

AUGUST 25, 2014

A REGULAR MEETING OF THE CITY OF KINGSVILLE CITY COMMISSION WAS HELD ON MONDAY, AUGUST 25, 2014 IN THE HONORABLE ROBERT H. ALCORN COMMISSION CHAMBERS 200 EAST KLEBERG AVENUE AT 3:30 P.M.

CITY COMMISSION PRESENT:

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

CITY STAFF PRESENT:

Vince Capell, City Manager
Mary Valenzuela, City Secretary
Courtney Alvarez, City Attorney
Deborah Balli, Finance Director
Emilio Garcia, Health Director
Willie Vera, Task Force Commander
Ken Starrs, Asst. Task Force Commander
Jennifer Bernal, Community Appearance Supervisor
David Mason, Purchasing/IT Director
Diana Gonzales, Human Resources Director
Rose Morrow, Municipal Court Manager
Melissa Perez, Risk Manager
Leo Alarcon, Tourism Director
Joey Reed, Fire Chief
Tony Verdin, Information Systems Technician
Stacie Pena, Accounting Supervisor
David Bodiford, Accounting Manager
Jessica Storck, Planning Administrative Assistant
Charlie Cardenas, Public Works Director/Engineer
Ricardo Torres, Police Chief
Tony Wilson, Information Systems Technician
Julian Cavazos, Lieutenant
Thelma Trevino, Purchasing Administrative Assistant

I. Preliminary Proceedings.

OPEN MEETING

Mayor Fugate called the meeting to order in the Robert H. Alcorn Commission Chamber at 3:30 p.m. and announced quorum with all five Commission members present.

INVOCATION / PLEDGE OF ALLEGIANCE – (Mayor Fugate)

The invocation was delivered by Courtney Alvarez, City Attorney, followed by the Pledge of Allegiance and the Texas Pledge.

1. Review and discuss proposed fiscal year 2014-2015 budget for departments of the City of Kingsville. (City Manager).

Mr. Vince Capell, City Manager reported to the Commission this budget is intended and designed to continue the City Commission goals. He stated that this budget improves equipment and vehicles this year that which improves employee's safety and assist with daily duties. Capell further stated that there is a significant amount of money into streets, water, stormwater and wastewater infrastructure. Upgrading several buildings such as the new City Hall, Cottage Building, Pump House 19 and Fire Station. Also included is investment in the Parks and Golf Course which are new departments coming to the City. Capell stated that the budget also includes \$25,000 for ways to improve residents and visitors communication such as a newsletter inserted into the local newspaper or even public announcements on the local cable channels. He also stated that the current telephone systems need some upgrading to allow incoming callers to leave a voicemail if there is no answer. The new telephone system will be for the new city hall. Also included in the budget is \$100,000 for Tourism which will be working on a Kingsville Image and Awareness Program marketing. This program will require more discussion among staff and will be brought to Commission for final approval. He further stated the general fund is a little tight due to bringing in the Parks and Golf Course Departments. When these two departments were brought in, the city didn't pull in any additional fund balance to which 25% of operations fund balance didn't come with it. Capell further stated in the last 2-3 years staff has tried to spend down old Certificate of Obligations (CO) fund balances in a way it was anticipated in the bond covenant. He further reported that these balances are expected to be \$0 by end of Fiscal Year 2015. Mr. Capell further reported on some unknowns that are not mentioned on his

budget message such as the final bid cost for the new City Hall has not been received, but should be received within the next couple of weeks.

Mayor Fugate commented that staff has done a great job in the preparation of the new fiscal year budget for 2015.

Kingsville Police Department – Chief Torres

Chief Torres reported that Kingsville Police Department mission statement is to provide quality police and citizen interaction with an emphasis on integrity, fairness and professionalism. The value of human life and strive to perform their duties with integrity and uphold the laws embodied by the constitution at the federal, state, and local level. The police department is committed to their city and hold themselves accountable to both each other and the citizens they serve. The Police Department strives to treat our citizens with respect, while protecting their right to live in a safe environment. Torres further stated that setting objectives for the agency converts the mission and values of the organization into targets and performance milestones. They represent a commitment to producing specific results in a specified time frame. Reduce the incidence of crime. Increase quality of service and customer satisfaction. Provide high-quality training for personnel and increase diversity of agency personnel. The Police Department also monitors and assesses workload for police officers and civilian staff to insure that it is at an acceptable level. Chief Torres further reported on the target technology for increased efficiencies and effectiveness. They installed 40" interactive television in small conference room, which has skype capabilities and have teleconferencing capabilities. In the Patrol briefing room, two 55" interactive televisions installed where training is taken place. Torres further reported that 17 computers have been replaced within the Police Department. Building damaged by windstorm replaced with new cover and storage area. Police Department has installed a new gate to run behind and around the police station. Torres further stated that the department is very active in social media which improves communication with the citizens. Using social media assist with solving crimes within our city. Torres further stated that when a crime occurs, it is usually placed on Facebook and within 2-6 hours the Police Department has a suspect. Chief Torres further stated that trends to watch for are synthetic marijuana. This continues to be the current drug of choice, especially amongst younger users. The police department is working hard in keeping this drug of choice off city streets. Chief Torres stated that a committee of Chief's from this region is currently being formed to evaluate current pursuit policies. The goal is to have a policy that all departments in the Coastal Bend Region may adopt so that issues do not arise when a pursuit is started in one jurisdiction and enters into others. Torres further reported on the beautification of our city. Neighborhood improvement officers created in fiscal year 2013-2014, have observed 558 violations, 432 citations for parked vehicles facing traffic, 24 violations of parked/stopping/standing on sidewalk, and 19 prohibited junk vehicles. Torres reported that traffic enforcement officers were created in the attempt to reduce motor vehicle and pedestrian accidents in June, 2014. There were 295 traffic stops and 483 violations in last 2 months. For the month of August 2014 only 6 motor vehicle accidents have been reported. Last year there were 28 for the month of August.

Chief Torres continued to report on the police department's budget line items. Within the Administration Division, 210.1, Systems Specialists increase of \$4,320.74. Patrol Division, 210.2, Patrol Lieutenant stayed within core of budget. Communication Bureau, 210.3, medical treatment increase of \$1,950, dispatchers are now licensed by TCOLE and are required to take a psychological prior to hiring. In the Crimes RMS/CAD maintenance there is an increase of \$4,500. Within the Communications Personnel, civilian supervisor \$50,180.59. This position will replace current Sergeant Position in Communications end result is more boots on the street. Sergeant will be assigned to Patrol Division. The Civilian position will be chosen internally from 4 lead supervisors. This will result in 3 lead dispatchers and 9 dispatchers in Communications Bureau. Torres stated that Supervisors can also sit in to dispatch and assist on duty dispatchers during busy time periods. In Criminal Investigation Bureau, 210.4, 200 overtime hours which total to \$7,582. In uniform and Personal Wear, tactical vest carriers \$1,077 and uniforms and personal wear for SLOT increase of \$2,850. In the laundry line item which is investigators taking clothing to cleaners, which is a contract item, it's asking increase of \$6,713. The Police Department is also asking to purchase 18 chairs for an amount of \$19,000 which will be used for CIB and small conference room.

Commissioner Garcia questioned the dollar amount for the purchase of 18 chairs. Chief Torres responded that they want to purchase heavy duty chairs as they are used by dispatch. Dispatchers are required to sit for long periods of time which could be uncomfortable.

Torres further stated that they are asking to purchase 4 unmarked vehicles for investigators which total to \$66,214. In the Community Service Department, 210.5, in guns and ammunition, there is an increase amount to purchase duty ammunition and practice ammunition which totals up to \$2,750. Torres further reported on the utilization of State Forfeiture Funds (Chapter 59 fund) for fiscal year 2014-2015. The following are fund drug prevention programs to which the Kingsville Police Department donates to Palmer Drug Abuse Program (PDAP), Martin Luther King Jr. Committee, Boys & Girls Club, Communities in School, and Boy Scouts of America.

The following are fund maintenance contracts, Hernandez Ind., TIG PC Specialist (Cisco Firewall), AFIX Technologies, Leads Online, Net Motion Clients, Net Motion Server, Brazos, Tech, Daily Wells Radios, Daily Wells Tower Site Maintenance, Morpho Det., Cummins Alison (money counter) Vmware, SAS Red Scope, Antivirus Subscription EST, and Office 365 which has 80 users/1yr. In fund equipment it is being requested the following items, 8 Fuji Code 2 Police Bike Max Combo, 8 Niterider Police Sirens, 8 Smith Pivlock V2 Tactical Ballistic Sunglasses, Bicycle Truing Station, 8 Blackburn Toolmanator Bike Multi too, and 8 Blackburn Mammoth Any valve Mini Bik which total to \$10,500. Also being requested is 10 Taser ECD and related equipment totaling \$11,000. Requesting 6 Dell Optiplex Computers, Dell XPS 12 Convertible Ultrabook, 4 Dell Venue Tablets, POE Switches, and WiFi Adapter & Hardware for a total of \$40,350. In utilization of Federal forfeiture funds for 2014-2015, it is being requested that Vigilant License Plate Reader Systems X3 be purchased for a total of \$42,980. In Operation Stonegarden for 2013 it has been funded for use in salaries and benefits totaling \$81,320.67, stop sticks x 30 totaling \$15,000, and mileage for police department for a total of \$21,723.98. Chief Torres further stated that the Kingsville Police Department is committed to excellence.

Commissioner Garcia asked Chief Torres what is the difference between a traffic enforcement officer and a regular police officer. Chief Torres responded that the traffic enforcement officer sole job is traffic enforcement which monitors school zones, stop lights, and stop signs.

Fire Department – Chief Joey Reed

Chief Reed reported that with the installation of an industrial extractor machine to clean bunker gear, hoods, and gloves will pay for itself in a 2 year period. Reed further stated that 2 new bathroom facilities have been installed in Fire Station #1. The interior remodel for Fire Station 2 has been completed, except for the doors. The exterior for Fire Station #2 included a new driveway and sidewalks as well as landscaping being done. The street located on the south side of the station will be widened within 3 to 4 weeks. Reed further stated that there is a water fountain project on the north end of the station. Chief Reed thanked the Sanitation Department for their assistance with this project. Reed continued presenting his budget and stated that additional communication equipment was purchased for the department which will allow them to radio dispatch the fire station the call is for and will trigger a signal and radio information to that station. The Fire Department is requesting additional funds for the purchase of new uniforms. This will allow two additional uniforms to each firefighter. Included in this budget is also a request for the purchase of a new truck with an attached camper shell for the Fire Marshall. This will allow him to carry equipment needed for fire inspection or investigations. Fire station #1 needs some repairs and need to remediate a termite problem that has been an ongoing issue. The quote to remediate the termite problem is \$10,500. It is being requested for two additional dispatchers for night shift which allow one extra firefighter to focus on fire calls. The positions will work 40 hours per week. Chief Reed further reported that the need for administrative help is needed to assist with policy implementation. It is being requested for a large upgrade in the whole fire station radio communications system. Reed stated that what has been discovered is that when the repeater goes down, and they go to direct/talk around, where the radio signal doesn't have to go through repeater to go to someone it will go from my radio to your radio. Reed stated that the current radios only go a mile or less. If the repeater goes down we can't talk from fire station to the three ways, much less the south end of town. He further stated that a VHF repeater is being purchased and received approval for the new frequencies. Old VHF radios allow them to talk further then the city limits which are without a repeater. With a repeater communications installed on the roof of the fire station, communications can go much further, as far as Alice, TX. Reed stated that all radios currently used are not fire rated because they are police radios. They are commercial radios and not intensively safe nor water resistant. If you are in an explosive atmosphere with these radios, chances are they will blow up. The radios proposed to be purchased are intensively safe and water proof. Each radio cost \$5,500 each. These radios talk on VHF, 700, and 800 frequencies. By doing this, we will meet the state communications public safety plan.

Commissioner Garcia suggested for Chief Reed to contact Texas Municipal League (TML) for assistance in drafting policies. Chief Reed's response was that he would not contact TML to assist him with his fire procedures. Reed further stated that with his experience with TML is that they can come in with general safety issues only. As for setting up his engineer's program, wild land firefighting, or the incident command system, they would not be a great reference for this. Commissioner Garcia stated that other cities have already developed these procedures so there is no need to reinvent it. Chief Reed responded that he is capable of writing all these procedures, but has no time to do it which is why he is asking for additional assistance.

Mayor Fugate recessed the meeting at 5:04 p.m.

Mayor Fugate reconvened the meeting at 5:15 p.m. At this time, budget workshop continued.

Task Force – Commander Willie Vera

Commander Vera reported that the Task Force main goal is to have a fund balance of at least current year plus two years in the books. Vera further reported that for fiscal year 2010-2011 seizures, it has exceeded \$1,400,000 million and 2012 \$1,630,000 million. He further stated that in 2012 and 2013 there is \$2,654,000 and in current year there is \$2,195,000. In total bank accounts there is a sum of \$2.8 million in total for state and federal accounts. Vera further stated that taking the \$1.4 million that will be owed for this current fiscal year and for 2014-2015 roughly will come under that. He further stated that the fund balance will be close to \$341,000 as indicated. Commander Vera further stated that a full-time position has been deleted and have a current part-time position. There are 11 employees with 10 full-time and 1 part-time for the new fiscal year. Vera continued to report that with the new fiscal year the Task Force is proposing a new salary schedule which is part of the City Manager's budget. This is the first time in the history of the Task Force where a salary increase is being requested. This is due to attract a quality interdiction officer as well to retain this individual with today's market.

Commissioner Garcia asked how many Task Forces are there in the State of Texas. Commander Vera's response was that this is the only Task Force that is 100% self-sufficient. Vera further stated that due to high success from this Task Force, other cities and counties would like to begin their own Task Force.

Commissioner Pecos commented that this Task Force has been very successful in Kingsville.

Risk Management – Melissa Perez

Mrs. Perez reported on the Risk Management budget. Perez stated that there are a few increases in certain line items within her budget. These increases will assist with the preparation of Safety Week, Employee Recognition & Safety Banquet, Professional Development meetings, and game night events. Also requested is an increase in medical supplies and printing & publishing. Mrs. Perez further stated that the Risk Management office is continuing to strive for a higher standard than the previous years of 2012-2013. Injuries and claims are improving with the new standards that have been implemented since 2012. Perez stated that supervisors are taking a stronger role in training and accident/injury prevention. Mrs. Perez reported that the Risk Manager also meets with the TML Discovery Team and can retrieve the statistics on injuries. She further stated that if claims are climbing to high, a meeting is setup with the supervisor of the department and discuss the issue.

Commissioner Pecos asked for number of accidents and injuries for 2014. Mrs. Perez responded that numbers are improving due to extensive training.

Mayor Fugate stated that he would like to see numbers of injuries reported.

Commissioner Garcia requested to see numbers of auto accidents reported for the past 5 years.

Mayor Fugate recessed the meeting at 5:45 p.m.

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

Mayor Fugate reconvened meeting into regular session at 6:05 p.m.

MINUTES OF PREVIOUS MEETING(S) – Required by Law

Regular Meeting – August 11, 2014

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

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

1. Public hearing regarding request for an alcohol variance for a Beer Retail Dealer's Off-Premise License, Package Store Permit, Local Distributor's Permit, Local Cartage Permit and Package Store Tasting Permit for the establishment known as Tipsy Time located at 2730 S. Brahma Blvd., Suite 100. (Interim Director of Planning & Development Services).

Mayor Fugate announced and opened this public hearing at 6:05 p.m.

Mrs. Jessica Storck, Administrative Assistant filling in for Mrs. Cynthia Martin, Interim Director of Planning & Development Services, stated that this request is for beer retail dealer's off-premise license, package store permit, local distributor's permit, local cartage permit and package store tasting permit for the establishment known as Tipsy Time located at 2730 S. Brahma Blvd., Suite 100. The property in question comes within 300 feet of a school which require Commission approval. All required notices have been sent to the property owner within 300ft with a public hearing notice was placed in the

newspaper on August 3, 2014. As of this point, staff has not received any negative feedback from the property owners or citizens that have been noticed.

Mayor Fugate closed this public hearing at 6:08 p.m.

2. Public Hearing on a proposed tax rate increase from \$.84220 to \$.89255 for Fiscal Year 2014-2015. (Finance Director).

Mayor Fugate announced and opened this public hearing at 6:08 p.m.

Mrs. Courtney Alvarez, City Attorney stated that before the Finance Director makes her presentation regarding the proposed tax rate, the tax rate public hearing statement must be read.

Mrs. Alvarez stated that a second public hearing on the tax rate will take place on September 3, 2014 at a special City Commission meeting at 6:00 p.m. in the Alcorn Commission Chambers here at City Hall, 200 E. Kleberg, Kingsville, Texas. The vote to adopt the City of Kingsville's 2014-2015 fiscal year tax rate will take place on September 15, 2014 at a City Commission meeting at 6:00 p.m. in the Alcorn Commission Chambers here at City Hall, 200 E. Kleberg, Kingsville, Texas.

Mrs. Deborah Balli, Finance Director reported that the proposed tax rate is been proposed to increase from 0.84220, which is this year's tax rate to .89255 which is just below the roll back rate. Currently this year's taxable values are \$728,913,665 which increases over last year's taxable values of \$714,248,395 for a total of \$14,665,270. If the City did not increase the tax rate, the city would take \$123,511 of additional revenues if we kept the tax rate. Mrs. Balli further stated that the same as last year, if we were to increase it to the proposed rate, we would take in an additional \$367,008, it gives us room to work with if it comes up to through the budget process

Mayor Fugate asked if our present budget is based on 0.84220 tax rate. Mrs. Balli stated that this was correct.

Mayor Fugate closed this public hearing at 6:10 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, **HISTORICAL SURVEY PRESENTATION**. No formal action can be taken on these items at this time."*

Mrs. Alvarez reminded staff about the next budget workshop scheduled for August 26, 2014 at 4:00 p.m.. Monday, September 1, 2014 is Labor Day and city offices will be closed to observe the holiday. Next budget workshops are scheduled for Tuesday, September 2, 2014 at 4:00 p.m. and Wednesday, September 3, 2014 at 4:00 p.m. with a special meeting at 6:00 p.m. with a public hearing on the budget and tax rate.

Mayor Fugate introduced Mr. Jose Luthenbacher, Life Scout Troop 186. Mr. Luthenbacher discussed his Eagle Scout Project for Kingsville which consists of repairing and painting old street markers throughout the City.

IV. Public Comment on Agenda Items³

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

Mrs. Jean Claire Turcotte of 3730 Andron is requesting that the committee that was formed last year to have the centennial for the Kleberg County continues and put together the Pinto Bean Contest this Friday and Saturday of the Labor Day weekend. She further stated that she is requesting from the City in-kind services and a small donation. She stated that they would like to make this an annual event. Mrs. Turcotte stated that one recipient will receive a scholarship for Texas A&M University-Kingsville. The committee would like to continue this event as an annual event.

Commissioner Pecos asked for the name of the scholarship. Mrs. Turcotte responded that it is called the Kleberg County Centennial Scholarship.

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

1. Motion to approve final passage of an ordinance amending the City of Kingsville Code of Ordinances Chapter VII, Article 5, Traffic Schedules, providing for a new school zone on Shelly Street for the Kingsville Independent School District's H. M. King High School and the installation of school zone signs. (City Engineer/Public Works Director).
2. Motion to approve final passage of an ordinance amending the Fiscal Year 2013-2014 Budget for the Tourism Fund to provide funding to the Façade Grant Program. (Director of Finance).
3. Motion to approve final passage of an ordinance amending the Fiscal Year 2013-2014 Budget for the General Fund Service Center to provide funding for the Service Center to repair and restart the cathodic protection system and for TCEQ required inspections. (Director of Finance).
4. Motion to approve final passage of an ordinance amending the Fiscal Year 2013-2014 Budget for the General Fund Landfill Department to provide funding for ground water monitoring and Title V air permit. (Director of Finance).
5. Motion to approve final passage of an ordinance amending the Fiscal Year 2013-2014 Budget for the Utility Fund Waste Water Department to provide funding for repair of 2000 AMP main breaker and fuel purchase for backup generator. (Director of Finance).
6. Motion to approve final passage of an ordinance amending the Fiscal Year 2013-2014 Budget for the General Fund Municipal Court Department to provide funding for temporary employees in Municipal Court while the Department was understaffed. (Director of Finance).
7. Motion to approve final passage of an ordinance amending the Fiscal Year 2013-2014 Budget for the General Fund Finance Department to provide funding for additional audit fees. (Director of Finance).

REGULAR AGENDA

CONSIDERATION OF MOTIONS, RESOLUTIONS, AND ORDINANCES:

VI. Items for consideration by Commissioners.⁴

8. Consider authorizing a request for an alcohol variance for a Beer Retail Dealer's Off-Premise License, Package Store Permit, Local Distributor's Permit, Local Cartage Permit and Package Store Tasting Permit for the establishment known as Topsy Time located at 2730 S. Brahma Blvd., Suite 100. (Interim Director of Planning & Development Services).

Motion made by Commissioner Garcia Commissioner Pecos to authorizing the request for an alcohol variance for Topsy Time located at 2730 S. Brahma Blvd., Suite 100, seconded by Commissioner Pena. The motion was passed and approved by the following vote: Leubert, Pecos, Pena, Garcia, Fugate voting "FOR".

9. Consider resolution authorizing the Mayor, Chief of Police and Task Force Commander to enter into an Interlocal Cooperation Agreement between the Kleberg County Sheriff's Office, the Jim Wells County Sheriff's Department, the City of Kingsville-Kingsville Specialized Crimes and Narcotics Task Force and the City of Kingsville Police Department. (Task Force Commander).

Commander Vera stated that with the four agencies that are participating in the Stone Garden Grant. Commander Vera further stated that any of the agencies involved have a seizure, it must be distributed among all the agencies.

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

10. Consider authorizing participation in the Pinto Bean Festival and BBQ Cook-off August 29 & 30, 2014 at the J.K. Northway Expo Center. (Director of Tourism).

Mr. Leo Alarcon, Tourism Director stated that this request is for in-kind services from the City of Kingsville. This would consist of advertisement of the Pinto Bean Festival with a total cost of \$1,500, security from the Police Department estimated at \$3,600 and trash cans and trash pickup estimated at \$200.

Commissioner Pecos asked if the Tourism Department has the money to cover the cost of advertisement. Mr. Alarcon responded that it's within the Tourism budget.

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

11. Consider authorizing participation in the Kingsville Heritage Rodeo & Cook-off, November 21 & 22, 2014 during the King Ranch Breakfast and the Ranch Hand Festival. (Director of Tourism).

Mrs. Alvarez stated that the Tourism Director has requested for Commission not to take any action on this item at this time. It will be brought to Commission at a later meeting.

No action taken.

12. Consider introduction of an ordinance amending the City of Kingsville Code of Ordinances by amending Chapter IX, Article 5, Fire Prevention and Protection, adopting Section 15, providing for exceptions to the Fire Code for Multi-Story Buildings. (Fire Chief).

Chief Reed stated that this item is to amend the City of Kingsville's Fire Prevention Ordinance due to the number of other apartment complexes that are requesting plans approval for this same type construction. Other cities have discovered there are long corridors or breezeways in 2 or 3 story buildings. These corridors or breezeways are not required to have sprinkler coverage under the international fire code. Chief Reed further stated that he is asking that several parts of the building have sprinklers including breezeways, stairwells, patios, and possibly the attics. Reed further stated that he would also like future projects to include a dry standpipe system for firefighter hose line access in the stairwells due to the length of the buildings and the potential for long hose lays.

Introduction item.

13. Consider rescinding condemnation order for 317 North 1st Street, Kingsville, Texas. (Interim Director of Planning and Development Services).

Ms. Jennifer Bernal, Community Appearance Supervisor reported that on April 23, 2014, the City Commission voted to condemn the house located at Lot 14, 15 and 16, Block 7, Henrietta Addition, also known as 317 N. 1st Street. The owners were given 30 days to demolish the property. The owners of record were Delwin Randall and Jeffrey Lee Price. Mr. Delwin is a realtor and had the house up for sale at the time of the condemnation. Ms. Bernal further stated that by May 23, 2014 code enforcement inspectors and the building official went out to the property and noticed that the structure was still standing. On July 23, 2014, Angelita Trevino purchased the property from Delwin Randall and Jeffrey Lee Price. Mrs. Trevino plans to repair the house and live in it and has agreed to hire an engineer, at her expense, to inspect the roof, structure and foundation of the house and submit plans for any needed repairs. Mrs. Trevino has also agreed to hire a general contractor to do the work and is also working with Mr. Ramirez, Building Official. Mr. Ramirez is asking the engineer to submit three sets of plans for his approval. It will take about one week for plan review and authorization of the permit. Once the permit is issued, the contractor will have 60 days to complete the work. Ms. Bernal further stated that it is staff's recommendation to rescind the condemnation of property located at 317 N. 1st Street.

Mayor Fugate stated that his concern is that staff puts a lot of time and energy into this work, and would like for staff to look possibly having the property owner reimburse the city of some of the cost spent in preparation of a condemnation.


Mr. Capell asked Ms. Bernal if there are any liens placed on this property and whether property taxes are paid up to date. Ms. Bernal responded that the property taxes of \$803.00 were paid for current year of 2014. Year 2012 and 2013 was a total of \$4,246.00, which were also paid off. Also paid was cleaning lien totaling \$593.71.

Commissioner Leubert stated that the previous owner should be charged an administrative fee.

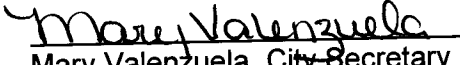
Motion made by Commissioner Garcia to approve the rescinding of condemnation of 317 N. 1st Street, seconded by Commissioner Pecos. The motion was passed and approved by the following vote: Leubert, Pecos Pena, Garcia, Fugate voting "FOR".

VII. Adjournment.

There being no further business to come before the City Commission, the meeting was adjourned at 6:40 p.m.


Sam R. Fugate, Mayor

ATTEST:


Mary Valenzuela, City Secretary