

OCTOBER 9, 2017

**A REGULAR MEETING OF THE CITY OF KINGSVILLE CITY COMMISSION WAS HELD ON MONDAY, OCTOBER 9, 2017 IN THE HELEN KLEBERG GROVES COMMUNITY ROOM 400 WEST KING AVENUE, KINGSVILLE, TEXAS AT 6:00 P.M.**

**CITY COMMISSION PRESENT:**

Sam Fugate, Mayor  
Edna Lopez, Commissioner  
Al Garcia, Commissioner  
Noel Pena, Commissioner

**CITY COMMISSION ABSENT:**

Arturo Pecos, Commissioner

**CITY STAFF PRESENT:**

Jesús Garza, City Manager  
Mary Valenzuela, City Secretary  
Courtney Alvarez, City Attorney  
Tom Ginter, Director of Planning & Development Services  
Diana Gonzales, Human Resources Director  
Sharam Santillan, Capital Projects Manager  
Israel Vasquez, Facility Maintenance Manager  
Emilio Garcia, Health Director  
Jason Alfaro, Parks & Rec Director  
Derek Williams, Systems Specialist  
David Solis, Risk Manager  
Adrian Garcia, Fire Chief  
Leo Alarcon, Tourism Director  
Deborah Balli, Finance Director  
Susan Ivy, Parks Manager  
Daniel Ramirez, Building Official  
Marco Jimenez, Water Supervisor  
Bill Donnell, Public Works Director  
Joe Casillas, Water Production Supervisor  
Ricardo Torres, Chief of Police  
Cynthia Martin, Downtown Manager

**I. Preliminary Proceedings.**

**OPEN MEETING**

Mayor Fugate opened the meeting at 6:00 P.M. with four Commission members present. Commissioner Pecos absent.

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

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

**MINUTES OF PREVIOUS MEETING(S)**

Special Meeting – August 22, 2017  
Special Meeting – August 28, 2017  
Special Meeting – August 29, 2017  
Special Meeting – August 30, 2017  
Regular Meeting – September 25, 2017

**Motion made by Commissioner Lopez to approve the minutes of August 22, 2017, August 28, 2017, August 29, 2017, August 30, 2017, and September 25, 2017, seconded by Commissioner Pena. The motion was passed and approved by the following vote: Lopez, Pena, Garcia, Fugate voting “FOR”.**

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

**1. Public hearing regarding condemnation proceeding for structures located at 623 E. Alice St. Kingsville, Texas. (Director of Planning & Development Services).**

Mayor Fugate announced and opened this public hearing at 6:03 P.M.

Mr. Tom Ginter, Director of Planning & Development Services reported that this property is an attractive nuisance to children. A harbor for vagrants, criminal and immoral people. There is evidence of roach, rat, mouse, or other vermin found within the structure. The structure has an uncovered roof as well as graffiti. The building official has found the overall condition to be in a severe and hazardous state of

disrepair. It is unsecured allowing for easy for animals and vagrants. This property has had no water service since September 2016.

Commissioner Lopez asked if this property owner owed back taxes.

Mr. Ginter commented that property taxes are up to date.

Mayor Fugate announced that this is a public hearing and if anyone would like to speak on behalf of this item may do so now with a five-minute time limit. Additional time cannot be extended by City Commission.

There being no further comments, Mayor Fugate closed this public hearing at 6:07 P.M.

**2. Public hearing regarding condemnation proceeding for structures located at 226 E. Alice St., Kingsville, Texas. (Director of Planning & Development Services).**

Mayor Fugate announced and opened this public hearing at 6:07 P.M.

Mayor Fugate announced that this is a public hearing and if anyone would like to speak on behalf of this item may do so now with a five-minute time limit. Additional time cannot be extended by City Commission.

Mr. Ginter reported that this property is an attractive nuisance to children and a harbor for vagrants, criminal and immoral people. There is evidence of roach, rat, mouse, or other vermin found. The structure has a uncovered roof as well as graffiti. The structure is unsecured. This property has had no power since January 2010.

Commissioner Lopez asked about the taxes on this property.

Mrs. Alvarez stated that this property owes back taxes for years 2013 and 2016.

There being no further comments, Mayor Fugate closed this public hearing at 6:09 P.M.

**3. Public hearing regarding condemnation proceeding for structures located at 623 W. Huisache St., Kingsville, Texas. (Director of Planning & Development Services).**

Mayor Fugate announced and opened this public hearing at 6:09 P.M.

Mr. Ginter reported that this structure is an attractive nuisance to children and a harbor for vagrants, criminal and immoral people. There is evidence of roach, rat, mouse, and other vermin found on the property. The structure is partially uncovered and there is signs of graffiti. The overall condition of the property is to be in a severe and hazardous state of disrepair. This property has had no power since 2008 and owes back taxes since 2010.

Mayor Fugate announced that this is a public hearing and if anyone would like to speak on behalf of this item may do so now with a five-minute time limit. Additional time cannot be extended by City Commission.

There being no further comments, Mayor Fugate closed this public hearing at 6:10 P.M.

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

*"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, Investment Report, Quarterly Budget Report, Monthly Financial Reports, Utilities Billing Update; Police-Communications Update; Police & Fire Department – Grant Update, Police & Fire Reports; Streets Update; Public Works; Building Maintenance, Construction Updates; Park Services - grant(s) update, **miscellaneous park projects**, Emergency Management, Administration –Workshop Schedule, Interlocal Agreements, Public Information, Hotel Occupancy Report, Quiet Zone, SEP, Legislative Update, Proclamations, Health Plan Update, Tax Increment Zone Presentation, Main Street Downtown, Chapter 59 project, Financial Advisor, Wastewater Treatment Plant, Water And Wastewater Rate Study Presentation. No formal action can be taken on these items at this time."*

Mayor Fugate read and presented a proclamation for Fire Prevention Week to Adrian Garcia, City of Kingsville Fire Chief.

Mr. Garza commented that staff has recently returned from the TML Annual Conference in Houston. Staff attended several session at this conference dealing with revitalization of

downtown and a few other things. One session staff attended was that of the increase of healthcare cost, which is something that the Commission has discussed with staff in the past few weeks. Garza stated that the Health Design Task Force has held its first meeting last week. He commented that the presentation, which a copy will be provided to the Commission, that was given at TML Annual Conference was very educational in terms of explaining the situation that everyone is in now regarding healthcare cost. This handout will show what cities and organizations are doing to try and decrease the level of cost ranging from issues such as narrowing your network to dependent care and increasing wellness. Garza commented that the Task Force had a successful meeting last week. The biggest goal for this group is to help facilitate a conversation with employees to help educate them on the financial challenges that we have by being self-insured. Staff is also getting feedback from the employees to try and see what changes can be made that will least impact of the amount of employees. To help in this effort, staff is finalizing a survey that will be sent out to all city employees to get feedback on the things that matter to them. This survey should be handed out by the end of the month. Staff is also planning on having some in person meetings, both during the day and in the evening with employees and their dependents. This will educate the employee and their dependents on what the city is trying to do regarding healthcare. The goal is to bring a recommendation to the City Commission by the first meeting in December.

Mr. Garza commented that within the budget, the stormwater fee was adopted. Notices will be sent out with the utility bills this week notifying the residents about the change. Garza further mentioned that the City of Kingsville has received news on the city's workers compensation modifier. The city of Kingsville modifier in fiscal year 2013 was .69 and for fiscal year 2018 it is at .39.

Mr. Jason Alfaro updated that City Commission on the Skatepark located at Brookshire Pool. Mr. Alfaro handed the Commission a map of the parks in the City of Kingsville. He stated that the Parks & Recreation Advisory Board will be holding their first meeting on Wednesday, October 11<sup>th</sup> at 6:00 P.M. in the Community Room. Brookshire Park 2 site plan which is detailed around the skatepark. The skatepark concrete work is being taken care of this week. This should add new sidewalks and make it ADA Compliance to the existing parking lot that is there. The hatched areas the was put in by the Engineering Department will be the first phase to be completed by the end of next week. Park staff has already begun placing grass down in the skatepark area, which should be completed by tomorrow. Next week, staff should have the site amenities taken care of as well which include trashcans, picnic benches and water fountains, as well as some skatepark rule signage. Staff is also looking at placing the shade structures that were previously at the pool to be used in the park itself. One will be placed in the skatepark area and the other on the southside of the pool. The pool will not only have the shade structure but also a bar-b-que grill which can make it rentable. Alfaro stated that the ribbon cutting ceremony for the skatepark will take place on Friday, October 20<sup>th</sup> at 5:30 P.M. Brookshire Park 2, old fencing has been removed and replaced with a new fence. Additional parking will also be added for the skatepark.

Mayor Fugate asked if staff has been in contact with the Kingsville Independent School District regarding the use of their parking lot over, after hours, at Harvey School.

Mr. Alfaro responded that he has not been in contact with them.

Mayor Fugate commented that he is aware that they have it gated after hours.

Mr. Garza commented that he has had conversations with the Superintendent and some of the administrative staff on this being the city's intent, but staff is purposely waiting until the project is complete before approaching them with this. Garza further stated that they are aware that it is the city's intention to come forward with this proposal at some point.

Mayor Fugate commented that he and Commissioner Lopez may be able to assist staff with this.

Mr. Alfaro continued and commented that in the map, it shows that the southwest side it is being proposed to place a playground. There are some grant opportunities that will become available to staff which will assist with some of those cost for the playground. In the original site plans, staff wants to incorporate some trail systems or concrete pathways. Mr. Alfaro stated that currently there is no parking on Corral Park. Staff is looking into this and will also propose a trail at this park as well. Alfaro stated that these are still working documents, and changes can still be made. Staff would like to take part of the Parks Master Plan and look at the open green space as well. This is something that staff will look into as they go through the different phases and designs.

Commissioner Lopez asked that the park by Harvey School, the tree next to the pool, is that an Oak Tree.

Mr. Alfaro responded that it is an Oak Tree.

Commissioner Lopez stated that she would like to remind staff that once this tree starts blooming, it will all come down into the pool, which could be a problem.

Mr. Garza commented that once staff gets into trying to figure out the kiddie pool that we don't swap and place the kiddie pool on the other side which will be further away from the tree.

Mayor Fugate commented that if it is swapped out, it puts it on the southeast side of the pool. And as everyone knows, that the prevailing wind which can create a lot of problems.

Mr. Alfaro commented on Flato Park. He stated that Flato Park has three playground areas. Following the Master Plan in trying to create more open space, staff is looking at trying to consolidate those three playgrounds and making it into one large playground or getting rid of one if it's not being utilized as much and just have two of the playground areas available. The site plan also shows existing basketball courts which doesn't necessarily mean that they are going to be left the way they are, staff will look into possibly refurbishing and getting it update. As for Thompson Park, staff is looking at possibly removing some of the mesquite trees, as this park has too many trees within its space. Brookshire Pool 1, staff is proposing trails and combine all playgrounds into one. Staff is also looking into placing bollards with the wire all around the parameters to avoid vehicles from driving onto the grounds.

Commissioner Garcia commented that he noticed that Thompson Park and Harvey are the only ones with accessible restrooms.

Mayor Fugate commented that Flores Park has accessible restrooms.

Mr. Alfaro commented that there are some parks that don't have restrooms or water fountains. Staff is looking into placing some in those parks that don't have any.

Mayor Fugate commented that the Parks that were owned by the County, prior to the City taking over, did not have restrooms.

Mr. Garza commented that one important thing to point out is that staff is presenting these plans but does not mean that there is any money to do a lot of these changes. It is staffs goal to finalize the vision so that when grant opportunities come up, plans will be in place.

Mayor Fugate commented that something that staff may consider is placing a cover over the playground. Covers over playgrounds can be expensive, but parks will get more use out of them considering the climate that we have in South Texas. Fugate also commented that on Corral Park and Flores Park, when staff develops the trails, they need to make sure that the trail system that will connect those parks to Tranquitas Creeks as it could have a lot of potential to the park system.

Mr. Adrian Garcia, Fire Chief reported on the fire that took place on September 28<sup>th</sup> at 702 W. Henrietta. This has been a property that has been under condemnation for a while. From the Fire Department aspect of it, it was a fire that required some mutual aid assistance. There were four mutual aid departments that assisted with a total of 50 personnel in order to putting the fire out. The investigation, being that there was no electricity going into the building, has been determined to be a suspicious fire. The Fire Marshal has investigated it and has ID the room of origin which was located on the first floor. Due to the burn patterns it was found that the bathroom on the first floor was the room of origin. Because it was a suspicious fire, they had to request a state resource, arson dog to come in, which hit in two locations. Samples were taken from the locations and submitted to the state lab for analysis. Those results will take about two to four weeks. The Fire Department is compiling information such as persons of interest and interviewing and gathering information data that can build the case. In addition to this, the Fire Department has been working with Mr. Ginter from the Planning Department. From the fire investigation aspect in dealing with the actual structure, with completed that aspect of it and met with Mr. Ginter, it was agreed to pass it back to the Planning Department so that they can complete the condemnation process that was in place. Garcia commented that as more information becomes available, it will be passed on to the City Commission.

Mr. Garza announced that the next City Commission meeting is scheduled for October 23<sup>rd</sup>, which he will not in attendance for as he will be attending the ICMA Annual

Conference during that week in San Antonio. He stated that the first meeting in November, there will be a comprehensive update relating to wastewater situation with the South Plant.

Mrs. Courtney Alvarez, City Attorney announced that the next City Commission meeting is scheduled for October 23<sup>rd</sup>, with agenda items for this meeting due on Friday, October 13<sup>th</sup>. She further announced that city employees will have the opportunity to attend a Health Fair sponsored by the City, on Friday, October 13<sup>th</sup> from 1:00 P.M. to 6:00 P.M. Also, the Risk Manager will be hosting a training on Wednesday, October 11<sup>th</sup> at 9:30 A.M. in the Community Room.

Commissioner Pena thanked staff from Public Works for the chemical trash off event.

Mayor Fugate congratulated Commissioner Garcia for his win on the Texas Got Talent contest held during the 2017 TML Annual Conference. Commissioner Garcia came in third place for his song, which was to be rewritten with his community in mind. The third prize winner received \$1,000 to be used in his community.

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

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

Mr. Dick Watson, 100 University Blvd., commented that he would like for the City Commission to support speed limit reduction on University Blvd from 30mph to 20mph. He has spoken with city staff regarding reducing the speed limit on this road, but staff has made him aware that the road belongs to TXDOT. He is asking for the city to assist with this as traffic travels fast through this area. He would also like to request for the City to place limited no parking signs along the road on both sides of the road. Mr. Watson commented that he has purchased a radar gun and decibel noise meter to be order to gather more information on how fast these vehicles are traveling through University Blvd.

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

1. **Motion to approve final passage of an ordinance authorizing the historical redesignation of streets in La Colonia Mexicana to include the original street names with the existing street names, having no impact on addresses. (City Manager).**
2. **Motion to approve final passage of an ordinance amending Chapter 5 of the Kingsville Parks Master Plan to add a supporting narrative and figure table. (Parks & Recreation Director).**
3. **Motion to approve final passage of an ordinance amending the Fiscal Year 2017-2018 Budget to accept and expend a grant from the Union Pacific Foundation for the Train Depot Project. (City Manager).**
4. **Motion to approve a resolution by the City of Kingsville, Texas designating authorized signatories for contractual documents and documents for requesting funds pertaining to the Texas Community Development Block Grant Program (TXCDBG) Contract Number 72115270. (Capital Improvements Manager).**

##### REGULAR AGENDA

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

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

**5. Consider condemnation of structure(s) located at 623 E. Alice St., Kingsville, Texas. (Director of Planning & Development Services).**

Motion made by Commissioner Pena, motion finding no 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 public nuisance and order tis demolition by owner/agent/person in charge with 30 days; City shall abate in any manner it deems necessary and proper, seconded by Commissioner Lopez. The motion was passed and approved by the following vote: Garcia, Lopez, Pena, Fugate voting "FOR".

**6. Consider condemnation of structure(s) located at 226 E. Alice St., Kingsville, Texas. (Director of Planning & Development Services).**

Motion made by Commissioner Pena, motion finding no 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 public nuisance and order tis demolition by owner/agent/person in charge with 30 days; City shall abate in any manner it deems necessary and proper, seconded by Commissioner Lopez. The motion was passed and approved by the following vote: Lopez, Pena, Garcia, Fugate voting "FOR".

**7. Consider condemnation of structure(s) located at 623 W. Huisache St., Kingsville, Texas. (Director of Planning & Development Services).**

Motion made by Commissioner Pena, motion finding no 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 public nuisance and order tis demolition by owner/agent/person in charge with 30 days; City shall abate in any manner it deems necessary and proper, seconded by Commissioner Lopez. The motion was passed and approved by the following vote: Pena, Garcia, Lopez, Fugate voting "FOR".

**8. Consider awarding RFQ #17-14 for financial advisor services and authorizing staff to negotiate a contract, as per staff recommendation. (City Manager).**

Mr. Garza commented that for the last several months, staff has been going through an RFQ process to bring forward a recommendation for a financial advisor. When the process began several months ago, there were several things that or reason for staff to put out for an RFQ, one being that it had been a while since the city had gone out for an RFQ, so staff thought it was time to go out for one. The times and the challenges that the city faces are different. In the sixteen year span that First Southwest has been the city's financial advisor, there was a dozen transaction that took place during that time period. Now the City faces a different reality facing no additional debt for quite some time. Garza stated that once staff thought about those challenges, it was determined that it was appropriate to specifically put out a process to find a qualified financial advisor that met and could be a help to the city thought its next chapter of challenges that the city will face. Garza stated that staff put out an RFQ which was posted accordingly as stated in the policy and state requirements. Staff did receive three responses from First Southwest, Estrada Hinojosa, and Frost Bank. The committee, which consisted of the City Manager, City Attorney, Finance Director, and one City Commissioner, it was determined that the best and most qualified was Estrada Hinojosa. Garza stated that it is staff's recommendation to select Estrada Hinojosa and allow for staff to begin the negotiations of an agreement which will then be brought to the Commission for their approval. Garza further thanked Ann Barger of First Southwest for her service to the City.

Mr. Don Gonzales of Estrada Hinojosa Investment Bankers went over some information regarding his firm. He stated that he has had the opportunity in the past to work with the City of Kingsville and is happy to be back. Gonzales stated that his firm is a Texas based firm with significant experience and broad expertise to match the needs of the City. His firm has the skill set, relationships, local knowledge, reputation, and trust to serve their role in the best interest of the city. They will provide value to the city through their abilities and business structure that is focused on public finance. They offer a comprehensive approach to providing excellent financial advisory services to an evolving city steeped in great history. He mentioned that Estrada Hinojosa can offer the strongest financial advisory team. The firm was established in 1992 with their firm being the second largest in the nation and specializing in municipal financial advisory and bond underwriting services. Their firm has 45 employees, of which 30 are Registered Representatives. The firm is a HUB certified Minority Business Enterprise and have had and maintained representation on various boards both at the State level and at the National level. Gonzales commented that his firm covers most of the states in the

United States with offices in Los Angeles to their headquarter office in Dallas then Austin, Houston, San Antonio, New York, Chicago, and Miami. He stated that has been involved in several projects such as P3 Project, arenas to hotels and convention centers. He stated that their underwriting platform serves their financial advisory business. They utilize the underwriting desk for information and intelligence to make sure that when they are pricing a transaction that the city is getting the best results in terms of market conditions at the time they are going into the market. Mr. Gonzales commented on why his firm should be chosen. He stated that his firm has the background and history, not only in the debt and the breathe of his firm but also the personnel they have assigned to the City of Kingsville; their rankings are very strong in such that they believe they can do a very good job for the City. The most important part of the firm is the skills and expertise. He commented that the firms background and skill set will be well served by the City of Kingsville. He further commented that they have a significant focus on Kingsville and what is happening in Kingsville.

Commissioner Garcia asked that after reading the proposal, it is being recommended that the city should upgrade to Double A.

Mr. Gonzales responded that this was one of the things they did an analysis. Standards & Poor's has an A Plus rating for the City. His firm went through and used their snapshot, their analytics they used, and when you look at rating agencies, what they say is that there are things that are in the city's control and things that are not within the city's control. Of those things that are in the city's control, they have the snapshot that produces a certain outcome. Based on what his firm did on their analyses, they believe that the city has the potential for an upgrade and this will be one of the things that his firm will be working on, to try and push for, when and if the city pursues a transaction.

**Motion made by Commissioner Garcia to award and negotiate a contract with Estrada Hinojosa, seconded by Commissioner Pena. The motion was passed and approved by the following vote: Garcia, Lopez, Pena, Fugate voting "FOR".**

9. **Consider introduction of an ordinance amending the City of Kingsville Code of Ordinances Chapter XI, Article 7, Food Sales and Food Establishments, Sections 17 & 99 on permit provisions and penalty be modified and Sections 20-25 be added to provide for Mobile Food Unit, Mobile Food Establishment, and Push Car Regulations. (Health Director).**

Mr. Emilio Garcia, Health Director commented that in recent years, the popularity in Mobile Food Units has risen in Texas. There is a need for a more comprehensive Mobile Food Unit Ordinance in our City. This new Mobile Food Unit Ordinance will address the different types of Mobile Units and their definitions, permit requirements, operation requirements and restrictions, sanitation requirements, operations requirements, side development standards, and restrictions for mobile food courts. The City-County Health Board met on Thursday, September 21, 2017 where they discussed and approved the Mobile Food Unit Ordinance and recommend approval by the City Commission. There is no financial impact to the City by approving this ordinance.

Commissioner Pena commented that this is a great idea.

Mayor Fugate commented that at one time, there was plans for Chamberlain Park to have mobile food units on a temporary basis. He further commented that there are citizens that are concerned about the permanent mobile kitchens that are within our city now.

Introduction item.

10. **Consider introduction of an ordinance amending Chapter XV, Article 6-Zoning, amending Appendix A-Land Use Categories to add Mobile Food Vendor and Mobile Food Court. (Director of Planning & Development Services).**

Mr. Ginter commented that mobile food court or vendors will not be permitted in R-1 or R-2. The Planning & Zoning will have a Special Permit Review which for example if Legends Apartments, which is an R-3, would like to have a weekend event and have two or more which will make a food court, should this not be allowed with a special review, the answer was yes. Ginter stated that to speed it up, because if they did the other process, which requires notice in the paper and other things, staff doesn't want to do this, staff wants to be business friendly, so they will do a Special Permit Review, done by himself and his staff which could be done in days and approved with certain criteria, then they can have their event.

Introduction item.

**11. Consider a resolution authorizing the City to submit an application to the State Defense Economic Adjustment Assistance Grant Program for the purpose of requesting grant funding for land acquisition for encroachment prevention near the base. (Director of Planning & Development Services).**

Mayor Fugate stated that the legislature a few years ago set aside \$30 Million dollars, \$15 Million dollars for each biennium to be used for the 15 defense installations to help with any project they might have that would assist in the case that there is another BRAC round. He believes they cut to \$15 Million dollars this last legislature, they have \$7.5 Million dollars for the biennium this time around. When it comes to National Defense facilities and what it takes to maintain them, it's a drop in the bucket. Fugate stated that this is a check mark that we are doing by asking for this grant, as he doubts that we will be awarded the grant as most of the people that received money the last time, they had major commitments from the communities to match the grants, and our city does not have the money to do that. Fugate commented that this is something that he believes the City need to do.

**Motion made by Mayor Fugate to approve a resolution authorizing the City to submit an application to the State Defense Economic Adjustment Assistance Grant Program for the purpose of requesting grant funding for land acquisition for encroachment prevention near the base, seconded by Commissioner Lopez and Commissioner Pena. The motion was passed and approved by the following vote: Lopez, Pena, Garcia, Fugate voting "FOR".**

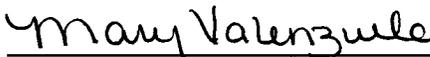
**VI. Adjournment.**

There being no further comments, Mayor Fugate closed this public hearing at 7:07 P.M.



Sam R. Fugate, Mayor

**ATTEST:**

  
 Mary Valenzuela, TRMC, City Secretary