really hard on learning to sign and communicate and he really appreciates it.

Mayor Aldrich called for a 10 minute recess and closed the regular meeting at 9:43 P.M.

8. Executive Session

The City Council will convene in closed session pursuant to Texas Government Code Section 551.074 to deliberate the appointment, employment and duties of a public officer or employee; to wit:

1. Deliberation and discussion regarding the retention of a placement firm and/or appointment of an Interim City Manager
2. Deliberation and discussion regarding transitioning process from the current City Manager to an Interim City Manager

Mayor Aldrich closed the open session to convene in closed session at 9:53 P.M.

9. 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.

1. Discussion and possible action regarding the retention of a placement firm and appointment of an Interim City Manager

2. Discussion and possible action regarding transitioning process from the current City Manager to an Interim City Manager

Mayor Aldrich said there was not any action taken in closed session.

10. Request And Announcements

a. Requests By Mayor And Council Members For Items To Be Placed On Future City Council Agendas And Announcements On City Events/Community Interest

Council Member Street said Kirby Senior Center will have casino event 8:00 A. M. - 7:00 P.M. \$40 on February 25, 2023, Valentine Day drive through 7:00 A.M. – 9:00 A.M. Items for the agenda: ARPA Budget, grants requested over the last twelve months February 2022 – February 2023.

Council Member Garza thanked everyone for attending the meeting and sticking around. On the next agenda community events by citizens.

Mayor Pro-Tem Grider said she hope eventually everyone up here somehow will get it together. We are being talked about. People not from our City asking questions. We are being watched for entertainment. Other cities work together. Citizens need to see we are united. Citizens and employees do not feel that way. Why fight or argue every time. Thank you city staff, hang in there. I am on the citizens side. I call it like I see it.

Council Member Apodaca said the animal shelter is busting at the seams. Every day animals are lost. Chip, lock gates, cat population. Donate to the animal shelter. Thank you city employees, appreciate all you do.

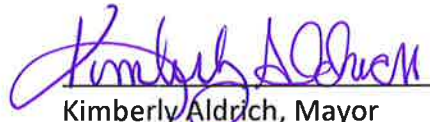
Council Member Walczyk said she agrees with Mayor Pro-Tem Grider. We should be professionals. We are adults and need to find a better way to communicate. Items for the agenda discuss fireworks ordinance.

Council Member Martin said the main issue in Kirby is dogs. He said Animal Control is doing their best to remedy the situation. Maybe there is an outreach program that can help us. He thanked everyone for coming to the meeting and sticking with us. Thank you for all the good work that you do, you do excellent work. Have a good weekend.

Mayor Aldrich said Council will have a special meeting on February 15, 2023 at 7:00 P.M. Executive Session to review candidates for interim city manager. She said Council Member Garza will attend via zoom; Mayor Pro-Tem Grider will be out of state; and the rest in person. Thank you all of our hard working City employees. Public Works repaired a main break during the cold rainy day. Thank you Public Works. May 6, 2023 is Election Day.

11. Adjournment

The meeting adjourned at 10:43 P.M.



Kimberly Aldrich, Mayor

ATTEST

Patty Cox, City Secretary, TRMC