

## CITY COUNCIL REGULAR MEETING MINUTES

The City Council of the City of Kyle, Texas met in Regular Session on July 2, 2024 at Kyle City Hall with the following persons present:

Mayor Travis Mitchell*	Jason Payne
Mayor Pro Tem Robert Rizo	Conley Robinson
Council Member Bear Heiser	Lenore Brady
Council Member Miguel Zuniga	Howard Connell
Council Member Lauralee Harris	Stephanie McDonald
Council Member Daniela Parsley	Yvonne Flores-Cale
Council Member Michael Tobias	Tracy Scheel
Bryan Langley, City Manager	
Amber Schmeits, Assistant City Manager	
Jesse Elizondo, Assistant City Manager	
Aimee Alcorn-Reed, City Attorney	
Rosie Truelove, Director of Admin Services	
Julie Beggs, Asst. Dir. of Admin Services	
Rachel Sonnier, Dir. of Communications	
Grant Bowling, Audio Film Prod Manager	
Jennifer Kirkland, City Secretary	
Leon Barba, City Engineer	
Victoria Vargas, Director of Economic Dev.	
Lauren Lyons, Business Retention Specialist	
Perwez Moheet, Director of Finance	
Connie Campa, Accounting Manager	
Andy Alejandro, Accounting Manager	
Marco Forti, Director of IT	
Mariana Espinoza, Deputy Dir. of Parks & Rec.	
Will Atkinson, Director of Planning	
Kaela Sharp, Senior Planner	
Tim Griffith, Police Commander	
Matt Clark, Police Officer	
Mike Murphy, Director of Water Utilities	
Tim Samford, Asst. Dir. of Water Utilities	
Chris Arnold, Asst. Director Public Works	
Scott Egbert, Streets Division Manager	
Joe Cantalupo, K Friese & Associates, City's 2022 Road Bond Program Manager	
Harper Minor, K Friese & Associates	
Paige Saenz, Knight Law Firm, Sp. Counsel	
Andrew Friedman, SAMCO Capital Markets, City's Financial Advisor	
Stephanie Leibe, Norton Rose Fulbright, City's Bond Counsel	

\*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.

### **I. Call Meeting to Order and Roll Call**

Mayor Pro Tem Rizo called the meeting to order at 7:00 p.m. The Pledge of Allegiance was recited. Mayor Pro Tem Rizo asked the city secretary to call roll.

Present were: Mayor Pro Tem Rizo, Council Member Heiser, Council Member Zuniga, Council Member Harris, Council Member Parsley, and Council Member Tobias. A quorum was present. Mayor Mitchell was absent at roll call but arrived virtually during the approval of the minutes.

### **II. Approval of Minutes**

1. Approval of the City Council June 18, 2024 3:00 p.m. Special Meeting Minutes, June 18, 2024 5:30 p.m. Special Meeting Minutes, and June 18, 2024 Regular Meeting Minutes.  
(Item Presenter: Jennifer Kirkland, TRMC, City Secretary)

Mayor Mitchell arrived virtually at 7:01 p.m.

Council Member Tobias moved to approve the minutes of the Special meeting June 18, 2024 at 3:00 p.m., the Special meeting June 18, 2024 at 5:30 p.m., and the Regular meeting June 18, 2024. Council Member Parsley seconded the motion. Motion passed 7 - 0.

### **III. Citizen Comment Period with City Council**

Mayor Pro Tem Rizo opened citizen comments at 7:02 p.m.

Jason Payne was called to speak as registered, representing Kyle VFW #12058. He spoke about an upcoming Second Annual Service Dog Telethon to provide K-9 companions to veterans. He also mentioned that the VFW will have its first VFW Haunted House. He invited everyone to come have breakfast with their local veterans on Fridays at 8:00 a.m. and to visit the VFW #12058 Facebook page for more details and events.

Conley Robinson was called to speak as registered. He stated that he came to speak about irresponsible spending of public funds by Council and staff. He stated that when questioned about it, the response is that it is in the budget. He asked whether Council thinks residents are not paying attention. He stated that a Justice of the Supreme Court stated yesterday, "Absolute power corrupts absolutely." Mr. Robinson continued that he believes that applies to the leadership of the City. He spoke about Council awarding themselves free healthcare, in violation of the City Charter, paid for by the taxpayers of the City. He continued, stating every day more and more people are noticing what Council is doing. He stated that the residents have something more powerful than a credit card, and that is a vote. He spoke about the upcoming November election.

Lenore Brady was called to speak as registered. She stated that she recently was informed that she owes four years of wastewater service. She stated that the City claimed to not know where to send the bill. She continued that the when she ended her trash service it severed the billing for the wastewater service as well. When she re-established her trash service, it was determined that she had backdated wastewater charges, an approximate \$2,000 balance. She stated she doesn't know if there's something that can be done to improve this process.

Howard Connell was called to speak as registered regarding Item No. 18. He displayed a poster. He spoke about charges made while traveling on City business. He stated that the citizens haven't heard anything about what the benefit of the travel is to the City. He spoke about council members' spouses and the city manager and his spouse having dined on taxpayer dollars. He spoke about a meal related to travel to the Bastrop Lost Pines. He stated that the city manager continues to promote and allow credit card fraud.

Stephanie McDonald was called to speak as registered regarding Item Nos. 17-19. She stated that the turnout for Pride-themed Market Day was low, which she stated reinforces that the City does not need a Pride-themed Market Day. She stated that the low turnout hurt the vendors and that a DJ at the event played non-family friendly music. She asked, "Why is the City trying to sexualize market days, what is the point, and how does it benefit the City?" Regarding Item No. 17 she stated that she wants to know why the City is interjecting itself in this endeavor rather than leave it to the school district and Hays County Health Department. She thanked Council Member Zuniga for Item No. 18 for his effort to reign in excessive spending by the Council. Ms. McDonald continued that she would like to go back to 2020's procedures, where council members would have to provide documentation for possible reimbursement. She asked why the credit cards were not revoked when the stipend was provided. She also questioned department heads' \$500 per month vehicle stipend. She thanked Council Member Zuniga for Item No. 19. She requested Council to reevaluate the unethical move to provide health insurance to Council. She urged Council to revert to the option to participate at their own expense until a Council Compensation Ms. McDonald requested a Town Hall meeting for residents to receive responses from City Council and City Manager. She is calling for accountability and transparency. She asked that Item Nos. 17-19 to be brought to the top of the discussions. She requested a City Auditor be added to the budget to build trust with the residents.

Yvonne Flores-Cale was called to speak as registered. She asked Council to bring forward Items 18, 19, and 23 to the top of discussions. She spoke about her concern for the future and integrity of the community. She stated that the City is a place everyone calls home, cherished for its diversity, opportunities, and promise of a better life. She continued that recent events highlight that the trust between the City and residents has been betrayed. Ms. Flores-Cale stated that as she has spoken at two meetings before this, she wants Council to confront the issues. She stated that residents must trust representatives to make decisions that affect residents' daily lives. She continued that ethics must be at the forefront of the City's core values, and that City Leaders should uphold the highest ethical standards. She asked for openness and accessibility for all. Ms. Flores-Cale urged Council accountability for themselves and those amongst them. She stated that the mediocre leader tells, the good leader explains, the superior leader demonstrates, and the great leader inspires. She concluded with her hope that each council member strives to be a great leader.

With no one else wishing to speak, Mayor Pro Tem Rizo closed citizen comments at 7:22 p.m.

#### **IV. Agenda Order**

2. Agenda Order per Rules of Council Sec. B1. (Item Presenter: Travis Mitchell, Mayor)

Mayor Pro Tem Rizo brought forward Item No. 2. Council Member Heiser requested to move Item No. 17 up. Council Member Zuniga requested to move Item Nos. 18, 19, and 23 up. Mayor Mitchell

objected to Item Nos. 18 and 19 being brought ahead of City business in accordance with the Rules of Council.

Mayor Pro Tem Rizo held a vote on whether to bring Item No. 17 up in discussions. Motion passed 7 - 0. Mayor Pro Tem Rizo held a vote on whether to bring Item No. 18 up in discussions. Motion passed 4 - 3. Mayor Pro Tem Rizo held a vote on whether to bring Item No. 19 up in discussions. Motion passed 4 - 3. Mayor Pro Tem Rizo moved to bring Item No. 23 up in discussions. Council Member Parsley seconded the motion. Motion passed 7 - 0.

## **VII. Consider and Possible Action**

17. Consider approval of a resolution approving a contract with Hill Country Mental Health and Developmental Disabilities Centers to establish a Juvenile Behavioral Health Program.  
(Item Presenter: Rosie Truelove, Director of Administrative Services)

Mayor Pro Tem Rizo brought forward Item No. 17 out of order, ahead of the Consent Agenda. Ms. Truelove presented the item.

Council Member Heiser moved to approve Option No. 2 for Item No. 17. Council Member Harris seconded the motion.

Council Member Heiser moved to amend his motion to approve Option No. 2 (School Based Licensed Practitioner of the Healing Arts (LPHA) - \$154,046 for year 1) for Item No. 17; and direct staff to bring back an operational plan within the next two to three months. Council Member Parsley seconded the motion. Motion passed 6 - 1 with Council Member Tobias dissenting.

18. Consider and Possible Action to cancel all city council and city manager's credit cards.  
(Item Presenter: Miguel A. Zuniga PhD, Council Member)

Mayor Pro Tem Rizo brought forward Item No. 18 out of order, after Item No. 17 and gave the floor to Council Member Zuniga.

Mayor Mitchell moved to direct staff to continue forward with the current policy with regards to credit cards, reimbursements and cost centers and direct staff to analyze Council travel expense habits and bring a proposal as part of the budgeting process that more accurately reflects council travel expense reimbursements to be properly budgeted. Council Member Harris seconded the motion. Motion passed 4 - 3 with Council Members Tobias, Zuniga, and Parsley dissenting.

19. Consider and Possible Action to ratify non-binding proposition to accept or reject health insurance for non-full time elected officials.  
(Item Presenter: Miguel A. Zuniga PhD, Council Member)

Mayor Pro Tem Rizo brought forward Item No. 19 out of order, after Item No. 18 and gave the floor to Council Member Zuniga. Mayor Mitchell called a point of order regarding the Rules of Council and the ability to bring back an item. Ms. Alcorn-Reed reviewed the Rules of Council and ruled that the item is not the same item for consideration that was previously brought forward, and therefore, discussion could continue.

Council Member Zuniga moved to direct the city manager to bring back an agenda item to place a non-binding proposition on this November's ballot regarding the council member health insurance. Council Member Parsley seconded the motion.

Mayor Pro Tem Rizo requested a roll call vote. Council Member Heiser voted nay; Council Member Tobias voted aye; Council Member Parsley voted aye; Mayor Pro Tem Rizo voted aye; Mayor Mitchell voted nay; Council Member Harris voted nay; and Council Member Zuniga voted aye. Motion passed 4 - 3.

Mayor Pro Tem Rizo called a recess at 9:10 p.m. Mayor Pro Tem Rizo called the meeting back to order at 9:21 p.m. Mayor Mitchell and Council Member Heiser were absent when the meeting reconvened. Council Member Heiser did not return.

### **VIII. Staff Reports & Presentations**

23. Receive a report, hold a discussion, and provide staff direction on the Tax Increment Refinance Zone (TIRZ) opportunities to expand current TIRZ Districts #3 and #4 to support roadway infrastructure.

(Item Presenter: Amber Schmeits, Assistant City Manager)

Mayor Pro Tem Rizo brought forward Item No. 23 out of order, after Item No. 19. Ms. Schmeits presented the item.

Council Member Zuniga moved to approve Agenda Item No. 23 Option No. 1 (direct staff to work with the County in addition to property owner(s) to expand TIRZ #3 and #4 to fund the FM 110 Bypass and South Goforth Road projects). Mayor Pro Tem Rizo seconded the motion. Motion passed 6 - 0. Mayor Mitchell was off-camera, and pursuant to Section 551.127 (a-3), Texas Government Code, was considered absent for the vote. He returned on-screen at 9:31 p.m.

### **V. Consent Agenda**

Council Member Tobias pulled Item No. 3. Council Member Zuniga pulled Item Nos. 7, 12, and 13.

Mayor Pro Tem Rizo brought forward Item Nos. 4, 5, 6, 8, 9, 10, 11, and 14 for consideration.

4. Consider approval of a resolution accepting the special warranty deed document number 24021360 recorded Hays County, Texas for property described as Lot 4, Block 1, Final Plat, Waterstone Unit A, as recorded for the CR 158 water and wastewater facilities location.

(Item Presenter: Amber Schmeits, Assistant City Manager)

5. Consider approval of a contract and purchase order with RDO Equipment for two John Deere 320P backhoes in the amount of \$293,915.20, via Buyboard co-operative.

(Item Presenter: Rosie Truelove, Director of Administrative Services)

6. Consider approval of a Contract with Hays County for Election Services and Joint Election Agreement for 2024-2025.

(Item Presenter: Jennifer Kirkland, TRMC, City Secretary)

8. Consider approval of Task Order No. 2 with WGI, Inc. in the amount of \$51,120 for a traffic study at Marketplace Avenue and Kyle Center Drive.  
(Item Presenter: Rosie Truelove, Director of Administrative Services)
9. *(Second Reading)* Consider approval of an ordinance of the City of Kyle, Texas to remove the statutory maximum contribution rate limit to ensure that the City's contributions to the Texas Municipal Retirement System (TMRS) are based on the actuarially determined rate each year.  
*Council voted 5-0 to approve on first reading on 6/18/2024.*  
(Item Presenter: Perwez A. Moheet, CPA, Director of Finance)
10. Consider approval of a resolution extending the established Community Gardens Committee to July 31, 2025.  
(Item Presenter: Jesse Elizondo, Assistant City Manager)
11. Consider approval of a resolution extending the established Trails Committee to July 31, 2025.  
(Item Presenter: Jesse Elizondo, Assistant City Manager)
14. Consider approval of a Resolution replacing Resolution No. 1530 and approving the corrected Second Amendment of Declaration of Covenants, Conditions, and Restrictions for Plum Creek Uptown District and Agreement to Terminate Certain Instruments.  
(Item Presenter: Paige Saenz, The Knight Law Firm)

Mayor Pro Tem Rizo moved to approve Consent Agenda Item Nos. 4, 5, 6, 8, 9, 10, 11, and 14. Council Member Zuniga seconded the motion. Motion passed 6 - 0. Mayor Mitchell was off-camera, and pursuant to Section 551.127 (a-3), Texas Government Code, was considered absent for the vote.

#### **VI. Items Pulled from Consent Agenda**

3. Consider approval of a contract in the amount of \$499,849.47 with Viking Construction for micro surfacing services, which was procured via the City's interlocal agreement with Grand Prairie.  
(Item Presenter: Rosie Truelove, Director of Administrative Services)

Mr. Barba provided information regarding Sunflower Circle at Council Member Tobias' request.

Council Member Tobias moved to approve a contract in the amount of \$499,849.47 with Viking Construction for micro surfacing services, which was procured via the City's interlocal agreement with Grand Prairie. Council Member Parsley seconded the motion. Motion passed 6 - 0. Mayor Mitchell was off-camera, and pursuant to Section 551.127 (a-3), Texas Government Code, was considered absent for the vote.

7. Consider approval of a resolution for the defeasance of not less than \$3,585,000 in outstanding City of Kyle general obligation bonds during the upcoming fiscal year 2024-2025 in order to realize an estimated \$725,000 in interest cost savings and to maintain the City's property tax rate for next fiscal year 2024-2025 at the same tax rate as the current fiscal year of \$0.4693 per \$100 of taxable assessed valuation.

(Item Presenter: Perwez A. Moheet, CPA, Director of Finance)

Mr. Moheet presented the item. He mentioned the presence of Andrew Friedman, City's Financial Advisor with SAMCO Capital, and Stephanie Leibe, City's Bond Counsel in the event there are any questions for them.

Council Member Zuniga moved to approve a resolution for the defeasance of not less than \$3,585,000 in outstanding City of Kyle general obligation bonds during the upcoming fiscal year 2024-2025 in order to realize an estimated \$725,000 in interest cost savings and to maintain the City's property tax rate for next fiscal year 2024-2025 at the same tax rate as the current fiscal year of \$0.4693 per \$100 of taxable assessed valuation. Council Member Parsley seconded the motion. Motion passed 6 - 0. Mayor Mitchell was off-camera, and pursuant to Section 551.127 (a-3), Texas Government Code, was considered absent for the vote.

12. Consider approval of Task Order No. 5 to RPS Infrastructure Inc., for bid phase services for the Marketplace Avenue project of the 2022 Road Bond Program in the amount of \$10,512.  
(Item Presenter: Joe Cantalupo, K Friese & Associates, City's 2022 Road Bond Program Manager)

13. Consider approval of Task Order No. 6 to RPS Infrastructure Inc., for construction phase services for the Marketplace Avenue project of the 2022 Road Bond Program in the amount of \$48,987.

(Item Presenter: Joe Cantalupo, K Friese & Associates, City's 2022 Road Bond Program Manager)

Mr. Cantalupo provided information regarding traffic impact analysis at Council Member Zuniga's request.

Council Member Zuniga moved to approve Item Nos. 12 and 13. Council Member Tobias seconded the motion. Motion passed 6 - 0. Mayor Mitchell was off-camera, and pursuant to Section 551.127 (a-3), Texas Government Code, was considered absent for the vote.

## **VII. Consider and Possible Action**

15. *(First Reading)* Consider approval of an ordinance amending Chapter 53 (Zoning) of the Code of Ordinance, to rezone approximately 0.89 acres of land from 'RS' (Retail Services), and 4.33 acres of land from "A" (Agriculture) to 'PUD' (Planned Unit Development, approximately 5.22 acres 'RS' for property located at 24155 & 24321 IH-35 in Hays County, Texas. (Kyle Rancher / Aleena Noor Enterprise, Inc. - Z-23-0115)

- Public Hearing

(Item Presenter: Will Atkinson, Director of Planning)

Mayor Pro Tem Rizo opened the public hearing at 9:51 p.m. With no one wishing to speak, Mayor Pro Tem Rizo closed the public hearing at 9:51 p.m. Tracy Scheel spoke on the item at 9:56 p.m. regarding the oak tree.

Mayor Pro Tem Rizo moved to approve an ordinance amending Chapter 53 (Zoning) of the Code of Ordinance, to rezone approximately 0.89 acres of land from "RS" (Retail Services), and 4.33 acres

of land from “A” (Agriculture) to “PUD” (Planned Unit Development, approximately 5.22 acres “RS” for property located at 24155 & 24321 IH-35 in Hays County, Texas. Council Member Harris seconded the motion. Motion passed 5 - 0. Mayor Mitchell was off-camera, and pursuant to Section 551.127 (a-3), Texas Government Code, was considered absent for the vote.

16. (*First Reading*) Consider approval of an ordinance amending Chapter 53 (Zoning) of the Code of Ordinance, to rezone approximately 0.762 acres of land from ‘A’ (Agriculture) to ‘RS’ (Retail Services) for property located at 1105 E FM 150 in Hays County, Texas. (Quantum Auto Tech, LLC. - Z-24-0125)

- Public Hearing  
(Item Presenter: Kaela Sharp, Senior Planner)

Mayor Pro Tem Rizo opened the public hearing at 10:00 p.m. With no one wishing to speak, Mayor Pro Tem Rizo closed the public hearing at 10:00 p.m.

Council Member Parsley moved to deny an ordinance amending Chapter 53 (Zoning) of the Code of Ordinance, to rezone approximately 0.762 acres of land from “A” (Agriculture) to “RS” (Retail Services) for property located at 1105 E FM 150 in Hays County, Texas. Council Member Zuniga seconded the motion.

Mayor Pro Tem Rizo requested a roll call vote. Council Member Tobias voted nay; Council Member Parsley voted aye; Mayor Pro Tem Rizo voted nay; Council Member Harris voted nay; Council Member Zuniga voted aye; Mayor Mitchell voted nay; Council Member Heiser was absent. Motion failed 2 - 4.

Mayor Mitchell moved to approve an ordinance amending Chapter 53 (Zoning) of the Code of Ordinance, to rezone approximately 0.762 acres of land from “A” (Agriculture) to “RS” (Retail Services) for property located at 1105 E FM 150 in Hays County, Texas. Council Member Tobias seconded the motion. Motion passed 4 - 2 with Council Members Parsley and Zuniga dissenting.

Mayor Mitchell left the meeting at approximately 10:23 p.m.

### **VIII. Staff Reports & Presentations**

20. Receive a report, hold a discussion, and provide staff direction on the Roadway Condition and Preservation 5-Year Capital Improvements Plan.

(Item Presenter: Mike Murphy, Director of Water Utilities)

Mr. Murphy presented the item. Mr. Egbert also provided information on the item. No action was taken.

21. Receive a report, hold a discussion, and provide staff direction on Water Utilities and Public Works Department proposed budget and Capital Improvements Plan for Fiscal Year 2024-2025.

(Item Presenter: Mike Murphy, Director of Water Utilities)

Mr. Murphy presented the item. Mr. Samford also provided information on the item. No action was taken.



22. Receive a report, hold a discussion, and provide staff direction regarding City's Facilities Master Plan.  
(Item Presenter: Amber Schmeits, Assistant City Manager)

Ms. Schmeits presented the item. No action was taken.

### IX. Executive Session

24. 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.
- a. **Executive session pursuant to Texas Government Code §551.071** and Texas Disciplinary Rules 1.05 to consult with attorneys concerning legal issues related to the acquisition of property for transportation improvements and related infrastructure; **and pursuant to Texas Government Code §551.072** to discuss the possible purchase, exchange, lease, or value of real estate related to same.
  - b. **Executive session pursuant to Texas Government Code §551.071** and Texas Disciplinary Rules 1.05 to consult with attorneys concerning legal issues related to Project Cliffhanger; **and pursuant to Texas Government Code §551.087** to discuss and deliberate regarding potential financial or other incentives to business prospect(s) that the City seeks to have locate, stay, or expand in or near the City and with which the City is conducting economic development negotiations relate to same.
  - c. **Executive session pursuant to Texas Government Code §551.071** and Texas Disciplinary Rules 1.05 to consult with attorneys concerning legal issues related to Project Connect Four; **and pursuant to Texas Government Code §551.087** to discuss and deliberate regarding potential financial or other incentives to business prospect(s) that the City seeks to have locate, stay, or expand in or near the City and with which the City is conducting economic development negotiations relate to same.
  - d. **Executive session pursuant to Texas Government Code §551.071** and Texas Disciplinary Rules 1.05 to consult with attorneys concerning legal issues related to Project Sahara; **and pursuant to Texas Government Code §551.087** to discuss and deliberate regarding potential financial or other incentives to business prospect(s) that the City seeks to have locate, stay, or expand in or near the City and with which the City is conducting economic development negotiations relate to same.
  - e. **Executive session pursuant to Texas Government Code §551.071** and Texas Disciplinary Rules 1.05 to consult with attorneys concerning legal issues related to Project Ember; **and pursuant to Texas Government Code §551.087** to discuss and deliberate regarding potential financial or other incentives to business prospect(s) that the City seeks to have locate, stay, or expand in or near the City and with which the City is conducting economic development negotiations relate to same.
  - f. **Executive session pursuant to Texas Government Code §551.071** and Texas Disciplinary Rules 1.05 to consult with attorneys concerning legal issues related to the Articles III and/or VI of the City Charter, including qualifications, term limits, attendance, and/or vacancies for City Council, City Council compensation, and/or the

power of initiative, referendum and/or recall, including the petition process and/or the calling of a special or general election.

- g. **Executive session pursuant to Texas Government Code §551.071** and Texas Disciplinary Rules 1.05 to consult with attorneys concerning legal issues related to the acquisition of property for utility improvements, including wastewater utilities, and related infrastructure; **and pursuant to Texas Government Code §551.072** to discuss the possible purchase, exchange, lease, or value of real estate related to same.
- h. **Executive session pursuant to Texas Government Code §551.071** and Texas Disciplinary Rules 1.05 to consult with attorneys concerning legal issues related to the acquisition of property for park and recreation use, and related infrastructure, including properties located at or near 1500 Dacy Lane and at, in, or near the Spring Branch and Silverado subdivisions; **and pursuant to Texas Government Code §551.072** to discuss the possible purchase, exchange, lease, or value of real estate related to same.
- i. **Executive session pursuant to Texas Government Code §551.071** and Texas Disciplinary Rules 1.05 to consult with attorneys concerning legal issues related to the acquisition of property downtown for municipal purposes, including properties located at or near 106 N Burleson and 201 W Lockhart; **and pursuant to Texas Government Code §551.072** to discuss the possible purchase, exchange, lease, or value of real estate related to same.
- j. **Executive session pursuant to Texas Government Code §551.071** and Texas Disciplinary Rules 1.05 to consult with attorneys concerning legal issues related to land use, grandfather rights, and/or other City Code requirements as applied to properties located at or near 1119 N. Old Highway 81 and/or the intersection of I-35 access road and Marketplace Ave., and/or the intersection of Marketplace Ave. and Burleson Street, and/or the Chapter 380 agreement(s) with the owner(s) of said properties.
- k. **Executive session pursuant to Texas Government Code §551.071** and Texas Disciplinary Rules 1.05 to consult with attorneys concerning legal issues related to Chapter 552 of the Texas Government Code, known as the Texas Public Information Act, including allowable charges under the Act.

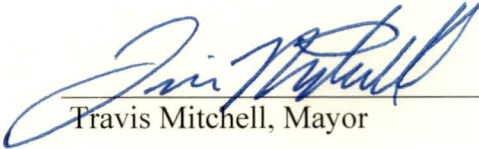
There was no executive session.

25. Take action on items discussed in Executive Session.

### **X. Adjourn**

Mayor Pro Tem Rizo moved to adjourn. Council Member Parsley seconded the motion. No vote was held.

With no further business to discuss, the City Council adjourned at 11:36 p.m.



Travis Mitchell, Mayor

ATTEST:



Jennifer Kirkland, City Secretary