

NOVEMBER 13, 2000

A REGULAR MEETING OF THE CITY COMMISSION OF THE CITY OF KINGSVILLE, TEXAS WAS HELD MONDAY, NOVEMBER 13, 2000 AT 6:00 P.M. IN THE HONORABLE ROBERT H. ALCORN COMMISSION CHAMBERS, 200 EAST KLEBERG AVENUE.

**CITY COMMISSION MEMBERS PRESENT:**

Stanley Laskowski, City Commissioner  
 Rene "Mr. V" Villarreal, City Commissioner  
 Filemon "Phil" Esquivel, Jr., Mayor  
 Arturo Pecos, City Commissioner  
 Al Garcia, City Commissioner

**CITY STAFF PRESENT:**

Hector M. Hinojosa, City Manager  
 Diana F. Valadez, City Secretary  
 Ruben Perez, City Attorney  
 Stanley Fees, Director of Planning  
 Maria Robles, Accountant  
 Victor Salas, Finance Director  
 Estella Garcia, Director of Collections  
 Sam Granato, Chief of Police  
 Sammy Maldonado, Utilities Superintendent  
 Corando Garza, Assistant City Manager / Fire Chief  
 Guadalupe Garcia, Fire Marshal  
 Dianne Leubert, Sanitation Superintendent

**I. PRELIMINARY PROCEEDINGS.**

**OPEN MEETING:**

Mrs. Carolyn Fees, a member of the audience, led the Commission and members of the audience in an invocation. Immediately thereafter, Mr. Justin Fees, a recipient of the Eagle Scout Medal, led the Pledge of Allegiance.

**MINUTES OF PREVIOUS MEETING(S) - REQUIRED BY LAW.**

The Commission was presented with the minutes of the Regular Meeting held Monday, September 25, 2000, and the Special Meeting held on Friday, September 29, 2000.

There being no corrections, a motion was made by Commissioner Rene "Mr. V" Villarreal and seconded by Commissioner Stanley Laskowski to accept the minutes as presented. The motion passed by a unanimous vote.

**II. PUBLIC HEARING - (REQUIRED BY LAW).**

1. None.

**III. PETITIONS, GRIEVANCES, AND PRESENTATIONS.**

1. UPDATE FROM STAFF ON FOLLOWING QUESTIONS AT THE REQUEST OF THE MAYOR AND COMMISSIONERS.

A. REPORT AND DISCUSSION ON REVENUES AND EXPENSES REGARDING LANDFILL OPERATIONS.

Mr. Victor Salas, Finance Director, stated that he provided a partial cost analysis of the landfill operations. He stated that the report is partial because there are costs associated with the operations of the landfill that are listed under in-direct expenses. The expenses consist of payroll, billing and collection; personnel, insurance and the purchasing function.

Commissioner Laskowski stated that another option that would help with the landfill would be the process of organic composting. He stated this process should be explored.

Mayor Filemon "Phil" Esquivel, Jr. stated that when Secor Engineering Company completes the pro forma study, the Commission must make a decision on whether or not to stay in the landfill business.

**B. REPORT AND DISCUSSION ON STATUS OF PROPERTIES PREVIOUSLY CONDEMNED BY THE COMMISSION. (MAYOR ESQUIVEL).**

Mr. Guadalupe Garcia, Fire Marshal, informed the Commission that during a one-year period between October 1999 and October 2000, twenty-four properties were condemned. He stated that other properties are scheduled for condemnation in the near future.

**IV. PUBLIC COMMENT ON AGENDA ITEMS.**

Mr. Dick Messbarger, Executive Director of the Kingsville Economic Development Council addressed the Commission regarding agenda item number five. He stated that the City has been very involved in making Calling Solutions a reality. Mr. Messbarger requested that the Commission give favorable consideration to the tax abatement agreement. He stated that several representatives of Calling Solutions were present to address the Commission.

Mr. Joe Cisneros, Executive Director of the Kingsville Chamber of Commerce addressed the Commission regarding the Cactus Bowl Pro Football Game. He stated that cooperation from all the citizens was needed and urged all football fans to attend the game.

It was the consensus of the Commission to move to agenda item number five at this time.

**V. ITEMS FOR CONSIDERATION BY COMMISSIONERS.**

**5. CONSIDER RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A TAX ABATEMENT AGREEMENT WITH CALLING SOLUTIONS, INC. AS A QUALIFIED BUSINESS IN THE KINGSVILLE ENTERPRISE ZONE. (EZ291-122299-K). (CITY ATTORNEY).**

Mr. Ruben Perez, City Attorney stated that in order to approve the tax abatement agreement, the guidelines must be updated every two years and they have not been updated since August 1996. Mr. Perez recommended this item be tabled until such time the guidelines could be amended, perhaps at the next meeting.

There were several employees from Calling Solutions that were present and addressed the Commission regarding their successful career with the company. The employees were identified as Mr. Tim Hall, Mr. Maurice Caraway, Ms. Sandy Hubert, and Ms. Dalilah Degollado. They each spoke about the advancement opportunities that Calling Solutions has offered each of them.

**A motion was then made by Commissioner Villarreal and seconded by Commissioner Arturo Pecos to table this item at this time. The motion passed by a unanimous vote.**

The Commission then proceeded with agenda item number one.

**1. CONSIDER FINAL PASSAGE OF AN ORDINANCE AMENDING ARTICLE 10: REVENUE AND FINANCE SECTION 3-10-1 TO 3-10-7 REGARDING THE PROVISION OF SPECIFIC GUIDELINES FOR THE INVESTMENT POLICY OF THE CITY OF KINGSVILLE. (DIRECTOR OF FINANCE).**

Mr. Hector M. Hinojosa, City Manager stated that the proposed ordinance allows staff to upgrade the policies in order to begin investing money. He recommended approval of the proposed ordinance.

Upon a question raised by Commissioner Pecos, Mr. Salas, responded that members of the investment committee would consist of the City Manager, the Assistant City Manager, Finance Director and Commissioner Laskowski. Mr. Salas stated that in the event the Commissioner Laskowski is unable to attend a meeting, then Mayor Esquivel would serve on the committee as a substitute.

**Upon a motion by Commissioner Villarreal and second by Commissioner Pecos, the Commission unanimously approved Ordinance #200021, amending Article 10, Revenue and Finance of the City of Kingsville Code of Ordinances by amending Sections 3-10-1 through 3-10-7, providing for the annual review and adoption of an investment policy.**

It was the consensus of the Commission to consider agenda item #2-4 at the same time.

**2. CONSIDER RESOLUTION APPROVING AND AUTHORIZING EXECUTION OF AN INVESTMENT AGREEMENT FOR PARTICIPATION IN THE TEXAS LOCAL GOVERNMENT INVESTMENT POOL ("TEXPOOL") AND DESIGNATING AUTHORIZED REPRESENTATIVES. (DIRECTOR OF FINANCE).**

**3. CONSIDER RESOLUTION APPROVING AND AUTHORIZING EXECUTION OF AN INVESTMENT AGREEMENT FOR PARTICIPATION IN THE LONE STAR INVESTMENT POOL AND DESIGNATING AUTHORIZED REPRESENTATIVES. (DIRECTOR OF FINANCE).**

**4. CONSIDER RESOLUTION APPROVING AND AUTHORIZING EXECUTION OF AN INVESTMENT AGREEMENT FOR PARTICIPATION IN THE TEXAS COOPERATIVE LIQUID ASSETS SECURITY SYSTEM AND DESIGNATING AUTHORIZED REPRESENTATIVES. (DIRECTOR OF FINANCE).**

Mr. Salas stated that one of the investment vehicles allowed by the new investment policy is the use of investment pools. Investment pools allows the City to fully invest its funds while at the same time maintain the liquidity needed to meet all obligations. Mr. Salas recommended approval of the proposed resolutions.

**A motion was made by Commissioner Laskowski and seconded by Commissioner Villarreal to approve Resolution #200046 approving an investment agreement with Texas Local Government Investment Pool ("TEXPOOL"), Resolution #200047 approving an investment agreement with Lone Star Investment Pool, and Resolution #200048 approving an investment agreement with Texas Cooperative Liquid Assets Security System. The motion passed by a unanimous vote.**

**6. CONSIDER MOTION TO APPROVE THE REPROGRAMMING OF FUNDS FROM THE CERTIFICATES OF OBLIGATIONS SERIES 1998 (CAP 98) AND TAX NOTES SERIES 2000 (CAP 2000) TO PURCHASE TWO COMPUTER SYSTEMS FOR THE PUBLIC WORKS DEPARTMENT AND A SEDAN FOR THE PUBLIC UTILITIES DEPARTMENT. (CITY MANAGER).**

Mr. Hinojosa stated that the Utilities Superintendent requested authorization to reprogram funds from the Certificates of Obligation Series 1998 (Cap 98) and Tax Note Series 2000 (Cap 2000). He stated that \$3,000 was needed to purchase two computer systems for the Public Works Department and \$13,233.00 for the purchase of a sedan for the Public Utilities Department. Mr. Hinojosa recommended approval.

**Upon a motion by Commissioner Villarreal and second by Commissioner Pecos, the Commission voted unanimously to approve the reprogramming of funds as requested by staff.**

**7. CONSIDER MOTION AUTHORIZING THE CITY MANAGER TO COMMIT AN ADDITIONAL \$31,750 TO THE GRANT APPLICATION FOR THE DICK KLEBERG PARK RENOVATION PHASE 1 SUBJECT TO REIMBURSEMENT TO THE CITY OF KINGSVILLE FROM CONTRIBUTIONS OF CORPORATE, FOUNDATIONS, OR OTHER PRIVATE SPONSORS. (CITY MANAGER).**

Mr. Hinojosa stated that the Parks Department has asked the City to contribute an additional \$31,750 for the Parks and Wildlife Grant. He stated that the City Commission has already approved a commitment of \$65,000 during the budget process.

Mrs. Susan Ivy, Director of the Kleberg County Parks Department, addressed the Commission regarding the request. She stated that the Texas Parks & Wildlife requested proof of commitment to support all funds for the grant. There is currently \$63,500 outstanding that has not been committed. Mrs. Ivy stated that she has applied for grants and has sent some requests to some area corporations to assist with the funding. She stated that she has complete confidence that the funds will be committed, but she will not receive the commitments by the November 15, 2000 due date set by the Texas Parks & Wildlife. Mrs. Ivy stated that she is asking the City and County Commissions to each sponsor \$31,750 of the outstanding funds until the other commitments are received.

**A motion was made by Commissioner Al Garcia and seconded by Commissioner Pecos to approve the commitment of \$31,750 subject to reimbursement when the outstanding funds are received from grants and area corporations. The motion passed by a unanimous vote.**

Mayor Esquivel stated that he wants to make sure that Kleberg County cooperates with this commitment just as the City has done.

**8. CITY MANAGER'S REPORT. (CITY MANAGER).**

In his report, Mr. Hinojosa reported that Police Chief Granato would soon be implementing a Citizens Police Academy. He asked if anyone was interested in being enrolled in the first class to contact Chief Granato at the Police Department.

Mr. Hinojosa also thanked members of the Kingsville Volunteer Fire Department for their involvement in cleaning downtown Kleberg Avenue during the holidays.

9. EXECUTIVE SESSIONS:


PURSUANT TO SECTION 551.074, TEXAS GOVERNMENT CODE, THE CITY COMMISSION SHALL CONVENE IN EXECUTIVE SESSION TO DELIBERATE THE APPOINTMENT AND EMPLOYMENT OF THE CITY OF KINGSVILLE PERSONNEL DIRECTOR. (CITY MANAGER).

PURSUANT TO SECTION 551.071, TEXAS GOVERNMENT CODE, CITY COMMISSION SHALL CONVENE IN EXECUTIVE SESSION TO RECEIVE LEGAL ADVICE FROM THE CITY ATTORNEY REGARDING COLLECTIVE BARGAINING NEGOTIATIONS WITH THE KINGSVILLE LAW ENFORCEMENT ASSOCIATION. (CITY ATTORNEY).

The Commission convened into an Executive Session at 7:49 p.m. and concluded at 8:35 p.m.

**VI. ADJOURNMENT.**

The meeting then adjourned at 8:36 p.m.

  
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Filemon "Phil" Esquivel, Jr.  
Mayor

**ATTEST:**

  
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Diana F. Valadez, City Secretary