

A REGULAR MEETING OF THE CITY OF KINGSVILLE CITY COMMISSION WAS HELD ON MONDAY, MARCH 27, 2023, IN THE HELEN KLEBERG GROVES COMMUNITY ROOM, 400 WEST KING AVENUE, KINGSVILLE, TEXAS AT 4:00 P.M.

CITY COMMISSION PRESENT:

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

CITY STAFF PRESENT:

Mark McLaughlin, City Manager
Mary Valenzuela, City Secretary
Courtney Alvarez, City Attorney
Derek Williams, IT
Emilio Garcia, Health Director
Deborah Balli, Finance Director
Charlie Sosa, Purchasing Manager
Bill Donnell, Public Works Director
Susan Ivy, Parks Director
Mike Mora, Capital Improvements Manager
Diana Gonzales, Human Resources Director
Janine Reyes, Tourism Director
Belinda Tarver, Building Official
Rudy Mora, Engineer
Juan J. Adame, Fire Chief
David Bodiford, Accounting Manager
Bradley Lile, Commander
George Flores, Commander

I. Preliminary Proceedings.

OPEN MEETING

Mayor Fugate opened the meeting at 4:00 P.M. with all five Commission members present.

CONVENE INTO BUDGET WORKSHOP:

Discuss proposed goals for fiscal year 2023-2024 budget for departments of the City of Kingsville. (City Manager).

Mr. Mark McLaughlin stated that the intent of this meeting is to find out from the City Commission what the goals are and what they would like to see for the upcoming fiscal year. This would include anything from personnel issues, cost of living adjustments (COLA), pay scale, and garbage pickup services to capital purchases.

Commissioner Hinojosa asked if the discussion would involve dollar amounts, as he did not get that impression of this meeting. He thought it was for non-monetary goals.

Mr. McLaughlin stated that the idea for this meeting is that staff build the budget. This is something that Commission Hinojosa asked for during the preparation of the previous budget, asking that budget proceedings start earlier than normal so that the commission can have input on what is placed on the budget from the beginning. Mr. McLaughlin commented that dollar amounts are not needed, just what are the ideas from the commission.

Commissioner Torres commented that something she has been advocating for is for Dick Kleberg Park parking lots and fields to be updated.

Commissioner Alvarez commented that she would like to hear what heavy equipment departments need and which departments are a priority for this heavy equipment.

Mr. McLaughlin stated that the Capital Improvements Manager, Mr. Mike Mora has drafted a list of heavy equipment that is needed. This included equipment, upgrades to the wastewater treatment plant, and other things that the city would need to get certificates of obligation for. The dollar amounts are upwards of \$80 million. The city knows from bond counsel that the city is good for around \$6 million to \$6.5 million with the total wish list being in the \$80 million range. He stated that staff has begun to prioritize what needs to be fixed first and not to exceed \$6 million to \$6.5 million so that staff can bring to the commission an idea for the bond. Mr. McLaughlin stated that the correct amount is \$10 million to \$12 million for the general fund and utility fund.

Commissioner Alvarez asked if this included the water meters. Mr. McLaughlin stated the water meters are separate, which is about \$6.5 million, which will pay itself back.

Commissioner Lopez stated that she has mentioned the necessity of a 3rd Fire Station on the Southside.

Mr. McLaughlin commented that this has been projected for some time in 2026. There is a preliminary plan and have an idea of what the station will look like and how large it will be. He further stated that Chief Adame has stated that it will accommodate the headquarters and vehicles that are needed on the south side of town. Staff would move the headquarters to a larger location and make the other two locations a satellite location. Staff is still on track to keep producing two firefighters per year which now has added four to the total list. He also stated that there are three more fiscal years to go to get the ten that are needed.

Commissioner Lopez commented that this affects the city's insurance rates and it seems as if everything is growing towards the south side of town.

Mr. McLaughlin stated that the initial estimate for the fire station is around \$5 million for the station. This does not include equipment or furnishings.

Commissioner Hinojosa asked if it would be the right size for the property on General Cavazos.

Mr. McLaughlin responded yes, as the area proposed is 2.5 acres. He further stated that there would need to be some healthy engineering put into this as there is a creek that follows the curve that would need to be embedded underground as the building could not sit on top of the creek.

Commissioner Lopez asked for the location that is being proposed for the new fire station.

Mr. McLaughlin stated that it is at the corner of 6th Street and General Cavazos Boulevard, north of Turcotte Funeral Home.

Commissioner Torres asked that with it being at this location, would that accommodate more growth on the south side of town?

Mr. McLaughlin responded yes, based on the number of engines that are needed for a population that is projected for the future. It will not be built for what is needed 50 years from now, it's more for what is needed in a few years and mainly for response time. At this point, we are at a 4 to 4 ½ minute response time with 5 minutes being the limit, which we need to be under five minutes. Some calls may take longer due to the location they are called out to. Having a fire station on the south side should shorten the average response time. With the new station, more machinery will be needed such as a medic unit and engine, which could cost about \$1.2 million.

Commissioner Alvarez commented that what she heard on the news a few nights ago was that we had a shortage of ambulances. Mayor Fugate commented that the County has a shortage, not the city. Commissioner Alvarez further spoke about an incident that she witnessed where a medic unit was called, and that medic unit came from Riviera.

Mr. McLaughlin stated that the dispatchers are aware of where all of the ambulances are located and dispatch the available one, which is coded as ready for a call. If the city's two units are already responding to another incident, they will find whatever is available which could be a third-party ambulance. He further stated that this is the issue with the county, where they use a contractor for ambulance services, which will be going away at the end of this month. Mr. McLaughlin stated that the city has a third medic unit, which is a reserved unit but is not manned. If one of the others ones breaks down then the reserve unit can be used.

Mayor Fugate commented that he likes the idea of keeping up with COLAs for the employees and continuing to work on increasing the minimum wage to \$15.00 per hour, for the lowest pay employees.

Mr. McLaughlin responded that as of today the lowest-paid employee is \$13.00 per hour. We would need to get through the next two fiscal years to get to the \$15.00 an hour. That employee making \$13.00 an hour would need to get a 7 1/2 % increase for the next two fiscal years to get them to \$15.02.

Mayor Fugate commented that this is a goal for the city.

Commissioner Hinojosa commented that for the previous budget year, he asked for the non-exempt employees to receive a higher COLA than the exempt employees, and he still feels the same way now. He further commented that the non-exempt employees make less money than the exempt employees. He further commented that this is something he would like to see done, but he is not against COLA, but he would like to see a higher percentage given to the non-exempt employee and a lower percentage to the exempt employee.

Mayor Fugate commented that the issue with that suggestion is the retention of employees, which has been a problem with some of the exempt positions.

Mr. McLaughlin commented that this could be looked into as there are mid-level supervisors such as those in wastewater, streets, and water departments, these employees are sought after by other cities as they are marketable positions, due to their skill sets. For retention, the mid-level supervisor, who oversees these employees within their departments, holds an important position; these positions are across the board.

Commissioner Lopez asked if Ms. Alvarez could look it up in wage and hour, that if a COLA is given it would need to be given across the board, the same percentage.

Ms. Alvarez responded a salary increase could be made, but it's COLA, a COLA is given across the board. As the cost of living affects everyone equally.

Commissioner Hinojosa asked if the COLA must be the same percentage.

Ms. Alvarez responded, COLA yes, but a salary adjustment no.

Commissioner Hinojosa asked if Ms. Alvarez could provide the commission with a copy of the statute for that, which states that a COLA percentage has to be the same across the board.

Ms. Alvarez responded that a salary adjustment can be done which could be different amounts. If it is a COLA based on inflation, which is always done uniformly, a different type of wage adjustment can be done and call it another name.

Commissioner Hinojosa responded that this would defeat the purpose because if an adjustment is made, it increases the salary and when you give COLA, they will receive a higher increase, which is how he sees it.

Mr. McLaughlin commented that with regard to COLA, he has not plugged in a number, although he has some ideas and is aware of what it would cost. He further stated that the Commission has given employees the COLA increase for the last two fiscal years. In fiscal year 21-22 a 3% COLA was approved, but inflation exceeded it by another 2.3%. The purchasing power of our employees fell behind their pay raise by 2.3%. In fiscal year 22-23, the commission approved a 4% COLA, but they were still another 3.9% behind. Accumulatively, at the end of last fiscal year, the city's COLAs have not kept up with inflation accumulative effect by 6.2%. Calculating this year, inflation has increased by .9% within the first four months of this fiscal year. Currently, the city is 7.1% behind. He further stated that the federal government is looking at this, the same way the city is, and in President Biden's proposal, he has put a COLA for all military and civil service of 5.2%, for next year's budget.

Commissioner Alvarez asked if next year no one will be making under \$14.00 an hour. With employees making \$13.00 an hour now, they would need to get a 3% increase.

Mr. McLaughlin responded that the employee would need to receive a 7.5% increase to get that employee to \$14.00 an hour. The following year they would also need to receive another 7.5% to get that employee to \$15.00 an hour. This may cause some issues with those employees that are making between \$15.10 to \$15.20 and who have been here longer than a new employee who comes in at \$15.00 an hour.

Mayor Fugate commented that as for additional employees, he sees the need for additional firefighters and code enforcement.

Mr. McLaughlin commented that he has spoken with both Code Enforcement Officers, which are the only two Code Enforcement Officers in the city. He further stated that he will be looking at the budget and see if it could support an additional two code enforcement officers. He further stated that he will be getting with the Human Resources Director and see if the Code Enforcement Department can get another admin employee to assist the code enforcement officers to file all the paperwork for the potential legal cases that come up later on or liens that have to be placed.

Commissioner Alvarez commented that she would like to see an additional employee for the Health Department.

Mr. McLaughlin asked what that employee would be doing.

Commissioner Alvarez responded with the issue that the city currently has with dogs, and since the city will be adding more room. They may also assist with finding homes for these animals.

Mr. McLaughlin commented that he will get with the Health Director and find out where the department's greatest needs are.

Commissioner Hinojosa asked where the Risk Manager's position stands. He would like to see the city continue with the position of Risk Manager. This will help the city with its insurance. He

further stated that he recalls it being said that the duties would be split up amongst the existing employees within the Human Resources Department, but he would like the Risk Manager position opened and filled. He would like it done for this year's budget and next year's budget.

Mr. McLaughlin commented that he will get with the Human Resources Director and figure out what exactly was done with that position. He is aware that all the TML, insurance, and adjustments to the city's evaluations that the former Risk Manager used to do with TML Risk Pool are being done by Mrs. Carol Rogers. This is one thing that the Risk Manager would not need to do. What is needed is an individual that goes out to the field to make sure safety protocols are being followed while out on the field.

Commissioner Torres commented that she would like to see a position for 1 full-time employee to handle digital media and PIO or one full-time employee for PIO that deals with digital media. Someone to send out comments/statements that need to be sent out.

Mayor Fugate commented that he will be relying on the City Manager to tell the Commission what departments are understaffed and what is needed for each department.

Commissioner Lopez commented that this is a great goal-setting session, but the City Manager would be the one to tell the Commission what is needed for each department.

Commissioner Hinojosa commented that there is a misconception when a citizen goes in for a permit. Citizens think that once they are issued a permit, that's the end of it. He stated that staff may want to look at changing to doing a permit application so that the citizen knows that it is only an application. He is aware that there will be some cost but to him, there is a misconception when someone comes in for a permit. The Planning Department may explain to them the steps that are required, but once the citizen gets home they may have forgotten what they were told. Hinojosa further stated that maybe staff needs to look into changing the name to permit application.

Commissioner Alvarez commented that if a citizen pays for the application, they don't get the permit immediately.

Commissioner Hinojosa asked if a permit is issued immediately.

Mr. McLaughlin commented that there is a process that needs to be followed before a permit is issued. He further explained that if someone wants a permit to build a home, they will need to go through several steps before an actual permit is issued to the contractor. The first step is a plan review which has a fee for that. They would need to apply for it and pay the fee, then staff will look at the plan. From that point, staff will redline all the plans, which are done by the building official. After that process, it goes back then they must pay for the permit to do the plumbing and mechanical, etc. Multiple steps need to be followed before receiving the permit. Mr. McLaughlin further stated that if an individual wants to build a house, they are given a checklist of items that are required before receiving a permit.

Commissioner Hinojosa commented that he would like staff to get started earlier on the budget process. He stated that the Commission has two weeks to go over the budget which is overwhelming to him to try and follow the transfers from one fund to another. He stated that he is aware that staff waits for the process until the certified tax rolls are received from the appraisal district, but once it is received, which is by July 25th, and by the time the Commission receives it, it may be about a week or two which only gives them a short time for them to review it. Hinojosa further stated that he is aware that it may be costly to prepare a budget for the commission, but it is his understanding that staff can give the commission a preliminary budget with the understanding that they will not have the correct amount for taxes, which can always use last year's numbers. He also stated that he is aware that the auditor at times is unable to finish the city's audit by March 31st when then there is an extension made.

Mr. McLaughlin commented that an extension has been granted for this year, but for no more than 30 days.

Commissioner Hinojosa commented that he understands that they have other work, as they do audits for school districts which for the school districts their fiscal year ends in August. He further commented that staff could still give the commission a preliminary budget with the understanding that there will be some changes due to the audit and the certification of the tax roll. This would give the commission a head start.

Commissioner Alvarez asked for a projection of what it would cost the city to give a 3% or 5% COLA. This will show what the city would need to consider, about salaries, if the city should give a COLA for the upcoming fiscal year.

Mr. McLaughlin commented that every percent of a COLA if there is a Collective Bargaining Agreement (CBA) which is different with police and fire as you don't know what you will get. The Fire CBA is locked in for another year so the city already knows what will be paid for next year,

but the Police will have to go through another collective bargaining agreement. Every percent is about, without the anniversaries, about \$165,000 to \$175,000 per single percentage point.

Commissioner Hinojosa commented that with regard to employees, we don't know what the school district is going to do. It was stated in the newspaper that some of the students could go to the park's recreation. What type of impact will that have on the city, especially if employees will need to be hired to assist? Will they be seasonal employees? He further commented that it is his opinion that he hopes the school district does not go on a four-day work week, as it will have a ripple effect on the community.

Mr. McLaughlin commented that it is the school district's decision on what they would like to do, 4- or 5-day school week, but the city has shared with the Superintendent, Dr. Perez that there are many things that the children could do through the city's parks department that is available. What city staff has looked at is if the city could open the aperture a little bit, as at this time most of the seasonal are from the last day of school to about the 10th of August, as that is when most of the kids are back in school. This is the reason that the swimming pool opening is very short with the weekend being open from time to time. If there is a four-day work week for the school district and with good weather from Memorial Day to Labor Day and depending on how the Parks Director aligns the seasonal staff, it could be spread out with probably little impact on the current budget. Mr. McLaughlin further commented that seasonal employees are less expensive to hire than non-exempt employees with benefits.

Commissioner Lopez commented that with having kids at the parks all afternoon, staff needs to think about providing a snack that will come from the city's budget. Other organizations that will have programs for these children will probably need to charge a fee to offset some of their costs.

Commissioner Hinojosa asked what type of liability will the city incur for this.

Commissioner Torres commented that she agrees with Commission Lopez and Hinojosa on the liability for these children, and further commented that when the parks are not fixed properly and with them running around going crazy the police will be called all the time.

Mayor Fugate commented that he spoke with the Boys and Girls Club representative, and they stated that don't anticipate having that many children taking advantage of some programs; most kids will go home. He further stated that the Boys and Girls Club had an event when the schools had to shut down, and the Club only had 8 extra kids. There will be extra kids, but not many that will take advantage of programs offered by certain organizations.

Mr. McLaughlin commented that it would help our aquatics program. Instead of trying to jam all these kids into a 6-week aquatics program, it could be spread out.

Mayor Fugate commented that it has been said that the largest cost of death in children is drowning so it is very important to teach the children how to swim. This will allow the city to help the children to be safe.

Mr. McLaughlin commented as with any program, a fee would need to be charged as it cannot be given away for free. He further commented that he and staff had a meeting with Dr. Perez and talked about the entire program as to what the city does at the parks and what is available. Staff can then look at the school district calendar and align it with the parks department calendar and see how the parks department can facilitate more kids at better times of the day.

Mayor Fugate commented that it is his understanding that the school district will provide transportation for these children. He further commented that the reason the school district is proposing this is for the retention of their teachers. Other school districts in the north and south areas of the state have already done this and have stated that their retention of teachers has improved.

Ms. Alvarez commented that once the school district takes their vote on their proposed work week, then the city will see what type of impact it will have on the city's budget.

Mayor Fugate asked for staff to look into what programs the city can provide the school district goes to half days on Fridays.

Commissioner Lopez commented that no matter which calendar is picked by the school district, summers will no longer be the same amount of time off as in the past.

Mr. McLaughlin further commented that another item that hasn't been spoken about is user fees. The city staff has asked Mr. Grady Reed to do another water fee study for the next five years, as the current study expires this fiscal year. All the proposed rate increases for water were done upfront and have not been touched since. As for the wastewater fees, there were a couple of large increases that were made with a year not getting quite where it needed to be. He further commented that for this last year, none were done, leaving us about 3% behind on this fee. He

also stated that what needs to be accounted for is the cost of the wastewater treatment plant and sewer lines. Mr. McLaughlin asked if the Commission desires to raise any of the fees or leave them as is.

Commissioner Alvarez commented that with the new water meters, rates will increase. Mr. McLaughlin responded that it would only be for water, but the wastewater is a calculation of that. He also stated that he is hearing from individuals that the reason the city is installing new meters is to increase the water rates, but that is not true. This will not increase the rates, what it will do is count the true gallons that we produce and bill the customer for that usage. At this time, the old water meters are the old impeller style that has a lag factor and does not count every gallon that is used. The city is seeing between 10% to 20% in loss calculation for water. What is produced and what is billed is between 10% to 20% loss which should be down around 6%. The new meters will no longer be an impeller, it's acoustic that measures the molecule of water to 1/10,000 of a gallon, which will give an accurate count. The new water meters also have leak detection which will narrow where the leak is located and can be found in the system.

Mayor Fugate commented that it will be up to the City Manager to give the Commission some guidance on this and what the city needs to do regarding the fees.

Mr. McLaughlin commented that he will work with staff and see if the new water meter replacement will fill the void that the city has now.

Mayor Fugate recessed the meeting at 4:50 P.M. and will resume the regular meeting of this agenda at 5:00 P.M.

REGULAR MEETING RESUMES AT 5:00 P.M.

Mayor Fugate opened the regular meeting at 5:02 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 March 13, 2023

Motion made by Commissioner Lopez to approve the minutes of March 13, 2023, as presented, seconded by Commissioner Hinojosa. The motion was passed and approved by the following vote: Hinojosa, Alvarez, Lopez, Torres, 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, City Manager reported that the Wine Walk event that occurred this past weekend had a great turnout with 250 passports sold. The Farmers Market was also an event that occurred this past weekend. It also had a great turnout. Mr. McLaughlin further reported that, tentatively, U.S. Congressman Vicente Gonzalez plans to host a Legislative Update on April 11, 2023. The event will take place at City Hall in the Community Room. Mr. McLaughlin also reported that Trash-Off will take place on Saturday, April 1, 2023.

Ms. Courtney Alvarez, City Attorney reported that the next scheduled City Commission meeting will be on Monday, April 10th, with agenda items due on March 31, 2023. She also

reported that city offices will be closed on Friday, April 7th for Good Friday. Ms. Alvarez reported that Ballfield #6 has had its lights installed.

Commissioner Torres read the proclamation for Women's History Month.

Mayor Fugate read and presented a proclamation for the Month of the Military Child.

IV. Public Comment on Agenda Items.³

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

Ms. Ofelia Arevalo, 116 W. Ave D, commented that she has inquired about installing a speed hump on her street. She has been given a quote of \$3,345.00 for the speed hump and has been told that she would be responsible for the cost. She asks if the city could look for a grant that would pay for this. She further stated that her surrounding neighbors consist of retirees and retirees who are taking care of their grandchildren. She further stated that these neighbors are not able to afford to assist with the cost. She stated that she is willing to pay for this on her own but would need to make it in monthly installments as she is a disabled veteran, therefore her income is limited. She would like the city to consider a \$100.00 per month payment plan for the speed hump, then she would pay it on her own.

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: Alvarez, Lopez, Torres, 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 KT&I Co., Block 17, Lot Pt 6, (8.71 acres), also known as 1420 Senator Carlos Truan Blvd., Kingsville, Texas from R1 (Single Family Residential District) to R3 (Multi-Family Residential District); 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 Fiscal Year 2022-2023 Budget to appropriate funding for Municipal Building Parking Lot Maintenance. (City Engineer).

3. Motion to approve final passage of an ordinance amending the Fiscal Year 2022-2023 Budget to appropriate Tourism ARP Funding for projects approved in FY21-22 but not completed in FY21-22 and not rolled forward to FY22-23. (Finance Director).

4. Motion to approve final passage of an ordinance amending the Fiscal Year 2022-2023 Budget to appropriate funding for a new laptop for the warrant officer and scanners for the Municipal Court. (Finance Director).

5. Motion to approve final passage of an ordinance amending the Fiscal Year 2022-2023 Budget to reallocate UF ARP Funding to GF ARP Funding for the asbestos removal, air monitoring, and demolition of the old Kleberg County Hospital. (City property on E. Caesar Ave.) (Purchasing Manager).

6. Motion to approve a resolution approving the City of Kingsville Investment Policy and Investment Strategies; designating the City Manager, Director of Finance, and City Accounting Manager as the authorized city representatives with full authority for investment purposes, and providing for disclosure of financial interest. (Finance Director).

REGULAR AGENDA

CONSIDERATION OF MOTIONS, RESOLUTIONS, AND ORDINANCES:

VI. Items for consideration by Commissioners.⁴

7. Consider a resolution authorizing the City Manager to execute a contract with R.L. Abatement, Inc. for asbestos removal, air monitoring, and demolition of old hospital at 400 E. Caesar Avenue. (Purchasing Manager).

Mr. Charlie Sosa, Purchasing Manager stated that this item authorizes the city to enter into a contract with R.L. Abatement, Inc. for the asbestos removal, air monitoring, and demolition of the old Kleberg County Hospital for the City of Kingsville through TIPS Purchasing Cooperative Contract #210205. The company R.L. Abatement, Inc., is a member of the TIPS Purchasing Cooperative Contract #210205. As the vendor is a member of the Purchasing Cooperative, the procurement of their services meets Local Government Code Chapter 271, Subchapter F, which allows for the use of a cooperative purchasing program. After numerous meetings and negotiations with the abatement company, city staff negotiated the best value for the city with the vendor. Funding is available through a budget amendment for line item 121-5-1030-31400 which is the General Fund ARP Funding-City Special-Professional Services line item. The total cost of services is \$683,750.00. It is staff's recommendation to enter into a contract with R.L. Abatement, Inc.

Motion made by Commissioner Torres to approve the resolution authorizing the City Manager to execute a contract with R.L. Abatement, Inc. for asbestos removal, air monitoring, and demolition of old hospital at 400 E. Caesar Avenue, seconded by Commissioner Alvarez and Commissioner Lopez. The motion was passed and approved by the following vote: Lopez, Torres, Hinojosa, Alvarez, Fugate voting "FOR".

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

Ms. Alvarez stated that the city had approved a resolution for an Opioid Settlement about a year ago. This was for the pharmaceutical companies with this one being a settlement with the actual pharmacies. The city could potentially receive \$18,925.05 if this resolution is approved.

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

9. Consider a resolution accepting award of Law Enforcement Officer Standards and Education funds from Texas Comptroller of Public Accounts; authorizing the Chief of Police to act on the City's behalf with such program. (Police Chief).

Motion made by Commissioner Hinojosa to approve the resolution accepting award of Law Enforcement Officer Standards and Education funds from Texas Comptroller of Public Accounts; authorizing the Chief of Police to act on the City's behalf with such program, seconded by Commissioner Lopez and Commissioner Torres. The motion was passed and approved by the following vote: Hinojosa, Alvarez, Lopez, Torres, Fugate voting "FOR".

10. Consider introduction of an ordinance amending the Fiscal Year 2022-2023 Budget to accept and expend grant funds from Law Enforcement Officer standards and Education (LEOSE) for training. (Police Chief).

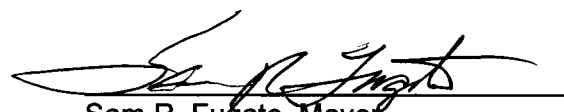
Introduction item.

11. Consider introduction of an ordinance amending the Fiscal Year 2022-2023 Budget to appropriate funding for City Attorney salary adjustment. (Finance Director).

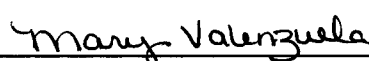
Introduction item.

VI. Adjournment.

There being no further business to come before the City Commission, the meeting was adjourned at 5:22 P.M.


Sam R. Fugate, Mayor

ATTEST:


Mary Valenzuela, TRMC, CMC, City Secretary