

DECEMBER 16, 2002

A SPECIAL MEETING OF THE CITY COMMISSION OF THE CITY OF KINGSVILLE, TEXAS WAS HELD ON MONDAY, DECEMBER 16, 2002, 6:00 P.M. IN THE HONORABLE ROBERT H. ALCORN COMMISSION CHAMBERS AT CITY HALL, 200 EAST KLEBERG AVENUE.

CITY COMMISSION MEMBERS PRESENT:

Filemon "Phil" Esquivel, Mayor
 Charles E. Wilson, City Commissioner
 Al Garcia, City Commissioner
 Arturo Pecos, City Commissioner
 Horacio "Hoss" Castillo, City Commissioner

CITY STAFF PRESENT:

Hector Hinojosa, City Manager
 Diana Valadez, City Secretary
 Courtney Alvarez, City Attorney
 A.L. Noyola, City County Health Director
 Stanley Fees, City Engineer
 Samuel Granato, Chief of Police

I. Preliminary Proceedings.

OPEN MEETING

INVOCATION/ PLEDGE OF ALLEGIANCE

None.

II. Public Hearing – (Required by Law).¹

1. None.

III. Petitions, Grievances, and Presentations.²

1. MAYOR AND CITY COMMISSIONER'S REPORT. (CITY COMMISSION).

None.

1.1. Funds to Halo Flight

Presentation

1.2. Funds to Boys and Girls Club of Kingsville.

Presentation

1.3. Funds to South Texas Military Task Force.

Presentation

1.4. Computer Concepts and Hughes Data Systems

Presentation

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

None.

3. CITY ATTORNEY'S REPORT. (CITY ATTORNEY).

None.

IV. **Public Comment on Agenda Items.³**

None.

V. **Items for consideration by Commissioners.⁴**

1. **Consider removing from the table the ordinance limiting the livestock exhibition exception.**

- 1.1. **Consider final passage of an ordinance amending Sections 9-1 and 9-3-3, Enumerating and Conforming the Animal Permit List, limiting the livestock exhibition exception to exhibitions held in Kleberg County. (Health Director).**

A motion was made by Commissioner Pecos to remove Item from table, motion seconded by Commissioner Castillo. The motion carried 5/0.

A motion was made by Commissioner Garcia to amend the ordinance to state "90 days extended from Nov. 1-3 /31/st., motion seconded by Commissioner Pecos. The motion carried 4/1, with Commissioner Wilson casting the dissenting vote.

2. **Consider removing from the table the memorandum of understanding with Patrick L. Moore, CPA.**

- 2.1. **Consider authorizing the City Manager to enter into a memorandum of understanding with Patrick L. Moore, CPA to audit the financial statements for the year ended September 30, 2002. (City Manager).**

A motion was made by Commissioner Pecos to remove Item from table, motion seconded by Commissioner Wilson. The motion carried 5/0.

A motion was made by Commissioner Wilson to approve only \$4,800.00, motion seconded by Commissioner Garcia. The motion carried 5/0.

3. **Consider ordinance authorizing the issuance of City of Kingsville, Texas Certificates of Obligation, Series 2002A; and approving a paying agent registrar agreement, a purchase contract, and all other matters related to the issuance of the certificates of obligation. (City Manager).**

A motion was made by Commissioner Castillo to approve the issuance of Texas Certificates of Obligation, Series 2002A, motion was seconded by Commissioner Garcia. The motion carried 5/0.

4. **Consider awarding construction contract for Shelly Boulevard expansion Project from Ailsie Avenue to General Cavazos Boulevard in association with the Texas Capital Fund Grant (Lowe's Home Improvement Center). (City Engineer).**

A motion was made by Commissioner Castillo to table this Item until January 6, 2003 in a Special Meeting, motion was seconded by Commissioner Wilson. The motion carried 5/0.

5. **Consider resolution authorizing the City Manager to enter into a tax abatement agreement with Lowe's Home Centers, Inc. in accordance with guidelines and criteria governing tax abatement for all taxing units located within the City of Kingsville. (City Attorney).**

A motion was made by Commissioner Garcia to approve the tax abatement agreement with Lowe's Home Center Inc., motion was seconded by Commissioner Pecos. The motion carried 3/2, with Commissioners Castillo and Wilson casting the dissenting votes.

6. Consider authorizing the City Manager to enter into an agreement with Smith, Russo & Mercer Engineering for the inspection and rehabilitation of the 1,000,000 gallon elevated water storage tank (south side tank). (City Engineer).

A motion was made by Commissioner Garcia to deny the City Manager to go into agreement with Smith, Russo & Mercer Engineering for the inspection and rehabilitation of the water storage tank (south side tank), motion was seconded by Commissioner Pecos. The motion carried 5/0.

7. Consider resolution authorizing the submission of an application to the Criminal Justice Division, Office of the Governor, State of Texas, for the purpose of requesting funding for grant year 2003-2004 for the South Texas Specialized Crimes and Narcotics Task Force. (Chief of Police).

A motion was made by Commissioner Wilson to authorize the submission of the application, motion was seconded by Commissioner Garcia. The motion carried 5/0.

8. Consider resolution finding Dailey Wells Communications as the sole source provider for the M/A-COM Enhanced Digital Access Communications System and replacement parts or components. (Chief of Police).

8.1 Award purchase of the M/A-COM Enhanced Digital Access Communications System for the City of Kingsville Police Department. (Chief of Police).

A motion was made by Commissioner Garcia to approve resolution only, motion seconded by Commissioner Wilson. The motion carried 5/0.

A motion was made by Commissioner Wilson to award purchase, motion was seconded by Commissioner Garcia. The motion carried 5/0.

9. Executive Session: Under Section 551.074 of the Texas Open Meetings Act, the City Commission shall convene in executive session to deliberate the duties of the Planning Administrator, Code Enforcement Officer, Planning Department Clerk, Finance Department Accounts Payable Clerk, and Fire Chief. (Mayor Esquivel).

Executive Session convened at 8:39 P.M., and adjourned at 9:23 P.M.

10. Consider resolution reclassifying certain non-classified service positions and management level positions; and repealing all resolutions in conflict herewith. (Mayor Esquivel).

A motion was made by Commissioner Castillo to table the Item with more information provided on January 13, 2003, motion was seconded by Commissioner Garcia. The motion carried 4/1, with Commissioner Wilson casting the dissenting vote.

VI. Adjournment

The meeting was adjourned at 9.24 P.M.

Filemon "Phil" Esquivel, Jr., Mayor

ATTEST:

PRESENTED and ADOPTED by the Kingsville City
Commission on this 12th day of April, 2004.

Diana Valadez, City Secretary

Charles E Wilson, Presiding Officer
ATTEST:

Edna S Lopez

Edna S Lopez, Interim City Secretary