

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 5/14/2013, at Kyle City Hall, 100 West Center Street, Kyle, Texas for the purpose of discussing the following agenda.

Posted this 9th day of May, 2013 prior to 7:00 p.m.

I. Call Meeting To Order

II. Approval of Minutes

1. City Council Regular Meeting - May 7, 2013 ~ *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

2. The Kyle City Council will recognize Council Member Brad Pickett for his dedication and service to the City of Kyle ~ *Lucy Johnson, Mayor*

 [Attachments](#)

3. Recognition of outgoing Public Works and Service Committee member Kelly Hoag for the selfless work and dedication for the citizens of Kyle ~ *David Wilson, Council Member District 4*

 [Attachments](#)

4. Recognition of outgoing Economic Development & Tourism Committee members Ross Wood and Vicki Rubsam for their leadership and dedication to the City of Kyle ~ *Diane Hervol, Mayor Pro Tem*

 [Attachments](#)

5. Presentation regarding Rock the Porch: A Public Art Initiative from Plum Creek ~ *Kelsey Kemper, PR, Plum Creek*

 [Attachments](#)

6. Recognition of the 3rd Graduating Class of the Kyle Citizen's Police Academy ~ *Jeff Barnett, Chief of Police*

- *Michele Christie*
- *Eric Gordon Sr.*
- *Zulema Ibarra*
- *James (Jim) Kasee*
- *Lora Kasee*
- *Janis Sills*
- *Jeffery Swietek*
- *David Wintermute*
- *Stanley Zygmunt*
- *Olga Hernandez*
- *Edgar Rodrigues*

 [Attachments](#)

7. Presentation of Kyle Leadership Academy Certifications ~ *Jerry Hendrix, Director of Community Development*

- *Kelly Hoag - Level 2*
- *Dallas Lee - Level 3*
- *Richard Rominger - Level 3*

 [Attachments](#)

V. Proclamations

8. Proclamation of the City of Kyle, Texas Proclaiming the week of May 12 - 18, 2013 as "Police Week" in the City of Kyle, Texas ~ *Lucy Johnson, Mayor*

 [Attachments](#)

9. Proclamation of the City of Kyle recognizing May 27, 2013 as "Memorial Day" in the City of Kyle, Texas ~ *David Wilson, Council Member District 4*

 [Attachments](#)

VI. Consent Agenda

10. *(Second Reading)* Approve an Ordinance to amend the City's Approved Budget for Fiscal Year 2012-13 by increasing appropriations in the Water Utility CIP Fund 331 by \$472,707.00 and increasing the amount of transfer from the Water and Wastewater Utility Operating Fund 310 by the same amount in order to provide funding for engineering services, easement acquisition, and construction costs associated with the relocation of an existing 12-inch water line impacted by the IH-35 at Yarrington Road improvement project ~ *Perwez A. Moheet, CPA, Director of Finance*

 [Attachments](#)

11. Authorize award and execution of a Purchase Order to PYRO ENGINEERING, INC of Bethpage, New York, in an amount not to exceed \$15,000.00 to provide materials and labor for the July 4th Independence Day Celebration fireworks show ~ *Kerry Urbanowicz, Director of Parks and Recreation*

 [Attachments](#)

12. Authorize award and execution of a Purchase Order to HINES POOL and SPA of Austin, TX, in an amount not to exceed \$11,500 to supply chemicals for use at the Kyle Public Pool ~ *Kerry Urbanowicz, Director of Parks & Recreation*

 [Attachments](#)

13. A RESOLUTION OF THE CITY OF KYLE, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT AGREEMENT ENTERED IN BY FANGGLE/Q4 MOBILE AND THE CITY OF KYLE, TEXAS, TO ALLOW THE DEVELOPMENT, IMPLEMENTATION, AND MAINTENANCE OF A MOBILE APP FOR THE KYLE PUBLIC LIBRARY; AS A PARTICIPANT IN THE MOBILE SOLUTIONS GRANT PROGRAM THROUGH THE TEXAS STATE LIBRARY AND ARCHIVES COMMISSION ~ *Joshua Moreno, Grants Administrator*

 [Attachments](#)

14. Ratify award and execution of a Purchase Order issued to SIGN CRAFTERS, INC., of San Marcos, Texas, in an amount not to exceed \$4,950.00 to remove old reflective vinyl signage and install new signage on ten marked police vehicles ~ *Jeff Barnett, Chief of Police*

 [Attachments](#)

VII. Consider and Possible Action

15. A RESOLUTION CANVASSING THE RETURNS AND DECLARING THE RESULTS OF THE MAY 11, 2013, GENERAL ELECTION OF THE CITY OF KYLE, TEXAS ~ *Frank Garza, City Attorney*

 [Attachments](#)

16. A RESOLUTION BY THE CITY COUNCIL OF CITY OF KYLE, TEXAS CANVASSING THE RETURNS AND DECLARING THE RESULTS OF A BOND ELECTION HELD MAY 11, 2013, AND CONTAINING PROVISIONS NECESSARY AND INCIDENTAL THERETO ~ *Frank Garza, City Attorney*

 [Attachments](#)

17. AN ORDINANCE OF THE CITY OF KYLE, TEXAS, CALLING A RUNOFF ELECTION ON SATURDAY, JUNE 1, 2013, FOR THE PURPOSE OF ELECTING COUNCIL MEMBER AT LARGE, POSITION THREE; PROVIDING FOR EARLY VOTING AND FOR NOTICE OF THE ELECTION; AND PROVIDING FOR OTHER MATTERS RELATING TO THE ELECTION ~ *Frank Garza, City Attorney*

 [Attachments](#)

18. (*First Reading*) APPROVE AN ORDINANCE OF THE CITY OF KYLE, TEXAS, AMENDING CHAPTER 50, "UTILITIES" OF THE CITY'S CODE OF ORDINANCES BY ADDING SECTIONS 50-1 TO 50-8, WHICH PROHIBITS ANY PERSON OR ENTITY FROM USING THE STREETS, ALLEYS, AND PUBLIC GROUNDS OF THE CITY EXCEPT AS AUTHORIZED BY THE CITY OR BY STATE LAW; FIXING THE STREET RENTAL FEES TO BE PAID BY SUCH PERSONS TO THE CITY PURSUANT TO THE TEXAS TAX CODE; PROVIDING PENALTIES FOR VIOLATION; PROVIDING FOR A SAVINGS CLAUSE; AND CONTAINING OTHER TERMS AND CONDITIONS RELATING TO THE SUBJECT MATTER. ~ *Frank Garza, City Attorney*

- Public Hearing

 [Attachments](#)

19. (*First Reading*) AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF KYLE, TEXAS, ("CITY") APPROVING IMPLEMENTATION OF THE FEBRUARY 11, 2013 INTERIM RATE ADJUSTMENT FILING PURSUANT TO THE TEXAS UTILITIES CODE § 104.301 OF TEXAS GAS SERVICE COMPANY, A DIVISION OF ONEOK, INC. ("TGS" OR "COMPANY"); AND DETERMINING THAT THIS ORDINANCE WAS PASSED IN ACCORDANCE WITH THE REQUIREMENTS OF THE TEXAS OPEN MEETINGS ACT; AND DECLARING AN EFFECTIVE DATE ~ *Jerry Hendrix, Director of Community Development*

- Public Hearing

 [Attachments](#)

20. A RESOLUTION OF THE CITY COUNCIL, OF KYLE, TEXAS, AUTHORIZING THE FILING OF A GRANT APPLICATION WITH THE U.S. DEPARTMENT OF JUSTICE, BUREAU OF JUSTICE ASSISTANCE, OFFICE OF JUSTICE PROGRAMS, BULLETPROOF VEST PARTNERSHIP (BVP), FOR THE FY2013 APPLICATION FUNDING PERIOD ~ *Joshua Moreno, Grants Administrator*

 [Attachments](#)

21. Approve Memorandum of Understanding between the Kyle Police Department and the Bureau of Alcohol, Tobacco, Firearms and Explosives ~ *Jeff Barnett, Chief of Police*

 [Attachments](#)

VIII. City Managers Report

22. Update on Various Capital Improvement Projects, Road Projects, Building Program, and/or General Operational Activities ~ *Lanny Lambert, City Manager*
1. Police Department Open House, May 16, 2013, 11:00 a.m.
 2. Kyle Animal Control Pet Fair, June 1, 2013
 3. Discuss City Council Retreat scheduled for June 22, 2013

 [Attachments](#)

IX. 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.