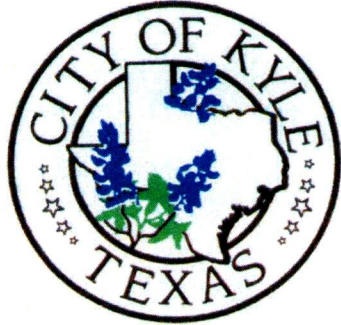


[Agenda](#)[Minutes](#)[Close](#)

# 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 3/18/2014, at Kyle City Hall, 100 West Center Street, Kyle, Texas for the purpose of discussing the following agenda.

Posted this 13th day of March, 2014 prior to 7:00 p.m.

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### I. Call Meeting To Order

### II. Approval of Minutes

1. City Council Regular Meeting - March 4, 2014 ~ *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. Consent Agenda

2. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KYLE, TEXAS, ACCEPTING HOMETOWN KYLE PHASE 4 SECTION 2 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. ~ *Leon Barba, P. E., City Engineer*

 [Attachments](#)

3. *(Second Reading)* AN ORDINANCE OF THE CITY KYLE, TEXAS, ZONING FOR TRAFFIC AND RATE OF SPEED THEREIN ON IH 35 SB FRONTAGE ROAD IN THE CITY LIMITS OF THE CITY OF KYLE; DEFINING SPEEDING AND FIXING A PENALTY THEREFORE; DECLARING WHAT MAY BE A SUFFICIENT COMPLAINT IN PROSECUTIONS HEREUNDER; WITH A SAVING CLAUSE REPEALING CONFLICTING LAWS AND DECLARING AN EMERGENCY. ~ *Leon Barba, P. E., City Engineer*

 [Attachments](#)

4. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KYLE, TEXAS AUTHORIZING THE FILING OF A GRANT APPLICATION IN THE AMOUNT OF \$32,000 TO THE OFFICE OF THE GOVERNOR, VIOLENT CRIMES AGAINST WOMEN CRIMINAL JUSTICE AND TRAINING PROJECTS GRANT; AND AUTHORIZE \$22,600 IN MATCHING FUNDS FROM THE POLICE DEPARTMENT'S APPROVED OPERATING BUDGET FOR FY2015, TO CONTINUE TO FUND THE POLICE DEPARTMENT'S FULL-TIME VICTIM'S COORDINATOR POSITION ENDING MARCH 30, 2015. ~ *Josh Moreno, Grants Administrator*

 [Attachments](#)

5. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KYLE, TEXAS AUTHORIZING THE FILING OF A GRANT APPLICATION IN THE AMOUNT OF \$77,900 TO THE OFFICE OF THE GOVERNOR, DJ-EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT PROGRAM, TO FUND THE CITY OF KYLE FULL-TIME MENTAL HEALTH OFFICER POSITION FOR FY2015, ENDING SEPTEMBER 30, 2015; ~ *Josh Moreno, Grants Administrator*

 [Attachments](#)

6. *(Second Reading)* AN ORDINANCE OF THE CITY OF KYLE, TEXAS, AMENDING ORDINANCE 438, ARTICLE II-ZONING DISTRICTS AND REGULATIONS (SECTION 53-33.GENERAL REQUIREMENTS AND LIMITATIONS) TO EXEMPT PROPERTIES WITHIN THE ORIGINAL TOWN OF KYLE FROM THE RESIDENTIAL REQUIREMENT OF CONSTRUCTION OF A GARAGE. AUTHORIZING THE CITY SECRETARY TO AMEND ORDINANCE 438 OF THE CITY OF KYLE SO AS TO REFLECT THIS CHANGE; PROVIDING FOR PUBLICATION DATE; PROVIDING FOR SEVERABILITY; AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE WAS PASSED WAS OPEN TO THE PUBLIC AS REQUIRED BY LAW ~ *Sofia Nelson, Director of*

## Planning

*The Planning Commission approved the amendment with a vote of 6-0.*

### Attachments

7. *(Second Reading)* AN ORDINANCE AMENDING ORDINANCE NO. 311 (PLUM CREEK PLANNED UNIT DEVELOPMENT OVERLAY DISTRICT ZONING ORDINANCE). ARTICLE II-PUD DISTRICTS: REGULATIONS AND PERFORMANCE STANDARDS, PART C ZONING, SECTION 8-“MXD” MIXED USE TO INSERT SECTION (9) OPERATING HOURS FOR “MXD” COMMERCIAL USES. AUTHORIZING THE CITY SECRETARY TO AMEND THE ORDINANCE 311 OF THE CITY OF KYLE SO AS TO REFLECT THIS CHANGE; PROVIDING FOR PUBLICATION DATE; PROVIDING FOR SEVERABILITY; AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE WAS PASSED WAS OPEN TO THE PUBLIC AS REQUIRED BY LAW. ~ *Sofia Nelson, Director of Planning*

*Planning and Zoning voted 6-0 to approve the amendment*

### Attachments

8. *(Second Reading)* AN ORDINANCE AMENDING ORDINANCE NO. 311 (PLUM CREEK PLANNED UNIT DEVELOPMENT OVERLAY DISTRICT ZONING ORDINANCE). ARTICLE II-PUD DISTRICTS: REGULATIONS AND PERFORMANCE STANDARDS, PART C ZONING, SECTION 5 “R-3” MULTI-FAMILY RESIDENTIAL PUD DISTRICT (C) SITE DEVELOPMENT REGULATIONS; SECTION 6 “NC” NEIGHBORHOOD COMMERCIAL PUD DISTRICT (C) SITE DEVELOPMENT REGULATIONS, SECTION 7”C” COMMERCIAL PUD DISTRICT (C) SITE DEVELOPMENT REGULATIONS, SECTION 8 “MXD” MIXED USE PUD DISTRICT (D) SITE DEVELOPMENT REGULATIONS, SECTION 9 “EMP” EMPLOYMENT PUD DISTRICT (C) SITE DEVELOPMENT STANDARDS, SECTION 10 “LI LIGHT INDUSTRIAL PUD DISTRICT (C) SITE DEVELOPMENT REGULATIONS- TO ADD A REQUIREMENT TO PROVIDE A LETTER OF APPROVAL FROM THE ARCHITECTURAL REVIEW COMMITTEE WITH THE APPLICATION FOR A SITE PLAN. AUTHORIZING THE CITY SECRETARY TO AMEND THE ORDINANCE 311 OF THE CITY OF KYLE SO AS TO REFLECT THIS CHANGE; PROVIDING FOR PUBLICATION DATE; PROVIDING FOR SEVERABILITY; AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE WAS PASSED WAS OPEN TO THE PUBLIC AS REQUIRED BY LAW. ~ *Sofia Nelson, Director of Planning*

*Planning and Zoning Commission voted 6-0 to approve the amendment.*

 [Attachments](#)

9. *(Second Reading)* AN ORDINANCE AMENDING ORDINANCE NO. 311 (PLUM CREEK PLANNED UNIT DEVELOPMENT OVERLAY DISTRICT ZONING ORDINANCE). ARTICLE II-PUD DISTRICTS: REGULATIONS AND PERFORMANCE STANDARDS, PART C ZONING, SECTION 8-"MXD" MIXED USE (D) SITE DEVELOPMENT REGULATIONS (6)(D)MAXIMUM HEIGHT: TO INSERT A REQUIREMENT FOR A COMPATIBILITY SETBACK WHEN A MXD DEVELOPMENT IS ADJACENT TO A R-1 DEVELOPMENT. AUTHORIZING THE CITY SECRETARY TO AMEND THE ORDINANCE 311 OF THE CITY OF KYLE SO AS TO REFLECT THIS CHANGE; PROVIDING FOR PUBLICATION DATE; PROVIDING FOR SEVERABILITY; AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE WAS PASSED WAS OPEN TO THE PUBLIC AS REQUIRED BY LAW. ~ *Sofia Nelson, Director of Planning*

*The Planning and Zoning Commission voted 6-0 to approve the amendment.*

 [Attachments](#)

10. *(Second Reading)* AN ORDINANCE AMENDING ORDINANCE NO. 311 (PLUM CREEK PLANNED UNIT DEVELOPMENT OVERLAY DISTRICT ZONING ORDINANCE). ARTICLE II- PUD DISTRICTS: REGULATIONS AND PERFORMANCE STANDARDS, PART C ZONING, SECTION 7"C" COMMERCIAL PUD DISTRICT (C) SITE DEVELOPMENT REGULATIONS TO ADD A REQUIREMENT FOR SITE LIGHTING- REQUIRING ALL PARKING LOT LIGHTS, SECURITY LIGHTS AND OTHER LIGHTS TO BE DESIGNED TO DIRECT LIGHT DOWN ONTO THE SITE AND AWAY FROM ADJACENT RESIDENTIAL PROPERTY WITH NO EXPOSED LIGHTING SOURCES VISIBLE FROM ADJACENT PROPERTIES WITH USE CATEGORIES OF R-1 OR R-2. AUTHORIZING THE CITY SECRETARY TO AMEND THE ORDINANCE 311 OF THE CITY OF KYLE SO AS TO REFLECT THIS CHANGE; PROVIDING FOR PUBLICATION DATE; PROVIDING FOR SEVERABILITY; AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE WAS PASSED WAS OPEN TO THE PUBLIC AS REQUIRED BY LAW. ~ *Sofia Nelson, Director of Planning*

*Planning and Zoning Commission voted 6-0 to approve the amendment.*

 [Attachments](#)

11. *(Second Reading)* AN ORDINANCE AMENDING CHAPTER 53 (ZONING) OF THE CITY OF KYLE, TEXAS, FOR THE PURPOSE OF ASSIGNING ORIGINAL ZONING TO APPROXIMATELY 3.104 ACRES OF LAND FROM 'AG' AGRICULTURE TO 'RS' RETAIL SERVICE DISTRICT, ON PROPERTY LOCATED AT 1250 DACY LANE, IN HAYS COUNTY, TEXAS. (SERGIO AND TERESA LOPEZ Z-14-003); AUTHORIZING THE CITY SECRETARY TO AMEND THE ZONING MAP OF THE CITY OF KYLE SO AS TO REFLECT THIS CHANGE; PROVIDING FOR PUBLICATION AND EFFECTIVE DATE; PROVIDING FOR SEVERABILITY; AND ORDAINING OTHER PROVISIONS RELATED TO THE SUBJECT MATTER HEREOF; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS WAS PASSED WAS OPEN TO THE PUBLIC AS REQUIRED BY LAW. ~ *Sofia Nelson, Director of Planning*

 [Attachments](#)

12. Village at Kohler's Crossing - Site Plan (SD-13-014)  
2.932 acres; 34,200 square foot building  
Location: Southeast corner of Kohler's Crossing and extension of Benner  
Applicant: Jon Kasling, ATX Plum Creek Partners I, LP, Vice-President  
Agent: Jeff Shindler, P.E., Texas Design Interests, LLC  
~ *Sofia Nelson, Director of Planning*

*Planning and Zoning Commission voted 6-0 to approve the site plan with the condition that the plat be recorded or fiscal posted.*

 [Attachments](#)

13. *(Second Reading)* AN ORDINANCE OF THE CITY OF KYLE, TEXAS, REVIEWING THE RATE INCREASE REQUEST OF MONARCH UTILITIES I, L.P.; ADOPTING A FINAL DETERMINATION DENYING THE REQUESTED INCREASE IN RATES; FINDING THAT THE APPLICATION TO INCREASE RATES IS IN VIOLATION OF LAW AND UNREASONABLE; ORDERING THAT NO INCREASE IN RATES OCCUR; REQUIRING THE REIMBURSEMENT OF RATE CASE EXPENSES; ESTABLISHING AN EFFECTIVE DATE FOR THIS ORDINANCE; CONTAINING A SAVING CLAUSE; PROVIDING FOR SEVERABILITY; PROVIDING FOR PUBLIC NOTICE PURSUANT TO THE TEXAS OPEN MEETINGS ACT; ESTABLISHING THAT THIS ORDINANCE SHALL GOVERN OVER PREVIOUSLY ADOPTED RESOLUTIONS; MAKING SUCH OTHER FINDINGS AND PROVISIONS RELATED HERETO. ~ *Jerry Hendrix, Chief of Staff*

 [Attachments](#)

14. *(Second Reading)* AN ORDINANCE SUSPENDING THE IMPLEMENTATION OF THE INTERIM RATE ADJUSTMENT UNDER SECTION 104.301 OF THE TEXAS UTILITIES CODE BY TEXAS GAS SERVICE COMPANY WITHIN THE CITY OF KYLE, TEXAS, PENDING HEARING AND DECISION BY THE CITY COUNCIL. ~ *Jerry Hendrix, Chief of Staff*

 [Attachments](#)

#### V. Consider and Possible Action

15. *(First and Final Reading)* AN ORDINANCE AUTHORIZING THE ISSUANCE OF APPROXIMATELY \$1,950,000 "CITY OF KYLE, TEXAS TAX NOTES, SERIES 2014"; LEVYING A CONTINUING DIRECT ANNUAL AD VALOREM TAX ON ALL TAXABLE PROPERTY WITHIN THE CITY TO PAY THE PRINCIPAL OF AND INTEREST ON SAID NOTES AND TO CREATE A SINKING FUND FOR THE REDEMPTION THEREOF AND THE ASSESSMENT AND COLLECTION OF SUCH TAXES; AUTHORIZING THE SALE THEREOF; ENACTING PROVISIONS INCIDENT AND RELATED TO THE ISSUANCE OF SAID NOTES. ~ *Perwez A. Moheet, CPA, Director of Finance, Chris W. Allen, Senior Vice President, First Southwest Company (City's Financial Advisor), Tom Pollan, Bickerstaff Heath Delgado Acosta, LLP (City's Bond Counsel)*

 [Attachments](#)

16. Presentation and acceptance of Comprehensive Annual Financial Report and Independent Auditors' Report for Fiscal Year Ended September 30, 2013. ~ *Perwez A. Moheet, CPA, Director of Finance and Michael W. O'Brien, CPA, Partner, Padgett Stratemann, Certified Public Accountants.*

 [Attachments](#)

17. A RESOLUTION OF THE CITY OF KYLE, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE A SITE ACCESS LICENSE AGREEMENT WITH DALLAS MTA, L.P., D/B/A VERIZON WIRELESS, TO ALLOW FOR ENVIRONMENTAL TESTING AND SAMPLING PERTAINING TO THE SUITABILITY OF CERTAIN CITY-OWNED REAL PROPERTY LOCATED AT 172 KIRKHAM CIRCLE, KYLE, TEXAS, FOR THE PLACEMENT, MAINTENANCE AND USE OF A COMMUNICATIONS FACILITY; MAKING FINDINGS OF FACT; PROVIDING AN EFFECTIVE DATE; AND FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION WAS CONSIDERED WAS LEGALLY NOTICED AND OPEN TO THE PUBLIC. ~ *Harper Wilder, Director of Public Works*

 [Attachments](#)

18. *(First Reading)* AN ORDINANCE OF THE CITY OF KYLE, TEXAS, AMENDING THE COMPREHENSIVE MASTER PLAN APPLICATION CHARTS AS FOLLOWS AND AS SHOWN ON EXHIBIT A:

- TO IDENTIFY NEIGHBORHOOD COMMERCIAL (NC) AND COMMUNITY COMMERCIAL (CC) AS RECOMMENDED ZONING DISTRICTS AND CHANGE RETAIL SERVICES (RS) AS NOT RECOMMENDED WITHIN IN THE LOCAL NODE FUTURE LAND USE DISTRICT.
- TO IDENTIFY NEIGHBORHOOD COMMERCIAL (NC) AND COMMUNITY COMMERCIAL (CC) AS CONDITIONAL ZONING DISTRICTS WITHIN THE REGIONAL NODE FUTURE LAND USE DISTRICT.
- TO IDENTIFY NEIGHBORHOOD COMMERCIAL (NC) AND COMMUNITY COMMERCIAL (CC) AS CONDITIONAL ZONING DISTRICTS AND CHANGE CBD1 AND CBD2 AS NOT RECOMMENDED ZONING DISTRICTS WITHIN THE SUPER-REGIONAL NODE FUTURE LAND USE DISTRICT.
- TO IDENTIFY NEIGHBORHOOD COMMERCIAL (NC) AND COMMUNITY COMMERCIAL (CC) AS NOT RECOMMENDED ZONING DISTRICTS AND CHANGE RETAIL SERVICES (RS) TO A NOT RECOMMENDED ZONING DISTRICT WITHIN THE RIPARIAN LANDSCAPE FUTURE LAND USE DISTRICT.
- TO IDENTIFY NEIGHBORHOOD COMMERCIAL (NC) AS A CONDITIONAL ZONING DISTRICT, COMMUNITY COMMERCIAL (CC) AS A NOT RECOMMENDED ZONING DISTRICT AND CHANGE RETAIL SERVICES (RS) AS A NOT RECOMMENDED ZONING DISTRICT WITHIN THE FARM LANDSCAPE FUTURE LAND USE DISTRICT.
- TO IDENTIFY NEIGHBORHOOD COMMERCIAL (NC) AS A CONDITIONAL ZONING DISTRICT, COMMUNITY COMMERCIAL (CC) AS A NOT RECOMMENDED ZONING DISTRICT AND CHANGE RETAIL SERVICES (RS) AS A ZONING DISTRICT NOT RECOMMENDED WITHIN THE RANCH LANDSCAPE FUTURE LAND USE DISTRICT.
- TO IDENTIFY NEIGHBORHOOD COMMERCIAL (NC) AS A CONDITIONAL ZONING DISTRICT, COMMUNITY COMMERCIAL (CC) AS A NOT RECOMMENDED ZONING DISTRICT AND CHANGE CBD-1 AND CBD-2 TO CONDITIONAL ZONING DISTRICTS, R-1-1 AND R-1-2(SINGLE FAMILY RESIDENTIAL) AS A RECOMMENDED ZONING DISTRICTS, AND R-3-3 AS NOT RECOMMENDED ZONING DISTRICTS WITHIN THE OLD TOWN FUTURE LAND USE DISTRICT.
- TO IDENTIFY NEIGHBORHOOD COMMERCIAL (NC) AND COMMUNITY COMMERCIAL (CC) AS RECOMMENDED ZONING DISTRICTS AND CHANGE RETAIL SERVICES (RS) TO A CONDITIONAL ZONING DISTRICT WITHIN THE CORE AREA TRANSITION FUTURE LAND USE DISTRICT.
- TO IDENTIFY NEIGHBORHOOD COMMERCIAL (NC) AS A

CONDITIONAL ZONING DISTRICT, COMMUNITY COMMERCIAL (CC) AS A NOT RECOMMENDED ZONING DISTRICT AND CHANGE RETAIL SERVICES (RS) AS A ZONING DISTRICT NOT RECOMMENDED WITHIN THE HISTORIC CORE AREA TRANSITION FUTURE LAND USE DISTRICT.

- TO IDENTIFY NEIGHBORHOOD COMMERCIAL (NC) AND COMMUNITY COMMERCIAL (CC) AS CONDITIONAL ZONING DISTRICTS AND CHANGE RETAIL SERVICES (RS) AS A ZONING DISTRICT NOT RECOMMENDED WITHIN THE MIDTOWN COMMUNITY FUTURE LAND USE DISTRICT.

- TO IDENTIFY NEIGHBORHOOD COMMERCIAL (NC) AS A RECOMMENDED ZONING DISTRICT, COMMUNITY COMMERCIAL (CC) AS A CONDITIONAL ZONING DISTRICT AND CHANGE R-3-2 (APARTMENT RESIDENTIAL), M-2 (MANUFACTURED HOME SUBDIVISION) AND M-3 (MANUFACTURED HOME PARK) AS CONDITIONAL ZONING DISTRICTS WITHIN NEW SETTLEMENT COMMUNITY FUTURE LAND USE DISTRICT.

- TO IDENTIFY NEIGHBORHOOD COMMERCIAL (NC) AND COMMUNITY COMMERCIAL (CC) AS RECOMMENDED ZONING DISTRICTS WITHIN THE NEW TOWN COMMUNITY FUTURE LAND USE DISTRICT.

- TO IDENTIFY NEIGHBORHOOD COMMERCIAL (NC) AND COMMUNITY COMMERCIAL (CC) AS RECOMMENDED ZONING DISTRICTS AND CHANGE HOSPITAL SERVICES (HS) AND ENTERTAINMENT (E) AS CONDITIONAL ZONING DISTRICTS WITHIN THE EMPLOYMENT COMMUNITY FUTURE LAND USE DISTRICT.

- TO IDENTIFY NEIGHBORHOOD COMMERCIAL (NC) AS A CONDITIONAL ZONING DISTRICT, COMMUNITY COMMERCIAL (CC) AS A NOT RECOMMENDED ZONING DISTRICT AND CHANGE CONSTRUCTION MANUFACTURING (CM), RETAIL SERVICES (RS), ENTERTAINMENT (E) AND WAREHOUSE (W) TO NOT RECOMMENDED ZONING DISTRICTS WITHIN THE SENSITIVE/SUSTAINABLE DEVELOPMENT FUTURE LAND USE DISTRICT.

- TO IDENTIFY NEIGHBORHOOD COMMERCIAL (NC) AS A RECOMMENDED ZONING DISTRICT AND COMMUNITY COMMERCIAL (CC) AS A CONDITIONAL ZONING DISTRICT WITHIN THE HERITAGE COMMUNITY FUTURE LAND USE DISTRICT.

PROVIDING FOR THE AMENDMENT OF THE PLAN; PROVIDING FOR RELATED MATTERS ~ *Sofia Nelson, Director of Planning*

*The Planning and Zoning Commission voted 6-0 to approve the amendments.*

- Public Hearing



 [Attachments](#)

19. A RESOLUTION OF THE CITY OF KYLE, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT IN AN AMOUNT NOT TO EXCEED \$1,001,269.26 WITH LOCKWOOD, ANDREWS, & NEWNAM, INC., FOR DESIGN AND CONSTRUCTION PHASE SERVICES RELATING TO GOFORTH ROAD (IH-35 TO BUNTON CREEK ROAD); MAKING FINDINGS OF FACT; AND PROVIDING FOR RELATED MATTERS. ~ *Leon Barba, P. E., City Engineer*

 [Attachments](#)

20. A RESOLUTION OF THE CITY OF KYLE, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT IN AN AMOUNT NOT TO EXCEED \$697,000.00 WITH HDR ENGINEERING, INC., FOR DESIGN AND CONSTRUCTION PHASE SERVICES RELATING TO LEHMAN ROAD (FM 150 TO GOFORTH ROAD); MAKING FINDINGS OF FACT; AND PROVIDING FOR RELATED MATTERS. ~ *Leon Barba, P. E., City Engineer*

 [Attachments](#)

21. A RESOLUTION OF THE CITY OF KYLE, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT IN AN AMOUNT NOT TO EXCEED \$484,274.34 WITH LJA ENGINEERING, INC., FOR DESIGN AND CONSTRUCTION PHASE SERVICES RELATING TO BUNTON CREEK ROAD (IH-35 TO LEHMAN ROAD); MAKING FINDINGS OF FACT; AND PROVIDING FOR RELATED MATTERS. ~ *Leon Barba, P. E., City Engineer*

 [Attachments](#)

22. A RESOLUTION OF THE CITY OF KYLE, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT IN AN AMOUNT NOT TO EXCEED \$959,692.00 WITH FREESE AND NICHOLS, INC., FOR DESIGN AND CONSTRUCTION PHASE SERVICES RELATING TO N. BURLESON STREET (MILLER STREET TO IH 35); MAKING FINDINGS OF FACT; AND PROVIDING FOR RELATED MATTERS. ~ *Leon Barba, P.E., City Engineer*

 [Attachments](#)

23. A RESOLUTION OF THE CITY OF KYLE, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT IN AN AMOUNT NOT TO EXCEED \$364,134.00 WITH K FRIESE & ASSOCIATES, INC., FOR DESIGN AND CONSTRUCTION PHASE SERVICES RELATING TO MARKETPLACE AVENUE (N. BURLESON STREET TO CITY LIGHTS DR.); MAKING FINDINGS OF FACT; AND PROVIDING FOR RELATED MATTERS. ~ *Leon Barba, P.E., City Engineer*

 [Attachments](#)

## VI. City Managers Report

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

1. Discuss 2013 Employee Satisfaction Survey Results
2. Discuss proposed big trucks route
3. Discuss G200 Texas Public Officials Workshop for City Council
4. Discuss the City Council Workshop scheduled for April 15, 2014 at 6:30 p.m. regarding the Greater San Marcos Partnership and the City of Kyle's participation level.

 [Attachments](#)

## VII. Staff Report

25. Presentation of the Police Department's Annual Racial Profiling Report for 2013 ~ *Jeff Barnett, Chief of Police*

 [Attachments](#)

## VIII. 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.