



SEPTEMBER 8, 2023

WEEKLY REPORT

TO: MAYOR MITCHELL AND COUNCIL MEMBERS
FROM: CITY MANAGER BRYAN LANGLEY

KYLE COMMUNICATIONS DEPARTMENT
COMMUNICATIONSDEPT@CITYOFKYLE.COM

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GET CONNECTED WITH THE CITY OF KYLE

Stay up to date on everything that is happening in the city! Sign up to receive the [weekly e-newsletter](#) and follow us on social media.



I. COUNCIL SCHEDULE

All meetings will be held at Kyle City Hall Council Chambers, 100 W. Center St. The meeting will be conducted in the council chambers and is also available via live stream on Kyle10.

TUESDAY, SEPTEMBER 19, 2023

COUNCIL SPECIAL MEETING AT TBD

COUNCIL REGULAR MEETING & FY23-24 BUDGET MEETING #5 AT 7 P.M.

In addition to all other regular meeting items, a Budget Meeting to open a Public Hearing on Budget & Tax Rates for FY 2023-24, the 2nd Reading for Adoption of Budget Ordinance and 2nd Reading for Adoption of Property Tax Rate Ordinance will be held.

MONDAY, OCTOBER 2, 2023

COUNCIL SPECIAL MEETING AT TBD.

COUNCIL REGULAR MEETING AT 7 P.M.

II. TEAM KYLE UPDATES

Staff Contact: Sandra Duran

Welcome to our new Team Kyle Members:

- Christopher Nguyen – Building Inspector
- Matthew Riojas – Beautification Services Technician I
- Brickford Wall – Wastewater Plant Operator

III. CITY OF KYLE UNDER AMENDED STAGE 3 DROUGHT RESTRICTIONS

Staff Contact: Amber Schmeits

The City of Kyle is under Amended Stage 3 Mandatory Water Use Management Rules effective Friday, Sept. 1, 2023.

The new amended rules change the designated Water (Irrigation) Schedule to once every other week and watering days are based on address. The amended drought restrictions also prohibit the installation of new sod, permitting of new pools, and washing vehicles outside of commercial car washes.

Under Amended Stage 3 Rules, customers may water (irrigate):

- By a hose and sprinkler, a soaker hose, drip irrigation, or automatic irrigation system from 7 p.m. -10 p.m. on their designated outdoor water use day every other week. The Amended Water Schedule applies to both business and residential.
- By handheld hose, or handheld watering can from 7 p.m.- 10 a.m. on any day. Any time a handheld hose is used, the hose must have a positive shut-off nozzle connected to the emitting end.

Amended Water (irrigation) Schedule: Effective Sept. 1, 2023

Addresses ending with:	Designated Weekday is:
0 or 1	Mondays from 7PM-10PM
2 or 3	Tuesdays from 7PM-10PM
4 or 5	Wednesdays from 7PM-10PM
6 or 7	Thursdays from 7PM-10PM
8 or 9	Fridays from 7PM-10PM

The use of sprinkler, soaker hose, drip irrigation, or automatic irrigation is allowed as follows:

- No use on Saturdays and Sundays.
- September 4-8 – No use allowed.
- September 11-15 – Use allowed on designated weekday and times.
- September 18-22 – No use allowed.
- September 25-29 – Use allowed on designated weekday and times.

CITY OF KYLE UNDER AMENDED STAGE 3 DROUGHT RESTRICTIONS

Actions that are prohibited during this stage of drought management:

- Installation of new landscapes.
- Filling of pools. No new pools will be permitted to open at this time. Pools may only be filled if it is to address health, safety, or potential damage to property.
- Washing automobiles, trucks, trailers, boats, or other mobile equipment at home or by hand. Commercial car washes are allowed at this time.
- Washing sidewalks, driveways, parking areas, streets, patios or other paved areas except to alleviate an immediate health or safety hazard.
- Sale of construction water.

Kyle, like many cities throughout Central Texas, is working to manage the historic drought conditions in this region. We are asking residents to do their part to conserve and reduce water use as much as possible and abide by Amended Stage 3 Restrictions. More info on drought restrictions can be found at CityofKyle.com/Drought.

The City has invested heavily in expanding our water infrastructure as well as increasing our water supply for the future. To date that investment is just over \$51 million in investments in the water system with millions more in future capital improvement projects. As the demand for water in Central Texas increases with a booming population, the City of Kyle has also partnered with Alliance Water to plan for and provide long-term water solutions. For more info about the Alliance Water partnership, go to CityofKyle.com/AllianceWater.

The San Marcos City Council will consider an interlocal water agreement with the City of Kyle at their Tuesday, Sept. 19 Meeting.

	Usage (Year-to-Date*)	Total Allocated (Per Year)	% Used (Year-to-Date*)
EAA	85,132,000	88,957,323	96%
BSCEAD	81,734,000	161,750,000	51%
GBRA	884,174,000	1,596,246,294	55%
Total	1,051,040,000	1,846,953,617	57%

*As of September 2023, 75% of the way through the year

IV. BEAUTIFICATION & FACILITIES WEEKLY UPDATE

Staff Contact: Chance Padier

The Beautification Team cleaned up 65 Large bags of debris/litter.



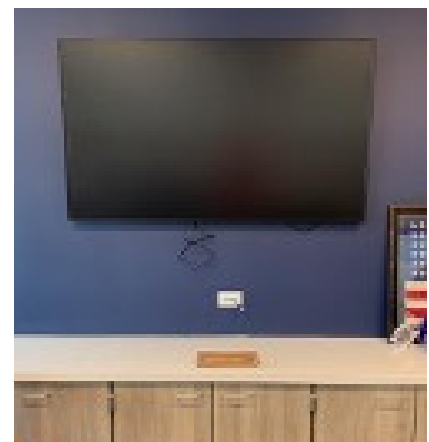
Move in day at the Public Safety Center



Electrical Work on
Masonwood Drive



Converted 4 HPS bulbs
to LED on Rickardson
and FM 1626



Installed new
receptacle and TV
mount at PSC

V. CIP/ROAD PROJECT UPDATES

Staff Contact: Leon Barba



La Verde Park:

- Project 97% complete
- Completing pavilion punch list & miscellaneous concrete punch list
- Monument sign poured
- Completing electrical work on water feature
- Substantial Completion Date: September 2023

Indian Paintbrush Lift Station:

- Based on pay request, overall progress is 72%
- Installation of underground electrical conduit
- Started installation of electrical canopy



Kohlert Crossing Spot Repairs:

- Contractor working on Punch List

CIP/ROAD PROJECT UPDATES CONTINUED



Schlemmer & Porter Phase II:

- Based on pay request, overall progress is 80%
- Wastewater service connection lines completed on Schlemmer Street
- TV inspection completed for the line along Front Street
- Trench & asphalt repair continuing along both Schlemmer and Front Street
- Lift station abandonment on Front Street to be completed

Center/South Street Quiet Zone:

- Federal Railroad Administration & Union Pacific Railroad Quiet Zone inspections pending



Microsurface Project 2023:

- Paving completed
- Striping is planned for next week

VI. CITY COUNCIL REQUESTS

Council requests from the dais will be documented in the Friday Report until completion.

Date of Request	Request	Status
6/20/2023	Google Fiber Right of Way Agreement	Tentatively scheduled for 10/02/23 City Council Meeting
6/23-25/2023	Demolition of current Kyle Police Department on Front Street; Buildings at 300 W. Center; and VFW Building on Front Street	Assigned to Amber Schmeits RFP posted and selection of contractor expected at 10/2/23 meeting
6/23-25/2023	Evaluate Downtown Area Utilities to determine what upgrades are required	Assigned to City Engineer. Presentation Fall 2023
6/23-25/2023	Engage Architect/Design Consultant for Concept Plan for Downtown Area	Assigned to Will Atkinson. Presentation Fall 2023
6/23-25/2023	Downtown TIRZ – Develop boundaries, concept plan for TIRZ, project plan	Assigned to Will Atkinson. Presentation Fall 2023
6/23-25/2023	Pursue land acquisition for public parkland	Fall 2023
6/23-25/2023	Combined facility Senior Center/Library/Rec Center feasibility	Presentation Fall 2023
6/23-25/2023	Staff Update on JDs at Hwy 21 and FM 150	8/30/23 Update: A traffic impact analysis is under review by TxDOT. Site plan submittal to City will occur following approval of traffic impact analysis.

CITY COUNCIL REQUESTS CONTINUED

Date of Request	Request	Status
6/23-25/2023	Consider potential expansion to Goforth to connect northern and southern portions of Goforth to accommodate a grocery store	Assigned to Leon Barba Staff to develop a plan to consider by Fall 2023. Funding in the budget to design.
7/18/2023	All boards and commissions review work session.	2nd Reading of Ordinance to come forward 9/5/23 City Council Meeting - Complete
7/18/2023	Gas Pipeline Ordinance Amendment	2nd Reading of Ordinance to come forward 9/5/23 City Council Meeting - Complete
8/1/2023	Bring back information regarding panhandlers in the City	Ordinance for consideration scheduled for 9/19/23 City Council Meeting
8/15/2023	Discussion on Cultural Events	9/19/23 City Council Meeting
8/15/2023	Water Conservation Programs	9/19/23 City Council Meeting for rebate program. City Council asked P&Z to look at amendments to the landscaping requirements. Spring 2024.

VII. ATTACHMENTS

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The Parks and Recreation Department Hosted 2023 Pie In the Sky

8,000 + Guests

46 Vendors

31 Food Trucks

18 Hot Air Balloons

8 Performances

4 Grammy Award-Winning Entertainers

54 Community Volunteers

21 Lehman H.S. ROTC Volunteers

16 Gary Job Corp Volunteers

106 of City Staff

650 Tethered Rides:

6 Sponsors: Pie Company, HEB, TXB, Broadway Bank, Kyle Citizen, & Pinnacle Propane

6 Teams in the Cornhole Tournament

20 Pie Eating Adult Contestants

20 Pie Eating Kid Contestants

17 Pie Baking Entries

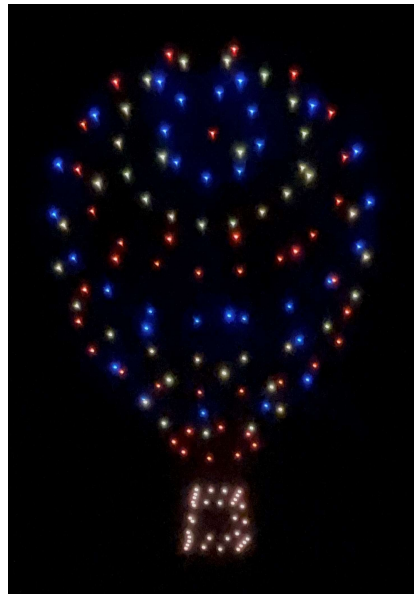
3 Pie Recital Contestants

150 Drones in 1 Drone Show

2 Hot Air Balloon Glow Shows

1 Mass Ascension

3 Kyle Hotels were sold out





RECREATION DIVISION:

- The James Adkins Pool has closed for the season. Weekend attendance: 349
- Planning for: Paint and Sip Sept 9th, Squeeze Box Market Day Sept 16th, and Doggie Dip Sept 16th, Fall Event/Chili Cook-Off, Pie-Related Activities for Pie In the Sky, Center Street Trick or Treat, Halloween Dance for Individuals with Disabilities, Doggie Dip

OUTDOOR NATURE PROGRAMMING:

- Community Gardens Trails Committee Meeting 9/6/23 6pm at City Hall

PARKS AND TRAILS MAINTENANCE

- Set Up for Pie In the Sky
- Routine park maintenance

PARK MAINTENANCE PROGRAM COORDINATORS:

- Set Up for Pie In the Sky

SPECIAL DESTINATION EVENTS

- Host Pie In the Sky

PARD Updates: *Park Bond Projects are highlighted in yellow.*

Founders Day Parade	Registration now available online https://www.cityofkyle.com/recreation/kyle-founders-parade
KRUG Activity Center	RFP closed 9/7/23.
KAYAC	First KAYAC Meeting will be held September 20 th at 6:30 p.m. KAYAC will meet the 3 rd Wednesday of the month at 6:30 p.m.
Scenic City	VOTING ENDS SEPTEMBER 15TH. Voting for People’s Choice is now online. The City of Kyle continues to work to beautify our City and appreciates your vote https://www.scenictexas.org/
Ash Pavilion Improvements New Floor New Scoreboard	Complete.
Gregg Clarke Park Skate Park	Base data complete. Public Engagement Session was held 6/27. 2 nd Public Engagement Session was held August. Estimated completion: Late 2024.
Gregg Clarke Park Splash Pad	Groundwork began July 27 th . Groundbreaking was held. Estimated Completion: September-October 2023 The Park and Recreation Board discussed possible hours of operation.
Steeplechase Park Splash Pad	Ground work began July 27 th . Groundbreaking was held. Estimated Completion: September-October 2023. The Park and Recreation Board discussed possible hours of operation.

Plum Creek Trail Improvement	The Trails Committee drafted language for the RFP. The Aug 39 th Trails Committee Meeting was rescheduled. The trails committee will review a draft RFP at their next meeting. RFP for trail improvements to post in September. Estimated Completion: 2024.
Post Oak Community Garden	Community Garden Committee Meeting 9/6/23 at 6pm. Estimated Completion: 2024.
Masonwood Park Development	RFP closed 9/6/23.
Aeration at Cool Springs and Lineberger Lake	RFP closed 9/6/23.
Inclusive Playground	Groundwork began. Estimated completion: September 2024.
Park Cameras	RFP closed 9/7/23.
Park Restrooms	Restrooms are in final design. Estimated Completion: October 2024
Ballfield Improvements & Ballfields Light Inspections	RFP closed 9/6/23.
Heroes Memorial Park Updates	Replacement wine glass for the POW table ordered. Pond algae treatments continue. Dedication plaque repairs in progress. Vendor is now awaiting the arrival of the wine glass. The vendor will complete the plaque at the same time of the new wine glass install. Repairs will be completed the first week in September,
Lake Kyle Dam Repairs	When the lake fills back up, fishing can resume at Lake Kyle. The lake will fill back up with rainwater. Irrigation and seeding still has to be completed.



SAVE THE DATE

SQUEEZE BOX MARKET DAY CELEBRATING HISPANIC HERITAGE MONTH

Entertainment by:

- Texas State's Grupo Flokrico 9:30am-10am
- Mando y la Venganza 12:45pm-2:00pm
- The Ybarra Boys 11:30am-12:30pm
- Texas Cuatro Exitos 10:15am-11:15am



KYLE PUBLIC LIBRARY CHECK IT OUT!

The City of Kyle is accepting applications for Library Board vacancy - Seat 2.

Here is a description of the Library Board's role:

The City of Kyle Library Board shall be responsible for providing the city council and the director with advice and recommendations on all policies, rules, and regulations relating to the administration of the library program and operations. The Library Board shall have the power to develop and propose to the city council rules and regulations for the proper conduct of the library.

Visit the City of Kyle website for more information.

Kyle Public Library

So, Maybe Your Child Is Different: Now What?

A discussion about finding help for your child who might have different educational, emotional, or physical needs.

Presented by local counselor Maritza Rodriguez

Tuesday, September 12 @ 6:30 pm



a b c d
e

In need of help?
Not sure where to go?

The Library has curated a list of mental health resources on our website. You're not alone.

Mental Health Resources



SEPTEMBER IS
SUICIDE
PREVENTION
MONTH

CALL THE SUICIDE AND
CRISIS LIFELINE AT 988
TO TALK TO SOMEONE.
HELP IS AVAILABLE.

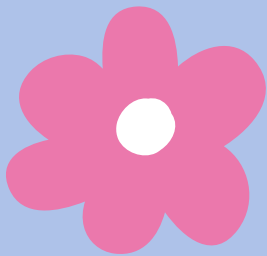





**TEEN
 MOVIE
 MATINEE** 

**SATURDAY,
 SEPTEMBER 16,
 1:00 PM**

Watch the 2018 Transformers movie *Bumblebee*, have snacks, and make Perler bead crafts, including magnets, jewelry, and more!



**September is
 LIBRARY CARD SIGN
 UP MONTH**




M E M O R A N D U M

September 7, 2023

To: City of Kyle
From: Akin Gump Strauss Hauer & Feld LLP
Re: August Report

In August, Akin kept abreast of the fiscal year 2024 process as well as grant opportunities for the City of Kyle. Moreover, Jamie Tucker and Jose Borjon coordinated with the Environmental Protection Agency regarding the City's fiscal year 2023 earmark. Finally, Akin engaged with the City regarding the National League of Cities Congressional City Conference.

Legislative Updates

Fiscal Year 2024 Appropriations

With the Senate and House returning to DC on September 5 and September 12, respectively, Congress will merely have three weeks to complete the appropriations process for fiscal year 2024 (FY 24) before the end of the current fiscal year on September 30.

Despite the Senate Appropriations Committee's progress in approving all 12 appropriations bills, the measures have not crossed the finish line in the full Senate. House Appropriations greenlit ten of its appropriations bills, however, the Labor-Health and Human Services-Education and the Commerce-Justice-Science bill were not marked up in their full committees before the August recess. While the full House passed the Military Construction-Veterans Affairs bill with a vote of 219-211, the chamber pulled the vote on the Agriculture-Rural Development-FDA bill.

With the tight legislative calendar before September 30, Senate and House leadership have indicated support for a continuing resolution through December to avoid a government shutdown. However, in response to the Biden-Harris administration's request for \$40 billion in supplemental spending, the House Freedom Caucus signaled that they would not support a clean continuing resolution. With such political dynamics, a government shutdown is anticipated.

Of note, the City of Kyle received a \$1 million earmark for the Reclaimed Water Master Plan. This community funded project—included in the House Fiscal Year 2024 Interior, Environment, and Related Agencies Subcommittee proposal—was championed by Rep. Greg Casar (D-TX) and secured with Akin's assistance.

Federal Aviation Administration Reauthorization

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The Federal Aviation Administration (FAA) reauthorization process did not progress throughout August as members of Congress were out of town. Such principal-level negotiations are necessary to find consensus on contentious topics—such as the Ronald Reagan Washington National Airport’s perimeter rule and pilot training requirements. As a result, it is still expected that Congress will extend the *FAA Reauthorization Act of 2018* ([P.L. 115-254](#)) until an agreement is reached.

National Defense Authorization Act

As Congress resumes legislative work, the Senate and House are anticipated to engage in negotiations over their iterations of the FY 24 *National Defense Authorization Act* (NDAA; [S. 2226/H.R. 2670](#)). Before the August recess, the Senate passed its bill with an 86-11 vote, while the House’s approved measure fell on a near party-line vote. Congress has successfully passed a bipartisan, bicameral NDAA bill for 62 years, and as such, it is expected that the Senate and House will make every effort to reach an agreement on the FY 24 NDAA before the end of the year.

Agency Updates

U.S. Department of Transportation

On August 17, the Department of Transportation (DOT) [announced](#) the appointment of the Advisory Committee on Transportation Equity. Composed of 24 members with backgrounds in academia, the private sector, and the transportation industry, the Committee will advise on civil rights issues related to transportation equity.

On August 8, DOT issued a notice of funding opportunity for the Strengthening Mobility and Revolutionizing Transportation (SMART) Grant Program. The NOFO provides \$50 million for Stage 1 grants for planning and prototypes to demonstrate smart city or community technologies that boost transportation efficiency and safety. Such technologies include coordinated automation, connected vehicles, sensors, systems integration, delivery and logistics, innovative aviation, smart grids, and traffic signals. DOT also has said that it plans to provide \$50 million in FY 24 for Stage 2 grants to implement projects that received planning and prototyping funding. Applications are due by October 10, 2023.

U.S. Department of Energy

On August 29, the Department of Energy (DOE) [rolled](#) out a funding opportunity directed at states, tribes, and local governments. The grant—totaling \$300 million—seeks to catalyze and bolster electric transmission siting and permitting processes. This funding opportunity is the first

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out of the Transmission Siting and Economic Development Program, with a remaining \$460 million available for future tranches. To assist applicants, the DOE is hosting an [informational webinar](#) on September 14, 2023, at 2:00 P.M. ET/1:00 P.M. CT. Moreover, the Transmission Siting and Economic Development funding opportunity requires applicants to submit concept papers by October 31, 2023, and full applications are due on April 5, 2024.

On August 21, the Department of Energy (DOE) [made](#) \$30 million available through the Advanced Processing of Critical Minerals and Materials for Industrial and Manufacturing Applications Program, which seeks to reduce the cost of domestic production of rare-earth and other critical minerals from coal-based resources. The grant, which is available to local governments, will enable energy-producing communities to extract such materials. The [application](#) is due on October 20, 2023.

Environmental Protection Agency

On August 30, the Environmental Protection Agency (EPA) announced the availability of \$350 million in funding to monitor and reduce methane emissions linked with the oil and gas sector, as well as the environmental restoration of well sites. Supported by the *Inflation Reduction Act* ([P.L. 117-169](#); IRA), the formula grant is directed at states that must apply for funding by September 30, 2023.

Bureau of Reclamation

On August 7, the Bureau of Reclamation released a [notice of funding opportunity](#) for the WaterSMART Cooperative Watershed Management Program Phase I. Local governments in a select group of states—including Kyle—are eligible to receive funding. Moreover, watershed group development, watershed restoration planning, and watershed management project design may be supported through grant funding. To potentially receive grant funding, the City must apply by September 3, 2024.

Calendar Updates

Below, please find a timeline of upcoming events that may be of interest to the City of Kyle. Please feel free to reach out if you would like coverage of any upcoming events and we are available at your convenience to discuss this report in greater detail.

- **Congressional Events**
 - **September 6**

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- The Senate Homeland Security and Governmental Affairs Subcommittee on Governmental Operations and Border Management holds a [hearing](#) to “examine, after apprehension, focusing on tracing Department of Homeland Security responsibilities after Title 42.”
- **September 7**
 - The Senate Environment and Public Works Committee holds a [hearing](#) to “examine implementing the *Infrastructure Investment and Jobs Act*, focusing on perspectives on the Drinking Water and Wastewater Infrastructure Act.”
- **Industry Events**
 - **September 7**
 - The Bipartisan Policy Center holds a [virtual discussion](#) on “Local Perspectives on Federal Wildfire Assistance.”
 - **September 12**
 - The Center for Strategic and International Studies holds a [discussion](#) on “Water: Access, Livelihoods, and Security.”