

SEPTEMBER 28, 2001

A SPECIAL MEETING OF THE CITY COMMISSION OF THE CITY OF KINGSVILLE, TEXAS WAS HELD ON FRIDAY, SEPTEMBER 28, 2001 AT 3:00 P.M. IN THE HONORABLE ROBERT H. ALCORN COMMISSION CHAMBERS AT CITY HALL, 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
 Victor Salas, Director of Finance
 Dora Byington, Director of Purchasing
 Coeta Montgomery, Director of Personnel
 Corando Garza, Assistant City Manager / Fire Chief
 Lupe Garcia, Fire Marshal
 Artemio Alvarez, Risk Manager

I. PRELIMINARY PROCEEDINGS.

OPEN MEETING:

Mrs. Dora Byington, Director of Purchasing, led the Commission and members of the audience in an invocation. Immediately thereafter, Mrs. Coeta Montgomery, Director of Personnel led the Pledge of Allegiance.

MINUTES OF PREVIOUS MEETING(S) – REQUIRED BY LAW.

There were no minutes available for approval.

II. PUBLIC HEARING – (REQUIRED BY LAW).

1. None.

III. PETITIONS, GRIEVANCES, AND PRESENTATIONS.

1. None.

IV. PUBLIC COMMENT ON AGENDA ITEMS.

1. CITIZENS OPPORTUNITY TO COMMENT ON ALL AGENDA OR NON-AGENDA ITEMS.

There were no comments made at this time.

V. ITEMS FOR CONSIDERATION BY COMMISSIONERS.

1. CITY MANAGER'S REPORT. (CITY MANAGER).

No report was given at this time.

2. CONSIDER MOTION TO APPROVE LINE ITEM TRANSFERS FOR THE CITY OF KINGSVILLE GENERAL AND UTILITY FUNDS FOR FISCAL YEAR 2000-2001. (CITY MANAGER).

Mr. Hector M. Hinojosa, City Manager, explained to the Commission the proposed line item transfers and the fund balances for the general and utility funds. He also explained that these line item transfers were necessary in order to balance the current budget year on September 30th.

Mayor Filemon "Phil" Esquivel, Jr., stated that he wants to make sure that at the end of the year the current budget ends with a fund balance.

A motion was made by Commissioner Stanley Laskowski and seconded by Commissioner Rene "Mr. V" Villarreal to authorize the City Manager to use \$5,997 remaining in the General Fund and \$18,059 remaining in the Utility Fund to balance the budget and also approve the increases and decreases as recommended by staff. The motion passed by a unanimous vote.

3. CONSIDER AWARD OF CONTRACT FOR HEALTH INSURANCE COVERAGE, HMO OR PPO SERVICES, OR THIRD PARTY ADMINISTRATOR SERVICES WITH RESPECT TO SELF-INSURED PLANS, OR ANY COMBINATION THEREOF.

Mayor Esquivel stated that he received a legal opinion from the City Attorney, informing him that he could not participate in the discussion or vote on this item. Mayor Esquivel then turned this item over to the City Manager and City Attorney.

There was a discussion regarding the options between the proposed self insurance plan and the City current health insurance plan. After a lengthy discussion, **a motion was made by Commissioner Al Garcia and seconded by Commissioner Laskowski to approve a combined benefit option with a \$200.00 family monthly deductible with buy-up option at a maximum annual cost of \$1,467,879.44 as provided in the self insured plan submitted by Entrust. The motion passed by a 3/1/1 vote. Commissioner Arturo Pecos cast the dissenting vote and Mayor Esquivel abstained from voting.**

It was the consensus of the Commission to convene into executive session to consider both item number four and five.

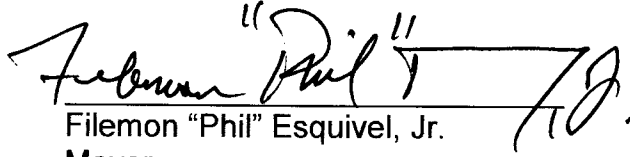
4. EXECUTIVE SESSION: UNDER SECTION 551.071 OF THE TEXAS OPEN MEETINGS ACT, THE CITY COMMISSION SHALL CONVENE IN EXECUTIVE SESSION TO SEEK LEGAL ADVICE FROM THE CITY ATTORNEY REGARDING POTENTIAL LITIGATION REGARDING ARTHUR ROGERS VS. CITY OF KINGSVILLE. (CITY ATTORNEY).

5. EXECUTIVE SESSION: UNDER SECTION 551.074 OF THE TEXAS OPEN MEETINGS ACT, THE CITY COMMISSION SHALL CONVENE IN EXECUTIVE SESSION TO DELIBERATE THE EVALUATION OF THE FOLLOWING APPOINTED POSITIONS: CITY MANAGER, CITY ATTORNEY, AND MUNICIPAL JUDGE. (MAYOR ESQUIVEL).

The Commission convened into Executive Session at 5:35 p.m. and concluded at 6:10 p.m.

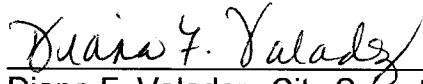
VI. ADJOURNMENT.

The meeting adjourned at 6:11 p.m.



Filemon "Phil" Esquivel, Jr.
Mayor

ATTEST:



Diana F. Valadez, City Secretary