



KENNEDALE CITY COUNCIL AGENDA

SPECIAL MEETING | JUNE 25, 2024 AT 5:30 PM

CITY COUNCIL CHAMBERS | 405 MUNICIPAL DRIVE , KENNEDALE, TX 76060

I. CALL TO ORDER

A. ROLL CALL

B. INVOCATION AND PLEDGES OF ALLEGIANCE TO THE U.S. AND TEXAS FLAGS

"Honor the Texas Flag; I Pledge Allegiance to Thee, Texas, One State under God; One and Indivisible."

II. PUBLIC COMMENT

The Kennedale City Council welcomes comments from the public. Those wishing to speak must sign in prior to the start of the meeting. Speakers may speak on any topic, whether on the agenda or not. The Council cannot act upon, discuss issues raised or make any decisions at this time. Speakers under citizens' comments shall observe a three-minute time limit. Inquiries regarding matters not listed on this agenda may be referred to staff for research and/or possible future action by the board.

III. ITEMS FOR INDIVIDUAL CONSIDERATION, DISCUSSION AND/OR ACTION

A. Election Business

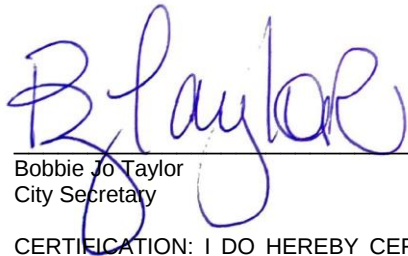
1. Consideration of and action on the Certification of Election Returns.
2. Consideration of and action on the approval of Ordinance 765, an Ordinance of the City of Kennedale Texas, certifying the election results of the June 15, 2024, Runoff Elections.
3. Swearing in of newly elected City of Kennedale Place Two.

IV. EXECUTIVE SESSION

IN ACCORDANCE WITH CHAPTER 551 OF THE TEXAS GOVERNMENT CODE. If, during the course of the meeting and discussion of any items covered by this notice, the Kennedale City Council determines that a Closed or Executive session of the Board is required, then such closed meeting will be held as authorized by Texas Government Code, Chapter 551, Section 551.071 consultation with counsel on legal matters; Section 551.072 - deliberation regarding purchase, exchange, lease or value of real property; Section 551.073 - deliberation regarding a prospective gift; Section 551.087 - deliberation regarding economic development negotiation; Section 551.089 - deliberation regarding security devices or security audits, and/or other matters as authorized under the Texas Government Code. If a Closed or Executive Session is held in accordance with the Texas Government Code as set out above, the Kennedale City Council will reconvene in Open Session in order to take action, if necessary, on the items addressed during Executive Session.

V. RECONVENE INTO OPEN SESSION, AND TAKE ANY ACTION NECESSARY PURSUANT TO EXECUTIVE SESSION

VI. ADJOURNMENT



Bobbie Jo Taylor
City Secretary

CERTIFICATION: I DO HEREBY CERTIFY THAT THE JUNE 25, 2024, KENNEDALE CITY COUNCIL AGENDA WAS POSTED INSIDE THE MAIN ENTRANCE OF CITY HALL (405 MUNICIPAL DRIVE), IN A PLACE CONVENIENT AND READILY ACCESSIBLE TO THE GENERAL PUBLIC AT ALL TIMES; AND THAT SAID AGENDA WAS POSTED AT LEAST SEVENTY-TWO (72) HOURS PRECEDING THE SCHEDULED TIME OF SAID MEETING, IN ACCORDANCE WITH CHAPTER 551 OF THE TEXAS GOVERNMENT CODE.

In compliance with the Americans with Disabilities Act (ADA), the City of Kennedale will provide for reasonable accommodations for persons attending meetings. This facility is wheelchair accessible and accessible parking spaces are available. Requests for sign interpreter services must be made forty-eight (48) hours prior to the meeting by calling 817-985-2104 or (TTY) 1-800-735-2989.

A quorum of The Kennedale EDC, the Kennedale Planning and Zoning Commission, Board of Adjustment, Keep Kennedale Beautiful Commission, Parks and Recreation Board, Building Board of Appeals, TownCenter Development District, or Tax Increment Reinvestment District may be present. No action will be taken by the above-listed boards.

STAFF REPORT TO THE HONORABLE MAYOR AND CITY COUNCIL

MEETING DATE: JUNE 25, 2024

AGENDA ITEM NUMBER: REGULAR SESSION ITEM III.A.

SUBJECT

Election Business

ORIGINATED BY

SUMMARY

RECOMMENDATION

ATTACHMENTS

STAFF REPORT
TO THE HONORABLE MAYOR AND CITY COUNCIL

MEETING DATE: JUNE 25, 2024

AGENDA ITEM NUMBER: ELECTION BUSINESS III.A.1.

SUBJECT
Consideration of and action on the Certification of Election Returns.

ORIGINATED BY
Bobbie Jo Taylor, City Secretary

SUMMARY
The City Secretary is to issue a tabulation of the official returns from Tarrant County Elections for the Elections held on Saturday, June 15, 2024, for the purpose of electing City Council Place 2. The certification is attached.

RECOMMENDATION
Approve

ATTACHMENTS		
1.	Certification of Election	Certification of Election.docx

**CERTIFICATION TO THE MAYOR AND COUNCIL OF THE
Official Returns for the June 15, 2024 Election**

Mayor and Council,

You have received tabulation of the official returns from Tarrant County Elections for the Elections held on Saturday, June 15, 2024, for the purpose of electing City Council Place 2.

In this election, 288 valid and legal votes were cast, of which 210 were cast early and 78 were cast on Election Day.

The certified cumulative returns are reported as follows:

City Council Place 2

Matthew Dyer	52	18.06%
Thelma L. Kobeck	236	81.94%

As a result of the election THE FOLLOWING ARE HEREBY DECLARED TO BE ELECTED (2024-2026):
Thelma Kobeck, City Council Place 2

I would now ask for motion acknowledging Council's receipt of the certification of these official returns for the election held Saturday, June 15, 2024; and approving that they be filed within the City's election register as page 79.

Bobbie Jo Taylor, City Secretary

Date of Certification

STAFF REPORT
TO THE HONORABLE MAYOR AND CITY COUNCIL

MEETING DATE: JUNE 25, 2024

AGENDA ITEM NUMBER: ELECTION BUSINESS III.A.2.

SUBJECT

Consideration of and action on the approval of Ordinance 765, an Ordinance of the City of Kennedale Texas, certifying the election results of the June 15, 2024, Runoff Elections.

ORIGINATED BY

Bobbie Jo Taylor, City Secretary

SUMMARY

Ordinance 765 certifies the Run-Off Election results and declares the following:

1. Thelma Kobeck is elected as Place 2 of the City Council, to a two (2) year term of office by the majority votes of the voters.

**** Please note that certification totals are unofficial as of the posting of this agenda packet. Updated totals will be presented at the City Council Meeting.

RECOMMENDATION

Approve

ATTACHMENTS

1.	765 Canvassing RunOff	765 Canvassing RunOff.rtf
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ORDINANCE NO. 765

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF KENNEDALE, TEXAS, CERTIFYING THE ELECTION RESULTS FOR THE JUNE 15, 2024 RUNOFF ELECTION; DECLARING THE RESULTS; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Kennedale is a home rule city acting under its charter adopted by the electorate pursuant to Article X1, Section 5 of the Texas Constitution and Chapter 9 of the Local Government Code; and

WHEREAS, the City Council of the City of Kennedale called and ordered that a Runoff Election to be held on June 15, 2024, in the City of Kennedale for the purpose of electing City Council Member Place 2; and

WHEREAS, on the 25th of June, 2024, such date being within the time prescribed by law for canvassing the election results at an election called by a municipality, the City Council canvassed the results of the Runoff Election for the purpose of electing Council Member Place 2, of the City of Kennedale, Texas: such election having been duly ordered by the City Council under the authority of the Constitution and laws of the State; and

WHEREAS, The City Council determined that the election officials of the voting districts of the City have, in compliance with the law, made returns to the City Council in the time and manner required; and the City Council, having canvassed the votes from each of those districts, does find the total number of votes cast for each candidate and for each proposition was as follows:

Candidate	Absentee	Early	Election Day	Total Votes	Percentage of Votes
Place 2					
Matthew Dyer	3	37	12	52	18.06%
Thelma L. Kobeck	12	158	66	236	81.94%

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF KENNEDALE, TEXAS:

SECTION 1 Publication and Posting

The Runoff Election was duly called: that notice of said election was given in accordance with the laws of the State of Texas: and that the canvass of the votes cast in said elections and returns thereof were made in accordance with the State Law.

SECTION 2
Majority of Votes

Pursuant to the applicable provisions of the Texas Local Government Code, Texas Election Code, and the City of Kennedale, Texas, Home-Rule Charter, the City Council officially finds and determines and declares the majority of votes cast resulted in the following of said elections:

1. Thelma Kobeck is elected as Place 2 of the City Council, to a two (2) year term of office by the majority votes of the voters.

SECTION 3
Posting of Canvass

The City Secretary of the City of Kennedale, having posted written notice of the date, place, and subject of this meeting on the bulletin board located at City Hall, a place convenient and readily accessible to the general public, and said notice having been so posted and remaining posted continuously for at least 72 hours preceding the scheduled time of said meeting. A copy of the returns of said posting shall be attached to the minutes of this meeting and shall be made as part hereof for all intents and purposes.

SECTION 4
Effective Date

This Ordinance shall be effective immediately upon and after its passage and approval and it is so ordained.

DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF KENNEDALE, TEXAS, on the 25th DAY OF JUNE, 2024.

Brad Horton, Mayor

Attest:

Bobbie Jo Taylor, City Secretary

Approved as to Form and Legality:

Carvan Adkins, City Attorney



STAFF REPORT
TO THE HONORABLE MAYOR AND CITY COUNCIL

MEETING DATE: JUNE 25, 2024

AGENDA ITEM NUMBER: ELECTION BUSINESS III.A.3.

SUBJECT
Swearing in of newly elected City of Kennedale Place Two.

ORIGINATED BY
Bobbie Jo Taylor, City Secretary

SUMMARY
The City Secretary will issue the Oath of Office to City Council Place Two Elect - Thelma Kobeck

RECOMMENDATION
No Action Required

ATTACHMENTS		
1.	Elected Official Oath of Office	Elected Official Oath of Office.docx



STATE OF TEXAS §
COUNTY OF TARRANT §
CITY OF KENNEDALE §

ELECTED OFFICAL STATEMENT

I, THELMA KOBECK, do solemnly swear (or affirm) that I have not directly or indirectly paid, offered, promised to pay, contributed, or promised to contribute any money or thing of value, or promised any public office or employment, for the giving or withholding of a vote at the election at which I was elected or as a reward to secure my appointment or confirmation, whichever the case may be so help me God.

POSITION TO WHICH ELECTED:
CITY COUNCIL PLACE 2

SIGNATURE OF ELECTED OFFICIAL

DATE

SIGNATURE OF PERSON AUTHORIZED TO ADMINISTER OATH

Bobbie Jo Taylor, City Secretary
PRINTED NAME AND TITLE

[SEAL]



STATE OF TEXAS §
COUNTY OF TARRANT §
CITY OF KENNEDALE §

ELECTED OFFICIAL OATH OF OFFICE

I, THELMA KOBECK, do solemnly swear (or affirm) that I will faithfully execute the duties of the office of CITY COUNCIL, PLACE 2 of the City of Kennedale of the State of Texas and will to the best of my ability preserve, protect and defend the Constitution and laws of the United States and of this State, and the Charter and ordinances of this city, so help me God.

SIGNATURE OF ELECTED OFFICIAL

DATE

SIGNATURE OF PERSON AUTHORIZED TO ADMINISTER OATH

[SEAL]

Bobbie Jo Taylor, City Secretary
PRINTED NAME AND TITLE



CITY OF KENNEDALE

ETHICS POLICY

It is the desire of the Kennedale City Council to promote and encourage the highest standard of conduct for elected City officials and officials appointed to City Boards and Commissions who represent the citizens of Kennedale. The members of the Kennedale City Council support the philosophy that elected officials and officials appointed to Boards and Commissions act in a manner, which avoids even the appearance of impropriety.

Each elected official or official appointed to a Board or Commission shall, at a minimum, comply with all state laws and city ordinances and policies regarding ethical behavior. Elected city officials and officials appointed to boards and commissions shall always act in the public interest rather than in the furtherance of self-interest or special interests.

The Kennedale City Council recognizes that it cannot by policy define ethical behavior but it expects each elected City official or official appointed to a Board or Commission to act conscientiously in public service recognizing that the public is best served when elected or appointed City officials make decisions and act in a manner which promotes confidence by the citizens of Kennedale in the process of City government.

ETHICS GUIDELINES AND PROCEDURES

The following provisions apply to:

- (1) The members of the city council; and
- (2) The members of any board, commission or committee established pursuant to the Charter or the ordinances of the city, or the laws of this state.

COUNCIL AND APPOINTED BOARD MEMBERS

Within thirty days of election or appointment to a Board or Commission, each official shall sign a copy of the preceding policy statement and the copy of the signed statement shall be kept by the City Secretary. In addition, each official shall complete the open meetings training sponsored by the Texas Attorney General within the same thirty-day period. Within sixty days of election or appointment, or before a vote regarding an interest which must be disclosed under Chapter 171 of the Texas Local Government Code, each official shall also file with the City Secretary a disclosure statement which discloses any real property owned by the official within Kennedale's city limits or ETJ and specifies any business interest located within Kennedale or any business interest which may have dealings with the city.

ACCEPTANCE OF GRATUITIES

No person subject hereto shall knowingly solicit or accept, from any source, any gift, favor, service, or thing of value, including a promise of future employment, in consideration of any person subject hereto exercising or having exercised any official power or performing or having performed any official duty on behalf of the city. Acceptance of any gratuities shall be disclosed as required by chapter 176 of the Texas Local Government Code.

USE OF CITY FACILITIES, PERSONNEL, EQUIPMENT, ETC.

No person subject hereto shall knowingly use city facilities, personnel, equipment, or supplies, or utilize any confidential information concerning the property, operations, policies or affairs of the city, for his or her private financial gain.



CONDUCT IN COMMERCIAL TRANSACTIONS

No person subject hereto shall knowingly be an interested party to any exchange, purchase, or sale of property, goods, or services with the city, or enter into any contract with the city, except in full and impartial compliance with State statutes, the city Charter, ordinances and regulations applicable thereto and subject to any restrictions of the city Charter; provided further that such persons shall receive no favor or special concession or inducement not customarily available and granted by the city in such a transaction; and provided further that any discretion by officers or employees of the city, in connection with any such transaction, shall be exercised impartially and upon the same standards applied to all Kennedale citizens.

REPRESENTING INTERESTS CONTRARY TO THOSE OF CITY

No person subject hereto shall knowingly represent, directly or indirectly, another person, or any group or entity, in any action or proceeding against the interests of the city or in any litigation in which the city or any department, agency, commission or board thereof is a party.

CONFLICTING INTERESTS IN LEGAL PROCEEDINGS

No person subject hereto shall knowingly represent, directly or indirectly, another person, or any group or entity, in any action or proceeding in the municipal court of this city, which was instituted by a city officer or employee in the course of official duties, or in any criminal proceeding in which any city officer or employee is a material witness for the prosecution.

DISCLOSURE OF PERSONAL FINANCIAL INTEREST AND ABSTENTION FROM VOTING

If any city officer or employee has a personal financial interest, direct or indirect, as defined by Chapter 171 of the Texas Local Government Code, in any matter pending before such officer or employee, or the city council or a department, agency, commission, or board of which the officer or employee is a member, then the officer or employee shall not render any decision and shall abstain from voting upon the matter and shall publicly disclose the fact of such interest in the applicable permanent city files or minutes prior to any consideration or determination of the matter in the manner required by Chapter 171 of the Texas Local Government Code.

AWARD OF BIDS OR CONTRACTS TO ENTITY EMPLOYING FORMER CITY OFFICERS

The city council shall not approve or award any bid or contract for the city's purchase of goods or services from any person, group or entity which, within the six months prior to such award or approval, has hired a person who, at any time within such six-month period, was either a member of the city council or the chief or assistant administrator of any city department or agency that had direct or indirect review or consideration, or recommending or approval authority, for the award of such bid or contract.

VIOLATIONS; CENSURE OR REPRIMAND

The failure of a city officer to comply with or the violation by such officer of any of the applicable standards of conduct set forth herein shall constitute, in addition to any other penalties and forfeitures that may be provided by law, grounds for public censure and reprimand by the city council. Such decision of censure and/or reprimand shall be made only upon the affirmative vote of all members of the city council, excluding only those council members who are the subject of any inquiry.

ADOPTED AND APPROVED THIS THE 10TH DAY OF MAY, 2007.

Signature on File

BRYAN LANKHORST, MAYOR (AT TIME OF ADOPTION)

ATTEST:

Signature on File

KATHY TURNER, CITY SECRETARY (AT TIME OF ADOPTION)



ELECTED OFFICIAL ETHICS POLICY AGREEMENT

By signing below, I hereby certify that I have received a copy of and agree to abide by the **CITY OF KENNEDALE ETHICS POLICY**.

ELECTED OFFICIAL SIGNATURE

PRINTED NAME

DATE



PUBLIC ACCESS OPTION FORM CONSENT FOR DISCLOSURE OF PERSONAL INFORMATION

TEXAS GOVERNMENT CODE SECTION 552.024

<i>State law allows current and former employees and public officials to elect to keep certain personal information confidential. Unless you choose "NO" (at right), the following information may be subject to release if requested under the Texas Public Information Act.</i> INDICATE WHETHER YOU WISH TO ALLOW PUBLIC ACCESS TO THE FOLLOWING INFORMATION:	YES, I Choose to Allow Public Access	NO, I Choose to Deny Public Access
Home Address (if yes, please list): _____		
Home Telephone Number (if yes, please list): _____		
Cellular Telephone Number (if yes, please list): _____		
Information that reveals whether you have family members (and/or a domestic partner)		
Social Security Number (DO NOT LIST HERE)		
Emergency Contact Information		

This form should be completed by any employee/public official no later than the 14th day after instatement or termination/resignation. **Until this form is filed with the City Secretary's Office your information is an open record, and will be made available upon request, to the public.** Once notification is on file to close public access, further written notice would be required before the information could be released to the public.

Candidates and officeholders should note that **all information contained within your APPLICATION FOR A PLACE ON THE BALLOT and/or CAMPAIGN FINANCE FILINGS is considered public** (regardless of your elections here). If you desire to keep your home address, phone number, and/or email address private, it is recommended that you consider obtaining a remote mail delivery service (e.g., P.O. Box) and a dedicated phone number and/or email address for use in conjunction with your candidacy/service. If elected, a City email address will be provided along with an office mailbox in City Hall. Members of the Council are not provided with office or cell phones. The Mayor will have an office extension.

SIGNATURE

PRINTED NAME

DATE