

NOVEMBER 1, 2010

**A SPECIAL MEETING OF THE CITY OF KINGSVILLE CITY COMMISSION WAS HELD ON MONDAY, NOVEMBER 1, 2010 IN THE HONORABLE ROBERT H. ALCORN COMMISSION CHAMBERS CITY HALL/200 EAST KLEBERG AVENUE 11:30 A.M.**

**CITY COMMISSION PRESENT:**

Sam R Fugate, Mayor  
Al Garcia, Commissioner  
Charles Wilson, Commissioner  
Stanley Laskowski, Commissioner  
Arturo Pecos, Commissioner

**CITY STAFF PRESENT:**

Courtney Alvarez, Interim City Manager  
Edna S Lopez, City Secretary  
Yolanda Cadena, Health Director  
Diana Gonzales, Human Resource Director  
Ken Clark, Director of Development Services  
Bob Trescott, Downtown Manager  
Dora Byington, Purchasing Director

**I. Preliminary Proceedings.**

**OPEN MEETING**

Mayor Fugate called the meeting to order in the City Commission Chambers at 11:32 A.M.

Mayor Fugate announced he would like to waive all preliminary proceedings, if there were no objections. He then proceeded to the section "Minutes of Previous meeting".

**INVOCATION / PLEDGE OF ALLEGIANCE – (Mayor Fugate)**

**MINUTES OF PREVIOUS MEETING(S) – Required by Law**

Mayor Fugate called for consideration of the minutes of the regular meeting of Monday, October 11<sup>th</sup> and special meeting of Tuesday, October 19<sup>th</sup>, 2010. **Commissioner Laskowski made a motion to accept the minutes, as presented, seconded by Commissioner Wilson. The motion was passed and approved by the following vote: Fugate, Garcia, Pecos, Wilson, Laskowski voting "FOR".**

**II. Public Hearing - (Required by Law).<sup>1</sup>**

NONE

**III. Reports from Commission & Staff<sup>2</sup>**

*"At this time, the City Commission and Staff will report/update on all committee assignments which may include, but is not limited to the following: Planning & Zoning Commission, Zoning Board of Adjustments, Historical Board, Housing Authority Board, Library Board, Health Board, Convention and Visitor's Bureau, Chamber of Commerce, Coastal Bend Council of Governments, Conner Museum, Keep Kingsville Beautiful, and Texas Municipal League. Staff reports include the following: Building & Development , Code Enforcement, Proposed Development Report; Accounting & Finance – Financial & Investment Information, Monthly Financial Reports; Police & Fire Department – Grant Update, Police & Fire Reports; Street Updates; Public Works- Building Maintenance, Construction Updates; Park Services - grant(s) update, miscellaneous park projects, Administration –Workshop Schedule, Interlocal Agreements, Public Information, Hotel Occupancy Report, Quiet Zone, Proclamations, Health Plan Update, Tax Increment Zone Presentation, Main Street Downtown, Chapter 59 project. No formal action can be taken on these items at this time."*

Interim City Manager Alvarez announced the City Secretary advised that the Charter Amendment Election results will be posted tomorrow on the City's and County's website; the County will canvassing on the 10<sup>th</sup> and the City would like to have a special noon meeting to do the same; provided a weather update; and reminded Staff about the time change on Saturday night. She reported that the City engineer advised there are nineteen (19) Engineering

Department students and their professor will visit the landfill; she thanked all volunteers that helped during the Halloween events; provided an update on City positions that are available; the landfill working on methane gas remediation so the west entrance will be used; and on street lights being upgraded by AEP with additional expense on energy consumption.

Commissioner Pecos voiced his concern on citizen complaint regarding street lights being on during the day and off during the night. There was a brief discussion on street lighting.

#### IV. Public Comment on Agenda Items<sup>3</sup>

1. Comments on all agenda and non-agenda items.

Mayor Fugate called for comments on all agenda and non-agenda items. There were no comments.

Mayor Fugate called for consideration of the Consent Agenda, Items #1-9. Commissioner Wilson made a motion to approve the Consent Agenda, removing Item #6, seconded by Commissioner Laskowski. The motion was passed and approved by the following vote: Fugate, Garcia, Pecos, Laskowski, Wilson voting "FOR".

#### V. Consent Agenda

1. ORDINANCE NO. ORD2010-38 Motion to approve final passage of an ordinance amending the zoning ordinance by changing the zoning map in reference to 4.90 acres out of Farm Lot 15, Section 17, K.T. & I subdivision, said property in the northwest corner of the lot partially fronting U.S. 77 north frontage road from AG Agriculture to C-4 Commercial. (Director of Development Services).

2. ORDINANCE NO. ORD2010-39 Motion to approve final passage of an ordinance amending the zoning ordinance by changing the zoning map in reference to 6.09 acres out of Farm Lot 15, Section 17, K.T. & I Subdivision, said property in the southeast corner of the lot fronting General Cavazos Blvd. & FM 3320 from AG Agriculture to C-4 Commercial. (Director of Development Services).

3. ORDINANCE NO. ORD2010-40 Motion to approve final passage of an ordinance amending the zoning ordinance by changing the zoning map in reference to 19.53 acres out of Farm Lot 15, Section 17, K.T. & I Subdivision, said property in the northeast corner of the lot fronting FM 3320 from AG Agriculture to R-3 Multi-family. (Director of Development Services).

4. ORDINANCE NO. ORD2010-41 Motion to approve final passage of an ordinance creating a certain classified service position; ratifying classifications and prescribing the number of positions in such classifications for the classified service in the Police Department. (Human Resource Director).

5. RESOLUTION NO. R2010-48 Consider resolution establishing the City of Kingsville Investment Policy and Investment Strategies; designating the City Manager, Director of Finance, and City Accountant as the authorized City representatives with full authority for investment purposes, and providing for disclosure of financial interest. (Finance Director).

6. RESOLUTION NO. R2010-49 Consider resolution authorizing the Mayor to enter into an Interlocal Cooperation Agreement between the City of Kingsville and Texas A&M University-Kingsville relating to the use and maintenance of a recycling truck. (Interim City Manager).

Commissioner Laskowski made a motion to approve resolution, seconded by Commissioner Pecos. The motion was passed and approved by the following vote: Fugate, Garcia, Pecos, Laskowski voting "FOR". Wilson "ABSTAINED".

7. RESOLUTION NO. R2010-50 Consider resolution authorizing the Mayor to enter into an Interlocal Cooperation Agreement between the City of Kingsville and the Kingsville Independent School District relating to the Douglass Center. (Interim City Manager).

8. Discuss and consider waiving Vendor and Retail Food permit fees for participants of the First Annual La Posada Holiday Bazaar/Market to be held on December 3<sup>rd</sup> & 4<sup>th</sup>, 2010. (Interim City Manager).

9. RESOLUTION NO. R2010-51 Consider resolution authorizing the Mayor to enter into a Facilities Use Agreement with the American Red Cross – Statement of Agreement for the use of facilities as mass care shelters. (Interim City Manager).

### REGULAR AGENDA

#### CONSIDERATION OF MOTIONS, RESOLUTIONS, AND ORDINANCES:

**VI. Items for consideration by Commissioners.<sup>4</sup>**

NONE

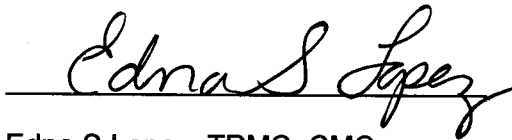
**VI. Adjournment.**

There being no further business to come before the City Commission, the meeting was adjourned at 11:44 A.M.



Sam R Fugate, Mayor

ATTEST:



Edna S Lopez, TRMC, CMC

City Secretary