

JANUARY 13, 2025

A REGULAR MEETING OF THE CITY OF KINGSVILLE CITY COMMISSION WAS HELD ON MONDAY, JANUARY 13, 2025, 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
Edna Lopez, Commissioner
Norma N. Alvarez, Commissioner
Hector Hinojosa, Commissioner
Leo Alarcon, Commissioner

CITY STAFF PRESENT:

Charlie Sosa, Interim City Manager
Mary Valenzuela, City Secretary
Courtney Alvarez, City Attorney
Kyle Benson, IT Director
Derek Williams, Systems Administrator
Emilio Garcia, Health Director
Erik Spitzer, Director of Economic & Development Services
Juan J. Adame, Fire Chief
Diana Gonzalez, Human Resources Director
Susan Ivy, Park Director
Bill Donnell, Public Works Director
Deborah Balli, Finance Director
Janine Reyes, Tourism Director
Leticia Salinas, Accounting Manager
John Blair, Police Chief
Mike Mora, Capital Improvements Manager
Joseph Ramirez, Engineer's Assistant

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 – December 9, 2024

Motion made by Commissioner Lopez to approve the minutes of December 9, 2024, as presented and seconded by Commissioner Alvarez and Commissioner Hinojosa. The motion was passed and approved by the following vote: Lopez, Alvarez, Hinojosa, Alarcon, Fugate voting "FOR".

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

Mr. Charlie Sosa, Interim City Manager gave a brief update on street projects.

Ms. Courtney Alvarez, City Attorney reported that the next city commission meeting is scheduled for January 27, 2025. The deadline for staff to submit their agenda items is January 15, 2025. Ms. Alvarez further announced upcoming events that will occur in the

city. She further announced that she attended a TCAP Board meeting where she was re-elected at the TCAP Board President.

Commissioner Alvarez asked if the meeting scheduled for Monday, January 27th was to begin at 4:00 p.m.

Ms. Alvarez responded that the TIRZ #3 Board, of which the commission currently sits as board members, will have a meeting at 4:00 p.m. The City Commission meeting will begin at 5:00 p.m.

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 consent agenda items 1, 2, 3, and 4 only, moving agenda item 5 to the regular section of this agenda, seconded by Commissioner Alarcon. The motion was passed and approved by the following vote: Alvarez, Hinojosa, Alarcon, Lopez, Fugate voting “FOR”.

- 1. Motion to approve final passage of an ordinance amending the zoning ordinance by changing the zoning map in reference to Jesse 2, Lot 9, 10, (1.64 acres) also known as 1101 S. US Hwy 77, Kingsville, Texas from C2 (Retail District) to C4 (Commercial District); amending the comprehensive plan to account for any deviations from the existing comprehensive plan. (Director of Planning and Development Services).**
- 2. Motion to approve final passage of an ordinance amending the zoning ordinance by granting a Special Use Permit for case wash use in C2 (Retail District) at College AC, Block 11, Lot E100' SE/4, also known as 600 West Corral Ave., Kingsville, Texas; amending the comprehensive plan to account for any deviations from the existing comprehensive plan. (Director of Planning and Development Services).**
- 3. Motion to approve final passage of an ordinance amending the Fiscal Year 2024-2025 Budget to accept and expend the State Energy Conservation Office (SECO) Award for lighting in and around the Recreation Hall at Dick Kleberg Park. (Grant award accepted on 11/25/24) (Parks Director).**
- 4. Motion to approve final passage of an ordinance amending the Fiscal Year 2024-2025 Budget to appropriate funding for Tourism dog park. (Tourism Director).**
- 5. Motion to approve final passage of an ordinance amending the City of Kingsville Code of Ordinances Chapter XV, Article 1-Building Regulations, Section 13-Purpose and Authority for Third Party Plan Review and Inspection Services. (Director of Planning and Development Services).**

Mr. Erik Spitzer, Director of Planning and Development Services stated that in a previous city commission meeting back in November, this item was brought forth to the commission asking for approval of charging as already done, for plan reviews by a third party, specifically by Bureau Veritas for of the contracting fees. In the past, the city was not charged for contracting services and when the inspector position was frozen and not budgeting for this fiscal year the needed to continue with those services which will be until the end of fiscal year 2025.

Mayor Fugate stated that the city will not be making money, it is only paying for what is costing the city.

Mr. Spitzer responded that this was correct. He further stated that out of all the fees that the city get charged, it is \$76.92 for residential inspection or \$125 for commercial inspection. Per inspection, if you fail three times the city charges reinspection fees to

which the city is now paying all three additional reinspection fees. He further stated that it is not illegal to pass on these fees to the customers, who are usually contractors.

Commissioner Lopez stated that she spoke with the Interim City Manager regarding these fees and asked if these fees will be charged to the contractor and not the resident.

Mr. Spitzer responded that this was correct. He further stated that if the contractor then passes on the cost to the owner, that is up to them.

Commissioner Lopez commented that this is exactly what will happen, it will be passed down to the resident.

Mr. Spitzer responded that this is not dissimilar to any other cities in the State of Texas that currently charge inspection fees.

Commissioner Lopez commented that the burden will be on the citizens. She then asked how much has been paid to this company year-to-date.

Mr. Spitzer responded that for inspections alone in the fiscal year, the city has paid \$17,601.68.

Commissioner Lopez further asked how much the city will receive from collecting these fees. Mr. Spitzer responded that it would receive 10% if approved for the transaction for the permit clerk scheduling those and coordinating with Bureau Veritas.

Commissioner Hinojosa asked if this was happening due to the city not having inspectors. Mr. Spitzer responded yes. Commissioner Hinojosa asked if the city hires an inspector will the fees go away, the 10%. Mr. Spitzer responded that if we are able to cover all of them, yes, but we can't have one set of inspection fees by locals and another by a third company, they would all have to be the same, as per legal.

Commissioner Alvarez asked if the city has made a legal commitment to the third-party company. Mr. Spitzer stated that this is one of the services that they offer, and the former city manager signed a contract back in 2021 or 2022, which is currently binding in existence unless either party decides to break that contract.

Commissioner Alvarez asked what happens if the city decides to break the contract, what happens.

Mr. Spitzer commented that the company offers a plethora of services so if the city decides not to use any of those services, he doesn't see why the city would need to cancel the agreement; the agreement is in place so that the city could use it anytime it needs to, as was done this last fiscal year.

Commissioner Hinojosa asked if the agreement is on as needed basis. Ms. Alvarez responded yes.

Commissioner Lopez asked if the inspector position was currently on the city's compensation plan. Mr. Sosa responded that the city could hire an inspector. Commissioner Lopez commented that it would be a good idea to hire an inspector as it would be an investment for the city.

Ms. Alvarez commented that funding would need to be allocated for the position before hiring for that position.

Commissioner Hinojosa asked if the city hires the inspector can the city still charge the 10%. Ms. Alvarez responded no.

Motion made by Commissioner Hinojosa to approve the ordinance amending the City of Kingsville Code of Ordinances Chapter XV, Article 1-Building Regulations, Section 13-Purpose and Authority for Third Party Plan Review and Inspection Services, seconded by Commissioner Alarcon.

Commissioner Alvarez asked if the item was approved and if the city was able to hire an inspector what happens to this. Mayor Fugate responded that it would go away.

Ms. Alvarez commented that the city would not need to terminate the contract. The contract exists and has a variety of services that if and when the city elects to use them it can. The city may have budgeted funding to use them for other services. The city is not under an obligation to have them to do all inspections or anything of that nature. If the ordinance is approved it would only mean that until the city has a full-time inspector that covers all the needs of the city with regard to inspections, then when we don't have that ability, we will call on this organization and they can provide that service.

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

REGULAR AGENDA

CONSIDERATION OF MOTIONS, RESOLUTIONS, AND ORDINANCES:

VI. Items for consideration by Commissioners.⁴

6. Consideration and approval of a resolution authorizing the City to submit an application to the FEMA Assistance to Firefighters Grant requesting grant funding for an ambulance on behalf of the Kingsville Fire Department with an anticipated cash match. (Fire Chief).

Mr. Juan Adame, Fire Chief stated that the department is requesting approval to apply for the FY 2025 Assistance to Firefighters Grant to request funding for a new ambulance. The total grant request is for \$372,215.00. This grant was created to assist departments with the purchase of necessary equipment. Currently, the fire department has one reserve medic that is a 2007 model. The two front-line units are 2017 and 2019 models. If awarded the department will replace the 2007 unit. The grant requires the city to provide a 10% cost share of \$33,837.73. The remaining \$338,377.27 would be provided through federal resources. The grant is a reimbursement-type grant. This request is for \$372,215.00 in costs for ambulance construction and purchase.

Motion made by Commissioner Lopez to approve the resolution authorizing the City to submit an application to the FEMA Assistance to Firefighters Grant requesting grant funding for an ambulance on behalf of the Kingsville Fire Department with an anticipated cash match, seconded by Commissioner Alvarez. The motion was passed and approved by the following vote: Hinojosa, Alarcon, Lopez, Alvarez, Fugate voting "FOR".

7. Consider introduction of an ordinance amending the Fiscal Year 2024-2025 Budget to appropriate funding for Fire Department training. (Fire Chief).

Chief Adame stated that the department is requesting a budget amendment to expend \$2,656.69 from unappropriated fund 10 balance for training and travel funds. The Law Enforcement Officer Standard-Fire fund was awarded to the Fire Department several years ago. These funds are earmarked for fire department training. The budget amendment is in the amount of \$2,656.69.

Introduction item.

8. Consideration and approval of a resolution authorizing adoption and approval of the Kroger Texas Settlement Agreement and execution of related documents for the opioid settlement. (settlements with other defendants approved on 9/13/21 and 3/27/23) (Police Chief).

Mr. John Blair, Police Chief stated that as a participating subdivision in the Texas Opioid Settlement, has received funds designated for abatement programs addressing the opioid crisis. To enhance our response capabilities and maximize the impact of these funds, the Police Department requests approval to submit the Texas Settlement Subdivision Participation and Release Form to the Texas Opioid Council. The opioid crisis has had a significant impact on public safety and communities across the country including Kingsville. Settlements from major opioid distributors and manufacturers, including McKesson, Cardinal Health, Johnson & Johnson, and others, have provided funding opportunities for local governments to mitigate these effects. Through participation in the settlement, the City is eligible to apply for supplemental funding for opioid abatement programs, including prevention, education, treatment, and enforcement initiatives. An additional funding request to the Opioid Council could secure resources to expand abatement efforts, such as: Targeted enforcement to curb illegal opioid distribution and community education campaigns. There is no financial obligation to the city, as these funds are drawn from the National Settlement Trust allocated to Texas.

Motion made by Commissioner Lopez to approve the resolution authorizing adoption and approval of the Kroger Texas Settlement Agreement and execution of related documents for the opioid settlement. (settlements with other defendants approved on 9/13/21 and 3/27/23), seconded by Commissioner Hinojosa. The motion was passed and approved by the following vote: Alarcon, Lopez, Alvarez, Hinojosa, Fugate voting "FOR".

9. Consideration and approval of a resolution authorizing the Chief of Police to enter into a Memorandum of Understanding between the City of Kingsville Police Department and Flock Safety for law enforcement access. (Police Chief).

Chief Blair stated that the department seeks approval to enter into an agreement with Flock Safety to utilize its safety systems and LiveView technology leveraged by Lowe's. This collaboration will enhance the department's capabilities in preventing and investigating criminal activity within our community. This agreement aligns with the department's mission to leverage innovative tools for public safety while maintaining transparency and accountability. Lowe's reserves the right to terminate access if the technology is misused, ensuring robust oversight of the partnership. There is no financial impact with this agreement.

Motion made by Commissioner Alvarez to approve the resolution authorizing the Chief of Police to enter into a Memorandum of Understanding between the City of

Kingsville Police Department and Flock Safety for law enforcement access, seconded by Commissioner Lopez. The motion was passed and approved by the following vote: Lopez, Alvarez, Hinojosa, Alarcon, Fugate voting "FOR".

10. Consider introduction of an ordinance amending the City of Kingsville Code of Ordinances Chapter III-Administration, Article 8-Records Management, providing for Section 10-Fingerprint and Background Check Fees and for Section 11-Subpoena Duces Tecum Fees. (Police Chief/City Attorney).

Chief Blair stated that the department seeks approval to adopt an ordinance enabling the assessment of a Fingerprint and Background Check Fee. This fee as presented during the recent budget discussions, is necessary to cover the operational costs associated with providing fingerprinting and background check services to the public. The proposed ordinance would establish a nominal fee to offset the costs of materials, equipment maintenance, and personnel time involved in these services. Implementing this fee aligns with the department's commitment to providing high-quality services while ensuring fiscal responsibility. The adoption of this ordinance will generate a new revenue stream to support departmental operations without imposing additional tax burdens on residents.

Introduction item.

11. Consideration and approval of RFP#25-04 for the Purchase and Installation of Kennels for the Animal Shelter (at the City of Kingsville Health Department), as per staff recommendation. (Purchasing Manager).

Mr. Sosa stated that this item authorizes the Interim City Manager to accept a proposal from Direct Animal Products of Boyd, TX for RFP 25-04 purchase and installation of kennels for the animal shelter. Staff published for Request for Proposals #25-04 in the newspaper on November 28, 2024 and December 5, 2024. Three responses were received, Tri-Star Vet of Boyd, TX, Direct Animal Products of Boyd, TX and DC Export of Houston, TX. Bids received ranged from \$135,640.00 to \$187,232.00. The apparent responsive low bidder was Directo Animal Products in the amount of \$135,640.00. Staff recommends accepting the proposal from Direct Animal Products of Boyd, TX for an amount of \$135,640.00.

Commissioner Alvarez asked if ARP Funds was being used. Mr. Sosa responded yes.

Motion made by Commissioner Lopez to approve RFP#25-04 for the Purchase and Installation of Kennels for the Animal Shelter (at the City of Kingsville Health Department), as per staff recommendation, seconded by Commissioner Alarcon. The motion was passed and approved by the following vote: Alvarez, Hinojosa, Alarcon, Lopez, Fugate voting "FOR".

12. Consideration and approval of a resolution authorizing the Mayor to execute applications to the Texas Department of Transportation for the 2025 Transportation Alternatives Set-Aside (TASA) Program. (City Engineer).

Mr. Mike Mora, Capital Improvements Manager, stated that this resolution will authorize participation in the Federal Transportation Alternative Set-Aside Program through the Texas Department of Transportation (TxDOT). TxDOT issued the 2025 Transportation Alternatives Call for Projects. The application is a two-step process. Step 1 is the project sponsor to submit a Preliminary Application by February 2025. Step 2 Project Sponsors submit detailed applications by June 2025. If funds are awarded, the city will be notified in Fall of 2025. The project would typically be funded by both federal and local funds. Local funds should not be required since the city's local fund match can be covered by Transportation Development Credits. The city may submit two applications in 2025. Two project locations the city may focus on are: General Cavazos Blvd./E. Escondido Road lighting, sidewalk, pedestrian bridge, and bike lane improvements; and E. Ceasar Ave. between 6th Street and Highway 77 – bicycle, sidewalk, ramps, and crosswalk improvements. There is no financial impact in submitting the preliminary application.

Motion made by Commission Lopez to approve the resolution authorizing the Mayor to execute applications to the Texas Department of Transportation for the 2025 Transportation Alternatives Set-Aside (TASA) Program, seconded by Commissioner Alvarez. The motion was passed and approved by the following vote: Hinojosa, Alarcon, Lopez, Alvarez, Fugate voting "FOR".

13. Consideration and approval of a resolution authorizing the Mayor to execute an Advanced Funding Agreement (AFA) with the Texas Department of Transportation for TASA Program Project for a City-Wide Non-Motorized Transportation Plan. (from 2023 TxDOT TASA Program) (City Engineer).

Mr. Mora stated that the department is seeking approval of the Advanced Funding Agreement (AFA) with TxDOT. On December 5, 2024, City received an (AFA) for City-Wide Non-Motorized Transportation Plan (NMTP). The Texas Transportation Commission passed Minute Order No. 116575 awarding funding for this planning study on October 26, 2023. The project federal funding is \$1,000,500.00. No City match is required. The city will

be responsible for any cost overruns on the project. The project(s) would typically be funded by both federal (80%) and local (20%) funds. Local funds are not required since the City's local fund match will be covered by Transportation Development Credits (TDCs). This year the grant also considers an adjustment factor for inflation. Staff recommends approving the Advanced Funding Agreement for the City-Wide Non-Motorized Transportation Plan through the Transportation Alternatives Set-Aside Program Project and authorizing the mayor to sign the Agreement.

Motion made by Commissioner Alarcon to approve the resolution authorizing the Mayor to execute an Advanced Funding Agreement (AFA) with the Texas Department of Transportation for TASA Program Project for a City-Wide Non-Motorized Transportation Plan. (from 2023 TxDOT TASA Program), seconded by Commissioner Lopez. The motion was passed and approved by the following vote: Alarcon, Lopez, Alvarez, Hinojosa, Fugate voting "FOR".

14. Consideration and approval of a resolution authorizing the City Manager to execute Change Order #1 to PM Construction and Rehab LLC for the GLO CDBG Mitigation Contract No. 22-082-016-D218 Project 5: E. Lott Ave. Sanitary Sewer Improvements Project. (Bid 24-04; Contract was awarded on March 25, 2024) (City Engineer).

Mr. Mora stated that this item will consider approving Change Order No. 1 (CO-1) for the General Land Office (GLO) Community Development Block Grant Mitigation (CDBG-MIT) Contract No. 22-082-016-D218. CO-1 will decrease the contract price by \$39,468.00 and increase the contract time by 136 calendar days to meet grant closeout requirements. There is no financial impact as this is a deductive change order.

Motion made by Commissioner Lopez to approve the resolution authorizing the City Manager to execute Change Order #1 to PM Construction and Rehab LLC for the GLO CDBG Mitigation Contract No. 22-082-016-D218 Project 5: E. Lott Ave. Sanitary Sewer Improvements Project. (Bid 24-04; Contract was awarded on March 25, 2024), seconded by Commissioner Alarcon. The motion was passed and approved by the following vote: Lopez, Alvarez, Hinojosa, Alarcon, Fugate voting "FOR".

15. Consider introduction of an ordinance amending the Fiscal Year 2024-2025 Budget to appropriate additional funding for City Wide Miscellaneous Concrete and Drainage Improvements-Phase 3. (City Engineer).

Mr. Mora stated that Budget Amendment proposes an allocation of \$270,000 from Fund 055 - Stormwater Drainage Capital Projects for City-Wide Miscellaneous Concrete and Drainage Improvements – Phase 3. These improvements are intended to address critical drainage issues and enhance infrastructure resilience across the city. The amendment appropriates \$270,000 from Fund 055 - Stormwater Drainage Capital Projects' unallocated balance to support this initiative. Staff recommends approval of the Budget Amendment to fund the necessary Citywide Concrete and Drainage Improvements - Phase 3.

Introduction item.

16. Consideration and approval of a resolution authorizing the Mayor to execute a Professional (Engineering) Services Agreement with International Consulting Engineers for Low Water Crossing Repairs and Improvements. (awarded RFQ No. 25-01 for Professional Engineering Services on 11/25/24). (City Engineer).

Mr. Mora stated that this item authorizes a professional services agreement with International Consulting Engineers (ICE), selected through RFQ 25-01 on October 25, 2024, to provide engineering services for repairs, improvements, or replacements at the low water crossings at Tranquitas Creek and W. Avenue D. The agreement will also include the investigation of 10 additional low-water crossings maintained by the city to identify potential funding sources for necessary improvements. Professional services will be paid from Fund 55 Utility Storm Water Drainage Fund. Staff is recommending approval for the Professional Services Contract with ICE in the amount of \$242,094.00 and authorize the City Manager to sign the contract.

Motion made by Commissioner Alarcon to approve the resolution authorizing the Mayor to execute a Professional (Engineering) Services Agreement with International Consulting Engineers for Low Water Crossing Repairs and Improvements. (awarded RFQ No. 25-01 for Professional Engineering Services on 11/25/24), seconded by Commissioner Alvarez. The motion was passed and approved by the following vote: Alvarez, Hinojosa, Alarcon, Lopez, Fugate voting "FOR".

17. Consider introduction of an ordinance amending the Fiscal Year 2024-2025 Budget to appropriate funding for Planning Department inspection services. (Director of Planning and Development Services).

Mr. Erik Spitzer, Director of Planning and Development Services stated that the City of Kingsville currently owes \$7,265.44 for building inspections and plan review fees performed by Bureau Veritas during the month of November 2024. All fees collected for inspections and plan review fees are paid directly to the General Fund. The Finance Department is requesting \$29,000 from the General Fund be transferred to the Planning Department's Professional Services account 001-5-1602-31400 to satisfy this invoice and future invoices from the months of December 2024 and January 2025.

Introduction item.

18. Consideration and approval of award of informal request for proposal to an executive search firm to assist with filling the City Manager position. (Mayor Fugate).

Mr. Sosa stated that the commission would need to select a search firm to search for the City Manager position.

Ms. Courtney Alvarez, City Attorney, stated that informal proposals were requested from three search firms to provide executive recruitment services for the City Manager position. Proposals were received from the following search firms: Baker Tilly, Clear Career Professionals; and Strategic Government Resources.

Mayor Fugate asked if the City Attorney had any recommendations on this. Ms. Alvarez responded that the city currently used Clear Career Professionals for the search of its new Police Chief. The fixed cost is \$16,000 and has a two-year guarantee which means that if the individual selected leaves for any reason or if the city separates them for any reason within the two years, then they will go back and assist the city to refill that position with the city only paying the additional advertising cost and travel cost. The second choice would be Strategic Government Resources with a not-exceeding price of \$27,900.00 with a 12-month guarantee.

Motion made by Commissioner Alvarez to approve Clear Career Professionals at a price of \$16,000.00 as the executive search firm to assist with filling the City Manager position, seconded by Commissioner Alarcon.

Commissioner Hinojosa commented that he likes the guarantee that this company has, and they did a good job in the search for the city's Police Chief position.

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

19. Consideration and approval of a resolution authorizing the Mayor to enter into an agreement for executive recruitment services for the City Manager position. (Mayor Fugate).

Ms. Alvarez stated that there is a contract within this agenda packet for this group that will be signed by the Mayor with a resolution. The resolution was left blank but will insert the search firms name in it.

Motion made by Commissioner Lopez to approve the resolution authorizing the Mayor to enter into an agreement for executive recruitment services for the City Manager position, seconded by Commissioner Alvarez.

Commissioner Hinojosa asked if the firm would be able to take a look at the city's existing city manager's contract and make recommendations to add or delete some of the language.

Ms. Alvarez responded that the city does not have a standard contract. The contract that the city had was one that the applicant presented to the city and it was one that the former City Manager, Mr. Jesus Garza had presented to the city. Alvarez further stated that she spoke with outside counsel and typically a candidate will present their own contract and when they do the city will forward that through her and then bring it to the city commission for consideration.

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

20. Consideration and approval of a resolution appointing two representatives and two alternate representatives to the Coastal Bend Council of Governments. (to add interim city manager) (Com. Alvarez).

Commissioner Alvarez stated that the resolution was already approved, the only change that would be needed is to replace the previous City Manager, Mark McLaughlin with the Interim City Manager, Charlie Sosa.

Motion made by Commissioner Alvarez to approve the resolution appointing two representatives and two alternate representatives, as stated in the resolution, to the Coastal Bend Council of Governments, seconded by Commissioner Lopez. The motion was passed and approved by the following vote: Lopez, Alvarez, Hinojosa, Alarcon, Fugate voting "FOR".

21. Consideration and approval of a resolution authorizing the sale of the City's real property located at 811 East Vela Street, Kingsville, Texas, also known as Sims 2, Block 4, Lot 1-3, S/2 4 & S ¼ 5, while retaining a utility easement. (Item first presented on 11/25/24) (Director of Planning and Development Services).

Ms. Alvarez stated that the commission had received information from staff that the realtor estimated the price for the lot at \$5,000.00 and voted on an amount of that nature. After that point in time, the adjoining property owner that the city desiring to sell the property to contacted staff, and as noted on the agenda packet the appraisal district that the property is appraised at \$4,120.00 which is what they are countering with and proposing a cash offer for that amount with the city retaining utility easement.

Mr. Spitzer commented that the city has no future plans for this piece of property other than to maintain the utility easement.

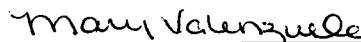
Motion made by Commissioner Lopez to approve the resolution authorizing the sale of the City's real property located at 811 East Vela Street, Kingsville, Texas, also known as Sims 2, Block 4, Lot 1-3, S/2 4 & S ¼ 5, while retaining a utility easement for the amount of \$4,120.00, seconded by Commissioner Hinojosa. The motion was passed and approved by the following vote: Alvarez, Hinojosa, Alarcon, Lopez, Fugate voting "FOR".

VI. Adjournment.

There being no further business to come before the City Commission, the meeting was adjourned at 6:19 p.m.


Sam R. Fugate, Mayor

ATTEST:


Mary Valenzuela, City Secretary