

JANUARY 27, 2003

A REGULAR MEETING OF THE CITY COMMISSION OF THE CITY OF KINGSVILLE WAS HELD ON MONDAY, JANUARY 27, 2003 IN THE HONORABLE ROBERT ALCORN COMMISSION CHAMBERS AT 6:00 P.M., CITY HALL / 200 EAST KLEBERG AVENUE.

CITY COMMISSION MEMBERS PRESENT:

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

CITY STAFF PRESENT:

Hector Hinojosa, City Manager
 Corando Garza, Asst. City Manager/Fire Chief
 Courtney Alvarez, City Attorney
 John Garcia, Garage Superintendent
 Caron Vela, Interim Finance Director
 Stanley Fees, City Engineer

I. PRELIMINARY PROCEEDINGS.

OPEN MEETING

INVOCATION/ PLEDGE OF ALLEGIANCE - (Mayor Esquivel)

II. PUBLIC HEARING - (Required by Law).¹

1. Rezoning request to rezone a tract of land out of Kingsville 25 Acres Ltd. Subdivision located at 2300 Block of Brahma Boulevard from Class "C-2" Retail Commercial to Class "C-2" Retail Commercial District with a Special Use Exception Permit to allow a 120' monopole telecommunications tower to be constructed. (Director of Development Services).

NO INFORMATION

2. Rezoning request to rezoning an 8.77 acre tract out of Farm Lot 9, Section 17, K.T.&I. Subdivision from Class "R-1" Single Family District to Class "C-2" Retail Commercial District and a 25.8 acre tract out of Farm Lot 9, Section 17, K.T. & I. Subdivision from Class "R-1" Single Family Residential District to Class "C-4" Commercial District fronting along the 1600-1900 block ranges of East Ailsie Avenue.(Director of Development Services).

NO INFORMATION

III. PUBLIC COMMENT ON AGENDA ITEMS.³

1. COMMENTS ON ALL AGENDA AND NON-AGENDA ITEMS.

NONE

IV. PETITIONS, GRIEVANCES, AND PRESENTATIONS.²

1. MAYOR AND COMMISSIONERS REPORTS. (CITY COMMISSION).

NONE

2. CITY MANAGER'S REPORT. (City Manager).

NONE

2.1 Review proposed schedule for the Union Pacific Railroad Depot Renovation Project for the new Transportation Museum and Welcome Center.

2.2 Update regarding existing lighting in the downtown area.

2.3 Status report on response to Texas Commission on Environmental Quality letter regarding groundwater analysis concerns at the landfill.

3. CITY ATTORNEY'S REPORT. (CITY ATTORNEY).

NONE

V. ITEMS FOR CONSIDERATION BY COMMISSIONERS.⁴

1. Consider resolution authorizing the implementation of an electronic sealed bidding procedure and authorizing the execution of an agreement with the Innovation Group National Purchasing Alliance. (Director of Purchasing).

Commissioner Wilson made motion to approve, seconded by Commissioner Castillo. The motion carried, 5/0.

2. Consider introduction of an ordinance amending Chapter XI, Article 4, Section 11-4-11, Games and Amusement Devices, requiring a permit for establishments operating certain game and amusement devices; and requiring payment of fee prior to issuance of permit. (Director of Development Services).

NO INFORMATION – INTRODUCTION ONLY

3. Consider introduction of an ordinance rezoning a tract of land out of Kingsville 25 Acres Ltd. Subdivision located at 2300 Block of Brahma Boulevard from Class "C-2" Retail Commercial to Class "C-2" Retail Commercial District with a Special Use Exception Permit to allow a 120' monopole telecommunications tower to be constructed. (Director of Development Services).

NO INFORMATION – INTRODUCTION ONLY – NO COMMENTS

4. Consider introduction of an ordinance rezoning an 8.77 acre tract out of Farm Lot 9, Section 17, K.T.& I. Subdivision from Class "R-1" Single Family District to Class "C-2" Retail Commercial District and a 25.8 acre tract out of Farm Lot 9, Section 17, K.T. & I. Subdivision from Class "R-1" Single Family Residential District to Class "C-4" Commercial District fronting along the 1600-1900 block ranges of East Ailsie Avenue. (Director of Development Services).

NO INFORMATION – INTRODUCTION ONLY

5. Consider approval of out-of-state travel request for John Garcia, Garage Superintendent, to attend the Work Truck Show and National Conference in Atlanta, Georgia on March 02 – 05, 2003. (Garage Superintendent).

Mr. John Garcia, Garage Superintendent addressed the commission, stating that this conference would enable the City of see what is new in the market, as far as work trucks are concerned.

Commissioner Garcia made a motion to approve, seconded by Commissioner Pecos.

Upon a question raised by Commissioner Garcia, Mr. Garcia stated back in 1984 he attended a workshop like this and he did budget for this trip.

The motion carried, 5/0.

6. Discuss totals funds on deposit from the 2002 and 2002a Certificates of Obligation and the capital expenditures authorized to be funded by such Certificates of Obligation. (Mayor Esquivel).

Mayor Esquivel stated he wanted to make sure everyone was in approval of the expenditures, and public to see expenses for capital outlay.

Ms Caron Vela, Interim Finance Director addressed the commission stating that she could only provide the exact dollar amount received and the information that was sent to her by Ann Barger considering the breakdown.

Mayor Esquivel stated that the CO's were broken down in expenditures for each department and wanted to make sure that in our mission to clean our City that one new sweeper is sufficient.

Mr. Stanley Fees, City Engineer addressed the commission, stating that three sweepers are needed for a City this size.

Upon a question raised by Mayor Esquivel, Mr. Garcia stated the sweeper was in pretty good condition, considering the age. He stated it is under a canopy, now, but has a lot of rust on the cab portion.

Mayor Esquivel challenged staff to see what could be done with this capital outlay to find area to reallocate dollars for another street sweeper.

7. Consider authorization to reallocate funds for the expenditure of Phase 1 of the City of Kingsville Wide Area Network Design. (Mayor Esquivel).

Mayor Esquivel requested this item be tabled because he when design was approved which was voted 5/0, the City Manager was directed to follow through but since then he had heard from Ken Hughes telling him there is no money allocated for that.

No action was taken.

8. Discuss and approve appointment of Mayor Esquivel as the City of Kingsville's 2003 voting representative to the Greater Kingsville Economic Development Council. (Commissioner Castillo).

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

9. 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 pending litigation concerning Hector Hinojosa vs. the City of Kingsville, Texas, et. al. Civil Action No. C-03-017, In the United States District Court for the Southern District of Texas. (City Attorney).

10. 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 threatened litigation concerning Ronald Bedford vs. the City of Kingsville, Texas. (Mayor Esquivel).

VI. ADJOURNMENT

Meeting adjourned.

Filemon "Phil" Esquivel, Jr., Mayor

ATTEST:

Diana Valadez, City Secretary

PRESENTED and ADOPTED by the Kingsville City Commission on this 12th day of April, 2004.

Charles E Wilson, Presiding Officer

ATTEST:



Edna S Lopez, Interim City Secretary