

[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 9/15/2015, at Kyle City Hall, 100 West Center Street, Kyle, Texas for the purpose of discussing the following agenda.

Posted this 11th day of September, 2015 prior to 7:00 p.m.

I. Call Meeting To Order

II. Approval of Minutes

1. City Council Special Meeting - August 26, 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. A presentation by Appa Aguilas to form a soccer program in Kyle. ~ *Guillermo Guadarrama*

 [Attachments](#)

3. A presentation of the Economic Development Strategic Plan. ~ *Roger Dale, The Natelson Dale Group*

 [Attachments](#)

V. Appointments

4. Consider nomination (s) and take possible action for appointments to Economic Development & Tourism Board to fill vacancies. ~ *Diana Torres, Director of Economic Development*

- Brian Ziegler
- Don Tracy
- Neal Kelley
- Harish Malkani
- Tessa Schmidtzinsky
- Tony Spano
- Larry Kruzic
- Jim Hough
- Jo Fenety

 [Attachments](#)

5. Consider nomination (s) and take possible action for appointments to the Parks and Recreation Board to fill vacancies. ~ *Kerry Urbanowicz, Director of Parks, Recreation and Facilities*

- David Nichols
- Nichole Braddock
- Irma Julie Rodriguez
- Tracy Scheel

 [Attachments](#)

6. Consider nomination (s) and take possible action for appointment and re-appointments to Planning and Zoning Board to fill vacancies. ~ *Howard Koontz, Director of Planning*

- Mike Wilson
- Irene Melendez
- Timothy Kay
- Dex Ellison

 [Attachments](#)

VI. Consent Agenda

7. Approval of Agreed Termination of Development Agreement between the City of Kyle, Texas and Felder CND with regards to the KYTEX Agreement and Felder Agreement. ~ *James R. Earp, Assistant City Manager*

 [Attachments](#)

8. Approve Change Order No. 1 in the amount of \$1,067.93 and Change Order No. 2 in the amount of \$1,612.70 to CATARINA CONSTRUCTION, LLC, Austin, Texas, for a combined total change order amount of \$2,680.63 and increasing the total contract not to exceed amount to \$51,980.83 for additional work required on the Woodlands Drive Reconstruction Project. ~ *Leon Barba, City Engineer*

 [Attachments](#)

9. Award a contract in an amount not to exceed \$231,753.00 to JKB CONSTRUCTION CO., LLC, Liberty Hill, Texas, lowest and most responsible bidder, to perform all work required for the Union Pacific Railroad wastewater crossing at Moreno Street. ~ *Leon Barba, City Engineer*

 [Attachments](#)

10. Award a contract in an amount not to exceed \$131,940.50 to SOUTHERN TRENCHLESS SOLUTIONS, LLC, Houston, Texas, lowest and most responsible bidder, to perform all work required for rehabilitation of various manholes. ~ *Leon Barba, City Engineer*

 [Attachments](#)

11. Award a contract in an amount not to exceed \$50,380.00 to LEWIS CONCRETE RESTORATION, INC., Buda, Texas, lowest and most responsible bidder, to perform all work required for the repairs to the Southlake Lift Station. ~ *Leon Barba, City Engineer*

 [Attachments](#)

12. Approve Task Order No. 3 to NEPTUNE-WILKINSON ASSOCIATES, INC., Austin, Texas, in an amount not to exceed \$33,300.00 for the purpose of providing engineering services for the rehabilitation of the water storage tanks at Well Site No. 3 on Old Stagecoach Road. ~ *Leon Barba, City Engineer*

 [Attachments](#)

13. A Resolution of the City Council of the City of Kyle, Texas, accepting Kensington Trails Subdivision Section 5A; 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, City Engineer*

 [Attachments](#)

14. *(First Reading)* An Ordinance of the City of Kyle, Texas, adopting the change in the creditable service years required for vesting in the Texas Municipal Retirement System (TMRS) from a 10-year period to a 5-year period as approved in the budget for Fiscal Year 2015-16. ~ *Sandra Duran, Director of Human Resources*

 [Attachments](#)

15. Authorize the City Manager to accept a grant in the amount of \$70,948.00 from the Office of the Governor Juvenile Justice and Delinquency Prevention-Local Program for the purpose of funding a full-time Juvenile Justice Officer for the Kyle Police Department for one year ending August 31, 2016 ~ *Jeff Barnett, Chief of Police*

 [Attachments](#)

16. Approve an Interlocal Agreement between Capital Metropolitan Transportation Authority and the City of Kyle for demand response transportation services in the Kyle city limits for the months of October, November and December. ~ *Jerry Hendrix, Chief of Staff*

 [Attachments](#)**VII. Consider and Possible Action**

17. A Resolution of the City of Kyle, Texas, calling the development of the FM 150 corridor between FM 150 near Arroyo Ranch and Yarrington Road, which is described in the study undertaken by Hays County, and for the further development of an alignment within this corridor. ~ *J. Scott Sellers, City Manager*

 [Attachments](#)

18. Consider and possible action for a request by Charles Holbrook, Development Manager, Kyle Apartments, to permit offsite overhead electrical service, provided by Pedernales Electric Cooperative, in the right of way of Bebee Road to Kyle Apartments, LLC. ~ *Daphne Tenorio, City Council Member*

 [Attachments](#)

19. *(First Reading)* An ordinance amending Chapter 53 (Zoning) of the City of Kyle, Texas, for the purpose of rezoning approximately 3.1132 acres of land from Multi-Family Residential 2 “R-3-2” to Warehouse District “W”, on property located in the Replat of Four Season Farms, Section III, part of Lot 2, in Hays County, Texas. (Charles D. Nash, Sr., Z-15-010). ~ *Howard J. Koontz, Director of Planning and Community Development*

Planning and Zoning Commission voted 4-1 to recommend approval of the request.

• PUBLIC HEARING [Attachments](#)

20. *(First Reading)* An ordinance amending Chapter 53 (Zoning) of the City of Kyle, Texas, for the purpose of rezoning approximately 13.5190 acres of land from Multi-Family Residential 2 “R-3-2” to Residential Two Family “R-2”, on property located in the Replat of Four Season Farms, Section III, part of Lot 2, in Hays County, Texas. (Charles D. Nash, Sr., Z-15-011). ~ *Howard J. Koontz, Director of Planning and Community Development*

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

• PUBLIC HEARING

 [Attachments](#)

21. A Resolution of the City of Kyle, Texas, to hold a Public Hearing, in accordance with Chapter 26 of the Texas Parks and Wildlife Code, and approval of resolution for the non-park use of a part of Kyle Vista Park for the purpose of installing and maintaining a water line and a sanitary sewer line for the Crosswinds Municipal Utility Extension and Reservation of Easement in the event of sale of park; Authorizing the Mayor, or His Designee to execute all necessary documents and providing an effective date. ~ *Kerry Urbanowicz, Director of Parks, Recreation and Facilities*

• **PUBLIC HEARING**

 [Attachments](#)

22. Special Event Application request by Hays Fiesta to have the City of Kyle be a sponsor of the Hays Veterans Music Fest, waive the \$1,000 Park Use Fees for the two day event, provide city logo for sponsor promotions and promote the event on city's billboards, marquee and calendar. ~ *Kerry Urbanowicz, Director of Parks, Recreation and Facilities*

 [Attachments](#)

23. Special Event Application request by The Hays CISD Mariachi Booster Club Board for Hotel Occupancy Funds (HOT funds) to cover the costs of liability insurance fee of \$280 and Park Use Fees of \$743, a total of \$1,023. ~ *Kerry Urbanowicz, Director of Parks, Recreation and Facilities*

 [Attachments](#)

24. *(First Reading)* An ordinance amending Chapter 53 (Zoning) of the City of Kyle, Texas, for the purpose of rezoning approximately 1.75 acres of land from Single Family Residential 2 "R-1-2" to Retail Service District "RS", on property located at 2050 E. RR 150, in Hays County, Texas. (Kalogridis & Kalogridis, Development, LLC, Z-15-009). ~ *Howard J. Koontz, Director of Planning and Community Development*

Planning and Zoning Commission voted 5-0 to recommend approval of Community Commercial.

• **PUBLIC HEARING**

 [Attachments](#)

25. *(First Reading)* An ordinance of the City of Kyle, Texas, providing for the extension of the City's municipal boundaries by the annexation of approximately 135.78 acre tract (Scott Felder Homes, Annexation), all of which are lying within the City's extraterritorial jurisdiction and to incorporate such property into the City of Kyle. ~ *Howard J. Koontz, Director of Planning and Community Development*

 [Attachments](#)

26. *(First Reading)* An ordinance amending Chapter 53 (Zoning) of the City of Kyle, Texas, for the purpose of assigning original zoning to approximately 129.915 acres of land from Agriculture “AG” to Single Family Residential 2 “R-1-2” and approximately 2.681 acres from Agriculture “AG” to Retail Service District “RS”, on property located at the northwest corner of N. Old Stagecoach Road and Cypress Road, in Hays County, Texas. (Scott Felder Homes, LLC, Z-15-008). ~ *Howard J. Koontz, Director of Planning and Community Development*

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

• **PUBLIC HEARING**

 [Attachments](#)

VIII. Council Requested Agenda Items

27. Traffic warrant in the Waterleaf subdivision requested by Damon Fogley, Councilmember.
~ *Jeff Barnett, Chief of Police*

 [Attachments](#)

28. Discussion regarding online city council forum. ~ *Damon Fogley, City Council Member*

 [Attachments](#)

IX. City Managers Report

29. Update on various capital improvement projects, road projects, building program, and/or general operational activities. ~ *J. Scott Sellers, City Manager*
- Board and Commission Vacancies.
 - Marketplace Ground Breaking Ceremony
 - Reminder, Tuesday, October 6th meeting moved to Wednesday, October 7th.

 [Attachments](#)

X. 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.