

MARCH 8, 2010

A REGULAR MEETING OF THE CITY OF KINGSVILLE CITY COMMISSION WAS HELD ON MONDAY, MARCH 8, 2010 IN THE HONORABLE ROBERT H. ALCORN COMMISSION CHAMBERS, CITY HALL/200 EAST KLEBERG AVENUE AT 6:00 P.M.

CITY COMMISSION PRESENT:

Al Garcia, Mayor Pro-tem
Charles E Wilson, Commissioner
Arturo Pecos, Commissioner
Stanley Laskowski, Commissioner

CITY COMMISSION ABSENT:

Sam R Fugate, Mayor

CITY STAFF PRESENT:

Courtney Alvarez, City Attorney
Edna S Lopez, City Secretary
Naim Khan, City Engineer
Mark Rushing, Finance Director
Al Lopez, Fire Chief
Dora Byington, Purchasing Director
Bill Donnell, Public Works Director
Robert Rodriguez, Library Director
Grace Garcia, Interim Task Force Commander
Diana Gonzales, Human Resource Director
Robert Trescott, Downtown Manager
Ken Clark, Director of Development Services
Yolanda Cadena, Health Director
Joe Casillas, Water Production Supervisor
Ricardo Torres, Police Chief

I. Preliminary Proceedings.

OPEN MEETING

Mayor Pro-tem Garcia called the meeting to order in the City Commission Chambers at 6:00 P.M. and announced quorum as present, with Mayor Fugate, absent.

INVOCATION / PLEDGE OF ALLEGIANCE – (Mayor Fugate)

The invocation was delivered by Ms Dora Byington, followed by the Pledge of Allegiance and the Texas Pledge.

MINUTES OF PREVIOUS MEETING(S) – Required by Law

Mayor Pro-tem Garcia called for consideration of the minutes of the regular meeting of Monday, February 22nd, 2010. **Commissioner Laskowski made a motion to approve the minutes, as presented, seconded by Commissioner Wilson. The motion was passed and approved by the following vote: Garcia, Pecos, Wilson, Laskowski voting "FOR". Fugate "ABSENT".**

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

NONE

III. Reports from Commission & Staff²

"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, Chapter 59 project, 2010 Census presentation. No formal action can be taken on these items at this time.

Ms Alvarez announced the period for submitting request for an application for ballot by mail for the City's General Election on May 8th, 2010; the candidate drawing for a place on the ballot on Thursday; the date for the next Commission meeting; and to be careful during spring break week.

Commissioner Laskowski commented on the financial report; Mayor Pro-tem Garcia congratulated Commissioner Laskowski for his award "Citizen of the Year". Mayor Pro-tem Garcia presented a proclamation for "Purchasing Month" to Ms Dora Byington; and read the proclamation for "Fair Housing Month".

IV. Public Comment on Agenda Items³

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

Mayor Pro-tem Garcia called for comments on all agenda and non-agenda items. There were no comments made.

V. Consent Agenda

NONE

REGULAR AGENDA

CONSIDERATION OF MOTIONS, RESOLUTIONS, AND ORDINANCES:

VI. Items for consideration by Commissioners.⁴

1. Consider awarding Bid No. 10-31 authorizing the purchase of four 2010 Ford Fusion SE sedans for the Detective Division in the Police Department. (Purchasing Director).

Ms Byington stated this item authorizes the purchase of four (4) 2010 Ford Fusion SE sedans for the Detection Division. It is recommended that the bid be awarded to the local bidder, Eddie Yaklin Ford from Kingsville, if the Commission determines in writing that this purchase offers the best combination of price and additional economic development opportunities created by this award. This action will expend \$63,063.00 to come from funds from account number 005-5-210.0-711.00. The bid from the local bidder falls within the 5% Local Preference Law. Section 271.905 under the Local Government Code allows the City to purchase items from the local bidder if the bid is within five percent (5%) of the lowest bidder.

Commissioner Laskowski made a motion to award the bid to Eddie Yaklin Ford for \$63,063.00. He stated that in looking at the financial reports it appears that in 2002 the Police Uniform Division still has \$10,000.00 under Patrol Units and suggested utilizing the balance of those funds. **Mayor Pro-tem Garcia called for a second on the motion. Commissioner Pecos seconded by the motion.** Mayor Pro-tem Garcia called for further discussion. Commissioner Laskowski stated he would like utilize those funds. Mr. Rushing stated those funds can be reallocated for a portion of the purchase. **Commissioner Laskowski amended his motion that the monies would come from 005-5-210.0-711.00 and from the Certificates of Obligation Police Department Patrol unit line item. He added the combination of those two funds to pay for the \$63,063.00, seconded by Commissioner Pecos.**

For the record, Ms Alvarez stated that the written recommendation of the Commission to award to the local bidder since it is within (5%) of the low bidder is included in the Commission packet and if the Commission chooses to approve this item that will be signed.

The motion was passed and approved by the following vote: Garcia, Wilson, Pecos, Laskowski voting "FOR". Fugate "ABSENT".

2. Consider final passage of an ordinance amending the Fiscal Year 2009-2010 Budget for the City of Kingsville to complete the Fire Station – Bay Addition. (Finance Director).

Mr. Rushing stated this is the same budget amendment that was presented at the last Commission meeting and details are supplied.

Commissioner Laskowski made a motion to adopt the final passage of the ordinance, seconded by Commissioner Wilson. The motion was passed and approved by the following vote: Garcia, Pecos, Wilson, Laskowski voting "FOR". Fugate "ABSENT".

3. Consider introduction of an ordinance amending the section 15-3-17 of the City of Kingsville Code of Ordinances, providing for a two year maintenance bond for subdivision improvements. (City Manager).

Ms Alvarez stated this item has been discussed with Staff, in meeting they found that current industry standard is to have a two year performance bond to guarantee subdivision improvements by the contractor of someone developing a subdivision. The City's current ordinance only requires a one year maintenance bond so it was recommended that the City amend the ordinance to bring up to the current industry standards.

INTRODUCTION ONLY

4. Consider authorizing the City to participate with TAMUK College of Engineering in Historic Documentation Project for the documentation of historic structures in the City of Kingsville. (Director of Development Services).

Mr. Clark stated this item has been discussed with Texas A&M-Kingsville Engineering Department and City Staff. He stated Texas A&M received a \$10,000.00 grant to purchase equipment to initiate historical documentation projects. The historical documentation will be of buildings and structures of Kingsville and surrounding area in compliance with the Department of Interiors procedures which are the ones accepted by the Library of Congress. An example is the King Ranch store, or the old Ragland store that has a plaque located at the corner of the store. This store was accepted by the National Park Service. He stated the University will be hosting someone from the Department of Interior at the campus and will work with students on April 9th to show them how to use the equipment out in the field. Mr. Clark stated they are asking City to participate and allocate some funds to be able to buy the special film and to be able to do the developing that is required for these documentation projects. He added the amount being requested is \$700.00 to develop film and produce actual documentation. He added this is a good thing to work between the University and the City. In the future, if this works out, this will be worked into the budget.

Mr. Jim Glusing addressed the Commission, and provided information on the project and added this project will document a lower level of photography in Kingsville.

Ms Alvarez stated funds will come from the professional service line item in the Engineering department.

Commissioner Wilson made a motion to authorize the City's participation, seconded by Commissioner Pecos. The motion was passed and approved by the following vote: Garcia, Laskowski, Pecos, Wilson voting "FOR". Fugate ABSENT".

5. Consider authorizing the City to participate with Kleberg County with "Meet the Blues" event to be held at the J.K. Northway Building on March 26, 2010. (City Manager).

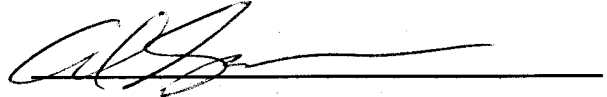
Ms Alvarez stated the event will be hosted by the City of Kingsville and the County at the J K Northway Building, admission is free. The City will participate by having one Police

Officer for security and the City will match the County's \$500.00 contribution. This will help promote tourism in Kingsville and allow the citizens to meet the Blue Angels. The funds will come from City's Special 314.24 - Professional Economic Development Services.

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

VI. Adjournment.

There being no further business to come before the City Commission, the meeting was adjourned at 6:26 P.M.



Al Garcia, Mayor Pro-tem

ATTEST:


Edna S Lopez, TRMC, City Secretary