

**MINUTES OF A REGULAR CITY COUNCIL MEETING
HELD APRIL 11, 2017 – 6:00 P.M.
COUNCIL CHAMBERS IN THE RUHMAN C. FRANKLIN MUNICIPAL BUILDING
303 W. MAIN ST., KENEDY, TX. 78119**

MEMBERS PRESENT: KEN REILEY (MAYOR PRO-TEM, DISTRICT NO. 1), BRANDON BRIONES (DISTRICT NO. 3), MAGGIE GONZALES (DISTRICT NO. 4), WALTER CHANCE (DISTRICT NO. 5)
CITY PRESENT: BARBARA SHAW (CITY MANAGER), JUDY MURPHY (INTERIM CITY SECRETARY), GARY WEGNER (WTP SUPT.), LANNY HOLLAND (BUILDING OFFICIAL), JOHNNY RODRIGUEZ (PUBLIC WORKS SUPT.), ABSENT: RANDY GARZA (MAYOR), FELIPE LEAL (DISTRICT NO. 2) GUESTS: CLARENCE LITTLEFIELD, DAVID UNDERBRINK (NAISMITH-HANSON)

1. **The meeting was called to order at 6pm and a quorum announced by Mayor Pro-Tem Reiley.** A prayer was said by Brandon Briones for Councilman Felipe Leal, who was absent due to being involved in an automobile accident.

2. **Public comments.** Lanny Holland, the City's building official, spoke to announce the success of the tire roundup held by the City. He reminded council that April 22, 2017 is Good Earth Day and a city-wide cleanup has been scheduled. He encouraged everyone to promote the idea. He stated that the City's collection station is doing very well, and that many new businesses are coming to the City. Second to speak was John Braudaway who commented on the proposed new water well on FM743. He asked that the offer made to landowners for using water and land located near the FM743 aquifer, be indexed for inflation and asked for a better price than originally contemplated. He also asked to be compensated for use of the road right-a-way.

3. **Consider/Act on the Consent Agenda:**
 - A. Airport Board Report
 - B. Animal Control Report
 - C. Attorney Report
 - D. Board of Adjustments Report
 - E. Building Standards Commission Report
 - F. Chamber of Commerce Report
 - G. City Council Minutes
 - H. Community Development Report
 - I. Emergency Management Report
 - J. Financial Report
 - K. Fire Department Report
 - L. Kennedy 4B Corporation Report
 - M. Municipal Court Report
 - N. Parks & Recreation Report
 - O. Planning & Zoning Report
 - P. Police Department Report
 - Q. Street Department Report
 - R. TIRZ No. 2 Report
 - S. Water & Wastewater ReportBrandon Briones made a motion to approve all items on the consent agenda. Walter Chance 2nd the motion and all voted to approve the motion.

4. **Consideration and possible action regarding the Preliminary Report on the condition of the Kennedy wastewater treatment plant and some manholes in the collection system.** David Underbrink stated that TCEQ was willing to forgive fines if the City spent money to resolve issues at the sewer plant. He asked council to refer to the "Preliminary Reports" that were included in their council packages. He stated that the condition of the manholes that he looked at were in very bad condition. Mayor Pro-Tem Reiley asked the city manager and city secretary to look into the financing needed to pay for the sewer improvements. Lanny Holland stated that a SEP report to specify the order of the plan of action will be needed.

5. **Consider and possible action regarding solutions for financing City water issues.** Dusty Traylor was unable to attend the meeting due to bad weather conditions. Brandon Briones made a motion to table the item until next month. Maggie Gonzales seconded the motion and all voted in favor of the motion.
6. **Consider and possible action awarding bid for the Rehabilitation of Well No. 14.** The city manager announced that the lowest, most responsive bidder, was Alsay, with a bid of \$42,300. Walter Chance made a motion to approve the bid from Alsay for \$ 42,300 and the motion was seconded by Brandon Briones. All voted in favor of the motion.
7. **Consider and possible action awarding bid for Arsenic Adsorber Equipment Expansion.** Clarence Littlefield announced that six companies submitted bids. TTE bid \$462,400 and was the low bidder for the Arsenic Adsorber. The 2016 Bond proceeds will be used as the funding source. A motion was made by Brandon Briones and seconded by Maggie Gonzales to award the bid for the Arsenic Adsorber to TTE for \$462,400. All voted in favor of the motion.
8. **Consider and possible action appointing Judy Murphy as Interim City Secretary.** A motion was made by Walter Chance and seconded by Brandon Briones to appoint Judy Murphy as Interim City Secretary. All voted in favor of the motion.
9. **Consider and possible action to approve the City Manager interviewing and recommending to the City Council a candidate for City Secretary.** Barbara Shaw suggested that she and the interim city secretary interview candidates the City Secretary position. Walter Chance made a motion to have the City Manager interview and recommend a candidate to council for the City Secretary position. The motion was seconded by Brandon Briones and the motion was approved by all.
10. **Consider and possible action to appoint Adela Davila to the Board of Adjustments.** Lanny Holland recommended that Adela Davila be appointed to the Board of Adjustments. A motion was made by Brandon Briones and seconded by Maggie Gonzales that Adela Davila be appointed to the Board of Adjustments. All voted in favor.
11. **Consider and possible action approving Resolution No. 17-18 of the City Council of Kenedy Requesting the Renaming of the Karnes County Airport to The Kenedy Regional Airport and Authorizing the City Manager to File All Necessary Documents to Accomplish the Change; and Providing an Effective Date.**
A motion was made by Brandon Briones and seconded by Maggie Gonzales that the name of the airport be changed to the Kenedy Regional Airport and authorizing the city manager to file all necessary document to accomplish the change and providing an effective date of April 11, 2017. All voted in favor of the motion.
12. **Consider and possible action approving Resolution No. 17-19 Finding that AEP Texas Inc.'s Application to Amend its Distribution Cost Recovery Factors to Increase Distribution Rates Within the City Should be Denied; Finding that the City's Reasonable Rate Case Expenses Shall be Reimbursed by the Company; Finding that the Meeting at which this Resolution is passed is Open to the Public as Required by Law; Requiring Notice of this Resolution to the Company and Legal Counsel.**
A motion was made by Walter Chance and seconded by Maggie Gonzales to approve resolution No 17-19 finding that AEP Texas Inc.'s Application to Amend its Distribution

Cost Recovery Factors to Increase Distribution Rates within the City should be denied; finding that the City's Reasonable Rate Case Expenses Shall be Reimbursed by the Company; Finding that the meeting at which this Resolution is passed is open to the public as required by law; requiring notice of this resolution to the Company and legal counsel. All voted in favor of the motion.

13. **Consider and possible action approving an Ordinance No. 17-4 of the City Council of the City of Kenedy, Texas, Closing and Abandoning to the Abutting Property Owner Portions of a Certain Street; and Establishing an Effective Date.** A motion to approve ordinance no. 17-4 of the City Council of City of Kenedy, Texas closing and abandoning to the Abutting Property owner Portions of a certain street; and establishing an effective date, was made by Brandon Briones and seconded by Walter Chance. The motion carried.
14. **CLOSED SESSION: "Pursuant to Section 551.071 of the Texas Government Code, the City of Kenedy will consult in closed session with its attorney and to receive legal advice regarding pending or contemplated litigation, a settlement offer, or 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 this chapter to wit: legal implications of various funding options for contributing to the Escondido Parkway Project.**

Daniel Santee, the City's attorney was absent due to bad weather conditions. Due to this fact, a motion was made by Walter Chance and seconded by Brandon to pass on this agenda item until a later date. All voted in favor of the motion.

15. **OPEN SESSION: Consideration and possible action to approve a contribution of up to \$500,000.00 for the Escondido Parkway Project**

Daniel Santee, the City's attorney was absent due to bad weather conditions. Due to this fact, a motion was made by Walter Chance and seconded by Brandon Briones to pass on this agenda item until a later date. All voted in favor of the motion.

16. **City Manager, Barbara Shaw, gave her report to council.** She stated that the payroll and vendors have been paid, and everything functioning well with the new interim city secretary.

17. **Adjourn.** A motion was made by Walter Chance and seconded by Brandon Briones to adjourn the meeting. All voted in favor. The meeting was adjourned at 7:17p.m.


Mayor Pro-Tem, Ken Reiley


Judy Murphy, Interim City Secretary