



*Janeshia A. Grider, Mayor*

Christopher Garza  
Sylvia Apodaca  
Joe Molina

Maria Lozano  
Mike Martin  
Sally Hitt

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**CITY COUNCIL MINUTES  
SPECIAL MEETING  
MONDAY, OCTOBER 16, 2023 - 5:00 P.M.  
CITY HALL COUNCIL CHAMBER  
112 BAUMAN, KIRBY, TX 78219**

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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: Special City Council Meeting

Date and Time: October 16, 2023 at 5:00 P.M. (Central Time)

Join Zoom Meeting:

**Video Participation:** Join Zoom Meeting

<https://zoom.us>

Meeting ID: 956 855 1663 and Passcode: 1955

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**1. Call Meeting to Order**

Mayor Grider called the meeting order at 5:01 P.M.

**2. Invocation and Pledge of Allegiance to the Flag**

Mayor Grider lead 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 Grider  
Mayor Pro-Tem Apodaca present at 5:11 P.M

5. **Citizen Participation**

Henery W.- Discussed limitation on speaking time  
Tory Reise- Discussed bad legal advice and limiting citizens right to speak discusses rights  
Patric White- discussed interview last Thursday during executive session discussed citizen participation and councils time management  
Kilm Flynn- Discussed citizen participation and right to speak asked council to review their position on citizens right to speak  
Jack Miller- discussed Brian Rowlands contract and time at Priar view discussed citizen participation and open meetings act  
Roger Romans- discussed corporate culture discussed personal courage values and discipline

6. **Executive Session**

- a. The City Council will convene in Closed Session pursuant to Texas Government Code Section 551.074, Personnel, and 551.071 Consultation with Attorney to receive advice, discuss the City Manager’s contract and employment status.

**Regular meeting closed at 5:30 P.M.**

7. **Reconvene to Open Session**

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

**Regular meeting reconvened at 7:32 P.M.**

Council Discussed Agenda Item 7.A

Motion made by Council Member Garza seconded by Council Member Lozano to grant Tory Reise additional time to speak

**Aye:**

Council Member Garza  
Council Member Lozano  
Council Member Martin

**Nay:**

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

Motion does not pass with a 3-4 vote

Motion made by Council Member Garza seconded by Council Member Martin to grant Jack Miller additional time to speak

**Aye:**

Council Member Garza  
Council Member Lozano  
Council Member Martin

**Nay:**

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

Motion does not pass with a 3-4 vote

Patric White- discussed updating ordinances discussed 2013 open meeting act expressed disappointment

Motion made by Mayor Pro-Tem Apodaca seconded by Council Member Hitt to accept resolution number r-2023-24 a final resolution of the city council of the city of Kirby terminating the city manager's employment agreement providing for severance pay and creating an effective date with corrections to section 2 and 3 (section two the city council and Brian Roland have agreed to discuss to enter into a separation and release agreement and then section three the city council directs the acting city manager William Hilburn to pay Brian Roland a severance consistent with the contract and consistent with the separation and release agreement)

**Aye:**

Council Member Hitt  
Mayor Pro-Tem Apodaca  
Mayor Grider

**Nay:**

Council Member Garza  
Council Member Molina  
Council Member Martin  
Council Member Lozano

Motion does not pass with a 3-4 vote

**Regular meeting closed at 7:58 P.M. for Executive session**  
**Regular Meeting Reconvened at 8:32 P.M.**

Motion made by Mayor Pro-Tem Apodaca seconded by Council Member Hitt to accept resolution number r-2023-24 a final resolution of the city council of the city of Kirby terminating the city manager's employment agreement providing for severance pay and creating an effective date

**Aye:**

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

**Nay:**

Council Member Garza

Motion passed with a 6-1 vote

Motion made by Mayor Pro-Tem Apodaca Seconded by Council Member Hitt to appoint acting City Manager Chief Hilburn as Interim City Manager

**Aye:**

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

**Nay:**

Motion Passed 7-0 Vote

**8. City Manager Announcements**

**9. Request And Announcements**

Council Member Garza request Discussion and Possible Action on ordinance that prevents citizens speaking on agenda items

**10. Adjournment**

**Meeting Adjourned at 8:36 P.M.**

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**Janeshia Grider,  
Mayor**

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**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: October 13, 2023

TIME OF POSTING: 5:00 P.M.