

# City of Kingsville, Texas

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**AGENDA**  
**CITY COMMISSION**  
**MONDAY, AUGUST 28, 2017**  
**REGULAR MEETING**  
**CITY HALL**  
**HELEN KLEBERG GROVES COMMUNITY ROOM**  
**400 WEST KING AVENUE**  
**4:00 P.M.- Workshop**  
**6:00 P.M.-Regular Meeting**

**I. Preliminary Proceedings.**

**OPEN MEETING**

**CONVENE INTO BUDGET WORKSHOP:**

Review and discuss proposed fiscal year 2017-2018 budget for departments of the City of Kingsville. (City Manager).

**REGULAR MEETING RESUMES AT 6:00 P.M.**

**INVOCATION / PLEDGE OF ALLEGIANCE – (Mayor Fugate)**

**MINUTES OF PREVIOUS MEETING(S)**

None.

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

1. Public Hearing on a *proposed* tax rate increase from \$.84220 to \$.88681 for Fiscal Year 2017-2018. (Finance Director).
2. Public hearing regarding condemnation proceeding for structures (house & garage) located at 702 W. Henrietta, Kingsville, Texas. (Director of Planning & Development Services).
3. Public hearing regarding rezone of KT&I Co., Block 22, Lots 3 & 4, 1.15 acres, also known as area South of Chili's Restaurant on US77 Southbound Frontage Road from AG-Agriculture District to C2-Retail District, application of Carol Lagutchik for Brazos de Santos Partners, Ltd., application on behalf of Paul M. West, owner. (Director of Planning & Development Services).

**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 & Investment*

APPROVED BY:

  
\_\_\_\_\_  
Jesus A. Garza  
City Manager

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

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

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

#### **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)*

1. Motion to approve out-of-state travel for the Parks & Recreation Director to attend the 2017 International Society of Arboriculture Leadership Workshop in Champaign, Illinois from October 2-5, 2017, with travel paid by state and international arboriculture associations. (Parks & Recreation Director).
2. Motion to approve reappointment of Historical Development Board members Lupita Perez and Sandra Rexroat, each to three year terms. (Downtown Manager).
3. Motion to approve expending funds from the City of Kingsville Employee Benefit Plan Trust for the 2017 City Health Fair (for employees and eligible dependents). (Human Resources Director).

##### **REGULAR AGENDA**

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

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

4. Consider condemnation of structures (house & garage) located at 702 W. Henrietta, Kingsville, Texas. (Director of Planning & Development Services).
5. Consider introduction of an ordinance amending the zoning ordinance by changing the zoning map in reference to KT&I Co., Block 22, Lots 3 & 4, 1.15 acres, also known as area South of Chili's Restaurant on US77 Southbound Frontage Road from AG-Agriculture District to C2-Retail District, amending the comprehensive plan to account for any deviations from the existing comprehensive plan. (Director of Planning & Development Services).

6. Presentation and discussion on proposal for historical memorial street designation signs (not renaming) for certain streets. (City Manager).
7. Consider awarding the contract for bid (RFP 17-17) for Santa Gertrudis Street Improvement Project 2017, as per staff recommendation. (Capital Improvements Manager).
8. Consider appointments of members to the Parks & Recreation Advisory Board. (Parks & Recreation Director).
9. Consider a resolution authorizing the City to submit an application to the Lowe's Community Partners Grant program for the purpose of requesting grant funding for a walking path at Dick Kleberg Park along Escondido Road for the Kingsville Parks Department with an anticipated cash match, authorizing the City Manager to submit the grant and the City Parks & Recreation Director as the grant official to act on the City's behalf with such grant program. (Parks & Recreation Director).
10. Consider accepting donation from the Kleberg County Sheriff's Association in the amount of \$300 for the Parks & Recreation Department movie in the park. (Parks & Recreation Director).
11. Consider introduction of an ordinance amending the Fiscal Year 2016-2017 budget to accept and expend a donation from the Kleberg County Sheriff's Association for the Parks Department. (Parks & Recreation Director).
12. Consider a resolution in support of the construction and operation of the Raven Petroleum Refinery. (Mayor Fugate).
13. Consider a resolution approving an application and agreement for the Historic District Façade Grant Program from Mary Lou Gonzalez for property located at 228 E. Kleberg Avenue, Kingsville, Texas. (Downtown Manager).
14. Consider a resolution adopting the City of Kingsville Fraud Prevention and Detection Policy. (Finance Director).
15. Consider a resolution adopting the City of Kingsville Grant Administration Policy. (Finance Director).
16. Consider a resolution authorizing the City to submit an application to the Edward J. Byrne Memorial Justice Assistance Grant (JAG) Program's FY2017 JAG Program Local Solicitation Grant requesting funding for law enforcement equipment on behalf of the Kingsville Police Department with no anticipated cash match. (Police Chief).
17. Consider introduction of an ordinance amending the City of Kingsville Code of Ordinances by amending Chapter XV, Article 6, zoning, amending Section 15-6-21 Definitions to add fairgrounds, rodeo grounds, farm, ranch, and orchard; and amending Appendix A-Land Use Categories to add fairgrounds, rodeo grounds, and farm. (Director of Planning & Development Services).
18. Consider introduction of an ordinance amending the City of Kingsville Code of Ordinances by amending Electric Code Sections 15-1-56-Definitions and 15-1-59-Qualifications and Registration. (Director of Planning and Development Services).
19. Consider introduction of an ordinance adopting Article 8-Use of Public R.O.W.-Network Nodes & Support Structures, in Chapter V-Public Works; regulating the physical use, occupancy, and maintenance of City Rights-of-Way by wireless network providers; describing the purpose; providing for definitions; requiring compliance with the City Design Manual and applicable codes for the installation of network nodes and node support poles pursuant to Chapter 284 of the Texas Local Government Code; providing City procedures for applications for permits; establishing time periods for approval of permit applications; providing application fees and annual public Right-of-Way rental

rates; providing restrictions on placement of network nodes and node support poles in municipal parks, residential areas, historic districts, and design districts; providing indemnity for the City. (Director of Planning and Development Services).

20. Consider introduction of an ordinance approving a Design Manual for the installation of network nodes and node support poles; and approving a pole attachment agreement regulating the installation of network nodes on City service poles and utility poles. (Director of Planning and Development Services).

21. 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. (City Manager).

## VII. Adjournment.

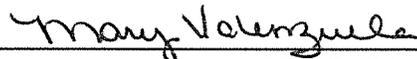
1. No person's comments shall exceed 5 minutes. Cannot be extended by Commission.
2. No person's comments shall exceed 5 minutes without permission of majority of Commission.
3. Comments are limited to 3 minutes per person. May be extended or permitted at other times in the meeting only with 5 affirmative Commission votes. The speaker must identify himself by name and address.
4. Items being considered by the Commission for action except citizen's comments to the Mayor and Commission, no comment at this point without 5 affirmative votes of the Commission.

### NOTICE

This City of Kingsville and Community Room are wheelchair accessible and accessible parking spaces are available. Requests for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary's office at 361/595-8002 or FAX 361/595-8024 or E-Mail [mvalenzuela@cityofkingsville.com](mailto:mvalenzuela@cityofkingsville.com) for further information. Braille Is Not Available. The City Commission reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by the Texas Government Code, Section 551-071 (Consultation with Attorney), 551-072 (Deliberations about Real Property), 551-073 (Deliberations about Gifts and Donations), 551-074 (Personnel Matters), 551-076 (Deliberations about Security Devices), 551-086 (Certain Public Power Utilities: Competitive Matters), and 551-087 (Economic Development).

I, the undersigned authority do hereby certify that the Notice of Meeting was posted on the bulletin board located at City Hall, 400 West King Ave, of the City of Kingsville, Texas, a place convenient and readily accessible to the general public at all times and said Notice was posted on the following date and time:

August 24, 2017 at 4:00 P.M. and remained so posted continuously for at least 72 hours proceeding the schedule time of said meeting.



Mary Valenzuela, TRMC, City Secretary  
City of Kingsville, Texas

This public notice was removed from the official posting board at the Kingsville City Hall on the following date and time: \_\_\_\_\_

By: \_\_\_\_\_  
City Secretary's Office  
City of Kingsville, Texas