



CITY OF KYLE

Notice of Regular City Council Meeting

Kyle City Hall, 100 W. Center Street, Kyle, TX 78640

The public can watch remotely at: Spectrum 10;

<https://www.cityofkyle.com/kyletv/kyle-10-live>. One or more members of the governing body may participate in the meeting by videoconference pursuant to Section 551.127, Texas Government Code, provided that a quorum of the governing body will be present at Kyle City Hall.

Notice is hereby given that the governing body of the City of Kyle, Texas will meet at 7:00 PM on November 16, 2021, at Kyle City Hall, 100 W. Center Street, Kyle, TX 78640, for the purpose of discussing the following agenda.

Posted this 10th day of November, 2021, prior to 7:00 p.m.

I. Call Meeting to Order

II. Approval of Minutes

1. [City Council Special Meeting Minutes - November 1, 2021. ~ Jennifer Holm, City Secretary](#)
2. [City Council Meeting Minutes - November 1, 2021. ~ Jennifer Holm, City Secretary](#)
3. [City Council Special Meeting Minutes - November 9, 2021. ~ Jennifer Holm, City Secretary](#)

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. City Manager's Report

4. [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](#)

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- [Veterans Parade recap](#)
- [Mary Kyle Hartson Ribbon Cutting and Santa's Arrival](#)
- [Runoff election info](#)
- [Get Hired! event](#)
- [December City Council meeting schedule](#)
- [Team Kyle News](#)

V. Presentation

5. [Presentation regarding Kinder Morgan. ~ Travis Mitchell, Mayor](#)

6. [Presentation of graduates from the Kyle Citizens Police Academy Class #13. ~ Jeff Barnett, Chief of Police](#)
 - [Mark Stoub](#) [Alan Fenter](#) [Robert Rizo](#) [David Sugerman](#)
 - [Albert Karch](#) [Alonso Iruegas](#) [Patricia Meyers](#) [Shaquera “SJ” Parish](#)
 - [Tracy Scheel](#) [Mary Grace](#) [Jessica](#) [Juan Pineda](#)
 - [Rehmann](#) [Montgomery](#) [Michallick](#) [Isabel Armas](#)
 - [Mary](#) [Thelma Trahan](#) [Angelica](#) [Isabel Armas](#)
 - [Rehmann](#) [Thelma Trahan](#) [Medina](#) [Isabel Armas](#)
 - [Randi Lehr](#) [Gloria Aguilar](#) [Jeneva Garza](#) [Amy Croutch](#)
 - [Aida Esquivel](#) [Paula Rizo](#) [Ryan Daniel](#) [Alma Medina](#)

7. [CIP/Road Projects Presentation. ~ Travis Mitchell, Mayor](#)

VI. Consider and Possible Action

8. [\(First Reading\) Approve an Ordinance amending the City's Approved Budget for Fiscal Year 2021-2022 by appropriating \\$537,032.00 to provide funding for Change Order Numbers 4 and 6 approved by City Council on 11-1-2021 to Cadence Construction Company, LLC, in the amount of \\$438,030.00 for the Heroes Memorial Park project and \\$99,002.00 to construct an 8-inch reclaimed waterline underneath Kohlers Crossing. ~ Perwez A. Moheet, CPA, Director of Finance](#)

9. [Approve a Resolution of the City of Kyle, Texas Approving and Authorizing a Financing Agreement for the Kyle Plum Creek North Public Improvement District. ~ Casey Sclar, P3Works, LLC, City's PID Administrator](#)

10. [\(First Reading\) Consider and Possible Action on an Ordinance of the City of Kyle Making a Finding of Special Benefit to the Property in the Plum Creek North Public Improvement District; Providing for the Method of Assessment of Special Assessments Against Property in the District; Approving Assessment Rolls for the District; Levying Assessments Against Property Within the District; Providing for Payment of the Assessments; Providing for Penalties and Interest on Delinquent Assessments; Establishing a Lien on Property within the District; Approving a Service And Assessment Plan; Approving Landowner Agreements; Providing for Related Matters In Accordance with Chapter 372, Texas Local Government Code;](#)

Providing an Effective Date; and Providing for Severability. ~ Casey Sclar, P3Works, LLC, City's PID Administrator

- Public Hearing

11. Kyle Area Senior Zone Update and Discussion Regarding Selection of Construction Manager/Owner's Representative. ~ J. Scott Sellers, City Manager

12. A Resolution of the City of Kyle, Texas, Authorizing the City Manager to Coordinate with the Texas Department of Transportation for Installation of a Sign at Interstate Highway 35 and South FM 1626 Prohibiting Soliciting, Begging Activity Directed at Drivers using the City Streets; Providing Open Meetings Clause; and Providing for Related Matters. ~ Jeff Barnett, Chief of Police

13. Consider a Request by Nitro Swimming to Grant a Special Exception for Parking on property located within Plum Creek PUD. ~ Will Atkinson, City Planner

14. (First Reading) An ordinance amending Chapter 41 (Subdivisions) of the City of Kyle, Texas, for the purpose of modifying Section 41-136 - Lots and Chapter 53 (Zoning) of the City of Kyle, Texas, for the purpose of modifying Section 53-143 - Site Development Regulations (Townhomes); Authorizing the City Secretary to amend the City of Kyle Code of Ordinances so as to reflect this change; providing for publication and effective date; providing for severability; and ordaining other provisions related to the subject matter hereof; finding and determining that the meeting at which this ordinance was passed was open to the public as required by law. ~ William Atkinson, City Planner

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

- Public Hearing

15. Consideration and possible action to adopt the concrete washout standard detail attached to this item. ~ Kathy Roecker, Stormwater Management Plan Administrator

16. Authorize public hearings on the proposed creation of City TIRZ's and authorize City staff to prepare and file with the City Secretary's Office TIRZ Preliminary Project Plans. ~ J. Scott Sellers, City Manager

17. Discussion and possible direction on redesigning layout of Council Chambers to accommodate an ADA accessible lectern. ~ Samantha Armbruster, Director of Communications

18. Discussion of city trips. ~ Yvonne Flores-Cale, Council Member

VII. Executive Session

19. 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.
 - o Procurement Process
 - o Prairie Lakes Development Agreement
 - o Proposed City TIRZs
 2. Possible purchase, exchange, lease, or value of real estate pursuant to Section 551.072.
 3. Personnel matters pursuant to Section 551.074.
 4. Convene into executive session pursuant to Section 551.087, Texas Government Code, to deliberate regarding the offer of economic incentives to one or more business prospects that the City seeks to have locate, stay, or expand in or near the City.
 - o Project Red Violet
 - o Project Phoenix
 - o Project Goldenrod
20. Take action on items discussed in Executive Session.

VIII. 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."