

City of Kingsville, Texas

AGENDA CITY COMMISSION

**MONDAY, FEBRUARY 13, 2012
REGULAR MEETING**

**HONORABLE ROBERT H. ALCORN COMMISSION CHAMBERS
CITY HALL/200 EAST KLEBERG AVENUE
6:00 P.M.**

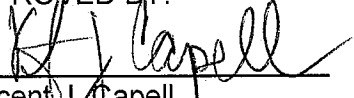
I. Preliminary Proceedings.

OPEN MEETING

INVOCATION / PLEDGE OF ALLEGIANCE – (Mayor Fugate)

MINUTES OF PREVIOUS MEETING(S) – Required by Law

APPROVED BY:



Vincent J. Capell
City Manager

II. Public Hearing - (Required by Law).¹

III. Reports from Commission & Staff²

"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, Convention and Visitor's Bureau, Chamber of Commerce, Coastal Bend Council of Governments, Conner Museum, Keep Kingsville Beautiful, and Texas Municipal League. Staff reports include the following: Building & Development, Code Enforcement, Proposed Development Report; Accounting & Finance – Financial & Investment Information, 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 presentation. No formal action can be taken on these items at this time."

IV. Public Comment on Agenda Items³

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being discussed separately unless requested by a Commission Member in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon.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 Commissioner Laskowski to Washington, DC to meet with congressional and administration officials to discuss the development of U.S. I-69. (Commissioner Laskowski).
2. Motion to approve resolution authorizing the City to submit an application to the Texas Department of Transportation for the purpose of requesting grant funding on behalf of the City for the 2012 Impaired Driving Mobilization (IDM) Grant for DWI Enforcement for the Kingsville Police Department with an anticipated cash match of \$2,000.00. (Police Chief).
3. Motion to approve authorizing the purchase of an emergency generator for the EOC at City Hall through a BuyBoard contract. (Purchasing Director).

REGULAR AGENDA

CONSIDERATION OF MOTIONS, RESOLUTIONS, AND ORDINANCES:

VI. Items for consideration by Commissioners.⁴

4. Consider resolution ordering the City of Kingsville General Election, designating voting precincts, polling places establishing election procedures and appointing Early Voting Clerk. (City Secretary).

(CONSIDERE UNA RESOLUCIÓN QUE ORDENA LAS ELECCIONES GENERALES DE LA CIUDAD DE KINGSVILLE, DESIGNA LOS DISTRITOS ELECTORALES Y LOS SITIOS DE VOTACIÓN, ESTABLECE LOS PROCEDIMIENTOS DE LAS ELECCIONES Y NOMBRA A LA SECRETARIA ENCARGADA DE LA VOTACIÓN ANTICIPADA) (SECRETARIA MUNICIPAL).

5. Consider introduction of an ordinance amending Section 15-1-93, providing for screening of storage areas. (Director of Development Services).
6. Consider introduction of an ordinance amending Sections 15-6-115, 15-6-117, providing for monument signs & adding Section 15-6-131, providing for regulations on unsafe and obsolete signs. (Director of Development Services).

7. Consider resolution establishing a Comprehensive Housing Plan for the City of Kingsville. (Director of Development Services).
8. Consider introduction of an ordinance amending the City of Kingsville Code of Ordinances by amending Chapter III, Article 7, Personnel Policies, Section 1 Classification and Compensation Plan to add the position of Information and Technology Librarian to Range 12 of the City of Kingsville Classification and Compensation Plan for Fiscal Year 2011-2012. (City Manager).
9. Consider introduction of an ordinance amending the City of Kingsville Code of Ordinances Chapter VII, Article 5, Traffic Schedules; Providing for a revised school zone for the Methodist Day Care Center and the relocation of a school zone sign. (City Engineer/Director of Public Works).
10. Consider authorizing expenditure of \$6,250 of Fiscal Year 2010-2011 Surplus Funds for Historical Commission Grant cash match. (Downtown Manager).
11. Consider authorizing expenditure of \$22,206.78 for two (2) power stretchers and two (2) lap-top computers for the Fire Department from Fiscal Year 2010-2011 Surplus Funds. (Fire Chief).
12. Consider authorizing expenditure of \$17,000 for Police Department and building repairs from Fiscal Year 2010-2011 Surplus Funds. (Police Chief).
13. Consider authorizing expenditure of \$80,453 for body armor for Police Department Officers from Fiscal Year 2010-2011 Surplus Funds. (Police Chief).
14. Consider authorizing expenditure of \$36,445 for beautification project at Police Department from Fiscal Year 2010-2011 Surplus Funds. (Police Chief).
15. Consider authorizing expenditure of \$16,750 for Community Appearance Building improvements from Fiscal Year 2010-2011 Surplus Funds. (Director of Development Services).
16. Consider authorizing expenditure of \$507,147. 58 for paving project on Ailsie Avenue and Armstrong Avenue from Fiscal Year 2010-2011 Surplus Funds. (City Engineer/Public Works Director).
17. Consider authorizing expenditure of up to \$39,050 for GIS Equipment, Service & related fees using Fiscal Year 2010-2011 Surplus Funds. (City Engineer/Public Works Director).
18. Consider introduction of an ordinance amending the Fiscal Year 2011-2012 budget for the General Fund Capital Projects Fund for various departments to utilize Fiscal Year 2010-2011 Surplus Funds and the Utility Fund Capital Projects for the engineering department. (Finance Director).
19. Consider waiver of interest on liens for properties owned by Jose Silguero in the amount of \$764.09 and Julia Hees in the amount of \$513.58. (Finance Director).

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 citizens comments to the Mayor and Commission, no comment at this point without 5 affirmative votes of the Commission.

NOTICE

This facility is 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 citysec@cityofkingsville.com for further information. Braille Is Not Available. The City of Kingsville reserves the right to convene into Closed Session under Government Code 551.071-551.074 and 551-086 regarding any item on this agenda.

I, the undersigned authority do hereby certify that the Notice of Meeting was posted on the bulletin board in the City Hall, 200 East Kleberg, 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:

February 9, 2012 at 11:55 A.M. and remained so posted continuously for at least 72 hours preceding the schedule time of said meeting.


Edna S Lopez, TRMO, CMC
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

MINUTES OF PREVIOUS MEETING(S)

JANUARY 30, 2012

A SPECIAL MEETING OF THE CITY OF KINGSVILLE CITY COMMISSION WAS HELD ON MONDAY, JANUARY 30, 2012 IN THE HONORABLE ROBERT H. ALCORN COMMISSION CHAMBERS CITY HALL/200 EAST KLEBERG AVENUE AT 5:30 P.M.

CITY COMMISSION PRESENT:

Sam R Fugate, Mayor
Al Garcia, Commissioner
Charles Wilson, Commissioner
Stanley Laskowski, Commissioner
Arturo Pecos, Commissioner

CITY STAFF PRESENT:

Vincent J Capell, City Manager
Edna S Lopez, City Secretary
Courtney Alvarez, City Attorney
Yolanda Cadena, Health Director
Willie Vera, Task Force Commander
Frank Garcia, Wastewater Supervisor
Marco Jimenez, Water Supervisor
David Mason, Purchasing/Information System Director
Mark Rushing, Finance Director
Al Lopez, Fire Chief
Mike Kellam, Director of Development Services
Diana Gonzales, Human Resource Director
Naim Khan, City Engineer/Public Works Director
Bob Trescott, Downtown Manager
Robert Rodriguez, Library Director
Ricardo Torres, Police Chief
Diana Medina, Collections Director
John Garcia, Risk Manager
Joe Casillas, Water Production Supervisor
Caron Vela, Accounting Manager

I. Preliminary Proceedings.

OPEN MEETING

Mayor Fugate called the meeting to order in the City Commission Chambers at 5:30 P.M., and announced quorum as present.

Mayor Fugate called for consideration of the minutes.

INVOCATION / PLEDGE OF ALLEGIANCE – (Mayor Fugate)

MINUTES OF PREVIOUS MEETING(S) – Required by Law

Mayor Fugate called for consideration of the minutes of the regular meeting of Monday, January 23rd, 2012. **Commissioner Wilson made a motion to approve the minutes, seconded by**

Commissioner Pecos. The motion was passed and approved by the following vote: Fugate, Garcia, Laskowski, Pecos, Wilson voting "FOR".

II. Public Hearing - (Required by Law).¹

III. Reports from Commission & Staff²

"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, Convention and Visitor's Bureau, Chamber of Commerce, Coastal Bend Council of Governments, Conner Museum, Keep Kingsville Beautiful, and Texas Municipal League. Staff reports include the following: Building & Development , Code Enforcement, Proposed Development Report; Accounting & Finance – Financial & Investment Information, 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 presentation. No formal action can be taken on these items at this time."

City Manager Capell stated he had no Staff comments.

Ms. Alvarez reported on the deadline for agenda items for the next regular meeting is this Friday and next regular meeting of the Commission is on Monday, February 13th. She reminded everyone that later this week, school children will be out of school and asked that everyone be safe.

IV. Public Comment on Agenda Items³

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

Mayor Fugate called for comments on all agenda and non-agenda items.

Mr. Steve Childers, 2522 North Private Road 1024 in North Kingsville, petitioned the Commission for basic city services for his home.

Mr. Lance Hamm, 912 South Creek, spoke about the aspects of the highway speed limit on Bypass 77 and stated that the resolution up for approval is vague.

V. Consent Agenda

NONE

REGULAR AGENDA

CONSIDERATION OF MOTIONS, RESOLUTIONS, AND ORDINANCES:

VI. Items for consideration by Commissioners.⁴

1. Consider approval of Kingsville Civil Service Rules and Regulations-Chapter 7 Classification. (Human Resources Director).

Human Resources Director Ms Diana Gonzales stated the Civil Service Commission met to review some changes requested by the Fire Department regarding the entry level requirements. The Commission voted on Chapter 7 – Classification which is another part of the update to the Civil Service rules. In particular, the section was 7.06 under the Fire Department entry level minimum requirements. The department has requested that entry level candidates must have their Texas Commission of Fire Protection certification or to be able to obtain it within 180 days, and that the EMT-P be registered with the National Registry of Emergency Medical Technicians.

The Police Department entry level minimum requirement remained the same.

Ms Gonzales called for questions. Commissioner Laskowski stated that at the present, the Fire Department hires without any type of certification and the City would pay them while they go to school. Ms Gonzales stated that was correct and the City would send them to get trained. The training for Fire Fighter has been expedited because they are able to take an on-line class and an in-service in order to receive their fire certification. For Paramedics, they go through the EMT program and recently there were changes to the Paramedic certification, which it requires a two year associates degree to become a Paramedic. She added that the City would lose out during that period of time if they hire someone with no prior education which increases the length of time to get a Paramedic on the road.

Fire Chief Al Lopez stated the Union is on board and this would save the city money.

Commissioner Pecos asked if Paramedics without an associate degree, were Grandfathered. Ms Gonzales replied that was correct, this change came about in January.

Commissioner Pecos made a motion to adopt the rule change, seconded by Commissioner Wilson. The motion was passed and approved by the following vote: Fugate, Garcia, Laskowski, Wilson, Pecos voting "FOR".

2. RESOLUTION NO. R2012-02 Consider resolution requesting the Texas Department of Transportation support a change in the speed limit on the US 77 By-Pass to 65 miles per hour from the northern city limit to the southern city limit of the City of Kingsville. (Commissioner Wilson).

Commissioner Wilson stated as Mr. Hamm stated in his remarks they have been working together for 3 to 4 weeks. He stated it did not seem reasonable to him that the City would have a speed limit change within the city limits, and he agrees with Mr. Hamm that it should be consistent from city limits to city limits. He added he doesn't necessarily agree with Mr. Hamm's comments that it is ambiguous or lacks definition. He stated that he would entertain Commissions' comments. Mayor Fugate and Commissioner Laskowski both agreed it looks pretty clear. City Manager Capell asked if the Commission would like to discuss the matter with TXDOT officials. Commissioner Wilson stated he wasn't interested and that he felt it was straight forward and gives them the information they need. Not speaking for law enforcement, he stated this is more consistent for them to go from 65 to 65, city limit to city limit, and this process would last longer.

Commissioner Wilson made a motion to adopt the resolution, seconded by Commissioner Garcia, Commissioner Pecos, and Commissioner Laskowski. The motion was passed and approved by the following vote: Fugate, Garcia, Pecos, Laskowski, Wilson voting "FOR".

3. Consider waiver of interest on demolition and weed liens for property located at 807-809 E. Johnston (Lot 2, Block 5, Retama Park) purchased at tax sale. (Commissioner Pecos).

Commissioner Pecos stated the owner of the property sold the property without knowing there was a lien for demolition and interest. The cost for the demolition and the interest is now more than what the property is worth. The owner is willing to pay for the cost of the demolition. The people that bought the property are building a house on the property, so this is a win/win situation. The amount the owner will pay is \$2,125 for demolition and weed liens. The city would be forgiving \$10,228.97 which is the interest total.

Commissioner Pecos made a motion to drop all interest and pay the amount for the demolition and weed lien amount, for a total of \$2,125, seconded by Commissioner Garcia. The motion was passed and approved by the following vote: Fugate, Wilson, Laskowski, Garcia, Pecos voting "FOR".

CONVENE INTO REPORTS FROM COMMISSION & STAFF – ITEM III- REGARDING PERSONNEL RELATED UPDATE.

The Commission convened into workshop at 5:50 P.M., City Manager Capell addressed the Commission. He stated he requested this work session due to the city experiencing high work turn-over because employees are going to work in oilfield work. The city is competing in terms of wages. There's several positions directly affected. Since this is early in the fiscal year, he stated it might be a good time to seek direction in terms of employee pay issues. The budget process should begin in about three months and he would like to put something together that the Commission would like to see. He requested the Commission provide some direction at this point, in terms of Staff putting together the budget which would be helpful. City Manager Capell stated he did not expect final decisions tonight but there are a couple of things that are time sensitive and if Staff could be pointed in a general direction then Staff could do study and come back to the Commission at a later date with more information.

City Manager Capell stated at the first workshop they talked about using one-time money. When talking about using one-time money usually you are talking about one-time expenses, for example in replacing equipment and repairing building. Those expenses generally occur periodically. He stated that employee pay is somewhat similar; an employee pay plan should not be walked away from. It needs to be revisited and adjusted frequently in order to keep the employee pay plan working for the city. The city wants to reduce as best they can the employee turnover. He stated since he's been here a short while, he's not sure the attention that was given to the employee pay plan. The city has a pretty good structure but if not visited frequently it will get out of date not only internal equity wise by comparing one position within in the city to another position in the city but also with the market. He stated that the Commission will be provided some information tonight. He stated he is trying to see what their response is in terms of proceeding with further study, as well with proceeding with the budget that will put together soon.

He stated a package of materials was sent to the Commission. To simplify, tab 1, is a one-time expenditure for the Human Resource package. Tab 1 has a recommendation to purchase a HR package that would interface with the Incode general ledger and budgeting software package. Right now, the City doesn't have interface with some of the information and in order to generate the budget the City has spreadsheets which have to be manually entered into the budget to get information to the Commission. Another one-time expenditure would be if City Commission is at all interested to hire an outside company to do a compensation classification study which is quite expensive. He added it is not required to have an outside firm do that, actually Ms Gonzales has compiled quite a bit of good information.

Mayor Fugate stated that the City Manager already knew how he felt about that. He stated that he did not think that this Commission needs to be validated in this regard, look at other cities and compare.

City Manager Capell stated whether it is done externally or internally this needs to be done in order to find out where the city stands. He stated that the city doesn't have to get there in one single leap, but if the City knows what the target is then we can determine how fast we want to get there, how much money we want to devote to that on an annual basis and get there incrementally. He stated doing a study doesn't force the City Commission really to anything, it's only information. But if Staff is going to the effort, then several options can be on how to get there. He stated that the City's sales tax is looking good, as is Municipal Court revenues. This will give the City Commission some latitude to help get the pay plan where it needs to be. Basically, he is asking if the Commission wants Staff to do the work and present them with that information. Mayor Fugate stated it's whether or not the City can afford it. Commissioner Laskowski stated he would like to see comparisons which include everything, including benefits, a complete package. Mayor Fugate stated he would like to see a comparison from a city in North Texas.

City Manager Capell stated the Commission has given direction with regard to Tab 1, the HR study and software. He further explained the software package for finance. He stated this software would help provide more information. Commissioner Garcia asked if this would be a module to add-on. City Manager Capell replied this is a module to add-on to interface. One advantage of Incode is that it has a lot of capability to interface with other packages.

Human Resource Director, Ms Diana Gonzales addressed the Commission and explained the software package for the Human Resource department. City Manager Capell stated he would like to pursue this. He stated his understanding is that Staff had direction on the consensus of the Commission to do an internal study of the compensation plan and provide more information on the HR software.

City Manager Capell stated he requested from HR, information on positions that get hired away to other Cities. This study relates to Public Works employees and two job titles in the Health Department. This represents 94 positions. In comparison to salaries and compensation to other cities in the area, it is quite expensive, as much as \$45,000 in an annual basis, which is \$235,000 in the general fund and \$200,000 in the utility fund for a total of \$435,000. This is just to move those positions to be comparable in other cities positions, if you try to get there all in one jump. Plan B would get the city there at a cost of \$234,000, which is \$135,000 in the general fund and \$220,000 in the utility fund. Since the initial turnover, the city has been able to hire. Ms Gonzales stated since October 1st, the City has had 23 vacancies. The City spends money to do physicals, drug screens, to train and they leave to higher paying jobs, elsewhere.

City Manager Capell stated if the City would try to deal with this issue now, basically 94 employees, this are the cost figures. He added the study and analysis is needed. He stated the fund balance is wise, budget is strong and maybe the next step is to focus on the compensation pay structure and to try to stay competitive. Mayor Fugate suggested the City Manager bring the Commission some options. Commissioner Laskowski stated \$235,000 is 4 cents increase on the tax rate. City Manager Capell stated it will be incremental and agrees with the Mayor's suggestion of bringing them back some options. He stated another choice is try to refrain from growing city services, for instance, free brush pick up and two day service for garbage.

Commissioner Pecos stated he would like Staff to see the areas of the employees leaving and making the least money. City Manager Capell stated that's the right place to start. Mayor Fugate stated he would like for the City Manager to look at the City's numbers.

Lastly, City Manager Capell stated he had made some pay proposals in last year's budget and he would like to incorporate those in the overall city study. He plans to address employees in every city context, in terms addressing internal equity and market competitiveness. He stated he wouldn't leave out any employees, so the employees that he proposed in the budget he would include them as well. Commissioner Laskowski suggested if a study was being done it should be done from top to bottom. City Manager Capell agreed with Commissioner Laskowski. City Manager Capell called for questions.

Commissioner Garcia asked for information on the turnover at the Police department. Police Chief Ricardo Torres addressed the Commission, stating he is losing his employees to the State Attorney General office and other federal offices. Commissioner Garcia stated this issue has been addressed in past years. Chief Torres stated the City will never be able compete.

VII Adjournment.

There being no further business to come before the City Commission, the meeting was adjourned at 6:35 P.M.

Sam R Fugate, Mayor

ATTEST:

Edna S Lopez, TRMC, CMC
City Secretary

PUBLIC HEARING(S)

**PETITIONS,
GRIEVANCES, &
PRESENTATIONS**

CONSENT AGENDA

AGENDA ITEM #1

Edna Lopez

From: Stanley Laskowski [slaskowski@cmaaccess.com]
Sent: Wednesday, February 01, 2012 2:10 PM
To: Edna Lopez
Subject: FW: Alliance for I-69 Texas Washington DC trip

Edna,

I need to get this item on the next agenda for consideration of approval for out of state travel. See info below.

Stanley

From: Jennifer Shepard [mailto:jennifer@jgshepard.com]
Sent: Wednesday, February 01, 2012 1:01 PM
To: Alan Johnson; Alex Meade; Bbrowder@fbtet.com; Ben Medina; Billie Jones; Brenda Samford; Buck Boettcher; Buddy Power; Charles Thomas; David Anderson; David Schroeder; david.anderson@co.panola.tx.us; Doug Pitcock; Hawley Judy; Jackie Jansky; James Carlow; jamesg@co.harrison.tx.us; 'Jeff Moseley'; Jennifer Stastny; Jim Edmonds; Jim Gonzales; jjeffers@ci.nacogdoches.tx.us; Jorge Verduzco; Judge David Bowman; Judge David Silva; Judge Joe English; Judge Neal; Judge Thompson; judgeterrysimpson@hotmail.com; Julian Alvarez; Louis Bronaugh; Mayor Domingo Montalvo; Mayor Jack Gorden; mayor@cityoflufkin.com; Mike Behrens; Nelda Martinez; Nelda Martinez; norman.brown@co.liberty.tx.us; 'Pat Townsend'; 'Perri D'Armond'; psepulveda@co.cameron.tx.us; rgsalinas@ci.laredo.tx.us; Rick Campbell; Stanley Laskowski; Teclo Garcia; Tom Niskala; webbcountyjudge@webbcountytx.gov; Bill King; Bob Lanham; Jim Dannenbaum; Richard Ridings; angela@brownsvillechamber.com; David A. Garcia; David Pore; Harold Gleinser; Jim Russ; Judge Craig McNair; Judge Philip Spenrath; Lawrence Olson; leroy.dettling@co.wharton.tx.us; Rudy Garza
Cc: ALDRETE, EDDIE; Angela McDaniel; Don Rodman; emiranda@houston.org; Febe Zepeda; Gary Bushell; Jan Shandley; Judy Vega; Kara Atwood; Larry Meyers; Tammy Head
Subject: Alliance for I-69 Texas Washington DC trip

The purpose of this email is to provide information about the annual Alliance for I-69 Texas trip to Washington, DC to meet with congressional and Administration officials about the development of I-69. The trip will be March 19-21 with the following basic timeline:

March 19 - 6:00 p.m. organizational dinner

March 20 - Full day of meetings on Capitol Hill

March 21 - Morning meetings on Capitol Hill and at US DOT; Adjourn by noon for return trip to Texas.

We are in the process of arranging a block of hotel rooms. **If you plan to participate in the trip, please send me an email to let me know** so that I can gauge how many hotel rooms to secure. Once the block of rooms is finalized, I will send a subsequent email with information on how to reserve your individual room.

Please don't hesitate to contact me if you have any questions.

Jennifer Shepard
Executive Director
Alliance for I-69 Texas
Phone/Fax 703-580-4416
jennifer@jgshepard.com

AGENDA ITEM #2

RESOLUTION NO.2012-_____

A RESOLUTION AUTHORIZING THE CITY TO SUBMIT AN APPLICATION TO THE TEXAS DEPARTMENT OF TRANSPORTATION FOR THE PURPOSE OF REQUESTING GRANT FUNDING ON BEHALF OF THE CITY FOR THE 2012 IMPAIRED DRIVING MOBILIZATION (IDM) GRANT FOR DWI ENFORCEMENT FOR THE KINGSVILLE POLICE DEPARTMENT WITH AN ANTICIPATED CASH MATCH OF \$2,000.00.

WHEREAS, the City Commission of the City of Kingsville finds it in the best interest of the citizens of Kingsville, that the Kingsville Police Department participate in an application to apply for grant monies for the 2012 Impaired Driving Mobilization (IDM) Grant for law enforcement personnel; and

WHEREAS, the IDM Grant will provide up to \$8,000.00 for DWI enforcement; and

WHEREAS, the IDM Grant requires a 25% cash match (up to \$2,000.00), which could be utilized out of the current Patrol overtime budget; and

WHEREAS, the City Commission of the City of Kingsville through this resolution has authorized the Police Chief to submit the grant and administer the grant and necessary paperwork if the grant is awarded to the City.

NOW THEREFORE, BE IT RESOLVED by the City Commission of the City of Kingsville, Texas:

I.

THAT the City Commission approves the submission of the grant application for the 2012 Impaired Driving Mobilization Grant for law enforcement personnel to the Texas Department of Transportation on the City's behalf with an anticipated cash match of \$2,000.00 to come from the Patrol division's overtime budget.

II.

THAT the Chief of Police is hereby authorized and directed to act on the City's behalf in all matters pertaining to the IDM Grant including any certifications, amendments or representations stipulated therein and that the Chief of Police will administer the program and execute and submit all certifications, reports, or contracts necessary for the administration and expenditure of such program.

III.

THAT this Resolution shall be and become effective on or after adoption.

PASSED AND APPROVED by a majority vote of the City Commission the 13th day of February, 2012.

Sam R. Fugate, Mayor

ATTEST:

Edna Lopez, City Secretary

APPROVED AS TO FORM

Courtney Alvarez, City Attorney

**KINGSVILLE POLICE DEPARTMENT
INTER-OFFICE MEMORANDUM**

February 1, 2012

TO : Vincent J. Capell, City Manager
Courtney Alvarez, City Attorney

FROM : Chief R. Torres

SUBJECT : Request for Submission of TX-DOT Impaired Driving Mobilization Grant

We received information with regards to participation in a DWI Enforcement grant from TXDOT. I was contacted by Hazel Zepeda who informed me that she had included our city with other cities to see if we would be eligible to get a DWI enforcement grant. Ms. Zepeda received notification that Kingsville PD is eligible for an \$8,000.00 grant that does require a 25% match, which could be utilized out of our current Patrol overtime. See grant information below:

Based on population and crash data for the City of Kingsville, TxDOT would like to offer \$8,000 in grant funding for participation in the FY 2012 Impaired Driving Mobilization (IDM). Section 410 funds will be used for this project.

There is a 25% match (\$2,000) requirement from your agency for the grant fund. We are always glad to have, and encourage, more match than the minimum, if you can provide it.

Additional Requirements:

- 1) Conduct quarterly DWI Operations (not just Labor Day).*
- 2) Conduct pre- and post earned media activities for each DWI Operation.*

All FY 2012 IDM agencies must conduct increased DWI enforcement and earned media activities during the following periods:

- . Spring Break (March 10 - 18, 2012 / at least 4 nights of enforcement).*
- . Independence Day (June 30 and July 1- 8, 2012 / at least 4 nights of enforcement).*
- . Labor Day (August 19 - September 5, 2012 / at least 4 nights of enforcement).*

Agencies may work all of the nights during the above mobilization periods for a maximum of 49 nights, but are only required to work 4 nights per period, for a minimum of 12 nights.

The 410 funds can be used to reimburse usual Selective Traffic Enforcement Program (STEP) grant costs such as salary, fringe, travel and enforcement mileage. Agencies that have already been approved for other STEP Grants for FY 2011 would still be required to maintain performance levels on those grants. Agencies should consider their resources carefully before a final budget request for an IDM grant is made.

We would request that this item be placed on the next city commission agenda for consideration. It shall require a resolution authorizing the submission of the grant proposal. Thank you for your assistance regarding this matter.

AGENDA ITEM #3



Purchasing Department

361-595-8025
361-595-8035 Fax

DATE: February 3, 2012
TO: City Commission through City Manager
FROM: David Mason, Purchasing/IT Director
SUBJECT: Generator

SUMMARY

This item authorizes the purchase of an emergency generator for the EOC at City Hall.

BACKGROUND

City of Kingsville Emergency Management Coordinator John Garcia has secured a Homeland Security Grant to purchase a trailer mounted generator to attach to the existing transfer switch at City Hall.

RECOMMENDATION

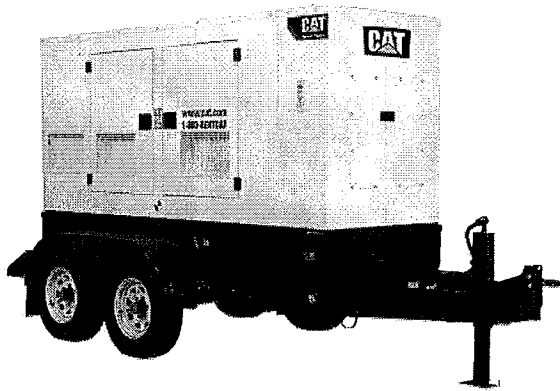
We believe the best value for the City is a Cat XQ100 generator through a BuyBoard quote from Holt Power Systems. This generator will provide adequate power at City Hall in emergency situations.

FINANCIAL IMPACT

This action will expend a total of \$60,342.25 of which \$57,508.00 will be from grant funds and the balance of \$2,834.25 will come from 001-5-125.0-712.00.

Approved

Vince Capell, City Manager



Picture shown with optional trailer

**STANDBY
PRIME**

60 Hz

**100 kW
90 kW**

Voltage	Standby kW (kVA)	Prime kW (kVA)
208/120V	100 (125)	90 (112.5)
480/277V	100 (125)	90 (112.5)
240/139V	100 (125)	90 (112.5)

FEATURES

EPA TIER 3 AND CARB CERTIFIED FOR NON-ROAD MOBILE APPLICATIONS

SOUND ATTENUATED ENCLOSURE

- The fully weatherproof enclosure incorporates an internally mounted exhaust silencer and is of extremely rugged construction in order to withstand the rough handling common on many construction sites.
- Highly corrosion resistant construction.
 - Body made from sheet steel components pretreated with zinc phosphate prior to polyester powder coating at 200° C (392° F)
 - Black stainless steel padlockable latches.
 - Zinc die cast hinges/grab handles.
- Excellent access for maintenance.
 - Two large doors on each side. Rear door for distribution/control panel.
 - Front panel for air discharge box access.
 - Lube oil and cooling water drains piped to exterior of the enclosure.
- Security and safety.
 - Safety glass control panel viewing window in a lockable access door.
 - Cooling fan and battery charging alternator fully guarded.
 - Fuel fill and battery can only be reached through lockable access doors.
- Transportability.
 - Tested and certified single point lifting eye.
 - Lifting points on baseframe.

ROBUST DESIGN FOR RENTAL ENVIRONMENT

- Packages designed to survive in a rugged environment.

MULTI-VOLTAGE DISTRIBUTION PANEL

- Simultaneous 3-phase voltage output: 480/277 volt, 208/120 volt and adjustable for 3-phase 240 volt output.*

REAR CUSTOMER ACCESS

- Separate control panel and distribution panel access doors.
- Hinged door over main bus connectors.
- Emergency stop on panel.
- Remote start/stop contacts.

ENVIRONMENTALLY FRIENDLY DESIGN

- EPA Tier 3 off-highway compliant engine.
- UL double walled fuel tank base with 24 hour minimum fuel supply.
- Sound attenuated enclosure for low noise.

ELECTRONIC GOVERNING

- Isochronous.
- Fully adjustable.

OPTIONS

- AH1L – Anti-condensation heater 110-120 volt AC.
- WHL – Coolant heater 110-120 volt AC.
- PBC3UL – UL Listed battery charger.
- Tandem Axle Trailers with hydraulic or electric brakes.

* Refer to distribution panel specifications for details.

STANDBY
PRIME
60 Hz

100 kW
90 kW

CATERPILLAR®

XQ100

Materials and specifications are subject to change without notice.

Generator Set Technical Data – 1800 rpm/60 Hz		Standby		Prime	
Power Rating	kW (kVA)	100 (125)	90 (112.5)		
Lubricating System Type: full pressure Oil filter: spin-on, full flow Oil cooler: water cooled Oil type required: API CF-4 Total oil capacity Oil pan	L (U.S. gal) L (U.S. gal)	8.0 (2.1) 7.0 (1.8)	8.0 (2.1) 7.0 (1.8)		
Fuel System Generator set fuel consumption 100% load 75% load 50% load Fuel tank capacity	L/hr (gal/hr) L/hr (gal/hr) L/hr (gal/hr) L (U.S. gal)	29.1 (7.7) 23.5 (6.2) 17.6 (4.6) 634 (167)	26.9 (7.1) 21.8 (5.8) 16.4 (4.3) 634 (167)		
Running Time @ 75%	hours	27	29		
Cooling System Radiator system capacity including engine	L (U.S. gal)	17.1 (4.49)	17.1 (4.49)		
Air Requirements Combustion air flow Maximum air cleaner restriction Radiator cooling air (within enclosure) Generator cooling air	m³/min (cfm) kPa (in H₂O) m³/min (cfm) m³/min (cfm)	8.4 (297) 8.0 (32.2) 230 (8,135) 26.4 (933)	8.5 (300) 8.0 (32.2) 230 (8,135) 26.4 (933)		
Exhaust System Exhaust flow at rated kW Exhaust temperature at rated kW – dry exhaust	m³/min (cfm) °C (°F)	17.5 (618) 522 (972)	16 (572) 524 (975)		
Generator Set Noise Rating* [with enclosure at 7 meters (23 feet)]	dBA	68.2	68.0		

*dBA levels are for guidance only

SPECIFICATIONS

GENERATOR

Voltage regulation ± 0.5% at steady state
from no load to full load
Frequency regulation ± 0.25% for constant load from
no load to 100% load
Waveform distortion THD < 4%
Radio interference Compliance with EN61000-6
Telephone interference TIF < 50, THF < 2%
Overspeed limit 2250 rpm
Insulation Class H
Temperature rise Within Class H limits
Available voltages Simultaneous 3-phase voltage output:
480/277 volt, 208/120 volt and
adjustable for 3-phase 240 volt output
Deration Consult factory for available outputs
Ratings At 30° C (86° F), 152.4 m (500 ft)
60% humidity, 0.8 pf

ENGINE

Manufacturer Caterpillar
Model C 4.4
Type 4-cycle
Aspiration Turbocharged
Cylinder configuration In-line 4
Displacement – L (cu in) 4.4 (269)
Bore – mm (in) 105 (4.13)
Stroke – mm (in) 127.0 (5.0)
Compression ratio 18.3:1
Governor
Type Fully Electronic
Class ISO 8528-5 G2
Piston speed – m/sec (ft/sec) 7.62 (25.0)
Engine speed – rpm 1800
Maximum power at rated rpm – kW (hp)
Standby 117.0 (156.0)
Prime 106.0 (142.0)
BMEP – kPa (psi)
Standby 1612 (233)
Prime 1771 (257)
Regenerative power – kW (hp) 13.8 (18.5)

**STANDBY
PRIME
60 Hz**

**100 kW
90 kW**

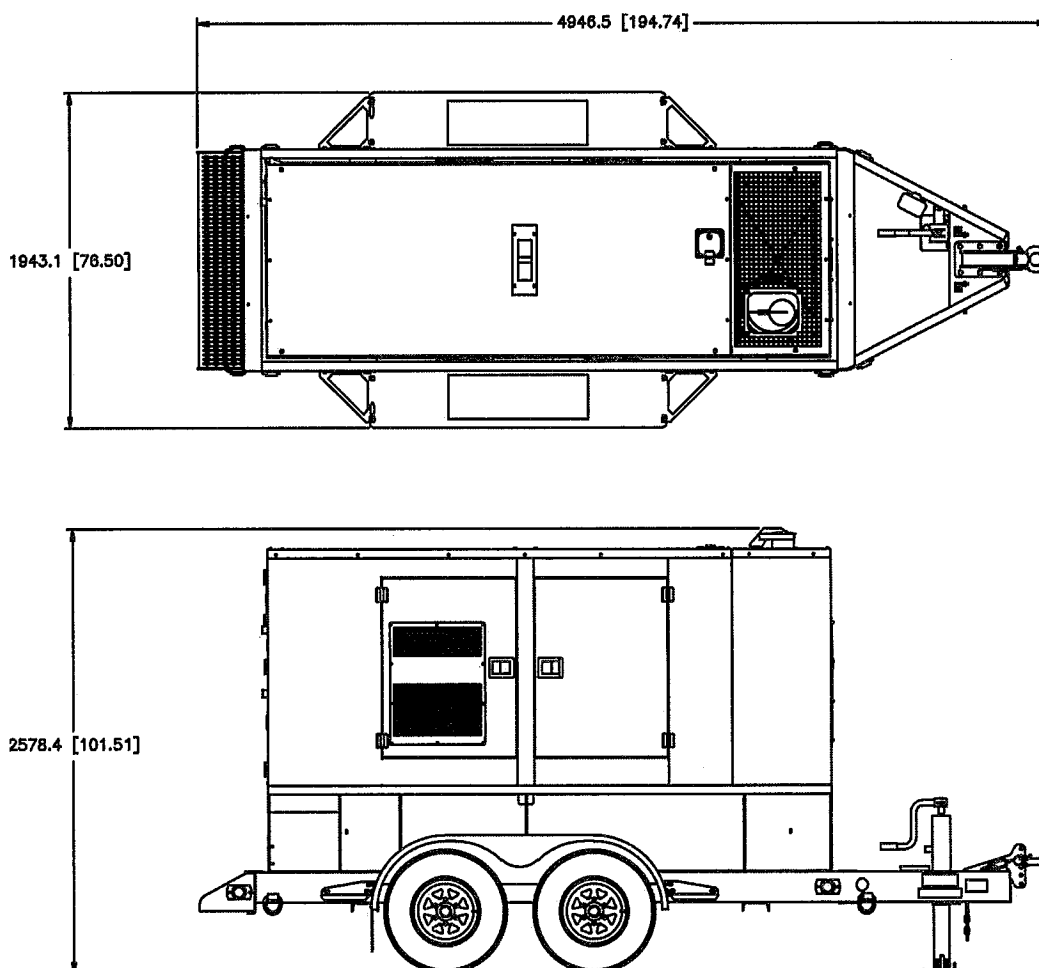
CATERPILLAR®

Model	Length mm (in)	Width mm (in)	Height mm (in)	Weight	
				With Lube Oil and Coolant kg (lb)	With Fuel, Lube Oil and Coolant kg (lb)
XQ100	3280 (129.1)	1130 (44.5)	1870 (73.6)	2495 (5,501)	3032 (6,684)
XQ100 w/trailer	4946.5 (194.74)	1943.1 (76.5)	2578.4 (101.5)	3214 (7,086)	3751 (8,269)

RATING DEFINITIONS

Standby – Applicable for supplying continuous electrical power (at variable load) in the event of a utility power failure. No overload is permitted on these ratings. The generator on the generator set is peak prime rated (as defined in ISO8528-3) at 30° C (86° F).

Prime – Applicable for supplying continuous electrical power (at variable load) in lieu of commercially purchased power. There is no limitation to the annual hours of operation and the generator set can supply 10% overload power for 1 hour in 12 hours.



Information contained in this publication may be considered confidential.
Discretion is recommended when distributing.

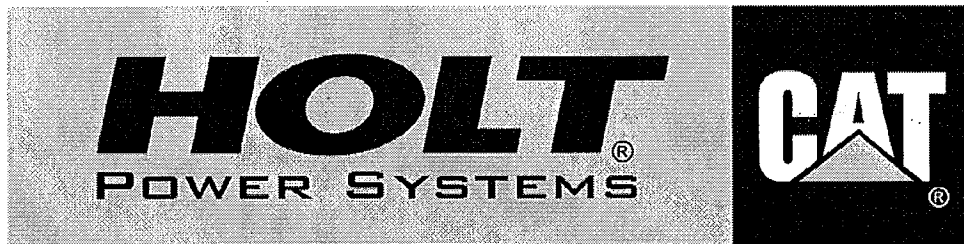
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Market: N. America

LEHE5177-07 (10-09)

www.Cat-ElectricPower.com

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Date: 11-28-11

City of Kingsville
PO Box 1458
Kingsville, TX. 78364-1458

PH: (361) 595-8025

BuyBoard Contract # 345-10 "

(1) Caterpillar Model XQ100-6 Portable Generator Proposal

Description
XQ100-6 I
EP - RENTAL (XQ & XQE)
PUBLIC OR CIVIL SERVICES
STANDBY POWER
TRL XQ80/100 HYD EYE INST
STANDBY POWER APPLICATION 02
125 KVA W/FAN
1800 RPM
60Hz 3PH 480/208v
CSA Certification
INSIDE US EPA LOCATIONS
60 Hz
120
EMCP3.1 Cat Rental Ctrl Panel.
shunt trip 12/24v CB
Sound Attenuated Enclosure
Canopied Silencer System
Single Point Lift for CAWB (a)
400A Dual Breaker 1
250A Dual Breaker 2
CAT Rental White Canopy
UL Listed Fuel Tank 24Hr
Battery Charger UL 3A
Lead Acid Battery DRY
Coolant Heater

Low Coolant shutdown circuit
PW Low Fuel Level Alarm
Low Fuel Level Alarm
Additional Racor Fuel Filter
Lube Oil Drain
Coolant Drain (WV1)
Voltage adjust potentiometer
ADEM Governor
Anti-Condensation Heater
50%
Permanent magnet Generator
Factory Test Report
English Language
Fuel Water Separator

Accessories & On-Site Services Include the Following:
Level II Start-up (Performed During Regular Hours of Operation)
Delivery of Equipment @ Site
O & M Manuals

Extended Service Coverage PLATINUM 6,000 5YR \$0 Deductible

Total As BuyBoard Discounted Detailed Price: \$60,342.25

Terms are 30 Days Net with Approved Credit

Price is Valid for 30 Days

Price Does Not Include Applicable Taxes

TERMS & CONDITIONS:

PRICING IS FIRM FOR ORDERS RECEIVED WITHIN 30 DAYS OF QUOTATION.
Pricing On Bid Spec. Is Based On Product Section For Genset & A.T.S. Of Spec.

CREDIT TERMS ARE SUBJECT TO CREDIT DEPARTMENT APPROVAL.

STATE & LOCAL TAXES THAT MAY BE APPLICABLE ARE NOT INCLUDED.

UNLESS SPECIFICALLY LISTED IN THE BILL OF MATERIALS, EQUIPMENT NOT INDICATED, IS ASSUMED TO BE SUPPLIED BY OTHERS. WE RESERVE THE RIGHT TO CORRECT ANY ERRORS OR OMISSIONS.

STANDARD WARRANTY OF THE MANUFACTURER APPLIES. COPIES ARE AVAILABLE FROM THE MANUFACTURER UPON REQUEST.

CONTRACTS WHICH INCLUDE PENALTY OR LIQUIDATED DAMAGE CLAUSES FOR FAILURE TO MEET PROMISED SHIPPING DATES ARE NOT ACCEPTABLE OR

BINDING UNLESS ACCEPTED AND CONFIRMED IN WRITING BY AN OFFICER OF HOLT POWER SYSTEMS.

A 25% CANCELLATION FEE WILL BE APPLICABLE FOR ANY CANCELLED ORDERS.

THESE TERMS & CONDITIONS HEREBY BECOME PART OF THIS QUOTATION, AND SHOULD BE NOTED ON ANY PURCHASE ORDER RECEIVED BY THE HOLT POWER SYSTEMS PRIOR TO ORDER PROCESSING.

HOLT POWER SYSTEMS WILL NOT BE RESPONSIBLE FOR ANY LABOR OR MATERIAL CHARGES BY OTHERS ASSOCIATED WITH THE START-UP & INSTALLATION OF THIS EQUIPMENT UNLESS PREVIOUSLY AGREED UPON OR LISTED IN THE BILL OF MATERIALS.

THANK YOU FOR THE OPPORTUNITY TO OFFER THIS PROPOSAL. PLEASE DO NOT HESITATE TO CONTACT US IF ADDITIONAL IF INFORMATION OR ASSITANCE IS REQUIRED.

Please sign to order or start submittals, date and fax to my attention.

Customer Representative

Date

Thank you for the opportunity of quoting this project. HOLT CAT remains at your disposal for any additional information or assistance that you may require.

Sincerely yours,

Joey Krafka
HOLT CAT
Engine Sales Representative
Phone: (956) 279-8483
Fax: (956) 361-9986

(REGULAR AGENDA)

AGENDA ITEM #4

RESOLUTION _____

A RESOLUTION ORDERING THE CITY OF KINGSVILLE GENERAL ELECTION, DESIGNATING VOTING PRECINCTS, POLLING PLACES ESTABLISHING ELECTION PROCEDURES AND APPOINTING EARLY VOTING CLERK.

WHEREAS, the City Commission of the City of Kingsville pursuant to Article V, Section 9 of the Charter of the City of Kingsville, shall conduct, and the results canvassed and announced by the election authorities prescribed by the General Election Laws of the State of Texas, and said General Election Laws shall control in all municipal elections, except as otherwise herein provided; and

WHEREAS, the General Election is to be held on Saturday, May 12, 2012, as prescribed by the General Election Laws of the State of Texas; and

WHEREAS, the terms of all five commission members expire in May of 2012.

BE IT ORDAINED, by the City Commission of the City of Kingsville, Texas that an election be held in said City on the 12th day of May, 2012 for the purpose of electing a Mayor and four City Commissioners.

BE IT FURTHER ORDAINED that this City have six election polling places comprised of the following voting precincts.

<u>CITY POLLING PLACE</u>	<u>COUNTY VOTING PRECINCT</u>
1	23 & 24
2	22, 32, & 44
3	21, 43, & 45
4	14, 41, & 42
5	13
6	11, 12, 15, & 31

THAT this City shall hold the election between 7:00 a.m. and 7:00 p.m. at the following places in said City.

Polling Place #1	McRoberts Elementary School, 400 West Corral
Poling Place #2	School Admn. Bldg., 207 North 3 rd Street
Polling Place #3	Kleberg County Human Services, 720 East Lee
Polling Place #4	Gillett Intermediate School, 1007 North 17th
Polling Place #5	Harvey Elementary School, 1305 East Kenedy
Polling Place #6	Perez Elementary School, 1111 East Ailsie

BE IT FURTHER RESOLVED THAT: the method of voting for Early Voting by personal appearance and by mail and voting on Election Day will be by use of paper ballot or ES&S iVotronic Touch Screen Voting System, and be processed through the ES&S Model 100 Precinct Ballot Counter for the results.

THAT: the City Secretary Edna S. Lopez or designated person is hereby appointed Clerk for Early Voting. Early voting for the election shall be held on the first floor of City Hall, 200 East Kleberg Avenue and said place of early voting shall remain open on weekdays between the hours of 8:00 a.m. and 5:00 p.m. on Monday, April 30, 2012 through Friday, May 4, 2012; and continuing from 7:00 a.m. to 7:00 p.m. on Monday, May 7, 2012; and terminating on Tuesday, May 8, 2012 after voting occurs between the hours of 7:00 a.m. and 7:00 p.m.

THAT: the City Secretary Edna S. Lopez or designated person shall give notice of said election by publishing the notice at least one time in at least one newspaper of general circulation in the City; that the City Secretary Edna S. Lopez or designated person is hereby authorized and instructed to provide and furnish all necessary election supplies to conduct said election; and that the Presiding Officer of the Commission shall issue all necessary orders, writs and notices for said election and returns of said election shall be made to the City Commission.

BE IT FINALLY RESOLVED that in accordance with the order of this governing body, the City Secretary Edna S. Lopez posted written notice of the date, place and subject of this meeting, and said notice having been so posted and remaining posted and continuously for at least 72 hours preceding the scheduled time of said meeting.

PASSED AND APPROVED by majority vote of the City Commission of the City of Kingsville, Texas this the 13th day of February, 2012.

Sam R. Fugate, Mayor

Al Garcia, Commissioner

Charles E Wilson, Commissioner

Arturo Pecos, Commissioner

Stanley Laskowski, Commissioner

ATTEST:

Edna S Lopez, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney

RESOLUCIÓN _____

UNA RESOLUCIÓN QUE ORDENA LAS ELECCIONES GENERALES DE LA CIUDAD DE KINGSVILLE, DESIGNA LOS DISTRITOS ELECTORALES Y LOS SITIOS DE VOTACIÓN, ESTABLECE LOS PROCEDIMIENTOS DE LAS ELECCIONES Y NOMBRA A LA SECRETARIA ENCARGADA DE LA VOTACIÓN ANTICIPADA.

CONSIDERANDO QUE: La Comisión Municipal de la Ciudad de Kingsville, de conformidad con el Artículo V, Sección 9 del Fuero Municipal de la Ciudad de Kingsville, realizará las elecciones, y las autoridades electorales recomendadas por las Leyes de Elecciones Generales del Estado de Texas escrutarán los votos y anunciarán los resultados, y dichas Leyes de Elecciones Generales controlarán todas las elecciones municipales, salvo que se especifique lo contrario en el presente documento; y

CONSIDERANDO QUE: Las Elecciones Generales se llevarán a cabo el 12 de mayo de 2012, como lo estipulan las Leyes de Elecciones Generales del Estado de Texas; y

CONSIDERANDO QUE: Los periodos de servicio de todos los cinco miembros de la comisión finalizarán en mayo de 2010.

ES DECRETADO, por la Comisión Municipal de la Ciudad de Kingsville, Texas, que se realicen unas elecciones en dicha Ciudad el día 12 de mayo de 2012, con el propósito de elegir un Alcalde y cuatro Comisionados Municipales.

SE DECRETA ADEMÁS que esta Ciudad tendrá seis sitios de votación, compuestos de los siguientes distritos electorales.

<u>SITIO DE VOTACIÓN EN LA CIUDAD</u>	<u>DISTRITO ELECTORAL DEL CONDADO</u>
1	23 y 24
2	22, 32 y 44
3	21, 43 y 45
4	14, 41 y 42
5	13
6	11, 12, 15 y 31

QUE esta Ciudad deberá realizar las elecciones entre las 7:00 a.m. y las 7:00 p.m. en los siguientes sitios de dicha Ciudad:

Sitio de votación #1	Escuela Primaria McRoberts, 400 West Corral
Sitio de votación #2	Edificio de Administración Escolar, 207 North 3 rd Street
Sitio de votación #3	Serv. Humanos del Condado Kleberg, 720 East Lee
Sitio de votación #4	Escuela Intermedia Gillett, 1007 North 17th
Sitio de votación #5	Escuela Primaria Harvey, 1305 East Kenedy
Sitio de votación #6	Escuela Primaria Pérez, 1111 East Ailsie

SE RESUELVE ADEMÁS QUE: El método de votación para la Votación Anticipada en persona y por correo, y para la votación el día de elecciones, será con papeletas o usando Sistema de votación con pantalla táctil ES&S iVotronic, y los votos se

procesarán a través del Sistema de Contadora de papeletas de votación para distritos electorales ES&S Modelo 100 para obtener los resultados.

QUE: La Secretaria Municipal, Edna S. López, o la persona designada, se nombra aquí Secretaria de Votación Anticipada. La votación anticipada para las elecciones se llevará a cabo en el primer piso del Ayuntamiento, 200 East Kleberg Avenue, y dicho sitio de votación anticipada permanecerá abierto entre semana, de las 8:00 a.m. a las 5:00 p.m., desde el lunes 30 de abril de 2012 hasta el viernes 4 de mayo de 2012; seguirá abierto de las 7:00 a.m. a las 7:00 p.m. el lunes 7 de mayo de 2012; y se cerrará el martes 8 de mayo de 2012, después de que la votación haya ocurrido entre las 7:00 a.m. y las 7:00 p.m.

QUE: La Secretaria Municipal, Edna S. López, o la persona designada, notificará sobre dichas elecciones, publicando un aviso, por lo menos una vez, en al menos un periódico de circulación general en la Ciudad; la Secretaria Municipal, Edna S. López, u otra persona designada, está autorizada y tiene instrucciones de proporcionar todos los materiales necesarios para realizar dichas elecciones; y que el Funcionario que Preside la Comisión expedirá todas las órdenes necesarias y los mandatos judiciales para dichas elecciones, y los resultados de dichas elecciones se informarán a la Comisión Municipal.

SE RESUELVE FINALMENTE QUE: De acuerdo con la orden de este organismo regulador, la Secretaria Municipal, Edna S. López, fijó un aviso escrito anunciando la fecha, lugar y tema de esta reunión, y que dicho aviso ha permanecido fijo sin interrupción por lo menos durante las 72 horas precedentes a la hora programada para dicha reunión.

APROBADA por voto mayoritario de la Comisión Municipal de la Ciudad de Kingsville, Texas, este día 13 de febrero de 2012.

Sam R. Fugate, Alcalde

Al García, Comisionado

Charles E Wilson, Comisionado

Arturo Pecos, Comisionado

Stanley Laskowski, Comisionado

ATESTIGUA:

Edna S López, Secretaria Municipal

APROBADA RESPECTO A FORMA:

Courtney Álvarez, Abogado Municipal

AGENDA ITEM #5

ORDINANCE NO. 2012-_____

AMENDING THE CITY OF KINGSVILLE CODE OF ORDINANCES BY AMENDING SECTION 15-1-93, PROVIDING FOR SCREENING OF STORAGE AREAS; REPEALING ALL ORDINANCES IN CONFLICT HERewith AND PROVIDING FOR AN EFFECTIVE DATE AND PUBLICATION.

WHEREAS, the City Commission desires to improve the appearance of the community;

WHEREAS, the commercial dumpsters in town are visible to the public as they are not currently screened from public view;

WHEREAS, the City of Kingsville Planning and Zoning Commission has reviewed this ordinance and recommends its approval;

WHEREAS, this Ordinance is necessary to protect the public safety, health, and welfare of the City of Kingsville.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF KINGSVILLE, TEXAS:

I.

THAT Section 15-1-93 of Article 1: Building Regulations of Chapter XV, Land Usage, of the Code of Ordinances of the City of Kingsville, Texas, shall be amended to read as follows:

§ 15-1-93 STORAGE AREAS TO BE SURROUNDED BY SOLID SCREEN.

(A) All open salvage yards and open storage shall be completely obscured from surrounding property by a solid screen which adds to the amenity of the area and not being less than six feet nor more than 10 feet in height.

(B) All commercial dumpsters within the street yard and/or side yard area shall be screened, when visible from the public right-of-way, with a minimum of a three-sided sight obscuring dumpster enclosure. The screen shall be constructed of materials consisting of wood privacy fencing, masonry, stone & stucco or other similar materials and shall be a minimum of six feet in height or of a sufficient height to screen the dumpster. Additionally, the screen shall be kept free of advertising.

II.

THAT all Ordinances or parts of Ordinances in conflict with this Ordinance are repealed to the extent of such conflict only.

III.

THAT if for any reason any section, paragraph, subdivision, clause, phrase, word or provision of this ordinance shall be held invalid or unconstitutional by final judgment of a court of competent jurisdiction, it shall not affect any other section, paragraph, subdivision, clause, phrase, word or provision of this ordinance, for it is the definite intent of this City Commission that every section, paragraph, subdivision, clause, phrase, word or provision hereof be given full force and effect for its purpose.

IV.

THAT this Ordinance shall be codified and become effective on and after adoption and publication as required by law.

INTRODUCED on this the _____ day of January, 2012.

PASSED AND APPROVED on this the _____ day of January, 2012.

Sam R. Fugate, Mayor

ATTEST:

Edna Lopez, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney

Staff Report to the PLANNING & ZONING COMMISSION and CITY COMMISSION

by the Development Services Department, Planning Division
City of Kingsville, Texas

Request: APPROVAL OF AN AMENDMENT TO CHAPTER 15, "LAND USAGE", ARTICLE I
"BUILDING REGULATIONS" SECTION 15-1-93, "STORAGE AREAS TO BE
SURROUNDED BY A SOLID SCREEN"

Petitioner and Agent: City of Kingsville

Date of P&Z Hearing: January 18, 2012

EXHIBITS PRESENTED

- Chapter 15 of the Kingsville Code of Ordinances (present at the meeting)

FIELD INSPECTION AND PERTINENT DATA

The intent of this action is to amend Section 15-1-93 "Storage areas to be surrounded by a solid screen" of the Code of Ordinances to require dumpster enclosures around commercial dumpsters to assist in preventing trash that may be lying on the ground next to the dumpster from blowing onto an adjacent property as well as enhancing the community appearance.

Commercial sites often require large commercial dumpsters as a necessity to the performance of the business. In a lot of cases, the dumpsters are placed in highly visible areas along major thoroughfares due to the necessary accessibility for collection by the sanitation vehicles. The intent of this ordinance is to enhance the aesthetics of the city by working to reduce the visibility of the dumpsters so they're not prominently displayed as the focal point along our thoroughfares. This ordinance will only be required as part of a new development or redevelopment of a site.

Additionally, this amendment is consistent with the recommendation made within the City of Kingsville Master Plan, which was adopted in May of 2008, in that it will assist in creating attractive corridors and entrances and enhance the community character.

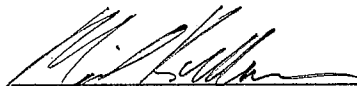
STAFF REVIEW

Staff is proposing an amendment for consideration which would revise Section 15-1-93 "Storage areas to be surrounded by a solid screen," specifically subsection (B), in which that portion of the language would be as follows (proposed changes are in bold type):

- (A) All commercial dumpsters within the street yard and/or side yard area shall be screened, when visible from the public right-of way, with a minimum of a three sided sight obscuring dumpster enclosure. The screen shall be constructed of materials consisting of wood privacy fencing, masonry, stone & stucco or other similar materials and shall be a minimum of six feet in height or of a sufficient height to screen the dumpster. Additionally, the screen shall be kept free of advertising.

Please refer to the attached Section 15-1-93 "Storage areas to be surrounded by a solid screen" in its entirety, with the proposed changes in bold.

Staff recommends **Approval** of the amendment request.

Prepared by: 
Michael Kellam, Director of Development Services

**PLANNING AND ZONING COMMISSION
REGULAR MEETING MINUTES
JANUARY 18, 2012**

Planning and Zoning Members Present

Lupe Alvarez
Steve Zamora
Robert McCreight
John Howe

Citizens Present

Staff Present

Michael Kellam, Director of Development Services
Jessica Storck, Planning Secretary

1. **The meeting was called to order at 7:00 p.m.**
2. **Public comment on items on and not on the agenda.**
None.
3. **Discuss and take action on the meeting minutes of August 11, 2011:**

Mr. Zamora asked the board for any corrections or additions.

Mr. Alvarez makes a motion to accept the minutes. Mr. McCreight seconds. Motion Passed 4/0.

4. **Discuss and take action on – Requesting approval of an amendment to change Article VI “Sign Regulations” of Chapter 15 “Zoning”, specifically Section 15-6-115 “Signs Restricted”, Section 15-6-117 “Owner Identification Signs Permitted” and adding a new section, Section 15-6-131 “Unsafe & Obsolete Signs” dealing with needed updates pertaining to recommended amendments per the adopted Master Plan & needed language pertaining to unsafe and obsolete signage. Staff recommendation: Approval.**

Mr. Kellam provided a staff report to the Planning and Zoning Commission to get a better understanding of the research and reasoning behind the proposed amendments. The language was changed so that the code could limit signs to monument style signs. Language was also drafted to work with business owners who left signs up but went out of business. Mr. Kellam stated any monument signs that exist now would be allowed to remain intact.

Mr. McCreight asked how the new code would affect a business if the sign was destroyed during a hurricane, for example.

Mr. Kellam stated it depends on a different level of things. If the sign is completely destroyed then yes the new code would be enforced. If the sign is just damaged then repairs can be made.

Mr. McCreight noted that several signs were not following the sign restrictions that were on state property.

Mr. Kellam stated that our city regulations do not apply to state entities.

Mr. Zamora asked what the sign height is permitted on 14th street.

Mr. Kellam stated the height of the building should be the max allowance for height.

Also, if a business closes a pole sign is allowed to stay up with the old sign facing inward. Depending also on the condition of the sign it may have to be removed on a case by case basis. Notices will be given to businesses and will be given time to comply before violations are issued.

Mr. Alvarez asked what department would be ensuring businesses are complying. Mr. Kellam stated with the unsafe and obsolete signage it would be the community appearance department. With the monument signs the permit department will ensure the business are complying with the codes.

Mr. Zamora noted that there is not a height restriction in the new code language.

Mr. Kellam stated it will be resting on the ground and 200ft maximum square footage.

There shall not be any obstruction in the sight visibility triangle either.

Mr. Zamora made a motion to approve an amendment change. Mr. Howe seconds.
Motion passed 4/0.

5. Discuss and take action on – Requesting approval of an amendment to Chapter 15, “Land Usage”, Article I “Building Regulations” Section 15-1-93, “Storage areas to be surrounded by a solid screen,” pertaining to dumpster screening. Staff recommendation: Approval.

Mr. Kellam stated that community appearance initiatives are important to the City Commission. Many of the commercial dumpsters are the first thing people see on a property. Developers are now being asked initially that the dumpsters be screened in the developing process. He also stated specific code language would be added to the code of ordinances.

The dumpster would be required to have a 3 sided screening to alleviate the view of the dumpster while still allowing sanitation vehicles to pick up the dumpster. The dumpster screening can consist of wood, privacy fence, masonry, stone or stucco with a minimum of 6 feet and free of advertisement.

Mr. Alvarez asked how the businesses will be informed of this new ordinance.

Mr. Kellam stated the new dumpster screening will only apply to newly constructed businesses.

The beautification board drafted a dumpster enclosure initiative to the city commissioners for some businesses along the major thoroughfares that will receive an enclosed dumpster screen as part of the city initiative.

Lupe Alvarez made a motion to approve the amendment change. Mr. Robert McCreight seconds. Motion passed 4/0.

6. Discuss and take action on – Requesting support and adoption of the Comprehensive Housing Plan. Staff recommendation: Approval

Mr. Kellam stated the Comprehensive Housing Plan was developed through research so that developers could have an idea what kind of programs are available in our city. Design and Development is important to our plan so that developers develop long standing homes and neighborhoods.

The plan implementation would need to be followed and reviewed year to year.

Mr. Howe asked is it possible to amend the Housing Plan in the future.

Mr. Kellam said yes. We need to ensure we are doing what the plan is being asked annually. The plan will also change as our environment changes.

Mr. Zamora asked in the study that was taken was it polled as to why people work here in Kingsville but do not live here.

Mr. Kellam stated that the results ranged. There were several different reasons but not one specific reason.

Robert McCreight made a motion to accept the Comprehensive Housing Plan. Mr. Lupe Alvarez seconds. Motion passed 4/0.

Reports from Board and Staff;

None.

6. Adjourn.

Meeting adjourned at 8:00 p.m.

AGENDA ITEM #6

ORDINANCE NO. 2012-_____

AMENDING THE CITY OF KINGSVILLE CODE OF ORDINANCES BY AMENDING SECTIONS 15-6-115, 15-6-117, PROVIDING FOR MONUMENT SIGNS & ADDING SECTION 15-6-131, PROVIDING FOR REGULATIONS ON UNSAFE AND OBSOLETE SIGNS; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH AND PROVIDING FOR AN EFFECTIVE DATE AND PUBLICATION.

WHEREAS, this Ordinance is necessary to protect the public safety, health, and welfare of the City of Kingsville.

WHEREAS, the City has determined that freestanding signs should be limited to monument type signage and that regulations regarding unsafe and obsolete signs are necessary for the reasons stated above as create a danger and nuisance.

WHEREAS, the City of Kingsville Planning and Zoning Commission has reviewed this ordinance and recommends its approval.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF KINGSVILLE, TEXAS:

I.

THAT Article 6: Zoning of Chapter XV, Land Usage, of the Code of Ordinances of the City of Kingsville, Texas, Sections 15-1-115 & 15-1-117 shall be amended to read as follows and Section 15-6-131 shall be adopted to read as follows:

...

§ 15-6-115 SIGNS RESTRICTED.

- (A) The size, number, characteristics, and location of signs are restricted by this Article. Signs owned by or required by governmental entities are not regulated by this Article. Advertising signs (signs not on the lot occupied by the business identified or signs aimed at products sold on site) are limited to business, industrial, and agricultural districts with property having frontage on numbered U.S. and State Highways.
- (B) Owner identification signs are permitted in all retail, commercial, industrial and agricultural districts (C-1, C-2, C-3, C-4, I-1, I-2, Ag), but in the case of freestanding signs, all signage shall be limited to a monument type signage.
- (C) Monument sign means a sign resting on the ground immediately below it or with the bottom of the sign within eighteen (18) inches of the ground immediately below it.

...

§ 15-6-117 OWNER IDENTIFICATION SIGNS PERMITTED.

- (A) Owner identification signs in permitted districts shall comply with the standards of this section. Freestanding signs are limited to one sign per street frontage. The maximum size of any freestanding owner identification sign shall be 200 square feet. Freestanding signs shall have at least eight feet minimum clearance or be of such a design to preclude pedestrians from walking beneath the sign be only of a monument type sign. No sign shall be placed within an arc formed by a 20 foot radius from the point of intersection of two street right-of-way lines unless it complies with § 15-6-120. Each business may possess one sign intended for temporary or portable use, not including banners. Temporary or portable signs if electrically connected are limited to a three foot cord. Projecting wall signs shall have a maximum size of 80 square feet.
- (B) Flat wall signs shall have no maximum size. Roof signs shall not exceed 200 square feet and be limited to one sign per building. Roof and wall signs shall not project more than one foot from the building and it shall be anchored to withstand wind conditions as specified by the Building Code.
- (C) Temporary sandwich board signs may only be located in front of commercial properties within the Historic District where sidewalks are a minimum of eight feet wide. These temporary signs shall be located on the sidewalk during business hours. Under no exception shall the signs be placed over any commemorative pavers. The total size of the sign is not to exceed 42 inches by 24 inches (height x width). The signs must be internally weighted to withstand strong winds. The temporary sandwich board signs shall be placed on the sidewalk one foot from the curb. Only one sandwich board sign shall be permitted per business, and the sign shall be located in front of that specific business, not at another location. If the business is a corner property, the sign may only be placed in one location. Historical Development Board design approval is required prior to a permit being issued by the city.

...

§ 15-6-131 UNSAFE AND OBSOLETE SIGNS.

- (A) Unsafe Signs. If, in the opinion of the director of development services, building official, or other designated representative any sign is or has become dangerous or unsafe in any manner whatsoever, the director, building official, or designated representative shall issue an order to the real property owner directing that the sign shall be immediately repaired and made safe, or taken down and removed.
- (B) Obsolete or abandoned signs and sign structures. Any sign or sign support structure, whether existing on or installed after the effective date of this sign code:
 - a. Which, for at least ninety (90) consecutive days, has not identified or advertised a bona fide business, lessor, service, owner, product, or activity, or advertised a time which has passed or an event which has occurred; or
 - b. Which has been dilapidated for thirty (30) days or more; or
 - c. For which the city cannot determine the identity of a legal owner.

- (C) Dilapidated sign: A sign which is decayed, deteriorated, or which has fallen into partial ruin that:
- a. Has any portion of the finished material or surface of the message portion of the sign that is visibly faded, flaked, broken off, missing, cracked, splintered, or defective or that is otherwise visibly deteriorated or in a state of disrepair so as not to substantially appear as it was intended or designed to appear when originally constructed; or
 - b. Has an element, structural support, or frame member that is visibly bent, broken, dented, torn, twisted, leaning, or at angles other than those at which it was originally erected.
- (D) Removal: The owner, agent, or person in control of any premises on which there is displayed or maintained an unsafe, abandoned, obsolete or dilapidated sign or supporting structure or the owner or person in control of an unsafe, abandoned or dilapidated sign or supporting structure shall comply with the following requirements:
- a. Any sign that is unsafe, abandoned, obsolete or dilapidated shall be removed.
 - b. If a supporting structure used or designed to be used with a sign is unsafe, abandoned, obsolete or dilapidated, the supporting structure shall be removed.
 - c. If an unsafe, abandoned, obsolete or dilapidated supporting structure does not have a can, frame, or similar part of the supporting structure that would hold the sign or to which the sign would be attached, the supporting structure shall be removed.
- Failure to remove shall be a violation of this ordinance. It shall be a rebuttable presumption that a sign is abandoned if it meets the definition of an abandoned or obsolete sign.
- (E) Process. Should the director of development services, building official, or other designated representative, determine that any sign is not properly maintained, is unsafe or insecure or has otherwise been constructed, erected or maintained in violation of the provisions of this code, he shall declare it to be a public nuisance and give written notice of same via hand delivery or certified mail return receipt requested to the real property owner of record.
- a. Such notice and order shall contain substantially the following: (1) location, type, and business name of the sign that is sufficient for identification of such sign; (2) a statement that the designated city employee has found such sign to be in violation of this code or other laws, together with a general description of such violation; (3) the amount of time required to bring the sign into compliance with this code or any other law, said time not to exceed ten (10) days, which may be extended by the designated city employee when it is shown that such corrections cannot be accomplished within the original ten-day time period.

- b. Should the owner of the premises where the sign in question is located fail to remove or repair the sign within the time period specified in this section, the city may remove or repair the sign and assess the cost for same against the owner of record of the real property from which it was removed or repaired. If said costs are not paid, then said costs shall constitute as a valid lien. The City shall assess the costs as a valid lien against such property with the lien accruing interest at eight (8) percent per annum, simple interest until such time as paid in full.
- c. In addition to the above, the building official may issue citations or pursue any other administrative or legal remedy in order to abate any sign which is in violation of this code or any other law.
- d. Notwithstanding anything to the contrary, the building official may cause any sign which is dangerous as an immediate hazard to persons or property to be removed summarily and without notice.

....

II.

THAT all Ordinances or parts of Ordinances in conflict with this Ordinance are repealed to the extent of such conflict only.

III.

THAT if for any reason any section, paragraph, subdivision, clause, phrase, word or provision of this ordinance shall be held invalid or unconstitutional by final judgment of a court of competent jurisdiction, it shall not affect any other section, paragraph, subdivision, clause, phrase, word or provision of this ordinance, for it is the definite intent of this City Commission that every section, paragraph, subdivision, clause, phrase, word or provision hereof be given full force and effect for its purpose.

IV.

THAT this Ordinance shall be codified and become effective on and after adoption and publication as required by law.

INTRODUCED on this the ___th day of January, 2012.

PASSED AND APPROVED on this the ___th day of January, 2012.

Sam R. Fugate, Mayor

ATTEST:

Edna Lopez, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney

Staff Report to the PLANNING & ZONING COMMISSION and CITY COMMISSION

by the Development Services Department, Planning Division
City of Kingsville, Texas

Request: APPROVAL OF AN AMENDMENT TO CHANGE ARTICLE VI "SIGN REGULATIONS" OF CHAPTER 15 "ZONING", SPECIFICALLY SECTION 15-6-115 "SIGNS RESTRICTED", SECTION 15-6-117 "OWNER IDENTIFICATION SIGNS PERMITTED" AND ADDING A NEW SECTION, SECTION 15-6-131 "UNSAFE & OBSOLETE SIGNS" DEALING WITH NEEDED UPDATES PERTAINING TO RECOMMENDED AMENDMENTS PER THE ADOPTED MASTER PLAN & NEEDED LANGUAGE PERTAINING TO UNSAFE AND OBSOLETE SIGNAGE.

Petitioner and Agent: City of Kingsville
Date of P&Z Hearing: January 18, 2012

EXHIBITS PRESENTED

- Chapter 15 of the Kingsville Code of Ordinances (present at the meeting)

FIELD INSPECTION AND PERTINENT DATA

With an ever-changing environment of sign regulation, staff consistently reviews the sign code to ensure the interests of the city and public are properly regulated. In performing this review several areas of Article VI "Zoning", specifically in the "Sign Regulations" section were identified as needing revisions and/or additional language to address community appearance and safety regarding unsafe sign structures that have been abandoned. As you are aware, community appearance is one of the City Commission top priorities and this is in line with that priority.

Specifically, staff identified needed revisions within Section 15-6-115 "Signs Restricted" and Section 15-6-117 "Owner Identification Signs Permitted" regarding the type of signage allowed in commercially and industrially zoned areas. Currently, the code allowed for pole signs as of right. However, given the importance being placed on community appearance by commission and staff as well as the nationwide attempts to reduce "sign clutter" along our major commercial corridors, planning staff has drafted a proposal to amend the sign code to only allow for a monument type sign. This will reduce the "sign clutter" and ensure that new signage will promote a more attractive community appearance.

The proposed new language is also consistent with the recommendations of the City of Kingsville Master Plan adopted in May of 2008. This new language will only effect newly installed signage, as all existing signage will be allowed to remain as a "legal non-conforming use" or "grandfathered" use, unless the signage is unused for a period longer than six months. If this language is adopted and a business wanted to install a pole sign, they could apply for relief from the code to attempt to obtain approval for a variance by the Zoning Board of Adjustment. These items have been revised and are reflected in **bold** on the attached document.

Additionally, staff is proposing additional code language via a new section; Section 15-6-131 entitled "Unsafe & Obsolete Signs". The purpose of this code language is to address unsafe and obsolete signage

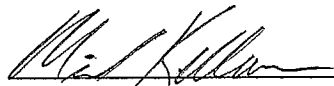
that has been abandoned as businesses have closed. This will prevent old signage from creating an unattractive presence and also ensure safety as the sign structures go unused for an extended period of time and become structurally unsound with a potential for collapse in high winds or severe deterioration. Currently, no language exists that would address this potential issue, and staff has identified it as a vital part to ensuring a safe environment that also promotes a high quality community appearance. This language has been drafted and is reflected in **bold** on the attached document.

STAFF REVIEW & RECOMMENDATION

The purpose of this proposed amendment is to revise Section 15-6-115 "Signs Restricted", Section 15-6-117 "Owner Identification Signs Permitted" and create a new section, Section 15-6-131 "Unsafe & Obsolete Signs" dealing with needed updates pertaining to signage type limiting new signage to monument type signage to enhance the community appearance and addressing abandoned signage that is unsafe, structurally compromised, and/or obsolete.

Staff recommends **Approval** of the amendment requests.

Prepared by:



Michael Kellam, Director of Development Services

**PLANNING AND ZONING COMMISSION
REGULAR MEETING MINUTES
JANUARY 18, 2012**

Planning and Zoning Members Present

Lupe Alvarez
Steve Zamora
Robert McCreight
John Howe

Citizens Present

Staff Present

Michael Kellam, Director of Development Services
Jessica Storck, Planning Secretary

1. **The meeting was called to order at 7:00 p.m.**
2. **Public comment on items on and not on the agenda.**
None.
3. **Discuss and take action on the meeting minutes of August 11, 2011:**

Mr. Zamora asked the board for any corrections or additions.

Mr. Alvarez makes a motion to accept the minutes. Mr. McCreight seconds. Motion Passed 4/0.

4. **Discuss and take action on – Requesting approval of an amendment to change Article VI “Sign Regulations” of Chapter 15 “Zoning”, specifically Section 15-6-115 “Signs Restricted”, Section 15-6-117 “Owner Identification Signs Permitted” and adding a new section, Section 15-6-131 “Unsafe & Obsolete Signs” dealing with needed updates pertaining to recommended amendments per the adopted Master Plan & needed language pertaining to unsafe and obsolete signage. Staff recommendation: Approval.**

Mr. Kellam provided a staff report to the Planning and Zoning Commission to get a better understanding of the research and reasoning behind the proposed amendments. The language was changed so that the code could limit signs to monument style signs. Language was also drafted to work with business owners who left signs up but went out of business. Mr. Kellam stated any monument signs that exist now would be allowed to remain intact.

Mr. McCreight asked how the new code would affect a business if the sign was destroyed during a hurricane, for example.

Mr. Kellam stated it depends on a different level of things. If the sign is completely destroyed then yes the new code would be enforced. If the sign is just damaged then repairs can be made.

Mr. McCreight noted that several signs were not following the sign restrictions that were on state property.

Mr. Kellam stated that our city regulations do not apply to state entities.

Mr. Zamora asked what the sign height is permitted on 14th street.

Mr. Kellam stated the height of the building should be the max allowance for height.

Also, if a business closes a pole sign is allowed to stay up with the old sign facing inward. Depending also on the condition of the sign it may have to be removed on a case by case basis. Notices will be given to businesses and will be given time to comply before violations are issued.

Mr. Alvarez asked what department would be ensuring businesses are complying. Mr. Kellam stated with the unsafe and obsolete signage it would be the community appearance department. With the monument signs the permit department will ensure the business are complying with the codes.

Mr. Zamora noted that there is not a height restriction in the new code language.

Mr. Kellam stated it will be resting on the ground and 200ft maximum square footage. There shall not be any obstruction in the sight visibility triangle either.

Mr. Zamora made a motion to approve an amendment change. Mr. Howe seconds.
Motion passed 4/0.

5. Discuss and take action on – Requesting approval of an amendment to Chapter 15, “Land Usage”, Article I “Building Regulations” Section 15-1-93, “Storage areas to be surrounded by a solid screen,” pertaining to dumpster screening. Staff recommendation: Approval.

Mr. Kellam stated that community appearance initiatives are important to the City Commission. Many of the commercial dumpsters are the first thing people see on a property. Developers are now being asked initially that the dumpsters be screened in the developing process. He also stated specific code language would be added to the code of ordinances.

The dumpster would be required to have a 3 sided screening to alleviate the view of the dumpster while still allowing sanitation vehicles to pick up the dumpster. The dumpster screening can consist of wood, privacy fence, masonry, stone or stucco with a minimum of 6 feet and free of advertisement.

Mr. Alvarez asked how the businesses will be informed of this new ordinance.

Mr. Kellam stated the new dumpster screening will only apply to newly constructed businesses.

The beautification board drafted a dumpster enclosure initiative to the city commissioners for some businesses along the major thoroughfares that will receive an enclosed dumpster screen as part of the city initiative.

Lupe Alvarez made a motion to approve the amendment change. Mr. Robert McCreight seconds. Motion passed 4/0.

6. Discuss and take action on – Requesting support and adoption of the Comprehensive Housing Plan. Staff recommendation: Approval

Mr. Kellam stated the Comprehensive Housing Plan was developed through research so that developers could have an idea what kind of programs are available in our city. Design and Development is important to our plan so that developers develop long standing homes and neighborhoods.

The plan implementation would need to be followed and reviewed year to year.

Mr. Howe asked is it possible to amend the Housing Plan in the future.

Mr. Kellam said yes. We need to ensure we are doing what the plan is being asked annually. The plan will also change as our environment changes.

Mr. Zamora asked in the study that was taken was it polled as to why people work here in Kingsville but do not live here.

Mr. Kellam stated that the results ranged. There were several different reasons but not one specific reason.

Robert McCreight made a motion to accept the Comprehensive Housing Plan. Mr. Lupe Alvarez seconds. Motion passed 4/0.

Reports from Board and Staff:

None.

6. Adjourn.

Meeting adjourned at 8:00 p.m.

AGENDA ITEM #7

RESOLUTION NO. 2012-_____

A RESOLUTION ESTABLISHING A COMPREHENSIVE HOUSING PLAN FOR THE CITY OF KINGSVILLE.

WHEREAS, the City desires to expand housing options within the city; and

WHEREAS, after careful and comprehensive surveys and studies made by staff of the existing conditions and probable future growth in the City, a Comprehensive Housing Plan has been prepared.

WHEREAS, the Comprehensive Housing Plan was developed with the general purpose of guiding and accomplishing the coordinated growth and development of housing which will enhance the quality of life, create an opportunity for the diversification of housing in both type and price, and provide a long range growth management plan for the City.

WHEREAS, the Comprehensive Housing Plan was developed in accordance with the City of Kingsville Master Plan, wherein housing was recommended to be designed with a variety of housing types and sized, thereby offering affordable living options.

WHEREAS, the City of Kingsville Planning & Zoning Commission reviewed and approved this plan at a regularly scheduled, and duly posted meeting on January 18, 2012.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF KINGSVILLE:

I.

THAT the Comprehensive Housing Plan for the City of Kingsville (attached hereto as Exhibit A) is hereby approved as of the effective date of this resolution;

II.

THAT this Resolution shall be and become effective on or after adoption.

PASSED AND APPROVED by a majority vote of the City Commission on the 13th day of February, 2012.

Sam R. Fugate, Mayor

ATTEST:

Edna S. Lopez, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney



City of Kingsville
Comprehensive Housing Plan

Adopted: January 2011

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Part I

Introduction

The intent of this plan is to provide a framework for the future housing development within the City of Kingsville, consistent with the approach presented in the City's adopted 2008 Master Plan. Current data shows there was a 15.9% increase in job creation from 2000 to 2010 within or near the City, while the population only increased by 2.5% over the same period of time. What this indicates is that we are successful in adding jobs to increase our labor force, but the expanded labor force is not locating in Kingsville, thereby creating residential leakage to other nearby cities and counties that fulfill their overall needs. One issue contributing to the residential leakage problem, which has been consistently communicated to staff, is that there is a lack of diversity in housing inventory, the inventory is aging, and rental pricing is on the high end of the spectrum. In response to these indicators this plan has been created to factually present this documentation to support these claims, while also providing an organized plan using known city planning practices to address the housing needs of the City.

This Plan will be an accessory to the City of Kingsville Master Plan, and act as a guide to future housing development of the city. The particular focus of this plan pertains to the development of housing and an overall design for an improved quality of life. While housing is the largest component of a city, it is important to provide a comprehensive approach to developing quality neighborhoods within proximity to goods and services.

Part II

The Housing Growth & Diversification Plan

Home Ownership

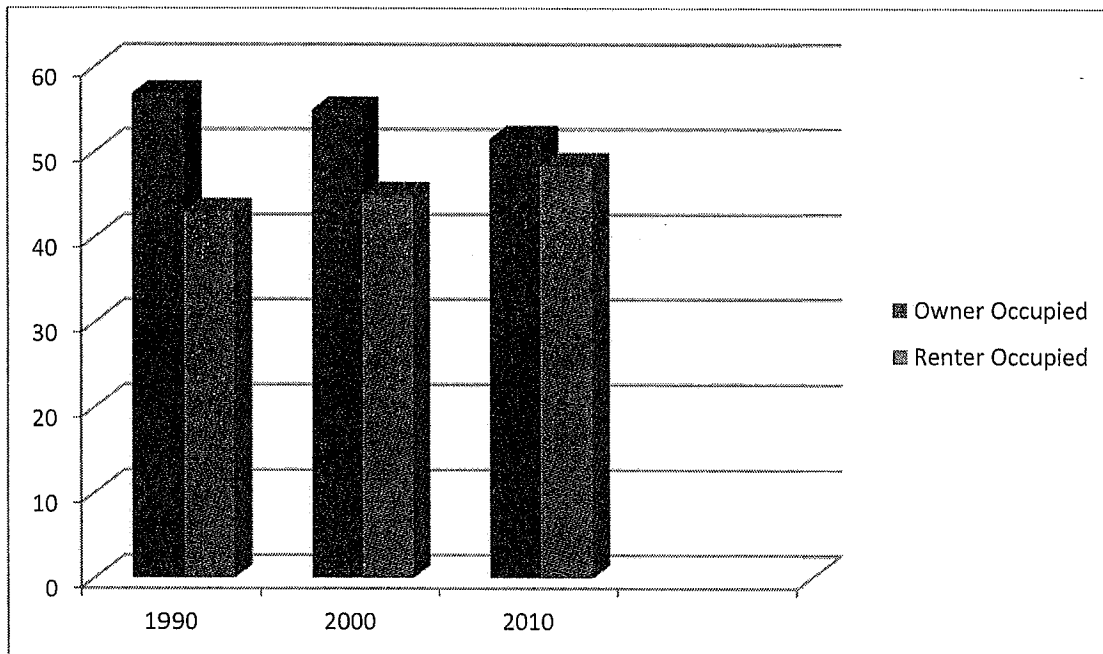
The physical condition and financial value of housing is an important sociological and economic indicator of the state of a City. Not only does housing account for the vast majority of land usage in a community, but housing ownership and cost represent the primary financial investments and obligation of most individuals.

Home ownership is by its very nature is a stabilizing influence because home owners do not move as frequently as renters and they have an added financial responsibility and commitment. Rents, on the other hand, provide a relatively good insight into the costs of living in a particular area as rent is the largest single expense most people have each month and is a reflection of the market demand and supply situation that exists.

Percentage of Owner-Occupied Housing Units

Between 1990 and 2000, the percentage of owner-occupancy decreased slightly from 56.9% in 1990 to 55% in 2000. The largest decline in owner-occupied housing units came between 2000 & 2010 which showed owner occupancy was down to 51.6%. Declines appear to be most evident in the older sections of Kingsville and probably reflect the conversion of older single-family homes into rental units in contrast to the construction of new rental properties. This decline is also most likely partly due to the lack of availability of new construction single family housing which has contributed to residential leakage. Table 1 provides a three decade snapshot of the decline in owner-occupied housing.

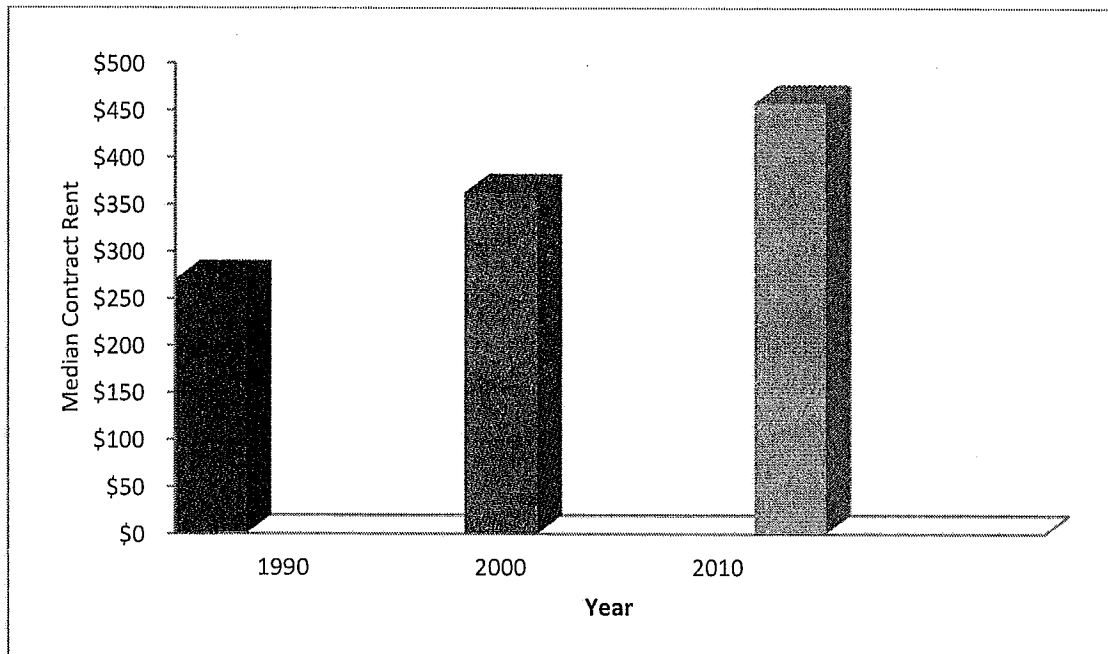
Table 1. Percent of Owner Occupied Housing



Median Contract Rents

Median contract rents increased ninety-five dollars from a median average of \$363 in 2000 to \$458 in 2010. Median Contract Rents continued their previous escalation trend, and at the same basic increment as seen in previous decades. This increase can probably be explained by the relatively stagnant inventory of homes, and increased demand for rental housing as supported by the increase in renter occupation of housing and the decline in owner occupied housing. In short, the supply is not able to meet the demand, thereby increasing rental pricing. For illustration, Table 2 shows the escalation of rental pricing over the past 30 years.

Table 2. Median Contract Rent



General Goals of the Housing Plan:

- A. To provide optimal quality of life aspects in the design and development/redevelopment of neighborhoods within the community.
- B. To provide diverse housing options, in both price and type, for current and prospective citizens.
- C. To provide for thoughtful extension of development in the City.

- D. To avoid “leapfrog” development that leaves large areas of the city undeveloped in between developed areas.
- E. To preserve the unique assets of the region that have historic significance, such as historic buildings and traditional neighborhoods, or other unique qualities that endear themselves to the community.

All current and prospective citizens of Kingsville should have housing options that provide for sound quality, good design, diversity of housing types, and affordable options. Housing stock should be of sufficient size to produce a healthy and satisfying living environment. Housing is to be located in quiet, safe and attractive neighborhoods that provide each dwelling unit with convenient and safe pedestrian and vehicular access to an elementary school, churches, nearby shopping and recreation areas located within or near the neighborhood.

Part III

General Policies

A. The Neighborhood Unit

Whenever possible, residential development and redevelopment should be designed according to the Neighborhood Unit concept. A Neighborhood Unit is an area planned as a unit and used principally for residential purposes, but which contains recreational, religious, educational, and light retail shopping facilities needed to serve the residents of the neighborhood. Each of these elements should be provided as an integral part of the plan for the neighborhood and in accordance with the following principles:



- 1) The neighborhood unit should be of a size which can be served by one elementary school.

2) When possible, neighborhood parks and playgrounds should be included in the neighborhood design, and centrally located in the residential population. Diverse housing options should also be included in the overall development of a neighborhood. Neighborhoods should include the use of diverse housing options including but not limited to, garden apartments/homes, townhomes and single family homes thereby allowing varying price points within a desirable neighborhood.

3) Pertaining to transportation, all major streets should be routed along the perimeter of the neighborhood. Minor residential streets should be designed to provide good access to abutting property, but should be arranged to discourage their use by through traffic. Collector streets should provide fairly direct connection between minor streets and neighborhood recreational, educational, or shopping facilities, or major streets. Whenever possible, residential dwelling units should not face on or have direct ingress and egress to arterial or collector streets.

4) Building sites should be large enough to provide yards and open spaces consistent with the scale and function of individual buildings. Landscaping and site planning should be employed to protect residential dwellings from the more intensive activities of more intense or incompatible uses. The city should strive to maintain a maximum density of five units per acre where applicable, except in Planned Unit Developments where density can be traded for open space considerations.

B. Neighborhood Design Not Involving Housing

1) Neighborhood Parks and Playground Sites

Neighborhood parks and playgrounds and sub-neighborhood playgrounds should be provided in accordance with accepted standards of adequacy.

2) Neighborhood Shopping Centers Sites

Neighborhood shopping center sites should be provided in proximity to the development area to promote the use of multi-modal transportation to and from the shopping site.

3) Neighborhood Sidewalks

Sidewalks should be provided with accepted standards as to encourage a “sense of place and community” and to provide non-vehicular connectivity.

Recommended Strategies

The following is a list of specific housing and residential development strategies to be pursued in the implementation of this plan.

A. City policy should seek to ensure that new residential construction in undeveloped areas is compatible with planning practice pertaining to developmental goals relating to density and building quality.(See Appendix B)



B. City policy should support new residential construction on vacant land in older areas as long as it complements the existing character and design of the area.

C. City policy should encourage preservation and renovation of older residential buildings and neighborhoods

D. Provision should be made to rezone existing neighborhoods or greenfield tract land within the already developed areas with incompatible zoning to a more appropriate zoning designation.

E. The City should encourage, and support through code provisions, the use of Planned Unit Developments or the existing mixed use development in which planned residential densities are not exceeded but in which a mixture of building uses & types may be employed.

F. Residential development should be encouraged in those areas now adequately served by public facilities and utilities.

G. Residential development should be discouraged in areas beyond the city's gravity sewer limits and areas not served by public utilities until those areas now adequately served are fully utilized.

H. Mobile home parks should be permitted as residential uses only where there are adequate public utilities available and where they are compatible with existing land use.

I. The supply of affordable housing for low income persons, the elderly, and the handicapped is in good supply and should be maintained at its current level.

J. The city should promote building on vacant infill lots.

Part IV

Infill Development & Reinvestment

In an effort to create viable, attractive infill development lots and spur reinvestment of blighted areas, several options exist that may be of use to the comprehensive planning area. The first of these options is to assist in the acquisition of back tax property within the City. These properties can be researched through back tax reports or foreclosure reports. These are typically inexpensive lots that create blight in the



neighborhoods but could be suitable for infill housing or reinvestment in existing housing. In addition to these properties, the City of Kingsville has properties in which we have acquired which could be utilized to assist in infill development. These lots are underutilized in the area but can be very suitable for infill housing. The process of purchasing delinquent tax properties can be lengthy, which is the very reason why they are less than desirable. However, through creative partnerships with the City, County and residents steps can be taken in making these properties available with fewer strings attached, and would give developers a more desirable option for redevelopment and provide a lien free property.

An assumption can be made that some of these properties may require a zoning district change, since the primary use in some of these areas is residential even though they were zoned as

Commercial at some point in time. Some, but not all, districts have had these commercial/manufacturing designations but have not developed as commercial or industrial areas. Instead, they have maintained a strong residential base. The city could initiate a zoning district change of a large contiguous area if necessary, wherein it would eliminate the impediment for a developer and, if approved, would create an attractive infill development area.

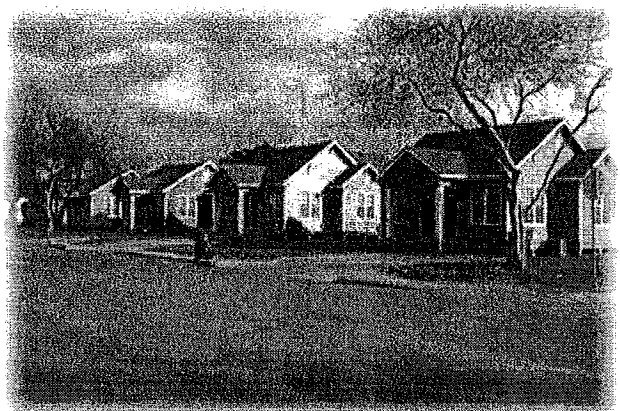
A site that provides great potential for adaptive re-use of an existing building and subsequent infill development on and around the site, is the Flato School site. This site is reportedly near six acres, within an established neighborhood. The site is currently underutilized, and could be easily converted to a mixed use



housing/commercial development utilizing the Flato School as a mixed use building, and utilizing the remaining available property for townhome and/or garden apartment type planned unit development. A detailed study was researched and compiled as part of the recent Texas A&M Kingsville potential development plan which promotes the aforementioned development strategy. This comprehensive approach to providing several potential development proposals for the site should be further investigated and promoted as a viable re-use of the property. This plan indicates the real potential for creative infill development that will improve the surrounding neighborhoods by activating an inactive property, and improving the available housing inventory by utilizing infill properties and existing buildings. The City should fully support this project and similar proposals as a preferred infill initiative.

The Benefits of Infill Development

In most cases, streets, storm water drainage, electricity, water and sewer already serve the infill properties. This results in less cost for development; the savings can then be integrated

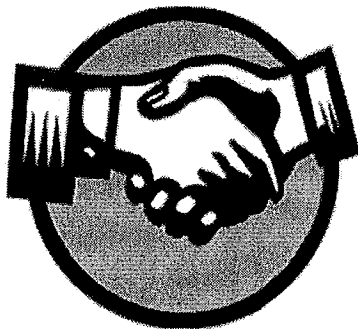


into the sale price of the home, allowing the home to be affordable to a wider range of prospective buyers. This can be a substantial positive point as the vacant properties become useful, viable homes.

Another additional benefit is that of a reduced public liability and a cut in property maintenance costs which can be substantial. There are many health and safety hazards that are created by vacant and overgrown properties. When properties are not maintained, they become liabilities, forcing the city to provide weed and trash abatement, which is in turn billed to the property owner. In most cases, the properties also have a delinquent tax bill. These costs and health hazards will decrease as the infill is carried out and individual property owners are established and maintain the property.

Capacity Building Through Partnerships

The city needs to work to garner partnerships with non-profit housing organizations that are involved in infill housing projects. Organizations such as Habitat for Humanity, or locally



organized service groups should be the focus of City relationship building. This type of relationship can be advantageous for all involved, and is a successful venture in many cities across the country. The city is committed to developing a partnership with these types of organizations as they are critical in the redevelopment of the infill area. With a dedicated partnership, the benefits can be endless to all those involved.

Part V

Growth Management

The City of Kingsville is committed to taking a comprehensive, conservative manner in preserving its resources. As new development occurs the City should focus on the utilization of the existing infrastructure to its full capacity prior to expanding into unimproved areas. When

possible the City encourages proper infill development and full utilization of existing resources prior to developing into new areas, therefore supporting the principles of Growth Management.

Growth Management Strategies

A. Create diverse housing opportunities and choices: providing quality housing for people of all income levels, and housing needs are essential to any growth management strategy. Development of all-inclusive development, i.e. appropriately planned housing integration such as single-family, townhome, garden apartment and similar type housing units within one neighborhood, should be heavily promoted as the development of choice in Kingsville. This will allow for a socio-economic balance within new development, which is desirable.

B. Create walkable neighborhoods: walkable communities are desirable places to live, work and play, and represent another key component to growth management.

C. Encourage community and stakeholder collaboration: growth can create great places to live, work and play if it responds to a community's input how and where it wants to grow. Stakeholders should include but are not limited to local builders, local realtors, regional developers, US Navy personnel, university personnel, and other institutions and organization that represent the housing need.

D. Foster distinctive, attractive places with strong place-making or public plaza components: Growth management strategies must encourage setting standards for development and construction which represent community values and architectural diversity and distinctiveness, as well as expanded choices in housing and transportation. This is to include but not be limited to the promotion of connectivity and the use of shade to promote the walkability of interconnected routes.

E. Make development decisions predictable, fair and cost effective: To be successful in implementing growth management practices, regulations and decisions must be consistently applied and embraced by the building community and/or the private sector. In turn the City must streamline the permitting process to net a quick turnaround in plan review to promote development.

F. Mixed land use development: Growth management supports the integration of mixed land uses into communities as a critical component of achieving practical and attractive places to live.

G. Preserve open space, farmland, natural beauty and critical environmental areas: Open space preservation is critical to maintain the community's agricultural base while preserving critical environmental areas, improving our community's quality of life, and guiding new growth in the community.

Growth management is an area of city planning that responds to inefficient land use practices associated with typical suburban sprawl or unplanned growth. Growth management is in no way an attempt to stop growth; rather it influences the amount, rate, location, environmental effects, and character of new growth. It encourages development that follows infrastructure improvements. Growth management typically involves predicting future land use, controlling density, preserving open space, enhancing environmental regulations, and influencing the pace, location, design, and character of development. A primary objective of growth management in the City of Kingsville is to ensure that new development does not precede full infrastructure improvements that serve the development. A secondary objective is to allow the City to complete infrastructure improvements necessary in areas already developed. A third objective should be to encourage reinvestment, redevelopment of, and/or "infill" development within, our existing and/or historic neighborhoods, business districts and industrial areas. This in turn will build the tax base that pays for the maintenance, improvement and expansion of the infrastructure and services provided by the City.



Additionally, the City will encourage practices consistent with sustainable growth. This term simply refers to growth that can be sustained over time. Sustainable growth encourages development types that exemplify superior site planning and design excellence that minimize adverse environmental impacts on land, air and ground water. Developments should integrate into, and enhance, the existing community. These objectives are accomplished by working with

developers to create quality design within the development including but not limited to mixed uses within neighborhoods, creating connectivity within neighborhoods to existing and future neighborhoods, through streets, sidewalks, hike and bike trails, parks, neighborhood activity centers, etc.

Part VI

Plan Implementation

Policy Review & Amendment

To ensure that the Plan remains a relevant and effective guide for decision-makers, periodic evaluations of the plans goals and policies should be performed. These periodic evaluations should be conducted every three to five years, dependent upon the economic climate and rate of development, and should consider the following:

- Documented and realized progress in implementing the Plan;
- Changes in conditions that form the basis of the Plan;
- Community support for the Plan's goals and policies; and
- Changes in State or federal laws that affect the City's tools for Plan implementation.

The review process should encourage the correlation of this plan with the City's Master Plan and other adopted plans and ordinances of the City.

Development Regulations

On a day-to-day basis, the development regulations (zoning and subdivision regulations) are the most important tools for Plan implementation. This Plan, the Master Plan and all growth related goals are realized through countless decisions regarding individual development projects. Because the neither this Plan, nor the City's Master Plan, carries the force of law, the City must carry out many of the Plan policies through its subdivision and zoning authority. Updates to

these development regulations should be consistent with this plan and the Master Plan to ensure that the goals, policies and recommendations are properly and effectively carried out.

Incentives

Incentives should be utilized where appropriate to assist in the implementation of the Plan. The City has been resourceful in past developments by using existing in-kind resources to incent or assist in the development of the City. This approach is prudent given the economic times and can be beneficial to future development initiatives on an as needed basis. In addition to the utilization of the City's existing resources, several state enabled incentive programs are available. The utilization of these programs are dependent upon the type of development, but the most common incentives utilized are as follows:

Tax Abatement [Tax Code ch. 312]

A tax abatement is an agreement between a taxpayer and a taxing unit that exempts all or part of the increase in the value of the real property and/or tangible personal property from taxation for a period not to exceed 10 years. The City of Kingsville has adopted guidelines and criteria that must be met in order to be considered for the tax abatement program. Additional information pertaining to this program can be found in the City's Legal and Planning & Development Services office.

Chapter 380 Economic Development Programs [LGC ch. 380]

Chapter 380 Economic Development Agreements are a tool to be used to spur economic development throughout the State of Texas. This development incentive typically takes the form of property tax abatements, loans or grants, commitments for infrastructure, or payments of portions of the sales tax generated by the project. Incentives between the City and the developer occur on a case by case basis and in most cases are dependent upon development type, scale and other factors.

Neighborhood Empowerment Zone [LGC ch. 378]

A Neighborhood Empowerment is a designated area within a municipality that is created to

promote one or more of the following: affordable housing; an increase in economic development; an increase in the quality of social services, education or public safety; or the rehabilitation of affordable housing in the zone.

TIF (Tax Increment Financing) [Tax Code ch. 311]

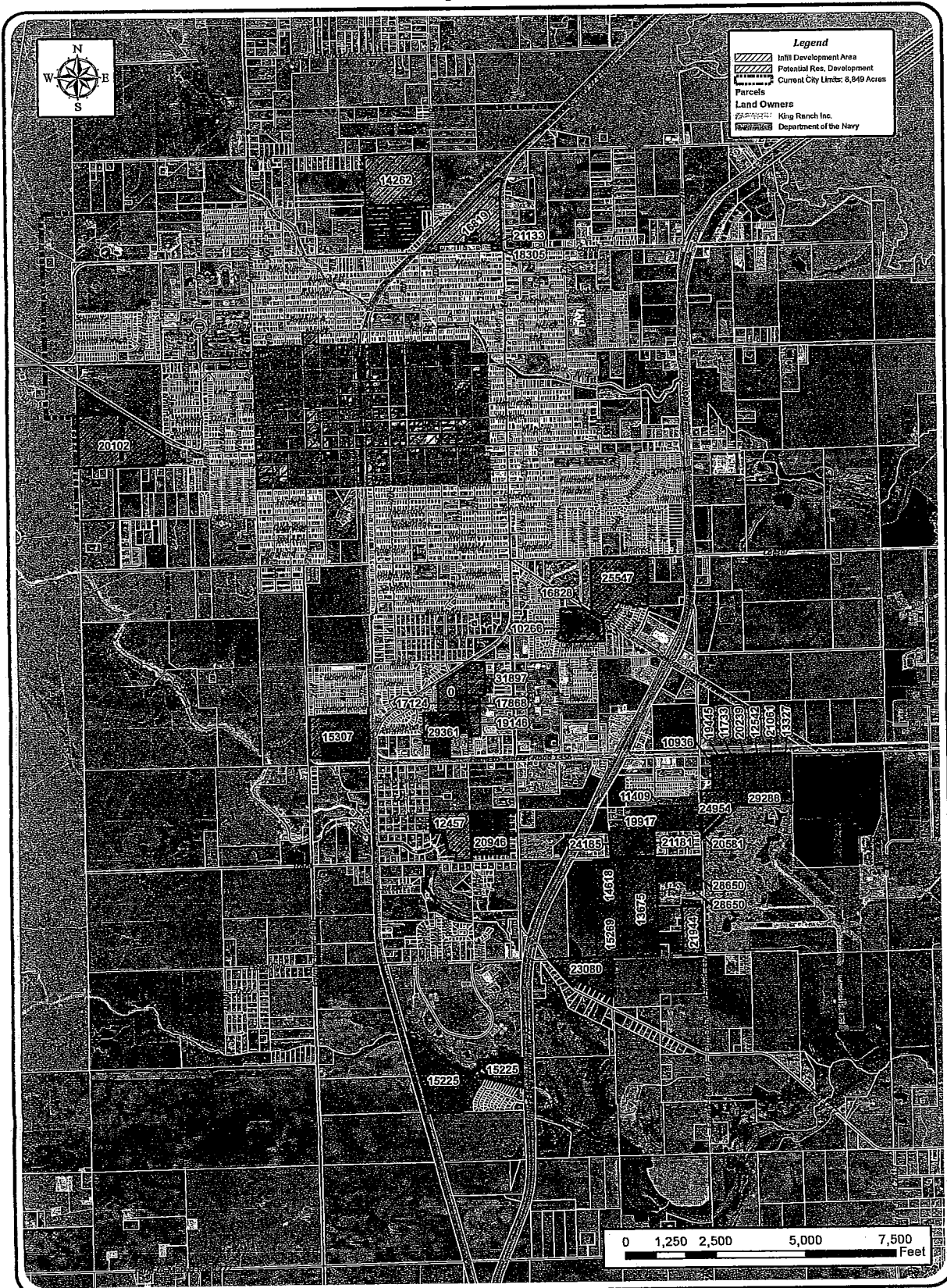
TIF is an economic development tool which encourages the redevelopment of blighted areas, conservation areas and economic development areas. TIF allows future property taxes generated by a new development to be used to pay for the construction of public infrastructure, site clearance and related project expenses. TIF is based on the premise that there will be an increase in the value of real property, new jobs and other economic activity that will generate new tax revenue to the municipality; and, that these new taxes can be used to enable the desired redevelopment.


Appendix A

Comprehensive Housing Plan Plan Implementation Program

- Adoption by the Planning & Zoning Commission & City Commission of the Comprehensive Housing Plan via Resolution. (2012)
- Adoption by ordinance all necessary amendments to ensure quality design requirements for all new development as well as redevelopment initiatives. This will provide the necessary codification to provide policy for design elements that will encourage a sustainable high quality of life. (2012)
- Facilitate meetings with local and regional members of the development community for outreach and education regarding the future plans and development needs in order to carry out the Comprehensive Housing Plan. (2012)
- Facilitate meetings with local and regional non-profit service organizations, i.e. Habitat for Humanity, for outreach and education regarding the future plans and development needs in order to carry out the Comprehensive Housing Plan. (2012-2013)
- City Commission and staff shall begin to identify an action plan for creating funding for capital improvement projects to enhance existing infrastructure while also taking into account walkability and beautification of existing neighborhoods and public areas. This must be a partnership of the residents and the City to identify resident driven projects. (2012-2014)
- Annual review of the Plan to ensure consistency and relevancy with the current development patterns. Possible additions and amendments shall be identified at this time. This shall be performed annually up to the completion of the implementation of the Plan.
- Annual progress assessments shall be performed prior to budget preparation to identify progress and to identify budget proposals to achieve plan goals for the upcoming budget year.

Potential Residential Development Sites -- City of Kingsville



Page 1/1	Drawn By: JR Cavazos and Lisa McLaughlin	DISCLAIMER THIS MAP IS FOR VISUAL PURPOSES ONLY. THE INFORMATION ON THIS SHEET MAY CONTAIN INACCURACIES OR ERRORS. THE CITY OF KINGSVILLE IS NOT RESPONSIBLE IF THE INFORMATION CONTAINED HEREIN IS USED FOR ANY DESIGN, CONSTRUCTION, PLANNING, BUILDING, OR ANY OTHER PURPOSE.	 CITY OF KINGSVILLE ENGINEERING DEPARTMENT 200 East Kleberg Kingsville, Texas 78363 Office: 361-595-8005 Fax: 361-595-8035
	Date: 12/16/2011		
	Note:		

Staff Report to the PLANNING & ZONING COMMISSION and CITY COMMISSION

by the Development Services Department, Planning Division
City of Kingsville, Texas

Request: APPROVAL OF THE COMPREHENSIVE HOUSING PLAN
Petitioner and Agent: City of Kingsville
Date of P&Z Hearing: January 18, 2012

EXHIBITS PRESENTED

- Chapter 15 of the Kingsville Code of Ordinances (present at the meeting)
- Comprehensive Housing Plan

FIELD INSPECTION AND PERTINENT DATA

The Comprehensive Housing Plan is to be used as a guideline and policy guide for future expansion and development of housing in Kingsville with an emphasis on diversified housing choices and growth management. The Comprehensive Housing Plan coordinates the development codes, Master Plan, Future Land Use Map and other long range plans to provide a foundation for proper growth and development of the City. The Comprehensive Housing Plan encompasses the entire city to identify development opportunities as well as provide direction in design policies and housing typologies.

STAFF REVIEW & RECOMMENDATION

As prescribed within the City of Kingsville Master Plan, which specifically indicates that housing growth is to be designed with a variety of housing types and sizes, thereby offering affordable living options, staff began a comprehensive planning effort to create a detailed plan that lays a foundation for the proper growth and development of future housing development in the city. This Plan includes specific areas for growth and development of housing, the intent and goals of the Plan, identified tools to encourage development, and a Plan Implementation Program, which specifically lists the tasks that need to be accomplished for the Plan to succeed.

Staff recommends that the Planning Commission approve the "Comprehensive Housing Plan".

City staff recommends the following Findings of Fact for adoption of the plan:

1. In the preparation of the Comprehensive Housing Plan, careful and comprehensive surveys and studies were made of the existing conditions and probable future growth of the municipality;
2. The Comprehensive Housing Plan was developed with the general purpose of guiding and accomplishing a coordinated growth and development of housing which will enhance the quality of life, create an opportunity for the diversification of housing in both type and price, and provide a long range growth management plan for the City.
3. This plan was developed in accordance with the City of Kingsville Master Plan, wherein housing was recommended to be designed with a variety of housing types and sizes, thereby offering affordable living options.

Prepared by:



Michael Kellam, Director of Development Services

**PLANNING AND ZONING COMMISSION
REGULAR MEETING MINUTES
JANUARY 18, 2012**

Planning and Zoning Members Present

Lupe Alvarez
Steve Zamora
Robert McCreight
John Howe

Citizens Present

Staff Present

Michael Kellam, Director of Development Services
Jessica Storck, Planning Secretary

1. **The meeting was called to order at 7:00 p.m.**
2. **Public comment on items on and not on the agenda.**
None.
3. **Discuss and take action on the meeting minutes of August 11, 2011:**

Mr. Zamora asked the board for any corrections or additions.

Mr. Alvarez makes a motion to accept the minutes. Mr. McCreight seconds. Motion Passed 4/0.

4. **Discuss and take action on – Requesting approval of an amendment to change Article VI “Sign Regulations” of Chapter 15 “Zoning”, specifically Section 15-6-115 “Signs Restricted”, Section 15-6-117 “Owner Identification Signs Permitted” and adding a new section, Section 15-6-131 “Unsafe & Obsolete Signs” dealing with needed updates pertaining to recommended amendments per the adopted Master Plan & needed language pertaining to unsafe and obsolete signage. Staff recommendation: Approval.**

Mr. Kellam provided a staff report to the Planning and Zoning Commission to get a better understanding of the research and reasoning behind the proposed amendments.

The language was changed so that the code could limit signs to monument style signs. Language was also drafted to work with business owners who left signs up but went out of business. Mr. Kellam stated any monument signs that exist now would be allowed to remain intact.

Mr. McCreight asked how the new code would affect a business if the sign was destroyed during a hurricane, for example.

Mr. Kellam stated it depends on a different level of things. If the sign is completely destroyed then yes the new code would be enforced. If the sign is just damaged then repairs can be made.

Mr. McCreight noted that several signs were not following the sign restrictions that were on state property.

Mr. Kellam stated that our city regulations do not apply to state entities.

Mr. Zamora asked what the sign height is permitted on 14th street.

Mr. Kellam stated the height of the building should be the max allowance for height.

Also, if a business closes a pole sign is allowed to stay up with the old sign facing inward. Depending also on the condition of the sign it may have to be removed on a case by case basis. Notices will be given to businesses and will be given time to comply before violations are issued.

Mr. Alvarez asked what department would be ensuring businesses are complying. Mr. Kellam stated with the unsafe and obsolete signage it would be the community appearance department. With the monument signs the permit department will ensure the business are complying with the codes.

Mr. Zamora noted that there is not a height restriction in the new code language.

Mr. Kellam stated it will be resting on the ground and 200ft maximum square footage. There shall not be any obstruction in the sight visibility triangle either.

Mr. Zamora made a motion to approve an amendment change. Mr. Howe seconds. Motion passed 4/0.

5. Discuss and take action on – Requesting approval of an amendment to Chapter 15, “Land Usage”, Article I “Building Regulations” Section 15-1-93, “Storage areas to be surrounded by a solid screen,” pertaining to dumpster screening. Staff recommendation: Approval.

Mr. Kellam stated that community appearance initiatives are important to the City Commission. Many of the commercial dumpsters are the first thing people see on a property. Developers are now being asked initially that the dumpsters be screened in the developing process. He also stated specific code language would be added to the code of ordinances.

The dumpster would be required to have a 3 sided screening to alleviate the view of the dumpster while still allowing sanitation vehicles to pick up the dumpster. The dumpster screening can consist of wood, privacy fence, masonry, stone or stucco with a minimum of 6 feet and free of advertisement.

Mr. Alvarez asked how the businesses will be informed of this new ordinance.

Mr. Kellam stated the new dumpster screening will only apply to newly constructed businesses.

The beautification board drafted a dumpster enclosure initiative to the city commissioners for some businesses along the major thoroughfares that will receive an enclosed dumpster screen as part of the city initiative.

Lupe Alvarez made a motion to approve the amendment change. Mr. Robert McCreight seconds. Motion passed 4/0.

6. Discuss and take action on – Requesting support and adoption of the Comprehensive Housing Plan. Staff recommendation: Approval

Mr. Kellam stated the Comprehensive Housing Plan was developed through research so that developers could have an idea what kind of programs are available in our city. Design and Development is important to our plan so that developers develop long standing homes and neighborhoods.

The plan implementation would need to be followed and reviewed year to year.

Mr. Howe asked is it possible to amend the Housing Plan in the future.

Mr. Kellam said yes. We need to ensure we are doing what the plan is being asked annually. The plan will also change as our environment changes.

Mr. Zamora asked in the study that was taken was it polled as to why people work here in Kingsville but do not live here.

Mr. Kellam stated that the results ranged. There were several different reasons but not one specific reason.

Robert McCreight made a motion to accept the Comprehensive Housing Plan. Mr. Lupe Alvarez seconds. Motion passed 4/0.

Reports from Board and Staff;

None.

6. Adjourn.

Meeting adjourned at 8:00 p.m.

AGENDA ITEM #8

ORDINANCE NO. 2012-_____

AMENDING THE CITY OF KINGSVILLE CODE OF ORDINANCES BY AMENDING CHAPTER III, ARTICLE 7, PERSONNEL POLICIES, SECTION 1 CLASSIFICATION AND COMPENSATION PLAN TO ADD THE POSITION OF INFORMATION AND TECHNOLOGY LIBRARIAN TO RANGE 12 OF THE CITY OF KINGSVILLE CLASSIFICATION AND COMPENSATION PLAN FOR FISCAL YEAR 2011-2012; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH AND PROVIDING FORM AN EFFECTIVE DATE AND PUBLICATION.

WHEREAS, certain changes are proposed to the City of Kingsville Classification and Compensation Plan's Non-Exempt/Non-Civil Service Salary Plan for FY 2011-2012 so that the plan more accurately reflects the type of position necessary for the efficient operation of the Library Department;

WHEREAS, the requested change is to add the position of Information and Technology Librarian to Range 12 of the City of Kingsville Classification and Compensation Plan for Fiscal Year 2011-2012.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF KINGSVILLE, TEXAS:

I.

THAT Section 3-7-1 Adoption of the Job Classification and Compensation Plan, of Article 7: Personnel Policies, of Chapter III: Administration of the Code of Ordinances of the City of Kingsville, Texas, which adopts by reference the City of Kingsville Classification and Compensation Plan dated effective as of October 1, 2011 shall be amended to adopt by reference the revised Classification and Compensation Plan for FY 2011-2012, as per the document attached hereto, to incorporate the change stated above.

II.

THAT all Ordinances of parts of Ordinances in conflict with this Ordinance are repealed to the extent of such conflict only.

III.

THAT if for any reason any section, paragraph, subdivision, clause, phrase, word or provision of this ordinance shall be held invalid or unconstitutional by final judgment of a court of competent jurisdiction, it shall not affect any other section, paragraph, subdivision, clause, phrase, word or provision of this ordinance, for it is the definite intent of this City Commission that every section, paragraph, subdivision, clause, phrase, word or provision hereof be given full force and effect for its purpose.

IV.

THAT this Ordinance shall not be codified but shall become effective on and after adoption and publication as required by law.

INTRODUCED on this the ____ day of ____, A. D., 2012.

PASSED AND APPROVED on this the ____ day of ____, A. D., 2012.

Sam R. Fugate, Mayor

ATTEST:

Edna Lopez, City Secretary

Approved As to Form:

Courtney Alvarez, City Attorney



MEMORANDUM

From
The Human Resources Department

Date: February 1, 2012

To: Mr. Vincent Capell
City Manager

From: Diana Gonzales, SPHR
Human Resources Director

Subject: Library – New Position Request

SUMMARY

Request to amend Fiscal Year 2011-2012 Classification and Compensation Plan to add the position of Information and Technology Librarian to the Library Department. Attached is the proposed job description for this new position.

BACKGROUND INFORMATION

The Library currently has two full-time and one part-time Library Assistant positions budgeted. With the unexpected passing of a twenty-eight year employee, a full-time position has become vacant.

A new position titled Information and Technology Librarian is requested to be added. See attached justification provided by Library Director Robert Rodriguez.

FINANCIAL IMPACT

There will be no increase in staffing. There will continue to be a total of 10 employees (full-time and part-time) in the department.

The starting rate for the proposed Information and Technology Librarian is Range 12 with a starting hourly rate of \$10.43. The position of Library Assistant is a Range 7 position and the person who vacated the position was earning \$ 10.83 per hour. This will create a forty cent per hour savings on base wages during the first year of employment.

Based on the current wage schedule, step increases are as follows for Range 12 positions:

New Hire Rate	\$ 10.43	Year 10	\$ 11.97
Year 1	\$ 10.83	Year 15	\$ 12.35
Year 3	\$ 11.21	Year 20	\$ 12.74
Year 6	\$ 11.60	Year 25	\$ 13.12

As the previous Library Assistant had reached the maximum pay for the position, there would have been no additional step increases and wages would have been capped at \$10.83 per hour (based on current wage schedule).

With the proposed change the number of full-time Library Assistants will be reduced from 2 to 1 to fund the new Information and Technology Librarian.

RECOMMENDATION

Staff is recommending the Library Director's proposal of an Information and Technology Librarian for further consideration with modification. The modification is to create and add a new position and not reclassify a current title since the department has active employees in the job title of Library Assistant.



CITY OF KINGSVILLE

Job Description

Job Title Information and Technology Librarian	Department Library	Effective Date 02/01/2012
Reports to: Assistant Library Administrator	Job Code Salary Range	FLSA Status Non-Exempt
Approved by Department Director	Signature:	
Approved by Human Resource Director	Signature:	

ESSENTIAL JOB FUNCTIONS:

Definition: Under general supervision of the Assistant Library Administrator, this position is responsible for the development and delivery of library technology plans and the operations and maintenance of the on-line automated system, computers and Internet services; performs information and technology outreach programming throughout the community and to special populations.

Essential Job Functions:

- Serves as the authorized contact person with the library's automation system vendor.
- Performs all routine repairs, daily troubleshooting, and preventive maintenance; conducts internal compliance checks to ensure adherence to staff computer policies; performs annual system hardware and software inventory to insure coverage under the maintenance agreement contracts.
- Identifies and analyzes emerging community issues and needs to determine directions for related library services and collections.
- Collaborates with school districts, libraries, Friends of the Library, Literacy Council, Library Board, higher education institutions, city and county departments, and variety others service groups and organizations as needs and opportunities arise.
- Selects, purchases, and maintains all electronic systems, including telephones, security systems, printers, copiers, faxes, and other peripherals.
- Implements time-sensitive updates to web site information; writes and develops information as needed for placement on the web site; performs layout work and all the other tasks required to create, develop, link, and expand Web page and services.
- Trains staff and the public in the effective use of the library's computers and electronic services.
- Ensures security of software in accordance with established procedure; maintains operational and maintenance logs and statistics.
- Keeps library administration informed on current technology trends, needs and concerns.

ADDITIONAL DUTIES:

- Performs other duties as assigned.

REQUIRED KNOWLEDGE, SKILLS, AND ABILITIES:

- Computer experience including the Internet; knowledge of library automation systems
- Ability to maintain records in a standard, orderly, systematic fashion
- Exceptional ability to deal with people effectively and courteously
- Ability to type 30 words per minute
- Occasionally may be required to lift, carry, and push up to 35 pounds

PREFERENCE:

- N/A

MINIMUM QUALIFICATIONS:

- Two (2) years of clerical, technical or supervisory computer related experience involving extensive public contact in a library, bookstore or office.

Acceptable Equivalency:

- None

CONDITIONS OF EMPLOYMENT:

- High School Diploma or Equivalent
- Possession of Valid Driver's License
- Satisfactory Driving Record
- Proof of Citizenship and /or eligibility to work in the U.S. legally
- Physical Examination
- Drug Screen
- Background investigation
- All City employees are required in the course and scope of their employment to provide services for the benefit of the general public during emergency situations that threaten the safety of Kingsville citizens. City employees must be able to work immediately before, during, and/or immediately after an emergency in accordance with the City of Kingsville Emergency Services Policy No. 881.00 effective August 28, 2006.

PHYSICAL REQUIREMENTS:

Overall Strength Demands: The following describes the overall strength demand of the functions performed by the incumbent during a typical workday.

Use of communication equipment – computers, phones, radios, fax machines

☐ Sedentary ☐ Light ☒ Medium ☐ Heavy ☐ Very Heavy

Physical Demand Codes: The following describes if the incumbent is expected to exert the following physical demands during a typical workday and the overall frequency.

Codes for "how often":

N = No

E = extensive
(100-70%)

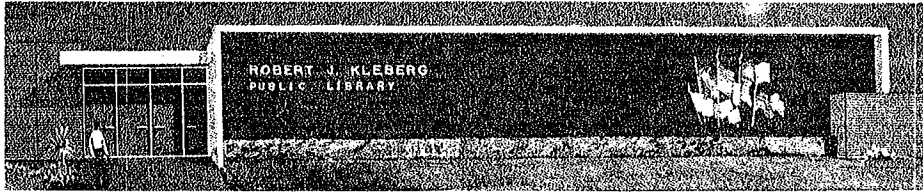
M = moderate
(60-30%)

I = infrequent
(20-10%)

A = almost never
(<10%)

Task	Code	Task	Code	Task	Code	Task	Code
1. Standing	M	6. Pushing/Pulling	M	11. Crawling	A	16. Vision	E
2. Sitting	M	7. Overhead Work	M	12. Bending	M	17. Hearing	E
3. Walking	M	8. Fine Dexterity	E	13. Twisting	M	18. Talking	E
4. Lifting	M	9. Kneeling	M	14. Climbing	I	19. Video Display	E
5. Carrying	M	10. Crouching	M	15. Balancing	M	20. Other	

This job description is not an employment agreement, contract agreement, or contract. Management has exclusive right to alter this job description at any time without notice.



220 N. 4TH STREET • KINGSVILLE, TEXAS 78363 • (361) 592-6381

December 14, 2011

Mr. Vincent Capell
City Manager
200 East Kleberg Avenue
Kingsville, TX 78363

Dear Mr. Capell:

I would like to re-title the full-time Library Assistant position that is currently vacant from Library Assistant to Information and Technology Librarian, and also have the position reclassified from Range 7 to Range 12 as a non-management/non-civil service classification.

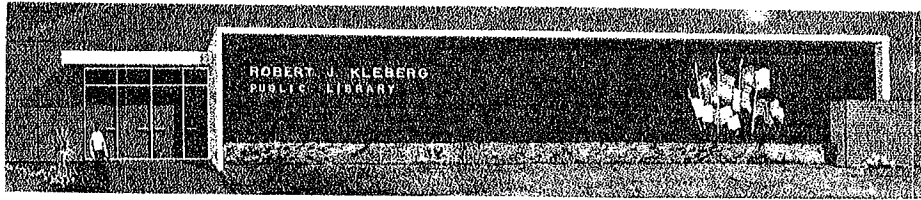
I feel this reclassification will accurately reflect the duties and responsibilities of an IT Librarian and will ensure that highly qualified and tech savvy individuals are attracted and retained by the library.

If you have any questions regarding this request, please call me at 592-6381.

Sincerely,

A handwritten signature in dark ink, appearing to read "Robert Rodriguez". The signature is stylized with a large, looped "R" and a cursive "Rodriguez".

Robert Rodriguez
Library Director



220 N. 4TH STREET • KINGSVILLE, TEXAS 78363 • (361) 592-6381

December 29, 2011

Mr. Vincent Capell
City Manager
200 East Kleberg Avenue
Kingsville, TX 78363

Dear Mr. Capell:

Enclosed is the "Justification for Position Reclassification" that you requested regarding the Information & Technology Librarian position.

I hope the City Commission sincerely considers my request. I feel this change is essential for the betterment of the library's technical operations.

If you have any questions regarding this justification proposal, please call me at 592-6381.

Sincerely,

A handwritten signature in cursive script that reads "Robert Rodriguez".

Robert Rodriguez
Library Director

JUSTIFICATION FOR POSITION RECLASSIFICATION

Information & Technology Librarian

When initially formed, our public library basically served as a large depository to hold a collection of valuable and informative books, as well as precious literature for the community patrons to enjoy. No one could have foreseen that our library would be radically transformed into being the provider of much of the latest technology that has exploded within the library world these past years.

In the last three decades our library has taken on a totally new role as to how it disseminates information and serves the community at large. With the current economic situation, libraries are now becoming a means of free resources for individuals - from job assistance, to computer training, to online assistance. If not for the library, these essential resources might otherwise cost patrons precious dollars that many cannot afford.

The library's current technical infrastructure includes a circulation and cataloging module, an active website, online databases and resources, an online card catalog system, a network system server and backup that stores critical recovery data, a Wi-Fi server, several network routers that connect the library's terminals and other electronic peripherals.

Electronic services continue to be a major part of the library's patron services. Since the introduction of the Internet and the increased popularity of Wi-Fi services, our need for an *Information & Technology Librarian* has become vital. As the library introduces additional electronic hardware and software programs, it is evident that more technical knowledge and computer skills are required to maintain these products. With this new responsibility, it is imperative that we maintain someone on staff who is knowledgeable of the library's technical infrastructure, including the various electronic services and programs.

While our technology progress is commendable, the library is not immune to technical problems that inevitably arise with new sophisticated hardware systems and software programs. While some problems can be resolved within a matter of hours, others require more in depth technical knowledge to ensure that down-time is kept to a minimum. Having an *Information & Technology Librarian* on staff will allow the library to better serve the needs of the employees as well as the public.

Specific duties include:

- serving as the authorized contact person for library technology
- performing periodic technology audits on all public and staff equipment
- collaborating with schools, colleges and other various organizations
- maintaining the library's online presence and professional character
- acting as a Public Relations liaison during community and school outreach programs
- identifying and analyzing community needs based on customer feedback to determine the advantages current technology can bring to users

Due to the rapid growth and expansion of technology, additional duties will be added continually to this position. The amount of time that is required to manage the library's computer infrastructure even now is extraordinary. With the limited financial and personnel resources that we have currently, this task is daunting. The complexity of what the public library is attempting to do in serving the residents of Kingsville and Kleberg County is at times overwhelming.

It is for this reason that I am asking for a reclassification for an *Information & Technology Librarian*. This re-class will more accurately reflect the duties and responsibilities of the position and should maintain its validity long into the future.

I've attached an interesting article relating to small libraries. I hope you will take a moment to read it. This article from Mississippi Business Journal discusses libraries that the author visited in Mississippi, but his observations hold true for all rural libraries, and I too believe his points are relevant to our community and library.

Rural libraries: The lifeblood of small towns in Mississippi

by Phil Hardwick

Published: August 7, 2011

Tags: MBJ column, Phil Hardwick, rural libraries, small towns

Recently I had the opportunity to visit eight libraries in rural towns in Mississippi during the course of one week. These libraries ranged from a two-room facility smaller than some master bedrooms to a full-service, modern library that offered a full range of activities for the community. Below are 10 things that I learned about rural libraries during that week.

1. Each small town library is unique. Whether it is architecture, hours of operation, types of patrons or personality of the staff, no two libraries are the same. Sometimes this uniqueness is driven by its diversity of patrons. For example, more libraries in rural areas are seeing an increase in the number of limited English-speaking patrons. This is primarily a result of an imported labor force of workers, especially agricultural workers. These new patrons are interested in learning to speak English, and view the library as the best place to do that. In other libraries patrons were more interested in arts and cultural events held at the library. It all depended on the community.
2. Patrons are flocking to their local libraries to use the Internet. Whether for homework or genealogy research, social media or even job hunting, the use of library computers has exploded. People who have not visited a library in a while will be surprised to see numerous computers in use by patrons. Some libraries even have rooms dedicated solely to computer use. Many of the patrons of small town libraries lack computer skills and rely on the librarian to assist them in their searches for jobs, social services or research.
3. Job seekers are using the library to find employment, build resumes and even learn job skills. In areas of high unemployment some libraries are even bringing in outside programs to their community rooms. Many state library associations have formed partnerships with their state workforce development agencies to assist job hunters.
4. There are after-school issues and opportunities. In some libraries, after-school time is inspiring. Students come in ready to do homework and research. Libraries have programs available geared specially at those students when they arrive. These programs include lectures, games, educational activities, etc. But in some communities libraries are used as day care centers. Parents are known to drop off children of almost all ages at the local library, and may or may not pick them up by closing time. The librarian is forced to become a social worker in such cases.
5. Libraries are becoming more involved in their communities. This involvement goes beyond mere providing a community room. Library volunteers are going out to nursing homes, day care centers and even jails to offer all types of reading and learning programs.
6. Community rooms are being used by the community. In rural communities the two "community" places are churches and libraries. Churches and libraries offer their fellowship and parish halls for civic club meetings and other gatherings of a community nature. The library community room, in particular, gets a lot of use. One library community room in a small town is even the scene for local wedding receptions.
7. The personality of the librarian is important. For example, the Friends of the Library group in one library that I visited increased its membership from less than 10 to over 60. When I inquired as to why, I was told that it was all about the personality of the librarian. I found this to be true in most libraries that I visited. Some librarians were children-centered, others seemed to like providing community data and others were involved in adult-oriented activities. The library reflected these interests.
8. Elected officials and other funders do not have library cards. Libraries rely on funding from many sources, not the least of which is often the small town or county in which they are located. I inquired about how many elected officials had library cards and learned that there were not many. Librarians will need to learn to better engage their funders in the local library. In towns where the mayor was involved in the local library, the mayors were really involved. One mayor told me that if the local library in his small town went away that he would also have to go away.
9. Technology will have dramatic change on libraries. In 1996, only 28 percent of libraries offered Internet access. Today almost every library offers this service. Indeed, every single library I visited offered Internet access. Some had only just a few computers available, but every librarian told me that at some periods during the day there is a waiting line to use computers. The technology issue for small town libraries is huge. Consider the implications of e-books, e-readers and online services in general.
10. Libraries are safe places. By that I mean that libraries are places where nobody asks why a patron checks out a certain book or needs a certain service. Many patrons told me that there was a feeling of acceptance and comfort that they did not find in other places.

Gone are the days when a person went to the local library to do nothing more than check out a book and return it or renew it later. Small town libraries have become a provider of numerous services to their communities. Their future will be one of expanding those services even more. The communities that support those services will be more vibrant, educated and engaged.

Phil Hardwick is coordinator of capacity development at the John C. Stennis Institute of Government. Contact Hardwick at phil@philhardwick.com.

**CITY OF KINGSVILLE
CLASSIFICATION AND COMPENSATION PLAN
FISCAL YEAR 2011-2012**

Ordinance Introduced: August 22, 2011
Ordinance Approved: September 26, 2011
Ordinance Effective Date: October 1, 2011

Ordinance Amendment Introduced: February 13, 2012

NON-EXEMPT / NON-CIVIL SERVICE		MIN/HOURLY	MAX/HOURLY
RANGE 7	Custodian Equipment Service Worker Library Assistant FT/PT	Maintenance Worker Plant Helper Utility Worker	\$ 8.04 \$10.83
RANGE 8	Animal Control Officer/ Kennel Attendant Children's Services Librarian Equipment Operator I	Pump Operator Recycling Technician	\$ 8.39 \$11.18
RANGE 9	Crime Intelligence Analyst Customer Service Representative Municipal Court Deputy Clerk	Reference/Information Librarian	\$ 8.78 \$11.86
RANGE 10	Circulation Librarian Plant Mechanic	Technical Services Assistant	\$ 9.18 \$11.96
RANGE 11	Meter Reader Technician Secretary Water Production Operator		\$ 9.62 \$12.68
RANGE 12	Equipment Operator II Inventory Clerk <u>Information and Technology Librarian</u>	Lab Technician Plant Operator	\$10.06 \$13.12
RANGE 13	Assistant Accountant I		\$10.51 \$13.57
RANGE 14	Crime Scene Specialist Customer Billing Specialist Engineering Technician Executive Secretary	GIS Technician Human Resources Coordinator Telecommunications Operator	\$11.00 \$14.07
RANGE 15	Administrative Assistant I Assistant Accountant II	Equipment Operator III Meter Reader Foreman	\$11.49 \$14.56
RANGE 16	Lead Telecommunications Operator		\$12.03 \$15.64
RANGE 17	Administrative Assistant II Assistant Library Administrator	Maintenance Technician Welder/Fabricator	\$12.60 \$15.66
RANGE 18	Legal Assistant/Paralegal Litter Abatement Technician		\$13.16 \$16.22
RANGE 19	Code Enforcement Officer		\$13.79 \$16.86
RANGE 20	Water Foreman Wastewater Construction Foreman Wastewater Plant Foreman Garage Foreman	Street Foreman	\$14.42 \$17.87
RANGE 21	City Marshal Health Inspector I		\$16.92 \$20.47
RANGE 22	Building Inspector City Marshal - Senior	Health Inspector II	\$17.57 \$21.57
OTHER POSITIONS			
	Probationary Firefighters (0-12 months)		\$ 8.37 \$13.19
	Probationary Police Officers (0-12 months)		\$ 11.43 \$17.53

**CLASSIFICATION PLAN
EXEMPT LEVEL SALARY PLAN
FY 2011-2012**

	MIN ANNUAL	MAX ANNUAL
EXECUTIVE OFFICER – 1 City Manager	\$ 90,000	\$120,000
EXECUTIVE OFFICER - 2 City Attorney Municipal Court Judge	\$ 75,000	\$ 97,000
MANAGEMENT LEVEL - 1 Fire Chief Finance Director Police Chief Public Works Director/City Engineer	\$ 60,000	\$ 90,000
MANAGEMENT LEVEL - 2 Assistant City Attorney Director of Development Services Human Resources Director Purchasing and Technology Director	\$ 45,500	\$ 77,000
MANAGEMENT LEVEL - 3 Assistant Public Works Director City Marshal (Commander) Downtown/Special Projects Manager Health Director Library Director Risk Manager	\$ 40,000	\$ 67,000
MANAGEMENT LEVEL - 4 Accounting Manager Building Official City Marshal -(Assistant Commander) City Secretary Collection's Manager Community Appearance Supervisor Garage Supervisor Information System Technician Landfill Supervisor Municipal Court Manager Sanitation Supervisor Street Supervisor Wastewater Supervisor Water Production Supervisor Water Supervisor	\$ 35,000	\$ 55,000

PAY RANGE	A	B	C	D	E	F	G	H	I
	Year	TEMP	New Hire	1	3	6	10	15	20
7	\$8.04	\$8.38	\$8.74	\$9.08	\$9.44	\$9.78	\$10.13	\$10.48	\$10.83
8	\$8.39	\$8.74	\$9.09	\$9.45	\$9.79	\$10.14	\$10.49	\$10.83	\$11.18
9	\$8.78	\$9.19	\$9.61	\$10.03	\$10.43	\$10.86	\$11.27	\$11.70	\$11.86
10	\$9.18	\$9.53	\$9.87	\$10.22	\$10.57	\$10.91	\$11.29	\$11.73	\$11.96
11	\$9.61	\$10.00	\$10.37	\$10.75	\$11.14	\$11.53	\$11.91	\$12.29	\$12.68
12	\$10.06	\$10.43	\$10.83	\$11.21	\$11.60	\$11.97	\$12.35	\$12.74	\$13.12
13	\$10.51	\$10.89	\$11.27	\$11.66	\$12.04	\$12.42	\$12.80	\$13.19	\$13.57
14	\$11.00	\$11.38	\$11.76	\$12.15	\$12.53	\$12.91	\$13.30	\$13.70	\$14.07
15	\$11.49	\$11.88	\$12.26	\$12.65	\$13.03	\$13.41	\$13.79	\$14.18	\$14.56
16	\$12.03	\$12.47	\$12.93	\$13.38	\$13.83	\$14.28	\$14.74	\$15.19	\$15.64
17	\$12.60	\$12.98	\$13.36	\$13.75	\$14.13	\$14.51	\$14.89	\$15.27	\$15.66
18	\$13.16	\$13.54	\$13.92	\$14.30	\$14.70	\$15.08	\$15.46	\$15.84	\$16.22
19	\$13.79	\$14.17	\$14.56	\$14.93	\$15.32	\$15.70	\$16.10	\$16.47	\$16.86
20	\$14.42	\$15.19	\$15.58	\$15.95	\$16.34	\$16.72	\$17.10	\$17.49	\$17.87
21	\$16.92	\$17.17	\$17.76	\$18.35	\$18.94	\$19.33	\$19.71	\$20.09	\$20.47
22	\$17.57	\$18.27	\$18.85	\$19.45	\$20.04	\$20.43	\$20.81	\$21.20	\$21.57
****Note: +/-1 cent(s) due to rounding									

HOURLY CHART

- STEP A -** City discretion for part-time and temporary positions.
- STEP B -** New Hire – Orientation Period
- STEP C -** Step following completion of one (1) year of employment.
- STEP D -** Step for eligible employees with three (3) years of current uninterrupted City service.
- STEP E -** Step for eligible employees with six (6) years of current uninterrupted City service.
- STEP F -** Step for eligible employees with ten (10) years of current uninterrupted City service.
- STEP G -** Step for eligible employees with fifteen (15) years of current uninterrupted City service.
- STEP H -** Step for eligible employees with twenty (20) years of current uninterrupted City service.
- STEP I -** Step for eligible employees with twenty-five (25) years of current uninterrupted City service.

The hourly chart shall be relevant to all full-time non-civil service, non-management employees maintaining a position in the same range. Part-time employees (less than 32 hours per week) shall be paid at the beginning hourly rate of the hourly chart or at the federal minimum wage rate, unless otherwise approved by the City Manager.

CERTIFICATION PAY HOURLY NON-EXEMPT EMPLOYEES (EXCLUDES CIVIL SERVICE PERSONNEL)

Hourly personnel in the Solid Waste Management divisions, Water Department, Water Production Department and Wastewater divisions are eligible for the following certification pay:

Class/Grade/Unit	Monthly	Per Pay Period Basis
I or D	\$ 15.00	\$ 6.92
C	\$ 25.00	\$ 11.54
II or B	\$ 35.00	\$ 16.15
III or A	\$ 50.00	\$ 23.08

MANAGEMENT LEVEL STEP PROGRAM

INCREASE DUE ON ANNIVERSARY DATE OF MANAGEMENT LEVEL POSITION.

1 ST YEAR	3%
3 RD YEAR	3%
6 TH YEAR	3%
10 TH YEAR	2%
15 TH YEAR	2%
20 TH YEAR	2%
25 TH YEAR	2%

AGENDA ITEM #9

ORDINANCE NO.2012-_____

AMENDING THE CITY OF KINGSVILLE CODE OF ORDINANCES CHAPTER VII, ARTICLE 5, TRAFFIC SCHEDULES; PROVIDING FOR A REVISED SCHOOL ZONE FOR THE METHODIST DAY CARE CENTER AND THE RELOCATION OF A SCHOOL ZONE SIGN; REPEALING ALL ORDINANCES IN CONFLICT HERewith AND PROVIDING FOR AN EFFECTIVE DATE AND PUBLICATION.

WHEREAS, the City of Kingsville received a request from the Methodist Child Development Center to modify their school zone time on south 4th St. from 2pm-4pm to 2pm to 6pm and to relocate a school zone sign;

WHEREAS, this Ordinance is necessary to protect the public safety, health, and welfare of the City of Kingsville.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF KINGSVILLE, TEXAS:

I.

THAT Schedule II: Speed Limits in School Zones of Article 5: Traffic Schedules of Chapter VII, Traffic Code, of the Code of Ordinances of the City of Kingsville, Texas, shall be amended to read as follows:

Sec. 7-5-2 Schedule II, Speed Limits in School Zones.

SCHEDULE II: SPEED LIMITS IN SCHOOL ZONES.

The school zones defined herein, when properly marked, shall have speed limits as follows:

<i>School</i>	<i>Location</i>	<i>Speed Limit</i>	<i>Ord. No.</i>	<i>Date Passed</i>
Epiphany Episcopal School; First United Methodist Day-Care Center	Beginning at a point 150 feet west of Third St. on West Henrietta Ave. and proceeding in an easterly direction along West Henrietta Ave. to a point 520 feet from the point of origin	15 mph	88023	9-12-88
Epiphany Episcopal School; First United Methodist Day-Care Center	Beginning at a point 150 feet south of West Yoakum Ave. on Third St. and proceeding in a northerly direction along Third St. to a point 150 feet north of its intersection with West Henrietta Ave.	15 mph	88023	9-12-88

Epiphany Episcopal School; First United Methodist Day-Care Center	Beginning at a point 290 150 feet south of West Yoakum Ave. on Fourth St. and proceeding in a northerly direction along Fourth St. to a point 150 feet north of the intersection of West Yoakum Ave. and Fourth St.	15 mph	88023	9-12-88
Epiphany Episcopal School; First United Methodist Day-Care Center	Beginning at the intersection of Third St. and West Yoakum Ave. and proceeding in an easterly direction along West Yoakum Ave. a distance of 840 feet from the point of origin	15 mph	88023	9-12-88

II.

THAT all Ordinances or parts of Ordinances in conflict with this Ordinance are repealed to the extent of such conflict only.

III.

THAT if for any reason any section, paragraph, subdivision, clause, phrase, word or provision of this ordinance shall be held invalid or unconstitutional by final judgment of a court of competent jurisdiction, it shall not affect any other section, paragraph, subdivision, clause, phrase, word or provision of this ordinance, for it is the definite intent of this City Commission that every section, paragraph, subdivision, clause, phrase, word or provision hereof be given full force and effect for its purpose.

IV.

THAT this Ordinance shall be codified and become effective on and after adoption and publication as required by law.

INTRODUCED on this the 13 th day of February, 2012.

PASSED AND APPROVED on this the 27 th day of February, 2012.

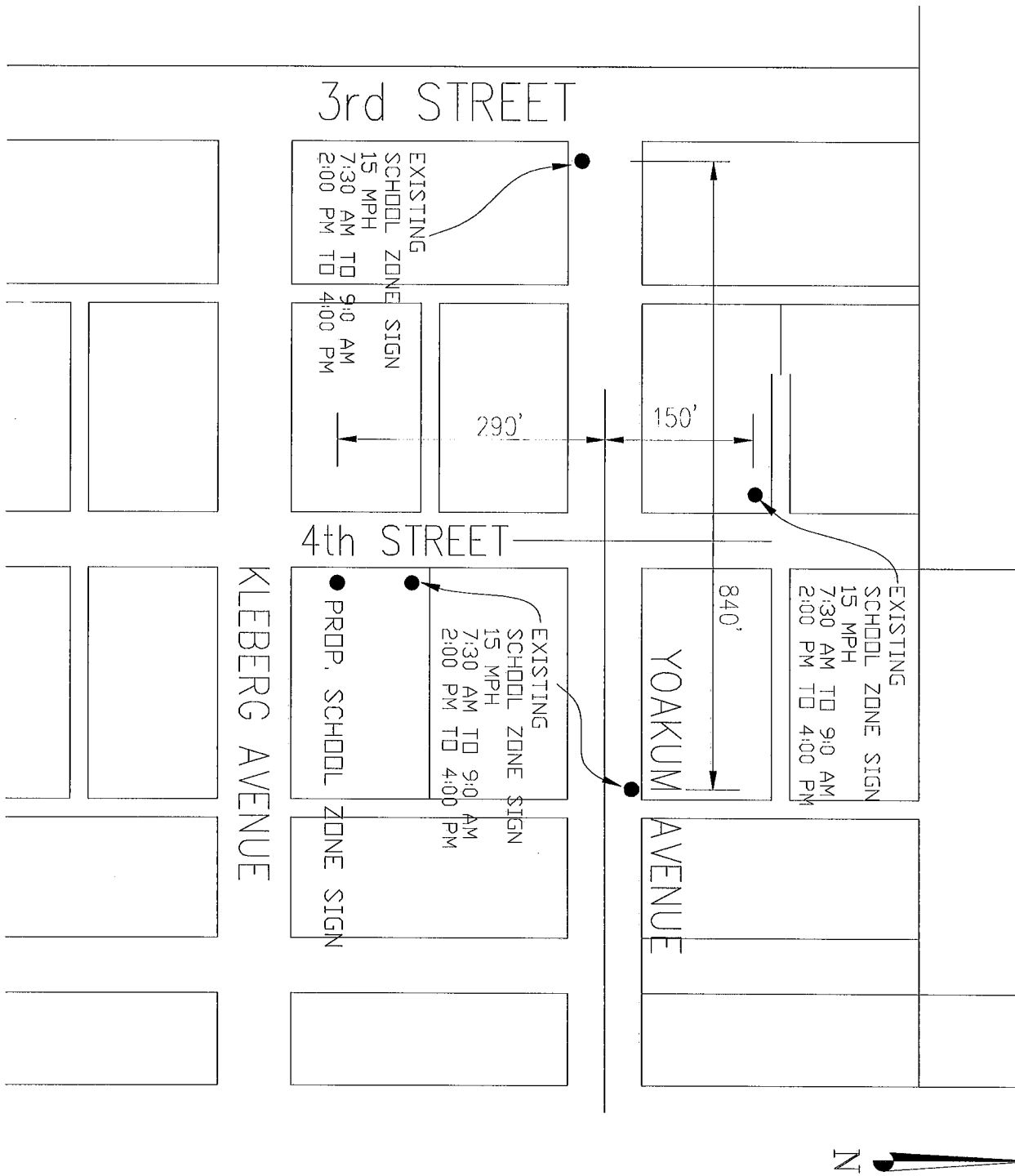
Sam R. Fugate, Mayor

ATTEST:

Edna Lopez, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney



PROPOSED SCHOOL ZONES

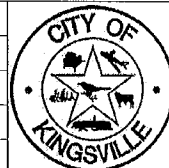
Drawn by: NK

Date: 02/02/2012

Note:

Job:

Scale: N.T.S



**CITY OF KINGSVILLE
ENGINEERING DEPARTMENT**

200 East Kleberg
Kingsville, Texas 78363
Office 361.595.8005
Fax 361.595.8035



Engineering Department

361-595-8007

361-595-8035 Fax

DATE: February 3, 2012
TO: City Commission through City Manager
FROM: Naim Khan, Director of Public Works/City Engineer
SUBJECT: School Zone for Methodist Child Development Center

SUMMARY

This item authorizes the City staff to change the location of one 15 mph school zone sign and also the timing of the same sign for Methodist Child Development Center at 4th Street between Kleberg and Yoakum Avenue.

BACKGROUND

There is one 15 mph school zone sign on 4th Street about 160 feet north and another one at the same street about 210 feet south of Yoakum and 4th intersection. There are two existing school zone signs on Yoakum Avenue about 270' East and 410' West of 4th and Yoakum intersection as shown in the attached drawing. Currently the timing for the reduced speed is from 7:30 am to 9:00 am and from 2:00 pm to 4:00 pm. Mr. Javier Canales from Methodist Child Development Center has requested to extend the current afternoon timing of 2:00 pm to 4:00pm so the new afternoon timing would be from 2:00 pm to 6:00 pm for the sign which is currently located 210 feet South of 4th and Yoakum Intersection. He informed that the Day Care Center remains open until 6:00 pm and the parents pick up their children until closing time. He also requested to relocate the same sign 80 feet south so that the driver can get enough time to slow down before they come close to the Child Development Center.

RECOMMENDATION

Staff visited the site and believes Mr. Canales's requested timing change and the relocation of the sign will better serve the City and the Day Care Center.

FINANCIAL IMPACT

No financial impact to the City.

Approved

Vincent Capell, City Manager

AGENDA ITEM #10



DATE: February 2, 2012

TO: City Manager

FROM: Historic Preservation Officer

SUBJECT: Application for a Certified Local Government (CLG) Grant

1. We request a sum of \$6,250 as a partial match for a Texas Historical Commission Certified Local Government (CLG) Grant of \$25,000.
2. The Convention and Visitors Bureau (CVB) has offered to match a City contribution for combined partial cash match of \$12,500 – half from Hotel Occupancy Tax funds and half from City funds, if approved.
3. We intend to use City staff time and TAMUK faculty and student time for an additional \$12,500 in-kind match for a total of \$25,000 that will be matched by \$25,000 in Federal funds.
4. The grant funds and cash would be to hire a consultant (as required by the State) and to pay students for time beyond that offered as match.
5. The City Commission has for decades made and reiterated its commitment to historic preservation through establishment of a Historic District and Historic Development Board, pursuit of Texas Main Street and Certified Local Government designations, and within the City Master Plan.
6. On November 4, the City of Kingsville applied to the Texas Historical Commission for a Certified Local Government grant to update our out-of-date Historic District inventory.
7. We have been led to believe that the Texas Historical Commission is sympathetic to:
 - a. Our need for an updated historical inventory
 - b. Our approach in using the University as a partner
8. Our investment, that of the CVB, that of the university, combined with the Federal funds will allow us to use an innovative, town/gown approach to Historic Preservation Surveys and Inventories – that will fill an important need in our community as well as build capacity in the University.
9. Updating our Historic District inventory is a foundation step for our downtown and historic district redevelopment.

AGENDA ITEM #11



KINGSVILLE FIRE DEPARTMENT

P.O. Box 1458
Kingsville, Texas 78364
(361) 592-6445
FAX (361) 595-4798

To: City Commission through the City Manager

From: Alonzo Lopez, Fire Chief

Re: Two Power- Stretcher and Two Lap-top Computer Purchases

Date: February 6, 2012

The Department is in need of purchasing 2 lap-top computers to be used in emergency operations and pre-planning of commercial structures for emergencies; for fire prevention inspections of the structures; for hydrant tracking; and hazmat operations software. The lap-tops are each \$2,308.00 for a total of **\$4,616.00**.

The Department is also in need of replacing 2 ambulance stretchers with 2 new power stretchers. This is a unique type of stretcher that lifts a patient using a hydraulic system which will help minimize firefighter back injuries. The current stretchers being replaced are 2005 models that have sustained a lot of wear and tear and are in need of constant maintenance. The stretchers are \$8,795.39 each for a total of **\$17,590.78**

I am requesting the purchase of this equipment that will be used in improving our Department's emergency operations.

AGENDA ITEM #12

**KINGSVILLE POLICE DEPARTMENT
INTER-OFFICE MEMORANDUM**

February 2, 2012

TO : Vincent J. Capell
FROM : Ricardo Torres, Chief of Police
SUBJECT : Projects for Consideration with FY2010-2011 Fund Balance

During my recent performance appraisal we met and specifically discussed my desire to perform certain Police Department facility fixes including building repairs. The project that is attached for consideration addresses that need.

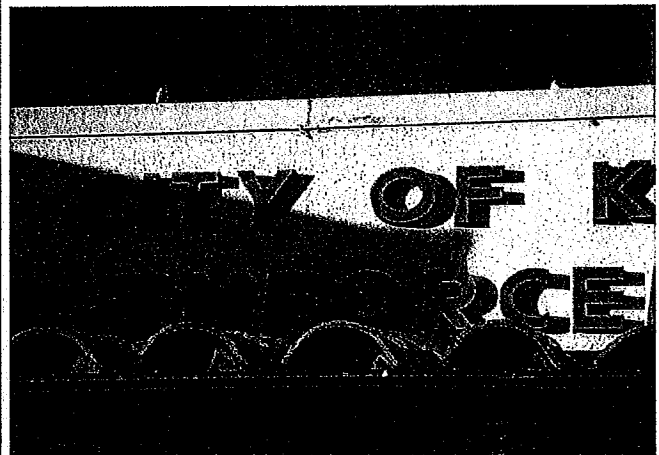
As per our staff meeting on Wednesday, February 1st, 2012 we would request that this item be placed on the City of Kingsville Commission Agenda for Monday, February 13th, 2012 for consideration.

CITY OF KINGSVILLE POLICE DEPARTMENT KINGSVILLE LAW ENFORCEMENT BUILDING BEAUTIFICATION PROJECT

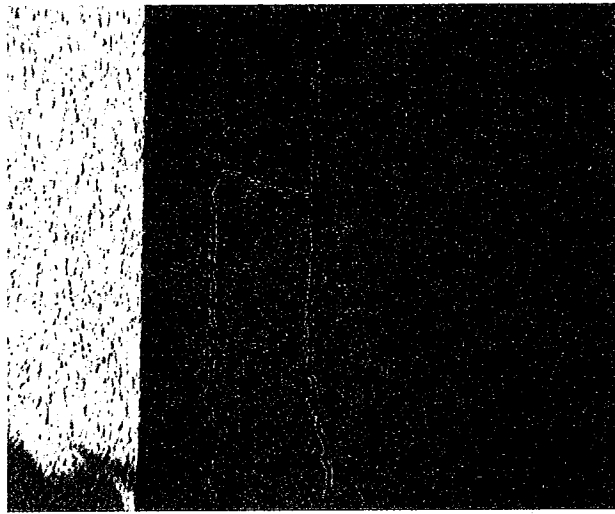
The City of Kingsville City Commission mission statement indicates that they promote the safety, health and general well being of the community within the bounds of fiscal responsibility while preserving and advancing the quality of life resulting in exceptional civic pride. The mission statement is followed up with a Vision Statement and within that statement the commission states that they promote well planned neighborhoods.

The Kingsville Law Enforcement Center is located at 1700 E. King, which is just a few hundred feet from one of the major thoroughfares into the city off of US Highway 77 South. First impressions take in all signals given off by a new experience. Therefore we are charged with providing good signals of our community as a new resident or visitor comes through our city. The City of Kingsville is the driving force in the beautification of our community. We should lead by example by providing great first impressions of our city building.

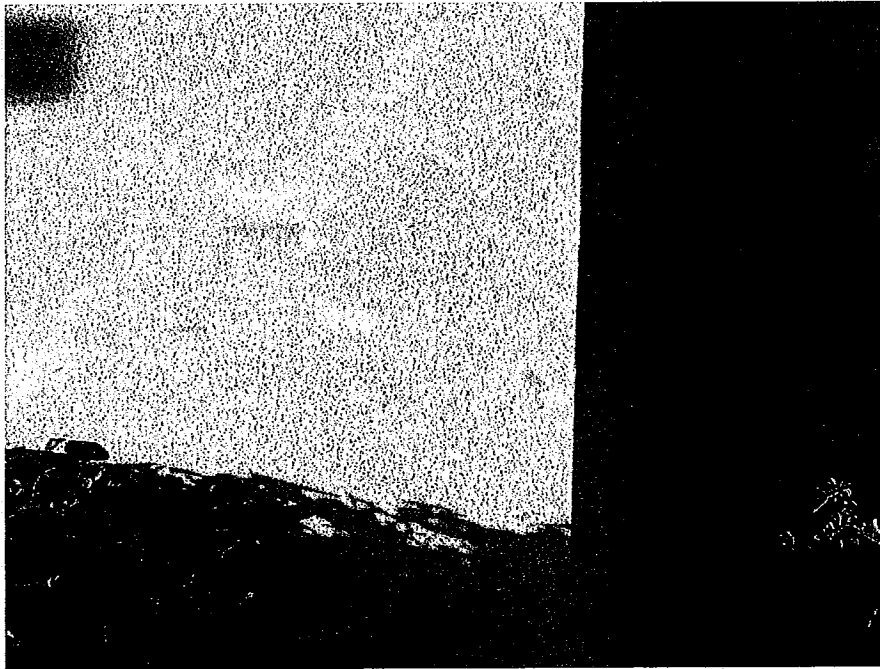
Having that in mind the Kingsville Law Enforcement Center needs some repairs. I have taken photos of several areas that need repairs for clarification. The photo to the left shows the upper portion of the metal flashing located on the upper edge along all of the building. The metal has started to rust and it is affecting the integrity of the metal and needs to be corrected.



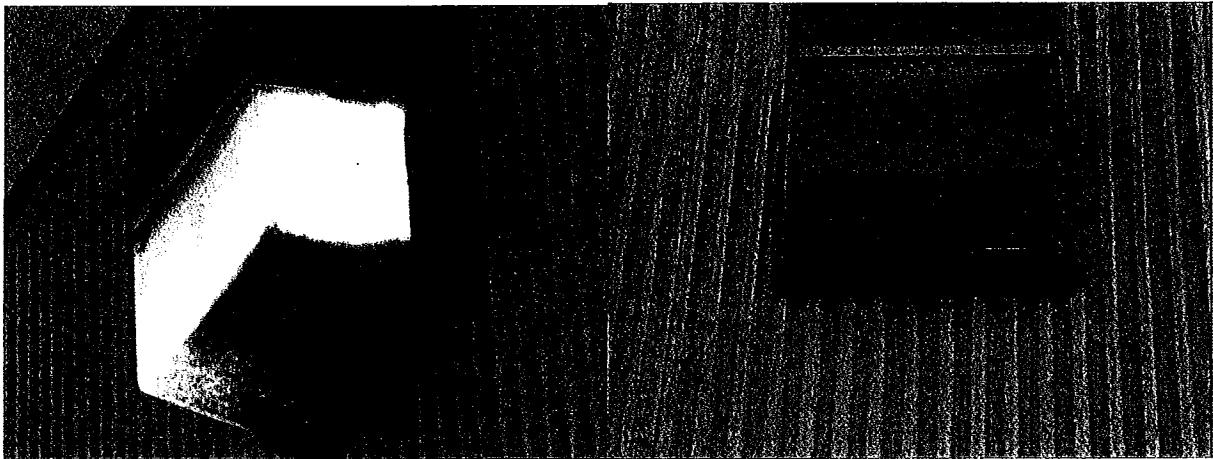
The joints where the cement panels come together around the entire building need to be re-caulked. The panels have started to separate as well as the South Texas heat causing the caulking to shrink and pull away from the panels. This could cause water seepage into the building through these creases and damaging interior walls. This can also result in increased energy costs due to cold or hot air moving into and out of the building. This in turn can cause a higher load on air conditioning units which will have to be repaired or replaced more often.



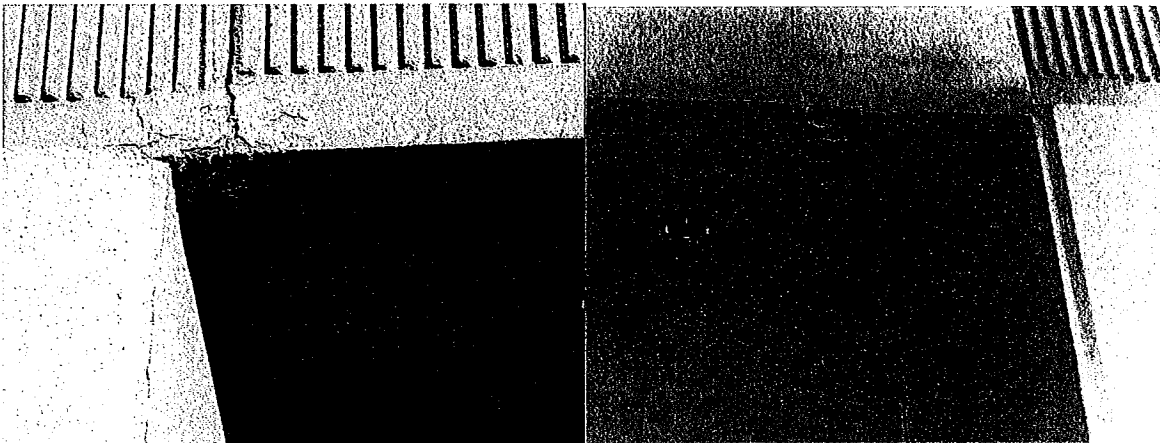
The building also needs to be power washed and painted. A walk around the building will show several areas where portions of the wall panels are coming off leaving unpainted areas visible.



A further inspection of the building leads to the conclusion that the light fixtures need to have the lenses for outside lighting replaced or the entire fixtures replaced if replacement lenses are not available.



Additional structural repairs need to be made around the building. Cracks are appearing where the doorways into the building are located throughout our facility. These cracks need to be repaired and re-painted.



In addition to those issues the front roof area that is tiled has water seeping in between that roof and the sidewall. It appears that the flashing installed in this area that then has tiled placed over the top has either pulled apart from the building or was installed incorrectly. This area needs to be repaired or if left unchecked could lead to further damage of the roof causing it to collapse prematurely and forcing the replacement of this roof at a much higher cost.

We were able to get three quotes for the repairs, cleaning and painting of the Kingsville Law Enforcement Center. The first quote is from Precision Painting Co. in the amount of \$34,680.00. The second quote is from Rusty Van Fleet Construction Inc. in the amount of \$26,800.00 for the entire project. The third quote we received is from Valdez Carpentry in the amount of \$17,000.00 for the entire project.

We would recommend accepting the \$17,000.00 bid from Valdez Carpentry for this project.

This "Building Maintenance and Beautification Project" will ensure that our city building's are on the leading edge in the beautification of our community. Our citizens will have a shining example of that for which they should be striving.

**VALDEZ CARPENTRY
JOEL J. VALDEZ
806 EAST YOAKUM
KINGSVILLE, TEXAS 78363
361-455-3771**

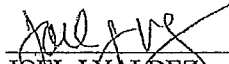
JANUARY 10, 2012

ESTIMATE POLICE DEPARTMENT

JOB LOCATION: POLICE DEPARTMENT BUILDING

1. Apply sealant to roof where it attaches to wall on front entrance.
2. Sand metal flashing to prepare for paint.
3. Sand metal around windows to prepare for paint.
4. Fix any missing stucco.
5. Apply caulking or sealant to all cracks in stucco.
6. Powerwash all exterior walls of building to prepare for paint.
7. Paint exterior walls with same color paint and scheme. Light brown top- dark brown center- light brown bottom.
8. Paint metal flashing with same color.
9. Replace light covers on outside flood lights. (10 lights)
10. Sand and paint gates located in electrical area. 3 sets of gates.

LABOR AND MATERIAL: \$ 17,000.00



JOEL J. VALDEZ



Rusty Van Fleet Construction Inc.

PO BOX 5101
Kingsville, Texas 78364-5101

Phone: 361-516-1034
Fax: 361-516-1035

1-6-12

KINGSVILLE CITY POLICE DEPARTMENT
ATTN: CHIEF TORRES/SGT. CUELLAR
1700 E KING
KINGSVILLE TX 78363

PROPOSALS FOR WORK AS DESCRIBED

DEAR MR TORRES/MR CUELLAR,

PLEASE FIND THE (2) TWO PROPOSALS FOR WORK AS DESCRIBED WHICH WE
DISCUSSED. THIS WOULD INCLUDE MATERIAL AND LABOR TO-

EXTERIOR OF BUILDING

1. POWER WASH EXTERIOR OF BUILDING
2. RE SEAL WALL PANEL JOINTS AS NEEDED
3. REMOVE THE EXISTING (12) TWELVE WALL PACK LIGHTS AND INSTALL
NEW LIGHTS.
4. RE PAINT EXTERIOR OF WALLS OF BUILDING AND RELATED METAL DOORS,
WINDOWS AND TRIM.

AMOUNT PROPOSED.....\$ 23,950.00.....

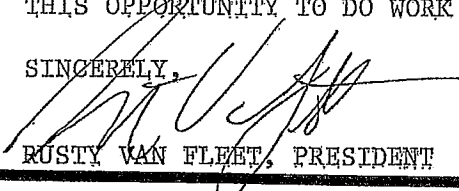
FRONT TILE ROOF CANOPY AT FRONT ENTRANCE

1. REMOVE EXISTING WALL FLASHINGS, TILE AND TRIM AS NEEDED TO
2. RE SEAL ROOF FLASHING TO WALL.

AMOUNT PROPOSED.....\$ 2,850.00.....

PLEASE CALL IF THERE ARE ANY QUESTIONS, AND AS ALWAYS, THANK YOU FOR
THIS OPPORTUNITY TO DO WORK FOR YOU.

SINCERELY,


RUSTY VAN FLEET, PRESIDENT

Precision Painting Co.

Estimate

215 East Fairview
Kingsville, TX 78363
Cell: 361.455.9596

Date	5/31/2011
------	-----------

Estimate No.	774
--------------	-----

Project: Commercial

Estimate For:

Kingsville Police Dept
1700 East King Ave
Kingsville, Texas 78363

Description	Qty	Rate	Total
Paint all exterior of building		34680.00	34,680.00

Job consist of - Paint storage area to east side , all gates ,doors trim work .

Paint main building , pressure washing , scraping ,sanding, stucco repair ,caulking , spackling ,priming,
all trim work ,two finish coats will be applied.

Approximate time to complete job 4 to 6 weeks weather permitting.

Labor Only

Acceptance of Contract: The above prices, specifications and conditions are satisfactory and are hereby accepted. We are authorized to do the work as specified. Payment will be made as written above. Extras are not included.

Total	\$34,680.00
-------	-------------

Reynaldo D. Ruiz Jr.

Customer Signature

PRECISION PAINTING CONSTRUCTION CO.

Precision Painting Construction Co. is more than just a name--- It's our way of doing business. Our company is a well established contractor serving the surrounding areas of South Texas. We are fully insured and our pricing is competitive. Precision Painting Construction Company is a residential and commercial painting company. Our expertise comes from years of experience and training. Our professionalism with more than 20 years of experience, we keep our customers satisfied which establish our good name. We know our honesty in business and jobs make us a Company worth working for you. References are provided upon request.

Services :

Painting / spray / Textures all types / Faux finishes / cabinet and floor / custom made cabinets/refinishing / Plumbing / Power washing / Carpentry and Complete remodeling

When you choose Precision Painting Construction Company ., you receive professional, prompt and courteous service from the beginning to the end of your project. We understand the stresses that can result with renovating hence our objectives are to make your painting project efficient. We treat your home as our own and take pride in the fact that we're no ordinary painting company.

Precision Painting Construction Company has the expertise combined with total job site management to take on any challenge. We work with general contractors, facilities managers, and business owners to complete any type of commercial or residential projects in any circumstance.

Working for you!

Precision Painting Co. Reference Sheet

Alpha Engineering
109 North 5th
Kingsville, Texas 78363
Business(361)592.2977
Cell(361)522.6677
Ask for Homer Castillo

Centry21
Quandt Realty
1601 S. Hwy 77
Kingsville , Texas 78363
Business(361)592.2121
Ask For Wayne W. Quandt

King Ranch - La Oruga Ranch
P.O. Box 1217
Kingsville, Texas 78363
Office(361)595.4195
Fax(361)595.7742
Cell(361)522.1512
La Oruga Ranch Manager
Ask for Pat Ley

Hees Investments LLC
Tom Best
464 North PR 1077
Kingsville, Texas 78363
Phone: (361)522.4311

**John Saenz
587 South CR1080
Riviera ,Texas 78379
Phone: 361.522.8300**

AGENDA ITEM #13

**KINGSVILLE POLICE DEPARTMENT
INTER-OFFICE MEMORANDUM**

February 2, 2012

TO : Vincent J. Capell

FROM : Ricardo Torres, Chief of Police

SUBJECT : Projects for Consideration with FY2010-2011 Fund Balance

During my recent performance appraisal we met and specifically discussed my desire to replace protective body armor for our officers. The project which I have put forth for consideration addresses that need.

The majority of the body armor being worn by officers in the field was purchased in August of 2008. The majority of our current armor for our SWAT Unit is nearly 10 years old and needs to be replaced. To assist us with the cost of body armor we have aggressively targeted the Bulletproof Vest Proposal Grant over the last few years. Unfortunately, we have only been funded about four thousand dollars during that time, which is approximately only 10% of the total costs of the vests. The additional costs during my tenure have all been paid for from Chapter 59 funds. In addition the BVP Grant does not fund tactical body armor for our SWAT Unit.

One of the questions you may have is, "How often should we change our body armor?" Each unit of body armor is made up of two parts: the ballistic panels and the carrier. The ballistic panels are warranted for five years, and a replacement is recommended at the end of that period. The carriers are warranted for 12 months and should be replaced as needed. The warranty is null and void if improper care, misuse or neglect occurs.

The proposal will allow for our department to accomplish the goal of replacing the body armor more quickly rather than over the course of the next year or number of years. These goals mirror the goals of the city commission including promoting the safety, health and the general well-being of the community within the bounds of fiscal responsibility while preserving and advancing the quality of life resulting in exceptional civic pride.

As per our staff meeting on Wednesday, February 1st, 2012 we would request that this item be placed on the City of Kingsville Commission Agenda for Monday, February 13th, 2012 for consideration.

**CITY OF KINGSVILLE POLICE DEPARTMENT
POLICE OFFICER BODY ARMOR/TACTICAL BODY ARMOR
REPLACEMENT PROJECT**

The City of Kingsville City Commission mission statement indicates that they promote the safety, health and general well being of the community within the bounds of fiscal responsibility while preserving and advancing the quality of life resulting in exceptional civic pride. The mission statement is followed up with a Vision Statement and within that statement the commission states that they insure a safe, secure and healthy environment through effective, efficient fire and police protection.

In this day and age maintaining a safe and secure environment is becoming more challenging. Citizens need only view the local news channel and know that during the last few weeks violent acts have occurred in surrounding communities as well as our own. It is apparent that police officers are dealing with armed and violent subjects more often. We have identified a few of those recent events in this project request to reinforce our position regarding our request.

On Monday December 5th, 2011 Rachelle Dianne Grimmer walked into a Texas Department of Health and Human Services Office in Laredo, Texas where she took a man hostage. She held police at bay for several hours prior to releasing the man. Ms. Grimmer then shot her 10 year old son, 12 year old daughter and herself at about 11:50p.m. Unfortunately none of them survived.

On Monday, December 19th, 2011 an Alice police officer drove to the residence of the parent's of his estranged wife in Annville and shot her dead. He left the residence with their 8 year old son as a hostage. Police were able to locate him in Alice a short time later at which time a SWAT Unit from Corpus Christi Police Department responded. Fortunately the hostage taker released the hostage and then gave up without incident.

On Friday, January 6th, 2012 a female called in to the Kingsville Police Department stating that she wanted to kill herself. The female was located and detained without incident. However she made it clear that she wanted to die and if she had access to any weapons would do that which was necessary. She wanted an officer to kill her. This is a classic scenario where the end result is "suicide by cop." In these situations the offender may shoot a citizen or anyone near her/him to force the police to take action against her/him.

On Tuesday, January 10th, 2012 in Alice, Texas Kimberly Lee Gonzalez 26YOA was found slumped over and bloodied in a bathroom stall at the South Texas Welfare Office. It appears that her husband either shot or stabbed her to death. Further details have not been released on the incident at the writing of this project justification.

We not only have to deal with the issues mentioned above but the City of Kingsville is located on a High Intensity Drug Trafficking area. It is a convergence point for traffic southbound into Mexico and South America as well as for traffic traveling northbound. These traffic routes are used for smuggling US Currency and firearms south into Mexico and South America as well as transportation of narcotics, illegal immigrants and terrorist into the U.S. Over 30,000 people on the Mexican side of the Texas/Mexico border have been killed over the last three years by the drug trafficking organizations fighting over these prized transportation routes. An astute person would realize that the cargo being transported is of high value to the DTO's who at some point will engage any entity or person who attempt to take this from them.

The City of Kingsville Police Department has all but two of our officers who are active shooter trained through the Advanced Law Enforcement Rapid Response (ALERRT) Center. We have three active shooter instructors on our staff. The Alerrt website states, *"Officers working along our violent southern border and others working in rural areas of states across the United States asked for training to deal with violent situations they face outside of buildings and urban settings. In addition to developing and delivering training courses to better prepare this country's first-responders to effectively respond to acts of violence against its citizens, ALERRT also works with the Bureau of Justice Assistance on initiatives such as Preventing Violence Against Law Enforcement Officer Resilience and Survivability Initiative (VALOR) to stem the violence directed against the officers themselves."*

Superior training partnered with the purchase of the very best equipment will insure the safety of not only our officers but also those citizens whom we are sworn to protect. The City of Kingsville Police Department is requesting consideration of the purchase of the Safariland Second Chance Summit IIIA Full Wrap concealable vest the officers of our department. There are many makes and models in the concealable ballistic body armor industry; however, the Safariland product has certainly pulled away as the leader in innovation and officer protection. Nationwide there have **been over 3,000 officers saved by concealable body armor**; 1,700 of those were wearing a Safariland vest. According to these reported numbers, this means 2 out of 3 agencies have chosen Safariland as the product of choice to keep their public safety officers protected. According to the Officer Down Memorial Page (ODMP), **65 police officers (nationwide) were killed by gunfire in 2011**. This is a considerable jump from previous years. Nationwide, Texas has the second highest rate of officers killed by gunfire; definitely an alarming number. Here's a disturbing fact, in 2012 (year-to-date) 4 police officers (nationwide) have all been killed on-duty, and all were by gunfire. Based on these numbers, we are obligated to provide our first responders with the best quality product available to protect them from gunfire.

Although Safariland has a wide variety of concealable body armor products, the Summit IIIA is one of the vests with documented ***stops against a FN 5.7x28mm (cop killer) bullet***. Not many

vests can claim they will stop this bullet, however, Safariland can. So, we take into context how this single piece of concealable body armor can stop a killer.

We can certainly agree how a more protected piece (of armor) can perform in a tactical environment. Safariland's Protech Tactical vests not only provide protection against the typical **5.56ml bullet but also against the (ever-popular) AK-47 7.62x39mm**. Safariland produces a chest plate (within their tactical vests) that can stop multiple strikes from an AK-47 rifle. This is definitely a blessing against terrorists. Kingsville Police SWAT officers have a history of a demanding callout schedule; they should only be provided with the best equipment in order to ensure their safe return (each and every day) to their families.

What sets these particular vests apart from others in the industry is the special threats it is capable of stopping as well as its flexibility for officer mobility. In the realm of officer survival, mobility equals survivability. According to the ALERRT (Advanced Law Enforcement Rapid Response Training) center, aside from an officer's pistol, body armor is viewed as the second point of cover from gunfire; making it the second most important piece of equipment an officer can have.

Listed below is the cost to outfit all 50 officers of the Kingsville Police Department with new body armor, inner carrier and outside carrier for patrol duty. Our current body armor is nearing its end of life. Although we have applied for the Bureau of Justice Bulletproof Vest Program it is only covering approximately 10% of the cost.

50 SC-SM01-IIIA* Second Chance Summit IIIA Full Wrap	EA \$847.15	\$42,357.50
50 SC-UNIFORMCARR* Second Chance-Uniform Carrier	EA \$117.38	\$5,869.00

The Kingsville Police Department is proud to be the only department in the State of Texas where the entire SWAT Unit was awarded a Unit Citation by the Texas Tactical Police Officer's Association. Our team has expanded to twelve operators and two sniper teams. Most of the tactical body armor used by the team members is over 10 years old exceeding its useful life as per the manufacturer's standards.

12 PTA-FAV-MKII-SM01-MOPLLoEte*ch FAV MKII Enhanced SM01 Molle	EA \$1,689.50	\$20,274.00
12 PTA-COLLAR* Protech-Ballistic Collar-Stealth	EA \$109.50	\$1,314.00
12 PTA-THROAT-SM01* Protech Throat Protection for SM01	EA \$107.50	\$1,290.00
12 PTA-UPPERARM* PT100 Stealth Upper Arm Protection	EA \$347.00	\$4,164.00
12 PTA-GP-SM01* Protech 06 std Groin Protection	EA \$249.00	\$2,988.00
12 PTA-MPS* Protech 6 Pouch Set	EA \$150.00	\$1,800.00
12 PTA-E1-POLICE* Protech 1" Police ID Patch	EA \$13.25	\$159.00
12 PTA-E2-POLICE* Protech-2 Inch Police ID Patch	EA \$19.75	\$237.00

TOTAL TO FUND THIS PROEJCT: \$80,452.50

The quotation above reflects Buyboard contract 363-10, contact period 04/01/11—03/31/14.

In considering the purchasing of these vests for our officers one need only ask themselves two questions:

1. Would the end result of an incident have turned out better if the officers responding were better trained?
2. If the officers responding had the best body armor in incidents where officers are shot would that have a higher officer survival rate?

Most would agree that the answer to these questions is yes. The officers and staff at the Kingsville Police Department constantly train to insure that we are prepared for the inevitable. For example on Tuesday, January 10th, 2012 officers trained in shoot don't shoot scenarios using force on force. Force on force has been identified as the highest standard in providing training for officers. This type of training elevates the emotions of the officers and simulates a live situation as the officers are actually having rounds fired at them, despite the officers using rounds consisting of wax bullets they still cause pain when they strike the officers. The scenarios teach officers how to best utilize cover, quick decision making and also how to fight through pain when involved in a shooting scenario. We constantly address this first prong of this issue. We would ask that the City of Kingsville City Commission assist us by approving this project so that we may address the second prong of this issue. Please take the aforementioned information into consideration as you decide on which project(s) to fund.



GT Distributors - Austin
P.O. Box 16080
Austin TX 78761
(512) 451-8298

Quote	QTE0052249
Date	1/6/2012
Page	1

Bill To:

Kingsville City of
Attn: Accounts Payable
P. O. Box 1458
Kingsville TX 78364

Ship To:

Kingsville City of
Kingsville TX 78363

Purchase Order No.	Customer ID	Salesperson ID	Shipping Method	Payment Terms	Req. Ship Date	Master No.
PROTECH	001607	JD	FACTORY DIRECT	NET 15	0/0/0000	809,036
Quantity	Item Number	Description	UOM	Unit Price	Ext. Price	
50	SC-SM01-IIIA*	Second Chance Summit IIIA Full Wrap	EA	\$847.15	\$42,357.50	
50	SC-UNIFORMCARR*	Second Chance-Uniform Carrier	EA	\$117.38	\$5,869.00	
12	PTA-FAV-MKII-SM01-M	Protech FAV MKII Enhanced SM01 Molle	EA	\$1,689.50	\$20,274.00	
12	PTA-COLLAR*	Protech-Ballistic Collar-Stealth	EA	\$109.50	\$1,314.00	
12	PTA-THROAT-SM01*	Protech Throat Protection for SM01	EA	\$107.50	\$1,290.00	
12	PTA-UPPERARM*	PT100 Stealth Upper Arm Protection	EA	\$347.00	\$4,164.00	
12	PTA-GP-SM01*	Protech 06 std Groin Protection	EA	\$249.00	\$2,988.00	
12	PTA-MPS*	Protech 6 Pouch Set	EA	\$150.00	\$1,800.00	
12	PTA-E1-POLICE*	Protech 1" Police ID Patch	EA	\$13.25	\$159.00	
12	PTA-E2-POLICE*	Protech-2 Inch Police ID Patch	EA	\$19.75	\$237.00	
1	BUYBOARD		Each	\$0.00	\$0.00	
Quotation reflects Buyboard Contract 363-10 Contract period 04/01/11-03/31/14. Fax BuyBoard PO's to 1-800-211-5454 only.						

All returns must be authorized by GT Distributors. Interest charges on past due invoices at the maximum rate allowed by law.

Your salesperson is Amy Hahn.
Thank you.
chiefofpolice@kingsvillepd.us

Subtotal	\$80,452.50
Misc	\$0.00
Tax	\$0.00
Freight	\$0.00
Total	\$80,452.50

AGENDA ITEM #14

KINGSVILLE POLICE DEPARTMENT
INTER-OFFICE MEMORANDUM
February 2, 2012

TO : Vincent J. Capell
FROM : Ricardo Torres, Chief of Police
SUBJECT : Projects for Consideration with FY2010-2011 Fund Balance

During my recent performance appraisal we met and specifically discussed my desire to perform certain Police Department facility fixes including signage and landscaping. The project that is attached for consideration addresses that need.

As per our staff meeting on Wednesday, February 1st, 2012 we would request that this item be placed on the City of Kingsville Commission Agenda for Monday, February 13th, 2012 for consideration.

**CITY OF KINGSVILLE POLICE DEPARTMENT
KINGSVILLE LAW ENFORCEMENT
PROPERTY BEAUTIFICATION PROJECT**

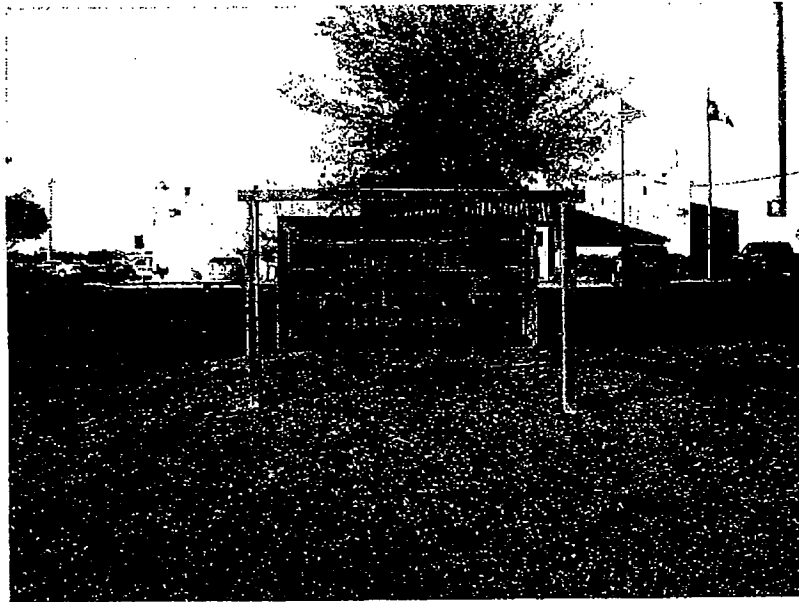
The City of Kingsville City Commission mission statement indicates that they promote the safety, health and general well being of the community within the bounds of fiscal responsibility while preserving and advancing the quality of life resulting in exceptional civic pride. The mission statement is followed up with a Vision Statement and within that statement the commission states that they promote well planned neighborhoods.

The Kingsville Law Enforcement Center is located at 1700 E. King, which is just a few hundred feet from one of the major thoroughfares into the city off of US Highway 77 South. First impressions take in all signals given off by a new experience. Therefore we are charged with providing good signals of our community as a new resident or visitor comes through our city. The City of Kingsville is the driving force in the beautification of our community. We should lead by example by providing great first impressions of our city building.

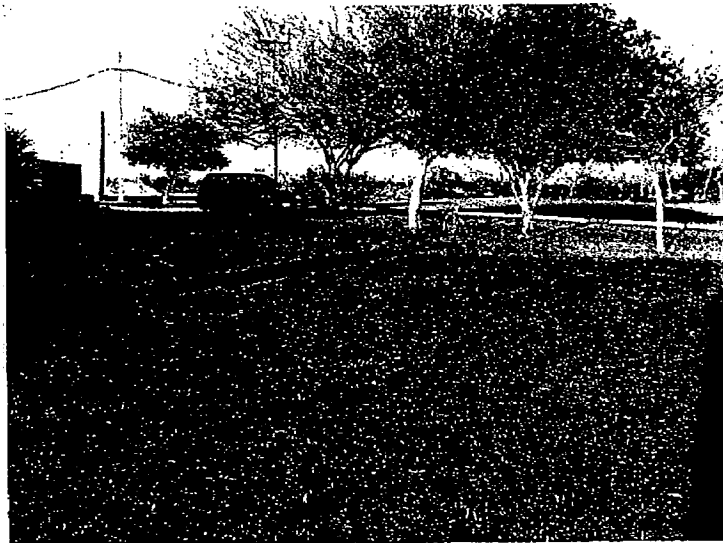


The photograph above depicts the front area of the Kingsville Law Enforcement Center. This area needs to be landscaped and beautified. We were able to get La King Nursery to give a proposal on beautification of the project. Their proposal would include installation and landscaping of 37 pallets of grass, 10 Christmas Hollies, 35 three gallon Ixora yellow and orange in color, 10 fire claret 1-2 gallons, 2 spiral cypress, 2 italian cypress, 60 lantana 1 gallon yellow in color. Landscaping guaranteed for 3 months.

Better Lawns & Gardens provided a landscaping plan that would include 14 foras, 14 upon holly, 14 indian hawthorn, brown mulch, rubberized edging, plant flora tan grass, till, level and fertilize dirt and remove debris to landfill.



La King Nursery also indicated that they would make this sign area into a 100ft x 20ft landscaped area with a sign and floodlights. Better Homes and Gardens was working in conjunction with Macareno Signs to address this area as well but they had not provided any current quotes.



A quote for installation of a sprinkler system in the front area around the front signage was acquired from Beltran's Worry Free Sprinklers and Better Homes & Gardens. The sprinkler system would be installed in the front are of the Kingsville Law Enforcement Center.

Listed below is the entity and their pricing for the projects.

AREA ADJACENT TO BUILDING LANDSCAPING PROJECTS:

La King Nursery	\$23,500.00
Better Lawns & Gardens	\$5,600.00 + \$3,414.00 = \$9,014.00

SIGNAGE AREA PROJECT:

La King Nursery	\$5,000.00 (Does not include sign only landscaping)
Better Lawns & Garden	\$7,445.00 (See example of sign included in packet)
Macareno Signs	

SPRINKLER PROJECT:

Beltrans's Worry Free Sprinklers	\$5,500.00
Better Lawns & Gardens	between \$4,200.00 to \$5,600.00

Our recommendation is fund the \$23,500.00 from La King Nursery. This is a full project for the entire front area of the Kingsville Law Enforcement Center. Should the commission feel that this is to expensive then we can go with the \$9,014.00 project.

We recommend the signage project from Better Lawns & Gardens and Macareno Signs at a cost of \$7,445.00 and the sprinkler project from Beltran's Worry Free Sprinklers since it is definite price.

The total cost depending on the Landscaping Projects are as follows:

La King Nursery	\$23,500.00	Better Lawns & Gardens	\$9,014.00
Better Lawns &	\$7,445.00	Better Lawns & Gardens &	\$7,445.00
Macareno Signs		Macareno Signs	
Beltran's Sprinklers	\$5,500.00	Beltran's Sprinkler	\$5,500.00
GRAND TOTAL	\$36,445.00	GRAND TOTAL	\$21,959.00

We would request that these projects be considered for funding with regards to the beautification of our building. Thank you for your consideration.



Proposal

La King Nursery
1301 E. King
Kingsville, Texas 78363

Rosa Mireles Ponce
Landscape/Garden Designer

(361)-592-9933

Proposal Submitted To Kingsville Police Dep	Phone 361-59 4311	Date 01/11/2012
Street 1700 E KING AVE	Job Name Landscaping	
City, State & Zip Code Kingsville, Texas 78363	Job Location Kingsville, Texas 78363	
Architect Rosa Mireles Ponce	Date of Plans Open	Job Phone 361.592.9933

We hereby submit specifications and estimates for: **Landscaping on Kingsville police Dep. EREBY submit material and terms:**
Complete installation of Landscaping with the following plants 37 pallets of grass, 10 Christmas Holly 35 3 gallons ixora yellow and orange 10 Fire Clinker 1-2 gallons, 2 Spiral cypres, 2 Italian cypres 60 lantana 1 gallon yellow metal green edging 9 crape myrtles as well finish w/ mulch on Landscaping. We have our garanty in all landscaping of 3 months from the day we starting a job

We Propose hereby to furnish material and labor - complete in accordance with above specifications, for the sum of:

Twenty three thousand & five hundred dollars (\$23,500.00)

Payment to be made as follows:

half of the amount paid at first and the other half when the job is done

All material is guaranteed to be as specified. All work to be completed in a workmanlike manner according to standard practice. Any alteration or deviation from above specifications involving extra costs will be executed only upon written orders, and will become an extra charge over and above the estimate. All agreements contingent upon strikes, accidents or delays beyond our control. Owner to carry fire, tornado and other necessary insurance.

Authorized Signature _____

Note: This proposal may be withdrawn by us if not accepted within _____ days.

Acceptance Of Proposal - The above prices, specifications and conditions are satisfactory and are hereby accepted, You are authorized to do the work as specified, Payment will be made as outlined above. Signature _____

Date of Acceptance: _____

Signature _____



500 E. Richard • Kingsville, TX 78363 • (512) 592-8950

SERVICE PROPOSAL

Better Lawns and Gardens will perform the following services for _____
Kingsville Police Dept. - 1700 East King

DESCRIPTION OF SERVICES

14 Zones 14 Upon Holly, 14, Indian Hawthorn
Brown mulch Rubber edging Plant flora Tan
grass till level fertilize dirt

Better Lawns and Gardens will be responsible for providing all tools and equipment that is required, and all work will be performed safely and in a good workmanlike manner for the sum of: 3,414

Payment will be made in the following

manner: \$414 to start The rest upon completion

Special Instructions: Hal of all debris to handle

BETTER LAWN & GARDENS
 CRIS GARCIA

ACCEPTANCE OF SERVICE PROPOSAL

Cris Garcia accepts this service proposal in its entirety.

CONTRACTING PARTY: _____ DATE: _____

Plant's # 576,
 mulch # 560
 Rubber edging 144
 Italian Cypher # 1,134



500 E. Richard • Kingsville, TX 78363 • (512) 592-8950

SERVICE PROPOSAL

Better Lawns and Gardens will perform the following services for

Kingsville Police Dept - 1500 East King Ave
1700

DESCRIPTION OF SERVICES

Plow & leveling with Till, Rake & Level using
fertilizer for dirt planting 32 pellets of Floratam
grass haul off all debris to land fill

Better Lawns and Gardens will be responsible for providing all tools and equipment that is required, and all work will be performed safely and in a good workmanlike manner for the sum of: 5,600

Payment will be made in the following

manner: 3,600 for grass to start The Rest upon completion

Special Instructions: _____

BETTER LAWNS AND GARDENS
CRIS GARCIA

ACCEPTANCE OF SERVICE PROPOSAL

Cris Garcia

accepts this service proposal in its entirety.

CONTRACTING PARTY: _____

DATE: _____

Sprinkles System

4200 - 5600

JAN. 9,2012

BELTRAN'S WORRY FREE SPRINKLERS**HOMER V. BELTRAN (OWNER)****P.O. BOX 65 SANDIA, TEXAS 78383****361-319-1838 OR 361-384-9495****PROPOSAL FOR: KINGSVILLE POLICE DEPT.****JOB PHONE: 361- LISTED****CELL NO. 361-****LOCATION: 1700 EAST KING AVE.****KINGSVILLE, TEXAS 78332****SPECIFICATIONS: WE HEREBY SUBMIT MATERIAL AND TERMS FOR THE FOLLOWING:****COMPLETE INSTALLATION OF LAWN AUTOMATIC SPRINKLER SYSTEM TO FRONT AND SIDES OF YARD ON PROPERTY AS SHOWNED TO CUSTOMER W/ FLAGS ON AREAS OF YARD TO BE IRRIGATED (10 ZONES REQUIRED) W/PLOT PLAN!****BRAND NAME; HUNTER'S IRRIGATION MATERIAL, ONLY!****A: HUNTER'S PRO-C CONTROLLER 12-STATION UNIT W/ WIRELESS RAIN SENSOR. 10 ZONES ACTIVATED ON CONTROLLER.****B: HUNTER'S 1" (ELECTRICAL) VALVES W/ 6" GRN. VALVE COVERS (10 CT.)****C. SPRINKLERS: HUNTER'S PRO-SPRAYS 6" POP-UPS (50 CT) W/ NOZZLES AND HUNTER'S ROTARY (PGP'S) HEADS (24 CT) INCLUDES 6" AND 12" SWING JOINTS ON ALL HEADS FOR BETTER COVERAGE and PROTECTION!****D. BACK FLOW DEVICE OR PVB: 1 " WILKINS PVB W/ 1 1/4" PVC SHUT-OFF REQUIRED!! (NOT REQUIRED) 0 CT. (CLEAR-VIEW 1 1/2" FILER 30 MESH, KEEPS SPRINKLER SYSTEM RUNNING CLEAN FROM SAND AND TRASH!****E. WIRING: 18 GA. COLOR-CODED WIRE (COPPER CABLE) FOR IDENTIFICATION FROM CONTROLLER TO VALVES W/ NO SPICING BETWEEN CONTROLLER AND VALVES. ONE OR MORE SPARE WIRES FOR FUTURE TO BE INSTALLED!(WIRE FOR FUTURE USE WILL BE AVAILABLE!)****F: BLUE-PRINT OF SPRINKLER SYSTEM: 10 ZONES WILL BE OF ENTIRE LAYOUT! (PICTURES THAT WILL SHOW LOCATION OF HEADS, VALVES, AND PVC., AS YOUR BLUE PRINT! THESE WILL BE 5"X 7" COLOR PICTURES THAT WILL BE SUPPLIED, UPON COMPLETION!****G. PCV PIPE: CONSIST OF MAIN LINE AND LATERALS, SIZES ARE 1/2"-500 ft., 3/4"-900 ft., 1"- 900 ft., FOR LATERALS and 1 1/4" 300 ft. FOR MAIN LINE! ALL PVC PIPE WILL BE SCHED. 200. RATED FOR 200 PSI!****H. WARRANTY: (2 YEAR WARRANTY FROM COMPLETION DATE) ON NEW SPRINKLER SYSTEM! TAMPERING WITH SPRINKLER SYSTEM WHILE UNDER WARRANTY WILL VOID CONTRACT AND TERMS AND BE SUBJECT TO REPAIR COSTS. WARRANTY COVERS PARTS AND LABOR.(ALSO, THERE IS NO HIDDEN SERVICE OR SYSTEM CHECK FEES WHILE UNDER WARRANTY!****(SERVICE AFTER THE SALE!)****WE HEREBY PROPOSE LABOR AND MATERIALS COMPLETELY IN ACCORDANCE WITH THE ABOVE SPECIFICATIONS FOR THE SUM OF: REGULAR TOTAL PRICE: \$650.00 per zone X 11 zones equals (\$6,500.00) (OUR CASH PRICE: \$550.00 PER ZONE X 10 ZONES EQUALS (\$5,500.00) PRICE INCLUDES SET-UP FOR BACK YARD THAT REQUIRES 0 ZONES TOTAL CASH PRICE INCLUDES PERMIT , LABOR, AND MATERIAL!**

MUST SUPPLY TAX EXEMPTION # TAX DEDUCTION!

TERMS OF PAYMENT: HALF DOWN OF \$2,750.00 TO SCHEDULE AND ORDER MATERIAL AND BALANCE OF \$2,750.00, UPON COMPLETION OF JOB.

CONDITIONS: ALL MATERIAL IS GUARANTEED TO MEET SPECIFICATIONS, WILL BE PERFORMED IN ACCORD WITH STANDARD PRACTICE. ANY ALTERATIONS TO OR DEVIATIONS FROM THE ABOVE SPECIFICATIONS INVOLVING EXTRA COSTS WILL BE EXECUTED ONLY UPON WRITTEN ORDERS, AND WILL BE BILLED AS AND EXTRA CHARGES OVER AND ABOVE THIS ESTIMATE. ALL AGREEMENTS CONTINGENT UPON STRIKES, WEATHER, ACCIDENTS OR DELAYS BEYOND OUR CONTROL.

NOTE: THIS PROPOSAL MAY BE WITHDRAWN BY US IF NOT ACCEPTED WITHIN: 30 DAYS OF PROPOSAL DATE ON CONTRACT.

ACCEPTANCE: THE ABOVE PROPOSED PRICES, SPECIFICATIONS, AND CONDITIONS ARE SATISFACTORY AND HEREBY ACCEPTED. YOU ARE AUTHORIZED TO COMPLETE THIS WORK AS SPECIFIED. PAYMENT WILL BE MADE AS INDICATED ABOVE!

SIGNATURE OF OWNER OR OWNERS

(1)

SIGN AND DATE

DATE ACCEPTED _____ / _____ / 2011

(2)

SIGN AND DATE

IRRIGATION IN TEXAS IS REGULATED BY THE TEXAS COMMISSION ON ENVIRONMENT QUALITY (TCEQ) (MC-178) P.O. BOX 13087, AUSTIN, TEXAS 78711-3087. TCEQ'S WEB SITE IS: WWW.TCEQ.STATE.TX.US. TEXAS LICENCE NO. 7505 AND WE ARE INSURED!

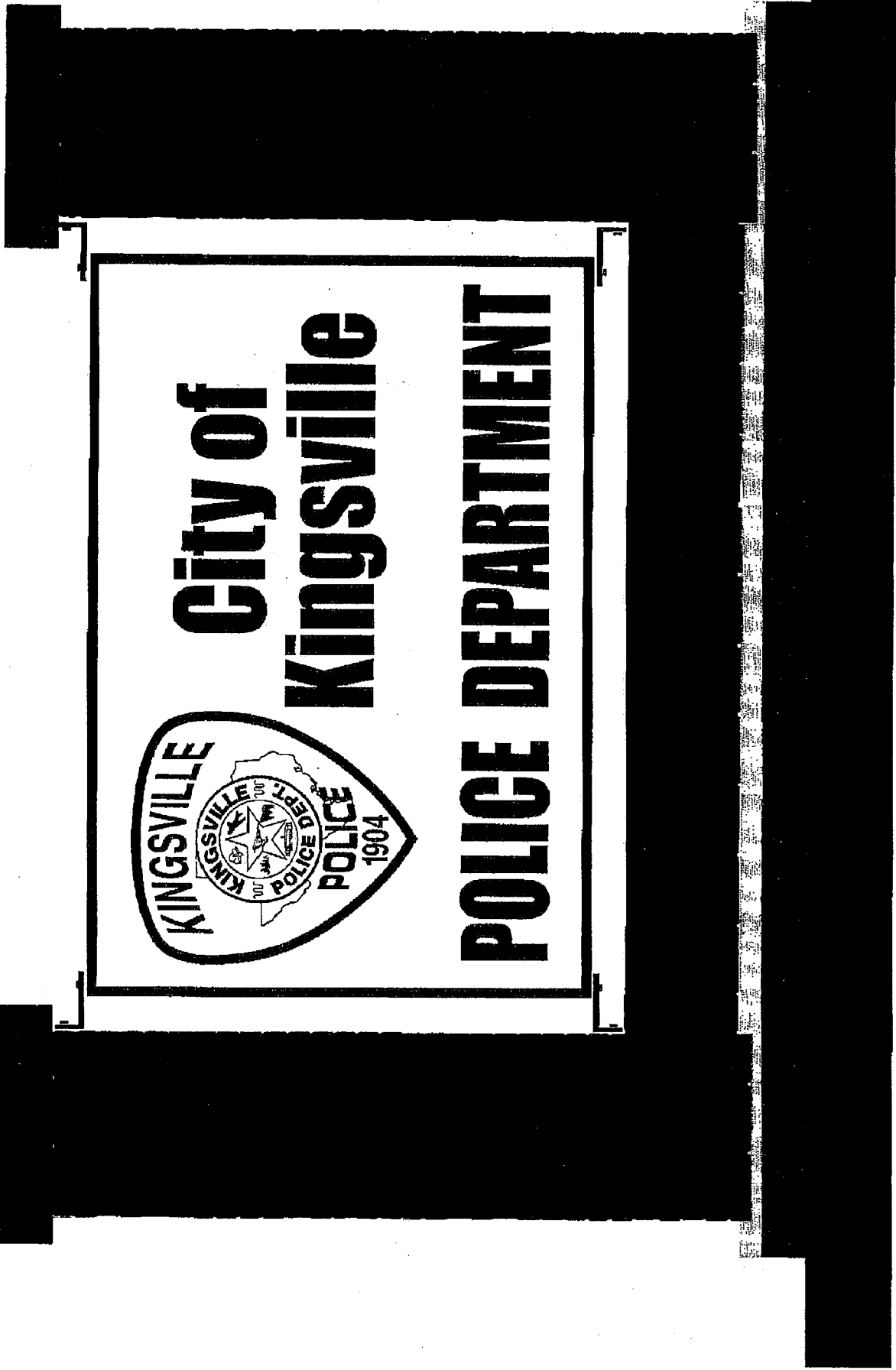
~~HOMER V. BECK~~
LICENCE IRRIGATOR # 7505

AUTHORIZED SIGNATURE

ADDITIONAL COMMENTS OR ORDERS WRITTEN HERE, MUST BE SIGNED AND DATED!

SECTION II: IF GRASS PLANTING IS REQUIRED

1. 0 PALLETS OF FLORA-TAN CARPET GRASS
2. COMPLETE INSTALLATION OF PALLETS TO EXISTING DIRT GRADE
3. ROLLER-TILTING AND PRE-GRADE OF DIRT WILL BE DONE!
4. LANDSCAPING AND FLOWER-BEDS DESIGNS MUST BE MARKED!
5. TOTAL PRICE: \$0.00 PER PALLET X 0 PALLETS = \$0.00 INSTALLED!
PAYMENT TERMS SAME AS ABOVE 1/2 DOWN AND BALANCE UPON COMPLETION
6. WARRANTY: ONE YEAR WITH PROPER WATERING SCHEDULE! ANY TAMPERING WITH SCHEDULE OR CHEMICALS OR WEATHER RELATED ALTERATIONS WILL VOID WARRANTY!



**City of
Kingsville**

POLICE DEPARTMENT



209 E. Nettie Ave.
Kingsville, TX 78363
361-592-0545

Estimate

Date	Estimate #
2/2/2012	973

Customer
CITY OF KINGSVILLE PO BOX 1458 KINGSVILLE, TX 78364

Qty	Description	Rate	Total
1	DOUBLE SIDED SAND BLASTED SIGN (CITY OF KINGSVILLE POLICE DEPT.)	3,995.00	3,995.00
1	BRICK STRUCTURE & FOUNDATION	3,450.00	3,450.00
1	ELECTRICAL LIGHT & SERVICE (OPTIONAL)	0.00	0.00
		Subtotal	\$7,445.00
Phone #	Fax #	E-mail	Sales Tax (0.0%) \$0.00
361-592-0545	361-595-4053	macarenosigns@sbcglobal.net	Total \$7,445.00

AGENDA ITEM #15



Purchasing Department

361-595-8025
361-595-8035 Fax

DATE: February 3, 2012

TO: City Commission through City Manager

FROM: David Mason, Purchasing/IT Director

SUBJECT: Community Appearance Building

SUMMARY

This item authorizes the purchase of goods and services to enhance the outside aesthetics of the Community Appearance Building located at 200 W. Lee.

BACKGROUND

The current condition of the outside of this building is not consistent with its use as the Community Appearance Building. Three quotes were received for the requested improvements.

RECOMMENDATION

We believe the best value for the City is to have Complete Custom perform the minor repairs and painting on this job. This contractor provided the lowest quote of \$9,750.00 and is a Better Business Bureau accredited business.

FINANCIAL IMPACT

This action will expend a total of \$9,750.00 to provide exterior building enhancements. It is recommended to set aside an additional \$2,000 for this project in case of unforeseen issues with the building. Along with the \$11,750.00, additional funds should include \$3,500.00 for landscaping and \$1,500 for fence screening. This will bring the total cost to \$16,750.00. Funding for these items will come from the FY 2010-2011 surplus fund balance.

Approved

Vince Capell, City Manager

AGENDA ITEM #16



Engineering Department

361-595-8007

361-595-8035 Fax

DATE: February 3, 2012
TO: City Commission through City Manager
FROM: Naim Khan, Director of Public Works/City Engineer
SUBJECT: Ailsie Avenue and Armstrong Street Pavement Project

SUMMARY

This item authorizes the City staff to do paving work at Ailsie Avenue and Armstrong Street (removing and replacing curb & gutter and base materials as needed, patching the bad part of the street, random compaction test for the sub-grade and finally resurfacing the whole street with Hot-mix Asphalt (HMAC)).

BACKGROUND

Ailse and Armstrong are major thoroughfares but the condition of these streets is very poor and the situation is deteriorating every day. Patching crews spend lots of time to keep these streets working without any major success. Schools and business are situated along both of these streets and lots of people commute through these streets daily.

RECOMMENDATION

Staff recommends the paving of Ailsie Avenue from Carlos Truan Blvd to Franklin Adams except the portion of the road from 6th Street to Loop 428 and the paving of Armstrong Street from Santa Gertrudis to Caesar Avenue.

FINANCIAL IMPACT

Total Cost to repair both of these two streets: \$507,147.58

Approved

Vincent Capell, City Manager

PRELIMINARY COST ESTIMATE FOR AILSIE AND ARMSTRONG PAVEMENT WORK

Street Name	From	To	Total Length feet	Width feet	Area		Lb/Sy	Hot -Mix		Total Cost	Emulsion Unit Cost/ SF	Total Cost
					Sq. Feet	Sq. Yard		Tons	Unit Cost/ Ton			
Ailsie	Carlos Truan	Brahma Blvd	3967	36	142812	15868	165	1309.11	\$77.19	\$101,050.20	\$0.29	\$41,415.48
	Brahma Blvd	Loop 428	1152	36	41472	4608	165	380.16	\$77.19	\$29,344.55	\$0.29	\$12,026.88
	6th Street	Franklin Adams	1700	36	61200	6800	165	561	\$77.19	\$43,303.59	\$0.29	\$17,748.00
							Total			\$173,698.34		\$71,190.36
Armstrong	Santa Gertrudis	King	2510	40	100400	11155.56	165	920.3333	\$77.19	\$71,040.53	\$0.29	\$29,116.00
	King	Caesar	3230	36	116280	12920	165	1065.9	\$77.19	\$82,276.82	\$0.29	\$33,721.20
							Total			\$153,317.35		\$62,837.20
							Total			\$461,043.25		
							Contingency -10%			\$46,104.33		
							Grand Total			\$507,147.58		

AGENDA ITEM #17



Engineering Department

361-595-8007

361-595-8035 Fax

DATE: February 2, 2012
TO: City Commission through City Manager
FROM: Naim Khan, Director of Public Works/City Engineer
David Mason, Director of Purchasing/IT
SUBJECT: GIS Equipment and Server

SUMMARY

This item authorizes the Engineering Department to purchase equipment necessary to operations in Geographic Information Systems (GIS), namely, new GPS units, software and a dedicated GIS solution.

BACKGROUND

Our current GIS environment is in need of a major upgrade. The GPS units we currently use are on loan to the GIS Technicians from the Geology Department at the University. On occasion, the GPS units must be returned to the University for use in the classroom, with little or no notice. The Engineering Department needs consistent access to GPS units to maintain mobile mapping capabilities. It will be necessary to install ArcPad software on the new units, along with additional software for post processing, correcting satellite errors. Various City departments have expressed interest in GIS capabilities. In order, to maintain data integrity and avoid purchase of costly individual licenses for every concurrent user at every department ArcGIS server offers an alternative. This alternative centralizes the GIS maps and creates user friendly layouts and search criteria. In addition, the server can act as an intermediary for web based mapping and geo tagging. It is important to note that ArcGIS server is a basic requirement for any other geo-referencing or mapping solution.

RECOMMENDATION

The purchase of two Trimble Juno SD units with 3G voice and data, ArcPad and GPSCorrect software will allow the Engineering Department to not only maintain, but enhance mobile mapping capabilities. The enhanced features will allow technicians to upload and retrieve data via 3G connection. Server capabilities would be extremely useful in allowing the City's maps to be published to the web and throughout our various departments, without purchasing multiple software licenses and machines. Instead we would concentrate our efforts into a one-time fixed cost for the physical server to implement the GIS solution. The improvement of Kingsville

maps is essential in enriching the City's efforts to improve Community Appearance, as the City webpage will undoubtedly improve with the capacity to instantly update City maps in real time.

FINANCIAL IMPACT

The initial cost for two GPS units with all the necessary software plus the purchase of the server software would cost about \$12,050. The cost to buy the physical servers and the implementation of a secure connection between the network and the endpoint will cost about \$22,000. In addition we would like to set aside \$5,000 for consulting services as needed. This will bring the total cost to \$39,050. Funding for these items will come from the FY 2010-2011 surplus fund balance.

Approved

Vincent Capell, City Manager

City of Kingsville
02/13/12 - City Commission Meeting
Agenda Item #17

	"Q"		"O"		"17"		02/13/2012 Budget Amendment Agenda Item #17		
	01/23/12 Workshop	5,000	01/23/12 Workshop	10,000	02/13/12 Commission Mtg	5,000	GF	UF	Total
ARC GIS License - See Detail							2,500	2,500	5,000
Maintenance - See Detail		1,250				1,250			
Various - See Detail		9,528				9,528	3,825	3,825	7,650
Various - See Detail		10,412				10,412			
GIS Server - See Attached			10,000			10,000	11,000		22,000
GPS Units - See Attached			4,400			4,400	2,200	2,200	4,400
	\$ 26,190	\$ 14,400	\$ 14,400	\$	40,590		\$ 19,525	\$ 19,525	\$ 39,050
Difference - see note below					(1,540)				
				\$	39,050				

NOTE: Software duplication was eliminated and price reduced by combining the order.

Vincent J. Capell

Workshop Item #

From: Michael Kellam
Sent: Friday, January 13, 2012 2:01 PM
To: Vincent J. Capell
Subject: Geographical Information System (GIS) Development Proposal

Vince,

In past discussions, you and I have discussed the development of the GIS application within the City of Kingsville. I'd like to propose a portion of the FY2011 budget savings be utilized to develop a more widely accessible GIS application. As you are aware, the internal databases and mapping files are developed and maintained by the TAMUK students. They do a great job of creating and developing maps upon demand, however the accessibility of the data and mapping technology can greatly improve. By utilizing the data we already have and simply building upon it, we can develop a web based browser application where this data can be fully utilized and accessed by all city employees and in the future potentially the public. I'll give you an example of a recent situation where I feel the city was extremely inefficient. An individual called my office to inquire about a piece of property they were thinking about purchasing and developing upon. They were looking for current ownership information, boundary dimensions, whether the lot had been platted and what the zoning was of the property. This is a typical question that I field almost daily. To find the answer to the relatively simple questions above, I had to spend nearly four hours working with the TAMUK students to coordinate the retrieval of the data, research paper maps to find the property dimensions and zoning district. With the utilization of GIS in this instance, assuming we had the web based accessibility, I could have had this data to the customer in a matter of minutes, before I even hung up the phone with them. This is a much more economical use of my time, which the city can utilize in other areas and get more for their money.

In many applications and throughout cities across the US, GIS databases and maps are viewable through the use of a web application wherein the data and maps are preloaded in a web browser and you have the option to point and click to utilize the available data. The technology continues to develop to allow cities to be increasingly efficient and therefore providing better customer service. Additionally, it assists in the ability to research a property with up to date information that has been developed within the GIS databases and maintained by city staff. Through this you can also create individualized maps, locate property owners, boundaries, utility mains, or simply see the historic aerial images of the property, to name a few of the functions. This is a valuable resource to several departments including Planning & Development Services, Public Works, Police and Fire. This would reduce the dependency on the TAMUK students, (who do a good job, but are part-time and have limited availability), wherein they have to produce this information to us on demand and will allow staff to produce it themselves. Additionally, the system could be set up to be viewed by the residents and developers so they can identify the necessary research toward a development project, whether it be a large scale development or a simpler room addition. In working with Tony Verdin over the past few months and exploring our options here, he estimates the total cost to facilitate the development of a web based GIS will cost 20K. I would ask that this be considered in the funding proposals that will be presented to the City Commission to which FY2011 budget savings can be allocated toward this investment in the City.

Sincerely,

MIKE KELLAM
DIRECTOR OF DEVELOPMENT SERVICES
CITY OF KINGSVILLE
200 E. KLEBERG AVE.
P.O. Box 1458
KINGSVILLE, TX 78364
PH. 361-595-8053
FAX: 361-595-8065

\$ 5,000 See attached
1,250 ✓
9,528 ✓
10,412 ✓
\$ 26,190

Work Shop Item "6"

Esri can provide us with an open api format to share our GIS mapping with all departments in a user friendly way. The current GIS system employs a single user database which can only be used by a few trained professionals. If we invest our resources in a server solution we could potentially allow all department access to this data in a web based customizable environment. Potentially a web portal could be created that would allow users to retrieve data based on their particular rights and permissions. Also, ArcServer is a base requirement for most other mapping service software. The investment into ArcServer is an investment all future upgrades will be provided via the licensing agreement.

To accomplish this we would have to purchase the Arc Server software and licenses and a physical server to process the data on. I would encourage moving more toward virtualization on our servers as it provides easy redundancy and can be redeployed in case of disasters. Attached are quotes on two different server manufactures the supporting software, virtualization software and the ArcServer software license.

by Anthony Verdin



Work Shop Item "D"

Quotation # 20398279

Date: January 4, 2012

ENVIRONMENTAL SYSTEMS RESEARCH INSTITUTE, INC.
380 New York Street
Redlands, CA 92373-8100
Phone: 909-793-2853 Fax: 909-307-3049
DUNS Number: 06-313-4175 CAGE Code: OAMS3

Customer # 404918 Contract #

CITY OF KINGSVILLE
IT DEPT
200 E KLEBERG
KINGSVILLE, TX 78363

ATTENTION: Antonio "Tony" Verdin
PHONE: (361) 846-0689
FAX: (361) 595-8035

To expedite your order, please attach a copy of
this quotation to your purchase order.
Quote is valid from: 01/04/2012 To: 04/03/2012

Material	Qty	Description	Unit Price	Total
109897	1	ArcGIS Server Standard Workgroup Up to Two Cores License	5,000.00	5,000.00
			Item Total:	5,000.00
			Subtotal:	5,000.00
			Sales Tax:	0.00
			Estimated Shipping & Handling(2 Day Delivery) :	0.00
			Contract Pricing Adjust:	0.00
			Total:	\$5,000.00

The following items are optional items listed for your convenience.
These items are not included in the totals of this quotation.

Material	Qty	Description	Unit Price	Total
109900	1	ArcGIS Server Standard Workgroup Up to Two Cores Maintenance	1,250.00	1,250.00

* Please indicate on your purchase order if this purchase is funded through the American Recovery and Reinvestment Act, and whether Esri is a Prime Recipient, Sub-recipient, or Vendor for reporting purposes.

For questions contact: Corey Baker

Email: cbaker@esri.com

Phone: (909) 793-2853 x8869

Acceptance of this quotation is limited to the Esri License Agreement and the Quotation Terms and Conditions
This Quotation is made in confidence for your review. It may not be disclosed to third parties, except as required by law.

If sending remittance, please address to: Esri, File No. 54630, Los Angeles, Ca 90074-4630

BAKER C

This offer is limited to the terms and conditions incorporated and attached herein.



CDWG.com | 800.594.4239

OE400SPS

Make Shop Item "0"

SALES QUOTATION

CMTF138

2667831

1/13/2012

BILL TO:
CITY OF KINGSVILLE
PO BOX 1458**SHIP TO:**
CITY OF KINGSVILLE
Attention To: TONY VERDIN
PO BOX 1458Accounts Payable
KINGSVILLE, TX 78364-1458KINGSVILLE, TX 78364-1458
Contact: TONY VERDIN 361.595.8014

Customer Phone #361.595.8014

Customer P.O. # CMTF138

ACCOUNT MANAGER		SHIPPING METHOD		TERMS	EXEMPTION CERTIFICATE
ANDREW HINES 877.525.1583		UPS Ground		MasterCard/Visa Govt	GOVT-EXEMPT
QTY	ITEM NO.	DESCRIPTION	UNIT PRICE	EXTENDED PRICE	
1	2075977	MS MBG SQL SRV STD 2008 R2 Mfg#: MBG-228-09435 Contract: MARKET Electronic distribution - NO MEDIA	691.26	691.26	
20	2075939	MS MBG SQL SRV DEV 2008 R2 Mfg#: MBG-E32-00875 Contract: MARKET Electronic distribution - NO MEDIA	29.92	598.40	
1	2471487	VMWARE VSPHERE 5 ESS KIT 3H Mfg#: VMM-VS5-ESSL-BUN-C Contract: MARKET Electronic distribution - NO MEDIA	457.07	457.07	
1	1826220	MS MBG WIN SRV STD 2008 R2 Mfg#: MBG-P73-04996 Contract: MARKET Electronic distribution - NO MEDIA	574.55	574.55	
1	2471453	VMWARE VSPHERE 5 ESS KIT 1Y SUB Mfg#: V-M-VS5-ESSL-SUB-C Contract: MARKET Electronic distribution - NO MEDIA	68.82	68.82	
1	2325883	IBM SYSTEM X3650 M3 E5649 Mfg#: IBM-7945E6U Contract: MARKET	2,842.87	2,842.87	
4	2486268	IBM 900GB SAS 10K 6GBPS 2.5IN Mfg#: IBM-81Y9650 Contract: MARKET	1,049.36	4,197.44	
SUBTOTAL				9,430.41	
FREIGHT				97.21	
TAX				0.00	
US Currency					

US Currency

TOTAL 9,527.62CDW Government
230 North Milwaukee Ave.
Vernon Hills, IL 60061
Phone: 847.371.5000

Fax: 847-371-3231

Please remit payment to:
CDW Government
75 Remittance Drive
Suite 1515
Chicago, IL 60675-1515



CDWG.com | 800.594.4239

OE400SPS

SALES QUOTATION

Noble Shop Item "0"

QUOTE NO.	ACCOUNT NO.	DATE
CMTF194	2667831	1/13/2012

BILL TO:
CITY OF KINGSVILLE
PO BOX 1458**SHIP TO:**
CITY OF KINGSVILLE
Attention To: TONY VERDIN
PO BOX 1458Accounts Payable
KINGSVILLE, TX 78364-1458KINGSVILLE, TX 78364-1458
Contact: TONY VERDIN 361.595.8014

Customer Phone #361.595.8014

Customer P.O. # CMTF194

ACCOUNT MANAGER		SHIPPING METHOD	TERMS	EXEMPTION CERTIFICATE	
ANDREW HINES 877.525.1583		UPS Ground	MasterCard/Visa Govt	GOVT-EXEMPT	
QTY	ITEM NO.	DESCRIPTION	UNIT PRICE	EXTENDED PRICE	
1	2075977	MS MBG SQL SRV STD 2008 R2 Mfg#: MBG-228-09435 Contract: MARKET Electronic distribution - NO MEDIA	691.26	691.26	
20	2075939	MS MBG SQL SRV DEV 2008 R2 Mfg#: MBG-E32-00875 Contract: MARKET Electronic distribution - NO MEDIA	29.92	598.40	
1	2471487	VMWARE VSPHERE 5 ESS KIT 3H Mfg#: VMM-VS5-ESSL-BUN-C Contract: MARKET Electronic distribution - NO MEDIA	457.07	457.07	
1	1826220	MS MBG WIN SRV STD 2008 R2 Mfg#: MBG-P73-04996 Contract: MARKET Electronic distribution - NO MEDIA	574.55	574.55	
1	2471453	VMWARE VSPHERE 5 ESS KIT 1Y SUB Mfg#: V-M-VS5-ESSL-SUB-C Contract: MARKET Electronic distribution - NO MEDIA	68.82	68.82	
1	2318032	HP DL380 G7 E5649 BASE SVR Mfg#: CPR-633405-001 Contract: MARKET	3,438.37	3,438.37	
4	2510286	HP SB 900GB 6G SAS 10K SFF DP ENT HD Mfg#: CPR-619291-S21 Contract: MARKET	1,119.19	4,476.76	
SUBTOTAL				10,305.23	
FREIGHT				107.00	
TAX				0.00	

US Currency

TOTAL 10,412.23CDW Government
230 North Milwaukee Ave.
Vernon Hills, IL 60061
Phone: 847.371.5000

Fax: 847-371-3231

Please remit payment to:
CDW Government
75 Remittance Drive
Suite 1515
Chicago, IL 60675-1515

Workshop Item "D"

5. GIS equipment and server:

a. GPS Units: The ones the technicians are currently using are on loan from the University.

ArcPad software will be necessary with the new units (if purchased from ESRI, the units will be pre-loaded with software of varying capabilities. The SD model will allow for voice service. The option for GPS correct software should be considered for improved position accuracy. This will allow for post processing and correcting satellite errors.

- Cost: \$4,400 for two units.

b) GIS Server

a. This would be extremely valuable in allowing our mapping capabilities to be published to the web and throughout our various departments, without purchasing multiple licenses.

- Cost: \$10,000

Total: \$14,400

AGENDA ITEM #18

ORDINANCE NO. 2012-

AN ORDINANCE AMENDING THE FISCAL YEAR 2011-2012 BUDGET FOR THE GENERAL FUND CAPITAL PROJECTS FUND FOR VARIOUS DEPARTMENTS TO UTILIZE FISCAL YEAR 2010-2011 SURPLUS FUNDS AND THE UTILITY FUND CAPITAL PROJECTS FUND FOR THE ENGINEERING DEPARTMENT.

WHEREAS, it was unforeseen when the budget was adopted that there would be a need for funding for these expenditures this fiscal year.

I.

BE IT ORDAINED by the City Commission of the City of Kingsville that the Fiscal Year 2011-2012 budget be amended as follows:

**CITY OF KINGSVILLE
DEPARTMENT EXPENSES
BUDGET AMENDMENT**

Dept. No.	Department Name:	Account Name:	Account Number:	Budget Increase	Budget Decrease
-----------	------------------	---------------	-----------------	-----------------	-----------------

Fund 001 General Fund

Capital

2	Fund Balance (FY 2011)	610.00			<u>705,778</u>
					<u>705,778</u>

Expenses

690.0	Fund Exp/Trsfrs Transfer to Fund 091	394.00		<u>705,778</u>	
				<u>705,778</u>	

Fund 091 General Fund Capital Projects Fund

Revenues

4-000	Transfer from Fund 001	750.15		<u>705,778</u>	
				<u>705,778</u>	

Expenses

101.0	City Manager	Professional Services	314.00	6,250	
170.1	Recycling	Grounds & Perm Fixtures	591.00	16,750	
210.0	Police	Uniforms & Personal Wear	212.00	80,453	
210.0	Police	Building Maintenance	591.00	17,000	
210.0	Police	Grounds & Perm Fixtures	591.00	36,445	
220.0	Fire	Computers & Assoc. Equip.	226.00	4,616	
220.0	Fire	Equipment	712.00	17,591	
301.0	Engineering	Minor Equipment	217.00	2,200	
301.0	Engineering	Professional Services	314.00	2,500	
301.0	Engineering	Computers	726.00	14,825	
305.0	Street	Street – Ailsie	521.01	269,378	
305.0	Street	Street – Armstrong	521.02	<u>237,770</u>	
				<u>705,778</u>	

[To pay for City match of funds for a Certified Local Government grant; Recycling Center fence repairs and landscaping; Police Department body armor, building repairs and beautification project; Fire Department 2 laptops and 2 power stretchers; the General Fund half of the Engineering Department GIS equipment, software, installation fees and a dedicated server; and Street Department repaving of Ailsie and Armstrong.]

Dept. No.	Department Name:	Account Name:	Account Number:	Budget Increase	Budget Decrease
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Fund 051 Utility Fund

Capital

2		Fund Balance (FY 2011)	610.00		<u>19,525</u>
					<u>19,525</u>

Expenses

690.0	Fund Exp/Trsfers	Transfer to Fund 054	394.10	<u>19,525</u>	
				<u>19,525</u>	

Fund 054 Utility Fund Capital Projects Fund

Revenues

4-000		Transfer from Fund 051	750.15	<u>19,525</u>	
				<u>19,525</u>	

Expenses

301.0	Engineering	Minor Equipment	217.00	2,200	
301.0	Engineering	Professional Services	314.00	2,500	
301.0	Engineering	Computers	726.00	<u>14,825</u>	
				<u>19,525</u>	

[To pay for the Utility Fund half of the Engineering Department GIS equipment, software installation fees and a dedicated server.]

II.

THAT all Ordinances or parts of Ordinances in conflict with this Ordinance are repealed to the extent of such conflict only.

III.

THAT if for any reason any section, paragraph, subdivision, clause, phrase, word or provision of this ordinance shall be held invalid or unconstitutional by final judgment of a court of competent jurisdiction, it shall not affect any other section, paragraph, subdivision, clause, phrase, word or provision of this ordinance, for it is the definite intent of this City Commission that every section, paragraph, subdivision, clause, phrase, word or provision hereof be given full force and effect for its purpose.

IV.

THAT this Ordinance shall be codified and become effective on and after adoption and publication as required by law.

INTRODUCED on this the 13th day of February, 2012.

PASSED AND APPROVED on this the ____ day of _____, 2012.

EFFECTIVE DATE: _____

Sam R. Fugate, Mayor

ATTEST:

Edna Lopez, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney

CITY OF KINGSVILLE
CAPITAL PROJECTS SCHEDULE
FY11 SURPLUS FUNDS - FUND BALANCE

Agenda Item #	Date of Budget Amendment	GL Account #	Department	Project	FUND 091 General Fund Amount	FUND 054 Utility Fund Amount	Amount Available for Total Projects
Total of FY11 Net Budget Surplus					1,530,216.00		\$ 1,530,216.00
10	02/13/2012	091-5-101.0-314.00	City Manager	City Match for Certified Local Governemnt (CLG) app	6,250.00		
15	02/13/2012	091-5-170.1-591.00	Solid Waste	Recycling center - fence slats	1,500.00		
15	02/13/2012	091-5-170.1-591.00	Solid Waste	Recycling center - fence enclosure	11,750.00		
15	02/13/2012	091-5-170.1-591.00	Solid Waste	Recycling center - landscaping	3,500.00		
13	02/13/2012	091-5-210.0-212.00	Police	Body armor replacement	80,453.00		
12	02/13/2012	091-5-210.0-511.00	Police	Building repairs	17,000.00		
14	02/13/2012	091-5-210.0-591.00	Police	Beautification project	36,445.00		
11	02/13/2012	091-5-220.0-226.00	Fire	2 laptops	4,616.00		
11	02/13/2012	091-5-220.0-712.00	Fire	2 power stretchers	17,591.00		
17	02/13/2012	091-5-301.0-217.00	Engineering	GIS equipment and server - GPS units	2,200.00	2,200.00	
17	02/13/2012	091-5-301.0-314.00	Engineering	GIS equipment and server - GIS consulting services	2,500.00	2,500.00	
17	02/13/2012	091-5-301.0-726.00	Engineering	GIS equipment and server - GIS software	3,825.00	3,825.00	
17	02/13/2012	091-5-301.0-726.00	Engineering	GIS equipment and server - GIS server	11,000.00	11,000.00	
16	02/13/2012	091-5-305.0-521.01	Street	Street repaving - Ailsie	269,378.00		
16	02/13/2012	091-5-305.0-521.02	Street	Street repaving - Armstrong	237,770.00		
Total of Projects Presented at 2/13/12					(705,778.00)	(19,525.00)	(725,303.00)
Total Remaining Net Surplus					824,438.00	(19,525.00)	804,913.00

CITY OF KINGSVILLE
CAPITAL PROJECTS SCHEDULE
FY11 SURPLUS FUNDS - FUND BALANCE

Agenda Item #	Date of Budget Amendment	GL Account #	Department	Project	FUND 091 General Fund Amount	FUND 054 Utility Fund Amount	Amount Available for Total Projects
Total Remaining Net Surplus					824,438.00	(19,525.00)	804,913.00
Other Projects to be Considered							
TBD			City Manager	City Match for Post Office Lot Upgrade	30,000.00		
TBD			City Manager	HEB Canopy Relocation, Installation & Site Development	23,500.00		
TBD			City Manager	Wayfinding	30,000.00		
TBD			City Manager	Honorary Alternative Naming of 6th Street	10,000.00		
TBD			Fire - Volunteer	City Match fo new garage bay adjacent to existing fire station	20,000.00		
TBD			HR & Finance	Human Resources Information System (HRIS) Personnel Mgmt	34,354.00		
TBD			Library	Fix longstanding plumbing and A/C problems	56,040.00		
TBD			Development Services	Dumpster enclosure pilot program	60,000.00		
TBD			Development Services	Corridor landscaping pilot program	60,000.00		
TBD			Development Services	Exterior repairs to Recycling Center/Comm Appearance bldg	19,780.00		
TBD			Public Works	Kleberg Ave engineering design-\$300K for TAMUK assistance	30,000.00		
TBD			Public Works	Parking lot 7th & Yoakum	60,000.00		
TBD			Public Works	Public Works yard - welding shed	31,000.00		
TBD			Public Works	Public Works yard - auto gate opener	8,000.00		
TBD			Public Works	Public Works yard - pressure washer and catwalk	20,000.00		
TBD			Public Works	Public Works yard - gas pump canopy	25,000.00		
TBD			Public Works	Public Works yard - fence slats	10,300.00		
TBD			Public Works	Recycling center - recycling bailer	90,000.00		
TBD			Purchasing/Finance	Upgrade time "clock" and attendance management system	80,000.00		
TBD			Water Production	Water Well #19 pump house rehab		200,000.00	
Total of Other Possible Projects					(697,974.00)	(200,000.00)	(897,974.00)
Net Total FY2011 Surplus (Deficit)					126,464.00	(219,525.00)	(93,061.00)

NOTE: Also, to be considered after more research by staff for (1) rolling stock/equipment replacement reserve, (2) technology equipment replacement reserve, and (3) the cost to rehab the existing and/or build a new pump house for Water Well #19.

AGENDA ITEM #19

New owner: Jose Silguero

WEED LIEN FILED 11/20/2008			
DATE:	2/3/2012		
NAME:	ANGELINA GUTIERREZ		
PROPERTY:	1211 E YOAKUM		
LEGAL DESC:	LOTS 5-6 BLK 4 LUND ADDITION		
COURT HOUSE:	VOL 402 PAGE 441		
PRINCIPAL	\$	140.73	
INTEREST		\$42.21	
11/20/11 THRU 1/20/12= 2MTHS @1.17		\$2.34	
1/21-12-THRU 2/06/2012=17@.03		\$0.51	
TOTAL	\$	185.79	*GOOD TILL 2/06/2012
DATE	AMOUNT	10% INTEREST	ENDING BALANCE
11/20/09	\$ 140.73	\$14.07	\$ 154.80
11/20/10		\$14.07	\$ 168.87
11/20/11		\$14.07	\$ 182.94
		\$42.21	

Interest
\$45.06

WEED LIEN FILED 02/26/2008			
DATE:	2/3/2012		
NAME:	ANGELINA GUTIERREZ		
PROPERTY:	1211 E YOAKUM		
LEGAL DESC:	LOTS 5-6 BLK 4 LUND ADDITION		
COURT HOUSE:	VOL 384 PAGE 830		
PRINCIPAL	\$	1,591.30	
INTEREST		\$477.39	
02/26/11 THRU 1/26/2012= 1MTHS @13.26		\$13.26	
1/27-12-THRU 2/06/2012=11@.44		\$4.84	
TOTAL	\$	2,086.79	*GOOD TILL 2/06/2012
DATE	AMOUNT	10% INTEREST	ENDING BALANCE
02/26/09	\$ 1,591.30	\$159.13	\$1,750.43
02/26/10		\$159.13	\$1,909.56
02/26/11		\$159.13	\$2,068.69
		\$477.39	

Previous owner:
Angelina Gutierrez

Interest
\$495.49

WEED LIEN FILED 03/27/2007			
DATE:	2/3/2012		
NAME:	FERMIN V ACUNA		
PROPERTY:	823 E ELLA		
LEGAL DESC:	LOTS 3-4 BLK 5 SIMS ADDITION		
COURT HOUSE:	VOL 358 PAGE 530		
PRINCIPAL	\$	460.10	
INTEREST		\$184.04	
03/27/11 THRU 1/27/2012= 10 MTHS @3.83		\$38.30	
1/28/12-THRU 2/06/2012=10@.012		\$1.20	
TOTAL	\$	683.64	*GOOD TILL 2/06/2012
DATE	AMOUNT	10% INTEREST	ENDING BALANCE
03/27/08	\$ 460.10	\$46.01	\$ 506.11
03/27/09		\$46.01	\$ 552.12
03/27/10		\$46.01	\$ 598.13
03/27/11		\$46.01	\$ 644.14
		\$184.04	

Previous owner:
Fermin Acuna
(different address)

Interest
\$223.54

principal @ \$2193.13

total \$764.09
interest requested to
be waived

Two Properties
3 Seperate
Liens

Old Letter Requesting Abatement

On June 8, 2011, I Jose R. Silguero as a citizen of Kleberg County purchased the said below mentioned properties at the tax auction from Kleberg County.

It was later revealed that these said properties had liens by the City of Kingsville. The property liens are a result of the previous owners' failure to comply with the city's demand of payment for services rendered. I am respectfully requesting the charges be reviewed due to the substantial amount of interest they have incurred.

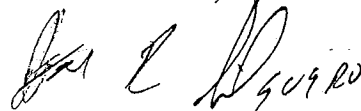
As a productive citizen of Kleberg county, I feel being obligated with the responsibly of taking over a substantial amount of interest by purchasing the property is an injustice to myself as well as the city of Kingsville.

Since the property has been gaining interest since 2007, the amount of interest due is greater than the property values. I have realized that it would be more beneficial to yield a personal loss and relinquish the property to the city of Kingsville, thus causing the city to continue the maintenance and upkeep of the property. This would also cause the addition of interest falling into a cycle to where the city will not be able to make the best of its potential.

While I have taken over the property the city of Kingsville has received the taxes owed on the property. The city of Kingsville has also saved time, money and effort in the maintenance to maintain the standard ordinances of the city of Kingsville. I have worked hard to clean and maintain the properties. I have also received numerous compliments from the neighbors as they notice the difference I have made. (See included photos)

A notice and demand for payment was issued to the previous owners. Why is it that I am held responsible for their failure to comply with the city's demands? I respectfully request the amount due be revised. To solve this issue, I would be willing to pay the past due taxes in exchange for the interest that has incurred.

Any assistance in this matter would be greatly appreciated. If no assistance is rendered, I will have no other choice but to relinquish the property back to the city of Kingsville.



Tax Account: # 1-433-004-06000-192, 1-433-004-06005-192

Legal Description: Lots 5 and 6 Block 4, Lund Addition to the Town of Kingsville

Address - 1211 E. Yoakum

Interest Added Daily - \$1.13

Incurred 2,559.71;

Tax Account: # 1-665-005-03000-192

Legal Description Lots 3 and 4, Block 5, Sims Addition #2

Located at 823 E. Ella,

Interest added daily \$0.18

Incurred Interest \$1,315.04

Tax Account: # 1-008-009-22000-192

Legal Description : Lots 22, 23 and 24, Block 9, Sixth Addition, an addition to the City of Kingsville, Kleberg County, Texas, as described in Volume 59, Page 52, Deed Records of Kleberg County, Texas

Address - 620 E. Yoakum;

Cc:

Mayor Sam Fugate

City Commissioner Alfonso R. Garcia

City Commissioner Charles E. Wilson

City Commissioner Arturo Pecos

City Commissioner Stanley L Laskowski Jr.

City Manager,

WEED LIEN

DATE:	2/2/2012
NAME:	ERNEST KINKAID
PROPERTY:	
LEGAL DESC:	LOTS 17-22, BLOCK 2, BASS ADDITION
COURT HOUSE:	464 N PRIVATE ROAD 1077
PRINCIPAL	\$ 127.00
INTEREST	\$508.00
TOTAL	\$ 635.00 PLUS \$5.58 \$ 640.58

FILED: 09/1/1972

DATE	AMOUNT	INTEREST	
09/01/73	\$ 127.00	\$12.70	\$139.70
09/01/74	\$0.00	\$12.70	\$152.40
09/01/75	\$0.00	\$12.70	\$165.10
09/01/76	\$0.00	\$12.70	\$177.80
09/01/77	\$0.00	\$12.70	\$190.50
09/01/78	\$0.00	\$12.70	\$203.20
09/01/79	\$0.00	\$12.70	\$215.90
09/01/80	\$0.00	\$12.70	\$228.60
09/01/81	\$0.00	\$12.70	\$241.30
09/01/82	\$0.00	\$12.70	\$254.00
09/01/83	\$0.00	\$12.70	\$266.70
09/01/84	\$0.00	\$12.70	\$279.40
09/01/85	\$0.00	\$12.70	\$292.10
09/01/86	\$0.00	\$12.70	\$304.80
09/01/87	\$0.00	\$12.70	\$317.50
09/01/88	\$0.00	\$12.70	\$330.20
09/01/89	\$0.00	\$12.70	\$342.90
09/01/90	\$0.00	\$12.70	\$355.60
09/01/91	\$0.00	\$12.70	\$368.30
09/01/92	\$0.00	\$12.70	\$381.00
09/01/93	\$0.00	\$12.70	\$393.70
09/01/94	\$0.00	\$12.70	\$406.40
09/01/95	\$0.00	\$12.70	\$419.10
09/01/96	\$0.00	\$12.70	\$431.80
09/01/97	\$0.00	\$12.70	\$444.50
09/01/98	\$0.00	\$12.70	\$457.20
09/01/99	\$0.00	\$12.70	\$469.90
09/01/00	\$0.00	\$12.70	\$482.60
09/01/01	\$0.00	\$12.70	\$495.30
09/01/02	\$0.00	\$12.70	\$508.00
09/01/03	\$0.00	\$12.70	\$520.70
09/01/04	\$0.00	\$12.70	\$533.40
09/01/05	\$0.00	\$12.70	\$546.10
09/01/06	\$0.00	\$12.70	\$558.80
09/01/07	\$0.00	\$12.70	\$571.50
09/01/08	\$0.00	\$12.70	\$584.20
09/01/09	\$0.00	\$12.70	\$596.90
09/01/10	\$0.00	\$12.70	\$609.60
09/01/11	\$0.00	\$12.70	\$622.30
09/01/12	\$0.00	\$12.70	\$635.00
		<u>\$508.00</u>	

Previous Owner:
Ernest Kinkaid

New Owner:
Tom Best

principal amt = \$127.00
interest requested to
be waived = \$513.58

0 • C

508.00 +

5.25 +

0.33 +

513.58 *

003

PAYOFF GOOD THROUGH:	2/15/2012
5 MONTHS @ \$1.05=	\$5.25
10 DAYS @ .03=	\$0.33
	<u>\$5.58</u>
	<u>\$635.00</u>
	<u>\$640.58</u>

Diana Medina

From: Diana Medina
Sent: Friday, February 03, 2012 1:49 PM
To: 'Tom Best'
Subject: RE: Weed Lien

Mr. Best,
I will forward your information accordingly.
Thanks.

Diana Medina
Collections Manager
City of Kingsville
361-595-8033

From: Tom Best [<mailto:rockinb77@rocketmail.com>]
Sent: Friday, February 03, 2012 1:44 PM
To: Diana Medina
Subject: Fw: Weed Lien

----- Forwarded Message -----

From: Tom Best <rockinb77@rocketmail.com>
To: "dmedina@cityofkings.com" <dmedina@cityofkings.com>
Sent: Friday, February 3, 2012 11:49 AM
Subject: Weed Lien

City of Kingsville:

We are requesting the interest on a weed lien in the amount of \$513.58 on Lot 17-22 Block Bass Edition be waved.

This property is owned by Mrs. Julia Hees of Kingsville. Mrs Hees and her late husband Leonard Hees were property owners in Kingsville and have paid their taxes for over 50 years.

This weed lien was placed on the property prion to their purchasing it. They never received any notice of the lien or it would have been paid as their other obligations have been.

Mrs. Hees is now in her eighties and the accumulated interest on the lien is extremely burdensome to her. I realize that the city may have had no legal obligation to notify Mrs. Hees of the lien but I do believe that there is a moral responsibility to notify someone of a debt you expect them to pay.

Please consider this in your evaluation of this request.

Respectfully,

Tom A. Best
Son-in-law to Mrs. Hees
361-522-4311