Janeshia A. Grider, Mayor

Mike Grant   Maria Lozano
Sylvia Apodaca   Joe Molina
Englan Sanchez   Dr. Susan Street

CITY COUNCIL AGENDA
REGULAR MEETING
THURSDAY, SEPTEMBER 25, 2025 – 7:00 P.M.
CITY HALL COUNCIL CHAMBER
112 BAUMAN, KIRBY, TX 78219

This notice is posted pursuant to the Texas open meetings act. The location where a quorum of the governmental body will be physically present is Kirby 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. If any members of the governmental body attend by videoconference, they will have two-way audio and video communication during the entire meeting and remain visible and audible. A member of the public who wishes to speak may do so by signing the participation sheet prior to the meeting being called to order. Attendance by other elected or appointed officials: it is anticipated that members of other city boards, commissions and/or committees may attend the open meeting in numbers that may constitute a quorum. Notice is hereby given that the meeting, to the extent required by law, is also noticed as a meeting of any other boards, commissions and/or committees of the city, whose members may be in attendance in numbers constituting a quorum. These members of other city boards, commissions, and/or committees may not deliberate or act on items listed on the agenda. [attorney general opinion - no. Ga-0957 (2012)].

Topic: Regular Meeting
Date And Time: Thursday, September 25, 2025, At 7:00 P.M. (Central Time)

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1. **CALL MEETING TO ORDER** 7:07pm

2. **INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG**
   Mayor Grider Prayed and Pledge of Allegiance

3. **ROLLCALL**

	Here	Absent
Councilmember Grant	☒	☐

1

Councilmember Lozano	☒	☐
Councilmember Sanchez	☒	☐
Councilmember Street	☒	☐
Councilmember Molina	☐	☒
Mayor Pro-Tem Apodaca	☐	☒
Mayor Grider	☒	☐

You have a quorum. Mayor Pro-Tem Apodaca and Councilmember Molina absent

"The City of Kirby is dedicated to delivering excellent municipal services to our community mission statement in a fiscally responsible manner."

4. CITIZENS PARTICIPATION
Citizens participation is for the city council to receive information on issues that may be of concern to the public. Citizens should limit their comments to three (3) minutes. Should a member of the public bring an item to city council for which the subject was not posted on the agenda of that meeting, the city council may receive the information, but it cannot act upon it at that meeting.

Roger Romans
Gabriel Peralas
Jose Garcia

Staff
Chief Cardona
Public Works Director Farmer
Captain Speed
Senior Attorney Jones
City Secretary Wilson
City Manager Rowland

5. CONSIDERATION OF AND ACTION ON MINUTES

a. Special Meeting Minutes - September 9, 2025
Motion made by Councilmember Grant and Seconded by Councilmember Street.

	1st/2nd		Aye	Nay
Councilmember Grant	☒		☒	☐
Councilmember Lozano	☐		☒	☐
Councilmember Sanchez	☐		☒	☐
Councilmember Street	☐	☒	☒	☐
Councilmember Molina	☐		☐	☐
Mayor Pro-Tem Apodaca	☐		☐	☐
Mayor Grider	☐		☒	☐

Motion Passes (5/0)

b. Regular Meeting Minutes - September 11, 2025

Motion made by Councilmember Grant and Seconded by Councilmember Street.

	1st	2nd	Aye	Nay
Councilmember Grant	☒		☒	☐
Councilmember Lozano	☐		☒	☐
Councilmember Sanchez	☐		☒	☐
Councilmember Street	☐	☒	☒	☐
Councilmember Molina	☐		☐	☐
Mayor Pro-Tem Apodaca	☐		☐	☐
Mayor Grider	☐		☒	☐

Motion Passes (5/0)

6. PRESENTATION

a. Soy Latina
b. National Night Out Friendship Park October 7, 2025, At 5:00 -8:00pm
c. Bubble Bath Grand Opening September 26 – 27, 2025 $1.00 Car Washes Opening Weekend

7. UPDATES

a. Update On Ackerman Rd. Project – Working on punchlist items. Last bit of striping and signage work, coating the inside of the manhole covers.
b. Update On Foxcross Rd. Project – Complete. Waiting to hear back from Bexar County concerning the ribbon cutting date.
c. Update on Audiovisual Equipment in Council Chambers- In works gave an overview of next steps.

8. ITEMS FOR INDIVIDUAL CONSIDERATION

a. Discussion on Ackerman rd. Culvert replacement project.

b. Discussion and Appropriate Action to consider adopting Ordinance no. 2025-931 the budget for the City of Kirby, Texas for the fiscal year beginning October 1, 2025, and ending September 30, 2026; and providing for a cumulative clause, a severability clause, a savings clause, declaring an effective date, and declaring proper notice of meeting.

    1. Vote on Ordinance

Motion made by Councilmember Grant and Seconded by Councilmember Sanchez.

	1st	2nd	Aye	Nay
Councilmember Grant	☒		☒	☐
Councilmember Lozano	☐		☐	☒
Councilmember Sanchez	☐	☒	☒	☐
Councilmember Street	☐		☐	☒
Councilmember Molina	☐		☐	☐
Mayor Pro-Tem Apodaca	☐		☐	☐

	1st/2nd	Aye	Nay
Mayor Grider	☐	☒	☐

Motion Does Not Passes (3 /2)

8:55pm Recess
9:06pm Back in Regular Session

Councilmember Street made a Motion to Reconsider Item 9b 1 Action to consider adopting Ordinance no. 2025-931 the budget for the City of Kirby, Texas for the fiscal year beginning October 1, 2025, and ending September 30, 2026; and providing for a cumulative clause, a severability clause, a savings clause, declaring an effective date, and declaring proper notice of meeting.

Motion died.

Councilmember Grant made a Motion to Reconsider Item 9b Appropriate Action to consider adopting Ordinance no. 2025-931 the budget for the City of Kirby, Texas for the fiscal year beginning October 1, 2025, and ending September 30, 2026; and providing for a cumulative clause, a severability clause, a savings clause, declaring an effective date, and declaring proper notice of meeting Councilmember Street seconded the motion.

Motion made by Councilmember Grant and Seconded by Councilmember Street.

	1st/2nd		Aye	Nay
Councilmember Grant	☒		☒	☐
Councilmember Lozano	☐		☐	☒
Councilmember Sanchez	☐		☒	☐
Councilmember Street	☐	☒	☒	☐
Councilmember Molina	☐		☐	☐
Mayor Pro-Tem Apodaca	☐		☐	☐
Mayor Grider	☐		☒	☐

Motion Passes (4 /1)

Discussion and Appropriate Action to consider adopting Ordinance no. 2025-931 the budget for the City of Kirby, Texas for the fiscal year beginning October 1, 2025, and ending September 30, 2026; and providing for a cumulative clause, a severability clause, a savings clause, declaring an effective date, and declaring proper notice of meeting with amended amount from reserves to cover the deficit of $364,000.00 from the general fund.

Motion made by Councilmember Street and Seconded by Councilmember Grant.

	1st/2nd		Aye	Nay
Councilmember Grant	☐	☒	☒	☐
Councilmember Lozano	☐		☐	☒
Councilmember Sanchez	☐		☒	☐
Councilmember Street	☒		☒	☐

	1st/2nd	Aye	Nay
Councilmember Molina	☐	☐	☐
Mayor Pro-Tem Apodaca	☐	☐	☐
Mayor Grider	☐	☒	☐

Motion Passes (4/1)

2. Vote to waive second reading for Ordinance

Motion made by Councilmember Grant and Seconded by Councilmember Street.

	1st/2nd		Aye	Nay
Councilmember Grant	☒		☒	☐
Councilmember Lozano	☐		☒	☐
Councilmember Sanchez	☐		☒	☐
Councilmember Street	☐	☒	☒	☐
Councilmember Molina	☐		☐	☐
Mayor Pro-Tem Apodaca	☐		☐	☐
Mayor Grider	☐		☒	☐

Motion Passes (5/0)

c. Discussion and Appropriate Action to consider adopting Ordinance no. 2025-932 an Ordinance by the City of Kirby, Texas levying an Ad Valorem Tax of $0.600903 per one hundred dollars ($100.00) of assessed valuation on all taxable property within the corporate limits of the city for the use and support of the municipal government of the city, for the fiscal year beginning October 1, 2025 and ending September 30, 2026; providing for and apportioning the levy for specific purposes; providing when taxes shall become due and when the same shall become delinquent if not paid; and providing for severability and an effective date.

1. Vote on Ordinance

Councilmember Street made a motion that the property tax rate be increased by the adoption of a tax rate of 0.600903 which is effectively a 3.49 percent increase in tax rate Councilmember Grant seconded the motion.

	1st/2nd		Aye	Nay
Councilmember Grant	☐	☒	☒	☐
Councilmember Lozano	☐		☒	☐
Councilmember Sanchez	☐		☒	☐
Councilmember Street	☒		☒	☐
Councilmember Molina	☐		☐	☐
Mayor Pro-Tem Apodaca	☐		☐	☐
Mayor Grider	☐		☒	☐

Motion Passes (5/0)

2. Vote to waive second reading for Ordinance

Motion made by Councilmember Grant and Seconded by Councilmember Street

	1st/2nd		Aye	Nay
Councilmember Grant	☒		☒	☐
Councilmember Lozano	☐		☒	☐
Councilmember Sanchez	☐		☒	☐
Councilmember Street	☐	☒	☒	☐
Councilmember Molina	☐		☐	☐
Mayor Pro-Tem Apodaca	☐		☐	☐
Mayor Grider	☐		☒	☐

Motion Passes (5/0)

e. Discussion and Appropriate Action to ratify the fact that the 2025-2026 budget will require raising more revenue from property taxes than in the previous year in compliance with section 102.007, Texas local government code.

Motion made by Councilmember Grant and Seconded by Councilmember Street

	1st/2nd		Aye	Nay
Councilmember Grant	☒		☒	☐
Councilmember Lozano	☐		☒	☐
Councilmember Sanchez	☐		☒	☐
Councilmember Street	☐	☒	☒	☐
Councilmember Molina	☐		☐	☐
Mayor Pro-Tem Apodaca	☐		☐	☐
Mayor Grider	☐		☒	☐

Motion Passes (5/0)

e. Councilmember Grant made a motion Discussion and Appropriate Action to consider adopting Ordinance no. 2025-1954 amending the overall impact of the listed departments will be minimal to the general fund and mostly offset the specific charges they target; providing a severability clause; the impact fee changes are for information purposes only as they are approved and are being added to the fee schedule.
Motion died.

Discussion and Appropriate Action to consider adopting Ordinance no. 2025-1954 amending the overall impact of the listed departments will be minimal to the general fund and mostly offset the specific charges they target; providing a severability clause; the impact fee changes are for information purposes only as they are approved and are being added to the fee schedule.
Motion made by Councilmember Grant and Seconded by Councilmember Street

	1st/2nd		Aye	Nay
Councilmember Grant	☒		☒	☐
Councilmember Lozano	☐		☒	☐
Councilmember Sanchez	☐		☒	☐
Councilmember Street	☐	☒	☒	☐

	1st/2nd	Aye	Nay
Councilmember Molina	☐	☐	☐
Mayor Pro-Tem Apodaca	☐	☐	☐
Mayor Grider	☐	☒	☐

Motion Passes (5/0)

f. Discussion and Appropriate Action to consider adopting Resolution no. 2025-786 authorizing and adopting the investment policy for the City of Kirby; and establishing an effective date.
Motion made by Councilmember Grant and Seconded by Councilmember Lozano

	1st/2nd		Aye	Nay
Councilmember Grant	☒		☒	☐
Councilmember Lozano	☐	☒	☒	☐
Councilmember Sanchez	☐		☒	☐
Councilmember Street	☐		☒	☐
Councilmember Molina	☐		☐	☐
Mayor Pro-Tem Apodaca	☐		☐	☐
Mayor Grider	☐		☒	☐

Motion Passes (5/0)

g. Discussion and Appropriate Action to consider adopting Resolution no. 2025-1300 approving contract with Linebarger Goggan Blair & Sampson, LLP; authorizing the City Manager to execute; providing a severability clause; and establishing an effective date.
Motion made by Councilmember Grant and Seconded by Councilmember Street

	1st/2nd		Aye	Nay
Councilmember Grant	☒		☒	☐
Councilmember Lozano	☐		☒	☐
Councilmember Sanchez	☐		☒	☐
Councilmember Street	☐	☒	☒	☐
Councilmember Molina	☐		☐	☐
Mayor Pro-Tem Apodaca	☐		☐	☐
Mayor Grider	☐		☒	☐

Motion Passes (5/0)

h. Discussion and Appropriate Action to consider adopting Resolution no. 2025-1303 authorizing the City Manager to execute all documents to obtain and enter into a lease agreement with Canon for printer services.
Motion made by Councilmember Grant and Seconded by Councilmember Sanchez

	1st/2nd	Aye	Nay
Councilmember Grant	☒	☒	☐
Councilmember Lozano	☐	☒	☐

	1st/2nd		Aye	Nay
Councilmember Sanchez	□	☒	☒	□
Councilmember Street	□		☒	□
Councilmember Molina	□		□	□
Mayor Pro-Tem Apodaca	□		□	□
Mayor Grider	□		☒	□

Motion Passes (5/0)

j. Discussion and Appropriate Action to consider adopting Resolution no. 2025-1305 a Resolution no of the City Council of the City of Kirby, Texas authorizing the City Manager to execute all documents to obtain and enter into an agreement with _____ for video surveillance equipment.

TABLED FOR NEXT REGULAR MEETING

k. Discussion and Appropriate Action adopting 2026 holiday schedule, including the Battle of the Flowers.
Motion made by Councilmember Grant and Seconded by Councilmember Sanchez

	1st/2nd		Aye	Nay
Councilmember Grant	☒		☒	□
Councilmember Lozano	□		☒	□
Councilmember Sanchez	□	☒	☒	□
Councilmember Street	□		□	☒
Councilmember Molina	□		□	□
Mayor Pro-Tem Apodaca	□		□	□
Mayor Grider	□		☒	□

Motion Passes (4/1)

l. Discussion and Appropriate Action to consider adopting Resolution no. 2025-785 of the City Council of the City of Kirby approving contract with HDL companies authorizing the City Manager to execute; providing a severability clause; and establishing an effective date.
Motion made by Councilmember Grant and Seconded by Councilmember Sanchez

	1st/2nd		Aye	Nay
Councilmember Grant	☒		☒	□
Councilmember Lozano	□		□	☒
Councilmember Sanchez	□	☒	☒	□
Councilmember Street	□		□	☒
Councilmember Molina	□		□	□
Mayor Pro-Tem Apodaca	□		□	□
Mayor Grider	□		☒	□

Motion Does Not Pass (3/2)

m. Discussion and Appropriate Action to consider adopting Armstrong, Vaughn, And Associates, P.C. Audit engagement letter.
Motion made by Councilmember Grant and Seconded by Councilmember Sanchez.

	1st/2nd		Aye	Nay
Councilmember Grant	☒		☒	☐
Councilmember Lozano	☐		☒	☐
Councilmember Sanchez	☐	☒	☒	☐
Councilmember Street	☐		☒	☐
Councilmember Molina	☐		☐	☐
Mayor Pro-Tem Apodaca	☐		☐	☐
Mayor Grider	☐		☒	☐

Motion Passes (5/0)

n. Discussion And Appropriate Action To Consider Adopting Resolution no. 2025- 787 of the City Council of the City of Kirby approving the acceptance of the new national opioid settlement; secondary manufacturers settlement with Purdue Pharma, L.P. & Sackler family manufacturers authorizing the City Manager to execute any and all documents regarding the settlement; and establishing an effective date.
Motion made by Councilmember Grant and Seconded by Councilmember Street

	1st/2nd		Aye	Nay
Councilmember Grant	☒		☒	☐
Councilmember Lozano	☐		☒	☐
Councilmember Sanchez	☐		☒	☐
Councilmember Street	☐	☒	☒	☐
Councilmember Molina	☐		☐	☐
Mayor Pro-Tem Apodaca	☐		☐	☐
Mayor Grider	☐		☒	☐

Motion Passes (5/0)

o. Discussion and Appropriate Action to consider adopting Resolution no. 2025- 788 of the City Council of the City of Kirby approving the acceptance of the new national opioid settlement; secondary manufacturers settlement with Alvogen, Amneal, Apotex, Hikma, Indivior, Mylan, Sun and Zydus manufacturers authorizing the City Manager to execute any and all documents regarding the settlement; and establishing an effective date.
Motion made by Councilmember Grant and Seconded by Councilmember Street

	1st/2nd		Aye	Nay
Councilmember Grant	☒		☒	☐
Councilmember Lozano	☐		☒	☐
Councilmember Sanchez	☐		☒	☐
Councilmember Street	☐	☒	☒	☐

	1st/2nd		Aye	Nay
Councilmember Molina	☐		☐	☐
Mayor Pro-Tem Apodaca	☐		☐	☐
Mayor Grider	☐		☒	☐

Motion Passes (5/0)

p. Discussion on consequences of violating Title VII AND EEOC.

q. Discussion On Stormwater Smart EPA.

r. Discussion and Appropriate Action authorizing City Manager to execute a contract with Classic Paving; related to mill and resurfacing intersection of Vinecrest and Starfire in the amount of $36,700.00.

Motion made by Councilmember Grant and Seconded by Councilmember Sanchez

	1st/2nd		Aye	Nay
Councilmember Grant	☒		☒	☐
Councilmember Lozano	☐		☒	☐
Councilmember Sanchez	☐	☒	☒	☐
Councilmember Street	☐		☒	☐
Councilmember Molina	☐		☐	☐
Mayor Pro-Tem Apodaca	☐		☐	☐
Mayor Grider	☐		☒	☐

Motion Passes (5/0)

s. Discussion and Appropriate Action authorizing City Manager to execute a contract with Classic Paving; related to clean area, apply crack-seal to the most damaged areas on the following streets; Borchers From Blue Jay Deer Grove; Binz Engleman, Buzz Aldrin- Friendship Park; Alan Shepard; Buzz Aldrin N Of Binz Engleman To Fm-78; Scott Carpenter; Blue Spruce; Aspen Wood; Cobb Valley; John Young; Ed White; Charles Conrad From Binz Engleman To Tom Stafford; Gordon Cooper From Rod Schaffe To Von Braun; Alan Bean; James Webb; Gaiety; Daffodil From Starburst To Starfire. In the amount of $52,676.00.

Motion made by Councilmember Street and Seconded by Councilmember Lozano

	1st/2nd		Aye	Nay
Councilmember Grant	☐		☒	☐
Councilmember Lozano	☐	☒	☒	☐
Councilmember Sanchez	☐		☒	☐
Councilmember Street	☒		☒	☐
Councilmember Molina	☐		☐	☐
Mayor Pro-Tem Apodaca	☐		☐	☐
Mayor Grider	☐		☒	☐

Motion Passes (5/0)

t. Discussion and Appropriate Action authorizing City Manager to execute a contract with Air and Plumbing Today; related to new *AC* unit and motor for second unit at John Sterling building in the amount of $10,372.00.

Motion made by Councilmember Lozano and Seconded by Councilmember Street

	1st/2nd		Aye	Nay
Councilmember Grant	☐		☒	☐
Councilmember Lozano	☒		☒	☐
Councilmember Sanchez	☐		☒	☐
Councilmember Street	☐	☒	☒	☐
Councilmember Molina	☐		☐	☐
Mayor Pro-Tem Apodaca	☐		☐	☐
Mayor Grider	☐		☒	☐

Motion Passes (5/0)

Motion to convene into executive session made by Councilmember Lozano and Seconded by Councilmember Grant

	1st/2nd		Aye	Nay
Councilmember Grant	☐	☒	☒	☐
Councilmember Lozano	☒		☒	☐
Councilmember Sanchez	☐		☒	☐
Councilmember Street	☐		☒	☐
Councilmember Molina	☐		☐	☐
Mayor Pro-Tem Apodaca	☐		☐	☐
Mayor Grider	☐		☒	☐

Motion Passes (5/0)

9. **<u>CLOSED SESSION</u> 10:55pm:** The City of Kirby City Council will convene in executive session on the following items:

Pursuant to Texas government code section 551.071
Discussion regarding franchise agreement with Republic Services for solid waste collection

Consultation with attorney, travel per diem for Attorney Natalie Thamm

Motion to come out of executive at 11:49pm session made by Councilmember Lozano and Seconded by Councilmember Street

	1st/2nd		Aye	Nay
Councilmember Grant	☐		☒	☐
Councilmember Lozano	☒		☒	☐
Councilmember Sanchez	☐		☒	☐
Councilmember Street	☐	☒	☒	☐
Councilmember Molina	☐		☐	☐

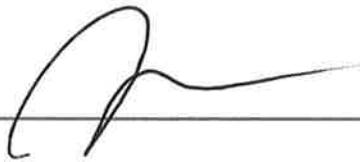|			
Mayor Pro-Tem Apodaca	☐	☐	☐
Mayor Grider	☐	☒	☐

Motion Passes (5/0)

10. **OPEN SESSION 11:49pm:** The City Council will reconvene into regular session upon conclusion of the closed session and may recall any item posted for closed session for action, as necessary.

    NO ACTION TAKEN

11. **CITY MANAGER UPDATE:**

    - Hog Wild Lei-It Out September 12, 2025

    - August 2025 Open Records Request

    -Association Of Rural Communities in Texas (ARCIT) September 18, 2025

    -Kirby Budget Townhall September 22, 2025, 10:00am - 11:00am / 6:00pm-7:00pm

    -HR & Safety Conference September 23, 2025

    -Update on Fire Chief Position

    -Update on Finance Director Position

12. **ADJOURNMENT** 11:55pm

_____

Janeshia Grider
Mayor

_____

Christine Wilson
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; Texas Government Code Section 551.076, Security Devices or Security Audits; and Section 551.087 of the Texas Government Code, Deliberation about Economic Development.

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).

*The notice for the upcoming City Council meeting was posted on the 19th day of September 2025 at 11:58 p.m., which is more than **three (3) business days** prior to the scheduled meeting on the 25th day of September 2025.*