

**MINUTES OF A REGULAR CITY COUNCIL MEETING**  
**MAY 8, 2018- 6:00 P.M.**  
**COUNCIL CHAMBERS IN THE RUHMAN C. FRANKLIN MUNICIPAL BUILDING**  
**303 W. MAIN ST., KENEDY, TX. 78119**

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MEMBERS PRESENT: JAMES D SUTTON (MAYOR), ALBERTO BALDARRAMOS (DISTRICT 1), BRENDA CANO (DISTRICT 2), BRANDON BRIONES (DISTRICT 3), JUSTIN MEYER (DISTRICT 4), LESLIE WYNN (DISTRICT 5)  
CITY PRESENT: BARBARA SHAW (CITY MANAGER), AMANDA HINES (CITY SECRETARY), JOHNNY RODRIGUEZ (PUBLIC WORKS DIRECTOR), DUANE DUBOSE (POLICE CHIEF)

**1. Call meeting to order and announce a quorum is present. Councilman Briones**

Councilman Brandon Briones called the meeting to order and announced a quorum present at 6:00 P.M.

**2. Prayer.**

**3. Pledge of Allegiance.**

**4. Consideration and possible action in regard to Resolution No. 18-2 a Resolution of the City Council of the City of Kenedy, Texas, Approving the Canvass of the May 5, 2018 General Election and Declaring the Results of Such Election. Barbara/Megan**

Councilman Brandon Briones reported the election results and stated the number of votes for each Council position. James D Sutton was elected as Mayor with 57.98% of votes. Brenda Cano was elected as the Councilmember for District 2 with 56.41% of votes. Justin Meyer was elected as the Councilmember for District 4 with 66.21% of votes. Leslie Wynn was elected as the Councilmember for District 5 with 51.61% of votes. Alberto Baldarramos made a motion to approve Resolution 18-2, approving the Canvass of the May 5, 2018 General Election. Brandon Briones seconded the motion. All voted in favor. Motion passed.

**5. Issue Oaths to Office to Mayor and Council District Nos. 2, 4 & 5. Barbara/Amanda Provide Oath of Office to Mayor and Council District Nos. 2, 4 & 5. Barbara/Amanda Issue Certificates of Election to Mayor and Council District Nos. 2, 4 & 5. Barbara/Amanda**

City Secretary Amanda Hines asked James D Sutton, Brenda Cano, Justin Meyer, and Leslie Wynn to stand and raise their right hand. The Statement of Officer and Oath of Office was read by Amanda Hines and repeated out loud by James D Sutton, Brenda Cano, Justin Meyer, and Leslie Wynn. The newly elected candidates then signed their Statement of Officer and Oath of Office. Certificates of Election were presented to Mayor James D Sutton, Councilmember District 2 Brenda Cano, Councilmember District 4 Justin Meyer, Councilmember District 5 Leslie Wynn.

**6. Public Comments.**

Councilmember Justin Meyer thanked the citizens of Kenedy for voting in his favor. He suggested Council act only on Item 10, the Proclamation of the City Council of the City of Kenedy, Texas acknowledging May 2018 as Lupus Awareness Month and proceed to the City Manager's Report. He stated this will provide the newly elected Councilmembers time to review all the documents provided for the Council meeting.

7. 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. Kenedy 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 Report

Brandon Briones made a motion to pull Item P, Police Department Report. Leslie Wynn seconded the motion. Brandon Briones, Alberto Baldarramos, Leslie Wynn voted in favor. Brenda Cano and Justin Meyer voted in opposition. Motion passed.

Leslie Wynn made a motion to approve the Consent Agenda. Brandon Briones seconded the motion. Brandon Briones, Alberto Baldarramos, Leslie Wynn, and Brenda Cano voted in favor. Justin Meyer voted in opposition. Motion passed.

Brandon Briones asked Police Chief Duane Dubose if the City could have more traffic control between 2-5 P.M. in downtown Kenedy. He has had several constituents complain about 18-wheelers traveling through downtown. Police Chief Dubose stated that new truck route signs have been ordered and the Police Officers have started monitoring the downtown streets more closely.

8. Consideration and possible action in regard to Ordinance 18-6 of the City of Kenedy an Ordinance Granting to AEP Texas Inc., its Successors and Assigns, a Non-Exclusive Franchise to Construct, Maintain and Operate Lines and Appurtenances and Appliances for Conducting Electricity In, Over, Under, and Through the Streets, Avenues, Alleys and Public Places of the City of Kenedy, Texas. Vera Strauss/Barbara

Vee Strauss with AEP stated the current franchise agreement between the City of Kenedy and AEP for operating electric utilities will expire in December 2018. The current franchise agreement was for 30 years and AEP is requesting the renewal agreement for another 30 years. Justin Meyer asked if a 30-year agreement is standard. Vee Straus stated it was.

Leslie Wynn made a motion to approve Ordinance 18-6 of the City of Kenedy an Ordinance granting to AEP Texas Inc., its Successors and Assigns, a Non-Exclusive Franchise to Construct, Maintain and Operate Lines and Appurtenances and Appliances for Conducting Electricity In, Over, Under, and Through the Streets, Avenues, Alleys and Public Places of the City of Kenedy, Texas. Brandon Briones seconded the motion. All voted in favor. Motion passed.

9. **Consider and possible action in regard to Resolution 18-3 of the City of Kenedy, Texas 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 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. Barbara/Thomas Brocato**

Vee Strauss stated that AEP will be fine with the denial to increase distribution rates within the City. City Manager Barbara Shaw stated the approval of Resolution 18-3 is needed to confirm the City of Kenedy is participating with the coalition and to add the City of Kenedy to the group of cities participating.

Brandon Briones made a motion to approve Resolution 18-3 of the City of Kenedy, Texas 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 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. Leslie Wynn seconded the motion. All voted in favor. Motion passed.

10. **Consider and possible action in regard to a Proclamation of the City Council of the City of Kenedy, Texas Acknowledging May, 2018 as Lupus Awareness Month, and Specifically May 18, 2018 as "Put on Purple Day" in Support of the Lupus Foundation of America, Lone Star Chapter. Angelica Garza/Barbara**

City Manager Barbara Shaw stated Angelica Garza with the Lupus Foundation of America, Lone Star Chapter reached out stating they were seeking community partners to spread the message of awareness for lupus. May 2018 will be known as Lupus Awareness Month and May 18, 2018 as "Put on Purple Day".

Justin Meyer made a motion to approve a Proclamation of the City Council of the City of Kenedy, Texas Acknowledging May, 2018 as Lupus Awareness Month, and Specifically May 18, 2018 as "Put on Purple Day" in Support of the Lupus Foundation of America, Lone Star Chapter. Brenda Cano seconded the motion. All voted in favor. Motion passed.

11. **Consider and possible action designating Barbara Shaw as an authorized signature on the City of Kenedy, Revenue Bond Reserve, Certificate of Deposit at Texas Champion Bank. Barbara**

City Manager Barbara Shaw stated Ford Patton was an authorized signer for the Certificate of Deposit that has expired. He is no longer employed with the City of Kenedy. Each account required two authorized signers.

Brenda Cano asked who the other authorized signer is. City Manager Barbara Shaw stated Police Chief Duane Dubose is the other authorized person. Justin Meyer asked if this was standard practice. Mrs. Shaw stated it was and presented Council with a copy of the signature card and explained the two signatures.

Leslie Wynn made a motion to designate Barbara Shaw as an authorized signature on the City of Kenedy, Revenue Bond Reserve, Certificate of Deposit at Texas Champion Bank. Brandon Briones seconded the motion. All voted in favor. Motion passed.

**12. Consider and possible action to re-appoint Lisa Yaklin to the Parks and Recreation Board for a three (3) year term effective January 1, 2018 to January 1, 2021. Barbara**

City Manager Barbara Shaw stated Lisa Yaklin is an active member of the Parks and Recreation Board. She would like to continue and serve. She was not able to be present at the meeting.

Brenda Cano stated she would like for Lisa to be present to discuss her re-appointment to the Parks and Recreation Board.

Brandon Briones made a motion to table the re-appointment of Lisa Yaklin to the Parks and Recreation Board for a three (3) year term effective January 1, 2018 to January 1, 2021. Alberto Baldarramos seconded the motion. All voted in favor. Motion passed.

**13. CLOSED SESSION: In accordance with the Texas Government Code Sections 551.071, Consultation with Attorney, and Section 551.072, Consultation regarding real property, the Council shall convene into Closed Session to discuss:**

1. Notice of Suit filed with Evergreen Underground Water Conservation District.
2. Claim Demand(s) for reimbursement for water charges relating to commercial user(s).
3. Land acquisition for the Kenedy Convention Center.

Mayor James Sutton announced Council will convene into Closed Session.

**14. OPEN SESSION: The City council will reconvene in Open Session at which time action on the matter discussed in closed session may be considered.**

Brandon Briones made a motion to reconvene into Open Session at 8:27 P.M. Brenda Cano seconded the motion. All voted in favor. Motion passed.

**1. Notice of Suit filed with Evergreen Underground Water Conservation District.**

Leslie Wynn made a motion to allow City Manager Barbara Shaw to seek outside Council to represent the City of Kenedy at the Evergreen Underwater Conservation District hearing. Alberto Baldarramos seconded the motion. All voted in favor. Motion passed.

**2. Claim Demand(s) for reimbursement for water charges relating to commercial user(s).**

Justin Meyer made a motion to allow City Manager Barbara Shaw to seek three (3) separate estimates for a forensic auditor for multi-user utility accounts. Brenda Cano seconded the motion. All voted in favor. Motion passed.

**3. Land acquisition for the Kenedy Convention Center.**

No action was taken on this item.

**15. City Manager's Report**

- Update on Buena Vista and Snocum Streets paving projects
- Update on Nottingham Lane drainage project.
- Update on East Main drainage project (Bonded Project).
- Update on February TCEQ Enforcement at Waste Water Treatment Facility.
- Update on TCEQ FM 743 Pressure Report (Bonded Project).

**Update on Buena Vista and Snocum Streets paving projects.**

City Manager Barbara Shaw stated that the paving of Buena Vista and Snocum Streets has been completed.

**Update on Nottingham Lane drainage project.**

The City is going to require an easement for the Nottingham Lane drainage project. A drainage pipe will be needed.

**Update on East Main drainage project (Bonded Project).**

The waterlines have been replaced. Hanson Engineering will be going out for bids.

**Update on February TCEQ Enforcement at Waste Water Treatment Facility.**

The City of Kenedy received another administrative penalty. TCEQ has allow the City to use the cost of penalty for equipment.

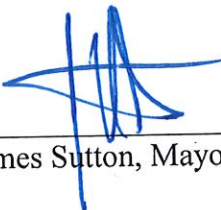
**Update on TCEQ FM 743 Pressure Report (Bonded Project).**

Survey has been completed and resubmitted to TCEQ.

**16. Adjourn**


Brandon Briones made a motion to adjourn the meeting. Leslie Wynn seconded the motion. All voted in favor. Motion passed.

Meeting adjourned at 8:40 P.M.



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James Sutton, Mayor



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Amanda Hines, City Secretary