

JANUARY 12, 2004

A REGULAR MEETING OF THE CITY COMMISSION OF THE CITY OF KINGSVILLE, TEXAS WAS HELD ON MONDAY, JANUARY 12, 2004 AT 6:00 P.M. IN THE HONORABLE ROBERT H. ALCORN COMMISSION CHAMBERS AT CITY HALL, 200 EAST KLEBERG AVENUE.

CITY COMMISSION MEMBERS PRESENT:

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

CITY COMMISSION MEMBERS ABSENT:

Charles Wilson, City Commissioner

CITY STAFF PRESENT:

Carlos Yerena, City Manager
Courtney Alvarez, City Attorney
Irene Ramirez, City Secretary
Dora Byington, Purchasing Director
Dianne Leubert, Solid Waste Mgmt. Superintendent
Diana Gonzales, Human Resource Director
Stanley Fees, City Engineer
Chito Hinojosa, Street Supervisor
Caron Vela, Interim Finance Director
Wilma Castillo, Utility Billing Supervisor
Art Alvarez, Risk Manager
Sammy Maldonado, Public Utilities Director
Corando Garza, Fire Chief / Assistant City Manager
John Garcia, Garage Superintendent
Rick Torres, Chief of Police
Jennifer Detloff, Director of Development Services
Joel Saenz, Code Enforcement Officer

I. PRELIMINARY PROCEEDINGS.

OPEN MEETING

The meeting was opened at 6:00 p.m. by Mayor Esquivel.

INVOCATION / PLEDGE OF ALLEGIANCE – (Mayor Esquivel)

Ms Dora Byington led everyone in prayer, followed by the Pledge of Allegiance led by Oscar Gonzales and Oscar Cantu, and the Pledge to the Texas flag was led by Commissioner Pecos.

MINUTES OF PREVIOUS MEETING(S) – Required by Law

Ms Ramirez stated there were a couple of changes recommended by the city attorney on the December 17, 2003 minutes:

Pg. 2, Public Comments: correct the spelling to "Darryl Fanelli"; on Pg. 3, Agenda Item #14 on paragraphs 2 and 4: correct the spelling to "Darryl Fanelli" and "Mr. Fanelli".

Mayor Esquivel asked the minutes be amended on Agenda Item #3 on Pg. 3 to include a notation that the municipal court software system is being paid for through the Victim's Crime money technology fund.

A motion was made by Commissioner Pecos and seconded by Commissioner Castillo to approve the minutes of December 17, 2003 as amended. Motion carried, 3/0/1 with Commissioner Garcia abstaining from voting.

II. PUBLIC HEARING - (REQUIRED BY LAW).¹

None.

III. PUBLIC COMMENT ON AGENDA ITEMS.³

None.

IV. PETITIONS, GRIEVANCES, AND PRESENTATIONS.²

1. Presentation by Peggy Hayes requesting funding for the upcoming Gospel Choir Centennial Concert. (City Manager).

Ms Peggy Hayes, Ms. Sandra Jefferson, and Ms Jeannette Price made a presentation to the commission for funding in the amount of \$3K for the upcoming Gospel Choir Centennial Concert scheduled for February 21, 2004 at Jones Auditorium.

After a lengthy discussion, Mayor Esquivel asked for the group to present additional information on the event with a breakdown of the list of their sponsors. At this time, the city has almost exhausted all the funds set aside for the centennial event and city staff will have to find monies to transfer to assist in this event.

2. Presentation by Jaime Cantu on behalf of the Kingsville Boxing Club. (Mayor Esquivel).

Mr. Jaime Cantu, 627 East Miller, made a brief presentation on the Kingsville Boxing Club organization. He stated over 4,000 visitors signed in throughout 2003, and 280 individuals used the gym as a fitness gym. The main purposes of the facility are to offer an alternative to our youth from the streets by providing a positive place, for physical fitness, and to improve self-esteem. They have produced 3 national champions, including young Oscar Gonzales and Oscar Cantu who were present at the meeting. He recognized the following sponsors and thanked them for their generous support: the Kingsville Law Enforcement Association, the Kingsville Police Officer's Association, the Kleberg County Sheriff's Office Association, and the Kingsville Fire Fighter's Association.

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

City Manager Yerena briefed the commission on the upcoming 01/16/04 faith based initiative meeting, the Las Palmas sewer line extension project, opening bids for the Second Street storm sewer repairs, and stated Ailsie Street is under construction.

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

Ms Alvarez briefed the commission on the interlocal agreement for Paulson Falls, execution of the T-Mobile contract, the railroad depot project, and stated her office is quite busy working on 7 open record requests submitted so far this year.

5. MAYOR AND CITY COMMISSION REPORT. (CITY COMMISSION).

Commissioner Castillo stated he had a concern about a political sign which was removed by a city inspector, stating he personally inspected the site and found it to have been located on private property. He asked the city manager to investigate the incident and stated a policy should be put in place to prevent this from happening again.

Mayor Esquivel briefed the commission on the upcoming faith based meeting and on his scheduled trip to the US Conference of Mayors for January 20th. He stated the secretary of the navy will be in town to make a site tour of NAS Kingsville along with General Mike Smith of Governor Perry's office. The purpose of the visit and meeting in Corpus Christi is to invite officials and homeland security advisors to brainstorm on strengthening the position of our bases utilizing homeland security and different missions. Mayor Esquivel stated NAS Kingsville is in a good position with our air space and with our partnership with border patrol.

III. ITEMS FOR CONSIDERATION BY COMMISSIONERS.⁴

1. Consider adopting a resolution supporting a community bandstand. (Mayor Esquivel).

Ms Therese Crocker made a presentation to the commission on behalf of the Woman's Club. She stated they are working with Kleberg Bank to build a community bandstand which they intend to gift to the City and in turn are requesting the city provide utilities (water and electricity) and liability insurance for the structure once built. She stated the building will be anchored above the ground so that it can be removed if need be as the land belongs to union pacific railroad. An agreement will be signed by all three parties. Ms Alvarez, city attorney, stated we can accept the donation from the Woman's Club if we obtain use of the site, but the property will remain in union pacific railroad's name.

A motion was made by Commissioner Castillo and seconded by Commission Garcia to approve the resolution supporting the community bandstand. Motion carried, 4/0.

2. Consider authorizing funding for the Gospel Choir Centennial Concert. (Commissioner Pecos).

Commissioner Pecos stated he was interested in trying to find monies to help fund the gospel choir centennial concert scheduled for February 21, 2004. They submitted a copy of their budget.

City Manager Carlos Yerena stated he would go back through the budget to see how much seed funding we can provide as most of the money budgeted for the centennial event has already been disbursed. Mayor Esquivel stated he would personally commit to \$200 to assist with the event, but until an analysis is done, he was unable to commit the City. Commissioner Castillo stated he too would make a contribution towards the event. Commissioners Pecos and Garcia stated they would also contribute something.

Ms Hayes stated she would get letters of endorsement from others and would come back to the city at the next meeting with additional information. She stated the chamber is trying to do something to enhance each aspect of the community.

No action was taken at this time.

8. Consider adopting resolution to waive the right to apply for Juvenile Accountability Incentive Block Grants administered by the Criminal Justice Division, Office of the Governor, and support the application of San Patricio County to provide substance treatment services and/or collateral services for juvenile offenders residing in small counties and cities using the combined funds of the communities that waive these funds. (City Manager).

The City Manager stated this resolution is necessary in order to allow San Patricio County to continue receive funding for housing of our juveniles when they are sent to their facility for substance abuse and treatment services.

A motion was made by Commissioner Castillo and seconded by Commissioner Garcia to approve the resolution as presented by staff. Motion carried, 4/0.

9. Consider authorizing signatories for City of Kingsville checking accounts with Kleberg First National Bank. (Interim Finance Director).

Ms Vela stated approval of this item will allow for the new city manager to sign on 7 accounts the city has as well as remove Mr. John Garcia from the accounts. She also recommended adding J. R. Ybarra and Linda Gerd as signatories on the 3 task force accounts in order to eliminate us having to sign the back of the checks issued to them.

City Manager Yerena stated he recommended moving forward with the resolution with the exception that he meet with Ms Vela to discuss the Task Force signatories.

A motion was made by Commission Castillo and seconded by Commissioner Garcia to add the new City Manager to the signature cards and remove the signature for John Garcia. Motion carried, 4/0.

10. Consider introduction of an ordinance amending the fiscal year 2003-2004 budget for the City of Kingsville for the City Hall copier. (Interim Finance Director).

Introduction Item Only.

11. Discuss and consider issuance of a certificate declaring public convenience and necessity for a new taxi-cab service within the City of Kingsville. (City Secretary).

A motion was made by Commissioner Pecos and seconded by Commissioner Castillo to consider issuance of a certificate declaring public convenience and necessity for a new taxi-cab service within the City of Kingsville. Motion carried, 4/0.

A motion was made by Commissioner Pecos and seconded by Commissioner Garcia to obtain more information on insurance coverage.

12. Discussion on current South Texas Water Authority contract negotiations. (Commissioner Pecos).

Staff requested city review and make suggested revisions and give back revisions for their review.

VI. ADJOURNMENT.

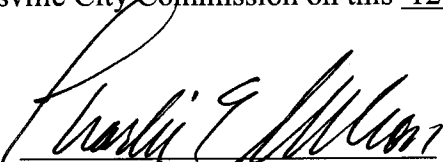
A motion was made by Commissioner Pecos and seconded by Commissioner Castillo to adjourn the meeting at 7:58 p.m.

Filemon "Phil" Esquivel, Jr., Mayor

ATTEST:

Irene Ramirez, 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