

A REGULAR MEETING OF THE CITY OF KINGSVILLE CITY COMMISSION WAS HELD ON MONDAY, FEBRUARY 23, 2026, 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 Alvarez, Commissioner
 Leo Alarcon, Commissioner

CITY COMMISSION ABSENT:

Hector Hinojosa, Commissioner

CITY STAFF PRESENT:

Charlie Sosa, City Manager
 Mary Valenzuela, City Secretary
 Courtney Alvarez, City Attorney
 Derek Williams, Systems Administrator
 Leticia Salinas, Accounting Manager
 Susan Ivy, Parks Director
 Manny Salazar, Economic Development Manager
 Charlie Cardena, Engineer
 Emilio Garcia, Health Director
 John Blair, Police Chief
 Bill Donnell, Public Works Director
 J. J. Adame, Fire Chief
 James Creek, Captain
 Monika Donnell, Municipal Court Supervisor
 Diana Gonzales, Human Resources
 Kyle Benson, IT Director
 Rebecca Duke, Interim Tourism Director

I. Preliminary Proceedings.

OPEN MEETING

Mayor Fugate opened the meeting at 5:00 p.m. with four commission members present. Hinojosa is 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)

None.

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, City Manager, gave an update on street projects. He also gave an update on Fire Station No. 3. Station No. 3 has a completion date of August 2026.

Ms. Courtney Alvarez, City Attorney, reported that the next city commission meeting is scheduled for March 9, 2026. Deadline for city staff to submit agenda items for said meeting is February 24, 2026.

IV. Public Comment on Agenda Items.³

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

Mr. Andrew Mendez, 405 E. Alice, commented that he would like to share a story about a street, not a specific one, just a street that everyone shares. He stated that people drive down it every day, some heading to work, school or home. In the middle of that street there is a pothole, and here is the interesting part, everyone who hits it feels it, but not everyone reports it. Some slow down, swerve, complain, post about it, and some just learn to live with it. The pothole doesn't care what we think about it, it can only respond to one thing, action. He further stated that this is what Kingsville Pothole Patrol is about. It is not about pointing fingers or proving failure, it's about teaching something simple. If you see it, report it. If you care, participate. If you want it fixed, use the system. The city has crews working and we have seen it and we have spoken with them, they are filling holes. The system can only respond to what it receives clearly, and here is the bigger truth, potholes form in every system not because someone is evil or careless, but because time, weather, pressure, and life happens. Mr. Mendez stated that maintenance is what matters and tonight he is asking residents don't just drive over the problem, don't just talk about the problem, use Kingsvillepotholes.com to report it the right way. He stated that he is asking the city to continue doing what it's doing and keep communicating clearly and keep responding when reports come in. When residents report and the city responds trust grows. Trust is the smoothest road we can build. Kingsville cares because every road leads home.

Elizabeth Ramos, 615 Elizabeth Ave. commented that she is here for two reasons and one is for agenda item 18 where the City Manager would like to move the start of the commission meetings to 4:00 p.m. She stated that this is not a good idea. Right now there are limitations being discussed and will be future vote on as far as limiting discussion at meetings and it is also limiting the times where people can participate at 4:00 p.m. There are also issues at the county meetings where they are doing the day and there has been citizens upset about the fact that you have to be at a meeting in order to see what happened them and it takes a very long time for minutes to be produced, which have to be approved before they go to the public. Ramos stated that her other concern is the item pertaining to Fire Department ladder trucks and regular trucks, and the previous one where they voted on the pump. She further commented that these things have already been purchased and doesn't know why the City Manager/Purchasing Manager would bring that up to the commission for discussion or vote, as she believes the purchases have already been made, but the commission may want to look into that. She further stated that with regards to the 4:00 p.m. time, it is very hard to communicate with the commission as calls go unreturned and emails go unanswered. She stated that agenda item 18 is really pressing the public participation.

Commissioner Lopez read and presented a proclamation to the Rotary Club.

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

1. Motion to approve a resolution authorizing application to, administration of, and acceptance of Office of the Governor, Public Safety Office Criminal Justice Division's Body-Worn Camera Grant Program, FY2027; authorizing the Chief of Police to act on the City's behalf with such program; naming Financial Officer. (25% cash match) (to add financial officer). (Police Chief).

2. Motion to approve a resolution authorizing application to, administration of, and acceptance of Edward Byrne Memorial Justice Assistance Grant (JAG) Program FY2027 for cameras and equipment for the Kingsville Police Department; authorizing the Chief of Police to act on the City's behalf with such program; naming Financial Officer. (no cash match) (to add financial officer). (Police Chief).

3. Motion to approve a resolution authorizing application to, administration of, and acceptance of Violence Against Women Justice and Training Program (VAWA).

REGULAR AGENDA

CONSIDERATION OF MOTIONS, RESOLUTIONS, AND ORDINANCES:

VI. Items for consideration by Commissioners.⁴

4. Discuss and consider approving a resolution of the City of Kingsville in support of PHCS Village at Kingsville, LP's application to the Texas Department of Housing and Community Affairs for the Competitive 9% Housing Tax Credit Program for the proposed rehabilitation of Village at Kingsville (f/k/a Kingsville LULAC Manor Apartments), an 88-unit multi-family affordable rental housing development in Kingsville, Texas. (Economic Development and Interim Planning Director).

Mr. Manny Salazar, Economic Development and Interim Planning Director, stated that Prospera Housing Community Services is seeking to apply for 9% Housing Tax Credit from the Texas Department of Housing and Community Affairs as part of the rehabilitation of the Villages at Kingsville Lulac Manor Apartments. The facility consists of 88 residential units and supports renter households with incomes at or below 60% of the area median income. Applications to the State are based on a scoring system. A waiver of fees of up to \$250 demonstrates tangible support from the city for the application.

Motion made by Commissioner Alarcon to approve the resolution of the City of Kingsville in support of PHCS Village at Kingsville, LP's application to the Texas Department of Housing and Community Affairs for the Competitive 9% Housing Tax Credit Program for the proposed rehabilitation of Village at Kingsville (f/k/a Kingsville LULAC Manor Apartments), an 88-unit multi-family affordable rental housing development in Kingsville, Texas, seconded by Commissioner Alvarez. The motion was passed and approved by the following vote: Alvarez, Alarcon, Lopez, Fugate voting "FOR".

5. Discuss and consider approving a resolution authorizing the Tourism Director to submit an application to the T-Mobile Hometown Grant for Downtown Speaker Installation Project and to accept and administer the grant if awarded. (Tourism Director).

Ms. Rebecca Duke, Interim Tourism Director, stated that the Tourism Department is asking for authorization to apply for the T-Mobile Hometown Grant. If awarded, grant funds would be used to complete the first phase of a two-part speaker installation project in Downtown Kingsville to enhance the visitor experience and support downtown events and programming. Phase one scope would encompass 12-13 business fronts on Kleberg Avenue from 6th Street to 7th Street. A written agreement between both business owners and the city is pending and staff have received a letter of approval from one business.

Motion made by Commissioner Alvarez to approve the resolution authorizing the Tourism Director to submit an application to the T-Mobile Hometown Grant for Downtown Speaker Installation Project and to accept and administer the grant if awarded, seconded by Commissioner Alarcon. The motion was passed and approved by the following vote: Alarcon, Lopez, Alvarez, Fugate voting "FOR".

6. Discuss and consider approving a resolution authorizing the City Manager to execute the construction contract with D and M Construction, LLC for the GLO CDBG-MIT Contract 22-085-009-D237 Project 1: E. Santa Gertrudis St. (near Fairview) stormwater improvements project. (City Engineer).

Mr. Charlie Cardenas, City Engineer, stated that this project is for Storm Water Improvements which includes installation of 370 linear feet of 3'x4' reinforced concrete box, mill and overlay of 1,460 yards of roadway, storm outfall structures, additional storm water inlets, with the installation and related appurtenances to improve storm water drainage and reduce future flood risks.

Motion made by Commissioner Alarcon to approve the a resolution authorizing the City Manager to execute the construction contract with D and M Construction, LLC for the GLO CDBG-MIT Contract 22-085-009-D237 Project 1: E. Santa Gertrudis St. (near Fairview) stormwater improvements project, seconded by Commissioner Lopez. The motion was passed and approved by the following vote: Alarcon, Lopez, Alvarez, Fugate voting "FOR".

7. Discuss and consider approving a resolution authorizing the City Manager to execute the construction contract with R.S. Parker Construction, LLC for the GLO CDBG-MIT Contract 22-085-009-D237 Project 11: SH141/King Street (near HEB) stormwater improvements project. (City Engineer).

Mr. Cardenas stated that this has been approved by TxDOT. It is a simple project with a positive impact.

Motion made by Commissioner Alvarez to approve the resolution authorizing the City Manager to execute the construction contract with R.S. Parker Construction, LLC for the GLO CDBG-MIT Contract 22-085-009-D237 Project 11: SH141/King Street (near HEB) stormwater improvements project, seconded by Commissioner Lopez. The motion was passed and approved by the following vote: Lopez, Alvarez, Alarcon, Fugate voting "FOR".

8. Discuss and consider approving a resolution authorizing the City Manager to execute the construction contract with R.S. Parker Construction, LLC for the GLO CDBG-MIT Contract 22-085-009-D237 Project 12: BU 77/14th St. (near Pueblo Tires) stormwater improvements project. (City Engineer).

Mr. Cardenas stated that approval is being requested for the construction contract execution of GLO CDBG-MIT Hurricane Harvey State Mitigation Project 12, Business 77/14th Street near Pueblo Tires. This project will have a positive impact.

Mayor Fugate asked if there is a start date for this project.

Mr. Cardenas responded that there is a preconstruction meeting scheduled for next Tuesday.

Motion made by Commissioner Alarcon to approve the resolution authorizing the City Manager to execute the construction contract with R.S. Parker Construction, LLC for the GLO CDBG-MIT Contract 22-085-009-D237 Project 12: BU 77/14th St. (near Pueblo Tires) stormwater improvements project, seconded by Commissioner Alvarez. The motion was passed and approved by the following vote: Alvarez, Alarcon, Lopez, Fugate voting "FOR".

9. Discuss and consider approving waiver of any associated permit fees for the installation of Police Department cameras at five city property locations. (Police Chief).

Mr. John Blair, Chief of Police, stated that the Kingsville Police Department is in the process of installing a series of security cameras and license plate readers throughout the city as part of its public safety initiative. To support this safety goal, several of the proposed installation locations are on city property. The department request consideration of a waiver of any associated permit fees for this public safety project. The locations on city property are 7th and Kleberg NW Corner; 7th and Kleberg SW Corner; 6th and Huisache SE Corner; E. King Ave. and US 77 Business SB; and E Corral Ave. and N. Hwy 77 WB.

Motion made by Commissioner Alvarez to approve waiving of any associated permit fees for the installation of Police Department cameras at five city property locations, seconded by Commissioner Alarcon. The motion was passed and approved by the following vote: Alarcon, Lopez, Alvarez, Fugate voting "FOR".

10. Discuss and consider approving a resolution applying for and accepting funds for Operation Stonegarden Grant #3194311 with the Homeland Security Grants Division of the Governor's Office for border security to interdict criminal activity with no anticipated cash match; authorizing the Kingsville Chief of Police to act on the City's behalf with such program; naming Financial Officer. (Police Chief).

Chief Blair stated that the Police Department seeks approval to reapply for another year of OPSG. The operational period will begin March 1, 2026, and end February 28, 2027. The participating agencies will utilize OPSG funding to enhance enforcement efforts along ingress/egress routes leading from the U.S./Mexico border and into the interior of the United States. OPSG funding will be used for the essential capability enhancement of participating agencies to coordinate operations with the U.S. Border Patrol to support border security efforts within the Rio Grande Valley Border Patrol Sector. Chief Blair stated that there is no cash match.

Motion made by Commissioner Alarcon to approve the resolution applying for and accepting funds for Operation Stonegarden Grant #3194311 with the Homeland Security Grants Division of the Governor's Office for border security to interdict criminal activity with no anticipated cash match; authorizing the Kingsville Chief of Police to act on the City's behalf with such program; naming Financial Officer, seconded by Commissioner Alvarez. The motion was passed and approved by the following vote: Alarcon, Lopez, Alvarez, Fugate voting "FOR".

11. Discuss and consider approving the purchase of a 2024 Ford F-150 pickup truck for the Police Department via the TIPS USA purchasing cooperative using Operation Lone Star Grant funds. (for total outfitted cost of \$92,519.58) (Police Chief).

Mayor Fugate asked Mr. Sosa if agenda items 11, 12, 14, 15, and 16 are properties that have already been purchased, and the commission is now just approving them after they have already been in existence.

Mr. Sosa responded that they have been ordered but have not been paid for.

Mayor Fugate commented that these items didn't come to the commission and now the commission is being asked to ratify these agreements. The city has already entered into agreements with all these vendors.

Mr. Sosa stated that they have ordered the equipment but have not paid for it yet. This is to come to commission to pay for the equipment.

Mayor Fugate commented that he thinks the city's bidding procedures that in the city ordinances and state bidding laws require that anything being purchased/ordered to which some of these items are specialty items that are having to be built particularly for the City of Kingsville, that that has to come to the commission, and it didn't.

Commissioner Alvarez asked for a point of order. She stated that she thinks a motion needs to be made and have a second in order to have discussion. This is not being done properly as per Robert's Rules of Order.

Motion made by Mayor Fugate to discuss agenda items 11, 12, 14, 15, and 16, seconded by Commissioner Lopez.

Mayor Fugate commented that this is a serious event and feels that all five commission members need to be present. This is not time sensitive because property is already being used or being built, and he would like Commissioner Hinojosa to be present for these items. He further stated that he would like to take these items off the agenda until all five commission members are present in order to discuss these matters.

Commissioner Alvarez commented that there are different items such as a fire engine that has been ordered and asked which of these are here and being used.

Mayor Fugate responded the trucks.

Commissioner Alvarez commented the trucks for the fire station.

Ms. Alvarez responded that it is the pickup truck.

Commissioner Alvarez commented that the city does not have any of these things here yet.

Mr. Sosa responded that the fire equipment no. None of the fire equipment has been delivered to the city.

Commissioner Alvarez asked of items listed on agenda item 11, 12, 14, 15, and 16, which of those items does the city have possession of and which are being used.

Chief Blair stated that the police truck which was purchased with Operation Lone Star funds.

Commissioner Alvarez commented that staff came before the commission on that item and the commission had already voted for that.

Chief Blair responded yes, when they applied for the grant through resolution.

Mayor Fugate asked why this item is on the agenda today?

Ms. Alvarez commented that he applied for it and there may be a budget amendment, but you still have to procure it for it coming to city commission, before you order it and pay for it.

Commissioner Alvarez asked if it had been ordered.

Ms. Alvarez responded that it has been ordered and received and it is in use.

Commissioner Alvarez asked that if came to commission once, it has to come back to commission again.

Ms. Alvarez responded that the commission didn't approve the item for purchasing purposes. The commission approved the resolution to apply or use the funds for it and approved a budget amendment and further stated that she believes that is what happened.

Commissioner Alvarez asked what month and year did this occur.

Chief Blair stated that this was purchased from Operation Lone Star Grant #4385703 which is the 2024. It was purchased that long ago to procure the vehicle and then for the build out.

Commissioner Alvarez commented that she just wanted to make sure it was from two years ago.

Mayor Fugate commented that the commission will be addressing these issues, but he wants all five commissioners present.

Commissioner Alvarez commented that this is fine, and she agrees with Mayor Fugate, but she just wants to get clarification as she doesn't know if they should all be lumped or should that one be separate.

Ms. Alvarez commented that the proposal is dated August 7, 2025, and the Purchase Order is dated August 13, 2025.

Commissioner Alvarez commented that the grant was awarded in 2024.

Ms. Alvarez responded that if that is what Chief Blair states, then yes, as she doesn't recall that as one is done every year.

Mayor Fugate commented that he is taking agenda items, 11, 12, 14, 15, and 16 off the agenda and having them placed at the next scheduled commission meeting.

Mrs. Valenzuela stated that because there is a motion made by Mayor Fugate and seconded by Commissioner Lopez, a vote must be taken or the motions must be removed. Mrs. Valenzuela asked for the commission for clarification on the motion.

Mayor Fugate motioned to wait for agenda items 11, 12, 14, 15, and 16 until all five commission members are present at the next meeting, seconded by Commissioner Lopez. The motion was passed and approved by the following vote: Lopez, Alvarez, Alarcon, Fugate voting "FOR".

12. Discuss and consider approving emergency repairs to sewer main on 14th Street via the BuyBoard purchasing cooperative using Utility Fund Budget Amendment Reserve funds. (for total cost of \$66,705.00) (Public Works Director).

No discussion or action taken.

13. Discuss and consider approving a resolution authorizing application to, administration of, and acceptance of Office of the Governor, FY2027 Border Zone Fire Departments Grant Program, Grant #5837801 requesting funding for new portable radios for the Fire Department with no anticipated cash match; authorizing the Fire Chief to act on the City's behalf with such program. (Fire Chief).

Mr. J.J. Adame, Fire Chief, stated that the Kingsville Fire Department would like to apply for the FY 2027 Boder Zone Fire Department (BZFD) Grant Program to request new portable radios. The grant for BZFD is a reimbursement type but does not require any cash match. The amount being requested is \$188,000 in equipment and associated shipping fees.

Ms. Alvarez commented that as staff needed to post this agenda on Tuesday of last week, on Wednesday she was contacted by Clint Baird as additional language needed to be added for designation of a financial officer, the Finance Director will be used as that position is used for all the Police Department grants. An updated resolution was passed out to the commission that includes the designation of the Finance Director.

Motion made by Commissioner Lopez to approve the resolution authorizing application to, administration of, and acceptance of Office of the Governor, FY2027 Border Zone Fire Departments Grant Program, Grant #5837801 requesting funding for new portable radios for the Fire Department with no anticipated cash match; authorizing the Fire Chief to act on the City's behalf with such program, seconded by Commissioner Alarcon. The motion was passed and approved by the following vote: Alarcon, Lopez, Alvarez, Fugate voting "FOR".

14. Discuss and consider approving the purchase of a 2026 Chevy Silverado 1500 pickup truck for the Fire Department via the TIPS USA purchasing cooperative using CO 2024 funds. (for total outfitted cost of \$72,277.50) (Fire Chief).

No discussion or action taken.

15. Discuss and consider approving the purchase of an ambulance for the Fire Department via the HGAC Buy purchasing cooperative using CO 2024 funds. (for total cost of \$394,050.00) (City Manager/Purchasing Manager).

No discussion or action taken.

16. Discuss and consider approving the purchase of a pumper truck (\$958,101.00) and a ladder truck (\$1,488,860.00) for the Fire Department via the BuyBoard purchasing cooperative using CO 2024 funds. (after BuyBoard fee, a total cost of \$2,448,461.00) (City Manager/Purchasing Manager).

No discussion or action taken.

17. Discuss and consider approving a resolution authorizing the City Secretary to enter into the 2026 Recall Election Services Agreement between the City of Kingsville, Texas and the Kleberg County Clerk. (City Secretary).

Motion made by Commissioner Alarcon to approve the resolution authorizing the City Secretary to enter into the 2026 Recall Election Services Agreement between the City of Kingsville, Texas and the Kleberg County Clerk, seconded by Commissioner Lopez. The motion was passed and approved by the following vote: Alarcon, Lopez, Alvarez, Fugate voting "FOR".

18. Discuss and consider final passage of an ordinance amending the City of Kingsville Code of Ordinances Chapter III-Administration, Article 1-City Commission, Section 1-Meetings; providing for revision of meeting time to 4pm. (City Manager).

Mayor Fugate commented that he was surprised about the reaction that some of the citizens had over the proposed start of commission meetings. He further stated that people don't want the time changed and further stated that he didn't think that changing the start time of commission meetings to 4:00 p.m. was a good idea.

Commissioner Lopez commented that she also received pushback from citizens on this item.

Mayor called for a motion on this item.

The Item dies for lack of motion.

19. Discuss and consider voting to approve the nominee of each Commission Member to the City of Kingsville Ethics Review Board. (City Attorney).

Mayor Fugate asked if the nominees were supposed to be submitted to the City Secretary.

Ms. Alvarez responded that this could be done at the meeting because the ordinance states that the commission presents their nominee at one meeting and then at the next meeting the commission votes as a whole. Each commission member selects one individual and then at this meeting and at the next meeting the commission will vote on those nominees.

Mayor Fugate stated that Commissioner Hinojosa's nominee is Frances Garcia.

Motion made by Commissioner Alvarez to consider approving the nominee of each Commission Member to the City of Kingsville Ethics Review board, seconded by Commissioner Alarcon.

Commissioner Lopez asked Ms. Alvarez how many ethics complaints have been filed.

Ms. Alvarez responded that as of today, there are 3 ethics complaints filed.

Commissioner Lopez asked if the city is on time with the timeframe of each of those complaints received as she is aware that it is 90 days.

Ms. Alvarez responded that one is expired and the second will expire before the commission votes to impanel the board.

Commissioner Lopez commented that with that being said, the city is already in violation and asked if the commission could vote on this during tonight's meeting.

Mayor Fugate responded no, as that is how the ordinance reads. He further asked if there is any reason as to why these individuals could not renew their complaints.

Ms. Alvarez responded that she could double-check the ordinance, but it's possible it wasn't acted on.

Commissioner Lopez commented that it is not them in renewing the complaints, it's the city being in violation. They did their work but it's the city that is lacking.

Mayor Fugate commented that the city is trying to fix it now.

Commissioner Alvarez commented that looking at the description of this board, she has a question where it states that they are going to be two years staggered terms, so when the commission votes at the next meeting, how is the staggered terms be determined.

Ms. Alvarez responded that this will be spelled out for the commission as it is not spelled out in the ordinance because we had a different board of the city commission that was staggered but they got, some people got a one-year appointment, and some got a two-year appointment. This is probably what will be done with this board as it was done with another board.

Commissioner Alvarez asked that maybe they will vote amongst themselves. She further stated that it does state that the board is to meet each year and elect a chair and vice-chair from amongst its members who will serve one-year term and then maybe be re-elected. She asked if this means only for those positions.

Ms. Alvarez stated that it's for the chair and vice-chair.

Commissioner Lopez commented that her recommendation would be, on setting the terms, let them draw for it, one year term or two-year term.

Mayor Fugate asked for each commission member to state their appointee nominees to the Ethics Review Board.

Commissioner Alarcon stated that his nominee is Carola G. Serrato.

Mayor Fugate stated that Commissioner Hinojosa's nominee is Frances Garcia.

Mayor Fugate stated that his nominee is Clint Zimmerman.

Commissioner Alvarez stated that her nominee is Michelle Carrales.

Commissioner Lopez stated that her nominee is Elizabeth Ramos.

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

20. Executive Session: Pursuant to Section 551.087, Texas Government Code, Deliberations Regarding Economic Development Negotiations Exception, the City Commission shall convene in executive session to deliberate the offer of a financial or other incentive to a business prospect that the governmental body seeks to have locate, stay, or expand in or near the territory of the governmental body and with which the governmental body is conducting economic development negotiations. (Economic Development Director).

Mayor Fugate read both executive session agenda items and convened the meeting into closed session at 5:50 p.m.

Mr. Manny Salazar, Economic Development Director, entered the executive session at 5:50 p.m. Mr. Salazar exited the executive session at 6:26 p.m.

21. Executive Session: Pursuant to Section 551.074, Texas Government Code, the Personnel Exception, the City Commission shall convene in Executive Session to deliberate the duties of the City Manager/Purchasing Manager. (Commissioner Lopez).

This executive session started at 6:26 p.m.

Mr. Sosa exited this executive session at 6:27 p.m.

Mayor Fugate asked Mr. Sosa to enter the executive session at 6:58 p.m.

Mr. Sosa exited the executive session at 7:05 p.m.

This executive session ended at 7:20 p.m.

Mayor Fugate reconvened the meeting into open session at 7:20 p.m.

22. Discuss and consider the duties of the City Manager/Purchasing Manager. (Commissioner Lopez).

Motion made by Commissioner Lopez, that enlightened by what they have learned and have been discussed during executive session, she feels that the best thing to do is to put Mr. Sosa on administrative leave until the commission can send this over to an outside agency to look at. She further stated that she thinks that the commission needs to place him on administrative leave to protect the taxpayers, seconded by Mayor Fugate.

Mayor Fugate commented that when the commission was in session they spoke about tabling or passing on certain items because it was obvious that there were some serious issues with the city's bidding laws, not only with the city policies and procedures, but also with state that entails millions of dollars in property that was not properly bid out and accepted by this commission. As a consequence, it has placed the city in a difficult position. These violations are freely admitted and will cause the city a great deal of problems in the future. He further stated that it is his opinion that the City Manager, when he was Purchasing Manager and City Manager, has been dereliction of his duties.

The motion dies for a lack of a majority vote of 2/2. Lopez and Fugate voting "FOR". Alvarez and Alarcon voting "AGAINST".

VI. Adjournment.

As there was no further business to come before the City Commission, the meeting was adjourned at 7:24 p.m.



Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela
Mary Valenzuela, TRMC, City Secretary