

SEPTEMBER 13, 2021

A REGULAR MEETING OF THE CITY OF KINGSVILLE CITY COMMISSION WAS HELD ON MONDAY, SEPTEMBER 13, 2021 IN THE HELEN KLEBERG GROVES COMMUNITY ROOM, 400 WEST KING AVENUE, KINGSVILLE, TEXAS AT 5:00 P.M.

**CITY COMMISSION PRESENT:**

Sam R. Fugate, Mayor  
Hector Hinojosa, Commissioner  
Norma N. Alvarez, Commissioner  
Edna Lopez, Commissioner

**CITY COMMISSION ABSENT:**

Ann Marie Torres, Commissioner

**CITY STAFF PRESENT:**

Mark McLaughlin, City Manager  
Mary Valenzuela, City Secretary  
Courtney Alvarez, City Attorney  
Kyle Benson, IT Manager  
Derek Williams, IT  
Uchechukwu Echeozo, Director of Planning & Development Services  
Deborah Balli, Finance Director  
Susan Ivy, Parks Director  
Rudy Mora, Engineer  
Bill Donnell, Public Works Director  
Ricardo Torres, Police Chief  
Diana Gonzales, Director of Human Resources  
David Solis, Risk Manager  
Nicholas Daniels, Building Official  
Emilio Garcia, Health Director  
Mike Mora, Capital Improvements Manager  
Joseph Ramirez, Engineers Assistant  
Janine Reyes, Tourism Director  
Darrel Mills, Landfill Supervisor

**I. Preliminary Proceedings.**

**OPEN MEETING**

Mayor Fugate opened the meeting at 5:00 p.m. with four Commission members present. Commissioner Torres was absent from this meeting.

**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)**

None.

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

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

Mayor Fugate read and opened this public hearing at 5:02 P.M.

Mr. Nicholas Daniels, Building Official reported that this is a dilapidated structure.

Ms. Alvarez stated that photos presented for this property show large pieces of the missing roof, ceiling walls, and support beams.

Mayor Fugate asked if letters were sent out to the property owners.

Ms. Alvarez responded yes. She further stated that this property has had no water services since October 25, 2016.

Commissioner Lopez asked if Mr. Daniels physically go out and inspect this property? Mr. Daniels responded yes. Commissioner Lopez further commented that she has noticed that on the paperwork that was submitted to the City Commission agenda packet that under the inspector's name the Code Enforcement Officers inspected with Mr. Daniels signing off on the paperwork.

Mr. Daniels commented that the Code Enforcement Officers take the initial complaint or notice the dilapidated structure as they are doing their inspections throughout the different areas and zones that they are in. He further stated that when they do the initial inspection and then bring it to him, he then is required to physically go out and check the property.



Commissioner Lopez further stated that she went back several years, when the city had other Building Officials, and she noticed that in the Inspector Name box they listed their name stating all that was wrong with the property. Commissioner Lopez further commented that she wants to make sure that this is being done correctly as it will come back to the city. She further commented that if the Building Official is inspecting the property, she doesn't understand why the Building Official wouldn't fill out the form.

Mr. Daniels stated that when the inspection is done, it is filled out by the Code Enforcement agent. He has decided that since they are the ones that do the initial paperwork and instead of filling out the form under his name after, since they are the ones that do the original inspection, and he does the verification and an inspection as well.

Commissioner Lopez commented that she doesn't feel that this had happened for a long time as they just got moved into that department, so it hasn't been happening. She also stated that she has seen other Building Officials, the previous two, put their name and sign off on it. She also commented that she just wants to make sure that the paperwork is being done correctly as she doesn't want any problems for the city.

Mayor Fugate asked for Ms. Alvarez's opinion on this.

Ms. Alvarez stated that if there is an initial complaint and if another agent of the department goes out to inspect it and to determine if it merits the Building Official going out and doing a full inspection that would result in letters being issued and being brought before the Commission, so long as the Building Official is inspecting to verify the initial complaint they have received, it would be fine. She further stated that he does have to go off and sign-off that he is attesting to all of the things that are in the packet that are shown on the various photos and letters that are sent to individuals as they receive a notice of violation letters. When the property owner does not respond to the first initial letter, they then receive a notice of hearing letter which tells them the date, time, and location of the hearing to consider the condemnation of property. She further stated that there is a notice that is placed in the newspaper so that people will know that their property is being considered for condemnation as well as placards placed on the property that shows the notice of hearing. She stated that the Building Official does have to approve all the things that are said before the Commission tonight.

Mayor Fugate further asked if the way things are being done is there any legal issues with it.

Ms. Alvarez responded that so long as the Building Official is still going out and doing a physical inspection.

Mr. Daniels responded yes and stated that some of these properties are difficult due to fourth amendment rights. If the properties are gated, it would delay the process as staff would need to contact someone to physically allow them onto the property.

Mayor Fugate commented that he has seen condemnations where staff is unable to go inside the property therefore staff would need to make the call on what they see from a distance.

Mr. Daniels commented that there are some properties where you can visually see that there is enough damage to the property.

Commissioner Lopez commented that she just wants to make sure that the process is being done correctly as she doesn't want it to come back to the city. She further stated that all she wants to know is that Mr. Daniels is doing physical inspections.

Mr. Daniels responded yes.

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 5:08 P.M.

**2. Public hearing regarding condemnation proceeding for structures located at 527 E. Alice, Kingsville, Texas. (Director of Planning & Development Services).**

Mayor Fugate read and opened this public hearing at 5:08 P.M.

Mr. Daniels reported that this is for the single-story structure on the lot, not both structures. The single-story structure faces 10<sup>th</sup> Street. Daniels stated that for this structure you can see advanced deterioration. It has been documented that the property has been placard.

Mayor Fugate asked Mr. Daniels if he physically went out and inspected this property. Mr. Daniels responded yes.

Commissioner Hinojosa stated that for this condemnation he did have a question as it was at 527 E. Alice, but it is facing 10<sup>th</sup> Street but all within the same property.

Mr. Daniels responded yes.



Mayor Fugate asked if notices were sent out.

Ms. Alvarez responded that notices were sent out and further stated that this property has had no water services since September 4, 2020.

Mayor Fugate asked if anyone had contacted the City regarding this property.

Mr. McLaughlin responded no and further commented that individuals are living at the main structure on the same lot.

Mr. Daniels responded that this was correct.

Mr. McLaughlin stated that it is a bit confusing because when you go out and see this property it looks like the corner of East Alice and 10<sup>th</sup> is vacant and this is on the southern end of the property. There is a house that looks it has been added on a few times, which the house doesn't look any better, with all these buildings located in one big lot and all legal fall under the 527 E. Alice address.

Mr. Daniels commented that staff was contacted today to see which structured it was that was being considered for condemnation.

Mayor Fugate commented that when the city is ready to tear down this property, we need to make sure it is the right 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 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 5:13 P.M.

**3. Public hearing regarding condemnation proceeding for structures located at 401 W. Mesquite, Kingsville, Texas. (Director of Planning & Development Services).**

Mayor Fugate read and opened this public hearing at 5:13 P.M.

Mr. Daniels stated that this structure has broken windows and is unsecure. There is the deterioration of beams.

Mayor Fugate asked if staff received any complaints. Mr. Daniels responded no.

Ms. Alvarez stated that this property has had no water since 2017.

Mayor Fugate asked Mr. Daniels if he physically went out and inspected this property. Mr. Daniels responded yes.

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 5:15 P.M.

**4. Public hearing regarding condemnation proceeding for structures located at 802 E. Mesquite, Kingsville, Texas. (Director of Planning & Development Services).**

Mayor Fugate read and opened this public hearing at 5:15 P.M.

Mr. Daniels stated that the city has dealt with this property in the past. This property has a dilapidated structure that was started back in September 2020. The property owner did have a conference with the Development Director and at that time they were going to try and rehabilitate the structure. The rear part of the structure at that time was too far gone which would cost more to save the rear part of the structure than to rebuild. At that point, they were instructed that if they were able to secure the front structure to avoid homeless or any other activity to occur on the property. Daniels further stated that in April 2021 there was no progress on the main structure, and no one had come in to speak with staff about any plans to secure the structure or renovate it. Mr. Daniels showed pictures of the structure showing the structure where it is still unsecure.

Mayor Fugate asked if staff has heard from the property owners. Mr. Daniels stated that he has heard from them recently stating that they would like to continue with the restoration, but it has been since April, and they haven't submitted any proposed plans on how they are going to proceed. Mayor Fugate further asked if all notices were sent.

Ms. Alvarez responded yes and has been placed in the newspaper and on the property and commented that this property has been without water services since 2016.

Mayor Fugate asked Mr. Daniels if he physically went out and inspected this property. Mr. Daniels responded yes.

Commissioner Hinojosa commented that in the past property owners have come into the meeting and request extensions and the Commission granting the extension. As the property owners are not present at this meeting, he feels the Commission needs to move forward with the condemnations.



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 5:19 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, Condemnation Update, 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, Interlocal Agreements, Public Information, Health Department, Hotel Occupancy Report, Quiet Zone, SEP, Legislative Update, Proclamations, Employee Recognition, Health Plan Update, Tax Increment Zone Presentation, Main Street Downtown, Chapter 59 project, Financial Advisor, Wastewater Treatment Plant, Water, And Wastewater Rate Study Presentation, Golf Course, Library Summer Programs, Grants Update. No formal action can be taken on these items at this time."*

Mr. McLaughlin reported on events that occurred this past weekend in Kingsville. He further updated the Commission on Tropical Storm Nicholas. Public Works passed sandbags on Sunday, a little over 2,200 sandbags were passed out. He further thanked staff for their hard work this past weekend.

Ms. Alvarez reported that the next City Commission is scheduled for September 27<sup>th</sup> with a deadline for staff to submit their agenda items no later than September 17<sup>th</sup>. She further stated that the first meeting in October is scheduled for October 12<sup>th</sup> as October 11<sup>th</sup> is a holiday. Staff's deadline to submit agenda items for the October 12<sup>th</sup> meeting is being moved up to September 29<sup>th</sup>, due to staff being out the week before the October 12<sup>th</sup> meeting attending a conference.

Commissioner Alvarez asked if the schedule for trash pickup will remain the same. Mr. McLaughlin responded yes.

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

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

No comments were made or received.

### 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 Lopez to approve the consent agenda as presented, seconded by Commissioner Hinojosa. The motion was passed and approved by the following vote: Hinojosa, Alvarez, Lopez, Fugate voting "FOR".**

1. **Motion to approve final passage of an ordinance amending the Fiscal Year 2020-2021 budget to accept and expend donation for Animal Control. (Health Director).**

2. **Motion to approve final passage of an ordinance amending the Fiscal Year 2020-2021 budget to cover expenditures for setting up a COVID-19 Testing Site at the Health Department. (Finance Director).**



3. Motion to approve final passage of an ordinance amending the Fiscal Year 2020-2021 budget to cover additional personnel overtime costs due to employees out sick with COVID, salary payouts due to several employee departures, and additional vehicle maintenance. (Finance Director).
4. Motion to approve final passage of an ordinance ratifying classification and prescribing the number of positions in such classifications for the classified service in the Police Department by adding one new Officer Position. (Human Resource Director).
5. Motion to approve final passage of an ordinance ratifying classification and prescribing the number of positions in such classifications for the classified service in the Fire Department by adding two new Fire Fighter Positions. (Human Resource Director).
6. Motion to approve final passage of an ordinance amending the City of Kingsville Code of Ordinances Chapter V, Article 3, Water, providing for an increase in water rates. (Finance Director).
7. Motion to approve final passage of an ordinance amending the City of Kingsville Code of Ordinances Chapter V, Article 2, Sewers, providing for an increase in sewer rates. (Finance Director).
8. Motion to approve final passage of an ordinance amending the City of Kingsville Code of Ordinances Sections 9-10-53, 55, 56, and 57 to update the fees and calculation method used for the purpose of funding the City Street System. (City Engineer/City Manager).
9. Motion to approve reappointment of Steve Zamora, Debbie Tiffie, Brian Coufal, and Bill Aldrich to the Planning and Zoning Board each for a two-year term. (Director of Planning & Development Services).
10. Motion to approve reappointment of Leo Garcia (City Resident rep.), Erin McClure (TAMUK rep.), Kamlesh Bhikha (Hotel Industry rep.), and Vic Kasan (Hotel Industry rep.) to the Hotel Occupancy Tax Advisory Board each for a two-year term. (Tourism Director).

#### REGULAR AGENDA

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

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

11. Consider final passage of ordinance adopting the City Manager's budget, as amended, of the City of Kingsville, Texas, and appropriating funds for the fiscal year beginning October 01, 2021 and ending September 30, 2022 in the particulars hereinafter stated. (Finance Director).

Mrs. Deborah Balli, Finance Director stated that the upcoming budget for the fiscal year is being proposed at \$103,196,539.96.

Mayor Fugate thanked staff for presenting a great budget.

Motion made by Commissioner Lope, I move to approve final passage of an ordinance adopting the City Manager's budget, as amended, of the City of Kingsville, Texas and appropriating funds for the fiscal year beginning October 1, 2021 and ending September 30, 2022 in the particulars hereafter stated, seconded by Commissioner Hinojosa. The motion was passed and approved by the following vote: Alvarez, Lopez, Hinojosa, Fugate voting "FOR".

12. Consider ratifying the property tax increase reflected in the 2021-2022 Annual Budget of the City of Kingsville. (Finance Director).

Motion made by Commission Alvarez, I move to ratify the property tax increase reflected in the 2021-2022 Annual Budget of the City of Kingsville, seconded by Commissioner Lopez. The motion was passed and approved by the following vote: Lopez, Hinojosa, Alvarez, Fugate voting "FOR".

13. Consider final passage of ordinance establishing and adopting the ad valorem tax rate for all taxable property within the City of Kingsville, Texas for fiscal year beginning October 01, 2021 and ending September 30, 2022, distributing the tax levy among the various funds, and providing for a lien on real and personal property to secure the payment of taxes assessed. (Finance Director).

Motion made by Commissioner Hinojosa, I move that the property tax rate be increased by the adoption of a tax rate of \$0.84000, which is effectively a 4.15% percent increase in the tax rate, seconded by Commissioner Lopez. The motion was passed and approved by the following vote: Hinojosa, Alvarez, Lopez, Fugate voting "FOR".



**14. Consider final passage of an ordinance amending the City of Kingsville Code of Ordinances by amending Chapter III, Article 7, Personnel Policies. (Human Resource Director).**

Mrs. Diana Gonzales, Human Resources Director stated that this is the same as the first presentation on the Compensation Plan.

Motion made by Commissioner Lopez to approve the final passage of an ordinance amending the City of Kingsville Code of Ordinances by amending Chapter III, Article 7, Personnel Policies, seconded by Commissioner Alvarez and Commissioner Hinojosa. The motion was passed and approved by the following vote: Alvarez, Lopez, Hinojosa, Fugate voting "FOR".

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

Motion made by Commissioner Lopez 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 public nuisance and order its demolition by owner/agent/person in charge within 30 days, the city shall abate in any manner it seems necessary and proper, seconded by Commissioner Hinojosa. The motion was passed and approved by the following vote: Lopez, Hinojosa, Alvarez, Fugate voting "FOR".

**16. Consider condemnation of structures located at 527 E. Alice, Kingsville, Texas. (Director of Planning & Development Services).**

Motion made by Commissioner Lopez 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 public nuisance and order its demolition by owner/agent/person in charge within 30 days, the city shall abate in any manner it seems necessary and proper, seconded by Commissioner Alvarez. The motion was passed and approved by the following vote: Hinojosa, Alvarez, Lopez, Fugate voting "FOR".

**17. Consider condemnation of structures located at 401 W. Mesquite, Kingsville, Texas. (Director of Planning & Development Services).**

Motion made by Commissioner Lopez 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 public nuisance and order its demolition by owner/agent/person in charge within 30 days, the city shall abate in any manner it seems necessary and proper, seconded by Commissioner Alvarez. The motion was passed and approved by the following vote: Alvarez, Lopez, Hinojosa, Fugate voting "FOR".

**18. Consider condemnation of structures located at 802 E. Mesquite, Kingsville, Texas. (Director of Planning & Development Services).**

Motion made by Commissioner Lopez 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 public nuisance and order its demolition by owner/agent/person in charge within 30 days, the city shall abate in any manner it seems necessary and proper, seconded by Commissioner Hinojosa. The motion was passed and approved by the following vote: Lopez, Hinojosa, Alvarez, Fugate voting "FOR".

**19. Consider appointment of Mr. Maximiano "Max" Segovia, Jr. and Ms. Joey Lee to the Parks Advisory Board for one-year terms. (Parks Director).**

Mrs. Susan Ivy, Parks Director stated that staff is requesting the appointment of Mr. Maximiano Segovia, Jr., and Ms. Joey Lee as members of the Parks Advisory Board. These individuals will be filling the positions of Mr. Joseph Jones and Mrs. Trisha Gottschalk Glusing.

Motion made by Commissioner Hinojosa to approve the appointment of Mr. Maximiano "Max" Segovia, Jr., and Ms. Joey Lee to the Parks Advisory Board for one-year terms, seconded by Commissioner Lopez. The motion was passed and approved by the following vote: Hinojosa, Alvarez, Lopez, Fugate voting "FOR".

**20. Consider a resolution authorizing the City Manager to enter into an Engagement Letter Agreement between the City of Kingsville, Texas and John Womack & Co., P.C. for the 2020-2021 Fiscal Year Audit. (Finance Director).**

Motion made by Commissioner Hinojosa to approve the resolution authorizing the City Manager to enter into an Engagement Letter Agreement between the City of Kingsville, Texas and John Womack & Co., P.C. for the 2020-2021 Fiscal Year Audit, seconded by Commissioner Alvarez and Commissioner Lopez. The



motion was passed and approved by the following vote: Alvarez, Lopez, Hinojosa, Fugate voting "FOR".

**21. Consider a resolution amending the City of Kingsville Administrative Policies and Procedures Manual, Policy No. 890.12 Safety-Toe Footwear and Reimbursement. (Human Resources Director).**

Mr. David Solis, Risk Manager stated that this policy has been in place since 2007, but since the amount for boot reimbursement is being increased, the policy needs to be amended.

**Motion made by Commissioner Lopez to approve the resolution amending the City of Kingsville Administrative Policies and Procedures Manual, Policy No. 890.12 Safety-Toe Footwear and Reimbursement, seconded by Commissioner Alvarez. The motion was passed and approved by the following vote: Lopez, Hinojosa, Alvarez, Fugate voting "FOR".**

**22. Consider a resolution authorizing the City Manager to execute Amendment No.1 to the Construction Contract for Downtown Improvements between Etech Construction Inc. and the City of Kingsville (TxCDBG #7219192). (Director of Planning & Development Services).**

Mr. Uchechukwu Echeozo, Director of Planning & Development Services stated that this is to amend the contract for Grant Works in relation to the Main Street Contract for 7<sup>th</sup> Street #7219192. The Texas Department of Agriculture, which oversees this grant, approved Section 3 requirements and now requires all contracts to be amended to include language regarding this new policy. Both the City and Etech have worked to prepare Amendment No. 1 to the Construction Contract for Downtown Improvements.

Commissioner Lopez commented that this is the item that was presented at the previous Commission meeting where it was found that the wrong contract number was listed therefore needing for staff to make the correction and bring it back to the Commission.

**Motion made by Commissioner Alvarez to approve the resolution authorizing the City Manager to execute Amendment No.1 to the Construction Contract for Downtown Improvements between Etech Construction Inc. and the City of Kingsville (TxCDBG #7219192), seconded by Commissioner Lopez. The motion was passed and approved by the following vote: Hinojosa, Alvarez, Lopez, Fugate voting "FOR".**

**23. Consider a resolution authorizing the submission of Step 2 of an application to the Texas Water Development Board for the Flood Infrastructure Fund for City drainage projects. (City Engineer).**

Mr. Rudy Mora, City Engineer stated that on June 8, 2020, the City Commission approved submitting applications to the Flood Infrastructure Fund through the Texas Water Development Board (TWDB). On September 1, 2021, TWDB informed the City that drainage location 8, Paulson Falls, ranked high enough to be considered for funding should sufficient funds be identified during the processing of invitations. Based on TWDB calculations, the City is eligible for 43% grant funds with 0%, 30-year loan financing. The city will need to submit an intent to apply form. Once TWDB funds are available the city will need to submit the detailed application. The grant award of \$301,000 plus a loan of \$399,000, 0% interest 30-year loan. The annual loan payment would be \$13,300 per year. The source for repayment on this would be Fund 55, the stormwater user fee. Mr. Mora further stated that staff recommends approval for the intent to apply and proceed with step 2 of the Flood Infrastructure Fund application.

**Motion made by Commissioner Hinojosa to approve the resolution authorizing the submission of Step 2 of an application to the Texas Water Development Board for the Flood Infrastructure Fund for City drainage projects, seconded by Commissioner Alvarez.**

Mr. McLaughlin stated that when the city did the Texas Water Development Board, the city got areas from the drainage plans 1,3,4, & 7, and now it will include 8.

**The motion was passed and approved by the following vote: Alvarez, Lopez, Hinojosa, Fugate voting "FOR".**

**24. Consider a resolution authorizing adoption and approval of the Texas Term Sheet for the Opioid Settlement and matters related thereto. (Police Chief).**

Mr. Ricardo Torres, Chief of Police stated that in September 2017, Attorney General Paxton, and a bipartisan coalition of 40 other states served investigative subpoenas and additional requests on eight companies that manufacture or distribute highly



addictive opioids to evaluate whether manufacturers and distributors engaged in unlawful practices in the marketing, sale, and distribution of opioids. Chief Torres further stated that it is staff's recommendation to have the resolution to join the settlement, execute releases, and execute the term sheet so that we can receive funds as a result of this litigation.

Mayor Fugate asked if the County would be receiving some of this, and if so, how much?

Mr. McLaughlin responded that city staff was invited to a meeting regarding this, but Kleberg County was not in the meeting. At this meeting, it was shared the amount that the city would be receiving.

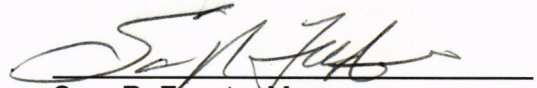
Commissioner Hinojosa asked what fund the money would go into.

Chief Torres commented that a separate fund would need to be created for this money as it would have to be used for the mitigation of opioids.

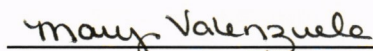
**Motion made by Commissioner Hinojosa to approve the resolution authorizing adoption and approval of the Texas Term Sheet for the Opioid Settlement and matters related thereto, seconded by Commissioner Alvarez and Commissioner Lopez. The motion was passed and approved by the following vote: Lopez, Hinojosa, Alvarez, Fugate voting "FOR".**

**VI. Adjournment.**

There being no further business to come before the City Commission, the meeting was adjourned at 5:47 P.M.

  
Sam R. Fugate, Mayor

**ATTEST:**

  
Mary Valenzuela, TRMC, CMC, City Secretary