

AUGUST 23, 2004

A REGULAR MEETING OF THE KINGSVILLE CITY COMMISSION WAS HELD IN THE HONORABLE ROBERT H. ALCORN COMMISSION CHAMBERS, CITY HALL / 200 EAST KLEBERG AVENUE ON MONDAY, AUGUST 23, 2004 AT 6:00 P.M.

CITY COMMISSION PRESENT:

Sam R. Fugate, Mayor
Charles E. Wilson, Commissioner
Arturo Pecos, Commissioner
Al Garcia, Commissioner
Stanley Laskowski, Commissioner

CITY STAFF PRESENT:

Carlos Yerena, City Manager
Courtney Alvarez, City Attorney
Edna S. Lopez, City Secretary
Diana Gonzalez, Human Resource Director
Frank Garcia, Wastewater Field Supervisor
George Bejarano, Finance Director
Dora Byington, Purchasing Director
Daniel Almeida, Wastewater Superintendent
Jennifer Cantu, Director of Development Services
Stanley Fees, City Engineer
Dianne Leubert, Solid Waste Superintendent
Caron Vela, Accountant
Mike Luna, Engineer/Paramedic
Rene Quintanilla, Fire Captain
A L Noyola, Health Director
Joe Casillas, Water Production Supervisor
Tina Galvan, Solid Waste Field Supervisor
Ricardo Torres, Police Chief

I. Preliminary Proceedings.

Mayor Fugate opened the meeting at 6:00 P.M.

INVOCATION / PLEDGE OF ALLEGIANCE – (Mayor Fugate)

Ms Byington led everyone in prayer. The Pledge of Allegiance and the Texas Pledge followed.

MINUTES OF PREVIOUS MEETING(S) – Required by Law

Commissioner Wilson made a correction to the August 17, 2004 minutes, on page 7, motion should have read to table this item until Tuesday, the 24th.

Commissioner Pecos made a motion to accept the minutes as amended, seconded by Commissioner Wilson. The motion was passed and approved by the following votes: Fugate, Laskowski, Garcia, Pecos, Wilson voting "FOR".

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

1. Public Hearing to consider input concerning nominating an area of the city as a state designated enterprise zone and reinvestment zone for Love's Development Corporation and designation of Love's Development Corporation as an Enterprise Zone Project. (City Manager)

The Public Hearing was opened at 6:04 P.M.

City Manager Yerena gave a brief introduction stating that Love's is proposing to construct a truck stop on the southwest corner of Corral and Hwy 77. He said that they will be occupying a ten (10) acre site, the building would be 8000 sq. ft., and the structure would cost between \$4M to \$5M. He said that Love's would be employing approximately thirty-five (35) people and they are asking that the City nominate them as an Enterprise Project.

Ms Kim Lacey with Municipal Development Services stated that the Commission has participated in this procedure for Calling Solution and Lowes. She said that the Love's Corporation will be able to receive state sales refunds, and state franchise tax reductions based on this nomination and added that this does not have anything to do with any local benefits. She added that this does not place the City in a position to grant any local incentives.

Mayor Fugate called for any questions or comments.

Commissioner Laskowski commented that he was a little confused, but would reserve his comment until the resolution.

City Manager Yerena mentioned that the resolution shows things that may be available, but at this particular point only state incentives are being considered.

Ms Lacey said that resolutions that the state sets forth, the City should name in every resolution and in every ordinance the incentives that could possibly be given to any business that locates in that block group or census tract. She added the resolution itself only nominates this company for the state benefits.

Commissioner Garcia commented about the public notice process, stating that it is the City's responsibility to pursue it and not anyone else.

City Manager Yerena said that this situation has been clarified with the involved entities.

The Public Hearing was closed at 6:08 P.M.

2. Public Hearing for an alcohol variance application for Amigo Food Mart located at 201 West Santa Gertrudis. (Director of Development Services).

The Public Hearing was opened at 6:08 P.M.

Ms Jennifer Cantu, Director of Development Services said that the applicant has applied for a Beer Retail Dealer's Off-Premise license and a Wine-Only Package Store Permit for a convenience store. She said that because the property is within 1000 feet of the KISD property, (Old Flato School), the applicant is requesting a variance. She said that staff received one (1) phone call and one (1) letter that adamantly opposed this variance.

Mayor Fugate asked if the applicant already had a beer license and if wine was being added. Ms Cantu replied that due to change of ownership, a new permit is needed.

Mayor Fugate asked the need for a variance, since recently the ordinance was amended. Ms Cantu replied that the effective date for the amended ordinance is August 25, 2004, and prior to that time the application was submitted, so it falls in the existing ordinance.

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

III. Petitions, Grievances, and Presentations.²

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

City Manager Yerena reported on the schedule for the KWOP program, and on the increase of enforcement of abandoned vehicles and other items. He added that there have been fourteen (14) violations, seven (7) in reference to abandoned vehicles.

City Manager Yerena said that staff is working on additional ordinances that will help curtail littering and illegal dumping. He said that the KWOP program will save taxpayers approximately \$90,000, if the City had to do the work itself.

Ms Cantu reported that media day will be on Wednesday, August 25, 2004 at 519 W Johnston. She said that the cost for the City to knock down a house is approximately, \$3,500 to \$4,500. Staff Sergeant Lavin, from the National Guard said that he was glad to see this kicked off.

City Manager Yerena reported that the City is already working to make it an annual event.

Commissioner Laskowski said that he wanted to make sure City staff makes them comfortable while they are here.

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

Ms Alvarez reported that she had the opportunity today to meet with the new JAG Officer and Chief Luna from NAS regarding some current emergency service contracts. She also reported that a meeting will be held tomorrow with the new NAS Public Works Director regarding some issues that are being worked on with them. She said that Collective Bargaining with the Police Officers is scheduled on Thursday, and reminded the Commission about media day.

3. City Commission's Reports. (City Commission).

Mayor Fugate reported that Mr. Tereso Mora from Omega Delta Phi fraternity had their park cleanup, and he thanked everyone that was involved.

Mr. Mora said that one hundred twenty (120) people were involved and their next project will probably be on October 23, 2004.

Mayor Fugate reported on the seminar he attended in Austin, Texas, he mentioned it was a good and enlightening seminar.

IV. Public Comment on Agenda Items³

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

Mr. Hector Hinojosa, 1318 Christy, commented on Item 5 and 6 Overtime Pay. He said that he suggests these items be left alone due to selecting only a few employees.

Ms Rachel Suson, 408 S Lantana asked what happens to properties after houses are knocked down. Mayor Fugate explained to Ms Suson that during this item it is not appropriate for the Commission to address the comments, he suggested to her to address questions to the City Manager during business hours.

Mr. Daniel Suson, 408 S Lantana commented about information he received while in Washington, D.C., he said that a resolution was passed banning the use of cell phones while driving if they are actually being held.

Mr. Ricardo Vega, 805 W Yoakum commented on two buildings being placed on a property without proper permits.

V. Items for consideration by Commissioners.⁴

1. **Consider resolution concerning nominating an area of the city as a state designated enterprise zone and reinvestment zone for Love's Development Corporation and designating Love's Development Corporation as an Enterprise Project. (City Manager)**

Mayor Fugate called for any questions or comments.

Commissioner Pecos made a motion to consider the resolution concerning nominating an area of the city as a state designated enterprise zone and reinvestment zone for Love's Development Corporation and designating Love's Development Corporation as an Enterprise Project, seconded by Mayor Fugate.

Commissioner Wilson said that the resolution indicates that the City is willing to give them something, and it is extremely important that the City and staff understands that no one has the right to indicate or represent the City in any matter except those who are elected or those that have been employed by the City to do so.

Mayor Fugate called for a roll call vote.

The motion failed by the following votes: Fugate, Pecos voting "FOR"; Wilson, Garcia and Laskowski voting "AGAINST".

2. Consider approval of an alcohol variance for Amigo Food Mart located at 201 West Santa Gertrudis. (Director of Development Services).

Ms Cantu said that this was brought to the Commission earlier tonight for a Public Hearing. She said that the applicant has applied for a Beer Retail Dealer's Off-Premise license and a Wine-Only Package Store Permit for a convenience store. She said that because the property is within 1000 feet of the KISD property, (Old Flato School), the applicant is requesting a variance. She said that staff received one (1) phone call and one (1) letter that adamantly opposed this variance. She also gave information on the police calls for this location.

Commissioner Laskowski made a motion to approve the variance, seconded by Commissioner Pecos. The motion was passed and approved by the following votes: Fugate, Wilson, Garcia, Laskowski, Pecos voting "FOR".

3. Consider out-of-state travel for a firefighter to attend the F.I.E.R.O. Station Symposium on October 7-9, 2004 in Charlotte, North Carolina. (Fire Chief).

Mr. Mike Luna, Engineer/Paramedic stated his credentials and said that the seminar is a symposium which will present alternate funding means on how to build fire stations. He said that he will pay for the flight, but is asking that the City pay for the hotel and the price of the symposium.

Commissioner Laskowski made a motion to approve the out-of-state travel, seconded by Commissioner Wilson. The motion was passed and approved by the following votes: Fugate, Garcia, Pecos, Laskowski, Wilson voting "FOR".

4. Consider resolution authorizing City Manager to enter into an Interlocal Agreement with the Region IV Education Service Center, which sponsors the cooperative purchasing network, providing for a purchasing program for goods and services; designating Ms. Dora Byington, Purchasing Director, as the official representative of the City of Kingsville relating to the program. (Purchasing Director).

Ms Dora Byington said that this item authorizes approving an Interlocal Agreement with Region IV Education Service Center (ESC) through The Cooperative Purchasing Network (TCPN). She said that there is no cost to the City of Kingsville to join this network and are under no obligation to make any purchases from them.

Commissioners Garcia and Pecos made a motion to approve resolution, seconded by Commissioner Wilson.

Commissioner Laskowski asked Ms Byington if this would be used as a comparative tool, and if the City would still go out for bids locally. She replied that it was a comparative tool and local bids would be taken into consideration. She explained the situation with the downstairs air condition.

Commissioner Laskowski commented that he received several calls expressing concern about the City not going out for bids to the local vendors.

The motion was passed and approved by the following votes: Fugate, Wilson, Laskowski, Pecos, Garcia voting "FOR".

5. Consider removing from the table a resolution providing for the adoption of Human Resource Initiatives for the City of Kingsville General Compensation Policies and Pay Issues: Policy No. 620.4 Overtime Pay. (Mayor Fugate)

Commissioner Wilson made a motion to consider removing this item from the table, seconded by Mayor Fugate. The motion failed with the following votes: Fugate, Wilson voting "FOR", Laskowski, Garcia, Pecos voting "AGAINST".

6. Consider resolution providing for the adoption of Human Resource Initiatives for the City of Kingsville General Compensation Policies and Pay Issues: Policy No. 620.4 Overtime Pay. (Human Resource Director).

No action

7. Consider resolution providing for the adoption of Revised Travel Policy 2.1 for the City of Kingsville. (Commissioner Laskowski).

Commissioner Laskowski said that in years past, it seemed that this policy was abused. He said that the only change to the policy is the mileage for a round trip from 50 to 80 miles. He said that mileage to Corpus Christi is 39.2 miles which would not qualify for reimbursement.

Mayor Fugate asked for questions or comments.

Commissioner Garcia asked if there was any type of information to back this particular change, as far as abuse. City Manager Yerena replied that there is no abuse.

Commissioner Laskowski said abuse was a wrong choice of words, but travel has been utilized frequently in the past.

Commissioner Garcia asked for an overall dollar figure of misuse or frequency. City Manager Yerena replied there was none.

Mayor Fugate asked for staff recommendation. City Manager Yerena replied that this was not a staff item and that Commissioner Laskowski's view was to include Corpus Christi, and it is up to the Commission's discretion.

Ms Alvarez said that the change in this policy would only apply to persons who receive a monthly car allowance. She said that it would say if

someone receives a monthly car allowance, any round trips less than 80 miles will not be reimbursed.

The Commission then discussed the mileage to Corpus Christi and the definition of employees.

Mayor Fugate said that by definition the Commission is not an employee. Ms Alvarez said that was correct, and that the policy would not cover the Commission because they are not classified as City employees by the way employee is defined in a different section of the Human Resource initiatives. She said that this policy would only apply to actual City employees that receive a car allowance.

Commissioner Laskowski said that these are the same guidelines that are followed whenever reimbursement is paid for travel for meals.

Ms Alvarez said that there is only one standard travel policy in place, which could be clarified so there isn't any hair splitting with regard to the technical definition for employee.

Commissioner Pecos made a motion to table this item, seconded by Commissioner Garcia. The motion was passed and approved by the following votes: Fugate, Wilson, Laskowski, Garcia, Pecos voting "FOR".

8. Consider removal of two Planning and Zoning Board members. (Director of Development Services).

Mayor Fugate commented that the wording on this agenda item should include the names of the persons who are going to be removed.

Ms Cantu said that this topic has been discussed at a previous Commission meetings and that this item calls for the removal of Dr. Chaloo and Mr. Erebia from the Planning and Zoning Board. She said that at the last Planning and Zoning meeting, Mr. Chaloo stated that he did wish to stay on the committee and that Mr. Erebia had called and expressed an interest in staying on the committee.

Commissioner Pecos said that Mr. Erebia called him stating that he would like to stay on the P&Z Board, and that his hours at work have changed in order for him to attend the meetings.

Commissioner Pecos made a motion to table this item, there was no second.

Mayor Fugate and Commissioner Laskowski both said that Mr. Erebia had contacted them requesting to stay on this committee.

Commissioner Garcia commented that if you are appointed to a committee you should attend accordingly, or resign, and allow someone else to take your place.

Commissioner Garcia made a motion to remove Dr. Chaloo and Mr. Erebia from their positions on the Board, seconded by Commissioner Laskowski. The motion failed by the following votes: Fugate, Wilson, Pecos voting "AGAINST", Garcia, Laskowski voting "FOR".

9. Consider appointment of two Planning and Zoning Board members. (Director of Development Services).

No action

10. Consider final passage of an ordinance amending Chapter IX, Article 5, Fire Prevention and Protection, providing for clarification on permit and inspection fees. (Commissioner Garcia).

Commissioner Garcia said that this item was presented at the last meeting and he recommends approval in passing this ordinance. He said that this continues to allow inspections of foster homes and day care centers, and that various inspections will be charged a one time fee.

Commissioner Wilson said that all this is basically coordinating all the fees into a structure that the consumer can understand and no fees are being waived. He added it does not eliminate the process, it only clears it up.

Commissioner Laskowski asked how fees are collected. Ms Cantu replied that her department fills out the paperwork, fee is paid at the Collections Department, and appointment is set up with the Fire Marshal for the inspection.

Commissioner Laskowski asked for the Fire Marshal's procedure for selecting the businesses to be inspected. Ms Cantu replied that she did not know how that part of the operation is conducted.

Commissioner Laskowski said that this item is supposed to generate additional revenues to the City. He said that he wanted to ensure that the inspected facilities are safe for the public and are generating revenue.

Commissioner Garcia mentioned that to his knowledge, the Fire Marshal works with a checklist and if an infraction is found, no permit is issued until item is corrected.

City Manager Yerena said that some of the agencies are required by law and by the state to have a permit or actual inspection before receiving a license.

Commissioner Laskowski said that his friend, who owns an auto repair shop, has never seen the Fire Marshal. He said that these facilities have store combustibles, cleaning solvents, and other hazardous items that could cause problems if not properly stored. He said that this is a hazard that should be addressed by the Fire Department.

City Manager Yerena said that Commissioner Laskowski's point is well taken and that an effort must be made to get with everybody.

Mayor Fugate asked City Manager Yerena for a recommendation and asked if this was something that was needed. City Manager Yerena replied that there is a need for this, and this is a clarification and an issue.

Commissioner Laskowski made a motion that the ordinance be passed as changed, seconded by Commissioner Pecos. The motion was passed and approved by the following votes: Fugate, Wilson, Garcia, Pecos, Laskowski voting "FOR".

11. Consider final passage of an ordinance amending the City of Kingsville Code of Ordinances Chapter VII, Article 5, Traffic Schedules, Reducing Speed Limit on Certain Areas of Paulson Falls Boulevard to 35 Miles Per Hour, Margaret Lane to 20 Miles Per Hour and Alice Lane to 20 Miles Per Hour; Providing for Appropriate Penalties, Fines, and Fees Regarding the Regulation Thereof. (City Engineer).

Mr. Stanley Fees, City Engineer said that the developer has requested a 35 mile per hour speed limit on Paulson Falls Boulevard when you turn off of General Cavazos, then would reduce to 20 miles per hour on Margaret Lane and Alice Lane. Staff recommendation is for a 30 miles speed zone throughout the subdivision in keeping with the City's subdivision ordinance. He added that unless there is a posted speed limit then it would be 30 miles per hour and it would be basically uniform throughout the City.

Mayor Fugate asked Mr. Fees if he had consulted with the developer. Mr. Fees replied that the developer has said that this is the way they have done other subdivisions. Mr. Fees said that from a cost prospective it would be additional signage that the Street Department would have to maintain every year.

Commissioner Garcia asked what the signage expense would be for the City. Mr. Fees replied that the initial expense for the signs would come from the developer, and once the City accepts the subdivision then the City would be responsible for the signs.

City Manager Yerena said that the decision made would make a global statement because this is only Phase I of the subdivision.

Commissioner Pecos made a motion to accept staff recommendation that the speed limit be 30 miles per hour throughout the subdivision, seconded by Commissioner Wilson. The motion was passed and approved by the following vote: Fugate, Garcia, Laskowski, Wilson, Pecos voting "FOR".

12. Consider final passage of an ordinance amending the City of Kingsville Code of Ordinances Chapter X, Article 3, Traffic Control Devices; Providing for the Installation of a Stop Sign on Paulson Falls Boulevard at General Cavazos Boulevard for North Bound Traffic, Margaret Lane at Paulson Falls Boulevard for East and West Bound Traffic, Margaret Lane at Alice Lane for East Bound Traffic and Alice Lane 140 Feet West of FM 3320 for West Bound Traffic and Alice Lane at FM 3320 for East Bound Traffic. (City Engineer).

Commissioner Laskowski made a motion to accept staff recommendation for the proposed stop signs for Paulson Falls, seconded Commissioner Pecos. The motion was passed and approved by the following votes: Fugate, Wilson, Garcia, Pecos, Laskowski voting "FOR".

13. Consider introduction of an ordinance amending the City of Kingsville Code of Ordinances Chapter IX, Article 10, Streets and Sidewalks, Amending Sections 9-10-5 and 9-10-7 Providing for Maintenance of Alleys and Rights of Way by Adjacent Property Owners; Prohibiting Dumping in Alleys. (City Engineer).

Mr. Fees said that this ordinance revises Section 9-10-5, Obstruction to Streets and Sidewalks, and broadens the materials that are prohibited to be placed in alleys, streets or public places to include furniture, white goods, yard debris, or any other noxious materials. This ordinance requires the property owner to be responsible for maintaining the alley and right-of-way adjacent to their property in accordance with this and all other City of Kingsville Ordinances. The word City was added before Engineer to clarify the person to be contacted by the public and the person that is responsible for allowing work in the right-of-way. The revision to Section 9-10-7 (C) Obstruction to Vision makes the property owner responsible for abating any declared public nuisance adjacent to their property. Mr. Fees added that if the property owner fails to abate the nuisance, this section provides a method for the city employees to abate the nuisance and the property owner to receive a bill for this service and if the property owner fails to pay the bill, this will result in a lien being filed against the property.

Mr. Fees said that while these revisions will make the property owners responsible for maintaining the alley and street right-of-way adjacent to their property, it will also provide additional time for city employees to be able to concentrate on other needed projects.

Commissioner Laskowski asked for the definition of maintaining right-of-way. Mr. Fees replied that the intent was to maintain for visibility for traffic purposes.

Mayor Fugate requested that the definition for clarification purposes be put into the ordinance.

The Commission then discussed the need to inform the public, property owners' responsibility, and the interpretation of the ordinance.

City Manager Yerena said that if this is approved, January 2005 would be the implementation date and added that staff would go back to clarify the ordinance a little more.

Mayor Fugate asked who would be enforcing this ordinance. City Manager Yerena replied this would fall under code enforcement.

City Manager Yerena said that people can continue to put brush in the alley as long as it is not an obstruction. He asked for clarification from Ms Alvarez. Ms Alvarez said that this is in the first sentence of the ordinance.

City Manager Yerena said that staff should go back to try to clarify this for the Commission and define the definitions.

Mayor Fugate stressed for staff to make sure that people understand what is being asked of them.

Commissioner Laskowski asked Ms Tina Galvan, Field Supervisor about the height of the garbage trucks. Ms Galvan replied she did not know the exact height. He then asked her how many calls are received from the garbage truck drivers for low limbs. Ms Galvan replied about 10 per week. Commissioner Pecos said that 13.5 feet is the height of a garbage truck.

Commissioner Laskowski said that this ordinance states that the lowest branch or twig shall be at least 11 feet above the sidewalk or street. He said that if something is to be done with this ordinance it is not helping the garbage trucks. He said that he is looking for a recommendation on this section.

The Commission then discussed the elderly and taking pride in cleaning up.

INTRODUCTION ONLY

14. Consider introduction of an ordinance amending the City of Kingsville Code of Ordinances Sections 13-1-10 and 13-1-11, Providing for the Removal of Postings within 5 Days of an Event. (Director of Development Services)

Ms Cantu said that it has been brought to her attention that seven (7) cases have been brought to court with regard to signs that were posted on poles. She said that there is an interpretation of the ordinance in regard to Section 13-1-11, that the Code Enforcement Officer had processed the cases too early and people were not given the actual five (5) calendar days to remove the signs. Ms Cantu said that the ordinance was reviewed by the City Attorney and herself, and they both felt that it was not stated clearly. She said that they added the following sentence to that section "If consent of the property owner of the fence, wall or building or other property is obtained, removal within 5 calendar days after the posted event is required. She said that the following sentence was removed "Removal within 5 calendar days after the posted event is required".

Ms Cantu said that in Section 13-1-10 Handbills, the word "post" was added for clarification.

Commissioner Laskowski requested the word "telegraph" be taken out.

Commissioner Garcia asked for the definition of handbill. Ms Cantu replied it was a flier. Commissioner Garcia asked the word "handbill" be changed to "flier".

INTRODUCTION ONLY

15. Consider awarding bid for Janitorial Services for the Law Enforcement Center. (Bid #25-02). (Director of Purchasing).

Ms Byington said that this item authorizes a twelve month contract with the option to renew it for two additional twelve month periods for a fixed cost for janitorial services. She said that the bidder recommended for the award submitted the lowest, responsible bid for the first twelve months and also for thirty-six months. She said that the City may at its sole option, extend the period of this contract up to two years in one (1) year increments. She said that this action will expend \$14,750.00 for the first year, \$15,050.00 for the second year and \$15,350.00 for the third year. She said that it is recommended that the bid be awarded to the lowest, responsible bidder, J & M Cleaning Services from Kingsville.

Commissioner Wilson made a motion to accept staff recommendation to award the bid to J & M Cleaning, seconded by Commissioner Garcia.

Mayor Fugate asked for discussion.

Commissioner Laskowski asked if this was for three (3) years. Commissioner Wilson replied it was for three (3) years. He then asked if there is a clause to get out of contract at any time. Ms Byington replied all annual contracts have a thirty (30) day notice.

The motion was passed and approved by the following vote: Fugate, Pecos, Laskowski, Garcia, Wilson voting "FOR".

16. Consider awarding bid for annual contract for Water Meters. (Bid #25-03) (Director of Purchasing).

Ms Byington said that this item authorizes execution of an annual contract for water meters. She said that this is a type of bid that you only get the item when needed. She said that the apparent low bidder is not on the city's approved product list, so the next total low bid was considered. She said this action will expend approximately \$32,426.50 for a twelve month period and added that the meters will cost approximately \$6,515.00 more. Ms Byington said that staff is recommending the bid be awarded to Badger Meter Company from Milwaukee, Wisconsin.

Commissioner Laskowski asked Ms Byington what history information is needed in order to be included in the City's product approved list. He asked if the company would need to provide the City one of each sizes of meters and a three (3) year field test. Ms Byington replied that was correct. She also said that the three (3) other companies that provided bids for the meters are on the approved list.

Commissioner Laskowski asked if this was our own approved list. City Manager Yerena replied that was correct. Commissioner Laskowski commented that these companies may be selling meters to hundreds of other cities, but since they have not provided the City with a meter in three (3) years the City does not consider their bid.

Mayor Fugate asked about water meter upgrading and how this comes into play with the City's program. City Manager Yerena replied that the bid specifications were prepared to be compatible with any system.

Commissioner Wilson made a motion to accept staff recommendation, and award the bid to Badger Meter Company, seconded by Commissioner Garcia. The motion was passed and approved by the following vote: Fugate, Pecos, Laskowski, Garcia, Wilson voting "FOR".

17. Consider awarding bid for annual contract for Tires and Tubes for all Departments, except Police and Task Force. (Bid #25-04). (Director of Purchasing).

Ms Byington said that this contract expends \$50,000.00 to purchase tires and tubes for all departments except Police and Task Force. She said that the recommendation is that the bid be awarded to the lowest total bid, Firestone from Kingsville.

Commissioner Laskowski made a motion to approve staff recommendation, seconded by Commissioner Pecos. The motion was passed and approved by the following vote: Fugate, Garcia, Wilson, Pecos, Laskowski voting "FOR".

18. Consider awarding bid for annual contract for Automotive Filters. (Bid #25-06). (Director of Purchasing).

Ms Byington said that it is recommended that the bid be awarded to O'Rielly Auto Parts from Kingsville for an annual cost of approximately \$11,770.00. She said that the Garage Superintendent made this recommendation and she concurs with him. Ms Byington said that the lowest bidder was from Corpus Christi, but the local vendor had a better delivery time and the difference is approximately \$400.00 for the entire year.

Commissioner Laskowski made a motion to accept staff recommendation and award the contract to O'Reilly Auto Parts for the oil filters, seconded by Commissioner Garcia. The motion was passed and approved by the following vote: Fugate, Wilson, Pecos, Garcia, Laskowski voting "FOR".

19. Consider awarding bid for annual contract for Chlorine. (Bid #25-08). (Director of Purchasing).

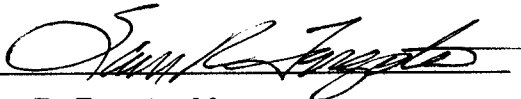
Ms Byington said that this bid authorizes execution of an annual contract for chlorine. She said that since the bid is under \$25,000.00 the City did not advertise. She said that prices submitted this year are \$13.80 higher per cylinder, and based on estimated usage approximately \$7,480.00 will be expended under this contract. She said that it is recommended that the bid be awarded to the lowest bidder, AOC from Kingsville.

Commissioner Garcia made a motion to accept staff recommendation, seconded by Commissioner Laskowski and Commissioner Pecos. The motion was passed and approved by the

following vote: Fugate, Wilson, Laskowski, Pecos, Garcia voting "FOR".

VI. Adjournment.

The meeting was adjourned by Mayor Fugate at 7:50 P.M.



Sam R. Fugate, Mayor

ATTEST:



Edna S. Lopez, City Secretary