

SPECIAL CITY COUNCIL MEETING MINUTES

The City Council of the City of Kyle, Texas met in Special Session on April 1, 2023 at Kyle City Hall with the following persons present:

Mayor Travis Mitchell
Mayor Pro Tem Michael Tobias
Council Member Bear Heiser
Council Member Yvonne Flores-Cale
Council Member Miguel Zuniga
Council Member Ashlee Bradshaw
Council Member Daniela Parsley
Jerry Hendrix, Interim City Manager
Amber Schmeits, Assistant City Manager
Paige Saenz, City Attorney
Rachel Sonnier, Communications Director
Grant Bowling, Video Production Specialist
Jennifer Kirkland, City Secretary
Perwez Moheet, Finance Director
Sandra Duran, HR Director
Jeff Barnett, Chief of Police
Pedro Hernandez, Assistant Chief of Police
Tim Griffith, Police Commander
Mark Spencer, Police Officer

I. Call Meeting to Order

Mayor Mitchell called the meeting to order at 9:00 a.m. Mayor Mitchell asked the city secretary to call roll.

Present were: Mayor Mitchell, Mayor Pro Tem Tobias, Council Member Heiser, Council Member Flores-Cale, Council Member Bradshaw, and Council Member Parsley. A quorum was present. Council Member Zuniga was absent. He arrived at 9:01 a.m. and entered into executive session.

II. Citizen Comment Period with City Council

Mayor Mitchell opened citizen comments at 9:00 a.m. With no one wishing to speak, Mayor Mitchell closed citizen comments at 9:00 a.m.

III. Executive Session

1. 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 and Attorneys concerning legal issues pursuant to Section 551.071, Texas Government Code, and Section 1.05, Texas Disciplinary Rules of Professional Conduct.
 - Engagement of an Employment Attorney

2. Possible purchase, exchange, lease, or value of real estate pursuant to Section 551.072 to deliberate the purchase of real property for public purpose.
3. Personnel matters pursuant to Section 551.074.
 - City Manager Candidate Review
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.

Mayor Mitchell 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 and Attorneys concerning legal issues pursuant to Section 551.071, Texas Government Code, and Section 1.05, Texas Disciplinary Rules of Professional Conduct - Engagement of an Employment Attorney; and Personnel matters pursuant to Section 551.074 - City Manager Candidate Review.”

The City Council convened into executive session at 9:01 a.m.

Council Member Bradshaw left the meeting at 10:44 a.m.

2. Take action on items discussed in Executive Session.

Mayor Mitchell called the meeting back to order at 11:10 a.m. Mayor Mitchell announced that no action took place in Executive Session and no action would be taken now.

IV. Consider and Possible Action

5. Discuss, authorize and possibly approve the verbiage of the Request for Qualifications (RFQ), approved by the City Council during the March 21, 2023, regular council meeting, to allow for the Council to receive, review and possibly retain legal counsel, specifically for the future City Manager's contract. ~ *Yvonne Flores-Cale, Council Member*

Mayor Mitchell brought forward Item No. 5 out of order, after Item No. 2.

Mayor Mitchell moved to direct the Knight Law Firm to retain independent counsel in pursuit of consultation as it relates to the employment contract of the city manager through a Professional Services Agreement, and for the independent counsel to be Lloyd Gosselink. Council Member Parsley seconded the motion. Motion carried 5-1 with Council Member Flores-Cale dissenting.

3. Discussion and history of Prop F approved through the 2020 City Charter Election.
4. Discussion and possible action on implementation of the committee and police department reporting requirements of Prop F, Section 7.06 of the City Charter.

Mayor Mitchell brought forward Item No. 3 and 4 for discussion simultaneously.

Mayor Mitchell moved to direct staff to create an ordinance for the police oversight committee consistent with the scope that has been discussed and outlined during the meeting to be brought to council for review and adoption at the first regularly scheduled council meeting in May. Mayor Pro Tem Tobias seconded the motion. Motion carried 6-0.

V. Adjourn

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

With no further business to discuss, the City Council adjourned at 12:28 p.m.



Travis Mitchell, Mayor

Attest:



Jennifer Kirkland, City Secretary