

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 2/16/2016, at Kyle City Hall, 100 W. Center St., Kyle, Texas 78640 for the purpose of discussing the following agenda.

Posted this 12th day of February, 2016, prior to 7:00 p.m.

I. Call Meeting To Order

II. Approval of Minutes

1. City Council Regular Meeting - January 19, 2016. ~ *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. Appointments

2. Consider nomination and take action for appointment to the Planning and Zoning Commission to fill unexpired term. ~ *Howard J. Koontz, Director of Planning and Community Development*
 - Allison Wilson - Seat 4

 [Attachments](#)

V. Consent Agenda

3. A resolution of the City Council of the City of Kyle, Texas authorizing the filing of a grant application to the Office of the Governor, General Juvenile Justice and Delinquency Prevention Program to continue to fund a full-time Juvenile Specialist Officer at Kyle Police Department. ~ *Jeff Barnett, Chief of Police*

 [Attachments](#)

4. A resolution of the City Council of the City of Kyle, Texas authorizing the filing of a grant application to the Office of the Governor, General Victim Assistance Direct Services Program;

and authorize applicable matching funds from the Police Department's approved operating budget for FY 2017, to continue to fund the Police Department's full-time Victim's Coordinator position. ~ *Jeff Barnett, Chief of Police*

 [Attachments](#)

5. Approve Change Order No. 2 to JKB CONSTRUCTION CO., LLC, Liberty Hill, Texas, to add \$12,085.00 for additional work required on the Union Pacific Railroad wastewater crossing at Moreno Street and to decrease contract award by \$11,600.00 for material reductions, a net increase of \$485.00 to the contract amount for a revised total \$288,098.00. ~ *Leon Barba, P.E., City Engineer*

 [Attachments](#)

6. A Resolution supporting the City's desire to become a certified "Film Friendly Texas" Community through the State of Texas Film Commission; and adoption of the Guidelines for Filming in the City of Kyle ~ *Diana Torres, Director of Economic Development*

 [Attachments](#)

7. Authorize award and execution of a Purchase Order to FREIGHTLINER OF AUSTIN, Austin, Texas in an amount not to exceed \$103,327.00 for the purchase of a new 2016 Freightliner 15-Yard Dump Truck through the Buy Board Purchasing Co-operative for the Public Works Department. ~ *Harper Wilder, Director of Public Works*

 [Attachments](#)

8. Authorize award and execution of a Purchase Order to BLUEBONNET MOTORS, New Braunfels, in an amount not to exceed \$18,665.78 for the installation of a new diesel engine in the 2009 Ford 350 hydraulic truck for the Public Works Department. *Harper Wilder, Director of Public Works*

 [Attachments](#)

9. Authorize award and execution of a Contract and a Purchase Order to PYRO SHOWS OF TEXAS, Fort Worth, Texas, in an amount not to exceed \$20,000.00 for the 2016 July 4th Independence Day Celebration fireworks show. ~ *Kerry Urbanowicz, Director of Parks and Recreation*

 [Attachments](#)

10. Amend the court collections service agreement with LINEBARGER GOGGAN BLAIR & SAMPSON, LLP, to include collection of past due balances for utility services and to extend the term to expire on March 15, 2018. ~ *Perwez A. Moheet, CPA, Director of Finance*

 [Attachments](#)

11. Approve amendment to the lease agreement between the UNION PACIFIC RAILROAD

COMPANY (lessor) and the City of Kyle (lessee) to include additional area for use by City and change lease amount to \$6,970.00 per year. ~ *Perwez A. Moheet, CPA, Director of Finance*

 [Attachments](#)

12. *(Second Reading)* An ordinance amending Chapter 50 “Utilities”, of the Code of Ordinances of the City of Kyle, Texas, by the addition of Article IX, “stormwater regulations; providing findings and definitions; providing for the regulation non-stormwater discharges to the storm drainage system to the maximum extent practicable as required by both the United States Environmental Protection Agency and the Texas Commission on Environmental Quality; providing for penalties; repealing all ordinances or parts of ordinances in conflict herewith; providing a savings clause; providing for the inclusion in the Code of Ordinances; providing for an effective date associated training. ~ *Leon Barba, P.E., City Engineer; Kathy Roecker, Stormwater Management Plan Administrator*

 [Attachments](#)

13. Authorize an amendment to the Tri-Party Development Agreement between the City of Kyle, The Meadows at Kyle, Ltd. and the Meadows at Kyle II, Ltd. having the City of Kyle grant an extension of a deadline for the construction and completion of off-site improvements as contained in the amendment. ~ *Howard J. Koontz, Director of Planning and Community Development*

 [Attachments](#)

VI. Consider and Possible Action

14. Consider and possible action to amend or rescind the Vigilant Solutions Memorandum of Understanding. ~ *Jeff Barnett, Chief of Police*

 [Attachments](#)

15. Consider and approve partnership with Gateway Planning/Catalyst Commercial team for Sustainable Development Initiative in Kyle. ~ *J. Scott Sellers, City Manager*

 [Attachments](#)

16. *(First Reading)* An Ordinance of the City of Kyle, Texas, amending the City of Kyle, TX Code of Ordinances; amending Chapter 41, Article V. Sec. 41-141. Utility Easements, to require certain utility considerations for gated communities; providing for repeal of conflicting ordinances; providing for an effective date and open meetings clauses; and providing for related matters. ~ *James R. Earp, Assistant City Manager*

 [Attachments](#)

17. Consider a request by Central Texas Speedway for a conditional use permit to hold a Hays County Fair and Crawfish Boil from April 7, 2016 to April 9, 2016 on property located at 24801 IH-35. (CUP-16-002) ~ *Howard J. Koontz, Director of Planning and Community Development*

Planning and Zoning Commission voted 6-0 to recommend approval of the request.

- **PUBLIC HEARING**

 [Attachments](#)

18. Discuss and possible action on public transportation program in the City of Kyle. ~ *Diane Hervol, Council Member*

 [Attachments](#)

19. Discussion and possible action on vehicle idling within the city limits of Kyle. ~ *Daphne Tenorio, Council Member*

 [Attachments](#)

20. Consider and possible action to join Central Texas Clean Air Coalition. ~ *Daphne Tenorio, Council Member*

 [Attachments](#)

VII. City Managers Report

21. Update on various capital improvement projects, road projects, building program, and/or general operational activities where no action is required. ~ *J. Scott Sellers, City Manager*

 [Attachments](#)

VIII. Executive Session

22. 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.
2. Property acquisitions for road bond projects. 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.

 [Attachments](#)

23. Take action on items discussed in Executive Session.

 [Attachments](#)

IX. 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.