

JANUARY 13, 2014

A REGULAR MEETING OF THE CITY OF KINGSVILLE CITY COMMISSION WAS HELD ON MONDAY, JANUARY 13, 2014 IN THE HONORABLE ROBERT H. ALCORN COMMISSION CHAMBERS 200 EAST KLEBERG AVENUE AT 4:00 P.M.

CITY COMMISSION PRESENT:

Sam Fugate, Mayor
Dianne Leubert, Commissioner
Al Garcia, Commissioner
Arturo Pecos, Commissioner

CITY COMMISSION ABSENT:

Noel Pena, Commissioner

CITY STAFF PRESENT:

Vincent J. Capell, City Manager
Mary Valenzuela, City Secretary
Courtney Alvarez, City Attorney
Joey Reed, Fire Chief
Don Erebia, Fire Department
Felix Camarillo, Fire Department
Roel Cavazos, Fire Department
David Mason, Purchasing/IT Director
Willie Vera, Task Force Commander
Bill Donnell, Asst. Public Works Director
Rick Torres, Chief of Police
Emilio Garcia, Health Director
Charlie Cardenas, Public Works Director/City Engineer
Bob Trescott, Tourism Director
Melissa Perez, Risk Manager
Mando Sandoval, Fire Department
James Creek, Fire Department
Mike Garcia, Fire Department
Diana Gonzales, Human Resources Director
Robert Isassi, Director of Planning & Development Services
Tony Verdin, Information Systems Technician

I. Preliminary Proceedings.

OPEN MEETING

Mayor Fugate called the meeting to order in the Robert H. Alcorn Commission Chamber at 4:03 p.m. and announced quorum with four Commission members present. Commissioner Pena absent.

INVOCATION / PLEDGE OF ALLEGIANCE – (Mayor Fugate)

1. **Workshop** to review and discuss Fire Department operations for fiscal year 2013-2014. (City Manager).

Mr. Vince Capell reported that today's session will be regarding Fire Department operations for fiscal year 2013-2014.

Joey Reed, Fire Chief presented the City Commission with an overview/history on Fire Department operations. Reed read the mission, vision, values, and motto statement of the Fire Department. He stated that their goal is to provide a safe, professional, and courteous team that strives to exceed the expectations for our community and our organizations. The mission requires personnel to be part of a capable, aggressive, all risk fire department that is focused on making a difference in the lives of those we serve. Reed further stated that in 1909 the Kingsville Volunteer-Fire Department was formed and in the 1960's the city had its first paid Fire Department personnel. In 1970, the Fire Department had 15 paid firefighters and in 1971 the Fire Department takes over ambulance service from the Police Department. Prior to 1975, City increased paid firefighter staffing to 30 line personnel and in 2006 the Volunteer Fire Department becomes a separately funded City Department.

The Fire Department Administrative staff includes Fire Chief Joey Reed and Administrative Assistant Celena Longoria. Fire Administration is responsible for budgetary and strategic planning, policy development and review, research, record keeping, financial and operational oversight, purchasing, training programs, public safety education programs, and development and maintenance of mutual aid agreements with other agencies. Fire Administration is responsible for the overall management of the Department. Various members of the Department volunteer to assist with some of these and other duties. The Operations Section of the Fire Department is composed of three rotating shifts that each work on a 24 hour schedule. This is one of the most common firefighter shift schedules in the United States and is referred to as 24 on/48 off. Each shift is supervised by a Shift Captain working at Fire Station 1. A Lieutenant is assigned to supervise personnel at Fire Station 2 on each shift. The total staffing approved for shift or line duty, is 30 personnel. There are 10 personnel assigned to each of the three shifts. When staffing drops down to 3 or less personnel for whatever reason, or when a call is received for incidents that require more personnel than the daily minimum staffing, "General Alarm Overtime" is paged out to request any and all off duty personnel to respond for assistance.

Chief Reed further reported that the department currently has 13 personnel that are certified as EMT-Paramedics and 4 certified as EMT-Intermediate. The Department has 3 ambulances or "Medic Units". Each unit is certified through the Texas Department of State Health Services as a "Basic Life Support (BLS) unit with Mobile Intensive Care Unit (MICU) capabilities". This allows the Department to use the ambulance for BLS calls when there are no more paramedics available to respond. The unit becomes an MICU when a paramedic is in charge. Medic 1 is the primary unit to respond to medical emergencies, and is stationed at Fire Station 1. When a second simultaneous medical call is received, Medic 3 will respond from Fire Station 1, if personnel are available. When a third simultaneous medical call is received, Medic 2 located at Fire Station 2, is dispatched if personnel are available. When a medical call is received that is located west of the railroad tracks, Engine 2 is also dispatched along with Medic 1. This is referred to as a "First Responder" program or system. There is not always a paramedic assigned to work at Fire Station 2, so the primary Medic Unit responds from Fire Station 1.

Chief Reed gave some statistics regarding response to Fire Calls within the City Limits. Reed further reported that fire prevention is an important function of the Department and vital to minimizing property loss and injuries. The Fire Prevention section is responsible for fire inspections, plans review, and preliminary fire investigations. Fire Marshal Roel Cavazos is responsible for these functions. In the past, business inspections have been primarily directed at high loss of life/property businesses such as hotels, nursing homes, schools, day care centers, and others. Businesses that are required to have an oven hood system, standpipe system, sprinkler system, alarm system, or other special equipment were also high priorities. The Fire Marshal is also responsible for reviewing building plans for new buildings and projects to ensure compliance with the fire and life safety codes. He visits new construction sites during the building process to assist builders with proper code compliance. Reed further spoke about fire investigations. Reed stated that it is important to identify the cause of fires in order to determine possible problems with products, storage, equipment, human factors, or arson. Fires within the City of Kingsville are initially investigated by the Incident Commander in charge of the fire. If the cause of the fire is not clear, the Fire Marshal is requested to investigate. If the Fire Marshal has a clear indication that the fire was caused by arson or intentionally set, the State Fire Marshal's office is contacted so that a certified Arson Investigator may conduct a thorough investigation.

Chief Reed spoke about Public fire safety education programs as being one of the most important prevention measures that can be taken to save lives and property. In 2013, the Kingsville Fire Department delivered dozens of classes the children of all ages, civic groups, and other City employees. During Fire Prevention month in October, the Fire Department receives calls on a daily basis requesting tours and classes. Sometimes one school may have as many as 6 teachers request the same presentation at different times of the day on different days of the week. In order to continue with normal training and maintenance schedules within the Fire Department, and to ensure that target age groups are reached City wide, the Department will be working with school districts in 2014-15 to formulate an organized plan for the fire safety education program. Fire Department involvement in the community is important for several reasons. Meeting people in the community allows them to share concerns and ask questions about possible hazards where they live. Firefighters are proud to represent the Department and our community at public events such as parades and festivals. Reed stated that in the past year, the Fire Department has reduced its participation in some types of public events due to staffing levels, response times, and health reasons. In the past, the Fire Department had assigned on-duty personnel to certain events. In doing so, the number of personnel available to quickly respond to emergencies was reduced or their response time was increased. In order to still participate at events, but not impact services, the Department now notifies event coordinators that personnel attending events might have to leave quickly if an emergency need arises and they will not be dedicated to that one event. An activity that has been halted due to health reasons and increased response times is the filling of dunk tanks by

fire engines. The water passing through the fire engine tank and pumps is not potable and may also contain foam residue that some persons are allergic to.

The NFPA is a private organization made up of fire service professionals and private sector experts. One of the NFPA standards that is used as a guideline for response times and personnel response levels is NFPA 1710, Standard for the Organization and Deployment of Fire Suppression Operations, Emergency Medical Operations, and Special Operations to the Public by Career Fire Departments.

Chief Reed discussed the insurance services office. He stated that the independent organization sets standards and reviews local fire services to determine what level of fire protection is provided. The ISO rating is used by many insurance companies to determine insurance rates for property owners and businesses in the particular jurisdiction. A fire jurisdiction is rated on several criteria using the Fire Suppression Rating Schedule (FSRS) with a score of 0 to 105.5. This number is then used to provide a Public Protection Classification (PPC) rating between 1-10, with 1 being the best possible fire protection. The City of Kingsville currently has an ISO rating of "5". If at an ISO (PPC) rating of "5", a median priced home valued at \$70,000 might have an annual homeowners insurance cost of \$1,000. A drop in the PPC rating to a "3", could save homeowners up to approximately 6.3% on their annual home insurance. According to Citi-Data, there are 8,900 occupied homes in the City of Kingsville. If the average home pays \$1,000 annually for insurance and you multiply that by 8,000 homes, homeowners in the City pay approximately \$8 million dollars a year. Multiply a 6.3% reduction in rates to that and the aggregate savings to homeowners would be \$504,000 a year. These numbers don't reflect the added savings in insurance costs that businesses would receive. The lower ISO rating can be a key component in location consideration for corporations considering Kingsville as a prospective building location.

Chief Reed stated the Fire Department goals and objectives. The Fire Department's goals and objectives are simply to 1) Respond to calls for help more quickly through improved dispatching and communications; 2) Provide improved services through increased and more varied training programs; 3) Improve firefighter safety through enhanced training in Incident Command, tactics and strategies, and adoption of well-defined policies and procedures; 4) Improve documentation systems to more easily track services and identify needs to allow improvements; 5) Restructure the Fire Prevention Inspection program to allow for the inspection of every business at least every other year depending upon the type of business; 6) Find ways to become more participative in community events without negatively impacting emergency response times or resource levels; 7) Negotiate and recommend new mutual aid agreements with fire service agencies further away from the City to increase staffing on long duration emergencies; and 8) Provide a comfortable workplace for firefighters to live and work in and provide the tools needed to perform in a professional manner.

Chief Reed further discussed the current issues and projects:

Fire Department phone system: The Fire Department has installed a new Shoretel phone system to assist in taking different types of calls from the public. A different system was installed back in March of 2013, but it failed to work as promised. In March of 2013, some old Fire Department phone numbers were changed due to them being busy with sales calls. The other issue was that some people were calling that number directly for assistance. This was a hazard because sometimes the dispatcher leaves to respond to an emergency due to low staffing. It could also create delays if the person is calling on a number that does not alert firefighters with the buzzer. In March, the local newspaper ran a story on changing phone numbers and that the numbers to call would be the old business number and 911. We ran notices on the City website and attached recordings to those phone lines. The new system allows personnel to pick up phone lines from around the station by using the "Park" option on the phones. The emergency dispatch phones clearly light up for particular incoming calls such as those from the Police Department or Sheriff's Department. The speed dial function is more advanced and allows quicker notification of Fire Station 2 or other agencies in an emergency. There have also been some improvements made in the intercom system to notify personnel that there is an emergency call. There have been some glitches with the new system, but it is performing far superior to the previous system.

Fire Station facilities: The Fire Department does not have exhaust removal systems for the fire stations. Exhaust from fire apparatus has been determined by OSHA to cause cancer. The exhaust is sent into the air and circulated throughout the eating, sleeping, and living areas of the facilities. The Fire department has submitted a grant application to FEMA requesting funds to install a \$100,000 exhaust removal system for the stations. If the grant is awarded, the City would be required to pay \$10,000 in matching funds. Fire Station 1 has heaters that are venting into the apparatus room due to the vents being covered during a past roofing job. Fire Station 1 has numerous water leaks over the apparatus room. Fire Station 1 has rafters/joists exposed at the rear of station and needs areas covered with soffits and siding. Rafters/joists and fascia

boards are unpainted and need covering. Fire stations need door bells that can be heard throughout station. Fire Station 1 needs interior painting.

Fire Apparatus and Vehicles: Engine 2 is over 21 years old and has begun to have continuous mechanical issues. In order to keep two dependable front line engines operating, Engine 2 needs to be replaced as soon as possible. The Fire Department has submitted a grant application to FEMA requesting funds to purchase a \$550,000 fire engine to replace Engine 2. If the grant is awarded, the City would be responsible for \$55,000 in matching funds. If the grant is awarded to the City, Engine 2 may not be used as a reserve vehicle. This would mean that Engine 1 would need to be replaced in the near future so that the City could have a reserve engine as needed for ISO rating improvements. If the grant is not awarded, the City should consider replacing Engine 2 as soon as possible through budgetary means and then utilizing it as a reserve engine. Two of the Department Medic units were purchased in 2007. These units will probably need to be replaced within the next 3-5 years. They are both experiencing numerous mechanical issues at this time. An emergency Response Trailer Tow Vehicle is needed. The 1995 Dodge truck that was given to the Fire Department by the Sheriff's Department years ago is not a dependable vehicle. The truck has had numerous mechanical issues. The trailer needs to be available to respond with breathing air bottle cache, rehabilitation cache, and spare hose cache. The Fire Marshal's vehicle is a 2003 Ford Explorer and is beginning to have mechanical issues. It will need to be replaced within the next couple of years.

Chief Reed further discussed staffing issues within the Fire Department. To address the staffing issues, there are primarily two avenues to take. One would be to increase staffing. The other would be to reduce or redistribute Department responsibilities.

Option 1 is to increase staff. The Department is responsible for EMS ALS treatment and transport, fire suppression, rescue, and all hazards response and mitigation. In addition to those emergency responsibilities, the Department is responsible for business inspections and public safety education programs. There are not enough personnel to accomplish all of these responsibilities to a large and safe degree. Staffing for the ambulance service alone should be 4 dedicated EMS personnel a day, with 2 EMS/Fire floating personnel. This would be a total of 4 personnel assigned to ambulances not accounting for personnel on leave time. Staffing for the fire and all hazards response could be safely attained for the City with 8 to 10 persons on duty each day from 2 stations. This would include 3 persons for Engine 1, 3 persons for Engine 2, and 2 persons at Station 1 floating between 3rd Ambulance, Ladder Truck, Brush Truck, and Rescue. The total minimum staffing per day is recommended to be at least 12 persons. With the minimum staffing system, there would need to be additional personnel on the roster to allow for an increase in personnel allowed off on leave. This would bring the total number of personnel assigned per shift to approximately 15. This is an increase of 5 per shift or a total of 15 personnel. The cost for this increased number of firefighter/paramedics could be in the range of \$1.2 million to \$1.7 million a year.

Option 2 is reallocation of Fire Department responsibilities. Like other Texas cities, Kingsville could develop an Ambulance ordinance that would guarantee all non-emergency EMS transport services to a single contractor in return for the single company providing emergency transport without the City paying a subsidy. The ambulance contractor would be required to follow strict policies and service provisions that are managed by the Fire Department. The Fire Department would still be responsible for ALS EMS paramedic services. With a system of this type, the Fire Department could effectively staff 3 fire apparatus with a small increase in total numbers. This would allow Fire Department paramedics to respond on fire apparatus as ALS first responders for the entire City. By having both private transport and Fire Department first responders responding to EMS calls, 2nd Fire Department vehicles would rarely be tied up on the one call as is currently the practice. If the call is deemed to require ALS services, the Fire Department paramedic can continue care while riding along with the private ambulance EMTs and the rest of the Fire Engine Company following behind. This would allow the Fire Department to maintain control of ALS services to the public and provide a continued funding source. If another call for the Fire Department occurs while the Engine is following the ambulance to the hospital, the Engine would simply divert to the emergency to ensure the most rapid response time and provide the maximum resources available for the specific type of incident. With this system, there would no longer be a need for daily ambulance staffing. The daily minimum staffing of 8 persons would allow for 3 people staffing of 2 engine companies, and 2 personnel floating at Station 1. The cost of increasing the minimum staffing from 7 to 8 can be partially absorbed using increased overtime and adding 1 position per shift for a total of 3 new personnel. The cost of 3 additional firefighter/paramedics would be approximately \$240,000 to \$260,000 a year. The loss of revenue from EMS transport fees could be as high as \$500,000 a year. The estimated cost of a system similar to this would be approximately \$750,000 a year.

Mayor Fugate excuses himself at 5:50 p.m. from the workshop to attend the Kingsville Independent School Board meeting.

Chief Reed further discussed the comparisons between Option 1 and Option 2 are that both options would allow firefighters to continue providing ALS paramedic services. Both options would allow fire companies to respond as first responders City wide, thereby reducing initial response times. Both options will allow fire companies to be more readily available by handing off non-ALS patients to BLS ambulances and returning to service quickly instead of personnel being tied up at the hospital for hours each day. Both options will increase the average number of personnel available to respond to fires and other incidents that require large numbers of firefighters. These options would also make conditions more favorable for on duty personnel to assist with business inspections and public safety education programs. Option 1 would allow a slower phase in of additional staffing costs, but could take years to accomplish. Once fully implemented, it could cost twice as much to have the same number of firefighters available as with Option 2. Option 2 could allow total phase in within 1 to 2 years and cost half as much as Option 1. This option has a greater upfront cost due to revenue losses. Neither of these options as described addresses the issue of having a dedicated fire dispatcher or additional supervisory staff should a third fire station be staffed.

Mayor Pro-tem Garcia closes the workshop at 5:55 p.m. and calls for a recess.

Mayor Fugate returns to meeting and reconvenes meeting into regular session at 6:25 p.m.

6:00 P.M. – Regular Session of the Agenda continues

MINUTES OF PREVIOUS MEETING(S) – Required by Law

Regular meeting – November 25, 2013

Regular meeting – December 9, 2013

Mayor Fugate asked for a motion from the Commission to approve the minutes as presented.

Motion made by Leubert to approve both sets of minutes as presented, seconded by Commissioner Garcia and Commissioner Pecos. The motion was passed and approved by the following vote: Garcia, Leubert, Pecos, Fugate voting “FOR”.

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

1. Public hearing for an alcohol variance application for El Corral Restaurant located at 1415 14th Street, Kingsville, TX. (Director of Planning & Development Services).

Mayor Fugate announced and opened this public hearing at 6:29 p.m.

Mr. Robert Isassi, Director of Planning & Development Services stated that El Corral Restaurant is requesting an alcohol variance for a Wine and Beer Retailers Permit for address located at 1415 N. 14th Street. The restaurant is within 300ft of an adult day care which will require a variance according to City Ordinance 2004-20. All required notices have been sent to the property owners within 300ft and a public hearing notice was placed in the newspaper on December 22, 2013. No negative feedback was received from property owners and or citizens that have been noticed.

Mayor Fugate closed this public hearing at 6:31 p.m.

2. Public hearing for an alcohol variance application for Chopstix located at 1701 S. Brahma Blvd. #E, Kingsville, TX. (Director of Planning & Development Services).

Mayor Fugate announced and opened this public hearing at 6:32 p.m.

Mr. Isassi stated that this is a request for an alcohol variance for a new restaurant called Chopstix located at 1701 S. Brahma Blvd. #E. This location is within 300ft of a public school. He further stated that all notices have been sent to the property owners within 300ft and a public hearing notice has been placed in the newspaper on December 22, 2013. No negative feedback was received from property owners and or citizens that have been noticed.

Mayor Fugate closed this public hearing at 6:33 p.m.

3. Public hearing for an ordinance amending the zoning ordinance by changing the zoning map in reference to 21.175 acres of K.T.& I. Co., Block 9, Lot PT 3, 4, & 6 out of a 64.67 acre tract in 1400 Block of West Santa Gertrudis Avenue from AG-Agricultural District to R3-Multi-Family District, amending the comprehensive plan to account for any deviations from the existing comprehensive plan and providing for publication. (Director of Planning & Development Services).

Mayor Fugate announced and opened this public hearing at 6:33 p.m.

Eric Jackemyer, developer of the proposed development. Mr. Jackemyer presented the Commission with a slide show presentation of his past developments in Texas.

Commissioner Leubert asked Mr. Jackemyer if he keeps his developments and manages them. Mr. Jackemyer stated that he hires a third party management company out of Houston to manage his developments. Commissioner Leubert asked if these homes will be available to young professionals. Mr. Jackemyer responded yes, and his company follows all the mandates of fair housing.

Commissioner Garcia asked after Phase 1 is completed, how long before they start Phase 2. Mr. Jackemyer stated that it will be a market driven decision, but would like to start immediately after Phase 1 is completed.

Mayor Fugate closed this public hearing at 6:40 p.m.

III. Reports from Commission & Staff.² (City Manager's Staff Report Attached).

"At this time, the City Commission and Staff will report/update on all committee assignments which may include, but is not limited to the following: Planning & Zoning Commission, Zoning Board of Adjustments, Historical Board, Housing Authority Board, Library Board, Health Board, Tourism, Chamber of Commerce, Coastal Bend Council of Governments, Conner Museum, Keep Kingsville Beautiful, and Texas Municipal League. Staff reports include the following: Building & Development, Code Enforcement, Proposed Development Report; Accounting & Finance – Financial & Investment Information, Monthly Financial Reports; Police & Fire Department – Grant Update, Police & Fire Reports; Street Updates; Public Works- Building Maintenance, Construction Updates; Park Services - grant(s) update, miscellaneous park projects, Administration –Workshop Schedule, Interlocal Agreements, Public Information, Hotel Occupancy Report, Quiet Zone, Proclamations, Health Plan Update, Tax Increment Zone Presentation, Main Street Downtown, Chapter 59 project, Financial Advisor,. No formal action can be taken on these items at this time."

Mayor Fugate reported that the Kingsville Independent School District has voted unanimously to enter into an agreement with the City for the property located around the new city hall.

Mrs. Courtney Alvarez, City Attorney, reported that the next regularly scheduled meeting is January 27, 2014. Agenda item deadline for this meeting is Friday, January 17, 2014. She further reported that city hall will be closed on Monday, January 20, 2014 in observance of Martin Luther King, Jr. Day.

Mayor Fugate presented the Keep Kingsville Beautiful "Because you Care Award" to TAMUK Athletic Trainer and Kai Beta Delta Organization.

IV. Public Comment on Agenda Items³

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

Mr. Dick Messbarger of Economic Development Council displayed some aerial view photos of Wild Wood Trails and Western Sky Apartments.

V.

Consent Agenda

Notice to the Public

The following items are of a routine or administrative nature. The Commission has been furnished with background and support material on each item, and/or it has been discussed at a previous meeting. All items will be acted upon by one vote without being discussed separately unless requested by a Commission Member in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon. The remaining items will be adopted by one vote.

CONSENT MOTIONS, RESOLUTIONS, ORDINANCES AND ORDINANCES FROM PREVIOUS MEETINGS:

(At this point the Commission will vote on all motions, resolutions and ordinances not removed for individual consideration)

Motion made by Commissioner Leubert to approve the consent agenda as presented seconded by Commissioner Garcia. The motion was passed and approved by the following vote: Leubert, Pecos, Garcia, Fugate voting "FOR".

1. **Motion to approve final passage of an ordinance amending the Fiscal Year 2013-2014 General Fund Budget for the City of Kingsville to accept donations for the Kingsville Police Department. (Finance Director).**

2. Motion to approve final passage of an ordinance amending the Fiscal Year 2013-2014 Fund 054 Utility Fund Capital Projects Fund to utilize Fiscal Year 2012-2013 fund balance for completion of the water well #19 pump house project. (Finance Director).

3. Motion to approve a resolution of the City of Kingsville authorizing the release of Chapter 59 funds of the South Texas Specialized Crimes and Narcotics Task Force for donation to the Kingsville Amateur Boxing Club, Inc. (Task Force Commander).

REGULAR AGENDA

CONSIDERATION OF MOTIONS, RESOLUTIONS, AND ORDINANCES:

VI. Items for consideration by Commissioners.⁴

4. Consider approval of an alcohol variance of El Corral Restaurant located at 1415 14th Street, Kingsville, TX. (Director of Planning and Development Services).

Motion made by Commissioner Pecos to approve this alcohol variance, seconded by Commissioner Garcia. The motion was passed and approved by the following vote: Pecos, Garcia, Leubert, Fugate voting "FOR".

5. Consider approval of an alcohol variance of Chopstix located at 1701 S. Brahma Blvd. #E, Kingsville, TX. (Director of Planning and Development Services).

Motion made by Commissioner Pecos to approve this alcohol variance, seconded by Commissioner Garcia. The motion was passed and approved by the following vote: Garcia, Leubert, Pecos, Fugate voting "FOR".

6. Consider a resolution authorizing the Mayor to enter into an Interlocal Cooperation Agreement between the City of Kingsville and Texas A&M University-Kingsville relating to engineering design for Richard Avenue between Sixth Street and Ninth Street and for Seventh Street from Richard Avenue to Kleberg Avenue. (City Engineer/Public Works Director).

Mr. Charlie Cardenas, Public Works Director/Engineer, stated that the Commission previously approved a similar Interlocal Agreement with Texas A&M University-Kingsville relating to design engineering work for Kleberg Avenue between the Kleberg County Courthouse and Third Street via Resolution 2012-24. Mr. Cardenas stated that this agreement is for the design work for Richard Avenue between 6th Street to 9th Street, and 7th Street from Richard Avenue to Kleberg Avenue. Cardenas further stated that Dr. Stephen Nix Dean and professor at TAMUK College of Engineering has proposed to create a team of four students from TAMUK that will provide detailed engineering design for the reconstruction of Richard Avenue from 6th Street to 9th Street and of 7th Street from Richard Avenue to Kleberg Avenue. The scope of the work will include initial investigation, survey, plan & profile, drainage, utilities, sidewalks, ADA design consideration, and other inclusions as requested by the City. The project will include brief monthly progress reports to the City, as well as a 30%, 50%, 90% progress memoranda and final design documents. The project will extend over 9 months with the final project schedule prepared in collaboration with City personnel upon execution of the agreement.

Commissioner Leubert asked if property owners within this area will be making improvements to their areas. Mr. Cardenas responded yes.

Mr. Capell stated that this project will be good for the city as well as the University.

Mayor Fugate stated that this is an opportunity for the University Engineering Department to get real life experience.

Commissioner Pecos asked if drainage will be underground. Mr. Cardenas responded yes.

Motion made by Commissioner Leubert to authorize the Mayor to enter into an Interlocal Cooperation Agreement between the City of Kingsville and Texas A&M University-Kingsville relating to engineering design for Richard Avenue between Sixth Street and Ninth Street and for Seventh Street from Richard Avenue to Kleberg Avenue, seconded by Commissioner Pecos. The motion was passed and approved by the following vote: Leubert, Pecos, Garcia, Fugate voting "FOR".

7. Resolution authorizing City Manager to enter into a contract for Professional Services between City of Kingsville and LNV, Inc. for engineering services for new water transmission line improvements. (City Engineer/Public Works Director).

Mr. Cardenas stated that this is for engineering services for the construction of a new 18" water transmission line on Kenedy Avenue from Armstrong Street to 14th Street. The

transmission line will connect the city's east and west water towers. Cardenas stated that there is an existing old line with constant breaks and maintenance issues. The new larger line will increase water capacity throughout the city and enhance water quality.

Commissioner Garcia asked if during the installation of the water line, was there any consideration to fire hydrants within the area. Cardenas responded yes there is fire protection.

Mr. Charlie Sosa of LNV Engineering stated that this is a transmission line that will transfer water from tower on the east side to the west side. He further stated that there will be four fire hydrants that will tie into this transmission line that are serviced from the old transmission line which is an old 18" transmission line.

Commissioner Garcia requested that city staff and LNV Engineering coordinate with the Fire Chief regarding these fire hydrants.

Motion made by Commissioner Garcia to approve this resolution, seconded by Commissioner Pecos. The motion was passed and approved by the following vote: Pecos, Garcia, Leubert, Fugate voting "FOR".

8. Resolution authorizing City Manager to enter into a contract for Professional Services between City of Kingsville and LNV, Inc. for engineering services for new forcemain improvements. (City Engineer/Public Works Director).

Mr. Cardenas stated that this item is services for the construction of a 24" waste water force main from 17th Street to the North 3MGD waste water treatment plant. Cardenas stated that this line will run parallel to Tranquitas Creek.

Commissioner Pecos asked if the old lines will be replaced with the new one. Cardenas responded yes.

Motion made by Commissioner Garcia to approve this resolution, seconded by Commissioner Pecos. The motion was passed and approved by the following vote: Garcia, Leubert, Pecos, Fugate voting "FOR".

9. Consider introduction of an ordinance amending the zoning ordinance by changing the zoning map in reference to 21.175 acres of K.T.& I. Co., Block 9, Lot PT 3, 4, & 6 out of a 64.67 acre tract in 1400 Block of West Santa Gertrudis Avenue from AG-Agricultural District to R3-Multi-Family District, amending the comprehensive plan to account for any deviations from the existing comprehensive plan and providing for publication. (Director of Planning and Development Services).

Mr. Isassi reported that this request for approval of a change in zoning request of a 21.175 acre lot located on the 1400 block of West Santa Gertrudis.

Introduction item only.

10. Consider approval of 21.175 acre plat for property located at the 1400 block of West Santa Gertrudis Avenue with the conditions recommended by the Planning & Zoning Commission. (Director of Planning and Development Services).

Motion made by Commissioner Garcia to approve this plat, seconded by Commissioner Leubert.

Mayor Fugate stated that this is a great project that will move the city forward in a lot of areas.

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

11. Consider authorizing City Manager to enter into letter agreement with Caesar Silva for economic development assistance for a water and sewer line extension for new apartments to be located at 1205 W. King Street. (Director of Planning and Development Services).

Mr. Isassi stated that Mr. Caesar Silva is request to share the expense of installing a water and wastewater tap to his proposed 15 unit apartment complex. The terms of payment for the actual cost will be paid out for no more than 12 months.

Commissioner Garcia asked about traffic and speed limit within this area. Mrs. Alvarez stated that Texas Department of Transportation will need to do a study on speed control.

Motion made by Commissioner Garcia to authorize the City Manager to enter into letter agreement with Caesar Silva, seconded by Commissioner Pecos. The motion was passed and approved by the following vote: Pecos, Garcia, Leubert, Fugate voting "FOR".

12. Motion to approve a resolution authorizing the Chief of Police to enter into a Memorandum of Understanding between the Children's Advocacy Center of the

Coastal Bend and the Kingsville Police Department relating to protocols for reports of abuse and neglect of children. (Chief of Police).

Ricardo Torres, Police Chief, stated that this is an agreement that is renewed annual.

Motion made by Commissioner Leubert to approve this resolution, seconded by Commissioner Pecos. The motion was passed and approved by the following vote: Garcia, Leubert, Pecos, Fugate voting "FOR".


13. Consider authorizing the purchase of compact wheel loader for the Sanitation Department, as per staff recommendation. (Purchasing Director).

Mr. David Mason, Purchasing/IT Director stated that this item will authorize the purchase of one compact wheel loader with grapple for the Sanitation Department from Holt Cat under BuyBoard contract 424-13. This action will expend \$75,395 from 087-5-170.2-712.00, Solid Waste Capital Projects of which \$116,199 is budgeted for FY 2014.

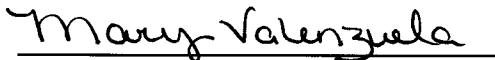
Motion made by Commissioner Leubert to approve this purchase, seconded by Commissioner Pecos. The motion was passed and approved by the following vote: Leubert, Pecos, Garcia, Fugate voting "FOR".

VII. Adjournment.

There being no further business to come before the City Commission, the meeting was adjourned at 7:22 P.M.


Sam R. Fugate, Mayor

ATTEST:


Mary Valenzuela, City Secretary