



**REGULAR CITY COUNCIL MEETING MINUTES
NOVEMBER 09, 2021 – 6:00 P.M.
CITY AUDITORIUM IN THE RUHMAN C. FRANKLIN MUNICIPAL BUILDING
303 W. MAIN ST., KENEDY, TX 78119**

MEMBERS PRESENT:

Mayor Joe Baker
Cindy Saenz, Mayor Pro-Tem, District 1
Johnny Rodriguez, District 2
Christopher Parker, District 3
James Douglas, District 4
Saundra Schultz, District 5

MEMBERS ABSENT:

CITY PRESENT:

City Manager William Linn
City Secretary Ruby Beaven
Police Chief Richard Ashe
Director of Public Works Jerry Higgins
Director Parks & Streets Joe Hernandez, III
Building Official Jaime Albiar

CITY ABSENT:

Opening Agenda

1. Call Regular City Council meeting to order.

The Regular Meeting of the City of Kenedy was called to order by Mayor Baker at 6:00 p.m. on Tuesday, November 09, 2021, in the City Auditorium in the Ruhman C. Franklin Municipal Building, 303 W. Main St. Kenedy, TX and video streaming via Facebook live.

2. Call Roll and establish a quorum is present.

With Council Members present a quorum was established.

3. Prayer to be led by Pastor Kristy Mejia with El Aposento Alto Church.

Pastor Kristy Mejia with El Aposento Alto Church led the prayer.

4. Pledge of Allegiance.

Mayor Baker led the Pledge of Allegiance to the U.S. flag.

5. Citizen comment.

No Citizen Comments

6. Presentation from Miss Texas 2021 Mallory Fuller on Suicide Prevention.

Melissa Sullivan, Horned Toad Café Owner/Operator, addressed the Council to introduce Mallory Fuller, Miss Texas 2021, and her social impact for suicide prevention.

Mallory Fuller, Miss Texas 2021, addressed the Council to talk about her personal experience with the loss of suicide and how she has become an advocate for suicide prevention. Fuller talked about suicide being the second leading cause of death in Texas, peoples struggle with mental health, her travels to over thirty (30) schools to talk to teens, resources available, and the “stigma” and people being afraid to ask for help.

7. Proclamation: Suicide Awareness and Prevention Month

Mayor Baker proclaimed November 2021 as Suicide Awareness and Prevention Month in Kenedy Texas.

8. Presentation of Appreciation Awards to Randy Garza for twenty-two (22) years of service to the City of Kenedy as a Mayor and a Councilman, and Felipe Leal for eighteen (18) years of service to the City of Kenedy as District 2 & 3 Councilman.

Mayor Baker presented Felipe Leal with a plaque for eighteen (18) years of service to the City of Kenedy as District 2 & 3 Councilman. In addition, presented Felipe Leal with a Resolution from the State of Texas House of Representatives and Ryan Guillen, State Representative.

Mayor Baker presented Randy Garza, not present at the meeting, a plaque for twenty-two (22) years of service to the City of Kenedy as a Mayor and a Councilman. In addition, presented Randy Garza a Resolution from the State of Texas House of Representatives and Ryan Guillen, State Representative.

Mayor Baker presented Brandon Briones and Ken Reily each with a Resolution from the State of Texas House of Representatives and Ryan Guillen, State Representative.

9. Departmental Reports.

Public Works Director Report

Public Works Director Jerry Higgins addressed the Council to report the Public Works report for October 2021.

Police Chief Report

Chief Ashe addressed the council to report the Police Chief report to include Animal Control and Police Department operations for October 2021.

Building Department & Code Compliance Reports

Building Official Jaime Albiar addressed the council to report the Building Department report and Code Compliance report for October 2021.

Streets & Parks Director Reports

Director of Parks & Streets addressed the council to report the Streets and Parks report for October 2021.

City Secretary Report

City Secretary Ruby Beaven addressed the council to report the City Secretary report to include the Fire Department and Municipal Court report for October 2021.

10. City Manager Report.

Current Projects, Future Projects, Current Operations, and/or Future Operations.

City Manager Linn addressed the Council and presented an update on City projects to include Graham Road Milling, East Main, Carrizo Water Line, and Convention Center. In addition, Linn spoke about having a monthly recognition program for small businesses in Kenedy with a joint partnership with Kenedy EDC and Kenedy Chamber of Commerce. Linn stated the House of Representatives Robert McVey personally came to the City of Kenedy to drop off proclamations for the meeting.

Presentation of Financials.

City Manager Linn presented the financial statements.

11. Consent Agenda

This section shall provide for items that require action by the Council, but where little or no discussion is anticipated. By a single motion, second and affirmation majority vote. Items under this section are approved without further discussion or action.

- A. Consideration and approval of Special City Council Meeting & City Council Workshop Meeting Minutes of August 20, 2021, City Council Public Hearing Minutes of September 14, 2021, Regular City Council Meeting Minutes of September 14, 2021, and City Council Workshop Meeting Minutes of September 21, 2021.
- B. Consideration and approval on Financials.

Motion: Councilman Douglas made the motion to approve the Consent Agenda as presented. Councilwoman Saenz seconded the motion. Motion carried unanimously.

Ordinance / Resolution / Other Action Items:

This section shall provide for all other official discussion and action items provided for consideration by the Council.

12. Presentation by Cindy Metro with Langford Community Management Services for the Section 3 presentation for the TxCDBG Contract.

Cindy Metro, Langford Community Management Services, addressed the Council and presented the Section 3 presentation requirement for the TxCDBG contract.

13. Consideration and possible action in regard to Resolution 21-14, a resolution of the City Council of the City of Kenedy, regarding citizens civil rights; Adopting a citizen participation plan and grievance procedures; Adopting a job training, employment and contracting opportunities policy for section 3 residents and businesses; Adopting an excessive force policy; Adopting a nondiscrimination and grievance policy; Adopting a conflict of interest and code of conduct policy; Adopting a limited English proficiency plan; Adopting a fair housing policy; Providing a repealing clause; Providing for

severability; Providing for proper notice and meeting; and Providing an effective date. (Presenter: City Manager Linn)

Motion: Councilman Douglas made the motion to approve Resolution 21-14, a resolution of the City Council of the City of Kenedy, regarding citizens civil rights; Adopting a citizen participation plan and grievance procedures; Adopting a job training, employment and contracting opportunities policy for section 3 residents and businesses; Adopting an excessive force policy; Adopting a nondiscrimination and grievance policy; Adopting a conflict of interest and code of conduct policy; Adopting a limited English proficiency plan; Adopting a fair housing policy; Providing a repealing clause; Providing for severability; Providing for proper notice and meeting; and Providing an effective date. Councilman Parker seconded the motion. Motion carried unanimously.

14. **Consideration and possible action in regard to Resolution 21-15, a resolution of the City Council of the City of Kenedy, Texas, designating authorized signatories for contractual documents and documents for requesting funds pertaining to the Texas community development block grant program (TxCDBG) contract number 7220140; Providing a repealing clause; Providing for severability; Providing for proper notice and meeting; and Providing an effective date. (Presenter: City Manager Linn)**

City Manager Linn addressed the Council and explained there is a discrepancy with the grant contract. Linn recommended making the motion to approve the resolution with the amendment for the correct grant contract number.

Motion: Councilman Rodriguez made the motion to amend the resolution for the correct grant contract number 7220229 and approve Resolution 21-15, a resolution of the City Council of the City of Kenedy, Texas, designating authorized signatories for contractual documents and documents for requesting funds pertaining to the Texas community development block grant program (TxCDBG) contract number 7220229; Providing a repealing clause; Providing for severability; Providing for proper notice and meeting; and Providing an effective date. Councilman Douglas seconded the motion. Motion carried unanimously.

15. **Consideration and possible action in regard to Letter of Intent (LOI) from City of Kenedy for TxDOT Aviation airport development grants for an extension of the taxiway on runway and T-hangars. (Presenter: City Manager Linn)**

City Manager addressed the Council to explain the Letter of Intent for the City of Kenedy for TxDot Aviation airport development grant.

Motion: Councilman Douglas made the motion to approve the Letter of Intent (LOI) from City of Kenedy for TxDOT Aviation airport development grants for an extension of the taxiway on runway and T-hangars. Councilman Parker seconded the motion. Motion carried unanimously.

16. **Consideration and possible action in regard to Resolution 21-12, a resolution of the City Council of the City of Kenedy designating the Karnes Countywide as the official newspaper of the city of Kenedy, Texas for the fiscal year of 2021-2022; Providing a repealing clause; Providing for severability; and Providing an effective date. (Presenter: City Manager Linn)**

Motion: Councilwoman Saenz made the motion to approve Resolution 21-12, a resolution of the City Council of the City of Kenedy designating the Karnes Countywide as the official newspaper of the city of Kenedy, Texas for the fiscal year of 2021-2022; Providing a repealing clause; Providing for severability; and Providing an effective date. Councilman Douglas seconded the motion. Motion carried unanimously.

17. **Consideration and possible action in regard to Resolution 21-13, a resolution of the City Council of the City of Kenedy, selecting a nominee to be considered in the December 2021 Texas Coalition for Affordable Power (TCAP) Board of Directors election, to serve as a director for the 2021/2023 term; Providing a repealing clause; Providing for severability; and Providing an effective date. (Presenter: City Manager Linn)**

City Manager Linn addressed the council to explain the City of Kenedy needed to select a nominee for the Texas Coalition for Affordable Power to serve as a director for the 2021-2023 term.

Discussion held among the Council and City Manager for potential nominee.

Councilwoman Saenz made the motion to select City Manager William Linn as nominee and approve Resolution 21-13, a resolution of the City Council of the City of Kenedy, selecting a nominee to be considered in the December 2021 Texas Coalition for Affordable Power (TCAP) Board of Directors election, to serve as a director for the 2021/2023 term; Providing a repealing clause; Providing for severability; and Providing an effective date. Councilman Douglas seconded the motion. Motion carried unanimously.

18. **TABLED October 12, 2021. Consideration and possible action in regard to Ordinance No. 21-16, an Ordinance of the City of Kenedy, Texas repealing the City's Parks and Recreation Board Ordinance of March 27, 1972 and abolishing the Parks and Recreation Board; Amending the Code of Ordinances, Chapter 66 Parks and Recreation Article II Parks and Recreation Board; Providing a repealer; Providing for a severability clause; and Providing for an effective date. (Presenter: City Manager Linn)**

City Manager Linn addressed the council and stated this item is brought forward since it was tabled because the general census was to know what the Economic Development Corporation (EDC) thought about this matter. The EDC voted to pull the Parks and Recreation board under them at the last EDC meeting.

Gary Richards, EDC President, addressed the Council to express his support for the Parks and Recreation (P&R) Board moving under EDC. Richards stated the EDC board voted to approve the transition for P&R to fall under the direction of EDC pending the outcome of Ordinance 21-16.

Susanne Nunez, P&R President, addressed the Council to express her support for the Parks and Recreation Board moving under the EDC. Nunez stated there was no reservations from P&R for this change except from Ms. Matthew a P&R Board Member who had opposition.

Discussion held among the Council, Gary Richards, and City Manager about community opposition and the future for Parks and Recreation Board.

Motion: Councilwoman Saenz made the motion to approve Ordinance No. 21-16, an Ordinance of the City of Kenedy, Texas repealing the City's Parks and Recreation Board Ordinance of March 27, 1972 and abolishing the Parks and Recreation Board; Amending the Code of Ordinances, Chapter 66 Parks and Recreation Article II Parks and Recreation Board; Providing a repealer; Providing for a severability clause; and Providing for an effective date. Councilwoman Schultz seconded the motion.

In favor: Councilwoman Schultz, Councilwoman Saenz

Opposed: Councilman Parker, Councilman Rodriguez, Councilman Douglas

Motion failed 2:3.

19. **TABLED October 12, 2021. Consideration and possible action in regard to Ordinance No. 21-17, an Ordinance amending the water and wastewater fee schedule for commercial customers inside and outside the city limits; Providing a repealer; Providing for a severability clause; and Providing for an effective date. (Presenter: City Manager Linn)**

City Manager Linn addressed the council and stated this item is brought forward since it was tabled.

Discussion held among the board and City Manager about how this could impact the city and small businesses, inflation, potential smaller increase.

Motion: Councilman Douglas made the motion to take no action. No one seconded the motion. Motion died for lack of second.

No action taken.

20. **Consideration and possible action in regard to Ordinance No. 21-18, an ordinance amending the adopted budget of the City of Kenedy, Texas for the fiscal year beginning October 1, 2021 and ending September 30, 2022 for the purpose of funding line items relating to the daily operations of the municipality; Authorizing expenditures; Providing for a severability clause; and Providing for an effective date. (Presenter: City Manager Linn)**

City Manager Linn addressed the council and stated this is for an airport vehicle purchase for a loaner vehicle. Currently, the fund is for \$30,000 and the airport is in search of a new vehicle and not able to find one with the current allocated amount. Linn went on to say the airport surplus decreased from \$17,379.00 to \$0.00. The request is reallocate the \$17,379.00 to the vehicle purchase. This would increase the vehicle purchase line item from \$30,000 to \$47,379.

Motion: Councilman Douglas made the motion to approve Ordinance No. 21-18, an ordinance amending the adopted budget of the city of Kenedy, Texas for the fiscal year beginning October 1, 2021 and ending September 30, 2022 for the purpose of funding line items relating to the daily operations of the municipality; Authorizing expenditures; Providing for a severability clause; and Providing for an effective date. Councilman Parker seconded the motion. Motion carried unanimously.

21. **Items to consider for placement on future agendas. (Governing Body, City Manager, City Attorney)**

City Manager Linn addressed council to state since Ordinance 21-16 did not pass then a future agenda item is needed to restructure the Parks and Recreation Board. Recommend placing on a January or February 2022 agenda. Councilman Rodriguez suggested a workshop for this item and requested an agenda item for December 2021 agenda to establish a date and time for workshop.

Mayor Baker suggested adding the Escondido Park land conveyance to the agenda maybe in February or March 2022.

Councilman Douglas suggested having the Stage II to Stage I water restriction placed on the December agenda.

Councilman Rodriguez suggested the Christmas party for next month. City Manager Linn stated the plans were already in the works for the event to be held at the convention center. This was not an agenda item. The event will be open to the city employees, governing body, and spouse/partner.

22. Announcements of Community interest and/or upcoming events. (Governing Body, City Manager, City Secretary)


Councilman Douglas stated the Lions play this Friday.

Mayor Baker stated the Coffee in the Park with the Mayor will be this Saturday and stated to wear long sleeve for brisk weather.

23. Adjourn.

Mayor Baker adjourned the meeting at 8:48 p.m.

APPROVED:



Joe Baker, Mayor

ATTEST:



Ruby Beaven, City Secretary