

A REGULAR MEETING OF THE CITY OF KINGSVILLE CITY COMMISSION WAS HELD ON TUESDAY, NOVEMBER 13, 2018 IN THE HELEN KLEBERG GROVES COMMUNITY ROOM, 400 WEST KING AVENUE, KINGSVILLE, TEXAS AT 6:00 P.M.

CITY COMMISSION PRESENT:

Sam R. Fugate, Mayor
Dianne Leubert, Commissioner
Hector Hinojosa, Commissioner
Arturo Pecos, Commissioner

CITY COMMISSION ABSENT:

Edna Lopez, Commissioner

CITY STAFF PRESENT:

Jesus Garza, City Manager
Mary Valenzuela, City Secretary
Courtney Alvarez, City Attorney
Kyle Benson, IT Manager
Tom Ginter, Director of Planning & Development Services
Bill Donnell, Public Works Director
Rudy Mora, City Engineer
Derek Williams, IT
David Solis, Risk Manager
Diana Gonzales, Human Resources Director
Susan Ivy, Parks Manager
Cynthia Martin, Downtown Manager
Charlie Sosa, Purchasing Manager
Emilio Garcia, Health Director
Adrian Garcia, Fire Chief
Ricardo Torres, Police Chief
Janine Reyes, Tourism Director
Jennifer Bernal, Community Appearance Supervisor
David Bodiford, Accounting Manager
Victoria Butler, Municipal Court Supervisor
Bisente Zamora, Meter Reader Technician

I. Preliminary Proceedings.

OPEN MEETING

Mayor Fugate opened the meeting at 6:00 P.M. with four Commission members present. Commissioner Edna Lopez 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)

Regular Meeting – October 22, 2018

Motion made by Commissioner Pecos to approve the minutes of October 22, 2018 as presented, seconded by Commissioner Leubert. The motion was passed and approved by the following vote: Hinojosa, Leubert, Pecos voting “FOR”. Fugate “ABSTAINED”.

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

1. Public hearing on changes to the current Conceptual Development Plan for the Torres Estates Development located at 1.44 acres Eva, Block 1, Lot 1-9 also known as 1100 East Kenedy and Clyde, Block 2, Lot 1-3, also known as 1116 East Lott, at the request of the new owner Ruben Ruiz. (Director of Planning and Development Services).

Mayor Fugate announced and opened this public hearing at 6:02 P.M.

Mr. Tom Ginter, Director of Planning and Development Services reported that when Mr. Mark Dizdar rezoned this development to a planned unit development, one of the requirements was to submit a conceptual plan of the development, which was done in April, 2015. Mr. Dizdar did not go through with this project and subsequently has sold the land/project to Mr. Ruben Ruiz. It's Mr. Ruiz's intent to request a change in the conceptual plan. Ginter stated that the difference between the conceptual plan that was submitted in April 2015 to what is being submitted now by Mr. Ruiz is the following: Conceptual plan in 2015 was to build an 18ft driveway which will have room for 2 cars for each house; plant 2 trees in the front yard of the property of each lot where a home is being built; install a sprinkler system; build 6ft sidewalk on the perimeter of property;

and build fence on the frontage of the property. What is being submitted now by Mr. Ruiz is the following: no change to the 18ft driveway; plant 1 tree, his choice in the front year of the property of each lot where a house is being built; delete installation of a sprinkler system installation; no change to the 6ft sidewalk; and no change to building a fence on the frontage of the property. Ginter further stated that the Planning and Zoning Commission met on this item on November 7th and vote 4-0 to recommend approval of the changes to the conceptual plan as submitted for the Torres Estates/Heritage Estates development.

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.

Commissioner Leubert asked that there is nothing being stated about carports in this plan, and asked if they have the option to build a carport if they chose too?

Mr. Ginter responded that they do have the option, if they choose too, to build a carport.

Mayor Fugate asked about the timeline for this project.

Mr. Ruben Ruiz, Edinburg, TX, responded that the timeline is to finish infrastructure starting in December. They would like to finish things up and begin with at least 3 homes, sometime in January or February. Mr. Ruiz commented that he has been in the Kingsville area for about 8 years.

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

2. Public hearing on changing the name of the plat/subdivision from Torres Estates to Heritage Estates located at 1.44 acres Eva, Block 1, Lot 1-9 also known as 1100 East Kenedy and Clyde, Block 2, Lot 1-3, also known as 1116 East Lott, at the request of the new owner Ruben Ruiz. (Director of Planning and Development Services).

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

Mr. Ginter stated that as the developer uses the word Heritage in his other developments around Kingsville, and for the developer to be consistent with his marketing and of his brand, he would like to change from Torres Estates to Heritage Estates.

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 6:08 P.M.

III. Reports from Commission & Staff.²

*"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 & Fire Department – Grant Update, Police & Fire Reports; **Streets Update**; Public Works; Landfill Update, Building Maintenance, Construction Updates; Park Services - grant(s) update, miscellaneous park projects, Emergency Management, Administration –Workshop Schedule, **Employee Recognition**, 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."*

Mr. Jesús Garza, City Manager presented awards to those employees that had completed the Leadership Program that was held by the City of Kingsville. The Leadership Program gives the employee the opportunity to learn more about management, conflicts in the workplace and several other topics. This program started in 2017 and is now on its 3rd session.

The City Commission received copies of an updated Street Report provided by Mr. William Donnell, Public Works Director and copy of an updated Quarterly Investment Report, provided by Mrs. Deborah Balli, Finance Director.

Mr. Rudy Mora, City Engineer reported on a project that TXDOT that is about to break ground in the next couple of weeks. This project will improve curb ramps, sidewalks and pedestrian elements. The scope of works for this project will consist of replacing curb

ramps at designated street intersections. This will also include damaged and the installation of missing sidewalks. The pedestrian elements include replacing crosswalk utilization, which are pedestrian push buttons, as well as vehicle stop bars. The construction will impact Santa Gertrudis, between 14th Street and Highway 77; King Avenue between 14th Street and Highway 77; 14th Street between Corral and Alexander Avenue; and General Cavazos between 14th Street and Highway 77. Mora stated that the tentative schedule for this project is to begin on November 26, 2018 and be completed by early March, 2019.

Mr. Garza commented that it is important to add sidewalk on King Avenue, as it has been an effort by the Community leaders for quite some time. Garza further commented that this project will come to us at no cost to either the city or any local jurisdiction. The project will be paid by TXDOT.

Mrs. Jennifer Bernal, Community Appearance Supervisor made a report to the Commission on demolition orders. She stated that this has been delayed due to weather but is now looking into moving forward with the demolition orders.

Commissioner Hinojosa asked about the property located at 623 E. Ave. A, if the property was as bad on the inside as it is on the outside.

Mrs. Bernal stated that this is a burn structure, so the interior is as bad as the exterior of the home.

Mr. Garza commented that there will be some agenda items that will begin to come up in relation to school safety, pedestrian crosswalks, speed zone. He further commented that the Commission will need to determine what policy direction does the Commission want from staff in order to achieve these projects. He stated that for example, if the school district should request for certain things regarding school safety, the school district will be responsible for the upfront cost of the project and the city will take over the maintenance aspect of that project. These are the types of things that will need to be determined by the Commission, as they come up.

Mayor Fugate asked who all is assisting with this project. Mr. Garza responded that the internal team that is involved in this is City Engineer, Public Works, and the Police Department.

Mr. Garza mentioned that on Monday, November 26th, Fire Station No. 2 will be hosting an open house of their facility. The open house will be at 5:00 p.m., prior to the scheduled 6:00 p.m. Commission meeting. This event is open to the public as well as the Commission and staff.

Commissioner Hinojosa asked about the Financial Report, as they haven't received it since September and asked if the reason they haven't received it is because of the year-end. Mr. Garza responded that he made the decision to wait on this report until January, as the audit comes in and changes all the numbers. He stated that it may be confusing it staff worked on a 4th quarter budget report with numbers that weren't real numbers, so the decision was made to wait until January 2019 and startup with the quarter reports on the budget side with the first quarter of fiscal year 2019 where they will use numbers that are actually audited.

Mrs. Courtney Alvarez, City Attorney reported that the next Commission meeting is scheduled for November 26th, with the deadline for staff to submit their agenda items by November 14th. She further reported that City Offices will be closed for the Thanksgiving Holiday on Thursday, November 22nd and Friday, November 23rd. Mrs. Alvarez mentioned some corrections that are needed on a couple of the agenda items that are on today's agenda. One being, agenda item # 14, under the consent agenda, the year should read 2019 for this travel. The second thing was agenda item #17, presentation by LNV Engineering has been moved to the November 26th Commission meeting.

Mayor Fugate announced that this upcoming weekend is the Ranch Hand Festival in the downtown area with the Ranch Hand Breakfast taking place on King Ranch property.

Commissioner Hinojosa thanked all veterans and those that are presently serving in the Military Armed Forces for their dedication in protecting our Country.

IV. Public Comment on Agenda Items.³

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

No public comments made.

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 Hinojosa to approve the consent agenda as amended, (correction of typo for agenda item 14, should read 2019 and not 2018), seconded by Commissioner Leubert and Commissioner Pecos. The motion was passed and approved by the following vote: Hinojosa, Leubert, Pecos, Fugate voting "FOR".

1. **Motion to approve final passage of an ordinance amending the zoning ordinance by granting a special use permit to place an additional building for storage/meetings at Flato, Block 11, (exempt), 2.0661 acres, also known as 702 W. Avenue B, Kingsville, Texas. (Director of Planning and Development Services).**
2. **Motion to approve final passage of an ordinance amending the City of Kingsville Code of Ordinances by amending Section 15-6-21-Definitions to include a definition for tiny homes. (Director of Planning and Development Services).**
3. **Motion to approve final passage of an ordinance amending the City of Kingsville Code of Ordinances by amending Chapter XV, Article 6, Zoning, Amending Appendix A-Land Use Categories to add tiny homes. (Director of Planning and Development Services).**
4. **Motion to approve final passage of an ordinance amending the City of Kingsville Code of Ordinances by amending Chapter XV, Article 6, Zoning, Amending Appendix B-Space Requirements, Section One Space Requirements for Residential Use to add requirements for tiny homes. (Director of Planning and Development Services).**
5. **Motion to approve final passage of an ordinance amending the Fiscal Year 2018-2019 budget to provide funds for the purchase of a new ambulance. (Fire Chief).**
6. **Motion to approve final passage of an ordinance amending the Fiscal Year 2018-2019 budget to provide funds for land acquisition costs in relation to the old county hospital. (Director of Planning and Development Services).**
7. **Motion to approve final passage of an ordinance amending the Fiscal Year 2018-2019 budget to provide funds for Police Department rollover projects. (Police Chief).**
8. **Motion to approve final passage of an ordinance amending the City of Kingsville Code of Ordinances by amending Chapter III, Article 7, Personnel Policies (amending the FY 2018-2019 comp plan). (Human Resources Director).**
9. **Motion to approve the re-appointment of Nick Harrel to the Civil Service Commission for a three-year term. (Human Resources Director).**
10. **Motion to approve the appointment of Antwan Johnson to the Main Street Advisory Board to fill the unexpired portion of a two-year term due to the resignation of Jeffrey Chavez, who recently moved. (Downtown Manager).**
11. **Motion to approve a resolution of the City of Kingsville authorizing the release of Chapter 59 Funds of the Kingsville Police Department for donation to the Palmer Drug Abuse Program (PDAP) of Kingsville for drug abuse prevention programs. (Police Chief).**
12. **Motion to approve a resolution recognizing the importance of Municipal Courts, the rule of law, and the fair and impartial administration of justice in recognition of Municipal Court Week- November 5-9, 2018. (City Attorney).**
13. **Motion to accept two \$500 donations for Parks Department's recreational programing: Healthy Family Events. (Parks Manager).**
14. **Motion to approve out-of-state travel for the Finance Director and Accounting Manager to attend the annual GFOA conference in Los Angeles, California from May 19-22, 2018 with preconference sessions May 17-18, 2018. (Finance Director).**

15. Consider a resolution of the City of Kingsville authorizing the honorary designation of Los Kineños Trail on 6th Street from its intersection with North 14th Street to Loop 428 (with no name change of 6th Street). (City Manager).
16. Motion to approve out-of-state travel for one Fire Department personnel to attend the Health Care Coalition Response Leadership Course at FEMA's Center for Domestic Preparedness from January 28, 2019-February 1, 2019 in Anniston, Alabama. (Fire Chief).

REGULAR AGENDA

CONSIDERATION OF MOTIONS, RESOLUTIONS, AND ORDINANCES:

VI. Items for consideration by Commissioners.⁴

17. Presentation and discussion regarding Wastewater System analysis and suggested improvements by contract engineer, LNV Engineering, Inc. (City Engineer).

Item was not heard or discussed, as it was pushed to the November 26, 2018 City Commission meeting.

18. Consider introduction of an ordinance granting to AEP Texas Inc., its successors and assigns a non-exclusive franchise to construct, maintain and operate lines and appurtenances and appliances for conducting electricity in, over, under and through the streets, avenues, alleys and public places of the City of Kingsville, Texas. (City Attorney).

Mr. Patrick King, AEP Representative, commented that this is an agreement that has expired and is up for renewal. This agreement is pretty much basic and straight forward.

Commissioner Hinojosa asked if this was a 30 year agreement. Mrs. Alvarez responded that this was correct. Hinojosa further asked if the rate was going to be .02607 and asked if this would be consistent with the 30 year agreement. Mrs. Alvarez responded no, as the State Legislature sets the rates, so this is just saying that this is current rate, but the State will modify the franchise fee, when they chose to. Alvarez further commented that this agreement will update with regards to that change, if when it occurs. Commissioner Hinojosa further asked how this would be modified, and would AEP have to go and ask for an increase.

Mr. King commented that what it would take is a request to be modified. He further stated that the way this was setup is the monies that the cities receive is based on the kilowatt hours that is consumed within the city limits. The thought process is for a city to be able to receive more revenue from the franchise agreement which also ties to economic development which will have more meters come into the city limits, which is one way to raise it. King further commented that if the factor is going to be changed, it would have to come through the State which is Texas Utilities Code.

Commissioner Hinojosa further asked if this was a pass through to the customers, if the rate increases?

Mr. King responded that it is not part of their rate base. This is a tax that they pay.

Commissioner Hinojosa again asked if this was passed on to the AEP customer?

Mrs. Alvarez responded that at some point it may incorporated into what the business collects from customers in order to pay their other bills, pay their employees, but it's not a specific line item on a bill like other items with regards to rate cases.

Introduction item.

19. Consider introduction of an ordinance amending the City of Kingsville Code of Ordinance Chapter VII, Article 5, Traffic Schedule II, providing for a new school zone on N. 19th Street and E. Henrietta Avenue for the Jubilee Academies School and the installation of school zone signs and for the removal of a school zone on E. Ailsie Avenue for Christian Life Academy. (City Engineer).

Mr. Mora stated that this item is for an ordinance authorizing the placement of a school zone and signage for Jubilee Academies on E. Henrietta east to N. 19th and from there south along N. 19th to almost E. King Avenue during specified times in school operation hours. The established speed in the school zone shall be 15 miles per hour. This ordinance will also authorize the removal of school zones and signage for the now closed Christian Life Academy. Mora further stated that Jubilee Academies has expanded their Kingsville Campus with the addition of a gym and more parking. With these changes, there are now ingress and egress to the school from E. Henrietta Ave. to N. 19th Street. The existing speed limit on E. Henrietta Ave. to N. 19th Street is 30 MPH. Due to the new traffic patterns, it is important to reduce the speed in the area during school drop off and pick up hours. The standard practice is to reduce the speed to 15 MPH, therefore reducing it from 30 MPH to 15MPH during specified times in school operation hours. The Christian Life Academy no longer exists so the school zone is not needed. The school zone signs at the former Christian Academy will be

repurposed for use at the new Jubilees Academies school zone. The school zone will be placed with signs only during designated times. Flashing beacons are not a requirement and are used only to supplement the static signs. However, two of the six signs will have flashers. Establishing the school zones, will be in accordance with State and Federal Guidelines and the Manual of Uniform Traffic Control Devices.

Mayor Fugate asked who pays this? Mr. Garza responded that this is part of the policy discussion. The way that it works now, the school would pay for this, as this is the way it has been handled historically.

Commissioner Hinojosa asked if the school district is aware of this. Mr. Garza responded that there was communication with the school district last week and he believes they were caught off guard by it.

Mayor Fugate commented that the school district should pay for this. Mr. Garza commented that staff is not suggesting that the city should pay for this, but staff did not want to assume what the overall policy might be simply because of things that have been occurring recently related to school safety overall.

Mrs. Alvarez commented that for clarification purpose, there are static signs listed in the memo that are roughly \$600, which was what the city was potentially looking at. But as for the flasher signs it is \$10,665; unless the preference is to have all of them.

Introduction item.

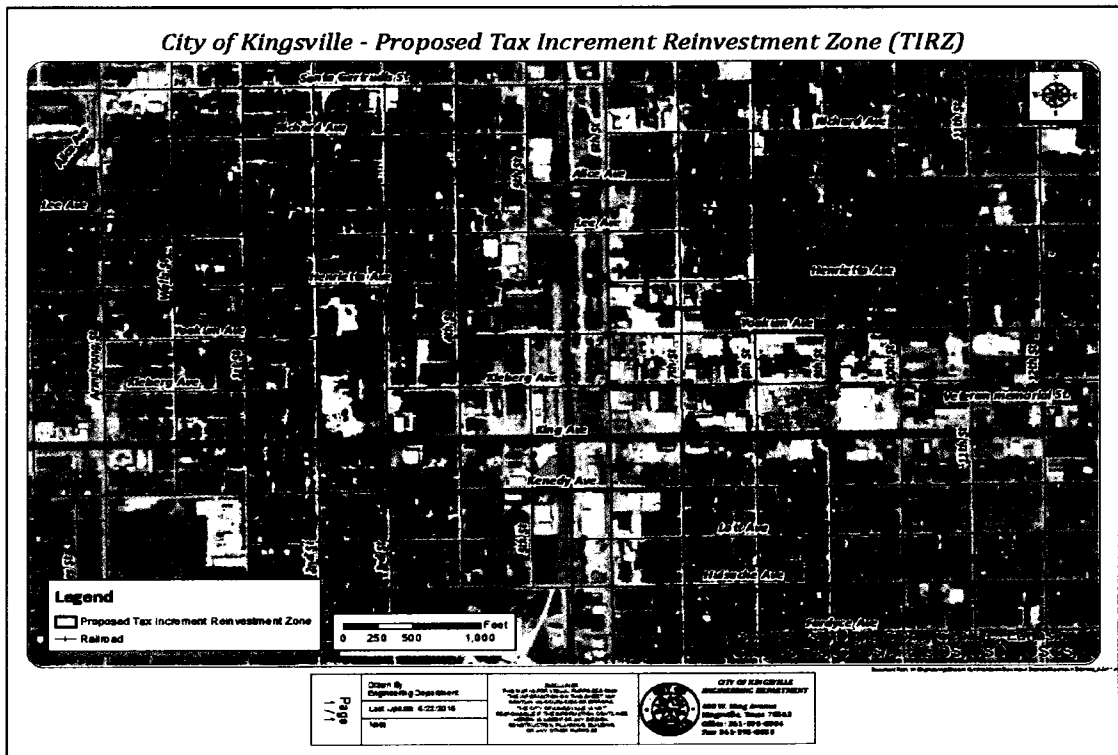
20. Consider a resolution adopting the map for the Tax Increment Reinvestment Zone (TIRZ) Zone #1, Historical Downtown District Kingsville, Texas. (Downtown Manager).

Mrs. Cynthia Martin, Downtown Manager stated that a Tax Increment Reinvestment Zone (TIRZ) Zone #1 is being proposed in Kingsville's Historic Downtown District. As determination of the district boundaries is one of the first steps to the creation of such district, it is requested that the City Commission approve a map of the proposed district. At the October 22, 2018 public hearing on the proposed Tax Increment Reinvestment Zone (TIRZ), questions were raised as to the boundaries of the proposed district presented at that time (TIRZ Option 1). In consideration of those comments, staff has drafted a second area (TIRZ Option 2) along the suggested lines expanding the TIRZ. This expansion adds twelve (12) residential properties including three vacant lots. Commercial properties added include two (2) commercial buildings, one of which houses a non-profit, and two (2) churches. City staff recommends staying with Option 1. Of primary concern when laying out district boundaries for a TIRZ is to put the district on the best financial footing possible. When analyzed, the additional properties added to the proposed TIRZ#1 would be of little benefit to it adding mostly residential properties to a TIRZ designed to grow the commercial sector.

Mr. Garza commented that it is staff's recommendation to go with the map that was presented at the previous City Commission meeting.

Motion made by Commissioner Leubert to adopt Option 1, for the Tax Increment Reinvestment Zone (TIRZ) Zone #1, seconded by Commissioner Hinojosa. The motion was passed and approved by the following vote: Leubert, Pecos, Hinojosa, Fugate voting "FOR".

Approved map is shown below.



Mayor Fugate recommended for staff to meet with Kleberg County and get them on board with this as well.

- 21. Consider a resolution to change the current Conceptual Development Plan for the Torres Estates Development located at 1.44 acres Eva, Block 1, Lot 1-9 also known as 1100 East Kenedy and Clyde, Block 2, Lot 1-3, also known as 1116 East Lott (1.44 acres). (Director of Planning and Development Services).**

Motion made by Commissioner Leubert to approve the resolution to change the current Conceptual Development Plan for the Torres Estates Development located at 1.44 acres Eva, Block 1, Lot 1-9 also known as 1100 East Kenedy and Clyde, Block 2, Lot 1-3, also known as 1116 East Lott (1.44 acres), seconded by Commissioner Pecos. The motion was passed and approved by the following vote: Pecos, Hinojosa, Leubert, Fugate voting "FOR".

- 22. Consider a resolution to change the name of the plat/subdivision from Torres Estates to Heritage Estates located at Eva, Block 1, Lot 1-9 also known as 1100 East Kenedy and Clyde, Block 2, Lot 1-3, also known as 1116 East Lott (1.44 acres). (Director of Planning and Development Services).**

Motion made by Commissioner Leubert to approve the resolution to change the name of the plat/subdivision from Torres Estates to Heritage Estates located at Eva, Block 1, Lot 1-9 also known as 1100 East Kenedy and Clyde, Block 2, Lot 1-3, also known as 1116 East Lott (1.44 acres), seconded by Commissioner Pecos. The motion was passed and approved by the following vote: Hinojosa, Leubert, Pecos, Fugate voting "FOR".

- 23. Consider a resolution authorizing the Police Chief to enter into an ERAD-Recovery Agreement between the City of Kingsville (Police Department) and ERAD Group, LLC for additional asset recovery tools. (Chief Torres).**

Mr. Ricardo Torres, Chief of Police stated that to fully leverage their resources, they must develop new tools to assist them in the seizure of illicit funds. The agreement with ERAD Group, LLC will provide them another tool in their toolbox for the seizure of funds used by human and drug trafficking organizations as well as other criminal activities. The cost is \$3,000 annually and 5.7% per seizure or 7.7% per forfeiture dependent on filing and disposition of cases.

Motion made by Commissioner Leubert to approve this resolution authorizing the Police Chief to enter into an ERAD-Recovery Agreement between the City of Kingsville (Police Department) and ERAD Group, LLC for additional asset recovery tools, seconded by Commissioner Pecos.

Commissioner Hinojosa asked that on the fee schedule, the documentation that he has, on the service fees per seizure of 5.7% and 7.7% per forfeiture, what is the difference?

Chief Torres responded that they decide whether they want to file a seizure or a forfeiture. He stated that they would file the lower cost of the two, which is what everyone else chooses. Torres commented that it is his belief that it all determines on whether you file it on the State or Federal level.

Commissioner Hinojosa further asked if there is any way of getting rid of the 7.7%? Chief Torres responded that this both 5.7% and 7.7% would need to be left in.

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

- 24. Consider a resolution authorizing the Mayor to enter into an Interlocal Agreement related to Expanded Participation in ACS Services between the City of Kingsville and the Alliance for Community Solutions Ltd. (ACS) for the Police Department's State Homeland Security Program. (Chief Torres).**

Chief Torres stated that this item is related to a State Homeland Security Project Grant for an estimated amount of \$55,000.00. He further stated that not only will this system maintain the security of the facility, the system will work with the CBCAN regional responded ID/Access Program, as well as the CBCAN communication capabilities.

Motion made by Commissioner Pecos to approve the resolution authorizing the Mayor to enter into an Interlocal Agreement related to Expanded Participation in ACS Services between the City of Kingsville and the Alliance for Community Solutions Ltd. (ACS) for the Police Department's State Homeland Security Program, seconded by Commissioner Leubert. The motion was passed and approved by the following vote: Leubert, Pecos, Hinojosa, Fugate voting "FOR".

- 25. Consider a resolution authorizing the City to submit an application to the Fire House Subs Grant requesting grant funding for extrication tools on behalf of the Kingsville Fire Department with no anticipated cash match. (Fire Chief).**

Chief Garcia stated that the Kingsville Fire Department is requesting approval to apply for a Fire House Subs Grant, which if awarded will assist in replacing the department's

outdated rescue extrication tools. The total grant request is for \$32,298.51 with no cost share. If awarded the grant, it will cover cost of equipment in its entirety with no cost share required.

Motion made by Commissioner Pecos to approve the resolution authorizing the City to submit an application to the Fire House Subs Grant requesting grant funding for extrication tools on behalf of the Kingsville Fire Department with no anticipated cash match, seconded by Commissioner Leubert. The motion was passed and approved by the following vote: Pecos, Hinojosa, Leubert, Fugate voting "FOR".

26. Consider a resolution authorizing the Fire Chief to enter into a Memorandum of Understanding for Hospital Preparedness Program between the Coastal Bend Regional Advisory Council and the City of Kingsville-Fire Department. (Fire Chief).

Chief Garcia stated that this agreement will allow the Kingsville Fire Department to obtain pre-hospital care equipment and remain a member of the HCC, allowing us the opportunity to give input from the pre-hospital care perspective and voice concerns, when necessary. There is not financial impact to the city.

Motion made by Commissioner Pecos to approve this resolution authorizing the Fire Chief to enter into a Memorandum of Understanding for Hospital Preparedness Program between the Coastal Bend Regional Advisory Council and the City of Kingsville-Fire Department, seconded by Commissioner Leubert. The motion was passed and approved by the following vote: Hinojosa, Leubert, Pecos, Fugate voting "FOR".

27. Consider introduction of an ordinance amending the Fiscal Year 2018-2019 budget for Park Recreation Programs due to donations received. (Parks Manager).

Introduction item.

28. Consider introduction of an ordinance amending the Fiscal Year 2018-2019 budget to provide funds for TCEQ SEP for Wastewater effluent violation fees (from failure of blower and back-up blower in June). (Public Works Director).

Mr. William Donnell, Public Works Director reported that this action is based on South Wastewater Treatment Plan for exceeding Dissolved Oxygen, Total Suspended Solids, Ammonia Nitrogen and Escherichia Coli effluent discharge limits due to blower malfunctions during the period of June 14 through June 18, 2018. This resulted in 16 dead fish and the conveyance of bloodworms into the receiving stream. The blowers have been repaired and effluent discharge is within permit limits. Donnell further stated that staff is submitting documentation for a Third Party SEP for Wastewater Treatment Assistance.

Commissioner Hinojosa asked if the repairs had already been made. Mr. Donnell responded yes. Hinojosa further asked if the city still had to pay another \$40,000 penalty. Mr. Donnell responded that the city did submit and SEP application. This would be a wastewater program, which is the Wastewater Treatment Assistance Program.

Introduction item.

29. Consider introduction of an ordinance amending the Fiscal Year 2018-2019 budget to provide funds for Water Well #22 emergency repairs. (Public Works Director).

Mr. Donnell stated that on September 18, 2018 water well #22 lost production. During this time the area was receiving large amounts of rain. The first week of October Advanced Water Well Technologies was able to get a rig into position to pull the well. It was discovered that only four column pipes remain connected to the well head. The rest of the column pipe, cable and airline were pulled into the well. A video was taken where it was determined that the column pipe went to the bottom of the well casing. Advanced Water Well Technologies is confident they can remove the items from the well and replace the components to get the well back into production. Replacement parts for Water Well #22 is estimated at \$71,272 and removal of the components in the well is estimated at \$40,875. This budget amendment will reallocate funding of \$112,147.00 from CO Series 2011, emergency repairs to the well.

Commissioner Leubert asked if there is anything that the city can do to prevent this from happening again.

Mr. Donnell responded that this is a rare situation that happens. The City of Kingsville has not had this issue happen before, but it has been known to have happened in other cities.

Mayor Fugate asked when Water Well #22 was built.

Mr. Joe Casillas, Water Production Supervisor responded that Water Well #22 was built in 1996.

Introduction item.

30. Consider introduction of an ordinance amending the Fiscal Year 2018-2019 budget for the cash match for CDBG Grant #7218269 for manhole rehabilitation (sewer line system improvements). (Public Works Director).

Mr. Donnell stated that this project was brought up by the previous Capital Improvements Manager back in 2017 which was approved by resolution by the City Commission, but grant was not approved that year to the city. Donnell further stated that this year the city received approval of the grant in October 23, 2018. Due to the timeframe, this item was not included as part of the budget process. This grant will be used to replace deteriorated manholes in the sewer collections system. The Utility Fund will transfer \$60,000 for the cash match into the CDBG Grant Fund.

Introduction item.

31. Consider introduction of an ordinance amending the Fiscal Year 2018-2019 budget for the purchase of additional Police Department software and equipment. (Police Chief).

Chief Torres stated that the request being made is for the purchase of equipment to further enhance their ability to use the full capabilities of the eForce software acquired via the NIBRS Grant thru the Office of the Governor, Criminal Justice. This fund will come partially from the Child Safety Revenues and the remainder from the fund balance of the Police Seizure Fund.

Introduction item.

32. Consider a resolution of the City Commission 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 7218269. (City Engineer).

Mr. Mora stated that this is an extension of the CDBG cash match. He further stated that the project shall rehabilitate 18 manholes throughout the city. These manholes have deteriorated and the proposed scope of work would reduce inflow and infiltration. The grant is to assist low to moderate income communities using State Funds. The resolutions included are a requirement by the State. It is a requirement to assign a grant administrator to this grant. The Grant Administration Service Contract with GrantWorks will need to be approved to satisfy the requirement.

Ms. Oralia Cardenas, representative of GrantWorks stated that this grant is a competitive grant. She further stated that this is a grant for \$300,000 with a match of \$60,000.

Motion made by Commissioner Hinojosa to approve the resolution of the City Commission 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 7218269, seconded by Commissioner Pecos. The motion was passed and approved by the following vote: Hinojosa, Leubert, Pecos, Fugate voting "FOR".

33. Consider a resolution authorizing the Mayor to enter into a Grant Administration Services Agreement between the City of Kingsville, Texas and GrantWorks, Inc. (For TxCDBG #7218269), for sewer line system improvements. (City Engineer).

Motion made by Commissioner Hinojosa to approve the resolution authorizing the Mayor to enter into a Grant Administration Services Agreement between the City of Kingsville, Texas and GrantWorks, Inc. (For TxCDBG #7218269), for sewer line system improvements, seconded by Commissioner Pecos. The motion was passed and approved by the following vote: Leubert, Pecos, Hinojosa, Fugate voting "FOR".

34. Consider a resolution of the City of Kingsville, Texas regarding civil rights, citizen participation plan, Section 3, excessive force, Section 504, fair housing, and code of conduct policies for TxCDBG compliance. (City Engineer).

Motion made by Commissioner Pecos to approve resolution of the City of Kingsville, Texas regarding civil rights, citizen participation plan, Section 3, excessive force, Section 504, fair housing, and code of conduct policies for TxCDBG compliance, seconded by Commissioner Leubert. The motion was passed and approved by the following vote: Pecos, Hinojosa, Leubert, Fugate voting "FOR".

35. Consider a resolution of the City of Kingsville designating the month of April as Fair Housing Month and supporting fair housing activities within the City. (City Engineer).

Motion made by Commissioner Hinojosa to approve the resolution of the City of Kingsville designating the month of April as Fair Housing Month and supporting

fair housing activities within the City, seconded by Commissioner Pecos. The motion was passed and approved by the following vote: Hinojosa, Leubert, Pecos, Fugate voting "FOR".

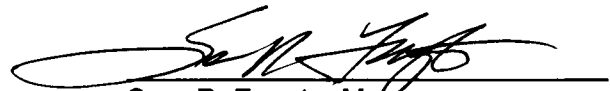
36. Consider authorizing the purchase of additional Police Department software and equipment related to eForce enhancement project via state TIPS/TAPS purchasing cooperative, as per staff recommendation. (Purchasing Manager).

Chief Torres stated that this is for the equipment that was discussed under agenda item #31.

Motion made by Commissioner Hinojosa to authorize authorizing the purchase of additional Police Department software and equipment related to eForce enhancement project via state TIPS/TAPS purchasing cooperative, as per staff recommendation, seconded by Commissioner Pecos. The motion was passed and approved by the following vote: Hinojosa, Leubert, Pecos, Fugate voting "FOR".

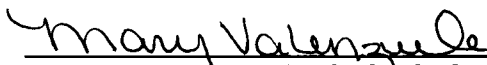
VII. Adjournment.

There being no further business to come before the City Commission, the meeting was adjourned at 7:10 P.M.



Sam R. Fugate, Mayor

ATTEST:



Mary Valenzuela, TRMC, CMC, City Secretary