

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 8/18/2015, at Kyle City Hall, 100 West Center Street, Kyle, Texas for the purpose of discussing the following agenda.

Posted this 14th day of August, 2015 prior to 7:00 p.m.

I. Call Meeting To Order

II. Approval of Minutes

1. City Council Regular Meeting - August 4, 2015. ~ *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

2. Kyle Area Chamber of Commerce Quarterly Report and Scope of Work Discussion. ~ *Julie Snyder, CEO, Kyle Chamber*

[Attachments](#)

3. Presentation regarding Greater San Marcos Partnership's Initiatives. ~ *Adriana Cruz, President, Greater San Marcos Partnership*

[Attachments](#)

V. Public Hearings

4. Hold the first of two state-mandated Public Hearings for the possible extension of the Kyle municipal boundaries by the annexation of approximately 135.78 acres. (Cypress Forest Annexation). ~ *Howard J. Koontz, AICP, Director of Planning and Community Development*

- **PUBLIC HEARING**

[Attachments](#)

VI. Consent Agenda

5. Approval of Execution of the Temporary Park Trail Grading Easement for Walton Texas, LP. ~ *Leon Barba, P.E., City Engineer*

 [Attachments](#)

6. Approval of Execution of the Storm Water Detention and Water Quality Controls Easement for Walton Texas, LP. ~ *Leon Barba, P.E., City Engineer*

 [Attachments](#)

7. Approval of Execution of the Storm Water Detention and Water Quality Controls Easement 2 (second separate easement) for Walton Texas, LP. ~ *Leon Barba, P.E., City Engineer*

 [Attachments](#)

8. *(First Reading)* Approve an Ordinance amending the City's Approved Budget for Fiscal Year 2014-15 by increasing the number of authorized positions by adding three (3) full-time positions to the Public Works Department for the operations and maintenance of the wastewater treatment plant. ~ *Perwez A. Moheet, CPA, Director of Finance*

 [Attachments](#)

9. Approval of Execution of the Waste Water Lines Easement for Walton Texas, LP. ~ *Leon Barba, P.E., City Engineer*

 [Attachments](#)

10. Approval of Execution of the Detention and Water Quality Controls Easement for Bigelow San Marcos Development, LLC. ~ *Leon Barba, P.E., City Engineer*

 [Attachments](#)

11. Award a bid to VIKING CONSTRUCTION, INC., Georgetown, Texas, lowest and most responsible bidder, in an amount not to exceed \$66,920.00 for the 2015 Miscellaneous Streets Micro-Surfacing Project. ~ *Leon Barba, P.E., City Engineer*

 [Attachments](#)

12. Award a bid to CAPITAL EXCAVATION COMPANY, Buda, Texas, lowest and most responsible bidder, in an amount not to exceed \$3,798,891.00 for the construction of the Marketplace Avenue Road Bond Project. ~ *Leon Barba, P.E., City Engineer*

 [Attachments](#)

13. Approval of amended Perpetual Parkland Easement for the Oaks on Goforth Apartment project. ~ *Kerry Urbanowicz, Director of Parks*

 [Attachments](#)

VII. Consider and Possible Action

14. *(First Reading)* An ordinance amending Chapter 53 (Zoning) of the City of Kyle, Texas, for the purpose of rezoning approximately 0.53 acres of land from Single Family Residential “R-1” to Retail Service District “RS” located at 713 and 715 N. Old Highway 81, in Hays County, Texas. (Alberto Saucedo, Sr. on behalf of Ypolita Cruz Saucedo, Z-15-007). ~ *Howard J. Koontz, AICP, Director of Planning and Community Development*

Planning and Zoning Commission voted 5-0 to recommend approval of the request.

• PUBLIC HEARING

 [Attachments](#)

15. *(First Reading)* An Ordinance of the City of Kyle, Texas, Amending Chapter 29, "Sign Standards and Permits" of the City's Code of Ordinances relative to permitting existing off-premise commercial billboards to be converted to changeable electronic variable message signs ("CEVMS") subject to specific approval of the City Council; requiring a sign face exchange ratio for digital display signs; repealing the sunset clause for the sign face exchange ratio; repealing all conflicting Ordinances; and providing an effective date. ~ *Mario Perez, Building Official*

 [Attachments](#)

VIII. Council Requested Agenda Items

16. A Resolution of the City Of Kyle, Texas, Appointing an Officer Pursuant To Section 4.05 of the Kyle City Charter. ~ *Todd Webster, Mayor*

 [Attachments](#)

IX. City Managers Report

17. Update on various capital improvement projects, road projects, building program, and/or general operational activities. ~ *Scott Sellers, City Manager*

 [Attachments](#)

X. Executive Session

18. 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 pursuant to Section 551.071.

- Aqua Litigation Update
 - Bunton PID Litigation Update
 - Property Damage Claims Due to Recent Flooding
 - Annexation Terms and Conditions
2. Possible purchase, exchange, lease, or value of real estate pursuant to Section 551.072.
 3. Personnel matters pursuant to Section 551.074.
 4. Economic Development negotiations pursuant to Section 551.087.
 - Annexation Terms and Conditions
 - Economic Development Negotiations Update

 [Attachments](#)

19. Take action on items discussed in Executive Session.

 [Attachments](#)

XI. 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.