

NOVEMBER 14, 2022

A REGULAR MEETING OF THE CITY OF KINGSVILLE CITY COMMISSION WAS HELD ON MONDAY, NOVEMBER 14, 2022, 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
 Edna Lopez, Commissioner
 Ann Marie Torres, Commissioner
 Norma N. Alvarez, Commissioner (Arrived at 5:08 P.M.)

CITY STAFF PRESENT:

Mark McLaughlin, City Manager
 Courtney Alvarez, City Attorney
 Kyle Benson, IT Manager
 Derek Williams, IT
 Emilio Garcia, Health Director
 Deborah Balli, Finance Director
 Charlie Sosa, Purchasing Manager
 Bill Donnell, Public Works Director
 Diana Gonzales, Human Resources Director
 Rudy Mora, Engineer
 Janine Reyes, Tourism Director
 Susan Ivy, Parks Director
 Ricardo Torres, Chief of Police
 Juan J. Adame, Fire Chief
 Manny Salazar, Economic Development Director
 Kobby Agyekum, Senior Planner/HPO

I. Preliminary Proceedings.

OPEN MEETING

Mayor Fugate opened the meeting at 5:00 P.M. with all five Commission members present.

INVOCATION / PLEDGE OF ALLEGIANCE – (Mayor Fugate)

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

MINUTES OF PREVIOUS MEETING(S)

Regular Meeting- October 24, 2022

Ms. Courtney Alvarez stated that there is a correction that needs to be made to the minutes of October 24, 2022. The minutes do not reflect Mr. Ricardo Torres, Chief of Police being present at the meeting, in which he was in attendance.

Motion made by Commissioner Lopez to approve the minutes of October 24, 2022, with the amendment to add the name of Ricardo Torres, Chief of Police to the City Staff Present, seconded by Commissioner Torres. The motion was passed and approved by the following vote: Lopez, Torres, Hinojosa, Fugate voting "FOR".

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

1. None.

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; 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."

Mr. Mark McLaughlin reported that he will be attending a Water Development conference in San Antonio on Tuesday, November 14, 2022. He further stated that after this conference is over, he will return for the special meeting where Garver will be making their presentation. He further updated the commission on the sales tax progress. He also stated that the Jet Engine Training Program with Coastal Bend College is back on track, and they should be taking a vote on this in December. Mr. McLaughlin further gave an update on the upcoming events that will be occurring in Kingsville for the upcoming weekend. He also updated the commission that he will be releasing city staff at noon on Wednesday, November 24th to facilitate their travels for the upcoming holiday.

Ms. Courtney Alvarez, City Attorney reported that there is a special meeting scheduled for Tuesday, November 15, 2022, at 4:00 p.m. to go over the Wastewater Treatment Plant Analysis that was done by Garver. The next regular scheduled meeting is scheduled for Monday, November 28th with agenda items from staff due on Wednesday, November 16th. She further reported that city offices will be closed on Thursday, November 24th, and Friday, November 25th for the Thanksgiving holiday.

Commissioner Torres gave a report on the Vietnam Memorial Wall that was in Kingsville this past weekend. She stated that Kleberg County Commissioner Jerry Martinez did a great job in bringing the wall to Kingsville. She further stated that the weekend event was very well attended. Commissioner Torres thanked all those who had a part in the Veteran's Memorial Wall and Veteran's Parade.

Commissioner Lopez stated that she would also like to thank Ms. Ode Moreno for putting the Veteran's parade together.

Commissioner Alvarez stated that she would like to thank Mary Valenzuela, the City Secretary, and those who assisted in the decoration of the Golf Cart that the Commission used for the Veteran's Parade.

IV. Public Comment on Agenda Items.³

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

No public comments were made.

V.

Consent Agenda

Notice to the Public

The following items are of a routine or administrative nature. The Commission has been furnished with background and support material on each item, and/or it has been discussed at a previous meeting. All items will be acted upon by one vote without being discussed separately unless requested by a Commission Member in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon. The remaining items will be adopted by one vote.

CONSENT MOTIONS, RESOLUTIONS, ORDINANCES AND ORDINANCES FROM PREVIOUS MEETINGS:

(At this point the Commission will vote on all motions, resolutions and ordinances not removed for individual consideration)

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: Torres, Alvarez, Lopez, Hinojosa, Fugate voting "FOR".

1. Motion to approve final passage of an ordinance amending the zoning ordinance by changing the zoning map in reference to Vista Alegre, Block 2, Lots 3 & 4, also known as 1405 East Henrietta, Kingsville, Texas from R1 (Single Family) to C1 (Neighborhood Services) from R1 (Single Family) to C1 (Neighborhood Services); amending the comprehensive plan to account for any deviations from the existing comprehensive plan. (Director of Planning & Development Services).

2. Motion to approve final passage of an ordinance amending the zoning ordinance by granting a Special Use Permit for Daycare use in R1 (Single Family District) at 803 Inez, Kingsville, Texas, also known as Forrest Park 1, Block 2, Lot 20; amending the comprehensive plan to account for any deviations from the existing comprehensive plan. (Director of Planning & Development Services).

3. Motion to approve final passage of an ordinance amending the Fiscal Year 2022-2023 Budget to accept and expend grant funds from the 2022 Patrick Leahy Bulletproof Vest Partnership Grant. (Police Chief).

4. Motion to approve final passage of an ordinance amending the Fiscal Year 2022-2023 Budget to accept and expend grant funds from the 2023 Local Border Security Program (LBSP). (Police Chief).
5. Motion to approve final passage of an ordinance amending the Fiscal Year 2022-2023 Budget to appropriate additional police academy training costs. (Police Chief).
6. Motion to approve final passage of an ordinance amending the Fiscal Year 2022-2023 Budget to appropriate remaining grant funds from the 2022 Operation Lone Star Grant Program. (Police Chief).
7. Motion to approve final passage of an ordinance amending the Fiscal Year 2022-2023 Budget to roll over the Golf Course remaining greens project. (Finance Director).
8. Motion to approve final passage of an ordinance amending the Fiscal Year 2022-2023 Budget to appropriate funding for the carry-over purchase orders that were ordered or started last fiscal year and will be received or completed this fiscal year. (Finance Director).
9. Motion to approve a resolution authorizing the City Manager to enter into the Coastal Bend Council of Governments Master Agreement for Mutual Aid. (Fire Chief).

REGULAR AGENDA

CONSIDERATION OF MOTIONS, RESOLUTIONS, AND ORDINANCES:

VI. Items for consideration by Commissioners.⁴

10. Consideration and approval of an ordinance authorizing the issuance of "City of Kingsville, Texas Combination Tax and Subordinate Lien Revenue Certificates of Obligation, Taxable Series 2022; approving the terms of a resolution of the Texas Water Development Board approving an application for financial assistance, a Paying Agent/Registrar Agreement and an Escrow Agreement; and making other provisions regarding the certifications and other matters related thereto. (TWDB-FIF; Project #8- Paulson Falls). (City Attorney).

Ms. Alvarez stated that this is a part of the ongoing process to get the funding for the Texas Water Development Board Flood Infrastructure Fund projects done. She stated that this is the one that the city was awarded in September for the \$700,000. Part of it was from a grant that was approved at the previous commission meeting with this being the debt service part. The COs will authorize the COs that will be a private placement that will be direct to the Texas Water Development Board, i.e., either buying the COs themselves so it's at zero interest.

Motion made by Commissioner Lopez and Commissioner Alvarez to consider and approve the ordinance authorizing the issuance of "City of Kingsville, Texas Combination Tax and Subordinate Lien Revenue Certificates of Obligation, Taxable Series 2022; approving the terms of a resolution of the Texas Water Development Board approving an application for financial assistance, a Paying Agent/Registrar Agreement and an Escrow Agreement; and making other provisions regarding the certifications and other matters related thereto. (TWDB-FIF; Project #8- Paulson Falls), seconded by Commissioner Hinojosa and Commissioner Torres. The motion was passed and approved by the following vote: Torres, Alvarez, Lopez, Hinojosa, Fugate voting "FOR".

11. Consider a resolution authorizing the submission of a Community Development Block Grant Council of Governments Method of Distribution (CDBG COG MOD) application to the Texas General Land Office for eligible mitigation project activities and authorizing the Mayor and City Manager to act as the City's Executive Officers and Authorized Representatives in all matters pertaining to the City's participation in the CDBG-MIT Program. (City Engineer).

Mr. McLaughlin stated that the City of Kingsville will receive \$3.9 million, but for the city to receive the funds the city is required to submit applications per CDBG guidelines. Based on the guidance published by the GLO, the following categories are eligible for funding: flood control and drainage improvement, including the construction or rehabilitation of stormwater management systems; natural or green infrastructure; public facilities (shelter, library, etc.); economic development with limitations; water and sewer facilities; communication infrastructure; provision of generators; removal of debris; streets and bridges; other infrastructure improvements; public services (within the 15% cap); FEMA Hazard Mitigation Grant Program cost share for CDBG-MIT eligible projects; buyouts of acquisitions with or without relocation assistance, down payment assistance, housing incentives, or demolition. Mr. McLaughlin further

mentioned that a team of staff members met and priced projects for Commission's consideration and approval.

Some discussion took place regarding the asbestos removal from the old hospital. Mayor Fugate asked if \$200,000 was enough money for the removal of the asbestos. Commissioner Hinojosa commented that there is \$300,000 from contingency that can be used.

Mr. McLaughlin responded that some of the contingency cost is also when the city hired a grant administrator to run all this.

Mr. Charlie Sosa, Purchasing Manager commented that staff spoke with a company from the Valley, one of the local demolition companies that worked closely with the city, and they were able to go in and look at it because there has been a couple of fires in that building and with people going into the building, the asbestos has been disturbed already. The company representative mentioned that for under \$250,000 they would be able to remediate it.

Mr. McLaughlin further went through the fourteen projects that the funds would be used for. He further mentioned that staff will be attending a workshop on Wednesday with the Council of Governments to go over the process for applying for these funds.

Commissioner Lopez asked if staff had looked into the drainage issues on 23rd Street and Kenedy.

Mr. McLaughlin responded that a drainage study would need to be done to see what needs to be done.

Mayor Fugate commented that he would like for this to be done and see what comes from it so that the issues could be fixed.

Commissioner Torres asked about the parking lots for the parks and was a study completed on them.

Mr. McLaughlin responded that staff is already aware of what needs to be done which is mill in place and mix overlay. This is what the engineers have determined that needs to be done. There is \$150,000 for Ball Field #4 going north. He further stated that he did not put any more funds into the ball fields because these other projects were deemed a higher priority than adding more ball field parking lot.

Mayor Fugate commented that he believes that the County Judge is talking about assisting with the parking lots as well. Mr. McLaughlin commented that he has mentioned it but was not promised as it is something that needs to be negotiated.

Mr. McLaughlin commented that the list of projects can be changed if the Commission chooses to do so. He also stated that he is not sure if the projects would need to be funded upfront with the city getting reimbursed, but that is one of the questions that would need to be asked.

Commissioner Alvarez asked if these projects would need to be completed within 10 years, is this what the Council of Governments requires?

Mr. McLaughlin responded that he is not sure what the time limit is, but it could be 5 years or 10 years but would need to ask that question as well.

Motion made by Commissioner Lopez to approve the resolution authorizing the submission of a Community Development Block Grant Council of Governments Method of Distribution (CDBG COG MOD) application to the Texas General Land Office for eligible mitigation project activities and authorizing the Mayor and City Manager to act as the City's Executive Officers and Authorized Representatives in all matters pertaining to the City's participation in the CDBG-MIT Program, seconded by Commissioner Alvarez.

Commissioner Torres stated that she is still concerned and asked if the list of projects could be changed at any time if this item is approved.

Mr. McLaughlin responded that the list of projects can be changed, but it would need to be done before February 21st or the city loses the ability to receive the funds.

Mayor Fugate commented that he is hoping that the parking lots are completed before February as baseball season begins in March.

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

12. Consider a resolution authorizing the Mayor to enter into an Interlocal Agreement between Kleberg County, Texas, and the City of Kingsville, Texas for the L.E. Ramey Golf Course Greens Renovation Project. (City Manager).

The County and City have tentatively agreed to evenly split the cost of the Greens Renovation Project at the Golf Course whose total cost is anticipated to be \$259,520.00, which makes each entity's share \$129,760.00. This will renovate 16 greens, 15 on the course, and one practice green in the front.

Motion made by Commissioner Lopez to approve the resolution authorizing the Mayor to enter into an Interlocal Agreement between Kleberg County, Texas, and the City of Kingsville, Texas for the L.E. Ramey Golf Course Greens Renovation Project, seconded by Commissioner Alvarez. The motion was passed and approved by the following vote: Torres, Alvarez, Lopez, Hinojosa, Fugate voting "FOR".

13. Consider awarding a bid for the Resurfacing of the Greens at the L.E. Ramey Golf Course (RFP#22-18), as per staff recommendation and authorizing contract for same. (Purchasing Manager).

Motion made by Commissioner Alvarez to approve the award of a bid for the Resurfacing of the Greens at the L.E. Ramey Golf Course (RFP#22-18), as per staff recommendation and authorizing a contract for same, seconded by Commissioner Torres. The motion was passed and approved by the following vote: Torres, Alvarez, Lopez, Hinojosa, Fugate voting "FOR".

14. Consider recommendations from the Kingsville Grant Administrative Board for award of three Kingsville Economic Development Grant Applications. (Economic Development Director).

Mr. Manny Salazar, Economic Development Director stated that the applications before this commission have been approved by the Grant Administrative Committee. The first application is for Ms. Claudia Lopez for Color My World Kids Academy who has requested \$30,000 in grant funds for a \$201,284 project. This project will create 10 jobs which will consist of 6 full-time and 4 part-time positions. The grant would cover the purchase of 2 sinks, 8 cribs, 8 infant highchairs, 6 tables, 36 chairs, and 6 cubbies for a total of \$16,594.00. The additional funds would go towards the labor to install the materials and remodel them. Mr. Salazar stated that the Grant Administrative Committee unanimously approved this application from Ms. Claudia Lopez. The second application is for Christopher Flores for Javelina Brewing Company. The applicant is requesting \$42,877 in grant funds for a \$71,000 project. This would create 2 full-time and 4 part-time positions. Mr. Salazar stated that the committee chose not to grant the full amount requested but did approve an amount of \$10,830 for the keg washer and kegs. The third application is from David Thibodeaux for the Kate Building who has requested \$390,893.00 for a \$1,017,219 total cost project. This project would create between 25 to 35 new positions. Mr. Salazar stated that the committee approved \$200,000 for electrical, plumbing, ceiling, HVAC/labor, and elevator/install.

Commissioner Torres asked that for application no. 2, the committee only approved \$10,000, did they give a reason for this?

Mr. Salazar responded that there were some concerns about cash flow and the ability to complete the full project. There were also some questions on the needs of other things, so therefore the committee thought it would be more prudent to approve a smaller amount for this particular project.

Mayor Fugate commented that it is a 25% match from the total of the project and this project was for \$71,000 which the applicant was requesting more than the allotted amount. Mr. Salazar responded that this was correct.

Commissioner Alvarez asked for the locations of the first two applicants. Mr. Salazar responded that Color My World Kids Academy is located at 215 E. Santa Gertrudis, and the Javelina Brewing Company is located at 211 E. Caesar, Suite C.

Motion made by Commissioner Hinojosa to approve the recommendations from the Kingsville Grant Administrative Board for award of three Kingsville Economic Development Grant Applications, seconded by Commissioner Lopez. The motion was passed and approved by the following vote: Torres, Alvarez, Lopez, Hinojosa, Fugate voting "FOR".

15. Consider introduction of an ordinance amending the Fiscal Year 2022-2023 Budget to appropriate funding for the Police Collective Bargaining Agreement. (Human Resources Director).

Mrs. Diana Gonzales, Human Resources Director stated that in a previous memo submitted with the Collective Bargaining Agreement there was a projected cost of \$204,000 for the one-year agreement. There is also the proposed budget amendment that outlines the additional cost. There had been some money appropriated during the budget process but because it was an unknown amount during the budget approval, so now there is an additional \$117,205 that would be needed to complete the one-year agreement.

Introduction item.

16. Consider introduction of an ordinance amending the Fiscal Year 2022-2023 Budget to appropriate additional funding for cost overruns in the Human Resources Department. (Human Resources Director).

Mrs. Gonzales stated that additional funding is being requested for professional services and catering due to the Employee Recognition and Safety Banquet and Medical Treatment. Increase to the following: Professional Services \$750, Catering \$2,970, and \$5,000 for Medical Treatment. Funding will come from the budget amendment reserve account within the general fund.

Introduction item.

17. Consider introduction of an ordinance amending the Fiscal Year 2022-2023 Budget to roll over uncompleted committed GF ARP Projects. (Finance Director).

Mrs. Deborah Balli, Finance Director stated that at the end of each fiscal year, there are outstanding projects that need to be rolled over to the following fiscal year. These projects are the Jet Engine Program, Dick Kleberg Parking Lot Project, Dr. Pepper Building Improvement Project, and Fire Station Roof Project. There is also a decrease needed in the amount budgeted for the Parks Revenue Replacement Projects.

Commissioner Hinojosa stated that as for the Dick Kleberg Parking Lot Project, can this be more specific, and have it state that it is for the ballpark's parking lots as parking lots could mean JK Northway.

Mrs. Balli responded that this is not for the JK Northway, it is for the parking lots at the ballparks.

Mr. McLaughlin stated that the JK Northway parking lot will be funded by the Hotel Occupancy Tourism Funds.

Introduction item.

18. Consider accepting a donation from Keep Kingsville Beautiful for the Trash Off Event. (Director of Planning & Development Services).

Mrs. Susan Ivy, Parks Director stated that this is a donation of \$1,000 from Keep Kingsville Beautiful for the Trash-off event.

Motion made by Commissioner Alvarez to approve the donation from Keep Kingsville Beautiful for the Trash Off Event, seconded by Commissioner Lopez. The motion was passed and approved by the following vote: Torres, Alvarez, Lopez, Hinojosa, Fugate voting "FOR".

19. Consider introduction of an ordinance amending the Fiscal Year 2022-2023 Budget to accept and expend a donation from Keep Kingsville Beautiful for the Trash Off Event. (Director of Planning & Development Services).

Introduction item.

20. Consider accepting donations for Parks Department Healthy Family Events. (Parks Director).

Mrs. Ivy stated that these are funds that they have solicited to assist with the recreation programming budget due to increased involvement in festivals and special events. The amount solicited is a total of \$18,975 in cash and \$625 in in-kind services.

Motion made by Commissioner Torres and Commissioner Lopez to approve the donations for Parks Department Healthy Family Events, seconded by Commissioner Hinojosa. The motion was passed and approved by the following vote: Torres, Alvarez, Lopez, Hinojosa, Fugate voting "FOR".

21. Consider introduction of an ordinance amending the Fiscal Year 2022-2023 Budget to accept and expend donations for the Parks Department Healthy Family Events. (Parks Director).

Introduction item.

22. Consider introduction of an ordinance amending the Fiscal Year 2022-2023 Budget to accept and expend grant funds from the Justice Assistance Grant Program (JAG). (Police Chief).

Mr. Ricardo Torres, that back in February the Kingsville Police Department applied for a JAG grant for \$20,159.51 which has been awarded. Due to inflation, the cost has increased by \$400.00. There is no cash match other than the increase of \$400 being requested.

Introduction item.

23. Consider introduction of an ordinance amending the Fiscal Year 2022-2023 Budget to appropriate funding for emergency repairs to a 24" storm drain. (Public Works Director).

Mr. William Donnell, Public Works Director stated that this is a line on 4th Street between Santa Gertrudis and Ella. Wastewater crews are digging at the 700 block of North 4th Street for a sewer main repair. During the excavation, a 24" clay storm pipe was found to have several longitudinal cracks. This line extends from King Street north to Ave D and then discharges into Tranquitas Creek. As the crew continued the excavation to repair the sewer pipe, the storm pipe was found to be very brittle. A contractor was called to inspect the line and it was determined that slip-lining a small section would work and was the most efficient repair at this time.

Commissioner Alvarez asked what the cost would be to replace the line. Mr. Donnell responded staff did not receive a quote for that. Commissioner Alvarez asked if the work would have a guarantee and for how long. Mr. Donnell responded that this section will hold and won't be an issue, but it is the rest of the pipe that they don't want to disturb as the infrastructure is very old.

Introduction item.

24. Consider a resolution authorizing the City Manager to execute a Street Sweeping Agreement with Sweeping Corporation of America, LLC. (Purchasing Manager).

Mr. Sosa stated that this item authorizes the City Manager to sign a Service Agreement with Sweeping Corporation of America, LLC for city-wide street sweeping. Due to the Street Department being understaffed, busy paving roads, and with the city-owned street sweeper being in the shop for repairs, it is recommended that the city enters into this agreement to continue the sweeping of our city streets. The sweeping of streets improves stormwater drainage flow and beautifies the community. It is staff's recommendation to approve this agreement with Sweeping Corporation of America, LLC of Seven Hills, OH.

Commissioner Alvarez asked how long the agreement would be for. Mr. Sosa responded that it is good for only one year, but if the city decides to continue with the agreement, it can be renewed.

Commissioner Torres asked if a schedule of the street sweeping will be posted on the city's website. Mr. Sosa responded that a schedule can be created and posted on the city's website.

Motion made by Commissioner Lopez to approve the resolution authorizing the City Manager to execute a Street Sweeping Agreement with Sweeping Corporation of America, LLC., seconded by Commissioner Torres. The motion was passed and approved by the following vote: Torres, Alvarez, Lopez, Hinojosa, Fugate voting "FOR".

25. Consider authorizing ARP funds for third-party engineering firm to review the Investment Grade Audit results for replacement of City water meters and AMI systems. (Purchasing Manager).

Mr. Sosa stated that this item authorizes the City Manager to enter into a scope of work agreement with International Consulting Engineers (ICE) of Corpus Christi. ICE will be selected as a 3rd party audit review for the investment grade audit report and replacement of water meters and AMI Systems for the City of Kingsville. The existing water meters and endpoints have met their end of life and a large percentage of the meters are not registering correctly. Performance Services Inc. has performed an investment-grade audit of the city's water meter system. The investment grade audit is completed and will be presented to Commission. Before the city is to proceed with the project, a third-party engineering firm must review and approve the investment grade

audit report. ICE has agreed to review PSI's investment audit report for a fee of \$7,120.00.

Motion made by Commissioner Alvarez to approve the authorization of ARP funds for third-party engineering firm to review the Investment Grade Audit results for replacement of City water meters and AMI systems, seconded by Commissioner Lopez. The motion was passed and approved by the following vote: Torres, Lopez, Alvarez, Hinojosa, Fugate voting "FOR".

26. Discussion and consideration regarding landscaping options for city hall grounds, statue, and Chamberlain Park. (Mayor Fugate).

At this time, handouts were given to the City Commission depicting the location of where the statue will be located, as well as a photo of what the statue will look like.

Mayor Fugate stated that the King Ranch family has spent over \$200,000 in getting this statue completed. King Ranch Incorporated has agreed to provide grass for Chamberlain Park and the grounds around City Hall. The foundation, which owns the building that City Hall is in, has funds that will assist with Chamberlain Park. Fugate stated that this is a public/private partnership project. This project will enhance the entryway to City Hall and a nice tribute to the lady and her husband who built this building. Mayor Fugate further mentioned that trees will be planted and also stated that the city is still waiting for monies from the sale of Kenedy Park.

Mr. Sosa stated that the statue will be placed on the south corner of the property with a crushed granite sidewalk as Mrs. Helen Kleberg Groves had stated that she did not want concrete in the area. There will be a sitting area around the statue for those that visit the statue may sit as well as have lighting in the area. He further stated that the proposed cost of \$285,000 is a turnkey job where the engineers will take over the project.

Commissioner Alvarez asked if there were cameras in this area. Mr. Sosa responded no, but city hall has a camera that faces that area but not sure how much of the area it picks up. Commissioner Alvarez commented that a camera will probably need to be placed to pick up the area where the statue will be located.

Mayor Fugate and Commissioner Torres asked where the funds for this project will be spent from. Mr. McLaughlin responded that funds will be coming from the COG Mitigation MOD money of \$285,000 from that plan to go to this \$285,000 project. If the King Ranch or any other funds come in, then that will be fewer funds used from the COG funds which could then redistribute to other projects.

Commissioner Alvarez asked if the trees that will be planted will be matured trees. Mr. Sosa responded yes; they will be matured trees that are partially grown.

Motion made by Commissioner Lopez.....

Ms. Alvarez commented that the Commission needs to make sure of what they are making a motion on. What is the request that is being made by the Commission? Is it to move forward with the project as there is no contract for that amount?

Mr. Sosa stated that this is to retain ICE Engineering for the design of the project.

Commissioner Lopez commented that this is not what is stated on the agenda item and doesn't cover it.

Commissioner Alvarez commented that it is not specific.

Commissioner Lopez recommended bringing back the agenda item with the proper wording.

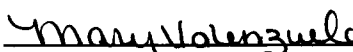
Mayor Fugate requested for staff to bring this item back at the November 28th meeting.

VI. Adjournment.

There being no further business to come before the City Commission, the meeting was adjourned at 6:06 P.M.


Sam R. Fugate, Mayor

ATTEST:


Mary Valenzuela, TRMC, CMC, City Secretary