

NOVEMBER 28, 2005

**A REGULAR MEETING OF THE CITY OF KINGSVILLE, TEXAS, CITY COMMISSION WAS HELD ON MONDAY, NOVEMBER 28, 2005 IN THE HONORABLE ROBERT H. ALCORN COMMISSION CHAMBERS, CITY HALL / 200 EAST KLEBERG AVENUE 6:00 P.M.**

**CITY COMMISSION PRESENT:**

Charles E Wilson, Mayor Pro-Tem  
Al Garcia, Commissioner – arrived at 6:06 PM  
Stanley Laskowski, Commissioner  
Arturo Pecos, Commissioner

**CITY COMMISSION ABSENT:**

Sam R Fugate, Mayor

**CITY STAFF PRESENT:**

Carlos Yerena, City Manager  
Courtney Alvarez, City Attorney  
Edna S Lopez, City Secretary  
Frank Garcia, Field Supervisor  
Stanley Fees, City Engineer  
Jaime Garza, Task Force Commander  
Dianne Leubert, Solid Waste Superintendent  
Daniel Almeida, Wastewater Supervisor  
Dora Byington, Purchasing Director  
Jennifer Cantu, Director of Development Services  
Diana Gonzales, Human Resource Director  
Ricardo Torres, Police Chief  
Al Lopez, Fire Chief  
Joe Casillas, Water Production Supervisor  
A. L. Noyola, Health Director

**I. Preliminary Proceedings.**

**OPEN MEETING**

Mayor Pro-tem Wilson opened the meeting in the Commission Chambers at 6:00 P.M.

**INVOCATION / PLEDGE OF ALLEGIANCE – (Mayor Fugate)**

The invocation was delivered by Ms Dora Byington, followed by the Pledge of Allegiance and the Texas Pledge.

**MINUTES OF PREVIOUS MEETING(S) – Required by Law**

Mayor Pro-tem Wilson called for consideration of the minutes from the regular meeting of November 14, 2005. **Commissioner Laskowski made a motion to accept the minutes as presented, seconded by Commissioner Pecos. The motion was passed and approved by the following vote: Wilson, Pecos, Laskowski voting “FOR”. Fugate, Garcia “ABSENT”.**

**II. Public Hearing - (Required by Law).<sup>1</sup>**

1. None

**III. Petitions, Grievances, and Presentations.<sup>2</sup>**

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

Mayor Pro-tem Wilson called for the City Manager's report. City Manager Yerena reported on the good turn out for Reynosa's delegation; and on the invitation from Reynosa's Mayor for his Presidential speech on December 15<sup>th</sup>.

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

Mayor Pro-tem Wilson called for the City Attorney's report. Ms Alvarez reported on the next Charter Review meeting and public forum; and on tentative dates for bringing Charter Review recommendations to the Commission.

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

Mayor Pro-tem Wilson called for the City Commission's reports. Commissioner Laskowski thanked City Secretary Edna Lopez for job well done preparing for the Reynosa delegation. Commissioner Pecos echoed Commissioner Laskowski's comments.

**IV. Public Comment on Agenda Items<sup>3</sup>**

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

NONE

**V. Consent Agenda**

**2. Motion to approve final passage of an ordinance amending the City of Kingsville Code of Ordinance by amending Chapter XV, Article 6, Appendix B: Space Requirements, amending the minimum lot size for residential structures from 6,000 to 5,500 square feet. (Director of Development Services).**

**3. Motion to approve final passage of an ordinance amending the fiscal year 2005-2006 Budget for the City of Kingsville for BRAC Lobbyists to expand NAS Kingsville with funding to come from General Fund Unreserved Fund Balance. (City Manager).**

**4. Motion to approve final passage of an ordinance amending the City of Kingsville Code of Ordinances Chapter VII, Article 5, Traffic Schedules, revising the speed limit on certain areas of Business US Highway 77 (Loop 428); providing for appropriate penalties, fines, and fees regarding the regulation thereof. (City Engineer).**

**5. Motion to approve a resolution renaming the positions of Payroll/Special Projects Clerk and Assistant Accountant, Non-Classified service positions and repealing all resolutions in conflict herewith and providing for an effective date. (City Manager).**

Mayor Pro-tem Wilson called for the consideration of the Consent Agenda. Commissioner Laskowski made a motion to pull Consent Agenda item #1, and to approve Consent Agenda items 2-5, seconded by Commissioner Pecos. The motion was passed and approved by the following vote: Wilson, Pecos, Laskowski voting "FOR". Fugate, Garcia "ABSENT".

Mayor Pro-tem Wilson noted Commissioner Garcia's arrival.

**REGULAR AGENDA**

**CONSIDERATION OF MOTIONS, RESOLUTIONS, AND ORDINANCES:**

**VI. Items for consideration by Commissioners.<sup>4</sup>**

**6. Motion to approve execution of a contract for Wastewater Office/Laboratory Building. (Director of Purchasing).**

Ms Dora Byington explained the project in question consists of site demolition, site grading, hot mix asphaltic concrete pavement, pavement striping, chain link fence, concrete pavement, storm sewer, new building

facility, laboratory, mechanical and electrical distribution. This item will expend \$296,438.00 without the parking lot. Funds for this project are in the Certificate of Obligations Series 2005 (062-5-700.1-721.00).

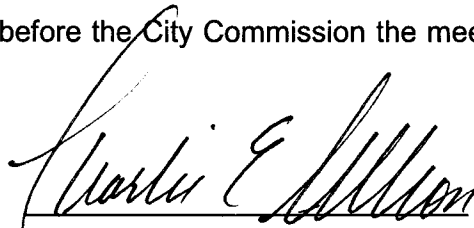
Commissioner Laskowski stated that most of his questions had been answered, but felt that an agenda item which involves this much money should not be placed on the consent agenda.

Mr. Robert Viera, LNV Engineering provided a brief overview on the project and stated that monies are being used wisely.

**Commissioner Laskowski made a motion to award the contract to the lowest bidder, R.M. Techcon Construction, LLC from Corpus Christi, seconded by Commissioner Pecos. The motion was passed and approved by the following vote: Wilson, Garcia, Pecos, Laskowski voting "FOR". Fugate "ABSENT".**

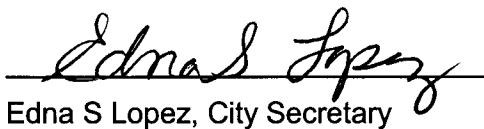
#### VI. Adjournment.

There being no further business to come before the City Commission the meeting was adjourned at 6:10 P.M.



Charles E Wilson, Mayor Pro-tem

ATTEST:



Edna S Lopez, City Secretary