

[Agenda](#)[Minutes](#)[Close](#)

CITY OF KYLE



Notice of Regular City Council Meeting

KYLE CITY HALL
100 W. Center Street

Notice is hereby given that the governing body of the City of Kyle, Texas will meet at 7:00 PM on 11/20/2012, at Kyle City Hall, 100 West Center Street, Kyle, Texas for the purpose of discussing the following agenda.

Posted this 15th day of November, 2012 prior to 7:00 p.m.

I. Call Meeting To Order

II. Approval of Minutes

1. City Council Regular Meeting - November 6, 2012 ~ *Amelia Sanchez, City Secretary*

 [Attachments](#)

2. City Council Special Called Meeting - November 7, 2012, 6:00 p.m. ~ *Amelia Sanchez, City Secretary*

 [Attachments](#)

III. Citizen Comment Period With City Council

The City Council welcomes comments from Citizens early in the agenda of regular meetings. Those wishing to speak must sign in before the meeting begins at the Kyle City Hall. Speakers may be provided with an opportunity to speak during this time period, and they must observe the three-minute time limit.

IV. Presentation

3. Presentation of Employee of the Month for the Month of October ~ *Lanny Lambert, City Manager*

- *Harper Wilder, Director of Public Works*

 [Attachments](#)

4. Presentation of Kyle Chamber of Commerce Quarterly Report for Reporting

Period July 2012 through September 2012 ~ *Ray Hernandez, Executive Director of Kyle Area Chamber of Commerce & Visitor's Bureau*

 [Attachments](#)

V. Consent Agenda

5. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KYLE, TEXAS, ACCEPTING PLUM CREEK PHASE 1 SECTION 1H SUBDIVISION IMPROVEMENTS; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED WAS NOTICED AND IS OPEN TO THE PUBLIC AS REQUIRED BY LAW ~ *Steven Widacki, P. E., City Engineer*

 [Attachments](#)

6. (*Second Reading*) AN ORDINANCE OF THE CITY OF KYLE, TEXAS, ACCORDING TO CHAPTER 47, ARTICLE III OF THE CITY OF KYLE CODE OF ORDINANCES TO PROHIBIT PARKING ALONG SCOTT STREET BETWEEN NORTH MEYER STREET AND WEST 2nd (SECOND) STREET; PROVIDING A MAXIMUM PENALTY OF \$500.00; PROVIDING OPEN MEETINGS AND EFFECTIVE DATE CLAUSES; PROVIDING FOR RELATED MATTERS ~ *Steven Widacki, P.E., City Engineer*

 [Attachments](#)

7. Authorize award and execution of a Purchase Order to SUPERCIRCUITS, INC., of Austin, Texas in an amount not to exceed \$28,424.01 for the purchase and installation of networking equipment, surveillance equipment, security equipment, and associated hardware including labor costs for use by the Police Department at their new facility ~ *Mark Shellard, Director of Information Technology*

 [Attachments](#)

8. Authorize award and execution of a Purchase Order to MONROE COMMUNICATIONS SYSTEMS CORP., DBA THE TELEPHONE CONNECTION of Austin, Texas in an amount not to exceed \$6,732.38 for the purchase and installation of ten (10) telephones and associated hardware including labor costs for use by the Police Department at their new facility ~ *Mark Shellard, Director of Information Technology*

 [Attachments](#)

9. Ratify award and execution of a Purchase Order to SOUTHERN COMPUTER WAREHOUSE of Marietta, Georgia, in an amount not to exceed \$6,965.70 for the purchase of ten (10) desktop computers, monitors, and MS Office software for use by the Police Department at their new facility ~ *Mark Shellard, Director of Information Technology*

 [Attachments](#)

10. *(Second Reading)* AN ORDINANCE AMENDING CHAPTER 5, ENTITLED “ANIMALS” IN THE CITY CODE OF ORDINANCES; PROVIDING FOR THE REGULATION OF ANIMALS, WITHIN THE CITY LIMITS OF KYLE, PROVIDING FOR THE REPEAL OF CONFLICTING ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING PENALTIES; AND PROVIDING AN EFFECTIVE DATE ~ *Jeff Barnett, Chief of Police*

 [Attachments](#)

11. *(Second Reading)* AN ORDINANCE OF THE CITY OF KYLE, TEXAS AUTHORIZING AND DIRECTING THE INSTALLATION AND ERECTION OF FOUR WAY STOP SIGNS FOR THE ZONING OF TRAFFIC CONTROL ON BEBEE ROAD AT THE INTERSECTION OF DACY LANE IN THE CITY LIMITS OF KYLE; FIXING A PENALTY THEREFOR; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; AND ORDAINING OTHER PROVISIONS RELATED TO THE SUBJECT MATTER THEREOF ~ *James Earp, Assistant City Manager*

 [Attachments](#)

12. *(Second Reading)* AN ORDINANCE OF THE CITY OF KYLE, TEXAS, ADOPTING AND ENDORSING AN UPDATE TO THE EXISTING WATER CONSERVATION PLAN IN COMPLIANCE WITH THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY AND TEXAS WATER DEVELOPMENT BOARD RULES AND PROCEDURES; MAKING FINDINGS OF FACT; AND PROVIDING FOR RELATED MATTERS ~ *Jason Biemer, Utility Coordinator, Public Works*

 [Attachments](#)

13. Authorize award and execution of a Purchase Order to ALLEGIANCE POWER SYSTEMS INC., of Lago Vista, Texas in an amount not to exceed \$4,000 to provide generator maintenance services for specified city facilities ~ *Kerry Urbanowicz, Director of Parks and Recreation*

 [Attachments](#)

VI. Consider and Possible Action

14. *(First Reading)* AN ORDINANCE OF THE CITY OF KYLE, TEXAS, AMENDING ORDINANCE NO. 708 ADOPTED ON SEPTEMBER 5, 2012 MAKING APPROPRIATIONS FOR THE SUPPORT OF THE CITY FOR FISCAL YEAR BEGINNING OCTOBER 1, 2012 AND ENDING SEPTEMBER 30, 2013; BY INCREASING THE AMOUNT OF APPROPRIATIONS FOR THE PUBLIC WORKS DEPARTMENT BY APPROPRIATING \$20,000.00 FROM

THE FUND BALANCE OF THE CITY'S GENERAL FUND TO PROVIDE FUNDING FOR THE PAYMENT OF EXPENDITURES FOR BUNTON CREEK ROAD REPAIRS AS AUTHORIZED BY CITY COUNCIL ON NOVEMBER 7, 2012. ~ *Perwez A. Moheet, CPA, Director of Finance*

 [Attachments](#)

15. Discussion and possible action for selecting a design and authorizing a Purchase Order for the design, installation and software for digital LED marquee and monument in an amount not to exceed \$40,000.00 to replace existing marquee in Mary Kyle Hartson City Square Park ~ *Kerry Urbanowicz, Director of Kyle Parks and Recreation*

 [Attachments](#)

16. Approval of City's Consent to Assignment of Development Agreement Lehman Family Limited Partnership and Lehman Family Trust to Jansen Equipment, Inc. October 2, 2012 Blk. OPR Vol. 4452 Page 613 Hays County, Texas Official Records. 5.692 acres +- ~ *Frank Garza, City Attorney*

 [Attachments](#)

17. Consideration and Possible Action approving an Employment Contract with Julian Grant for a full time City Attorney position to include performing General Corporate Counsel Managing and/or otherwise providing four separate Categories of Service: (1) General Representation (2) Special Projects (3) Litigation (4) Court Prosecution and (5) other legal duties as assigned ~ *Frank Garza, City Attorney*

 [Attachments](#)

18. Consideration and Possible Action to Approve an Agreement for Legal Services with the Law Offices of Davidson Troilo Ream & Garza, P.C. to perform legal services on an as needed basis in connection with providing legal advice and opinions, prosecuting, defending, or drafting documents on behalf of the City of Kyle, Texas ~ *Lanny Lambert, City Manager*

 [Attachments](#)

19. Discussion and Adoption of City Council Meetings Master Calendar for 2013 ~ *Lanny Lambert, City Manager*

 [Attachments](#)

20. A RESOLUTION OF THE CITY OF KYLE, TEXAS, SUPPORTING CAPITAL METRO IN ITS PURSUIT OF LEGISLATION TO ALLOW TRANSIT AUTHORITIES TO CREATE LOCAL GOVERNMENT CORPORATIONS AS

A VOLUNTARY TOOL TO ALLOW CAPITAL METRO TO PROVIDE PUBLIC TRANSPORTATION SERVICE WITHOUT HAVING TO SUPPLANT A JURISDICTION'S EXISTING SALES TAX ~ *Jerry Hendrix, Director of Community Development*

 [Attachments](#)

VII. City Managers Report

21. Update on Various Capital Improvement Projects, Road Projects, Building Program, and/or General Operational Activities ~ *Lanny Lambert, City Manager*

- Discuss 2013 Legislative Priorities

 [Attachments](#)

VIII. Staff Report

22. Staff presentation of the Parks and Recreation Department Annual Activity Report ~ *Kerry Urbanowicz, Director of Parks and Recreation*

 [Attachments](#)

23. Present City of Kyle's Financial Performance Report (unaudited) for the 4th Quarter Ending September 30, 2012 ~ *Perwez A. Moheet, CPA, Director of Finance*

 [Attachments](#)

IX. Executive Session

24. Convene Into Executive Session pursuant to Section 551.072, Tex. Government Code, to discuss the purchase, exchange, lease or value of real property located in the Original Town of Kyle

 [Attachments](#)

25. Convene into Executive Session pursuant to Tex. Gov't. Code, § 551.074 to deliberate the evaluation, performance and employment of the City Manager

 [Attachments](#)

26. Reconvene Into Public Session and take action as appropriate in the Council's discretion regarding the purchase, exchange, lease or value of real property located in the Original Town of Kyle

 [Attachments](#)

27. Reconvene into Public Session and take action as appropriate regarding the evaluation, performance and employment of the City Manager

 [Attachments](#)

X. ADJOURN

At any time during the Regular City Council Meeting, the City Council may adjourn into an Executive Session, as needed, on any item listed on the agenda for which state law authorizes Executive Session to be held

*Per Texas Attorney General Opinion No. JC-0169; Open Meeting & Agenda Requirements, Dated January 24, 2000: The permissible responses to a general member communication at the meeting are limited by 551.042, as follows: "SEC.551.042. Inquiry Made at Meeting. (a) If, at a meeting of a government body, a member of the public or of the governmental body inquires about a subject for which notice has not been given as required by the subchapter, the notice provisions of this subchapter, do not apply to:(1) a statement of specific factual information given in response to the inquiry; or (2) a recitation of existing policy in response to the inquiry. (b) Any deliberation of or decision about the subject of the inquiry shall be limited to a proposal to place the subject on the agenda for a subsequent meeting.