

OCTOBER 22, 2012

**A REGULAR MEETING OF THE CITY OF KINGSVILLE CITY COMMISSION WAS HELD ON MONDAY, OCTOBER 22, 2012 IN THE HONORABLE ROBERT H. ALCORN COMMISSION CHAMBERS 200 EAST KLEBERG AVENUE AT 6:00 P.M.**

**CITY COMMISSION PRESENT:**

Sam R. Fugate, Mayor  
Dianne Leubert, Commissioner  
Noel Pena, Commissioner  
Al Garcia, Commissioner  
Arturo Pecos, Commissioner

**CITY STAFF PRESENT:**

Vincent Capell, City Manager  
Mary Valenzuela, City Secretary  
Courtney Alvarez, City Attorney  
David Mason, Purchasing Director  
Mark Rushing, Finance Director  
James Bryson, Accountant Manager  
Mike Kellam, Director of Development Services  
Diana Gonzales, Personnel Director  
Diana Medina, Collections Manager  
Bill Donnell, Asst. Public Works Director  
Robert Rodriguez, Library Director  
Rick Torres, Chief of Police  
Roel Carrion, Interim Fire Chief  
Emilio Garcia, Health Director  
Willie Vera, Task Force Commander  
Daniel Ramirez, Building Official  
Bob Trescott, Tourism Director  
Rose Morrow, Municipal Court Supervisor

**I. Preliminary Proceedings.**

**OPEN MEETING**

Mayor Fugate called the meeting to order in the City Commission Chamber at 6:00 P.M. and announced quorum as present.

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

The invocation was delivered by Mark Rushing, Finance Director, followed by the Pledge of Allegiance and the Texas Pledge.

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

Mayor Fugate called for consideration of the minutes for regular meeting held on Monday, September 24, 2012. **Commissioner Pecos made a motion to accept the minutes, as presented, seconded by Commissioner Leubert. The motion was passed and approved by the following vote: Garcia, Leubert, Pecos, Pena, Fugate voting "FOR".**

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

1. Public hearing regarding condemnation proceeding for structures located at 519 N. 6<sup>th</sup> Street, Kingsville, Texas. (Director of Planning & Development Services).

Mayor Fugate opened the public hearing at 6:02 p.m.

Steve & Toni Curtis, 415 E. Henrietta. Lifelong Kingsville residents and is a license cosmetologist and a small business owner. Mrs. Curtis has been a downtown merchant for over 16 years. She purchased the property located at 519 N. 6<sup>th</sup> Street in 2007 and has intentions in developing it into her salon. She stated that the property has been in this location for the past 40-50 years. She is aware that it is up for condemnation and is asking the Commission to allow her

additional time to renovate the property. She stated that while the exterior of the building may need some work, the interior of the building is in good condition. She stated that there is nothing on the inside that may be of hazard to anyone. There aren't any neighbors on either side of the property. She has had contractors look at it when she first purchased the property 4-5 years ago and has received a quote for repairs. The first phase of her plan is to pay the property off and then invest money in the development of her property. She is aware that the City's agenda is to beautify Kingsville, but she can assure that nobody wants to see it beautified more than she does. She further stated that when she purchased this property, she realized that it was the old Apple House which has some history to the property. Mr. Curtis stated that they have complied with all request made by the City of Kingsville with regards to this property.

Courtney Alvarez, City Attorney stated that Commission would need to allow Mr. Mike Kellam, Director of Development Services, address the Commission with regards to this property.

Mr. Kellam stated that this case started back in February 2012. There were conversations that took place with the previous building official. Notices of violations were mailed and a request for a repair plan was requested. A second notice was mailed on March 14, 2012 notifying them of the violation and requesting a repair plan. A third notice was sent on April 13, 2012 notifying the property owner of violations, those to include the roofing and signage. In this letter they were given a deadline of April 23, 2012. There was no compliance from the property owner. On June 14, 2012, the property owner was notified that since there was no compliance with previous notices sent, there would be a public hearing on July 9, 2012 regarding the condemnation of the property. The public hearing was held and property owners did attend the public hearing and they stated that they wanted to repair the property but would need additional time. The Commission awarded them additional time as requested. Commission asked property owner to get with staff and submit a repair plan and figure out what the next step would be for this process. Staff waited patiently to hear from the property owner, two months went by and staff did not hear from the property owner. Staff mailed property owner a letter stating that they had not heard or received anything from them, therefore property would be scheduled for condemnation. As of this date, staff has not received a repair plan from the property owner. Mr. Kellam stated that Mr. & Mrs. Curtis did express to him that they would like to repair the building, but did not have the a time frame as to when it would begin or be completed at this time. Mr. Kellam responded to property owner that the City would need to have some type of repair plan to show that efforts to repair the property were being made. Staff has not received anything from the property owner as of today. Mr. Kellam stated that this property has a long history, but has received numerous complaints over the years. According to water service records, this property has not had water services for the past 20 years or investments in the last several years. He further stated that there are some serious concerns with this property. Because the property has been vacant for so long, one of the main reasons they are addressing this situation is because it's inviting to arsonist for other types of criminal activity. A similar case would be the property located on the 1300 block of Kenedy which was burned down by arsonist. He further stated that the property is a nuisance to the neighborhood.

Mayor Fugate asked how it's open to the elements.

Mr. Kellam stated that there are large gaps and flaking of the metal structure. Exposure to the elements is what's causing the problem. Once metal begins to rust, it's hard to stop. There are some serious concerns with regards to the structure.

Mayor Fugate asked other than the problems that have been mentioned, what other issues are there with the building.

Mr. Kellam stated that it's open to the elements allowing rust to continue. Roof has loose material, if the city gets strong winds or even a storm, the material would go flying off creating a danger to the entire area. Reports have been provided noting the unsafe conditions of this property.

Commissioner Garcia asked if only one of the columns had some form of rust.

Mr. Kellam stated that looking from the outside he could see two columns that have formed rust. He stated that where the concrete comes up, the metal frame has some flakiness and rust. When metal starts to flake, there are some serious penetrations from a structural prospective.

Commissioner Garcia stated that he has reviewed the property condition report stating that this property is unsafe and unacceptable.

Mr. Kellam stated that the property owner does a good job of mowing the property but there are some serious problems that need to be addressed.

Commissioner Garcia asked about the metal roof.

Mr. Kellam stated that the roof has rust and has some serious disrepair between the wood structures on top of the metal roof.

Commissioner Garcia asked about the condition of the foundation.

Mr. Kellam stated that there are no cracks in the foundation but the roofing has serious problems and the columns have rust.

Commissioner Garcia asked if there were any pictures taken of the roof.

Mr. Kellam stated they couldn't get up that high. They did give it a try but that no photos were taken.

Commissioner Leubert asked that on some of these older beams that have rotted from the bottom, are they able to build a sleeve and weld it at the bottom of the beam.

Mr. Kellam stated that it would have to be engineered and staff would certainly be open to that, but the point of this is that staff has not had any communication with the property owner regarding repair plans. Staff receives numerous complaints from citizens regarding this property and something needs to be done.

Commissioner Leubert asked if one of the major concerns was communication.

Mr. Kellam stated yes that it was communication. He had been willing to sit with the property owner to discuss repair plans and time frame. He stated that the property owner had stated that they didn't have the funds to complete the project by certain time frame. He stated that staff wanted a repair plan in place showing the phases that this building would be repaired, which we haven't received as of today. He stated that in his opinion it's been almost nine months in trying to resolve this issue.

Commissioner Pena asked if there were any other pictures showing the rotted area on the bottom of the column.

Mr. Kellam stated that this information was provided in the agenda packet.

Commissioner Garcia asked if staff has received any type of plans for this projects either oral or in a written form as of today.

Mr. Kellam stated that as of today, no. They did have conversations with the previous building official, but he is not aware of what was discussed. Staff did mail out two notices asking for repair plans, but received no response from the property owner.

Commissioner Garcia opposed the following question to Mrs. Courtney Alvarez, City Attorney. Would it be proper for me to ask if there are any property taxes owed on this property?

Mrs. Alvarez stated that it's not one of the elements for the condemnation, but he may ask if he chose to do so. The property owner would not have to answer the question if they don't wish to do so.

Commissioner Garcia stated that the reason he is heading that direction is if the property owner is planning on doing repairs, the taxes to the property would need to be paid to date.

Mayor Fugate asked Mr. & Mrs. Curtis to rebut on the discussion that has taken place.

Mr. Curtis stated that he has had contractors and an engineer look at the property and was told that he would take a big loss if the city decided to tear down the property.

Mrs. Curtis stated that when she purchased the property, she was not made aware of a time limit for renovations.

Mayor Fugate stated that he recalls telling Mrs. Curtis back in July, that because the City was receiving multiple complaints on this property, she should not delay in moving forward with the renovations. He stated that as of today, the City has not received anything showing a repair plan and the city has given her enough time to provide the city with some type of plan and time frame for completion.

Mrs. Curtis stated that she has a repair plan that's dated back in 2007.

Mayor Fugate asked if it had been submitted to the building officials.

Mrs. Curtis stated that it wasn't submitted. She stated that when she received the letter regarding the condemnation, she went to meet with Mr. Kellam. She stated that Mr. Kellam was adamant that the property was going to be condemned.

Mayor Fugate asked if Mr. Kellam was allowed to review the documents.

Mrs. Curtis stated that he didn't look at them and didn't give her the opportunity to show the plans to him.

Mr. Curtis stated that he had offered for Mr. Kellam to come view the building from the interior and Mr. Kellam's response was no and that the City had already made up their mind.

Mayor Fugate asked what contractors have looked at the property.

Mrs. Curtis stated that Carlos Segovia and Santiago Cantu. She stated that she has a proposal that was given to her of the property from 2007.

Mayor Fugate asked to see this proposal. He stated that this proposal was from 2007 and asked if the contractor has seen it since.

Mrs. Curtis stated that she has been in contact with them ever since then and still talking to them about this property.

Commissioner Garcia stated that the document has an engineering stamp dated back in 2009.

Mayor Fugate asked when the meeting with Mr. Kellam took place and if an appointment was made to meet with him.

Mrs. Curtis stated that she had made an appointment with Mrs. Courtney Alvarez about three weeks ago and was then taken to Mr. Kellam.

Mayor Fugate stated that he remembers telling her not to delay because the City was receiving a lot of complaints from citizens regarding this property.

Commissioner Garcia asked the Curtis's if they owed any back taxes on the property, and if they wish not to answer the question, it would be understood.

Mrs. Curtis stated that no back taxes were owed.

Mayor Fugate asked Mrs. Curtis if she had the \$55,000 it would take for the renovation. Mrs. Curtis stated that she did not have the funds and stated that she did not want to borrow the money. Mayor Fugate stated that the proposal was from five years ago and cost may have gone up by now.

Mayor Fugate asked Mr. Kellam to follow-up on the discussion that just took place.

Mr. Kellam stated that he met with the Curtis's after they received their letter. He stated that they were upset that the public hearing for condemnation of this property was going to take place. Mr. Kellam explained to them that staff had not heard from them and with the number of complaints received, it put everyone involved, in a position that a decision had to be made with regards to the property, and this is where we are at now. He stated that the value of the building as listed on the tax roll should be included in the agenda packet. Replacing the roof would probably exceed the value of the property.

Mayor Fugate stated that the bid received in 2009 shows \$55,000 to renovate this property.

Mr. Kellam stated that the Curtis's never presented this document to him or mentioned to him at no time. This is the first time he hears of any plans. If he had received these plans back in February, March or April, July or September, we wouldn't be here discussing this issue, if action had been taken by the property owner. Staff does not only need a repair plan we need a timeline for this project.

Mrs. Curtis stated that all she is asking from the City Commission is the opportunity to develop her business. She further stated she wants to work with the city and nobody wants to see that spot beautified more than she does. She stated that if Commission allows this property to be torn down, they are tearing her down as well as her dreams. She stated that Commission and staff may see it as an eye sore but she is not convinced that it is an eye sore. She has every intention in developing and repairing this property so she may start her business as a hair salon. She would like to pay the property off first before starting any repairs to the building.

Commissioner Leubert asked for a time frame as to how much longer she would need before renovations would begin.

Mrs. Curtis stated that she would need at least five more years.

Mayor Fugate stated that Commission appreciated her comments but it was time to move on and asked for any further discussion from anyone else present with regards to this public hearing.

No further comments were made regarding this public hearing. Mayor Fugate closed this hearing at 6:35 p.m.

Reports from Commission and staff followed.

Mr. Capell announced the new appointment and introduced the Health Director, Emilio Garcia. He stated that due to the next regularly scheduled meeting being on November 12<sup>th</sup>, and it being a holiday, the meeting would normally fall on the next business day. Due to Commission and staff attending the TML Conference held November 13-16, 2012, there would be no quorum. He asked Commission for direction as to when they would like to schedule the next Commission meeting. He stated that there were a couple of options for Commission to choose from. They could decide to skip the first meeting in November and wait until November 26<sup>th</sup> or simply schedule the first meeting for November 5<sup>th</sup>. All were in agreement to schedule the next meeting for November 5<sup>th</sup>. He further gave Commission an update on the relocation of the H.E.B. canopy. He stated that this canopy would provide some opportunities for markets and other activities to be held in Kingsville. He reminded everyone of the 4<sup>th</sup> Annual Safe Trick or Treating Halloween Carnival which will be taking place on Thursday, October 25<sup>th</sup> on the 200 and 300 block of E. Kleberg from 4:00 – 6:00 p.m.

Mrs. Alvarez reminded staff that agenda items for the November 5<sup>th</sup> meeting are due this Friday, October 26, 2012 by 5:00 p.m. The City will be on holiday Monday, November 12<sup>th</sup> and TML Conference is November 13-16, 2012 in Grapevine, TX. On Friday, October 26, 2012, senior staff will be attending management training and will be out of the office from 9:00 a.m. – 4:00 p.m.

Mayor Fugate made a presentation to Mrs. Edna S. Lopez, retired City Secretary for her years of service to the City of Kingsville. Mrs. Lopez has worked with the City of Kingsville for 32 years, 8 of those years as City Secretary.

Commissioner Pena commended the Kingsville Police Department and Task Force for all their hard work.

Mayor Fugate commended staff on a job well done with regards to fixing potholes.

### **III. Reports from Commission & Staff.<sup>2</sup> (City Manager's Staff Report Attached).**

*"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, Tourism, 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, Financial Advisor. No formal action can be taken on these items at this time.”

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

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

No public comments were made at this time.

**Mayor Fugate asked for a motion to approve the consent agenda. Commissioner Pecos made a motion to approve the consent agenda as presented, second by Commissioner Leubert. The motion was passed and approved by the following vote: Leubert, Pecos, Pena, Garcia, Fugate voting “FOR”.**

#### V.

##### Consent Agenda

##### Notice to the Public

*The following items are of a routine or administrative nature. The Commission has been furnished with background and support material on each item, and/or it has been discussed at a previous meeting. All items will be acted upon by one vote without being discussed separately unless requested by a Commission Member in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon. The remaining items will be adopted by one vote.*

##### **CONSENT MOTIONS, RESOLUTIONS, ORDINANCES AND ORDINANCES FROM PREVIOUS MEETINGS:**

*(At this point the Commission will vote on all motions, resolutions and ordinances not removed for individual consideration)*

1. Consider final passage of an ordinance amending the City of Kingsville Code of Ordinances Chapter XI, Article 2, Ambulance Service, providing for the ambulance billing rates for services provided by the City. (Finance Director).
2. Consider final passage of an ordinance amending the zoning ordinance by granting a special use permit for 822 South 9<sup>th</sup> Street (Lots 29-32, Block 11, 9<sup>th</sup> Addition) for a daycare facility, amending the comprehensive plan to account for any deviations from the existing comprehensive plan, providing for publication. (Director of Planning and Development Services).
3. Consider final passage of an ordinance amending the zoning ordinance by changing the zoning map in reference to Lots 1, 2 & 3 of Newman Center Addition, which is at the southwest corner of Retama St. and Corral Ave., from R1 Single Family District & R3 Multi-Family Residential District to solely R3 Multi-Family Residential District, amending the comprehensive plan to account for any deviations from the existing comprehensive plan, and providing for publication. (Director of Planning and Development Services).
4. Consider final passage of an ordinance amending the zoning ordinance by changing the zoning map in reference to 39.03 acres out of KT&I Co., Section 22, Lot 9 known as the Hawk’s Landing area from AG Agriculture District to R3 Multi-Family Residential District, amending the comprehensive plan to account for any deviations from the existing comprehensive plan, and providing for publication. (Director of Planning and Development Services).

**REGULAR AGENDA**

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

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

5. Consider condemnation of structures located at 519 N. 6<sup>th</sup> Street, Kingsville, Texas. (Director of Planning & Development Services).

Mayor Fugate stated that this item was discussed during today's public hearing. This is an opportunity for Commission to discuss this and no one else could be involved in this discussion. He stated that he remembers back in July of this year telling Mrs. Curtis that she should not delay on this project because the City was receiving multiple complaints with regards to the property. He stated that five additional years is a long time to grant due to the number of complaints.

Commissioner Leubert stated that it is an old building and with different opinions as to whether the building is unsafe or not, she would like to give the property owner a little more time to begin repairs, as long as there is communication with the property owner and Mr. Kellam. There needs to be action taken within a reasonable time period. She further stated that she could see the desire to repair this property and how much it meant to the property owner to receive the additional time. She stated that the building has a lot of problems, but it has good bones and could be saved. Mayor Fugate asked if Commissioner Leubert was prepared to wait five years. Commissioner Leubert's response was she couldn't wait five years.

Commissioner Pecos stated that he is aware of what the property owner is trying to do but it's unfortunate that she doesn't have the resources to begin the repairs. He stated that the Commission's goal is to beautify the city, and he can't see the Commission waiting five more years for repairs to begin on this property.

Commissioner Leubert stated that she would like to give the City and the property owners one more opportunity to discuss the issue with regards to this property.

Mayor Fugate stated that he feels it wouldn't make much of a difference to give that opportunity.

Commissioner Pecos stated that with what the building is worth on the tax roll and what it would cost to repair, he feels that it would be beneficial to the property owner to start from the ground up. They could build a new and safer building.

Commissioner Garcia stated he understands her emotional aspect and can side with her dreams. But when you compare human emotions with material things, you would have to think what matters most. If the building could be covered to not allow rodents and give it a cosmetic look to improve the look of the building, maybe the building would have a chance to survive.

Commissioner Pena stated that he had two comments to make, one being, was there reasonable effort made to get this done. He stated that he isn't convinced that there was reasonable effort made. He has reviewed all the documents pertaining to this property and he sees the due diligence as the role from the City. The City has covered all there basis when it comes to this property. The other issue is that the property owner did not meet the City half way.

Mayor Fugate stated that back in July, he recalls mentioning to the property owner that she needed to move on this because the City could not wait very much longer due to the complaints being received from citizens. As of today, the property owner has not come up with a repair plan and the City cannot grant the additional five years that the property owner is asking for. He further stated that the City has already given the property owner four years, if they grant an additional five years, it would make it a total of nine years and that's just too much time.

Mr. Capell stated that if you don't have the resources to turn it around, you shouldn't buy the property. He stated that Mr. Kellam is trying to interpret the code as best as he can. It's unfortunate that we are where we are in this issue but staff didn't create this, staff is trying to make progress in beautifying the City.

Staff has repeatedly asked for a repair plan and up to this date, staff has not received a repair plan from the property owner.

Mayor Fugate asked for a motion from the Commission. **Motion was made by Commissioner Pecos, motion finding-not able to repair, building or structure is unsafe; and present condition is a violation of ordinances; and cannot be corrected without substantial reconstruction; then declare the building or structure to be a public nuisance and order its demolition by owner/agent/person in charge within a specified time (city shall abate in any manner it deems necessary and proper), motion was seconded by Commission Pena. The motion was passed and approved by the following vote: Pecos, Pena, Fugate voting "FOR". Leubert and Garcia voting "AGAINST".**

6. Consider a resolution approving the assignment of the Tax Abatement Agreement between the City of Kingsville and NSH Fund, LP to NSHF-TAMUK, LLC, and authorizing the Mayor to execute an amended tax abatement agreement to reflect said assignment. (Director of Planning & Development Services).

**Motion made by Commissioner Leubert to approve resolution as presented, second by Commissioner Pecos and Commissioner Garcia. The motion passed by the following vote: Pena, Garcia, Leubert, Pecos, Fugate voting "FOR".**

Mrs. Alvarez stated that going back to agenda item #5, there would need to be a motion and vote on a time frame to demolish property located at 519 N. 6<sup>th</sup> Street.

**Commissioner Pecos made a motion to amend his previous motion to add 45-60 days as the designated time frame for demolition, second by Commissioner Pena. The motion was passed and approved by the following vote: Pena, Pecos, Fugate voting "FOR". Leubert and Garcia voting "AGAINST".**

7. Consider a resolution establishing the City of Kingsville Investment Policy and Investment Strategies; designating the City Manager, Director of Finance, and City Accounting Manager as the authorized city representatives with full authority for investment purposes, and providing for disclosure of financial interest. (Finance Director).

Mr. Mark Rushing, Finance Director, stated that annually staff updates and reviews the investment policy. Mr. James Bryson has taken the position of Accounts Manager and would need to be added. The other update is to change from quarterly reporting to annually reporting.

Commissioner Leubert asked why change from quarterly to annually reporting.

Mr. Capell stated that investments don't change quite often and the City does not have many investments. This was at his request to Mr. Rushing to make this change.

**Motion made by Commissioner Pecos to approve the resolution as presented, second by Commissioner Pena. The motion was passed and approved by the following vote: Garcia, Leubert, Pecos, Pena, Fugate voting "FOR".**

8. Consider introduction of an ordinance amending the Fiscal Year 2012-2013 budget for Community Appearance to transfer funds for maintenance projects. (Finance Director).

Mr. Rushing stated that during the budget process, there is a need to move the Recycling Building Maintenance, Grounds and Fixtures originally budgeted in the 170.1 Recycle Center, to the Community Appearance Building Maintenance, Grounds and Fixtures under 160.3. The Building Maintenance amount of \$2,500 is for general maintenance of the building in which Mr. Kellam will be overseeing this line item. The Ground and Permanent Fixtures of \$6,222 is for the sidewalk enhancement at the building.

This is an introduction item only. No action was taken.



9. Consider awarding annual renewable contract for cleaning services at the Kingsville Law Enforcement Center to Valerio's Janitorial Service as per staff recommendation. (Bid 13-01). (Director of Purchasing & Information Technologies).

Mr. David Mason, Purchasing Director, stated that this item authorizes an annual renewable contract for cleaning services at the Law Enforcement Center. Staff advertised for Bid 13-01 on September 23, 2012 and September 30, 2012, and opened on October 9, 2012, receiving only one bid. Staff believes the best value for the City is Valerio's Janitorial Service. Mr. Valerio is the immediate past contract holder and has satisfactorily completed required contractual duties. Police Chief Torres concurs with this recommendation. This renewable contract will expend \$22,000 (2,000/mo. 11/1/2012 – 09/30/2012) for FY 2013. Renewal rates for FY 2014 are \$25,200 (2,100/mo.) and for 2015 is \$26,400 (2,200/mo.).

**Motion was made by Commissioner Garcia to accept staff recommendation to award bid to Valerio's Janitorial Service, second by Commissioner Pecos. The motion was passed and approved by the following vote: Leubert, Pecos, Pena, Garcia, Fugate voting "FOR".**

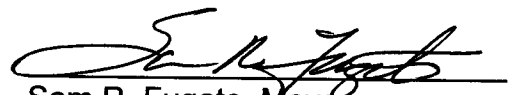
10. Consider a resolution authorizing staff to proceed with placing for sale the City's building located at 2211 South Brahma Boulevard, Kingsville, Texas. (City Manager).

Mr. Capell stated that the City is paying \$30,000 per year and is asking for Commission approval to bid out and once an offer is made, submit the offer to Commission for approval.

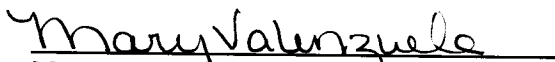
**Motion was made by Commissioner Pecos to approve resolution as presented, second by Commissioner Pena. The motion was passed and approved by the following vote: Pecos, Pena, Garcia, Leubert, Fugate voting "FOR".**

#### VI. Adjournment.

There being no further business to come before the City Commission, the meeting was adjourned at 7:15 p.m.

  
Sam R. Fugate, Mayor

ATTEST:

  
Mary Valenzuela, City Secretary