

JANUARY 25, 2016

A REGULAR MEETING OF THE CITY OF KINGSVILLE CITY COMMISSION WAS HELD ON MONDAY, JANUARY 25, 2016 IN THE HONORABLE ROBERT H. ALCORN COMMISSION CHAMBERS 200 EAST KLEBERG AVENUE AT 5:30 P.M.

CITY COMMISSION PRESENT:

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

CITY STAFF PRESENT:

Jesús Garza, City Manager
 Mary Valenzuela, City Secretary
 Courtney Alvarez, City Attorney
 Tom Ginter, Director of Planning & Development Services
 Deborah Balli, Finance Director
 Diana Gonzales, Human Resources Director
 Charlie Cardenas, Public Works Director/Engineer
 Susan Ivy, Parks Manager
 Emilio Garcia, Health Director
 Robert Rodriguez, Library Director
 David Mason, Purchasing Director
 Ricardo Torres, Police Chief
 Willie Vera, Task Force Commander
 Melissa Perez, Risk Manager
 Pete Pina, Landfill Supervisor
 Sharam Santanilla, Engineer's Assistant
 Leo Alarcon, Tourism Director
 Cynthia Martin, Downtown Manager
 Daniel Ramirez, Building Official
 Jim DeVisser, Interim Fire Chief

I. Preliminary Proceedings.

OPEN MEETING

Mayor Fugate announced that all five Commission members are present for this meeting.

Mr. Garza announced that a presentation from Naismith Engineering made a presentation to the City Commission regarding the on the Landfill and its capacity and will make some recommendations on how to be proactive with the Landfill.

WORKSHOP: Presentation from Naismith Engineering on City's Landfill. (City Manager).

Mr. Scott Collins, Jon M. Reinhard, and Grant A. Jackson made a powerpoint presentation to the City Commission regarding the City's Landfill.

Presentation topics are facility status, permit amendment, sector 4 development, and any questions the City Commission may have. The facility status – existing units, Municipal Solid Waste (MSW) Landfill Permit 235B provides for disposal of waste in both Type I and Type IV Municipal Solid Waste Landfill units. Authorized units/acres – 7 Type I units comprising approximately 85 acres and 1 Type IV unit comprising approximately 23 acres. Thirty-five acres currently developed in Sectors 1 through 3 as Type I units and 5.4 acres as a Type IV unit. Approximately 20 acres of Pre-Subtitle D area previously closed, not part of Permit 235B. Facility status – capacity, based upon a capacity assessment performed last year, the capacity remaining in Sectors 1 through 3 is approximately 152,000 CY. That volume should last through approximately April of 2017 based on the average usage rate for the last four years. Disposal capacity may be extended by conservation practices. Permit Amendment objectives, modify facility boundary, and maximize the available disposal capacity within the modified boundary. Additional excavation depth for additional disposal capacity and to improve soil balance. Operational elements: eliminate unnecessary monitoring and reporting; incorporate flexibility on equipment and hours of operation; authorize additional processes and waste streams; incorporate additional storm water management capabilities; and comply with updated regulatory criteria. The permit amendment schedule is formal submission in August 2016. TCEQ review approximately 1 year (August 2017 with no adverse public comment). Sector 4 development overview, current forecasted disposal needs require additional capacity before projected permit amendment issuance. Sector 4 is the next Type I MSWLF unit in the current permit sequence. Recommend building a partial sector to provide additional capacity, about 268,000 cubic yards. The remainder of the sector can take advantage of additional excavation depth proposed in amendment. Schedule for Sector 4 is as followed; preliminary/final design will

take 3 months; bidding and award 2 months; construction 4 months and TCEQ review will take 1 month.

Mr. Garza commented that the estimated cost for this project is \$1.5 million which will be paid out of the Landfill Post-Closure Fund.

Commissioner Leubert asked how many of the sector four acres will be done. Mr. Jackson responded approximately 7 ½ acres. Leubert further asked how many cubic yards are taking on a daily basis. Mr. Pete Pina, Landfill Supervisor responded 100 tons are taking in per day. Commissioner Leubert also asked if Naismith has already spoken with representatives of NAS Kingsville about the 200ft. Mr. Collins responded that they have received a letter from the Commanding Office of NAS Kingsville stating that it will not affect NAS Kingsville.

Mr. Grant commented that this will have to be coordinated with the FAA. The FAA will be the coordinating entity which is the way the permit process works and all the information needs to be submitted to TCEQ.

Commissioner Pena asked that with the additional space added through the amendment process, what the life of the landfill is. Mr. Grant responded that this will give us beyond 100 years.

Commissioner Garcia asked what the life of the landfill compare to the tonnage is going in today and to get to that point. Mr. Grant responded that the current was permitted with a 30 year life, which has been exceeded, but by doing this expansion we will be getting about 12 million yards which will project over 100 years of additional space.

REGULAR MEETING RESUMES

Mayor Fugate called the meeting to order in the Robert H. Alcorn Commission Chamber at 6:00 p.m. and announced quorum with five Commission members present.

INVOCATION / PLEDGE OF ALLEGIANCE – (Mayor Fugate)

The invocation was delivered by Mrs. Courtney Alvarez, City Attorney, followed by the Pledge of Allegiance and the Texas Pledge.

MINUTES OF PREVIOUS MEETING(S)

Regular Meeting – January 11, 2016

Mayor Fugate called for a motion to approve the minutes of January 11, 2016.

Motion made by Commissioner Pecos to approve the minutes of January 11, 2016 as presented, seconded by Commissioner Garcia. The motion was passed and approved by the following vote Garcia, Leubert, Pecos, Pena, Fugate voting “FOR”.

Mayor Fugate asked that if no one has an objection, he would like to take Reports from Commission and Staff before the public hearing section of the agenda. No objections were made.

Mayor Fugate read and presented a Proclamation to St. Gertrude Catholic School for Catholic School Week.

At this time, Mayor Fugate moved forward with the Public Hearing section of the agenda.

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

1. Public hearing regarding condemnation proceeding for structures located at 426 E. Alice, Kingsville, Texas. (Planning & Development Services Director).

Mayor Fugate announced and opened this public hearing at 6:08 p.m.

Mr. Tom Ginter, Director of Planning & Development Services reported that staff has had issues for some time with this property and has made five trips in the last two years to clean up this property. Staff has inspected this property and some of the findings are; it is an attractive nuisance to children; harbor for vagrants, criminal and immoral people; evidence of roach, rat, mouse, or other vermin found; uncovered roof; graffiti. Overall the condition of this property is found to be in a severe and hazardous state of disrepair. It is unsecured allowing for easy access for animals and vagrants. This property has had no water services since August, 2015.

Mrs. Alvarez stated that water services has been off since August 2015.

Mayor Fugate asked if property has any electricity at this time. Mr. Ginter commented that electricity is on at this property.

Mrs. Alvarez commented that there is an electric meter on the property as well as extension cords that are running illegally through the property.

Mayor Fugate announced that this is a public hearing and if anyone would like to speak on behalf of this item may do so with a five minute time limit. Additional time cannot be extended by City Commission.

Ms. Archard, friend of Mr. Flores, property owner, commented that she has been assisting the property owner clean up. She stated that staff has given them copies of ordinance codes and has asked for explanation so that they may understand it, but staff was unable to explain codes to her. Archard stated that she is requesting additional time so that they may work on bringing this property up to code. She stated the water is off at this time due to property not having a water heater.

No comments were made. Mayor Fugate closed this public hearing at 6:14 p.m.

2. Public hearing regarding an ordinance changing the zoning map in reference to Lot 1, Block 1, Terrace Village, known as 1227 E. Lott St. from R1-Single Family District to C2-Retail District in order for CASA (Court Appointed Special Advocates) to house their office at this address, amending the comprehensive plan to account for any deviations from the existing comprehensive plan; Haass Enterprise LLC, owner; Richard Haass, agent. (Planning & Development Services Director).

Mayor Fugate announced and opened this public hearing at 6:14 p.m.

Mr. Ginter reported that CASA office are currently at the Chamber building. The configuration of those office do not meet the specifications for them conducting business since confidentiality is paramount for them. This property is located in the middle of an R1 neighborhood across the street from Harvey Elementary School.

Mayor Fugate asked if staff received any phones calls from anyone that was objecting to this rezone.

Mr. Ginter responded yes. Mr. Garza commented that during the Planning & Zoning Commission meeting, there was one neighbor that expressed his opposition to the rezoning. Mr. Garza also commented that the Planning & Zoning Commission recommended denial of the rezone.

Mrs. Betty Jo Hass, 1501 Annette commented that she is representing her son Ricky who is the property owner. Mrs. Hass stated that her son purchased this property as rent property and has had it rented out but the current tenants have moved out. She further stated how CASA found this property, she is not aware of. She received a call from CASA stating that they were interested in renting this property. She further stated that her son does not want to have a commercial piece of property, he is only wanting to do what he can do to assist CASA. Mrs. Hass state that her son suggested a special use permit instead of changing the zoning. She stated that she had the idea of maybe placing a deed restriction placed on the property so that if CASA ever vacated the property, it could not be used for commercial purposes.

Nicole Johnson, 131 W. Chavez, Ricardo, TX. Ms. Johnson commented that she is the Outreach Director for CASA and this property is the perfect location for their organization.

Billy Joe Howard commented that this property in question is within 200 feet from his property. He inquired how this would affect his property regarding taxes but has not received an answer. If this causes his taxes to increase, then he would be against this rezone.

Jennifer Martinez 1707 Louisiana commented that she is the individual who inquired about the property for CASA. CASA has a staff of 5, 4 in Kingsville and 1 in Alice, TX, which the property has enough parking spaces. She stated that she has contacted the Appraisal District regarding in the increase of taxes, and stated that this would not increase taxes in the area. Martinez stated that office hours are 8:00 a.m. to 5:00 p.m.

Josephine Smith, Vice President of the Board of Directors, commented that the need of a private office is needed where the supervisor can talk to the volunteer who assist the children in Foster Care. There will be no children that will be staying at the property. Being located currently at the Chamber, it is hard to get any privacy as the walls are thin. She is asking for the City Commission to consider this rezone.

Martin Chimunatto, 1326 Michael Street, commented that he would like to share the importance of what CASA does for out abused youth. He stated that after serving 24 years as the Judge for the Kleberg County Court at Law, which oversees all the child protective cases, he feels that CASA is an independent voice for the abused children of this community.

Mayor Fugate announced that this is a public hearing and if anyone would like to speak on behalf of this item may do so with a five minute time limit. Additional time cannot be extended by City Commission.

No comments were made. Mayor Fugate closed this public hearing at 6:30 p.m.

3. Public hearing regarding an ordinance for a special use permit for a property zoned C4 (Commercial District) for a recreational vehicle park located at Abinco Ind Park 1 (amended replat), Lot 2, (Hwy 77 One Stop), acres 6.07 (Hwy 77 One Stop) also known as 3430 South U.S. Hwy. 77; Lakshmi LTD, owner; Seferino Perez, agent. (Planning & Development Services Director).

Mayor Fugate announced and opened this public hearing at 6:30 p.m.

Mr. Ginter commented that in the code of ordinances a special use permit is required in a C-4 zoning for an RV Park. This is the location of the La Hacienda Restaurant with the ground that is behind the restaurant. The Planning & Zoning Commission has reviewed this request and has approved the special use permit by a 5-0 vote. Notices were sent out, and no complaints were received.

Mayor Fugate announced that this is a public hearing and if anyone would like to speak on behalf of this item may do so with a five minute time limit. Additional time cannot be extended by City Commission.

No comments were made. Mayor Fugate closed this public hearing at 6:33 p.m.

III. Reports from Commission & Staff.²

*"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, **Investment Report**, 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, Water And Wastewater Rate Study Presentation. No formal action can be taken on these items at this time."*

Mr. Garza reported that the City will be receiving a plaque for the Discovery Program. Garza further reported that the Texas Main Street Program will be recommending to the National Main Street Center that the Kingsville Main Street Program receive national accreditation as a result of our programs exceptional annual progress. The Kingsville Police Department will be hosting its 13th Annual Citizens Police Academy beginning February 18th from 7:00 p.m. to 10:00 a.m. at the Kingsville Police Department. This will be an eleven week program that will meet once a week. This program will give our residents a working knowledge of our Police Department's procedures and protocols.

Mrs. Alvarez reminded staff that the next regular meeting is scheduled for Monday, February 8th with agenda items due on Friday, January 29th. Alvarez further stated that a few months ago the Police Chief brought forward a grant for body worn cameras which was available through the Criminal Justice Division of the Governor's Office, the city recently received notification that the city is approved for this grant. The city had requested \$34,112 for body worn cameras and associated storage and equipment. The State Law requires a 25% match which is \$8,528, so the total maximum project budget is \$42,640.

Mr. Garza asked for Mrs. Deborah Balli to speak to the Commission regarding the 4th Quarter Investment Report which is for the period ending September 30, 2015. Garza further stated that at the next Commission meeting a presentation on the first quarter budget report for this fiscal year will be made.

Mrs. Balli that this report shows the ending as of September 30, 2015. The total cash and investments were \$29,230,873.00. The fiscal ending cash and investments for the fiscal year from 2014 to 2015 the city has increased its cash and investments by \$1.7 million dollars.

Commissioner Leubert commented that the crosswalks around the city, there are many people that are using these crosswalks and vehicles are not stopping at the crosswalks. This is usually over by the University and asked if KPD can talk to the University Police Department to assist on enforcing the crosswalks.

Mr. Charlie Cardenas, City Engineer/Public Works Director commented that as traffic engineers, we need to be very careful when placing a crosswalks and stop signs. Just because we place a crosswalk doesn't mean that it is the safest place to cross.

Commissioner Leubert further commented that she would like to see more enforcement on crosswalks.

Mayor Fugate asked for Chief Torres to look into the enforcement of crosswalks.

IV. Public Comment on Agenda Items³

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

Mr. Lauro Castro, 1511 Santa Monica commented that a month ago he was out driving and came across two students crossing from Legends Apartments to the University. He stated that he stopped to allow students cross and he was rear ended. He would like to see crosswalks signs placed and slow traffic down within this area.

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)

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

1. Motion to approve final passage of an ordinance amending the Fiscal Year 2015-2016 Utility Fund budget for chemicals and engineering services to evaluate effluent copper limitations at the north waste water treatment plant. (Finance Director).

2. Motion to approve the Historical Development Board decision on an application for a building permit for a remodel at 503 E. Henrietta, which was approved by the board. (Downtown Manager).

REGULAR AGENDA

CONSIDERATION OF MOTIONS, RESOLUTIONS, AND ORDINANCES:

VI. Items for consideration by Commissioners.⁴

3. Consider condemnation of structures located at 426 E. Alice Avenue, Kingsville, Texas. (Planning & Development Services Director).

Commissioner Garcia asked if staff has gone out for up to date photos since the cleanup.

Mrs. Alvarez commented that whether the yard has been cleaned up is nice, but for the purposes of the condemnation process the consideration should be on the two structures on the property.

Mayor Fugate asked that during the public hearing, staff commented that one of the structures does not have a roof.

Mr. Daniel Ramirez, Building Inspector commented that there is motorhome where the property owners have been living since they didn't have water on at the property. Ramirez further commented that this property is in a hazardous state of disrepair and not suitable to live in. Extension cords and water hoses were being used to keep the RV going, which is not allowed by city ordinance.

Mayor Fugate asked Mr. Ramirez to speak about the structure located on the property.

Mr. Ramirez commented that there is a lot of work to be done. He has been to this location several times and has seen no improvements being made.

Mayor Fugate asked Mr. Ramirez that if the property owner gets it up to code, this structure could be saved. Mr. Ramirez responded yes.

Ms. Jennifer Bernal, Community Appearance Supervisor commented that what staff has found during prior inspections and cleanups, the shed located in the back is being held up by post which is dangerous. The roof shows some shingles that have been replaced.

Commissioner Garcia asked Mrs. Alvarez if it would be proper to ask what the income level is for this household.

Mrs. Alvarez responded that staff would not have that information. She stated that if the Commission elects to give the property owner additional time, the property owner would have to get with the Planning Director and Building Official as well as engage the services of professionals in the area of electrical and plumbing work that can advise them what it will take to bring this property up to code.

Mayor Fugate asked Mrs. Alvarez if it would be permissible for the City Commission to condemn the shed and extend time on the house.

Mrs. Alvarez responded yes, as staff posted notices for the two different structures, one for the house and the other for the shed in the back.

Mayor Fugate asked that the Commission can condemn the shed now and give additional time for the house.

Mrs. Alvarez responded yes.

Ms. Archard stated that the Kingsville Police Department has brought over homeless individuals to assist them in the cleanup of the property. She further stated that they have been in communication with plumbers and electricians regarding the property.

Mayor Fugate asked Ms. Bernal how many times has the inspectors been out to this location to inspect. Ms. Bernal responded that her staff has been out there five times since November. Mayor Fugate further commented that the City Commission can give them additional time but something must be done and bring it up to code.

Mr. Flores property owner, commented that this property has been under construction for several years. The property has brand new flooring, cabinets, and has had five cleanouts in the sewer system. He further stated that the house also has brand new wiring, insulation, and has replaced sheetrock on the walls.

Mayor Fugate asked the property owner if had any problems with tearing down the shed located in the back of the property.

Mr. Flores responded that the shed is where he stores his tools that are being used for repairs.

Commissioner Garcia asked Mr. Flores if the proper permits have been pulled for the plumbing, electrical, and construction work that has been done at this property.

Mr. Flores responded that during the time that the work was being done, permits were there. Ms. Archard also responded that permits were at the property at the time work was performed. Mr. Flores commented that he has a plumber and electrician to come to the property to inspect and give him an itemize statement of the cost to bring the property up to code.

Commissioner Garcia asked the property owner if had been doing work on the structure without permits. Both Mr. Flores and Ms. Archard responded no, all that is being done is cosmetic work.

Mayor Fugate asked Mr. Ramirez Building Official, if any permits for plumbing or electrical were issued for this structure.

Mr. Ramirez responded no.

Mr. Flores commented that all this work had been done in the past.

Mayor Fugate commented that the Building Official has been employed with the City of eight years and no permits have been issued.

Commissioner Pecos stated that the Building Official is stating that the structure is repairable and if so, he would like to give the property owner an additional three months to allow them to make the necessary repairs and remove debris.

Ms. Archard asked that if it would be possible for the City's Building Official to come out and let them know what all would need to be repaired.

Mrs. Alvarez responded no. Legally the City cannot take the responsibility for telling them what they need to repair. It is up to the property owner to hire professionals to do an assessment and advise them what to do. It is the City's responsibility to inspect the work that is done.

Mayor Fugate stated that the City Commission will not take any action on this item at this time, but the item will be revisited after 90 days. Fugate further stated that the issue with the property living in the trailer, illegally, must be looked into immediately.

4. Consider introduction of an ordinance changing the zoning map in reference to Lot 1, Block 1, Terrace Village, known as 1227 E. Lott St. from R1-Single Family District to C2-Retail District, amending the comprehensive plan to account for any deviations from the existing comprehensive plan. (Planning & Development Services Director).

Mrs. Alvarez commented that just so the applicants and interested parties know, that the second reading will be heard at the next City Commission meeting scheduled for February 8th at 6:00 p.m. Alvarez further commented that as per City Ordinance Section 15-6-4 (a), due to the Planning and Zoning Commission denying this item, it will take a Super Majority vote of the City Commission to approve this item.

Mayor Fugate asked that of the five Commission members, this item must have five votes for approval. Mrs. Alvarez responded yes.

Mr. Garza commented that there were some comments made regarding a special use permit, under the current code R-1 does not allow the option to pursue a special use permit for office space.

Mayor Fugate commented that the City Commission can approve this item at the next meeting, but CASA would not be able to get a Certificate of Occupancy as they can't comply with the parking ordinance. He further asked Mrs. Alvarez if this is the situation with this item.

Mrs. Alvarez responded that staff could check on the parking assessment as the CASA has mentioned some additional side parking and is not sure if staff has taken that into account as this time.

Introduction item.

5. Consider introduction of an ordinance granting a special use permit for 3430 S. U.S. Hwy. 77 Bypass (6.07 acres at Lot 2, Abinco Ind Park 1 (amended replat)) (A/K/A Hwy. 77 One Stop) for a recreational vehicle park. (Planning & Development Services Director).

Introduction item.

6. Consider a resolution authorizing the City Manager to enter into a contract for professional services between City of Kingsville and LNV, Inc. for Engineering Services for Task Order No.13-to evaluate effluent copper limitations at the 3 MGD WWTP. (City Engineer/Public Works Director).

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

7. Consider a resolution authorizing the Texas Coalition of Affordable Power, Inc. (TCAP) to negotiate an electric supply agreement for five years for deliveries of electricity effective January 1, 2018; authorizing TCAP to act as an agent on behalf of the City to enter into a contract for electricity; authorizing Sam R. Fugate or Jesus A. Garza or Jay Doegey to execute an electric supply agreement for deliveries of electricity effective January 1, 2018 and committing to budget for energy purchases in 2018 through 2022 and to honor the City's commitments to purchase power for its electrical needs in 2018 through 2022 through TCAP. (City Attorney).

Mrs. Alvarez stated that the City is one of 171 members that are part of TCAP. Based on the large volume of electric load the combined aggregation of the 171 member's loads, TCAP is able to favorably negotiate contracts through a special provision in the law directly with the wholesale providers which allows us to get perforation rates. One of the other things that TCAP provides is that we have long term stable contracts, so when we do enter into these contracts, it assist the Finance Director in knowing what the electric rate is going to be for the next five years. Electric rates are generally based on natural gas futures market and so that fluctuate daily. Presently based on the abundance supply of natural gas, that is allowing the rates to be close to historically low amounts at this time, which is one of the reasons to allow TCAP to negotiate a contract for us now.

Alvarez further stated that this resolution will authorize TCAP to negotiate a rate, assuming, that we can get the adequate volume of load from all the other members, and they would guarantee that they would not authorize a contract unless we can get a rate for the South Zone at 4.2 cents or less. Overall, this is to allow TCAP to negotiate a contract for the City of Kingsville that would cover years 2018 through 2022. This will also give them our load of electricity and authorize Mayor Fugate, Jesus Garza, City Manager and Jay Doegey, TCAP Executive Director to authorize them to sign a contract for the City of Kingsville assuming, that all the stated variables with regards to load and pricing are met. As the natural gas futures market fluctuates daily, the price for the electricity commodity that can be obtained fluctuates daily. So once that favorable price is achieved, they need to have the ability to go ahead and have the contract signed within 24 hours.

Motion made by Commissioner Garcia to approve this resolution, seconded by Commissioner Pena.

Mrs. Alvarez continued to comment that TCAP will obtain Form 1295 that is required once the contract is ready for execution.

Commissioner Leubert commented that what basically means, is that the City is doing the same thing it's been doing in the past. Mrs. Alvarez responded yes, but at a better rate.

The motion was passed and approved by the following vote: Garcia, Leubert, Pecos, Pena, Fugate voting "FOR".

8. Consider a resolution designating authorized signatories for contractual documents and documents for requesting funds pertaining to the Texas Community Development Block Grant Program (TXCDBG) Contract number 7215270. (City Attorney).

Mrs. Alvarez commented that in working with Grant Works on this Community Development Block Grant, this resolution and agenda item #9 are documents that were sent to the City that are necessary for compliance with the State contract. This resolution would allow signatories for this contract documents and would allow for signatories for the purchasing vouchers and the request for payment form.

Motion made by Commissioner Garcia to approve agenda items 8 & 9 since Mrs. Alvarez introduced both items at the same time, seconded by Commissioner Pena.

Commissioner Leubert asked if any employees will be used to negotiate or work on these contracts or is this just housekeeping contracts. Mrs. Alvarez responded that the two resolutions are just housekeeping.

The motion was passed and approved by the following vote: Leubert, Pecos, Pena, Garcia, Fugate voting "FOR".

9. Consider a resolution regarding citizen participation plan (TXCDBG) and policies for excessive force, civil rights, non-discrimination, and fair housing for TXCDBG compliance. (City Attorney).

The above item was approved with agenda item #8.

10. Consider a resolution authorizing the City to submit an application to the Texas Parks & Wildlife Department for the purpose of requesting grant funding for Kingsville Youth Wet & Wild Adventure Programs for the Kingsville Parks Department with an anticipated cash match; authorizing the City Parks Manager to act on the City's behalf with such grant program. (Parks Manager).

Mrs. Susan Ivy Parks Manager stated that the goal with this grant funding is to provide equipment that will allow us to carry on outdoor activities in future years, assist with the cost of taking kids to out of town educational/recreational places that they might not otherwise get to experience and to introduce them to recreational opportunities and facilities in our community. The grant application will be requesting funding in the amount of \$45,885.50 with matching cash funds by the City of \$10,000.00 and potentially \$2,998.50 from Kleberg County. Additional in-kind offerings include staffing from Kleberg County AgriLife Extension and 4H. If the grant funding does not come through, then the matching funds will be used for summer and recreational park programs. If grant funding is awarded, then the funds will be used to enhance and expand summer and recreational parks programs.

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

11. Consider a resolution authorizing the City Parks Manager to enter into a Memorandum of Understanding with Coastal Bend Wellness Foundation for Project Turnaround. (Parks Manager).

Mrs. Ivy stated that they have solicited donations from local Law Enforcement agencies for increase their programing and continue the anti-drug message in the program. The Wellness Foundation has established a Project Turnaround that would fit within the Department's initiative. Project Turnaround is a prevention program to address health and wellness to school aged children and adults by enhancing protective factors that increase knowledge, skills and attitudes for making health choices concerning alcohol, tobacco, and other drugs. The Wellness Foundation has submitted a Memorandum of Understanding to the Kingsville Parks Department for Project Turnaround.

Makayla Flores, Coordinator for Prevention Education, commented that Project Turnaround is a substance abuse prevention program, but their foundation was to develop essential life skills. If funds are awarded to them, funds would be available March 1st.

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

12. Consider accepting a donation from Kleberg County Sheriff's Department for the Parks Department for recreational programs. (Parks Manager).

Mrs. Ivy commented that this is a donation from the Kleberg County Sheriff's Department for the amount of \$2,500.

Motion made by Commissioner Garcia to accept this donation, seconded by Commissioner Pecos. The motion was passed and approved by the following vote: Leubert, Pecos, Pena, Garcia, Fugate voting "FOR".

13. Consider introduction of an ordinance amending the City of Kingsville Fiscal Year 2015-2016 General Fund Budget to accept and expend donation for the Parks Department. (Finance Director).

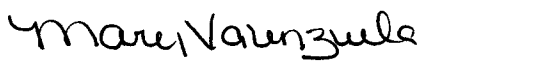
Introduction item.

VII. Adjournment.

There being no further business to come before the City Commission, the meeting was adjourned at 7:26 p.m.


Sam R. Fugate, Mayor

ATTEST:


Mary Valenzuela, TRMC, City Secretary