

APRIL 23, 2014

**A SPECIAL MEETING OF THE CITY OF KINGSVILLE CITY COMMISSION WAS HELD ON WEDNESDAY, APRIL 23, 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  
Noel Pena, Commissioner  
Arturo Pecos, Commissioner

**CITY STAFF PRESENT:**

Vincent J. Capell, City Manager  
Mary Valenzuela, City Secretary  
Courtney Alvarez, City Attorney  
Bill Donnell, Asst. Public Works Director  
Emilio Garcia, Health Director  
Charlie Cardenas, Public Works Director/City Engineer  
Robert Isassi, Director of Planning & Development Services  
Willie Vera, Task Force Commander  
Diana Gonzales, Human Resources Director  
David Mason, Purchasing/IT Director  
Melissa Perez, Risk Manager  
Ricardo Torres, Chief of Police  
Joey Reed, Fire Chief  
Pete Pina, Landfill Supervisor  
Deborah Balli, Finance Director  
Cynthia Martin, Interim Tourism Director  
Eric Perez, KPD Officer  
Jennifer Bernal, Community Appearance Supervisor

**I. Preliminary Proceedings.**

**OPEN MEETING**

Mayor Fugate called the meeting to order in the Robert H. Alcorn Commission Chamber at 4:00 p.m. and announced quorum with five Commission members present.

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

Mayor Fugate waived these proceedings. No objections were made by the Commission.

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

NONE

**WORKSHOP:** Discuss various city operational and fiscal issues/opportunities. (City Manager). Mr. Vince Capell, City Manager briefed the Commission on proposal for future of GCS/Call Center Bulding. He stated that he has been approached Dr. Stephen Nix of Texas A&M Kingsville College of Engineering and Dick Messbarger.

Dr. Stephen Nix of Texas A&M Kingsville stated that they would like to use this building to house the TAMUK-EFCREO in the City of Kingsville GCS Building. The Eagle Ford Center for Research, Education, and Outreach which was established in August, 2013. Dr. Nix further stated that they have identified three visions for this hub. Vision 1 is a place where innovative technologies will be generated, prototyped, and demonstrated to potential end users. Vision 2 is a focal point for regional workforce training on high-level skill sets and the latest technologies implementable to the fast growing energy job market. Vision 3 is a business café that will foster the interaction of EFCREO researchers with regional stakeholders from industry, NGOs, governmental agencies, and academia. Dr. Nix reported that after initiation of the TAMUK-EFCREO/City of Kingsville lease agreement, they estimate that the facility will be 25% occupies within 6 months and approximately 50% within one year. Full occupancy is projected in two years. Nix spoke about the proposed lease which state that the City provides the Center a five-year, zero cost lease. The City is responsible for major system (HVAc, electrical, plumbing, ceiling, and structural) repairs. The City will conduct a pre-occupancy inspection. The City is responsible for major hazard insurance. The City is responsible for upgrades to exterior landscaping and parking lot repairs and maintenance. The Center is responsible for all utilities, including water, electricity, waste management, telephone service, and internet provider. The Center is responsible for routine custodial and janitorial services. The Center is responsible for minor repairs (non-structural walls, drywall, built-in furniture, ceiling tiles, floor tiles, carpet, computer networks). The Center is responsible for any renovations to the interior or exterior. All renovations must be approved by the City. The Center agrees to maintain a business-like appearance for the facility at all times. The Center agrees to operate the facility over regular

business hours beginning no later than January 1, 2015 and continuing through the conclusion of the lease. A two-year bail out clause is provided with a complete review of building usage and benefits to both parties. Both parties will act in good faith and act in collaboration. This is not meant to be a landlord-tenant relationship, but rather a partnership.

Mr. Dick Messbarger stated that the Foundation has been the financing catalyst for many of the major projects for this community over the last 20 to 25 years. Messbarger stated that the Foundation puts money into projects and have been able to recoup part of their investment. The Foundation will participate in covering the utility cost for up to six months on this project which could run about \$3,500 per month.

Mayor Fugate asked if there have been any other companies that have shown any interest in the building. Mr. Messbarger stated that the reality is that the call center business has changed and gone off shore. He stated that they tried marketing the building as a call center, but there really isn't much market for it at this time.

Mayor Fugate asked Dr. Nix by stating on the proposal that the City will be responsible for any maintenance to the system, does this mean the City will have to make any repairs. Dr. Nix responded yes. Mayor Fugate asked if what TAMUK was asking is to lease the building for 5 years and the City continue to make the payments for the building. Dr. Nix response was yes.

Commissioner Leubert asked how much more does the City owe on this building. Mr. Capell stated that the payments for this building are a little over \$35,000 per year with payments going until 2021. Mr. Capell responded that as of today around \$270,000. Commissioner Leubert asked if the Industrial Foundation was going to donate some money to this project. Dick Messbarger responded that the Foundation was asked to pay the utility bills (electricity) for this building.

Mr. Isassi reported on the 6<sup>th</sup> Street Corridor tree plantings from north to south city limits. Isassi reported that City beautification is a high priority for the City of Kingsville Commission. Isassi further stated that a tree-lined corridor helps to cut traffic noise, slows vehicle speed, improve air quality, increase property values, and lower the average temperatures within the City. Currently TAMUK Geosciences Department is studying the effect of street trees in the heat mitigation study. Mr. Isassi further stated that he would like to start planting trees in the fall season, pending budget approval by the City Commission.

Melissa Perez, Risk Manager, reported on TML Intergovernmental Risk Pool Discovery Program. The purpose of the Texas Municipal League Intergovernmental Risk Pool Loss Prevention Discovery Team Program is to assist members with decreasing the frequency and severity of their workers compensation claims. Perez further stated that though specifically developed for addressing workers compensation issues, the process will also assist with fostering improvements under all coverage's. Mrs. Perez stated that the Discovery Program is a free-service provided to the City on a volunteer basis.

Commissioner Garcia asked if the Commission will be receiving information provided by the Discovery Team. Mr. Capell stated that the Commission will be receiving the information. Mrs. Perez further discussed the different recommendations provided by the Discovery Team.

Mayor Fugate stated that with the next discussion on overview costs and issues for the City of Kingsville to increase the minimum wage to \$10.10 per hour, he does not see this politically happening.

Mrs. Diana Gonzales stated that the minimum wage has been an issue in the news lately with discussions at the federal level about possibly raising the minimum wage to \$10.10 per hour. This may possibly impact Texas as it is a state which uses the federal minimum wages as the state's minimum wage. Gonzales discussed the several scenarios that have been calculated to project a possible impact to the City of Kingsville employee wages.

Mr. Capell gave an update on City/County Parks. Mr. Capell stated that Kleberg Title Company provided a copy of the parks reports. Each park has a title report as well as a deed of trust. Capell further stated that talks with the County regarding the parks. Capell stated that there are 9 parks of which 4 of them belong to the City. Commissioner Leubert stated that the Opal Cochran Park is being taken care of by the Garden Club.

Mayor Fugate stated that he would like to have a joint meeting in the future with the County to discuss all the parks.

Mayor Fugate called for a break at 5:49 p.m.

Mayor Fugate reconvened the meeting at 6:15 p.m.

Commissioner Garcia stated that the contract with the local cable company will be expiring in one year. Garcia asked staff to look into this and bring to Commission in a future Commission meeting. Commissioner Garcia further stated that he is not satisfied with the current cable company's service. Mr. Capell stated that staff will start looking into this and begin the negotiations.

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

### **1. Public hearing regarding condemnation proceeding for structures located at 808 E. Henrietta, Kingsville, Texas. (Director of Planning & Development Services).**

Mayor Fugate announced and opened this public hearing at 6:15 p.m.

Mr. Isassi reported that the property owner has come in and signed a voluntary demolition for this property.

Mayor Fugate closed this public hearing at 6:16 p.m.

### **2. Public hearing regarding condemnation proceeding for structures located at 510 Frances, Kingsville, Texas. (Director of Planning & Development Services).**

Mr. Isassi reported that this structure is in disrepair and has had no power or water services since May 2012. Property owner owes back taxes totaling up to \$10,000.

Mayor Fugate closed this public hearing 6:17 p.m.

### **3. Public hearing regarding condemnation proceeding for structures located at 804 Wilson, Kingsville, Texas. (Director of Planning & Development Services).**

Mayor Fugate announced and opened this public hearing at 6:17 p.m.

Mr. Isassi reported that this property has been abated by the City for high grass. The property has graffiti and mold and has had no power since May, 2010.

Mayor Fugate closed this public hearing at 6:19 p.m.

### **4. Public hearing regarding condemnation proceeding for structures located at 306 E. Lee, Kingsville, Texas. (Director of Planning & Development Services).**

Mayor Fugate announced and opened this public hearing at 6:19 p.m.

Mr. Joe Garcia of 310 E. Lee, stated that the owners of this property contacted him and asked if he would purchase this property since he lives next door. Mr. Garcia further stated that he would like to find out the procedures once the City has demolished the property.

Mr. Isassi reported that this property has had no water services since 2001. The property roof is in disrepair and the conditions of the property are of disrepair. Mr. Isassi stated that the property contacted the City in 2012, but no improvements have been made to the property.

Mayor Fugate closed this public hearing at 6:22 p.m.

### **5. Public hearing regarding condemnation proceeding for structures located 814 E. Lee, Kingsville, Texas. (Director of Planning & Development Services).**

Mayor Fugate announced and opened this public hearing at 6:22 p.m.

Rosalinda Perez of Corpus Christi, stated that she has 50% ownership of this property. She stated that the City has told her that she would not be able to repair this property and the City would not be able to assist her with anything since she is not the full owner of the property.

Mr. Isassi reported that this property is unsecured and has graffiti. Letters were sent to one property owner but were returned unclaimed. Isassi further reported that the property has had no power or water service since 2008. The Historical Board unanimously approved its condemnation. The photos show the issues with the building. There are also issues with the roof and in order to repair the roof, it would require an engineer to sign and seal for windstorm insurance. An engineer would also be needed for the foundation to the property.

Mayor Fugate stated that one of the photos presented to the Commission shows major issues with the foundation on this property. Fugate further stated that photos show that the property is unsecured.

Mrs. Perez stated that she does not care about the property any longer and wants nothing to do with this property.

Mayor Fugate closed this public hearing at 6:29 p.m.

**6. Public hearing regarding condemnation proceeding for structures located at 317 N. 1st, Kingsville, Texas. (Director of Planning & Development Services).**

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

Mr. Isassi stated that he had received a report that kids were breaking into the structure. Isassi stated that this property has had no power or water service since 2001. The property has foundation issues and the structure is unsecured. The Historical Board voted 6 to 1 to approve conditionally condemnation if City Commission approves it.

Commissioner Leubert asked if there were any other owners attached to this property. Mr. Isassi stated that there are two property owners, Jeffrey Lee Price and Randall Olson.

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

**III. Reports from Commission & Staff.<sup>2</sup> (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."*

Mr. Capell reported that the following activities that will be occurring in the next few days, tailgate at TAMUK with the baseball game, PDAP walk, Ride on the Wild Side and Disc Golf on Saturday, April 19<sup>th</sup>.

Mrs. Alvarez reported that the Special Commission meeting will be held at the Chamber of Commerce on Monday, April 28<sup>th</sup> at 6:00 p.m. Also, the next regular scheduled meeting is May 12<sup>th</sup> with agenda items due on Friday, May 2<sup>nd</sup>.

Commissioner Leubert stated that she received a complaint regarding the crosswalk sign missing on Corral & Armstrong. She further stated that she would like for staff to look into other areas with crosswalks and doing something about having vehicles stop while someone is standing at the crosswalks and attempting to cross the street. Commission Pena stated that some crosswalks need to be repainted.

Mr. Capell stated that he will meet with the City Engineer and Fire Chief regarding the crosswalks.

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

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

**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.*

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

**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)*

1. Motion to approve final passage of an ordinance amending the Fiscal year 2013-2014 budget for the General Fund Street Department to lease/purchase a 2013 Roadtec asphalt paver and Maudlin distributor on an International Truck chassis. (Director of Finance).
2. Motion to approve final passage of an ordinance amending the Fiscal year 2013-2014 budget for the General Fund Landfill Department to pay for equipment repair costs and engineering services. (Director of Finance).
3. Motion to approve final passage of an ordinance amending the City of Kingsville Code of Ordinances, Chapter XV, Land Use, Article 6, by amending Sections 55-61-Planned Unit Development District regulations. (Director of Planning & Development Services).
4. Motion to approve final passage of an ordinance amending the City of Kingsville Code of Ordinances, Chapter XV, Land Use, Article 6, by adopting Sections 194-203-Wind Energy Conversion Systems regulations. (Director of Planning & Development Services).
5. Motion to approve final passage of an ordinance amending the City of Kingsville Code of Ordinances, Chapter XV, Land Use, Article 6, by adopting Sections 174-187-Solar Energy Systems regulations. (Director of Planning & Development Services).
6. Motion to approve final passage of an ordinance amending the City of Kingsville Code of Ordinances, Chapter XV, Land Use, Article 1, by amending Section 6-Schedule of Permit Fees to add fence construction permit fee and clarify the existing plan review fee. (Director of Planning & Development Services).
7. Motion to approve an ordinance amending the City of Kingsville Code of Ordinances, Chapter XV, Land Use, Article 6, by amending Section 21-Definitions to add construction fence, home occupation, kennel, planned unit development, sight-obscuring fence and sight-visibility triangle. (Director of Planning & Development Services).
8. Motion to approve final passage of an ordinance amending the City of Kingsville Code of Ordinances, Chapter XV, Land Use, Article 6, by amending Appendix A-Land Use Categories of Section 1-Land Use Chart to add land usage guidance for home occupation, planned unit development, solar energy systems and wind energy systems (Director of Planning & Development Services).
9. Motion to approve final passage of an ordinance Chapter XV, Land Use, Article 6, by adopting Section 28-Fence regulations. (Director of Planning & Development Services).
10. Motion to approve final passage of an ordinance by amending Chapter XV, Land Use, Article 6, Section 27, providing for accessory uses and structures. (Director of Planning & Development Services).

#### REGULAR AGENDA

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

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

11. Consider authorizing staff to move forward with negotiations with TAMUK for a partnership and lease agreement involving city building at 2211 South Brahma Blvd. (City Manager).

Motion made by Commissioner Leubert to authorize staff to move forward the negotiations with TAMUK for a partnership and lease agreement, seconded by Commissioner Pecos. The motion was passed and approved by the following vote: Leubert, Pecos, Pena, Garcia, Fugate voting "FOR".

12. Consider a resolution authorizing the City Manager to enter into an Interlocal Agreement with Kleberg County for residential economic development assistance for Lake View Villas. (City Attorney).

Mrs. Alvarez stated the City approved an economic development agreement with South Texas Benevolent Society in December 2013 for 24 garden homes development. Last week, the Kleberg County approved a similar economic development assistance agreement with the same developer they also approved an agreement with the City to help administer the agreement with the developer.

Commissioner Garcia asked if any of the material changed by either party involved. Mrs. Alvarez stated that there were no changes made.

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

**13. Consider a resolution authorizing the City Manager to enter into a contract for professional services between City of Kingsville and LNV, Inc. for engineering services for Forcemain Extension (project with NASK). (City Engineer/Public Works Director).**

Mr. Cardenas reported that this is an extension for a water force main line from NAS-Kingsville to the North 3MGD Waste Water Treatment Plant. Cardenas further stated that currently NAS Kingsville has their own treatment facility but this is a step in deleting their treatment facility and sending their sewer waste to the City's 3MGSD Wastewater Treatment Plant. The Engineering cost for the work on this project is \$18,000 with funding being reimbursed by the Navy upon completion of the project.

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

**14. Consider participation in construction of a disc golf course project that Leadership Kingsville is placing in Dick Kleberg Park. (City Engineer/Public Works Director).**

Mr. Cardenas reported that will authorize the City to participate in the construction of Leadership Kingsville's Disc Golf Course at Dick Kleberg Park. Brush crews and some equipment will be needed for this work on weekends. The financial impact to the City is estimated at \$300.00. This is for overtime for labor cost of brush crews and equipment operators.

**15. Consider sponsorship of a hole of the disc golf course at Dick Kleberg Park. (City Engineer/Public Works Director).**

Mr. Cardenas reported that this item authorizes the City to sponsor a hole towards the construction of Leadership Kingsville's disc golf course. The members of Leadership Kingsville are soliciting hole sponsors from area businesses, agencies and institutions to pay for the disc golf course. Leadership Kingsville is asking for \$800 per hole. Each sponsor will have a designated hole with an aluminum sign affixed to a wooded pedestal with the sponsor's logo.

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

**16. Consider a resolution authorizing the City Manager to obtain and execute a fifteen foot utility easement at a 0.595 acre tract, out of roughly 43 acres, being out of Lot One (1) and the east one half (E ½) of Lot Two (2), Block numbered Ten (10) K.T.&I. Subdivision for a force main improvement project. (City Engineer/Public Works Director).**

Mr. Cardenas stated that on April 14, 2014, the City Commission authorized the engineer of record, LNV, Inc., to negotiate the acquisition of a 15 foot utility easement for the Sanitary Sewer Force Main Improvement Project within the city limits. LNV Engineering has negotiated a 15-foot by approximately 1,500 foot utility easement through the Ben Martinez Property. Staff requests City Commission approval of LNV to execute the easement with the property owner(s) at a cost of \$4,000 for acquisition of the easement. There is funding for land available from Fund 054, Utility Fund Capital Projects Utility Plant 054-5-700.3-543.00.

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

**17. Consider introduction of an ordinance amending the City of Kingsville Code of Ordinances Chapter VII, Article 6, Traffic Control Devices, providing for the restriction of parking on the south side of Corral Avenue from University Blvd. to Seale Street. (City Engineer/Public Works Director).**

Mr. Cardenas stated that this item will authorize the city to establish no parking on the south side of Corral Avenue, from University Blvd. to Seale Street. The Engineering department received a request on April 10, 2014 from Officer Eric Perez KPD regarding motorist parking within this area. It was observed that the cars parking on Corral was unsafe to pedestrians and west bound Corral traffic. Cars parked in this area are in danger of driving into the drainage ditch. There is currently no parking on the south side of Corral from Armstrong to University Blvd. There is no financial impact to the City.

Mayor Fugate asked if students who live in the Newman Center have a place to park. Mr. Cardenas stated yes, with parking across the street.

Introduction item.

**18. Consider a resolution authorizing an easement variance for 4310 Masters Drive. (City Engineer/Public Works Director).**

Mr. Cardenas stated that this is a property outside the city limits on Masters Drive. The City has a 15 foot utility easement for an effluent water line from the South Waste Water Treatment Plant to the L.E. Ramey Golf Course, which is outside the city limits but within the extraterritorial jurisdiction of the City. The property owner is trying to install a swimming pool in his back yard. The easement is a 15 foot easement from the property line into his yard. Property owner wants to have it to where he can encroach into the easement.

Mayor Fugate asked if the property realizes that if that line breaks, it can do some real structural damage to his swimming pool. Mr. Cardenas stated that the property owner is aware of that and is also going to pay the cost to move the line at 100% cost.

Commissioner Pecos asked how many feet is the property owner requesting. Mr. Cardenas stated that he is asking for about 8 to 10 feet.

Mayor Fugate stated that the property owner would have to sign a release of liability to the City before the Commission would agree to this. Fugate further stated that if the lines breaks, it could create a big size hole and cause major damage to the property. Mayor Fugate requested for staff to look into this again and draft a release of liability or agreement to release the City of any liability and bring back to the Commission at a later time.

No action taken.

**19. Consider condemnation of structures located at 808 E. Henrietta, Kingsville, Texas. (Director of Planning & Development Services).**

**20. Consider condemnation of structures located at 510 Frances, Kingsville, Texas. (Director of Planning & Development Services).**

**Motion made by Commissioner Pecos stating that findings not able to repair, building or structure is unsafe; and present condition is a violation of ordinances; and cannot be corrected without substantial reconstruction; and declare the building or structure to be a public nuisance and order its demolition by owner/agent/person in charge within 30 days. City shall abate in any manner it deems necessary and proper, seconded by Commissioner Pena. The motion was passed and approved by the following vote: Pecos, Pena, Garcia, Leubert, Fugate voting "FOR".**

**21. Consider condemnation of structures located at 804 Wilson, Kingsville, Texas. (Director of Planning & Development Services).**

**Motion made by Commissioner Pecos that findings not able to repair, building or structure is unsafe; and present condition is a violation of ordinances; and cannot be corrected without substantial reconstruction; and declare the building or structure to be a public nuisance and order its demolition by owner/agent/person in charge within 30 days. City shall abate in any manner it deems necessary and proper, seconded by Commissioner Pena. The motion was passed and approved by the following vote: Pena, Garcia, Leubert, Pecos, Fugate voting "FOR".**

**22. Consider condemnation of structures located at 306 E. Lee, Kingsville, Texas. (Director of Planning & Development Services).**

**Motion made by Commissioner Pecos that findings not able to repair, building or structure is unsafe; and present condition is a violation of ordinances; and cannot be corrected without substantial reconstruction; and declare the building or structure to be a public nuisance and order its demolition by owner/agent/person in charge within 30 days. City shall abate in any manner it deems necessary and proper, seconded by Commissioner Pena. The motion was passed and approved by the following vote: Garcia, Leubert, Pecos, Pena, Fugate voting "FOR".**

**23. Consider condemnation of structures located at 814 E. Lee, Kingsville, Texas. (Director of Planning & Development Services).**

**Motion made by Commissioner Garcia stating that findings not able to repair, building or structure is unsafe; and present condition is a violation of ordinances; and cannot be corrected without substantial reconstruction; and declare the building or structure to be a public nuisance and order its demolition by owner/agent/person in charge within 30 days. City shall abate in any manner it deems necessary and proper, seconded by Commissioner Pena. The motion was passed and approved by the following vote: Leubert, Pecos, Pena, Garcia, Fugate voting "FOR".**

**24. Consider condemnation of structures located at 317 N. 1st, Kingsville, Texas. (Director of Planning & Development Services).**

**Motion made by Commissioner Garcia stating that findings not able to repair, building or structure is unsafe; and present condition is a violation of ordinances;**

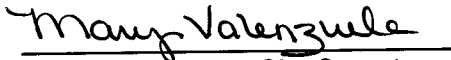
and cannot be corrected without substantial reconstruction; and declare the building or structure to be a public nuisance and order its demolition by owner/agent/person in charge within 30 days. City shall abate in any manner it deems necessary and proper, seconded by Commissioner Pena. The motion was passed and approved by the following vote: Leubert, Pecos, Pena, Garcia, Fugate voting "FOR".

#### VII. Adjournment.

There being no further business to come before the City Commission, the meeting was adjourned at 7:15 P.M.

  
Sam R. Fugate, Mayor

ATTEST:

  
Mary Valenzuela, City Secretary