

APRIL 28, 2025

A REGULAR MEETING OF THE CITY OF KINGSVILLE CITY COMMISSION WAS HELD ON MONDAY, APRIL 28, 2025, IN THE HELEN KLEBERG GROVES COMMUNITY ROOM, 400 WEST KING AVENUE, KINGSVILLE, TEXAS AT 5:00 P.M.

**CITY COMMISSION PRESENT:**

Edna Lopez, Commissioner  
Hector Hinojosa, Commissioner  
Leo Alarcon, Commissioner

**CITY COMMISSION ABSENT:**

Sam R. Fugate, Mayor  
Norma N. Alvarez, Commissioner

**CITY STAFF PRESENT:**

Charlie Sosa, Interim City Manager  
Mary Valenzuela, City Secretary  
Courtney Alvarez, City Attorney  
Derek Williams, Systems Administrator  
Emilio Garcia, Health Director  
Leticia Salinas, Accounting Manager  
Erik Spitzer, Director of Economic & Development Services  
James Creek, Captain  
Diana Gonzales, Human Resources Director  
Kobby Agyekum, Senior Planner/HPO  
Susan Ivy, Parks Director  
Deborah Balli, Finance Director  
Rudy Mora, City Engineer  
John Blair, Chief of Police  
Juan J Adame, Fire Chief  
Bill Donnell, Public Works Director  
Mike Mora, Capital Improvements Manager  
Raul Soliz, Human Resources Specialist/Safety & Training

**I. Preliminary Proceedings.**

**OPEN MEETING**

Mayor Fugate opened the meeting at 5:00 p.m. with three commission members present. Mayor Fugate and Commissioner Alvarez are absent.

**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 – April 14, 2025**

**Special Meeting – April 21, 2025**

**Motion made by Commissioner Alarcon to approve the minutes of April 14, 2025, and April 21, 2025, as presented. The motion was passed and approved by the following vote: Hinojosa, Alarcon, Lopez voting “FOR”.**

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

**1. Public hearing on request to rezone from R1 (Single Family) to C2 (Retail) for a Wholesale Bakery Use (Tortilla Factory) at 3<sup>rd</sup>, Block 22, Lot 24-27, (Famosa Tortilla Factory), also known as 620 E. Alice Ave., Kingsville, TX 78363 (Property ID 17385). (Director of Planning and Development Services).**

Commissioner Lopez read and opened this public hearing at 5:01 p.m. Commissioner Lopez further announced that this is a public hearing. If anyone would like to speak on behalf of this item, they may do so now with a five-minute limit. Additional time cannot be extended by the City Commission.

Mr. Erik Spitzer, Director of Planning and Development Services stated that Mr. Jose Flores and Mr. Jaime Flores, applicants and owners approached the Planning Department on February 20, 2025, requesting approval of re-zoning the parcel of land located at 620 E. Alice from R1 Single Family District to C2 Retail District to support re-opening a tortilla factory that was open for 50 years. The property has been vacant for 3 years and is located in the city's historic district. He further stated that this establishment was recently purchased after remaining vacant for approximately 3 years. It is currently zoned R1 Single Family District. Adjacent parcels of land are currently zoned R1 Single Family District. Parcels of land located two to three blocks away are zoned C1 Neighborhood Service District. Mr. Spitzer continued to state that a Planning and Zoning Commissioner meeting was held on April 16, 2025, and deliberated over the request to rezone the parcel of land located on

620 E. Alice. Staff mailed twenty-five letters to neighbors within the 200-foot buffer, and the city has received no feedback from those notified. The Planning and Zoning Commission voted to recommend approval of the rezone to support reopening a tortilla factory.

Commissioner Alarcon commented that years ago there were other businesses within the area. This establishment has been there for 50 years.

There being no further discussion, Commissioner Lopez closed this public hearing at 5:08 p.m.

**2. Public hearing on request for a Special Use Permit for a Wholesale Bakery Use (Tortilla Factory) in C2 (Retail) at 3<sup>rd</sup>, Block 22, Lot 24-27, (Famosa Tortilla Factory), also known as 620 E. Alice Ave., Kingsville, TX 78363 (Property ID 17385). (Director of Planning and Development Services).**

Commissioner Lopez read and opened this public hearing at 5:08 p.m. Commissioner Lopez further announced that this is a public hearing. If anyone would like to speak on behalf of this item, they may do so now with a five-minute limit. Additional time cannot be extended by the City Commission.

Mr. Spitzer stated that this is related to the first public hearing, but for a request for a Special Use Permit. The Planning and Zoning Commission met on April 16, 2025, and voted to recommend approval of a Special Use Permit to support the reopening of a tortilla factory.

There being no further discussion, Commissioner Lopez closed this public hearing at 5:10 p.m.

**3. Public hearing on request for a Special Use Permit for a Wireless Telecommunications Facility with a 120' monopole in C4 (Commercial) at Paulson's SUB, Lot B, acres .0, also known as 1025 E. General Cavazos, Kingsville, TX 78363 (Property ID 25758). (Director of Planning and Development Services).**

Commissioner Lopez read and opened this public hearing at 5:01 p.m. Commissioner Lopez further announced that this is a public hearing. If anyone would like to speak on behalf of this item, they may do so now with a five-minute limit. Additional time cannot be extended by the City Commission.

Mr. Spitzer stated that Mr. Vincent Gerard & Associates, Applicant and Robert De Pol, Owner, approached the Planning Department on March 17<sup>th</sup>, 2025, requesting approval of a Special Use Permit for a Wireless Telecommunications Facility with a 120' monopole antenna in C4 (Commercial) of Paulson's SUB, Lot B, Acres .0, also known as 1025 E General Cavazos, Kingsville, TX 78363 (Property ID 25758). In accordance with the City of Kingsville's Land Use Chart, telecommunication mounting structures over 100' tall require a Special Use Exception (SUE); we accomplish this requirement with a Special Use Permit (SUP) application. AT&T Mobility is proposing a wireless site at 1025 E General Cavazos, Kingsville, TX 78363 (Property ID 25758) to improve coverage in the area. AT&T radio frequency engineers have received numerous complaints from NAS Kingsville customers. This solution will benefit both NAS Kingsville and existing interior sites within the City of Kingsville. An existing monopole antenna located approximately 2300' northwest (owned by Cellco) has zero additional ground space for increasing capacity, nor does it have adequate height to optimize coverage. This proposed unmanned site will be accessed once per month by a maintenance worker. In addition, the FAA confirmed the future planned structure would not exceed obstruction standards, nor would be a hazard to air navigation. The request also has approval recommendation from Commander, Training Air Wing TWO. The Planning and Zoning Commission meeting was held on April 16<sup>th</sup>, 2025, with 6 of 7 members in attendance. Members deliberated over the request to recommend approval of a Special Use Permit for a Wireless Telecommunications Facility with a 120' monopole antenna at 1025 E General Cavazos, Kingsville, TX 78363. Five notice letters were sent out to neighbors within the 200 feet buffer and the city has received no feedback from those notified. The Planning and Zoning Commission board members voted to approve the recommendation of a Special Use Permit for a Wireless Telecommunications Facility with a 120' monopole antenna at 1025 E General Cavazos, Kingsville, TX 78363.

There being no further discussion, Commissioner Lopez closed this public hearing at 5:14 p.m.

### **III. Reports from Commission & Staff.<sup>2</sup>**

*"At this time, the City Commission and Staff will report/update on all committee assignments which may include but is not limited to the following: Planning & Zoning Commission, Zoning Board of Adjustments, Historical Board, Housing Authority Board, Library Board, Health Board, Tourism, Chamber of Commerce, Coastal Bend Council of Governments, Conner Museum, Keep Kingsville Beautiful, and Texas Municipal League. Staff reports include the following: Building & Development, Code Enforcement, 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.”*

Commissioner Lopez read and presented a proclamation regarding Public Service Recognition Week.

Mr. Charlie Sosa, Interim City Manager, reported that the Loteria Festival that occurred this past weekend was well attended. He further thanked staff for their hard work in putting this event together. Mr. Sosa then gave a brief update on street projects.

Ms. Courtney Alvarez, City Attorney, reported that the next city commission meeting is scheduled for May 12, 2025. The deadline for staff to submit their agenda items for that meeting is Wednesday, April 30, 2025.

Commissioner Hinojosa commented that in front of them today, they have a letter from Mayor Fugate stating that in his absence, Commissioner Lopez will be running the meeting tonight. Hinojosa further commented that he and Mayor Fugate went round and round about a disagreement, which rubbed him the wrong way. He feels that this needs to be put to rest and have an agenda item to determine who will be Mayor Pro Tem. He further commented that this decision is up to the Commission, which is where he and the Mayor are in disagreement of. Hinojosa stated that it is the mayor's interpretation that what he is doing is correct, but he feels that it is wrong. Commissioner Hinojosa commented that he would like to see an agenda item on the next agenda to put this to rest and move forward. Hinojosa also commented that there were a lot of options that he had either to walk off or cancel this meeting, but that would not be the right way to do it. This would only let the taxpayers down. Hinojosa further stated that it is his request to have an item on the agenda for the next meeting to determine and take action on how to handle the Mayor Pro Tem. He further commented that maybe it could be done on a yearly, monthly, or quarterly basis.

Commissioner Alarcon commented that he would like an opinion from outside council or the Attorney General to give us an opinion or some answers on this situation, as the City Charter is not clear. He further stated that it states that the Mayor can appoint but yet the council has to approve. He stated that they have already made the determination that they will not be going with his request. Alarcon further stated that he would like an Attorney General's opinion so this can be cleared up.

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

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

Mr. Joel Saenz, 307 W. Ailsie, commented that he was in attendance at the last special city commission meeting. He further commented that he has brought the city commission information on 201 S. 6<sup>th</sup> Street, which is the property he is currently assisting a friend with. He further commented that on Tuesday, he received a call from the Planning Director, to which he didn't take the call well. He further stated that apparently he doesn't know what he is doing or dumb to approach the commission at the time. But as he resides in Kingsville, he has that right. He stated that since then, he has been angry about this, but someone told him on Wednesday that he should be as he doesn't know the truth here, but a gentleman doesn't live in Kingsville, he doesn't pay utility bills, taxes, or even vote for a Mayor or City Commissioner. Mr. Saenz stated that he was told that the calls were being recorded, and if someone on staff wishes to hear the phone conversation, the call took place on Tuesday between 3:35 p.m. to 4:25 p.m. He further commented that he does know what he is talking about.

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 Alarcon to approve the consent agenda as presented, seconded by Commissioner Hinojosa. The motion was passed and approved by the following vote: Hinojosa, Alarcon, Lopez, 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 18, Lot Pt 9, Pt 10, (10.98 acres) (Property ID #17868), Kingsville, Texas, from R1 (Single Family Residential District) to R3 (Multi-Family Residential District), (off Loop 428); 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 City of Kingsville Code of Ordinances Chapter XI-Business Regulations, Article 2-Ambulance Service, Section 28-Ambulance Billing Rates for Services Provided by the City of Kingsville Ambulance Service, providing for revisions to rates. (Fire Chief).
3. Motion to approve final passage of an ordinance amending the Fiscal Year 2024-2025 Budget to accept and expend grant funding from the Ed Rachal Foundation for salaries and park field improvements. (authorizing resolution #2024-95 approved 11/25/24) (Parks Director).
4. Motion to approve final passage of an ordinance amending the Fiscal Year 2024-2025 Budget to accept and expend grant funding from StoneGarden for Police overtime, portable radios, and vehicle maintenance. (authorizing resolution #2025-14 approved 1/27/25) (Police Chief).
5. Motion to approve final passage of an ordinance amending the Fiscal Year 2024-2025 Budget to reallocate Utility Funds ARP funding for the water meter project to General Fund ARP funding for the animal shelter project. (Purchasing Manager).

**REGULAR AGENDA**

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

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

6. Discuss and consider introduction of an ordinance amending the zoning ordinance by changing the zoning in reference to 3<sup>rd</sup>, Block 22, Lot 24-27 (Property ID 17385) also known as 620 E. Alice Ave., Kingsville, Texas from R1 (Single Family District) to C2 (Retail District); amending the comprehensive plan to account for any deviations from the existing comprehensive plan. (for Wholesale Bakery Use, Famosa Tortilla Factory). (Director of Planning and Development Services).

Introduction item.

7. Discuss and consider introduction of an ordinance amending the zoning ordinance by granting a Special Use Permit for Wholesale Bakery Use (Tortilla Factory) in C2 (Retail District) at 620 E. Alice Ave., Kingsville, Texas, also known as 3<sup>rd</sup>, Block 22, Lot 24-27 (Property ID 17385); amending the comprehensive plan to account for any deviations from the existing comprehensive plan. (Director of Planning and Development Services).

Introduction item.

8. Discuss and consider introduction of an ordinance amending the zoning ordinance granting a Special Use Permit for a Wireless Telecommunications Pole Tower in C4-Commercial at Paulson's SUB, Lot B, also known as 1025 E. General Cavazos, Kingsville, Texas (Property ID 25758); amending the comprehensive plan to account for any deviations from the existing comprehensive plan. (for a 120' monopole) (Director of Planning and Development Services).

Mr. Spitzer stated that the company plans on placing a 120-foot monopole, but the location will be blocked by trees, and the area will be gated.

Introduction item.

9. Discuss and consider the continuation of All-Risk Property Insurance with TMLIRP as per staff recommendation. (Human Resources Director).

Mrs. Diana Gonzales stated that this item authorizes the city to continue with Texas Municipal League Intergovernmental Risk Pool (TMLIRP) for all risk property insurance coverage, except for windstorm, for May 1, 2025, through September 30, 2025, at a cost of \$61,802.00. This policy covers fire, flood, earthquake, lightning, and equipment breakdown. The city's total insured values are approximately \$64,701,493.00, which

includes TMLIRP's additional 3% for inflationary factors. Property insurance premiums are budgeted in the prepaid liability account and subsequently charged to specific line items in the different funds ending in 33501. The increased costs for the all-risk policies are to be funded with the savings realized from the decrease in the windstorm insurance policy.

**Motion made by Commissioner Hinojosa to approve the continuation of All-Risk Property Insurance with TMLIRP as per staff recommendation, seconded by Commissioner Alarcon. The motion was passed and approved by the following vote: Hinojosa, Alarcon, Lopez voting "FOR".**

**10. Discuss and consider the renewal of Windstorm & Hail Insurance, including named storms, through Victor Insurance Managers LLC as per staff recommendation. (Human Resources Director).**

Ms. Gonzalez stated that this item authorizes the city to enter into a contract with Victor Insurance Managers, LLC, from Houston, TX, for Windstorm & Hail Coverage, including named storms for May 1, 2025, through April 30, 2026. Scheduled values total \$53,883,906.00. Victor Insurance Managers LLC sought proposals for windstorm coverage from different carriers. Victor received 30 responses, which included several companies declining to quote. The quote for windstorm coverage under Victor Insurance Managers, LLC is \$356,249.00 annually for May 1, 2025, to April 30, 2026. This is a decrease of \$26,142.00. Property insurance premiums are budgeted in the prepaid liability account and subsequently charged to specific line items in the different funds ending in 33501. After discussion with the Interim City Manager, staff recommends proceeding with Option 2 provided by Victor Insurance Managers, LLC, which utilizes the following carriers to provide windstorm and named storm insurance coverage: TWIA, Lexington (LEAD), Velocity, Markel, RSUI, and Lloyds.

**Motion made by Commissioner Hinojosa to approve the renewal of Windstorm & Hail Insurance, including named storms, through Victor Insurance Managers LLC as per staff recommendation, option 2, seconded by Commissioner Alarcon. The motion was passed and approved by the following vote: Alarcon, Hinojosa, Lopez voting "FOR".**

**11. Consideration and approval of a resolution of the City of Kingsville, Texas providing for the City to become a member of the American Flood Coalition. (Commissioner Alvarez).**

Mr. Sosa stated that this item authorizes the city to join the American Flood Coalition. There are no fees to join, and this will allow the city the opportunity to apply for different grants.

**Motion made by Commissioner Alarcon to approve the resolution of the City of Kingsville, Texas, providing for the City to become a member of the American Flood Coalition, seconded by Commissioner Hinojosa. The motion was passed and approved by the following vote: Hinojosa, Alarcon, Lopez voting "FOR".**

**12. Consideration and approval of a resolution authorizing the Interim City Manager to execute the Construction Contract with Mor-Wil LLC for the GLO CDBG-MIT Contract 22-085-009-D237 Project 3: E. Caesar Ave. Storm Water Improvements. (from 18<sup>th</sup> St. to 240 ft. east of 24<sup>th</sup> St.) (Bid #25-11; awarded 4/14/25) (City Engineer).**

Mr. Rudy Mora, City Engineer, stated that bid 25-11 Project 3 was awarded on April 14, 2025, and staff is requesting the construction contract be awarded in the amount of \$7,026,961.60.

**Motion made by Commissioner Alarcon to approve the resolution authorizing the Interim City Manager to execute the Construction Contract with Mor-Wil LLC for the GLO CDBG-MIT Contract 22-085-009-D237 Project 3: E. Caesar Ave. Storm Water Improvements. (from 18<sup>th</sup> St. to 240 ft. east of 24<sup>th</sup> St.) (Bid #25-11; awarded 4/14/25), seconded by Commissioner Lopez. The motion was passed and approved by the following vote: Hinojosa, Alarcon, Lopez voting "FOR".**

**13. Consideration and approval of a resolution authorizing the Interim City Manager to execute the Construction Contract with Mor-Wil LLC for the GLO CDBG-MIT Contract 22-085-009-D237 Project 5: E. Caesar Ave. Storm Water Improvements. (from E. Carlos Truan Blvd. to 18<sup>th</sup> St.) (Bid #25-12; awarded 4/14/25) (City Engineer).**

**Motion made by Commissioner Lopez to approve the resolution authorizing the Interim City Manager to execute the Construction Contract with Mor-Wil LLC for the GLO CDBG-MIT Contract 22-085-009-D237 Project 5: E. Caesar Ave. Storm Water Improvements. (from E. Carlos Truan Blvd. to 18<sup>th</sup> St.) (Bid #25-12; awarded 4/14/25), seconded by Commissioner Hinojosa and Commissioner Alarcon. The motion was passed and approved by the following vote: Alarcon, Hinojosa, Lopez voting "FOR".**

**14. Consideration and approval of a resolution authorizing the Interim City Manager to execute the Construction Contract with D&J Utility Services LLC for the GLO CDBG-MIT Contract 22-085-009-D237 Project 10: N. Armstrong Ave. Storm Water Improvements. (from Corral Ave. to Santa Gertrudis Ave.) (Bid #25-13; awarded 4/14/25) (City Engineer).**

Mr. Mora stated that this bid was awarded April 14, 2025. It is the staff's request to award the construction contract for an amount of \$1,087,788.00.

**Motion made by Commissioner Alarcon to approve the resolution authorizing the Interim City Manager to execute the Construction Contract with D&J Utility Services LLC for the GLO CDBG-MIT Contract 22-085-009-D237 Project 10: N. Armstrong Ave. Storm Water Improvements. (from Corral Ave. to Santa Gertrudis Ave.) (Bid #25-13; awarded 4/14/25), seconded by Commissioner Hinojosa. The motion was passed and approved by the following vote: Hinojosa, Alarcon, Lopez voting "FOR".**

**15. Consideration and approval of a resolution authorizing the Interim City Manager to execute Change Order No. 2 for the Construction Contract with R.S. Parker Construction, LLC for the GLO CDBG-MIT Contract 22-085-009-D237 Project 2: N. 19<sup>th</sup> Street Storm Water Improvements Project. (City Engineer).**

Mr. Mora stated that this is approval for Change Order No. 2 for the General Land Office (GLO) Community Development Block Grant Mitigation Contract No. 22-085-009-D237 Project 2, N. 19<sup>th</sup> Street stormwater improvements project. There was an error in the wage rate schedule for this project. A highway classification was used instead of a heavy classification, and the change order is to correct the error. There are no funds needed for this change order as it is being corrected administratively. There is also a request for additional time for the project due to manufacturing delays for an additional 60 calendar days.

**Motion made by Commissioner Hinojosa to approve the resolution authorizing the Interim City Manager to execute Change Order No. 2 for the Construction Contract with R.S. Parker Construction, LLC for the GLO CDBG-MIT Contract 22-085-009-D237 Project 2: N. 19<sup>th</sup> Street Storm Water Improvements Project, seconded by Commissioner Alarcon. The motion was passed and approved by the following vote: Alarcon, Hinojosa, Lopez voting "FOR".**

**16. Consideration and approval of a resolution authorizing the Interim City Manager to execute Change Order No. 1 for the Construction Contract with Donald Hubert Construction Co. for the GLO CDBG-MIT Contract 22-085-009-D237 Project 6: Carlos Truan Blvd. Storm Water Improvements Project. (City Engineer).**

Mr. Mora stated that staff is seeking approval for Change Order No. 1. There was an error in the wage rate schedule for this project and this change order will correct that error. No additional funds are needed.

**Motion made by Commissioner Alarcon to approve the resolution authorizing the Interim City Manager to execute Change Order No. 1 for the Construction Contract with Donald Hubert Construction Co. for the GLO CDBG-MIT Contract 22-085-009-D237 Project 6: Carlos Truan Blvd. Storm Water Improvements Project, seconded by Commissioner Hinojosa. The motion was passed and approved by the following vote: Hinojosa, Alarcon, Lopez voting "FOR".**

**17. Consideration and approval of a resolution authorizing the Interim City Manager to execute Change Order No. 1 for the Construction Contract with R.S. Parker Construction, LLC for the GLO CDBG-MIT Contract 22-085-009-D237 Project 8: Alice Ln/Margaret Ln Storm Water Improvements Project. (City Engineer).**

Mr. Mora stated that this is similar to the prior items. There was an error in the wage schedule for this project. This change order will correct the error with no additional funds needed.

**Motion made by Commissioner Hinojosa to approve the resolution authorizing the Interim City Manager to execute Change Order No. 1 for the Construction Contract with R.S. Parker Construction, LLC for the GLO CDBG-MIT Contract 22-085-009-D237 Project 8: Alice Ln/Margaret Ln Storm Water Improvements Project, seconded by Commissioner Alarcon. The motion was passed and approved by the following vote: Alarcon, Hinojosa, Lopez voting "FOR".**

**18. Consideration and approval of a resolution authorizing the Interim City Manager to execute Change Order No. 3 for the Construction Contract with R.S. Parker Construction, LLC for the GLO CDBG-MIT Contract 22-085-009-D237 Project 13: W. Johnston Ave. Storm Water Improvements Project. (City Engineer).**

Mr. Mora stated that this is similar to the prior items. There was an error in the wage schedule for this project. This change order will correct the error with no additional funds needed.

Motion made by Commissioner Alarcon to approve the resolution authorizing the Interim City Manager to execute Change Order No. 3 for the Construction Contract with R.S. Parker Construction, LLC for the GLO CDBG-MIT Contract 22-085-009-D237 Project 13: W. Johnston Ave. Storm Water Improvements Project, seconded by Commissioner Hinojosa. The motion was passed and approved by the following vote: Hinojosa, Alarcon, Lopez voting "FOR".

**19. Discuss and consider introduction of an ordinance amending the Fiscal Year 2024-2025 Budget to provide additional funding for South Creek and Golf Course Road lift stations. (repairs to wastewater lift stations for TCEQ compliance) (Public Works Director).**

Mr. Bill Donnell, Public Works Director, stated that the request is for \$33,795.00 for repairs needed at the South Creek lift station that was built in 1993 and for repairs at the Golf Course lift station which was built in 1994. Both of these have concrete erosion to the gases and the sewer system. These improvements and repairs will need to be made due to a TCEQ inspection.

Introduction item.

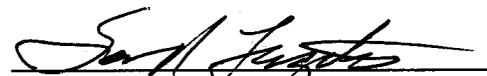
**20. Consideration and approval of resolution authorizing the Interim City Manager to execute the Contract with PM Construction & Rehab LLC for Emergency Repair Cured-In-Place 18" CIPP on E. Corral Ave. for the Public Works, Wastewater Collections Division. (Public Works Director).**

Mr. Donnell stated that this 18" clay sewer line services the Northeast portion of Kingsville and crosses under US Highway 77, then continues to gravity feed sewer to the North Treatment Plant. Wastewater collection crews work to clean and remove debris from the line, but breaks and offsets continue to hinder the line from being successfully cleared to allow maximum flow. Financial impact, this will reduce the budget amendment reserve line account 001-5-7001-86000 balance by \$56,714.00, decrease ARP Utility Fund balance by \$44,786.00 and decrease Wastewater Collections Sewer line account by \$5,235.00 and increase the Wastewater Collections Utility Plant by \$106,735.00.

Motion made by Commissioner Hinojosa to approve the resolution authorizing the Interim City Manager to execute the Contract with PM Construction & Rehab LLC for Emergency Repair Cured-In-Place 18" CIPP on E. Corral Ave. for the Public Works, Wastewater Collections Division, seconded by Commissioner Lopez and Commissioner Alarcon. The motion was passed and approved by the following vote: Alarcon, Hinojosa, Lopez voting "FOR".

**VI. Adjournment.**

There being no further business to come before the City Commission, the meeting was adjourned at 5:56 p.m.

  
Sam R. Fugate, Mayor

**ATTEST:**

Mary Valenzuela  
Mary Valenzuela, TRMC, City Secretary