

DECEMBER 19, 2012

A SPECIAL MEETING OF THE CITY OF KINGSVILLE CITY COMMISSION WAS HELD ON WEDNESDAY, DECEMBER 19, 2012 IN THE HONORABLE ROBERT H. ALCORN COMMISSION CHAMBERS 200 EAST KLEBERG AVENUE AT 12:00 P.M.

CITY COMMISSION PRESENT:

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

CITY STAFF PRESENT:

Vince Capell, City Manager
Mary Valenzuela, City Secretary
Courtney Alvarez, City Attorney
David Mason, Purchasing Director
Emilio Garcia, Health Director
Willie Vera, Task Force Commander
Jessica Storck, Administrative Assistant 2
Ricardo Torres, Chief of Police
Bill Donnell, Assistant Public Works Director

I. Preliminary Proceedings.

OPEN MEETING

Mayor Fugate called the meeting to order in the City Commission Chamber at 12:02 P.M. and announced quorum as present.

INVOCATION / PLEDGE OF ALLEGIANCE – (Mayor Fugate)

Mayor Fugate stated that unless there are any objections, he would like to skip the invocation and pledge of allegiance. No objections were made.

MINUTES OF PREVIOUS MEETING(S) – Required by Law

None

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

1. None.

III. Reports from Commission & Staff.² (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."

Mrs. Courtney Alvarez, City Attorney reminded staff that the next regular schedule Commission meeting is Monday, January 14, 2013. Deadline for agenda items is January 4, 2013. City Hall will be closed December 24-25, 2012 and January 1, 2013 for the holidays.

Commissioner Pecos stated that while attending the National League of Cities in Boston, MA, he was nominated into the Military Installation Counsel and is ready to work with them.

Mayor Fugate stated that through the Economic Development Council and funded by AEP, we are members of the Defense Communities which is an excellent organization.

IV. Public Comment on Agenda Items³

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

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)

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

1. Motion to approve resolution authorizing participation in Local Border Security Program FY2013 with the Texas Department of Public Safety for law enforcement personnel overtime and operational costs, authorizing the Chief of Police to act on the City's behalf with such program. (Chief of Police).
2. Motion to approve final passage of an ordinance amending the zoning ordinance by granting a Special Use Permit for 607 South 13th (Lots 5, Block 30, Retama Park) for an off-site caterer/bakery. (Director of Planning & Development Services).

REGULAR AGENDA

CONSIDERATION OF MOTIONS, RESOLUTIONS, AND ORDINANCES:

VI. Items for consideration by Commissioners.⁴

3. Executive Session: Pursuant to Section 551.074, Texas Government Code, Open Meetings Act, Personnel Matters, the City Commission shall convene in Executive Session to deliberate the evaluation of the City Manager. (Mayor Fugate).

Mayor Fugate announced the executive session.

Mrs. Alvarez reminded Commission that since this item is an attorney exception, it is required to be recorded. The recording is kept sealed and can only be opened under a court order.

The Commission convened into executive session at 12:12 p.m.


The Commission reconvened into regular session at 1:30 p.m.

4. Consider resolution authorizing the Mayor to execute a Professional Services Contract for the position of City Manager with Vincent J. Capell. (Mayor Fugate).

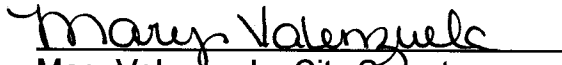
No discussion or action taken on agenda item #4.

VII. Adjournment.

There being no further business to come before the City Commission, the meeting was adjourned at 1:30 p.m.


Sam R. Fugate, Mayor

ATTEST:


Mary Valenzuela, City Secretary