

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 11/18/2014, at Kyle City Hall, 100 West Center Street, Kyle, Texas for the purpose of discussing the following agenda.

Posted this 14th day of November, 2014 prior to 7:00 p.m.

I. Call Meeting To Order

II. Approval of Minutes

1. City Council Workshop Meeting - October 14, 2014 ~ Amelia Sanchez, City Secretary

 [Attachments](#)

2. City Council Regular Meeting - November 5, 2014 ~ Amelia Sanchez, City Secretary

 [Attachments](#)

3. City Council Special Called Meeting - November 10, 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 are encouraged to sign in before the meeting begins. Speakers may be provided with an opportunity to speak during this time period on any agenda item or any other matter concerning city business, and they must observe the three-minute time

limit.

IV. Presentation

4. Presentation of End of Year results on retail recruitment by Catalyst Commercial. ~ *Diana Blank-Torres, Director Economic Development*

 [Attachments](#)

V. Appointments

5. Consider and take possible action to appoint recommended individuals to vacant positions on the Planning and Zoning Commission. ~ *R. Todd Webster, Mayor*

 [Attachments](#)

VI. Consent Agenda

6. Approve a purchase order to CALDWELL COUNTRY CHEVROLET, Caldwell, Texas, in an amount not to exceed \$27,980.00 for the purchase of one (1) 2015 Chevrolet 2500HD Silverado 4X4 Double Cab Truck through the Buy Board Purchasing Cooperative for the Animal Control unit in the Police Department. ~ *Jeff Barnett, Chief of Police*

 [Attachments](#)

7. Approve a 5-year trust and investment management services agreement with three 1-year renewal options with PEB TRUST administered by FirstSouthwest for a fixed management fee of \$10,500 per year for the City of Kyle's post-retirement medical benefits plan. ~ *Perwez A. Moheet, CPA, Director of Finance*

 [Attachments](#)

8. Approve a contract with SPAWGLASS CONTRACTOR'S, INC., Austin, Texas, in an amount not to exceed \$105,886.00 for landscaping and other exterior work for Phase 3 of the Historic Kyle Train Depot Restoration project. ~ *Jerry Hendrix, Chief of Staff*

 [Attachments](#)

9. Approve the use policy for the Kyle Public Library Burdine and Jack Johnson Wing Meeting Room. ~ *Connie Brooks, Director of Library Services*

 [Attachments](#)

10. (*Second Reading*) An ordinance authorizing permittees of mixed beverage

permits and late-hours permits to sell or offer for sale mixed beverages from the hours of twelve midnight until two a.m. on any day; providing definitions; levying a fee on permittees after a three-year period following the issuance of permits; providing a penalty clause; providing a severability clause; providing for repeal of conflicting ordinances; finding and determining that the meeting at which this ordinance is passed is open to the public as required by law; providing an effective date; and making such other findings and provisions related hereto. ~ Manuel De La Rosa, Director of Planning Services

 [Attachments](#)

VII. Consider and Possible Action

11. *(First Reading)* Approve an Ordinance amending the City's Approved Budget for Fiscal Year 2014-15 by increasing total appropriations for expenditures by \$114,600; General Fund by \$95,800 and the Utility Fund by \$18,800 and decreasing fund balance by the same amounts in the General Fund and the Utility Fund respectively for payment of fine to Texas Commission on Environmental Quality (TCEQ) and for implementation of technology improvements for the City's information systems. ~ *Perwez A. Moheet, CPA, Director of Finance*

- **PUBLIC HEARING**

 [Attachments](#)

12. Approve an Ordinance authorizing the issuance of City of Kyle, Texas, General Obligation Refunding Bonds, Series 2014; authorizing certain parameters for the bonds; authorizing the execution and delivery of an escrow agreement, a paying agent/registrar agreement and other instruments and procedures related thereto; delegating authority to the city manager or the director of finance to select outstanding obligations to be refunded and approve all final terms of the bonds, approving the preparation and distribution of a notice of sale and official statement, and calling certain obligations for redemption. ~ *Perwez A. Moheet, CPA, Director of Finance*

- **PUBLIC HEARING**

 [Attachments](#)

13. *(First Reading)* An ordinance of the City of Kyle, Texas, amending the Code of Ordinances of the City of Kyle, Appendix "A" (Fee Schedule), to set certain fees for public use of the Kyle Public Library Burdine and Jack Johnson Wing meeting room; providing a severability clause; finding and determining the meeting at which this ordinance is passed is open to the public as required by law; providing an effective date; and making such

other findings and provisions related hereto. ~ *Connie Brooks, Director of Kyle Public Library*

 [Attachments](#)

VIII. General Discussion

14. Discussion only regarding council requests for future agenda items.

 [Attachments](#)

15. Discussion only regarding options and other matters relating to the proposed FM 150 road realignment. ~ *R. Todd Webster, Mayor*

 [Attachments](#)

IX. City Managers Report

16. Update on various capital improvement projects, road projects, building program, and/or general operational activities. ~ *James R. Earp, CPM, Acting City Manager*

1. A detailed report is attached listing all payments processed totaling \$15,000 or less during the month of October 2014.

 [Attachments](#)

X. Staff Report

17. Presentation of City of Kyle's Financial Performance Report (unaudited) for the 4th quarter ending September 30, 2014. ~ *Perwez A. Moheet, CPA Director of Finance*

 [Attachments](#)

XI. Executive Session

18. Convene into Executive Session pursuant to Section 551.087, Tex. Gov't Code, to deliberate offers of financial or other incentives and economic development negotiations with business prospects that the City seeks to have locate, stay or expand in or near the City.

 [Attachments](#)

19. Reconvene into Open Session to take any and all actions as deemed appropriate regarding offers of financial or other incentives and economic development negotiations with business prospects that the city seeks to have locate, stay or expand in or near the City.

 [Attachments](#)

20. Convene into executive session pursuant to Section 551.071(1)(A), Tex. Gov't Code (Consultation with Attorney regarding pending or contemplated litigation) concerning the Bunton Creek Public Improvement District and assessments levied.

 [Attachments](#)

21. Reconvene into Open Session to take any and all actions as deemed appropriate regarding pending or contemplated litigation concerning the Bunton Creek Public Improvement District and assessments levied.

 [Attachments](#)

22. Convene into executive session pursuant to Tex. Gov't Code Sec. 551.074 (Personnel) and Sec. 551.071(2) (Consultation with Attorney on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with Tex. Gov't Code Chapter 551) to deliberate and take possible action to hire a city manager and if appropriate, to negotiate and execute an agreement for employment with the selected individual.

 [Attachments](#)

23. Reconvene into regular session to discuss and take possible action to hire a city manager and if appropriate, to negotiate and execute an agreement for employment with the selected individual.

 [Attachments](#)

XII. 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.