

SEPTEMBER 29, 2003

A SPECIAL MEETING OF THE KINGSVILLE CITY COMMISSION WAS HELD IN THE HONORABLE ROBERT H. ALCORN COMMISSION CHAMBERS CITY HALL / 200 EAST KLEBERG AVENUE ON MONDAY, SEPTEMBER 29, 2003 AT 6:00 P.M.

CITY COMMISSION PRESENT:

Filemon "Phil" Esquivel, Mayor
 Arturo Pecos, Commissioner
 Charles Wilson, Commissioner
 Al Garcia, Commissioner
 Horacio "Hoss" Castillo, Commissioner

CITY STAFF PRESENT:

Corando Garza, Asst. City Manager/Fire Chief
 Irene Ramirez, City Secretary
 Courtney Alvarez, City Attorney
 Jennifer Detloff, Director of Development Services
 Stanley Fees, City Engineer
 Diana Gonzales, Human Resource Director
 Dora Byington, Purchasing Director

I. Preliminary Proceedings.

The meeting was opened at 6:00 P.M.:

INVOCATION / PLEDGE OF ALLEGIANCE – (Mayor Esquivel)

MINUTES OF PREVIOUS MEETING(S) – Required by Law

Commissioner Pecos made a motion to approve the minutes, seconded by Commissioner Castillo. The motion was passed 5/0.

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

1. Public Hearing for an alcohol variance application for Kiddo's Pizza located at 2021 South Brahma Boulevard. (Interim City Manager).

The Public Hearing was opened at 6:10 P.M.

Mr. Daniel Suson, address unknown stated the he was surprised by regulations.

Mr. Fred Wise, Pastor 1st Christian Church on Brahma Blvd spoke against granting the variance.

Ms Susan Smith, address unknown stated that applicant should be thought of it before choosing location.

Mr. Roy Saenz, address unknown brought up brought up issues of Peter Piper also serving beer at location.

Ms Carolyn Fees, address unknown voiced her concern for kids and location being to near the high school.

Commissioner Garcia stated all locations around area that serve alcohol.

Commissioner Wilson stated stores mentioned have off-premise consumption licenses.

Mayor Esquivel asked several questions regarding number of employees, and remodeling being done at location.

The Public Hearing was closed at 6:25 P.M.

2. Public Hearing for an alcohol variance application for Rancho Grande Bar & Grill located at 2209 South Brahma Boulevard. (Interim City Manager).

The Public Hearing was opened at 6:25 P.M.

Mr. Fred Wise, address unknown asked if alcohol should be sold so close to a school.

Mayor Esquivel asked several questions regarding building and application process.

The Public Hearing was closed at 6:35 P.M.

III. Public Comment on Agenda Items.³

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

It was announced that there would be a reception for Chairman Olan Cruz who has worked for the University for 50 years.

IV. Petitions, Grievances, and Presentations.²

1. Presentation of National 4-H Week proclamation. (Mayor Esquivel).

2. Interim City Manager's Report. (Interim City Manager).

Mr. Corando Garza, Asst. City Manager reported that regular mosquito information in on Channel 2.

3. City Attorney's Report. (City Attorney).

Ms Alvarez reported VIP information was put in the Commission boxes last week, along with the Railroad Depot memo. She reported that Lowe's needs to be designated as an Enterprise Project in October.

4. Mayor and City Commissioner's Reports. (City Commission).

Commissioner Pecos requested that Ms Serrato from STWA make presentation at the next meeting, asked that citizens take pride in property, and that the City needs to put more employees to clean and mow.

Mayor Esquivel requested a workshop on City clean up, and update on Clean Sweep.

V. **Items for consideration by Commissioners.**⁴

1. Discuss and consider approval of electrical plan revision for Lowe's Home Improvement Store. (Director of Development Services).

Mayor Esquivel stated that he would like to change ordinance to allow MC Cable.

Mayor Esquivel made a motion to table this item, seconded by Commissioner Garcia. The motion passed 5/0.

2. Consider approval of an alcohol variance pursuant to §11-3-5 of the Code of Ordinances for on-premise consumption to allow the sale of alcoholic beverages for a restaurant / food establishment dba as Kiddo's Pizza, located at 2021 South Brahma Boulevard. (Interim City Manager).

Commissioner Castillo made a motion to approve the variance, seconded by Commissioner Garcia. The motion passed 4/1, with Commissioner Wilson voting "Against".

3. Consider approval of an alcohol variance pursuant to §11-3-5 of the Code of Ordinances for on-premise consumption to allow the sale of alcoholic beverages for a restaurant / food establishment dba as Rancho Grande Bar & Grill, located at 2209 South Brahma Boulevard. (Interim City Manager).

Commissioner Pecos made a motion to approve the variance, seconded by Commissioner Castillo. The motion passed 4/1, with Commissioner Wilson voting "Against".

4. Consider awarding bid for annual contract for road materials. (Bid #24-05) (Director of Purchasing).

Commissioner Pecos made a motion to approve staff recommendation, seconded by Commissioner Garcia. The motion was passed 5/0.

5. Consider introduction of an ordinance amending Chapter VII, Article 5, Traffic Schedules reducing speed limit on certain areas of US Highway 77 to 55 miles per hour. (City Engineer).

No action, Introduction Only.

6. Consider introduction of an ordinance amending Chapter III, Article 7, Personnel Policies providing for the adoption of the job classification and compensation plan for FY 2003-2004. (Director of Human Resources).

No action, Introduction Only.

7. Consider approval of FY 2002-2003 end of year Budget Amendment (Interim Finance Director).

Commissioner Castillo made a motion to approve, seconded by Commissioner Pecos. The motion passed 5/0.

8. Consider approval of FY 2002-2003 Debt Service Budget. (Interim Finance Director).

Commissioner Pecos made motion to approve, seconded by Commissioner Garcia. The motion passed 5/0.

9. Discuss and consider action on collective bargaining negotiations and contract between the City of Kingsville and the Kingsville Professional Fire Fighters Association Local Union #2390. (Director of Human Resources).

Commissioner Wilson made a motion to extend contract as is until new contract is approved, seconded by Commissioner Castillo. The motion was passed 5/0.

The Commission convened into executive session at 8:07 P.M.

Mayor Esquivel left the meeting at 8:10 P.M., not ready to make decision.

10. Executive Session: Under Section 551.074 of the Texas Open Meetings Act, the City Commission shall convene in Executive Session to deliberate the appointment, employment of applicants for the position of City Manager. (Commissioner Castillo).

The Commission reconvened at 8:12 P.M.

11. Consider appointment of a City Manager. (Commissioner Garcia).

The Commission passed on this item.

VI. Adjournment.

The meeting was adjourned at 8:13 P.M.

Filemon "Phil" Esquivel, Jr., Mayor

ATTEST:

Irene Ramirez, City Secretary