

SPECIAL CITY COUNCIL MEETING MINUTES

The City Council of the City of Kyle, Texas met in Special Session on February 23, 2021 and due to COVID-19, some members attended virtually (v) at Spectrum 10; <https://www.cityofkyle.com/kyletv/kyle-10-live> with the following persons present:

****Special Note**** This meeting was originally scheduled for February 16, 2021, but due to Winter Storm Uri 2021, the meeting was rescheduled to be conducted on this date, February 23, 2021.

Mayor Travis Mitchell (v)
Mayor Pro Tem Rick Koch
Council Member Dex Ellison (v)
Council Member Yvonne Flores-Cale
Council Member Robert Rizo (v)
Council Member Ashlee Bradshaw
Council Member Michael Tobias (v)
Scott Sellers, City Manager
James Earp, Assistant City Manager (v)
Paige Saenz, City Attorney (v)
Barbara, Boulware-Wells, City Attorney (v)
Jerry Hendrix, Chief of Staff (v)
Samantha Armbruster, Communications Dir.
Jennifer Holm, City Secretary
Diana Torres, Economic Dev Director (v)
Perwez Moheet, Finance Director (v)
Sandra Duran, HR Director (v)
Matt Dawson, IT Director
Grant Bowling, Video Production Specialist
Mariana Espinoza, PARD Director (v)
Howard Koontz, Community Dev Director (v)
Will Atkinson, City Planner (v)
Jeff Barnett, Chief of Police (v)
Tim Samford, Div. Mgr. - Treatment Operations (v)

I. Call Meeting to Order

Mayor Pro Tem Koch called the meeting to order at 5:05 p.m. Mayor Pro Tem Koch asked the city secretary to call roll.

Present were: Mayor Pro Tem Koch, Council Member Flores-Cale, Council Member Bradshaw, and Council Member Tobias. A quorum was present. Mayor Mitchell, Council Member Ellison, and Council Member Rizo were absent at roll call. Council Member Ellison arrived virtually at 5:05 p.m. Mayor Mitchell arrived virtually at 5:08 p.m. and entered into executive session. Council Member Rizo arrived virtually at approximately 5:10 p.m. and entered into executive session.

II. Citizen Comment Period with City Council

1. Members of the public that wish to provide citizen comment have the following options:

1. In-Person at Kyle City Hall
2. Virtual Attendance - Submit the online registration form found at: <https://www.cityofkyle.com/council/citizen-comment-sign>. Registration must be received by 12 p.m. on the day of the meeting.

Mayor Pro Tem Koch opened citizen comments at 5:06 p.m. With no one wishing to speak, Mayor Pro Tem Koch closed citizen comments at 5:06 p.m.

III. Executive Session

2. Pursuant to Chapter 551, Texas Government Code, the City Council reserves the right to convene into Executive Session(s) from time to time as deemed necessary during this meeting. The City Council may convene into Executive Session pursuant to any lawful exception contained in Chapter 551 of the Texas Government Code including any or all of the following topics.
 1. Pending or contemplated litigation or to seek the advice of the City Attorney pursuant to Section 551.071.
 - Pipeline Ordinance
 - City Lights and Kyle Marketplace Subdivision/Development
 - Zoning Application Process
 - Plum Creek Land Dedication
 - Water Well Agreement
 - Texas Lehigh Lease
 - Parks Bond Interlocal Agreement with Hays County
 - 104 S. Burleson
 - Tax Credit Housing
 2. Possible purchase, exchange, lease, or value of real estate pursuant to Section 551.072.
 - Plum Creek Land Dedication
 3. Personnel matters pursuant to Section 551.074.
 4. Convene into executive session pursuant to Section 551.087, Texas Government Code, to deliberate regarding the offer of economic incentives to one or more business prospects that the City seeks to have locate, stay, or expand in or near the City.
 - 104 S. Burleson
 - Project Space Shuttle
 5. Deliberation regarding deployment of security personnel, critical infrastructure, or security devices pursuant to Section 551.089.

Council Member Bradshaw read into the record, "Pursuant to Chapter 551, Texas Government Code, the City Council reserves the right to convene into Executive Session(s) from time to time as deemed necessary during this meeting. The City Council may convene into Executive Session pursuant to any lawful exception contained in Chapter 551 of the Texas Government Code including any or all of the following topics: Pending or contemplated litigation or to seek the advice of the City Attorney pursuant to Section 551.071 - Pipeline Ordinance, City Lights and Kyle Marketplace Subdivision/Development, Zoning Application Process, Plum Creek Land

Dedication, Water Well Agreement, Texas Lehigh Lease, Parks Bond Interlocal Agreement with Hays County, 104 S. Burleson, Tax Credit Housing; Possible purchase, exchange, lease, or value of real estate pursuant to Section 551.072 - Plum Creek Land Dedication; Convene into executive session pursuant to Section 551.087, Texas Government Code, to deliberate regarding the offer of economic incentives to one or more business prospects that the City seeks to have locate, stay, or expand in or near the City - 104 S. Burleson, Project Space Shuttle; and Deliberation regarding deployment of security personnel, critical infrastructure, or security devices pursuant to Section 551.089.”

The City Council convened into executive session at 5:08 p.m.

3. Take action on items discussed in Executive Session.

Mayor Mitchell called the meeting back to order at 7:05 p.m. Mayor Mitchell announced that no action took place in Executive Session and no action would be taken now.

IV. Consider and Possible Action

4. *(First Reading)* Amendment to an Ordinance of the City of Kyle, Texas Regulating Oil and Gas Pipeline Building Standards and Provisions; Making Findings of Fact; Providing Severability and Open Meetings Clauses; and Providing for Related Matters. ~ *J. Scott Sellers, City Manager*

Mayor Mitchell brought forward Item No. 4 for discussion. Mr. Sellers presented the item.


Mayor Mitchell moved to amendment to an Ordinance of the City of Kyle, Texas Regulating Oil and Gas Pipeline Building Standards and Provisions; Making Findings of Fact; Providing Severability and Open Meetings Clauses; and Providing for Related Matters. Council Member Flores-Cale seconded the motion. All votes aye; motion carried 7-0.

There were no objections to having the item finally passed.


V. Adjourn

Mayor Mitchell moved to adjourn. Council Member Rizo seconded the motion. No vote was held.

With no further business to discuss, the City Council adjourned at 7:07 p.m.


Travis Mitchell, Mayor

Attest:


Jennifer Holm, City Secretary