

MARCH 9, 2015

A REGULAR MEETING OF THE CITY OF KINGSVILLE CITY COMMISSION WAS HELD ON MONDAY, MARCH 9, 2015 IN THE HONORABLE ROBERT H. ALCORN COMMISSION CHAMBERS 200 EAST KLEBERG AVENUE AT 6:00 P.M.

**CITY COMMISSION PRESENT:**

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

**CITY COMMISSION ABSENT:**

Al Garcia, Commissioner  
Arturo Pecos, Commissioner

**CITY STAFF PRESENT:**

Courtney Alvarez, Interim City Manager/City Attorney  
Mary Valenzuela, City Secretary  
David Mason, Purchasing/IT Director  
Tony Verdin, Systems Specialist  
Deborah Balli, Finance Director  
Tom Ginter, Director of Planning & Development Services  
Emilio Garcia, Health Director  
Diana Gonzales, Human Resources Director  
Willie Vera, Task Force Commander  
Cynthia Martin, Downtown Manager  
Susan Ivy, Parks & Recreation Manager  
Charlie Cardenas, Public Works Director/City Engineer  
Bill Donnell, Asst. Public Works Director/Golf Course Manager  
Joey Reed, Fire Chief  
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 6:00 p.m. and announced quorum with three Commission members present. Commissioner Garcia and Commissioner Pecos out attending the National League of Cities Conference.

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

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

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

Regular Meeting – February 23, 2015

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

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

**1. Public hearing regarding condemnation proceeding for structures located at 1247 E. King, Kingsville, Texas. (Director of Planning & Development Services).**

Mayor Fugate announced and opened this public hearing at 6:04 p.m.

Mr. Tom Ginter, Director of Planning & Development Services, reported that this property has been without water services since November, 2012. Back in July 31, 2014, the property owner was given a 90 day extension which would allow the property owner to make all necessary repairs. As of October 31, 2014 no permits have been pulled or work been done to the structure.

Mayor Fugate announced that this is a public hearing and if anyone would like to speak on behalf of this item may do so with a five minute time limit.

No comments were made.

Mayor Fugate closed this public hearing at 6:06 p.m.

**2. Public hearing regarding condemnation proceeding for structures located at 409 E. Nettie, Kingsville, Texas. (Director of Planning & Development Services).**

Mayor Fugate announced and opened this public hearing at 6:06 p.m.

Mr. Ginter reported that this property has been without water services since January 2010. Mr. Ginter stated that all comment codes which are descriptive of this property have been noted. No extensions to this property have been given.

Mayor Fugate commented that the common thing about these properties is that they have been abandoned by the property owners.

Commissioner Leubert commented that property taxes have not been paid since 2007.

Mayor Fugate announced that this is a public hearing and if anyone would like to speak on behalf of this item may do so with a five minute time limit.

No comments were made.

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

**3. Public hearing regarding condemnation proceeding for structures located at 508 S. 2<sup>nd</sup>, Kingsville, Texas. (Director of Planning & Development Services).**

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

The following was quoted from the audio recording that was taken from during this meeting.

Mr. Ginter reported that this property has been without water services since August, 2004. The typical comment codes which are descriptive of this property have been noted. No extensions to this property have been given.

Mayor Fugate asked when the last time the taxes were paid for this property.

Mr. Ginter responded that he did not have this information at this time.

Mayor Fugate announced that this is a public hearing and if anyone would like to speak on behalf of this item may do so with a five minute time limit.

Mrs. Betty Wilson Carter, 829 S. 24<sup>th</sup> Street. Mrs. Carter stated that she use to reside at 508 S. 2<sup>nd</sup>, when there used to be a house, but has since been demolished which caused plumbing problems to the Barber Shop structure. Carter stated that this is the only structure that is left for the black/industrial district to which there isn't much left of this community. Mrs. Carter commented that this structure needs to be saved as it is part of the black history of this town. Mrs. Carter further stated that taxes are paid up to date on this property. She further stated that the individual who owned this property was Charles Andrews, who worked in this community with Otis West, Dr. Risner, and several other individuals such as Clyde Allen who recognized the segregation of all that was going on in Kingsville. She further commented that a lot of individuals are sitting here today and enjoying the benefits of black and white together. Carter stated that this was the time and period of history that she came through that didn't allow them to enter any establishment that was considered white. She further commented that while some of them were not able to bleach their hair and not use their native language in order to pass. Carter then stated that she will stand in front of the Commission to try and get this building restored.

Mayor Fugate asked Mrs. Alvarez if the Commission is allowed to ask any questions during public hearing. Mrs. Alvarez responded that questions can be asked during the action item.

Mr. Leotis Carter, 692 W. Warren. Mr. Carter stated that he knew of the Andrew's building as his mother lived in this house. He stated that he purchased the property to restore it. He further commented that he did the best that he could to get an engineer to do the drawing. When the drawings were drawn up, he submitted the drawings to the previous engineer. Carter further stated that the garage has been repaired but had issues with the previous building inspector, Abel, although he repaired the garage, not as much, but repaired the roof. He couldn't do the rest of the building because he was not allowed to adopt-a-truck due to not having water services for the property. Carter further stated that he then decided to get the property across the street to which he purchased which used to be a cleaners. He stated that he had worked at this cleaner's every day and was able to place a fence and moved stuff into the property that he had in his own backyard so that he wouldn't get in trouble with the Beautify of Kingsville. He further stated that he made sure the structure did not have any leaks before purchasing the property to which he made the city aware of. The wiring was done by the previous owner to which Mr. Carter spoke to staff in the City that informed him that he would not be able to get electric services. Mr. Carter stated that his goal was to get electricity turned on so that he could do repairs and be able to have light going across the street in case he had to work at night. Mr. Carter commented that his goal is to beautify Kingsville on the West Side. Carter stated that he does have rent property to which he put rent stuff in it now. He further stated that he was told that this was not allowed and would

have to have a C2 business in order to receive electricity services. Mr. Carter stated that he has been getting the run around from staff which makes him upset because he wants for people to come into Kingsville to live. He further commented that he has resided in Kingsville for 40 years and has not seen any improvements on the West Side. He stated that the only thing that has been improved is a Park that is located on the West Side. He commented that he is only working to save this structure as his family does not want to get involved with the issue, but rather sue the City.

Mayor Fugate closed this public hearing at 6:14 p.m.

**4. Public hearing regarding condemnation proceeding for structures located at 525 W. Lott, Kingsville, Texas. (Director of Planning & Development Services).**

Mayor Fugate announced and opened this public hearing at 6:14 p.m.

Mr. Ginter reported that this property has had no water services since October, 2006. All comment codes that are equivalent with this property have been noted. No extensions have been given to this property.

Commissioner Leubert commented that the taxes due by April 2015 is \$9,515.00, to which has unpaid taxes since 2008.

Mayor Fugate announced that this is a public hearing and if anyone would like to speak on behalf of this item may do so with a five minute time limit.

No comments made.

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

**5. Public hearing regarding condemnation proceeding for structures located at 128 W. Ave. A., Kingsville, Texas. (Director of Planning & Development Services).**

Mayor Fugate announced and opened this public hearing at 6:16 p.m.

Mr. Ginter reported that this property has had no water service since July, 2007.

Commissioner Leubert commented that this property is years behind in taxes.

Mayor Fugate announced that this is a public hearing and if anyone would like to speak on behalf of this item may do so with a five minute time limit.

No comments made.

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

**6. Public hearing regarding condemnation proceeding for structures located at 1029 N. 9<sup>th</sup> Kingsville, Texas. (Director of Planning & Development Services).**

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

Mr. Ginter reported that this property has had no water services since November, 2008.

Mayor Fugate asked if staff has had any contact with the property owner. Mr. Ginter responded that staff has not received any contact from the property owner.

Commissioner Leubert commented that this property owes taxes for 2014 in the amount of \$213.

Mayor Fugate announced that this is a public hearing and if anyone would like to speak on behalf of this item may do so with a five minute time limit.

No comments made.

Mayor Fugate closed this public hearing at 6:18 p.m.

**II. 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."*

Mrs. Alvarez, Interim City Manager/City Attorney, reported that due to heavy rains, the Landfill had to be closed to citizens due muddy roads. Also, the Parks Department closed Dick Kleberg Park at 5:00 p.m. due to the flooding in the fields. Mrs. Alvarez further reported that Susan Ivy has been working with the Texas A&M Agriculture Office and Keep Kingsville Beautiful for a Spring Break Activity on Tuesday, March 17, 2015 at Dick Kleberg Park, with activities, games, and crafts from 4:00 p.m. to 6:00 p.m. and at 7:30 p.m., they will be showing the movie Big Hero 6. Mrs. Alvarez further reminded the Commission that there are some school districts that are having Spring Break this week, so we want to remind the citizens to drive extra careful for the next two weeks, as kids will be out on Spring Break. Alvarez reported that the Warrant Roundup continues this week with active enforcement and advice people that if they have any pending matters with Municipal Court they may want to contact the office and get this resolved. Alvarez also reported that she attended the Commissioners Court Meeting today, where city staff participated in a presentation on behalf of the EDC and would like to thank all those who participated in this presentation. Mrs. Alvarez reported that the next scheduled City Commission meeting is for Monday, March 23, 2015 with deadline for agenda items on Friday, March 13, 2015 as well as staff report information.

Commissioner Leubert thanked the Community for their support to the first held Farmer's Market which was a big success.

Commissioner Pena stated that after attending a Kenedy County Commissioner's Court meeting, he was asked if the City could reinstate some cooperation in terms of animal control in Kenedy County.

### III. Public Comment on Agenda Items.<sup>3</sup>

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

Mrs. Betty Wilson Carter, 829 S. 24<sup>th</sup> Street, commented that she feels that after living here all her life, she would like to improve all areas of Kingsville. Mrs. Wilson further commented that potholes are causing serious damages to citizens vehicles and would like to see the City better repair these streets.

### IV.

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

1. **Motion to approve resolution authorizing the release of Chapter 59 Funds of the Kingsville Police Department for donation to the Boy Scouts of America for Drug Abuse Prevention Programs. (Chief of Police).**
2. **Motion to approve the appointment of Mr. Daniel Burt to the Historical Development Board for a three (3) year term. (Downtown Manager).**

#### REGULAR AGENDA

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

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

**3. Consider condemnation of structures located at 1247 E. King, Kingsville, Texas. (Director of Planning & Development Services).**

Commissioner Pena stated that after speaking with Mrs. Margarita Ambriz who has provided a letter to him stating that she has sought help for repairs to the roof at this location. She will purchase all necessary materials for this repair. Pena further stated that according to the letter from Mrs. Ambriz, all delinquent taxes have been paid and is requesting additional time to secure the individuals and materials for the repairs.

Mayor Fugate asked how much time Mrs. Ambriz is requesting.

Mrs. Ambriz stated that she would need an additional six months to make the repairs.

Mayor Fugate asked what the condition of the house was like.

Mrs. Ambriz stated that the interior of the structure is ok except the living room. She further stated that she has spoken with Delma Rios who knows individuals who can assist Mrs. Ambriz with the repairs.

Mayor Fugate commented that with this property being on a major thoroughfare, visitors that come into Kingsville to visit drive through King Street which makes it important that these homes that are not maintained. Mayor Fugate further commented that if the Commission grants her the extension, permits would need to be pulled for the repairs. If repairs are not started and completed by a certain time, this structure will be brought back to the City Commission for condemnation consideration.

Mrs. Ambriz further commented that she received an extension previously which allowed her to pay back taxes. This extension will allow her to begin repairs.

Commissioner Leubert suggested for Mrs. Ambriz to meet with Daniel and Tom to get a realistic timeline on what it's going to take for both Mrs. Ambriz and the City, but will have to meet with staff on staff's schedule.

Mayor Fugate suggested not to take any action on this condemnation, but will revisit it at a later time. This will allow the property owner to visit with city staff and give her more time to begin the repairs. Mayor Fugate further stated that if repairs are not done, City staff will bring the item back to the Commission for condemnation consideration.

No action taken.

**4. Consider condemnation of structures located at 409 E. Nettie, Kingsville, Texas. (Director of Planning & Development Services).**

Motion made by Commissioner Leubert finding not able to repair building or structure is unsafe and present condition is a violation of ordinances and cannot be corrected without substantial reconstruction then declare the building or structure to be a 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, Pena, Fugate voting "FOR".

**5. Consider condemnation of structures located at 508 S. 2<sup>nd</sup>, Kingsville, Texas. (Director of Planning & Development Services).**

Mayor Fugate stated that what he sees as far as owners of this property is eight sisters and two brothers.

Mr. Carter commented that he is the one who purchased the property and placed it under a business name. He further stated that he was told it needed to be back under his name which is the process he is going through so that they can turn on water and electricity services.

Mayor Fugate stated that he understands why they are not turning water services on for him and further asked Mr. Carter if he has seen the pictures submitted by city staff.

Mr. Carter commented that he also had the same issue at the property located across the street which list the eight sisters and two brothers. He stated that they wouldn't do anything even though there wasn't any structure problems or electrical problems, they wouldn't turn on water services because it wasn't under his name.

Mayor Fugate further asked Mr. Carter if he has seen the pictures submitted by city staff.

Mr. Carter responded that he has seen the pictures. He further commented that it's the roof and not the structure. Once the roof is taken off it would be like the building that the Mayor's office is in.

Mayor Fugate responded that when he saw those pictures, he thought about his office and what happens is when you take the roof off, you get into windstorm as whether the walls are going to be strong enough.

Mr. Carter commented that they are old school which is what's better than what we have now. Carter further commented that once he tears the building down the cost, everyone thinks the cost is cheaper, but it's not.

Mayor Fugate commented that there hasn't been any City Commission that is more concerned about historic preservation. Fugate stated that while the City Commission has been very active in the Douglas School on the West Side and in process in restoring the old High School and actively involved in the Flato School property, so he takes issue with us not being concerned about historic sites.

Mr. Carter commented that a lot of city's he goes to that take over tax sales, board up the house or buildings that are left abandon; this isn't done here in Kingsville. Carter further commented that the city has partial ownership property before they resale it to the new owner and with this he is a new owner who is stuck with trying to fix it.

Mayor Fugate asked if Mr. Carter thought it was the City's obligation to board up all the buildings in Kingsville.

Mr. Carter responded that as the entity that owns the property for a long period of time. Carter further stated that the house was fine until people started breaking into the house, which should have been boarded up. Carter stated that the City of Corpus Christi boards their properties.

Mrs. Alvarez commented that Kleberg County Trustees own some property in the area and the Trustees represent all of the taxing entities not just the city.

Mr. Carter further stated that his plan is to try and restore the property and make into a barber shop school. He stated that he had plans and gave it to them to look at.

Mayor Fugate asked who is referring as to they.

Mr. Carter responded that he gave them to the last engineer who was upstairs, but is no longer with the City.

Mayor Fugate asked Mr. Charlie Cardenas, Public Works Director/City Engineer how long he has been employed with the City. Mr. Cardenas responded that he has been with the City for two years. Mayor Fugate further asked Mr. Carter who he had given the plans to.

Mr. Carter responded that he had given them to the last engineer that was here.

Commissioner Leubert asked Mr. Carter how long of an extension he would need to get a new roof on this structure, because it's not just the roof, but to clean up the building.

Mr. Carter responded that half of it has already been cleaned out with sheetrock on the walls on half of the building. The other half is not done due to bees. Carter further stated that he is looking until summer to take the entire roof off.

Commissioner Leubert asked that in what period of time he would be able to get a new roof on the building.

Mr. Carter responded that he can keep coming back to the Commission and show progress on the building.

Commissioner Leubert commented that the he would need to have a timeline.

Mr. Carter stated that he would need to have six months to show that progress has been made.

Mayor Fugate asked if the building has been engineered.

Mr. Carter stated that the he was showing him engineered work at that time and will try again a metal roof.

Mayor Fugate commented that before Mr. Carter spends a dime on this building; hire an engineer to see if it is even worth keeping. Fugate further commented that what Mr. Carter will be surprised to find out, is that the structure is unsound.

Mr. Carter commented that they say it was fine.

Mayor Fugate asked who Mr. Carter is referring as to they.

Mr. Carter responded that he is referring to the engineer in Kingsville.

Mayor Fugate asked for the engineer's name. Mr. Carter responded that he is referring to the engineer that is located next door to the Methodist Church.

Mayor Fugate asked if Mr. Carter had a report from the Engineer.

Mr. Carter's response was that he didn't receive a report because he didn't pay for a report. Carter further stated that he spoke to the Engineer personally, and they told him to tear down the structure. Carter further stated that once he tears the structure down, which is what everyone says, "just tear it down", which is the problem with the City of Kingsville, everyone just wants to tear it down. Carter stated that this isn't the answer for everything, and if he can fix the structure the city should allow him to do so.

Mayor Fugate commented that he doesn't want to tear down anything in Kingsville but he wants citizens to take care of their property and maintain it. Fugate further commented that Mr. Carter has had this property for close to two years and came in to see Mr. Kahn, and asked if Mr. Carter saw this as taking care of the property.

Mr. Carter responded no as he didn't have time and that for two years after working and paying taxes for the City of Kingsville, he has done a lot more and the City hasn't checked the other side of the structure.

Mayor Fugate commented that Mr. Carter could have gotten a trailer and loaded the trash and haul it to the City cleanup event that is done every six months.

Mr. Carter commented that he has come to the City and try to get the trailer, as his trailer collapsed on the wheels. He further commented that he has attempted numerous times to rent the truck, but was told that he needed a contract to turn on water.

Mayor Fugate commented that while Mr. Carter is busy criticizing staff which he takes exception to as well. Fugate further commented that Mr. Carter's criticism is not getting him very far with him. Mayor Fugate stated that he does care about this city and he doesn't feel that Mr. Carter feels the same way.

Mr. Carter's response was for staff to look at the property across the street which he devotes his time after hours.

Mayor Fugate at this time, came up to the camera videotaping the City Commission meeting and displayed a photograph taken by city staff, showing how bad the structure is located at 508 S. 2<sup>nd</sup> Street.

Mr. Carter commented that he would like for citizens to go by 501 S. 2<sup>nd</sup> Street where the cleaners is located and see the big change that has been done. Carter stated that he was planning on doing the same thing to the other property, but has been giving the run around and has received no assistance from anyone.

Mayor Fugate commented to Mr. Carter that the City Commission will probably grant him the additional time, although he doesn't feel that Mr. Carter should receive additional time. Fugate further commented that Mr. Carter needs to come with a plan to repair this property as well as a timeline of completion.

Mr. Carter commented that he would like to come back to the Commission and prove them wrong. He further commented that some individuals sit behind a desk and think that others can't do certain things.

Commissioner Leubert commented that in all fairness, since the Commission has approved the additional time being requested by Mrs. Ambriz, she is proposing that the Commission grant Mr. Carter additional time to make the necessary repairs. Leubert further commented that Mr. Carter would have to meet with Charlie Cardenas, Public Works Director/City Engineer, Tom Ginter, Director of Planning & Development Services and Daniel Ramirez, Building Official within the next week or two to begin a plan for repairs to the property. Leubert further commented that she would like staff to update the City Commission on the status of this property.

Commissioner Pena asked if property taxes were up-to-date. Mr. Carter responded yes, his paycheck is going towards property taxes.

Mrs. Alvarez stated that according to the statement from the Tax Assessor Collectors Office dated January 16, 2015, taxes for years 2012, 2013, and 2014 were due as of January 16, 2015. Alvarez further commented that taxes couldn't have been paid as of January 16<sup>th</sup>, but as of the printout date three years are still due.

Mayor Fugate asked for a recommendation from the City Commission regarding this property.

Commissioner Leubert commented that she has already made her proposal to allow Mr. Carter more time, but must meet with city staff as soon as possible.

Mayor Fugate commented that city staff both past and existing works very hard at what they do to serve the citizens of this city. Fugate further stated that he takes exception to comments made about by Mr. Naim Kahn, and existing City Engineer and Planner and anyone else that is involved in this process. Fugate further stated that he doesn't like when citizens misrepresent the fine work that City staff does for the City of Kingsville.

No action taken.

**6. Consider condemnation of structures located at 525 W. Lott, Kingsville, Texas. (Director of Planning & Development Services).**

**Motion made by Commissioner Leubert finding not able to repair building or structure is unsafe and present condition is a violation of ordinances and cannot be corrected without substantial reconstruction then declare the building or structure to be a 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, Leubert, Fugate voting "FOR".

7. Consider condemnation of structures located at 128 W. Ave. A, Kingsville, Texas. (Director of Planning & Development Services).

Motion made by Commissioner Leubert finding not able to repair building or structure is unsafe and present condition is a violation of ordinances and cannot be corrected without substantial reconstruction then declare the building or structure to be a 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, Pena, Fugate voting "FOR".

8. Consider condemnation of structures located at 1029 N. 9<sup>th</sup> Street, Kingsville, Texas. (Director of Planning & Development Services).

Motion made by Commissioner Leubert finding not able to repair building or structure is unsafe and present condition is a violation of ordinances and cannot be corrected without substantial reconstruction then declare the building or structure to be a 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, Leubert, Fugate voting "FOR".

9. Consider a resolution of the City of Kingsville, Texas to urge the 84<sup>th</sup> Texas Legislature to provide \$8.1 million in State Debt Service that will allow Texas A&M University-Kingsville to leverage \$93 million in issued bonds, for the renovation and expansion of existing facilities to meet enrollment demands in Science, Technology, Engineering, Mathematics, Music, and other educational programs. (Mayor Fugate).

Motion made by Commissioner Leubert to approve this resolution, seconded by Commissioner Pena.

Mayor Fugate commented that Kleberg County Commissioners' Court has already approved this item.

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

10. Consider a resolution of the City of Kingsville approving changes to the entry level requirements for the Fire Department as recommended by the City of Kingsville Civil Service Commission. (Director of Human Resources).

Mrs. Diana Gonzales, Human Resources, reported that this item is a request for changes to the entry level requirements for the Fire Department. Gonzales stated that after a meeting with the Civil Service Commission, regarding difficulties in attracting qualified applicants for entry level testing. The changes that are being requested is to allow individuals or candidates that are paramedics certified to give them six months to complete their Fire Structure Certification. If this is not met, is would be asked that the individual or candidate already Fire Fighter Certified and then complete their Paramedic Certification. Gonzales stated that if we still cannot get qualified candidates, they will be looking in getting candidates that are already Paramedic Certified then the City of Kingsville will put them through the Academy, where they will have nine months to complete their Fire Service.

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

11. Consider waiver of water tap and connection fee for "Weavers of Love", who is a new soup kitchen. (Director of Public Works/City Engineer).

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

12. Consider introduction of an ordinance amending Chapter IX-General Regulations, Article 8-Parks and Recreation, Section 9-8-41, providing for the revision of fees for school teams at the L.E. Ramey Golf Course. (Golf Course Manager).

Mr. Bill Donnell, Assistant Public Works Director/Golf Course Manager, reported that staff has been approached by several schools have inquired about a green fee waiver for golf team members to be able to practice at the LE Ramey Golf Course. Donnell further reported that the City of Alice currently allows golf team members of their area to play for free. If the City of Kingsville allows two rounds per student per week, Monday thru



Thursday, with approximately 38 students, the City would be waiving about \$5,000 season expense to the City.

Commissioner Leubert asked if a season is per semester.

Mr. Donnell responded that this is during the golf season in the spring.

Introduction item.

**13. Consider awarding bid for the vehicle exhaust removal system for the Fire Department to the vendor providing the best value to the City, as per staff recommendation (Bid No. 15-04). (Director of Purchasing & Technology).**

Mr. David Mason, Director of Purchasing & Technology, reported that on September 23, 2013, Resolution #2013-55 authorized the Fire Department to apply for a FEMA Grant for exhaust removal system with an anticipated cash match of approximately \$10,000, which is a 10% match. Mason stated that staff received bids specifications from Chief Reed January 22, 2015, to where bids were advertised on February 8 and February 15, 2015 and held a mandatory pre-bid meeting on February 10, 2015. Bids were opened at 1:30 p.m. Wednesday, February 17, 2015 with two responsive bidders. Mason reported that these systems are very similar except for the attachment devices. While the apparent low bidder appears to be the Magnegrip System from Clean Air Concepts, staff is recommending the Plymovent System because of its attachment design which allows for the operator to remain standing in an upright position during the attachment process. The attachment devices align more easily than the magnegrip. Mr. Mason stated that Felix Camarillo of the Fire Department spoke with the AFG Grant representatives and stated that awarding the bid is up to the City. It is staff's recommendation to award this bid to Plymovent for a total of \$80,770.


**Motion made by Commissioner Leubert to accept staff's recommendation, seconded by Commissioner Pena. The motion was passed and approved by the following vote: Pena, Leubert, Fugate voting "FOR".**

14. Consider introduction of an ordinance amending the Fiscal Year 2014-2015 General Fund budget to provide matching funds for FEMA Assistance to Firefighters Grant for the Fire Department vehicle exhaust removal systems. (Director of Finance).

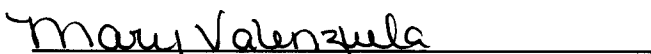
Introduction item.

**V. Adjournment.**

There being no further business to come before the City Commission, the meeting was adjourned at 6:58 P.M.

  
Sam R. Fugate, Mayor

**ATTEST:**

  
Mary Valenzuela, TRMC, City Secretary