

SEPTEMBER 16, 2015

A SPECIAL EMERGENCY MEETING OF THE CITY OF KINGSVILLE CITY COMMISSION WAS HELD ON WEDNESDAY, SEPTEMBER 16, 2015 IN THE HONORABLE ROBERT H. ALCORN COMMISSION CHAMBERS 200 EAST KLEBERG AVENUE AT 12:00 P.M.

CITY COMMISSION PRESENT:

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

CITY COMMISSION ABSENT

Arturo Pecos, Commissioner

CITY STAFF PRESENT:

Courtney Alvarez, Interim City Manager/City Attorney
Mary Valenzuela, City Secretary
Deborah Balli, Finance Director
Diana Gonzales, Human Resources Director
Melissa Perez, Risk Manager
Emilio Garcia, Health Director
Charlie Cardenas, Public Works Director/Engineer

I. Preliminary Proceedings.

OPEN MEETING

Mayor Fugate opened the City Commission at 12:00 p.m. with four City Commission members present. Commissioner Pecos being absent.

INVOCATION / PLEDGE OF ALLEGIANCE – (Mayor Fugate)

Mayor Fugate waived the preliminary proceedings.

MINUTES OF PREVIOUS MEETING(S) – Required by Law

NONE

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

1. NONE

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, Water And Wastewater Rate Study Presentation. No formal action can be taken on these items at this time."

Mrs. Alvarez stated that agenda items and staff reports for the City Commission meeting on September 28th, are due today by 5:00 p.m.

Mayor Fugate stated that the Conner Museum will be hosting an event tonight from 6:00 to 8:00 p.m.

Mrs. Alvarez further reported that the Historical Board meeting scheduled for today has been cancelled. As far as she is aware, the Planning & Zoning Commission will still be meeting this evening. The State of the County Address is scheduled for tomorrow at 11:30 a.m. at the Salazar Building.

Commissioner Pena stated that he would like to read an excerpt from the Corpus Christi Caller Times regarding raises being proposed for City of Corpus employees. Pena further stated he is very disappointed that this Commission refuses to adequately pay our city employees. He further stated that he is also disappointed that some of the

Commission have come up with a threshold in terms as to what is important and he believes that this is not fair. Pena stated that every position in the City of Kingsville is important. He stated that the Commission needs to keep this in mind as they tackle this issue in the future. With the comment made that the issue be placed on the new City Manager, and maybe the City Manager will bring it back in a month or two.

Commissioner Garcia asked if he could respond to the comment made by Commissioner Pena.

Mayor Fugate suggested to allow the Commission to get to the item, then the Commission may make their comments.

IV. Public Comment on Agenda Items³

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

No comments made.

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)

None.

REGULAR AGENDA

CONSIDERATION OF MOTIONS, RESOLUTIONS, AND ORDINANCES:

VI. Items for consideration by Commissioners.⁴

1. **Consider final passage of an ordinance adopting the City Manager's Budget, as amended, of the City of Kingsville, Texas, and appropriating funds for the fiscal year beginning October 01, 2015 and ending September 30, 2016 in the particulars hereinafter stated. (Director of Finance).**

Commissioner Garcia commented that he has been a City Commissioner for a long time. The Commission has made changes as time has gone by and we've had abided by such comments as Commissioner Pena has eluted too, but we also have to remember that there was a package presented to the Commission that stated that certain amount of people were going to get raises and the other were to receive nothing. Garcia further stated that the Commission has to remember that those employees that are not heading a department aren't considered in packages like those being proposed. He further stated that those employees who have working positions outside would also like a package like this. He stated that this needs to be considered as well, as it is a balance that needs to be retained and if the need arises we can always do that, it's not an impossibility. Garcia stated that he feels that the Commission needs to look at how the money is being spent. With \$57,000, when you look at it for a year, with a budget of \$45,000,000.00 as a comparison is very little amount. But when you add it up year after year, within 4 to 5 years, it's a core of \$1 million.

Mayor Fugate asked for a motion on this item.

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

Mayor Fugate asked Mrs. Balli, that it is his understanding that the City Commission has to pass this budget today or our effective tax rate will cost us close to \$80,000 out of revenues, which will be \$80,000 less than what we have if the Commission doesn't approve this budget today as today is the last day.

Mrs. Balli responded that from what Mrs. Alvarez and herself been able to determine, today is the last day to approve the budget.

Mayor Fugate commented that this is good enough for him. He stated that he wants to make sure that everybody understands why he is changing his vote. Fugate further stated

that this is not something that he wants to do, he doesn't agree with the budget and feels that he has made his point very clear on that, but we can't lose revenue and it's very unfortunate that we can't do this Monday when Commissioner Pecos returns. Fugate stated that he can vote his conviction, but he can't as he can't stand to lose money.

Commissioner Leubert stated that on Commissioner Pena's comment, staff was talking about step increase, which we already have that was put into place many years ago, and are still in place.

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

2. Consider final passage of an ordinance establishing and adopting the ad valorem tax rate for all taxable property within the City of Kingsville, Texas for the Fiscal Year beginning October 01, 2015 and ending September 30, 2016, distributing the tax levy among the various funds, and providing for a lien on real and personal property to secure the payment of taxes assessed. (Director of Finance).

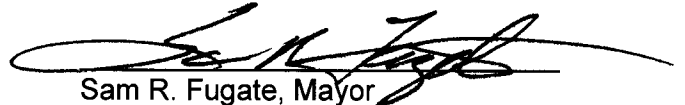
Motion made by Commissioner Pena "I move that the property tax rate be increased by the adoption of a tax rate of \$0.84220, which is effectively a 1.21% percent increase in the tax rate", seconded by Commissioner Leubert. The motion was passed and approved by the following vote: Leubert, Pena, Garcia, Fugate voting "FOR".

3. Consider ratifying the property tax increase reflected in the 2015-2016 Annual Budget of the City of Kingsville. (Director of Finance).

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

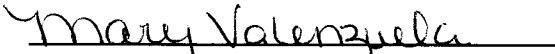
VI. Adjournment.

There being no further business to come before the City Commission, the meeting was adjourned at 12:11 p.m.



Sam R. Fugate, Mayor

ATTEST:



Mary Valenzuela, TRMC, City Secretary