

FEBRUARY 5, 2004

A SPECIAL MEETING OF THE CITY COMMISSION OF THE CITY OF KINGSVILLE, TEXAS WAS HELD THURSDAY, FEBRUARY 05, 2004 AT 5:00 P.M. IN THE HONORABLE ROBERT H. ALCORN COMMISSION CHAMBERS, 200 EAST KLEBERG AVENUE.

CITY COMMISSION MEMBERS PRESENT:

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

CITY STAFF PRESENT:

Carlos Yereña, City Manager
 Courtney Alvarez, City Attorney
 Stanley Fees, Director of Engineering
 Jennifer Detloff, Director of Developmental Services
 Caron Vela, Interim Finance Director
 Rick Torres, Chief of Police
 Corando Garza, Assistant City Manager/ Fire Chief
 John Garcia, Garage Superintendent

I. PRELIMINARY PROCEEDINGS

INVOCATION / PLEDGE OF ALLEGIANCE - (Mayor Esquivel)

Mayor Esquivel led the Commission and members of the audience in an invocation. Immediately following Commissioner Castillo led the Pledge of Allegiance.

MINUTES OF PREVIOUS MEETING(S) - Required by Law

None

II. Public Hearing - (Required by Law).

None

III. Public Comment on Agenda Items.

Ms Priscilla Mitchell, 1216 E Lott, asked questions and had concerns regarding the necessity of this special meeting. She inquired about why these items require a special meeting and why they weren't handled at the next regular scheduled meeting. She stated that it is costing the city \$150 for the commission's pay, extra overtime for any hourly employees who are here tonight on the clock. She added that as a taxpayer she feels that these items could have been taken care of last Monday, February 2, 2004 or at the next regular scheduled meeting.

Mayor Esquivel responded that this meeting is important due to many things such as the boxing show, the master plan, deadlines, and the communication towers.

Ms Mitchell asked what the deadlines for the grants are and why they couldn't be put off until Monday. Mayor Esquivel responded that this is important business to the City of Kingsville.

II. Petitions, Grievances, and Presentations.

1. Update on Community Master Plan.

City Manager Yerena stated that before a pre-application can be submitted to the EDA for a community wide master plan a few changes need to be made. He mentioned that the changes include the name and the scope. He added that the name needs to be changed from Comprehensive Economic Development Strategy to a Community Comprehensive Master Plan. City Manager Yerena stated that the cities matching portion would be in-kind services and some background on the master plan state that the plan was put together by Carter & Burges in 1973. He also advised that the basic need for the master plan is for planning purposes so the city can accommodate growth and development. Some components of plan written in 1973 include the following the General Development Plan, Transportation Plan, Central Business District Study, Municipal Management & Administration Study, and the Housing Work Program. He said that it would be a good idea to follow the original concept of the plan but would also like to incorporate a Park Master Plan.

Mayor Esquivel asked the amount of cash the City is applying for. City Manager Yerena responded that the amount is for \$300,000 and the cities portion would be \$90,000. He added that this is just a pre-application and the EDA will review and revise the plan and come back with future comments, then they will notify the city to submit an official application.

Ms Jennifer Detloff, Director of Developmental Services stated that the purpose of a master plan is to serve as a guide to where your city is and where you want it to go. She added that the master plan shows where your needs are and how to more efficiently spend your dollars.

Mayor Esquivel briefed everyone on the Community Wide Master Plan which would be a partnership with the County, School District, STW A, Navy, and the University. He added that this plan would help utilize our tax dollars more effectively.

2. Update on Kingsville Beautification Committee efforts. (Mayor Esquivel).

Mr. John Garcia, Garage Superintendent stated that he attended a Keep Texas Beautiful seminar and brought back many useful ideas. He also stated that the dates for the Kingsville clean up have been moved from February 28th to March 13th to better coordinate with the Kingsville Wipe Out Program. The city departments along with volunteers have already been working in some areas of town.

Mr. Corando Garza, Assistant City Manager/ Fire Chief stated that a member from each department within the City would be a member of the task force for the clean up efforts. He added that Ms Tina Galvan and Mr. Y I Hinojosa (Chito) of the Sanitation and Street department are going around town and removing everything such as tires, construction materials, brush and are also dressing up the allies.

Mr. Joel Saenz, Code Enforcement Officer reported on the Kingsville Wipe Out Program. He stated that 22 structures are on the list to be torn down, 9 of those structures will be tom down by the Coast Guard starting March 2nd through March 12th. He said that the only cost to the city is approximately \$4,500 for transportation and the cost savings to the city will be about \$66,000.

3. Update on Homeland Security Grant. (Mayor Esquivel).

Mr. Garza, Assistant City Manager/ Fire Chief stated that in June 2003 the city had been granted \$109,924 in a grant from the Homeland

Security Office. The Council of Governments matched this grant with another \$109,924. The total equals \$219,848. The Council of Governments stated that the City of Kingsville has to use \$10,279 for a Regional Telecommunication Response Fund. The remaining amount of \$209,569 can be used for equipment for Fire, Police, Public Works, and Health Departments for Homeland Security purposes.

Mayor Esquivel reports that through Homeland Security they are working on a Second Response program, which focuses on economic downturn in times of need.

4. City Manager's Report. (City Manager).

City Manager Yerena stated staff is working on hiring a Finance Director. He stated that 6 applicants have applied, 3 were interviewed, and it has been narrowed down to 1 candidate. He added that the salary is being negotiated. He also states there is a Faith Based Community Insinulative meeting tomorrow.

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

Ms Alvarez stated that ORCA has announced a new Downtown Revitalization Fund to be administered by the Texas Department of Agriculture. She stated the purpose of the program will be to award money for public improvements to activities historic main business district. She added that the award money will require matching funds and the awards will be approximately \$50,000 to \$150,000.

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

Commissioner Wilson stated that he was under the understanding that the webpage would reflect the opinion that was handed down by Judge Banales regarding the recall process. He stated that he has checked the web site daily and is surprised that it has not been posted yet. He asked that he would like to know why it hasn't been put on the web yet.

Ms Alvarez responded that the judge's decision was given to the Computer Technician and isn't sure why it hasn't been posted yet.

Mayor Esquivel stated not only should the judge's opinion be posted but also the cities position and the plaintiffs side.

Mr. John Garcia stated the election will be held on February 7, 2004.

V. Items for consideration by Commissioners,

1. Consider authorizing funding to the Kingsville Boxing Club for a Centennial Boxin2 Show. (Mayor Esquivel).

Mayor Esquivel stated that Mr. Jaime Cantu, Head Boxing Coach for the Kingsville Boxing Club and would like to address everyone.

Mr. Cantu stated that he is hoping for a donation of \$3,000 to be given to the boxing club in order for them to continue operating. He added that the money would be used to fund a boxing tournament held here in Kingsville. He stated that the club has been in operation for over 7 years and it is open to all members of the community. He stated that the additional money will be used to purchase new equipment.

Commissioner Wilson asked if the club has applied for any other grants and if so what are they. Mr. Cantu responded that right now they are trying to establish a 501C3 because they are not a federally recognized club.

Commissioner Wilson then asked whether or not he has gone to the County or any other governmental agency for funding. Mr. Cantu responded that the city was his starting point and he will go to additional agencies if he needs too.

Commissioner Garcia asked what kind of additional equipment is needed. Mr. Cantu states additional gloves and bags are needed.

Mayor Esquivel asked about how many days the club is open. Mr. Cantu responded it is opened Monday thru Friday from 6:00 P.M. to 8:00 P.M.

Commissioner Wilson pointed out that in the past money was only given to a group that has had their 501 C3.

Commissioner Castillo stated that based on the fact that the 501 C3 is pending, he moves to approve the \$3,000 for the Kingsville Boxing Club.

A motion was made by Commissioner Castillo seconded by Commissioner Pecos to authorize funding for the Kingsville Boxing Club. Motion passed by a unanimous vote.

2. Consider a resolution approving the Texas Capital Fund Infrastructure Grant Project (Contract #723072) by and between the City of Kingsville and the Texas Department of Agriculture authorizing the Mayor to execute such agreement and providing for an effective date. (City Attorney).

Ms Alvarez stated she received an e-mail last week requesting the status of the contract for this particular fund to benefit infrastructure improvements on US Highway 77. She states that the state awarded the contract and it was sent out on January 14, 2004. The city received it on January 20, 2004. She states the original due date was January 30, 2004 and since we just found out about the award we have not had the opportunity to bring it before the commission to authorize the execution of the document. An extension was obtained by Kim Lacey of Municipal Development Services. A two week extension was granted but would be best if returned as soon as possible.

Mayor Esquivel states that the grant is in the amount of \$230,000 and is to provide for infrastructure improvements in the form of water and sewer. This grant supports Neesen Chevrolet, Inc. This is a 32,000 dealership with a body shop of 15,500 square feet. It is located at the northeast corner of General Cavazos Blvd.

A motion was made by Commissioner Pecos seconded by Commissioner Wilson to authorize an execution of the grant. Motion passed by a unanimous vote.

3. Consider a resolution approving the Texas Capital Fund Infrastructure Grant Project (Contract #723082) by and between the City of Kingsville and the Texas Department of Agriculture authorizing the Mayor to execute such agreement and providing for an effective date. (City Attorney).

Ms Alvarez stated that this was awarded by the state to provide infrastructure improvements in the form of water and sewer in support of Eddie Yaklin Ford.

Mayor Esquivel stated that the grant is in the amount of \$209,800 and that the company will be constructing a 32,500 square foot building with a body shop of 11,500 square feet.

A motion was made by Commissioner Castillo seconded by

Commissioner Garcia to authorize an execution of the grant.
Motion passed by a unanimous vote.

4. Consider introduction of an ordinance amending Chapter XV, Land Usage, Article 1, Building Regulations, providing for permit fees for telecommunication towers and antennas. (Mavor Esquivel.)

Mayor Esquivel stated that through this ordinance additional revenues could be created by increasing the amount we charge.

Ms Detloff stated that the city charges \$245 for the first \$50,000 then an additional \$4 per thousand based on an evaluation of the project.

Commissioner Wilson stated that the Planning and Zoning Committee turned this ordinance down and would like to know when the last time they had the opportunity to look at it was. Ms Detloff responded that she believes the last time the Committee had the opportunity to look at it was back in October or November and added that they haven't seen the latest information that has been assembled.

Mayor Esquivel stated that he thinks that there should be a recurring annual renewal fee on these towers. Commissioner Castillo said that he agrees with this.

City Manager Yerena stated that McAllen, Texas has a \$100 annual renewal fee.

Commissioner Garcia stated that the recurring aspect should be looked at.

Commissioner Pecos suggested a \$2,500 application fee and a \$100 per year renewal fee.

No Action taken at this time.

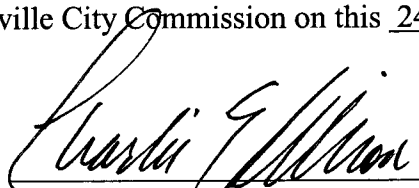
VI. Adjournment

Filemon "Phil" Esquivel, Jr., Mayor

ATTEST:

Irene Ramirez, City Secretary

PRESENTED and ADOPTED by the Kingsville City Commission on this 24th day of May, 2004.


Charles E Wilson, Presiding Officer

ATTEST:


Edna S Lopez, Interim City Secretary