

DECEMBER 18, 2000

A SPECIAL MEETING OF THE CITY COMMISSION OF THE CITY OF KINGSVILLE, TEXAS WAS HELD ON MONDAY, DECEMBER 18, 2000 AT 6:00 P.M. IN THE HONORABLE ROBERT H. ALCORN COMMISSION CHAMBERS, 200 EAST KIEBERG 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
 Sammy Maldonado, Utilities Superintendent
 Victor Salas, Director of Finance
 Roel Cavazos, Captain, Fire Department
 John Garcia, Garage Superintendent
 Artemio Alvarez, Risk Manager
 Dianne Leubert, Sanitation Superintendent
 A.L. Noyola, Health Director

I. PRELIMINARY PROCEEDINGS.

OPEN MEETING:

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

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

The Commission was presented with the minutes of the Regular Meetings held Monday, October 09, 2000 and Monday, October 23, 2000.

There being no corrections, a motion was made by Commissioner Stanley Laskowski and seconded by Commissioner Rene "Mr. V" Villarreal to accept the minutes as presented. The motion passed by a unanimous vote.

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. UPDATE ON STATUS OF REPAIRS TO SOUTH WASTEWATER TREATMENT PLANT AND REPORT ON NORTH WASTEWATER TREATMENT PLANT. (CITY MANAGER).

Mr. Sammy Maldonado, Utilities Superintendent, briefed the Commission on the repairs to the wastewater treatment plants.

IV. PUBLIC COMMENT ON AGENDA ITEMS.

There were no comments made at this time.

V. ITEMS FOR CONSIDERATION BY COMMISSIONERS.

1. CONSIDER RESOLUTION APPROVING THE DESIGNATION OF SANTIAGO PARK LANE IN HONOR OF RONCHESTER SANTIAGO. (CITY ATTORNEY).

Mr. Ruben Perez, City Attorney, stated that the proposed resolution would officially name and dedicate the street inside of Dick Kleberg Park in honor of Ronchester Santiago. He recommended approval of the proposed resolution.

Upon a motion by Commissioner Villarreal and second by Commissioner Laskowski, the Commission unanimously approved Resolution #200057, approving the designation of Santiago Park Lane in honor of Ronchester Santiago.

2. CONSIDER REMOVAL FROM THE TABLE THE FOLLOWING AGENDA ITEM. (CITY COMMISSION).

A motion was made by Commissioner Laskowski and seconded by Commissioner Al Garcia to remove from the table the following agenda item. The motion passed by a unanimous vote.

2A. CONSIDERATION OF MODIFIED FY 2000-2001 BUDGET FOR THE KINGSVILLE CONVENTION AND VISITOR'S BUREAU, DESIGNATING FUNDS FOR THE WHATABURGER CACTUS BOWL AND DECREASING BUDGET BY THE AMOUNT DESIGNATED FOR ARTS AND HISTORY. (CITY ATTORNEY).

Mr. Perez stated this item covers a modification to the Kingsville Convention and Visitor's Bureau (KCVB) current budget. He stated this item removes \$39,000 from the arts and history line item, and will be allocated directly to the Conner Museum. Mr. Perez also stated this item also authorizes the KCVB to spend funds previously authorized for building payments, and allocate them to special events. He recommended approval.

A motion was made by Commissioner Arturo Pecos and seconded by Commissioner Garcia to remove the designated funds from the arts and history line item and reallocate the funds directly to the Conner Museum, and authorized the building payment be allocated to special events. The motion passed by a unanimous vote.

3. CONSIDER INTRODUCTION OF AN ORDINANCE ABANDONING AN ALLEY AND RETAINING AN EASEMENT FOR UTILITY PURPOSES IN BLOCK 5 OF CLYDE ADDITION. (DIRECTOR OF PLANNING).

Mr. Stanley Fees, Director of Planning, stated that Whataburger has requested the 20' wide alley. He stated that the City is proposing to close the entire length of the alley. Mr. Fees stated that Whataburger requested the alley abandonment so they can enlarge the parking lot as part of a proposed remodeling project. He recommended approval.

Mayor Filemon "Phil" Esquivel, Jr., stated this was an introductory item only and final passage would be considered at the next meeting.

4. CONSIDER RESOLUTION AUTHORIZING A THREE-MONTH EXTENSION FOR THE NUECES ELECTRIC COOPERATIVE, INC. TO PROVIDE FOR THE NEGOTIATION OF TERMS AND CONDITIONS OF A NEW FRANCHISE AGREEMENT TO BE EFFECTIVE AS OF JANUARY 01, 2001. (CITY ATTORNEY).

Mr. Hector M. Hinojosa, City Manager stated this item authorizes an extension of the current franchise agreement with Nueces Electric. He stated that the City currently receives four- percent gross revenues under the agreement.

A motion was made by Commissioner Pecos and seconded by Commissioner Laskowski to approve the proposed resolution.

Mr. Frank Wilson, Director with Nueces Electric addressed the Commission. He reported that Nueces Electric has paid the City \$884.00 to date under the current contract. Mr. Wilson explained that their rates are competitive to those charged by Central Power and Light Company.

Upon a question raised by Commissioner Laskowski, Mr. Wilson responded that sixteen customers are serviced by Nueces Electric in the City of Kingsville. He stated that they continue to improve their quality of service.

The Commission proceeded to vote on the motion. The motion passed by a unanimous vote and Resolution #200058 was approved.

5. CONSIDER AWARDING CONTRACT FOR GASOLINE. (BID #21-25). (DIRECTOR OF PURCHASING).

Mrs. Byington stated this item authorizes execution of a nine-month contract for gasoline. Funds for the gasoline are included in the annual budget and based on estimated usage, approximately \$147,000 will be expended under this contract. Mrs. Byington recommended the bid be awarded to Difco Fuel Systems from Corpus Christi.

Upon a question raised by Mayor Esquivel, Mrs. Byington responded that the estimated usage of the gasoline also includes the gasoline used by the Kleberg County Sheriff's Department. Mayor Esquivel requested that the Sheriff be informed that his department does not pay for maintenance on the pumps, and only pays for the gasoline at the same price the City pays for it.

Upon a question raised by Commissioner Pecos, Mrs. Byington responded that all the newer vehicles use the premium gasoline. Mr. John Garcia, Garage Superintendent stated that the dealer recommended that the new vehicles use the premium gasoline instead of the regular unleaded. He stated that the Police Department has about twenty vehicles that use the premium gasoline.

Commissioner Laskowski asked if adding an additive to the gasoline could possibly work better than using the premium gasoline. Mr. Garcia responded that the costs of the additives over the counter are too expensive, but would explore that possibility.

A motion was then made by Commissioner Pecos and seconded by Commissioner Villarreal to award the contract for gasoline as recommended by staff. The motion passed by a unanimous vote.

6. CONSIDER AWARDING CONTRACT FOR DIESEL FUEL. (BID #21-26). (DIRECTOR OF PURCHASING).

Mrs. Byington stated this item authorizes the execution of a nine-month contract for diesel fuel. Based on estimated usage, approximately \$74,000 will be expended under this contract. Mrs. Byington recommended the bid be awarded to Oil Patch Petroleum from Corpus Christi in the amount of \$54,539.00 and Petroleum Traders from Ft. Wayne, Indiana for fuel to the landfill in the amount of \$19,454.

A motion was made by Commissioner Pecos and seconded by Commissioner Laskowski to award the contract for diesel fuel as recommended by staff. The motion passed by a unanimous vote.

7. CONSIDER AWARDING CONTRACT FOR ROAD MATERIALS. (BID #21-27). (DIRECTOR OF PURCHASING).

Mrs. Byington stated this item authorizes execution of a nine-month contract with three companies for road materials. Based on the approved budget, this contract will not exceed \$105,000 for a nine-month period. Mrs. Byington recommended that the contract be awarded to Vulcan Materials from San Antonio, Texas, to R.D. Trucking from Kingsville, and to Bay Ltd. from Corpus Christi.

A motion was made by Commissioner Pecos and seconded by Commissioner Villarreal to award the contract for road materials as recommended by staff. The motion passed by a unanimous vote.

8. CONSIDER APPOINTMENT TO CITY/COUNTY HEALTH BOARD. (HEALTH DIRECTOR).

Mr. Hinojosa stated that Mr. Oscar Castillo resigned from the Board. He stated that Dr. Amy Hamilton Hubert has been recommended by the Board to serve, and Dr. Hubert is willing to accept the position.

Upon a motion by Commissioner Laskowski and second by Commissioner Garcia, the Commission unanimously approved the appointment of Dr. Hubert as recommended by the Board and by staff.

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

Mr. Hinojosa wished everyone a Merry Christmas and a Happy New Year.

SUPPLEMENTAL AGENDA

The Commission proceeded to discuss the items on the supplemental agenda as posted on December 15, 2000 at 3:30 p.m.

IV. PUBLIC COMMENT ON AGENDA ITEMS.

There were no comments made regarding agenda item number ten and eleven.

V. ITEMS FOR CONSIDERATION BY COMMISSIONERS.

It was the consensus of the Commission to consider agenda item number ten and eleven at the same time.

10. DISCUSS AND ACT ON HIRING CONSULTANT TO ASSIST CITY WITH THE GRANT APPLICATION TO THE ECONOMIC DEVELOPMENT ADMINISTRATION. (MAYOR ESQUIVEL).

11. DISCUSS AND ACT ON RESOLUTON AUTHORIZING THE MAYOR TO RE-SUBMIT A GRANT APPLICATION TO THE ECONOMIC DEVELOPMENT ADMINISTRATION UNDER THE INFRASTRUCTURE PROGRAM FOR WATER AND WASTEWATER IMPROVEMENTS ON U.S. 77 BYPASS. (MAYOR ESQUIVEL).

Mr. Hoss Castillo, a local engineer, addressed the Commission regarding the proposed economic development administration grant. He stated that he had submitted a grant, however it was rejected. Mr. Castillo stated that there is a January deadline to resubmit an application, but does not want to submit it unless there is a professional consultant assisting with the application. He stated that Mr. Raul L. Rubio of Washington, D.C. recently assisted the City of Falfurrias in their application for an EDA grant award. Mr. Castillo stated that Mr. Rubio requests \$15,000 up front for the preparation of the full application, and the balance of the contract amount is only paid if the grant is officially awarded to the City.

Mayor Esquivel stated that there is no guarantee that the grant will be funded, it is just a risk that the City will have to take. He stated that if the grant were funded, it would help with improvements on U.S. 77 Bypass that are definitely needed.

Mr. Raul Rubio, Consultant, addressed the Commission. He stated that five states are competing for this money, and every City needs economic development. Mr. Rubio stated that in order for him to submit the application he would need a contract with the City along with a payment of \$10,000. Mr. Rubio stated that his total contract price is \$65,000.

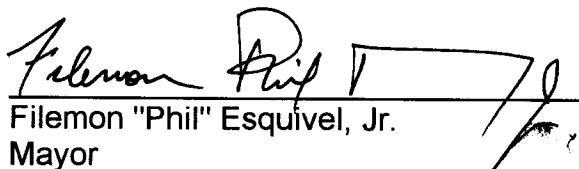
There was a lengthy discussion regarding whether or not to authorize Mr. Rubio to submit the grant application on behalf of the City of Kingsville. There were some concerns expressed by members of the Commission regarding the financing of the project. Mayor Esquivel insisted that submitting the grant was a good opportunity for the City to improve the infrastructure along U.S. Highway 77 Bypass.

A motion was made by Commissioner Villarreal and seconded by Commissioner Laskowski to table agenda item number ten and eleven until a commitment is received from the Kingsville Economic Development Council if they wish to commit to this endeavor. The motion failed by a 2/3 vote. Commissioner's Pecos and Garcia and Mayor Esquivel cast the dissenting votes.

Another motion was made by Commissioner Garcia and seconded by Commissioner Pecos to approve agenda item number ten and eleven contingent that the amount of \$10,000 to pay for the consultant is received from the private sector. This motion passed by a unanimous vote.

VI. ADJOURNMENT.

The meeting then adjourned at 8:04 p.m.


Filemon "Phil" Esquivel, Jr.
Mayor

ATTEST:


Diana F. Valadez, City Secretary