

OCTOBER 30, 2000

A SPECIAL MEETING OF THE CITY COMMISSION OF THE CITY OF KINGSVILLE WAS HELD MONDAY, OCTOBER 30, 2000 AT 6:00 P.M. IN THE HONORABLE ROBERT H. ALCORN COMMISSION CHAMBERS, 200 EAST KLEBERG AVENUE.

CITY COMMISSION MEMBERS PRESENT:

Stanley Laskowski, City Commissioner
 Rene "Mr. V" Villarreal, City Commissioner
 Filemon "Phil" Esquivel, Jr., Mayor
 Arturo Pecos, City Commissioner
 Al Garcia, City Commissioner

CITY STAFF PRESENT:

Hector M. Hinojosa, City Manager
 Diana F. Valadez, City Secretary
 Ruben Perez, City Attorney
 Dora Byington, Director of Purchasing
 Dianne Leubert, Sanitation Superintendent
 Sammy Maldonado, Utilities Superintendent
 Corando Garza, Assistant City Manager / Fire Chief
 Artemio Alvarez, Risk Manager

I. PRELIMINARY PROCEEDINGS.

OPEN MEETING:

Mrs. Dora Byington, Director of Purchasing, led the Commission and members of the audience in an invocation. Immediately thereafter, Mrs. Maggie Salinas, a member of the audience, led the Pledge of Allegiance.

MINUTES OF PREVIOUS MEETING(S) - REQUIRED BY LAW.

There were no minutes available for approval.

II. PUBLIC HEARING - (REQUIRED BY LAW).

1. None.

III. PETITIONS, GRIEVANCES, AND PRESENTATIONS.

1. UPDATE FROM STAFF ON FOLLOWING QUESTIONS AT THE REQUEST OF THE MAYOR AND COMMISSIONERS.

A. None.

IV. PUBLIC COMMENT ON AGENDA ITEMS.

Mrs. Maggie Salinas, 111 North 5th Street, addressed the Commission regarding agenda item number two. She stated that staff has failed to look at the entire cost for the landfill expansion project. Mrs. Salinas stressed to the Commission the importance of supporting local business.

Mr. Joe Cisneros, Executive Director of the Kingsville Chamber of Commerce, stated that a few years ago the citizens were promised a five, ten, and fifteen-year plan. He stated that staff has failed to produce the plan and he is not sure in what direction the City is headed.

Mrs. Mary Jane Cortez Reeder, 429 East Avenue C, stated that she is concerned about recycling and can only emphasize the importance of recycling. She stated that the Commission should consider expanding the Kingsville Recycling Center and the services they provide. Mrs. Reeder stated that if recycling services were expanded, it would definitely save space at the landfill.

V. ITEMS FOR CONSIDERATION BY COMMISSIONERS.

1. CONSIDER RESOLUTION PROCLAIMING AND COMMEMORATING OCTOBER 27, 2000 AS "RONCHESTER SANTIAGO DAY" IN THE CITY OF KINGSVILLE. (CITY MANAGER).

Mayor Filemon "Phil" Esquivel, Jr., stated that on Friday, October 27th, the funeral services for Ronchester Santiago were held. He stated that the services were very touching and attended by many citizens. Mayor Esquivel recommended that the proposed resolution be approved.

Upon a motion by Commissioner Rene "Mr. V" Villarreal and second by Commissioner Stanley Laskowski, the Commission unanimously approved Resolution #200044, proclaiming and commemorating October 27, 2000 as "Ronchester Santiago Day" in the City of Kingsville.

2. WORKSHOP REGARDING THE DEVELOPMENT AND EXPANSION OF THE LANDFILL; REVIEW OF PREVIOUS APPLICATIONS AND AMENDMENTS TO THE LANDFILL PERMIT; DISCUSSION OF REVENUES, ASSOCIATED COSTS FOR LANDFILL OPERATIONS, AND POTENTIAL OR ACTUAL COMPETITION FROM OTHER REGIONAL LANDFILLS. (CITY COMMISSION).

A. DISCUSSION REGARDING SECOR SOLID WASTE GROUP REVISED PROPOSAL FOR "SHORT" AND "LONG" TERM SERVICES FOR DEVELOPMENT OF THE CITY'S LANDFILL.

B. DISCUSSION WITH DR. RAY FINCH, P.E., OF FINCH ENERGY AND ENVIRONMENTAL SERVICES, INC. REGARDING THE PREVIOUS AMENDMENTS AND INITIAL PERMIT APPLICATIONS FOR THE CITY LANDFILL.

The Commission conducted a lengthy workshop regarding the landfill project. Dr. Ray Finch, P.E., addressed the Commission regarding his involvement with the project beginning in 1997. Mr. Homer Castillo, P.E. with Alpha Engineering participated in the workshop session as well.

After the workshop the Commission took a short recess.

The Commission reconvened at 7:52 p.m.

3. CONSIDER AWARDING CONTRACT OR TAKING SUCH OTHER ACTIONS REGARDING THE PROVISION OF ENGINEERING SERVICES FOR THE REVIEW OF THE CURRENT PERMIT AND OTHER ENGINEERING SERVICES FOR THE DEVELOPMENT OR EXPANSION OF THE CITY LANDFILL. (CITY MANAGER).

Mr. Hector M. Hinojosa, City Manager stated that he submitted to the Commission a breakdown of the different tasks that should be performed by the engineering firm. He stated that representatives from Secor were present to address any concerns or questions the Commission may have.

Mayor Esquivel expressed his dissatisfaction to the representatives from Secor because they were not present at the last meeting. He stated that the Commission must award the contract based on a negotiated price, then Secor would be allowed to proceed with the work.

Mr. Jeff Reed, P.E. with Secor stated that they are looking at the opportunity to proceed with the short-term goals and help City staff with the landfill project. They will also assist in obtaining the financing for the project. Mr. Reed explained the work performed by Secor in each task as follows: Task 1 - Permit Optimization and Landfill Assessment; Task 2 - Construction Quality Assurance; Task 3 - Compliance Audit, but not included in the proposal; Task 4 - Construction Drawings for Type I Sector 2 Cell; Task 5 - Permit Amendment Application; and Task 6 - Pro Forma Study, Plan and Analysis.

It was the consensus of the Commission that Task 6 should be done first because the study would inform the Commission of what actually needs to be done.

Mr. Hinojosa recommended that the Commission approve the contract with Secor, approving Task 1,2,4,5, and 6.

Mayor Esquivel stated that the pro forma study and the construction plans are the most important tasks that should be completed.

A motion was made by Mayor Esquivel and seconded by Commissioner Arturo Pecos to approve Task 1, 4, and 6 as presented by Secor Engineering Company. The motion failed by a 2/3 vote. Commissioner's Laskowski, Villarreal and Al Garcia cast the dissenting votes.

Another motion was made by Commissioner Laskowski and seconded by Commissioner Villarreal to approve the contract with Secor Engineering, approving all tasks including Task 1,2,4,5, & 6. The motion specified that upon completion of Tasks 4 and 6 the Commission reserves the right to cancel Task 1, 2, and 5 based on the results of Task 4 and 6. The motion also specified that Commission approval would be needed to complete Tasks 1, 2, and 5. This motion passed by a 3/2 vote. Commissioner Pecos and Mayor Esquivel cast the dissenting votes.

4. CONSIDER RESOLUTION EXPRESSING CONCERNS BY THE CITY OF KINGSVILLE REGARDING THE KINGSVILLE DOME AND ROSITA MINES AGREEMENT PROVIDING FOR SAFEGUARDS AND MEASURES OF PERFORMANCE AND ACCOUNTABILITY WITH RESPECT TO COMPLETE GROUNDWATER RESTORATION. (MAYOR ESQUIVEL).

Upon a motion by Commissioner Villarreal and second by Commissioner Garcia, the Commission unanimously approved Resolution #200045, expressing concerns by the City of Kingsville regarding the Kingsville Dome and Rosita Mines Agreement providing for safeguards and measures of performance and accountability with respect to complete groundwater restoration.

5. CITY MANAGER'S REPORT. (CITY MANAGER).

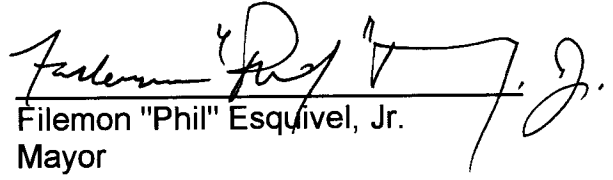
Mr. Hinojosa reminded everyone to be careful while trick-o-treating on the 31st.

6. EXECUTIVE SESSION. PURSUANT TO SECTION 551.074, TEXAS GOVERNMENT CODE, THE CITY COMMISSION SHALL CONVENE IN EXECUTIVE SESSION TO DELIBERATE THE APPOINTMENT, EMPLOYMENT, OR EVALUATION OF THE STREET SUPERINTENDENT.

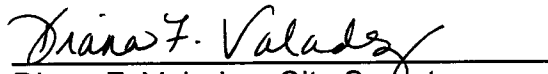
The Commission went into executive session at 9:45 p.m. and concluded at 10:25 p.m.

VI. ADJOURNMENT.

The meeting then adjourned at 10:26 p.m.


Filemon "Phil" Esquivel, Jr.
Mayor

ATTEST:


Diana F. Valadez, City Secretary