



Janeshia A. Grider, Mayor

Sylvia Apodaca
Christopher Garza
Joe Molina

Maria Lozano
Mike Martin
Sally Hitt

**CITY COUNCIL MINUTES
REGULAR MEETING
THURSDAY, NOVEMBER 9, 2023 - 7:00 P.M.
CITY HALL COUNCIL CHAMBER
112 BAUMAN, KIRBY, TX 78219**

In accordance with Texas Government Code §551.127 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 by logging into the below web address and submitting a request to address the council via the Zoom chat, prior to the meeting being called to order:

Topic: Regular City Council Meeting
Date and Time: November 9, 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 meeting to order at 7:00 P.M.

2. Invocation and Pledge of Allegiance to the Flag

Sylvia Alverado Led with the Invocation and Pledge of Allegiance

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

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

5. **Citizen Participation**

Susan Street- Discussed Citizen Participation
Tory Riese- Discussed email sent to him
Roger Romans- waited until agenda item 10 B
Jack Miller- Discussed Censorship of speech and activism
Patric White- Discussed quality of life and fiscal responsibility
(Emails Submitted attached to minutes)

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

a. **Regular Minutes – July 6, 2023**

Motion made by Mayor Pro-Tem Apodaca seconded by Council Member Hitt to approve Regular Minutes – July 6, 2023 with the change of Council Member Garza attendance

AYE:

NAY:

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

Motion passed with a 7-0 Vote

b. Regular Minutes – October 12, 2023

Motion made by Mayor Pro-Tem Apodaca seconded by Council Member Hitt to approve Regular Minutes – October 12, 2023

AYE:

NAY:

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

Motion passed with a 7-0 Vote

c. Special Minutes – October 16, 2023

Motion made by Mayor Pro-Tem Apodaca seconded by Council Member Hitt to approve Special Minutes – October 16, 2023

AYE:

NAY:

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

Motion passed with a 7-0 Vote

d. Regular Minutes – October 26, 2023

Motion made by Mayor Pro-Tem Apodaca seconded by Council Member Hitt to approve Regular Minutes – October 26, 2023

AYE:

NAY:

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

Council Member Garza

Mayor Grider

Motion passed with a 6-1 Vote

7. Presentations

a. Introduction of New employees.

New Employees Welcomed

b. Badge pinning for Fire and Police

Chief Cardona Conducted Badge Pinning for New Police Officers

Chief Hilburn Conducted Badge Pinning for New Fire Department Members

c. Presentation of Waterworth

Lachlan Hunter and Grange Gordon Presented for Waterworth

Motion made by Council Member Garza seconded by Council Member Martin to Move 10A 10B and 10C before the Executive Session

AYE:

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

NAY:

Council Member Hitt

Motion passed with a 6-1 Vote

8. Executive Session- The City Council will meet in Executive Session pursuant to Texas Government Code Sections 551.071, Consultation with Attorney, and 551.074, Personnel Matters to Discuss the following:

- a. Consultation with attorney to receive legal advice and updates regarding the internal affairs investigation related to Council Member Garza complaints

Meeting Closed for Executive Session at 10:26 P.M.

Mayor Grider Announced the release of the document investigation related to Council Member Garza complaints for open records requests

9. Reconvene to Open Session

- a. Following deliberation in Closed Session, the City Council will reconvene in Open Session to take any action required on the matters discussed in Closed Session.

Meeting Reconvened at 11:10 P.M.

10. Discussion And Possible Action

- a. Discussion and Update on Binz Engleman Rd and opening timeline.

Humberto Updated Council on the Milling Machine to come Nov 20th
Council Discussed Agenda Item A

- b. Discussion and Possible Action on the Ordinance O-2022-911 that outlines the citizen participation policy during City Council Meetings.

Roger Romans Discussed 5 min time frame for citizens participation
Chief Cardona Presented findings on 10 B
Patric White Discussed Citizens Participation

Motion made by Council Member Garza seconded by Council Member Martin to Amend the Ordinance to Allow Citizens to speak 5 Min During Citizen Participation and 3 Min per agenda item

AYE:

Council Member Garza
Council Member Martin

NAY:

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

Motion did not pass with a 2-5 Vote

Motion made by Council Member Martin seconded by Council Member Garza to Amend the Ordinance to Allow Citizens to speak 3 Min During Citizen Participation and 2 Min per agenda item

AYE:

Council Member Garza
Council Member Martin
Council Member Molina

NAY:

Council Member Hitt
Council Member Lozano
Mayor Pro-Tem Apodaca
Mayor Grider

Motion did not pass with a 3-4 Vote

Motion made by Mayor Pro-Tem Apodaca seconded by Council Member Hitt to Allow Citizens to speak for 5 min during Citizen Participation and no additional minutes during agenda items

AYE:

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

NAY:

Council Member Garza
Council Member Martin

Motion passed with a 5-2 Vote

c. Discussion and Possible Action on a Resolution to approve the 2023 Tax Rolls.

Council Discussed Agenda Item C

Motion made by Mayor Pro-Tem Apodaca seconded by Council Member Hitt to approve the 2023 Tax Rolls Resolution

Aye :

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

Nay:

Motion Passed with a 7-0 Vote

12. City Manager Announcements

Acting City Manager Hilburn Announced City Hall Closed for the Veterans Day Holiday and Community Garage Sale to take place this coming weekend 11/17, Also Announced Blue Santa

13. Request And Announcements

Council Member Lozano- Thanked everyone who attending meeting and City Employees
Council Member Garza- requested an update on the training for the zipper machine request the approved budget posted to the website Announced next council meeting
Council Member Molina- thanked city employees and Veterans, welcomed new police and fire department members
Mayor Pro-Tem Apodaca- welcomed new employees, announced event on the 6th for business opportunities
Council Member Hitt- thanked veterans and city employees
Council Member Martin- Thanked Citizens for attending and city employees
Mayor Grider- discussed Racist undertones discussed candy for community events discussed community Christmas lighting discussed limited staff requested discussion of ARPA funds on next agenda thanked all the veterans for keeping country safe

14. Adjournment

Meeting Adjourned at 11:28 P.M.

Janeshia Grider,

Mayor

Katelyn Ueckert
Interim 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: November 6, 2023

TIME OF POSTING: 5:45 P.M.