

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 10:30 AM on 9/6/2014, at Kyle City Hall, 100 West Center Street, Kyle, Texas, in a Special Called Meeting for the purpose of discussing the following agenda.

Posted this 3rd day of September, 2014 prior to 10:30 a.m.

I. Call Meeting To Order

II. 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.

III. Consider and Possible Action

1. A Resolution of the City Council of the City of Kyle, Texas, declaring the results of the Runoff Election and Canvassing the election returns of the Runoff Election of August 30, 2014, for the purpose of electing a council member district 3 of the City of Kyle for an unexpired term; making findings of fact; finding and determining that the meeting at which this resolution was passed was noticed and open to the public as required by law; and setting an effective date. ~ *Ken Johnson, City Attorney*

 [Attachments](#)

2. Discuss and take possible action to search for candidates for the position of city manager. ~ *R. Todd Webster, Mayor*

 [Attachments](#)

3. Discuss and take possible action to appoint an acting city manager. ~ *R. Todd Webster, Mayor*

 [Attachments](#)

IV. Executive Session

4. Convene into executive session pursuant to Tex. Gov't Code Sec. 551.074 ("Personnel") and Sec. 551.071(2) ("Consultation with Attorney") to discuss and take possible action to search for candidates for the position of city manager and to

appoint an acting city manager.

 [Attachments](#)

5. Reconvene into public session and take action as appropriate regarding a search for candidates for the position of city manager and the appointment of an acting city manager.

 [Attachments](#)

V. 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.



CITY OF KYLE, TEXAS

exec session - search and appointment

Meeting Date: 9/6/2014
Date time: 10:30 AM

Subject/Recommendation: Convene into executive session pursuant to Tex. Gov't Code Sec. 551.074 ("Personnel") and Sec. 551.071(2) ("Consultation with Attorney") to discuss and take possible action to search for candidates for the position of city manager and to appoint an acting city manager.

Other Information:

Budget Information:

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CITY OF KYLE, TEXAS

Reconvene into Regular Session - search and appointment

Meeting Date: 9/6/2014
Date time: 10:30 AM

Subject/Recommendation: Reconvene into public session and take action as appropriate regarding a search for candidates for the position of city manager and the appointment of an acting city manager.

Other Information:

Budget Information:

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CITY OF KYLE, TEXAS

Meeting Date: 9/6/2014
Date time: 10:30 AM

Canvassing election returns

Subject/Recommendation:

A Resolution of the City Council of the City of Kyle, Texas, declaring the results of the Runoff Election and Canvassing the election returns of the Runoff Election of August 30, 2014, for the purpose of electing a council member district 3 of the City of Kyle for an unexpired term; making findings of fact; finding and determining that the meeting at which this resolution was passed was noticed and open to the public as required by law; and setting an effective date. ~ *Ken Johnson, City Attorney*

Other Information:

Budget Information:

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 [Canvass Resol- Runoff](#)

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KYLE, TEXAS, DECLARING THE RESULTS OF THE RUNOFF ELECTION AND CANVASSING THE ELECTION RETURNS OF THE RUNOFF ELECTION OF AUGUST 30, 2014, FOR THE PURPOSE OF ELECTING A COUNCIL MEMBER DISTRICT 3 OF THE CITY OF KYLE FOR AN UNEXPIRED TERM; MAKING FINDINGS OF FACT; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION WAS PASSED WAS NOTICED AND OPEN TO THE PUBLIC AS REQUIRED BY LAW; AND SETTING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Kyle, Texas (“City”) held a runoff election on August 30, 2014, for the purpose of electing a Council Member District 3 for an unexpired term, and

WHEREAS, the names of the candidates were submitted, the election was held and conducted and the returns thereof were made, all as required by laws of the United States and the State of Texas, including particularly the Texas Election Code, together with all amendments and additions thereto; and

WHEREAS, it was found that the persons herein named received the following votes for said term of office for the office of mayor of the City of Kyle, Texas:

Council Member District 3:

Shane Arabie 337 Laurie Luttrell 123

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF KYLE, TEXAS, THAT:

Section 1. The City declares the canvass of the August 30, 2014 runoff election results official.

Section 2. The City’s official canvass of the August 30, 2014 runoff election elects the following candidate as Council Member District 3 of the City of Kyle, Texas:

Shane Arabie is hereby elected as Council Member District 3.

Section 3. The Kyle City Council hereby finds and determines, as a result of the canvass held on September 2, 2014, that a combined **460** votes were cast during early voting and election day in the runoff election, with **317** early votes cast, as indicated by the poll list for the runoff election held on August 30, 2014.

Section 4. It is hereby declared that the City approves and accepts the results of the runoff election for the position of Council Member District 3 of the City. **Item # 3**

Section 5. If any part or parts of this resolution are found to be invalid or unconstitutional by a court having competent jurisdiction, then such invalidity or unconstitutionality shall not affect the remaining parts hereof and such remaining parts shall remain in full force and effect, and to that extent this resolution is considered severable.

Section 6. It is hereby officially found and determined that the meeting at which this resolution is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551, Local Gov't Code.

Section 7. This resolution will become effective immediately upon its passage by the Kyle City Council.

CONSIDERED, PASSED and APPROVED this 6th day of September, 2014.

R. Todd Webster, Mayor

ATTEST:

Amelia Sanchez, City Secretary



CITY OF KYLE, TEXAS

search for candidates

Meeting Date: 9/6/2014
Date time: 10:30 AM

Subject/Recommendation: Discuss and take possible action to search for candidates for the position of city manager. ~ *R. Todd Webster, Mayor*

Other Information:

Budget Information:

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CITY OF KYLE, TEXAS

Appointment of Acting City Mgr

Meeting Date: 9/6/2014
Date time: 10:30 AM

Subject/Recommendation: Discuss and take possible action to appoint an acting city manager. ~
R. Todd Webster, Mayor

Other Information:

Budget Information:

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Cover Memo

Item # 5