

City of Kingsville, Texas

AGENDA CITY COMMISSION

**MONDAY, APRIL 27, 2015
REGULAR MEETING**

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

I. Preliminary Proceedings.

OPEN MEETING

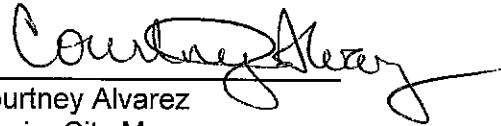
INVOCATION / PLEDGE OF ALLEGIANCE – (Mayor Fugate)

MINUTES OF PREVIOUS MEETING(S) – Required by Law

Regular Meeting – March 9, 2015

Regular Meeting – April 13, 2015

APPROVED BY:


Courtney Alvarez
Interim City Manager

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

1. Public Hearing regarding request for an alcohol variance for a Private Club Exemption Certificate Permit for the establishment known as The American Legion Post 99 located at 2502 E. Kenedy Ave., Kingsville, Texas. (Director of Planning & Development Services).
2. Public Hearing for an ordinance amending the zoning ordinance by granting a special use permit for a display area for retail of portable storage sheds, carports, parking of rental trailers, trucks, and U-Haul equipment located at Southmore AC, Lot PT 172, PT 185-193 also known as 714 E. Ailsie, Kingsville, Texas. (Director of Planning & Development Services).

III. Reports from Commission & Staff.² (City Manager's Staff Report Attached).

"At this time, the City Commission and Staff will report/update on all committee assignments which may include, but is not limited to the following: Planning & Zoning Commission, Zoning Board of Adjustments, Historical Board, Housing Authority Board, Library Board, Health Board, Tourism, Chamber of Commerce, Coastal Bend Council of Governments, Conner Museum, Keep Kingsville Beautiful, and Texas Municipal League. Staff reports include the following: Building & Development, Code Enforcement, Proposed Development Report; Accounting & Finance – Financial & Investment 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. No formal action can be taken on these items at this time."

IV. Public Comment on Agenda Items.³

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 final passage of an ordinance amending the Fiscal Year 2014-2015 Fund 091-General Fund Capital Projects budget to transfer funds from 6th Street Tree project to Parks Department for Park improvements. (Director of Finance).
2. Motion to approve final passage of an ordinance amending the Fiscal Year 2014-2015 Fund 051-Utility Fund - Fund Balance for South Wastewater Treatment Plant repairs. (Director of Finance).
3. Motion to approve final passage of an ordinance amending the Fiscal Year 2014-2015 Fund 091-General Fund Capital Projects budget to transfer four capital projects back to general fund. (Director of Finance).
4. Motion to approve final passage of an ordinance amending the zoning ordinance by changing the zoning map in reference to 1.44 acres, Lots 1-9, Block 1, Eva Subdivision, known as 1100 East Kenedy and Lots 1-3, Block 2, Clyde Subdivision, known as 1116 East Lott from R2- Two Family Residential District to RP2- Planned Two Family Residential District, amending the Comprehensive plan to account for any deviations from the existing comprehensive plan, Isaac & Norma Torres owners. (Director of Planning and Development Services).

REGULAR AGENDA

CONSIDERATION OF MOTIONS, RESOLUTIONS, AND ORDINANCES:

VI. Items for consideration by Commissioners.⁴

5. Consider request for an alcohol variance for a Private Club Exemption Certificate Permit for the establishment known as The American Legion Post 99 located at 2502 E. Kenedy Ave, Kingsville, Texas. (Director of Planning & Development Services).
6. Consider introduction of an ordinance amending the zoning ordinance by granting a special use permit for a display area for retail (sale and rental) of portable storage sheds, carports, parking of rental trailers, trucks, and U-Haul equipment located at Southmore

AC, Lot PT 172, PT 185-193 also known as 714 E. Ailsie, Kingsville, Texas. (Director of Planning & Development Services).

7. Consider a resolution authorizing the Mayor to enter into an agreement between the Greater Kingsville Area Economic Development Council and the City of Kingsville. (Interim City Manager).

8. Consider authorizing City participation in the 2015 Cinco de Mayo Celebration set for Saturday, May 9th in the 200 block of East Richard Avenue. (Downtown Manager).

9. Consider the Parks & Recreation Department's summer recreation program for 2015. (Parks & Recreation Manager).

10. Discuss the National Kids to Parks Day initiative set for Saturday, May 16th at Dick Kleberg Park playground. (Parks & Recreation Manager).

11. Discuss a marketing plan for billboards by the Tourism Department. (Tourism Director).

VII. Adjournment.

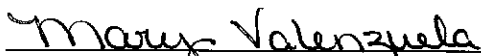
1. No person's comments shall exceed 5 minutes. Cannot be extended by Commission.
2. No person's comments shall exceed 5 minutes without permission of majority of Commission.
3. Comments are limited to 3 minutes per person. May be extended or permitted at other times in the meeting only with 5 affirmative 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 City of Kingsville and Commission Chambers 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 mvalenzuela@cityofkingsville.com for further information. Braille Is Not Available. The City Commission reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by the Texas Government Code, Section 551-071 (Consultation with Attorney), 551-072 (Deliberations about Real Property), 551-073 (Deliberations about Gifts and Donations), 551-074 (Personnel Matters), 551-076 (Deliberations about Security Devices), 551-086 (Certain Public Power Utilities: Competitive Matters), and 551-087 (Economic Development).

I, the undersigned authority do hereby certify that the Notice of Meeting was posted on the bulletin board 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:

April 24, 2015 at 11:00 A.M. and remained so posted continuously for at least 72 hours proceeding the schedule time of said meeting.


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

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

By: _____
City Secretary's Office
City of Kingsville, Texas

MINUTES OF PREVIOUS MEETING(S)

MARCH 9, 2015

A REGULAR MEETING OF THE CITY OF KINGSVILLE CITY COMMISSION WAS HELD ON MONDAY, MARCH 9, 2015 IN THE HONORABLE ROBERT H. ALCORN COMMISSION CHAMBERS 200 EAST KLEBERG AVENUE AT 6:00 P.M.

CITY COMMISSION PRESENT:

Sam Fugate, Mayor
Dianne Leubert, Commissioner
Noel Pena, Commissioner

CITY COMMISSION ABSENT:

Al Garcia, Commissioner
Arturo Pecos, Commissioner

CITY STAFF PRESENT:

Courtney Alvarez, Interim City Manager/City Attorney
Mary Valenzuela, City Secretary
David Mason, Purchasing/IT Director
Tony Verdin, Systems Specialist
Deborah Balli, Finance Director
Tom Ginter, Director of Planning & Development Services
Emilio Garcia, Health Director
Diana Gonzales, Human Resources Director
Willie Vera, Task Force Commander
Cynthia Martin, Downtown Manager
Susan Ivy, Parks & Recreation Manager
Charlie Cardenas, Public Works Director/City Engineer
Bill Donnell, Asst. Public Works Director/Golf Course Manager
Joey Reed, Fire Chief
Jennifer Bernal, Community Appearance Supervisor

I. Preliminary Proceedings.

OPEN MEETING

Mayor Fugate called the meeting to order in the Robert H. Alcorn Commission Chamber at 6:00 p.m. and announced quorum with three Commission members present. Commissioner Garcia and Commissioner Pecos out attending the National League of Cities Conference.

INVOCATION / PLEDGE OF ALLEGIANCE – (Mayor Fugate)

The invocation was delivered by Courtney Alvarez, Interim City Manager/City Attorney, followed by the Pledge of Allegiance and the Texas Pledge.

MINUTES OF PREVIOUS MEETING(S) – Required by Law

Regular Meeting – February 23, 2015

Motion made by Commissioner Pena to approve the minutes as presented, seconded by Commissioner Leubert. The motion was passed and approved by the following vote: Leubert, Pena, Fugate voting “FOR”.

Public Hearing - (Required by Law).¹

1. Public hearing regarding condemnation proceeding for structures located at 1247 E. King, Kingsville, Texas. (Director of Planning & Development Services).

Mayor Fugate announced and opened this public hearing at 6:04 p.m.

Mr. Tom Ginter, Director of Planning & Development Services, reported that this property has been without water services since November, 2012. Back in July 31, 2014, the property owner was given a 90 day extension which would allow the property owner to make all necessary repairs. As of October 31, 2014 no permits have been pulled or work been done to the structure.

Mayor Fugate announced that this is a public hearing and if anyone would like to speak on behalf of this item may do so with a five minute time limit.

No comments were made.

Mayor Fugate closed this public hearing at 6:06 p.m.

2. Public hearing regarding condemnation proceeding for structures located at 409 E. Nettie, Kingsville, Texas. (Director of Planning & Development Services).

Mayor Fugate announced and opened this public hearing at 6:06 p.m.

Mr. Ginter reported that this property has been without water services since January 2010. Mr. Ginter stated that all comment codes which are descriptive of this property have been noted. No extensions to this property have been given.

Mayor Fugate commented that the common thing about these properties is that they have been abandoned by the property owners.

Commissioner Leubert commented that property taxes have not been paid since 2007.

Mayor Fugate announced that this is a public hearing and if anyone would like to speak on behalf of this item may do so with a five minute time limit.

No comments were made.

Mayor Fugate closed this public hearing at 6:08 p.m.

3. Public hearing regarding condemnation proceeding for structures located at 508 S. 2nd, Kingsville, Texas. (Director of Planning & Development Services).

Mayor Fugate announced and opened this public hearing at 6:08 p.m.

The following was quoted from the audio recording that was taken from during this meeting.

Mr. Ginter reported that this property has been without water services since August, 2004. The typical comment codes which are descriptive of this property have been noted. No extensions to this property have been given.

Mayor Fugate asked when the last time the taxes were paid for this property.

Mr. Ginter responded that he did not have this information at this time.

Mayor Fugate announced that this is a public hearing and if anyone would like to speak on behalf of this item may do so with a five minute time limit.

Mrs. Betty Wilson Carter, 829 S. 24th Street. Mrs. Carter stated that she use to reside at 508 S. 2nd, when there used to be a house, but has since been demolished which caused plumbing problems to the Barber Shop structure. Carter stated that this is the only structure that is left for the black/industrial district to which there isn't much left of this community. Mrs. Carter commented that this structure needs to be saved as it is part of the black history of this town. Mrs. Carter further stated that taxes are paid up to date on this property. She further stated that the individual who owned this property was Charles Andrews, who worked in this community with Otis West, Dr. Risner, and several other individuals such as Clyde Allen who recognized the segregation of all that was

going on in Kingsville. She further commented that a lot of individuals are sitting here today and enjoying the benefits of black and white together. Carter stated that this was the time and period of history that she came through that didn't allow them to enter any establishment that was considered white. She further commented that while some of them were not able to bleach their hair and not use their native language in order to pass. Carter then stated that she will stand in front of the Commission to try and get this building restored.

Mayor Fugate asked Mrs. Alvarez if the Commission is allowed to ask any questions during public hearing. Mrs. Alvarez responded that questions can be asked during the action item.

Mr. Leotis Carter, 692 W. Warren. Mr. Carter stated that he knew of the Andrew's building as his mother lived in this house. He stated that he purchased the property to restore it. He further commented that he did the best that he could to get an engineer to do the drawing. When the drawings were drawn up, he submitted the drawings to the previous engineer. Carter further stated that the garage has been repaired but had issues with the previous building inspector, Abel, although he repaired the garage, not as much, but repaired the roof. He couldn't do the rest of the building because he was not allowed to adopt-a-truck due to not having water services for the property. Carter further stated that he then decided to get the property across the street to which he purchased which used to be a cleaners. He stated that he had worked at this cleaner's every day and was able to place a fence and moved stuff into the property that he had in his own backyard so that he wouldn't get in trouble with the Beautify of Kingsville. He further stated that he made sure the structure did not have any leaks before purchasing the property to which he made the city aware of. The wiring was done by the previous owner to which Mr. Carter spoke to staff in the City that informed him that he would not be able to get electric services. Mr. Carter stated that his goal was to get electricity turned on so that he could do repairs and be able to have light going across the street in case he had to work at night. Mr. Carter commented that his goal is to beautify Kingsville on the West Side. Carter stated that he does have rent property to which he put rent stuff in it now. He further stated that he was told that this was not allowed and would have to have a C2 business in order to receive electricity services. Mr. Carter stated that he has been getting the run around from staff which makes him upset because he wants for people to come into Kingsville to live. He further commented that he has resided in Kingsville for 40 years and has not seen any improvements on the West Side. He stated that the only thing that has been improved is a Park that is located on the West Side. He commented that he is only working to save this structure as his family does not want to get involved with the issue, but rather sue the City.

Mayor Fugate closed this public hearing at 6:14 p.m.

4. Public hearing regarding condemnation proceeding for structures located at 525 W. Lott, Kingsville, Texas. (Director of Planning & Development Services).

Mayor Fugate announced and opened this public hearing at 6:14 p.m.

Mr. Ginter reported that this property has had no water services since October, 2006. All comment codes that are equivalent with this property have been noted. No extensions have been given to this property.

Commissioner Leubert commented that the taxes due by April 2015 is \$9,515.00, to which has unpaid taxes since 2008.

Mayor Fugate announced that this is a public hearing and if anyone would like to speak on behalf of this item may do so with a five minute time limit.

No comments made.

Mayor Fugate closed this public hearing at 6:16 p.m.

5. Public hearing regarding condemnation proceeding for structures located at 128 W. Ave. A., Kingsville, Texas. (Director of Planning & Development Services).

Mayor Fugate announced and opened this public hearing at 6:16 p.m.

Mr. Ginter reported that this property has had no water service since July, 2007.

Commissioner Leubert commented that this property is years behind in taxes.

Mayor Fugate announced that this is a public hearing and if anyone would like to speak on behalf of this item may do so with a five minute time limit.

No comments made.

Mayor Fugate closed this public hearing at 6:17 p.m.

6. Public hearing regarding condemnation proceeding for structures located at 1029 N. 9th, Kingsville, Texas. (Director of Planning & Development Services).

Mayor Fugate announced and opened this public hearing at 6:17 p.m.

Mr. Ginter reported that this property has had no water services since November, 2008.

Mayor Fugate asked if staff has had any contact with the property owner. Mr. Ginter responded that staff has not received any contact from the property owner.

Commissioner Leubert commented that this property owes taxes for 2014 in the amount of \$213.

Mayor Fugate announced that this is a public hearing and if anyone would like to speak on behalf of this item may do so with a five minute time limit.

No comments made.

Mayor Fugate closed this public hearing at 6:18 p.m.

II. Reports from Commission & Staff.² (City Manager's Staff Report Attached).

"At this time, the City Commission and Staff will report/update on all committee assignments which may include, but is not limited to the following: Planning & Zoning Commission, Zoning Board of Adjustments, Historical Board, Housing Authority Board, Library Board, Health Board, Tourism, Chamber of Commerce, Coastal Bend Council of Governments, Conner Museum, Keep Kingsville Beautiful, and Texas Municipal League. Staff reports include the following: Building & Development, Code Enforcement, Proposed Development Report; Accounting & Finance – Financial & Investment 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. No formal action can be taken on these items at this time."

Mrs. Alvarez, Interim City Manager/City Attorney, reported that due to heavy rains, the Landfill had to be closed to citizens due muddy roads. Also, the Parks Department closed Dick Kleberg Park at 5:00 p.m. due to the flooding in the fields. Mrs. Alvarez further reported that Susan Ivy has been working with the Texas A&M Agriculture Office and Keep Kingsville Beautiful for a Spring Break Activity on Tuesday, March 17, 2015 at Dick Kleberg Park, with activities, games, and crafts from 4:00 p.m. to 6:00 p.m. and at 7:30 p.m., they will be showing the movie Big Hero 6. Mrs. Alvarez further reminded the Commission that there are some school districts that are having Spring Break this week, so we want to remind the citizens to drive extra careful for the next two weeks, as kids will be out on Spring Break. Alvarez reported that the Warrant Roundup continues this week with active enforcement and advice people that if they have any pending matters with Municipal Court they may want to contact the office and get this resolved. Alvarez also reported that she attended the Commissioners Court Meeting today, where city staff participated in a presentation on behalf of the EDC and would like to thank all those who participated in this presentation. Mrs. Alvarez reported that the next scheduled City Commission meeting is for Monday, March 23, 2015 with deadline for agenda items on Friday, March 13, 2015 as well as staff report information.

Commissioner Leubert thanked the Community for their support to the first held Farmer's Market which was a big success.

Commissioner Pena stated that after attending a Kenedy County Commissioner's Court meeting, he was asked if the City could reinstate some cooperation in terms of animal control in Kenedy County.

III. Public Comment on Agenda Items.³

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

Mrs. Betty Wilson Carter, 829 S. 24th Street, commented that she feels that after living here all her life, she would like to improve all areas of Kingsville. Mrs. Wilson further commented that potholes are causing serious damages to citizens vehicles and would like to see the City better repair these streets.

IV.

Consent Agenda

Notice to the Public

The following items are of a routine or administrative nature. The Commission has been furnished with background and support material on each item, and/or it has been discussed at a previous meeting. All items will be acted upon by one vote without being discussed separately unless requested by a Commission Member in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon. The remaining items will be adopted by one vote.

CONSENT MOTIONS, RESOLUTIONS, ORDINANCES AND ORDINANCES FROM PREVIOUS MEETINGS:

(At this point the Commission will vote on all motions, resolutions and ordinances not removed for individual consideration)

Motion made by Commissioner Pena to approve the consent agenda as presented, seconded by Commissioner Leubert. The motion was passed and approved by the following vote: Pena, Leubert, Fugate voting "FOR".

1. Motion to approve resolution authorizing the release of Chapter 59 Funds of the Kingsville Police Department for donation to the Boy Scouts of America for Drug Abuse Prevention Programs. (Chief of Police).

2. Motion to approve the appointment of Mr. Daniel Burt to the Historical Development Board for a three (3) year term. (Downtown Manager).

REGULAR AGENDA

CONSIDERATION OF MOTIONS, RESOLUTIONS, AND ORDINANCES:

V. Items for consideration by Commissioners.⁴

3. Consider condemnation of structures located at 1247 E. King, Kingsville, Texas. (Director of Planning & Development Services).

Commissioner Pena stated that after speaking with Mrs. Margarita Ambriz who has provided a letter to him stating that she has sought help for repairs to the roof at this location. She will purchase all necessary materials for this repair. Pena further stated that according to the letter from Mrs. Ambriz, all delinquent taxes have been paid and is requesting additional time to secure the individuals and materials for the repairs.

Mayor Fugate asked how much time Mrs. Ambriz is requesting.

Mrs. Ambriz stated that she would need an additional six months to make the repairs.

Mayor Fugate asked what the condition of the house was like.

Mrs. Ambriz stated that the interior of the structure is ok except the living room. She further stated that she has spoken with Delma Rios who knows individuals who can assist Mrs. Ambriz with the repairs.

Mayor Fugate commented that with this property being on a major thoroughfare, visitors that come into Kingsville to visit drive through King Street which makes it important that these homes that are not maintained. Mayor Fugate further commented that if the Commission grants her the extension, permits would need to be pulled for the repairs. If repairs are not started and completed by a certain time, this structure will be brought back to the City Commission for condemnation consideration.

Mrs. Ambriz further commented that she received an extension previously which allowed her to pay back taxes. This extension will allow her to begin repairs.

Commissioner Leubert suggested for Mrs. Ambriz to meet with Daniel and Tom to get a realistic timeline on what it's going to take for both Mrs. Ambriz and the City, but will have to meet with staff on staff's schedule.

Mayor Fugate suggested not to take any action on this condemnation, but will revisit it at a later time. This will allow the property owner to visit with city staff and give her more time to begin the repairs. Mayor Fugate further stated that if repairs are not done, City staff will bring the item back to the Commission for condemnation consideration.

No action taken.

4. Consider condemnation of structures located at 409 E. Nettie, Kingsville, Texas. (Director of Planning & Development Services).

Motion made by Commissioner Leubert finding not able to repair building or structure is unsafe and present condition is a violation of ordinances and cannot be corrected without substantial reconstruction then declare the building or structure to be a nuisance and order its demolition by owner/agent/person in charge within 30 days, city shall abate in any manner it deems necessary and proper, seconded by Commissioner Pena. The motion was passed and approved by the following vote: Leubert, Pena, Fugate voting "FOR".

5. Consider condemnation of structures located at 508 S. 2nd, Kingsville, Texas. (Director of Planning & Development Services).

Mayor Fugate stated that what he sees as far as owners of this property is eight sisters and two brothers.

Mr. Carter commented that he is the one who purchased the property and placed it under a business name. He further stated that he was told it needed to be back under his name which is the process he is going through so that they can turn on water and electricity services.

Mayor Fugate stated that he understands why they are not turning water services on for him and further asked Mr. Carter if he has seen the pictures submitted by city staff.

Mr. Carter commented that he also had the same issue at the property located across the street which list the eight sisters and two brothers. He stated that they wouldn't do anything even though there wasn't any structure problems or electrical problems, they wouldn't turn on water services because it wasn't under his name.

Mayor Fugate further asked Mr. Carter if he has seen the pictures submitted by city staff.

Mr. Carter responded that he has seen the pictures. He further commented that it's the roof and not the structure. Once the roof is taken off it would be like the building that the Mayor's office is in.

Mayor Fugate responded that when he saw those pictures, he thought about his office and what happens is when you take the roof off, you get into windstorm as whether the walls are going to be strong enough.

Mr. Carter commented that they are old school which is what's better than what we have now. Carter further commented that once he tears the building down the cost, everyone thinks the cost is cheaper, but it's not.

Mayor Fugate commented that there hasn't been any City Commission that is more concerned about historic preservation. Fugate stated that while the City Commission has been very active in the Douglas School on the West Side and in process in restoring the old High School and actively involved in the Flato School property, so he takes issue with us not being concerned about historic sites.

Mr. Carter commented that a lot of city's he goes to that take over tax sales, board up the house or buildings that are left abandon; this isn't done here in Kingsville. Carter further commented that the city has partial ownership property before they resale it to the new owner and with this he is a new owner who is stuck with trying to fix it.

Mayor Fugate asked if Mr. Carter thought it was the City's obligation to board up all the buildings in Kingsville.

Mr. Carter responded that as the entity that owns the property for a long period of time. Carter further stated that the house was fine until people started breaking into the house, which should have been boarded up. Carter stated that the City of Corpus Christi boards their properties.

Mrs. Alvarez commented that Kleberg County Trustees own some property in the area and the Trustees represent all of the taxing entities not just the city.

Mr. Carter further stated that his plan is to try and restore the property and make into a barber shop school. He stated that he had plans and gave it to them to look at.

Mayor Fugate asked who is referring as to they.

Mr. Carter responded that he gave them to the last engineer who was upstairs, but is no longer with the City.

Mayor Fugate asked Mr. Charlie Cardenas, Public Works Director/City Engineer how long he has been employed with the City. Mr. Cardenas responded that he has been with the City for two years. Mayor Fugate further asked Mr. Carter who he had given the plans to.

Mr. Carter responded that he had given them to the last engineer that was here.

Commissioner Leubert asked Mr. Carter how long of an extension he would need to get a new roof on this structure, because it's not just the roof, but to clean up the building.

Mr. Carter responded that half of it has already been cleaned out with sheetrock on the walls on half of the building. The other half is not done due to bees. Carter further stated that he is looking until summer to take the entire roof off.

Commissioner Leubert asked that in what period of time he would be able to get a new roof on the building.

Mr. Carter responded that he can keep coming back to the Commission and show progress on the building.

Commissioner Leubert commented that the he would need to have a timeline.

Mr. Carter stated that he would need to have six months to show that progress has been made.

Mayor Fugate asked if the building has been engineered.

Mr. Carter stated that the he was showing him engineered work at that time and will try again a metal roof.

Mayor Fugate commented that before Mr. Carter spends a dime on this building; hire an engineer to see if it is even worth keeping. Fugate further commented that what Mr. Carter will be surprised to find out, is that the structure is unsound.

Mr. Carter commented that they say it was fine.

Mayor Fugate asked who Mr. Carter is referring as to they.

Mr. Carter responded that he is referring to the engineer in Kingsville.

Mayor Fugate asked for the engineer's name. Mr. Carter responded that he is referring to the engineer that is located next door to the Methodist Church.

Mayor Fugate asked if Mr. Carter had a report from the Engineer.

Mr. Carter's response was that he didn't receive a report because he didn't pay for a report. Carter further stated that he spoke to the Engineer personally, and they told him to tear down the structure. Carter further stated that once he tears the structure down, which is what everyone says, "just tear it down", which is the problem with the City of Kingsville, everyone just wants to tear it down. Carter stated that this isn't the answer for everything, and if he can fix the structure the city should allow him to do so.

Mayor Fugate commented that he doesn't want to tear down anything in Kingsville but he wants citizens to take care of their property and maintain it. Fugate further commented that Mr. Carter has had this property for close to two years and came in to see Mr. Kahn, and asked if Mr. Carter saw this as taking care of the property.

Mr. Carter responded no as he didn't have time and that for two years after working and paying taxes for the City of Kingsville, he has done a lot more and the City hasn't checked the other side of the structure.

Mayor Fugate commented that Mr. Carter could have gotten a trailer and loaded the trash and haul it to the City cleanup event that is done every six months.

Mr. Carter commented that he has come to the City and try to get the trailer, as his trailer collapsed on the wheels. He further commented that he has attempted numerous times to rent the truck, but was told that he needed a contract to turn on water.

Mayor Fugate commented that while Mr. Carter is busy criticizing staff which he takes exception to as well. Fugate further commented that Mr. Carter's criticism is not getting him very far with him. Mayor Fugate stated that he does care about this city and he doesn't feel that Mr. Carter feels the same way.

Mr. Carter's response was for staff to look at the property across the street which he devotes his time after hours.

Mayor Fugate at this time, came up to the camera videotaping the City Commission meeting and displayed a photograph taken by city staff, showing how bad the structure is located at 508 S. 2nd Street.

Mr. Carter commented that he would like for citizens to go by 501 S. 2nd Street where the cleaners is located and see the big change that has been done. Carter stated that he was planning on doing the same thing to the other property, but has been giving the run around and has received no assistance from anyone.

Mayor Fugate commented to Mr. Carter that the City Commission will probably grant him the additional time, although he doesn't feel that Mr. Carter should receive additional time. Fugate further commented that Mr. Carter needs to come with a plan to repair this property as well as a timeline of completion.

Mr. Carter commented that he would like to come back to the Commission and prove them wrong. He further commented that some individuals sit behind a desk and think that others can't do certain things.

Commissioner Leubert commented that in all fairness, since the Commission has approved the additional time being requested by Mrs. Ambriz, she is proposing that the Commission grant Mr. Carter additional time to make the necessary repairs. Leubert further commented that Mr. Carter would have to meet with Charlie Cardenas, Public Works Director/City Engineer, Tom Ginter, Director of Planning & Development Services and Daniel Ramirez, Building Official within the next week or two to begin a plan for repairs to the property. Leubert further commented that she would like staff to update the City Commission on the status of this property.

Commissioner Pena asked if property taxes were up-to-date. Mr. Carter responded yes, his paycheck is going towards property taxes.

Mrs. Alvarez stated that according to the statement from the Tax Assessor Collectors Office dated January 16, 2015, taxes for years 2012, 2013, and 2014 were due as of January 16, 2015. Alvarez further commented that taxes couldn't have been paid as of January 16th, but as of the printout date three years are still due.

Mayor Fugate asked for a recommendation from the City Commission regarding this property.

Commissioner Leubert commented that she has already made her proposal to allow Mr. Carter more time, but must meet with city staff as soon as possible.

Mayor Fugate commented that city staff both past and existing works very hard at what they do to serve the citizens of this city. Fugate further stated that he takes exception to comments made about by Mr. Naim Kahn, and existing City Engineer and Planner and anyone else that is involved in this process. Fugate further stated that he doesn't like when citizens misrepresent the fine work that City staff does for the City of Kingsville.

No action taken.

6. Consider condemnation of structures located at 525 W. Lott, Kingsville, Texas. (Director of Planning & Development Services).

Motion made by Commissioner Leubert finding not able to repair building or structure is unsafe and present condition is a violation of ordinances and cannot be corrected without substantial reconstruction then declare the building or structure to be a nuisance and order its demolition by owner/agent/person in charge within 30 days, city shall abate in any manner it deems necessary and proper, seconded by Commissioner Pena. The motion was passed and approved by the following vote: Pena, Leubert, Fugate voting "FOR".

7. Consider condemnation of structures located at 128 W. Ave. A, Kingsville, Texas. (Director of Planning & Development Services).

Motion made by Commissioner Leubert finding not able to repair building or structure is unsafe and present condition is a violation of ordinances and cannot be corrected without substantial reconstruction then declare the building or structure to be a nuisance and order its demolition by owner/agent/person in charge within 30 days, city shall abate in any manner it deems necessary and proper, seconded by Commissioner Pena. The motion was passed and approved by the following vote: Leubert, Pena, Fugate voting "FOR".

8. Consider condemnation of structures located at 1029 N. 9th Street, Kingsville, Texas. (Director of Planning & Development Services).

Motion made by Commissioner Leubert finding not able to repair building or structure is unsafe and present condition is a violation of ordinances and cannot be corrected without substantial reconstruction then declare the building or structure to be a nuisance and order its demolition by owner/agent/person in charge within 30 days, city shall abate in any manner it deems necessary and proper, seconded by Commissioner Pena. The motion was passed and approved by the following vote: Pena, Leubert, Fugate voting "FOR".

9. Consider a resolution of the City of Kingsville, Texas to urge the 84th Texas Legislature to provide \$8.1 million in State Debt Service that will allow Texas A&M University-Kingsville to leverage \$93 million in issued bonds, for the renovation and expansion of existing facilities to meet enrollment demands in Science, Technology, Engineering, Mathematics, Music, and other educational programs. (Mayor Fugate).

Motion made by Commissioner Leubert to approve this resolution, seconded by Commissioner Pena.

Mayor Fugate commented that Kleberg County Commissioners' Court has already approved this item.

The motion was passed and approved by the following vote: Leubert, Pena, Fugate voting "FOR".

10. Consider a resolution of the City of Kingsville approving changes to the entry level requirements for the Fire Department as recommended by the City of Kingsville Civil Service Commission. (Director of Human Resources).

Mrs. Diana Gonzales, Human Resources, reported that this item is a request for changes to the entry level requirements for the Fire Department. Gonzales stated that after a meeting with the Civil Service Commission, regarding difficulties in attracting qualified applicants for entry level testing. The changes that are being requested is to allow individuals or candidates that are paramedics certified to give them six months to complete their Fire Structure Certification. If this is not met, is would be asked that the individual or candidate already Fire Fighter Certified and then complete their Paramedic Certification. Gonzales stated that if we still cannot get qualified candidates, they will be looking in getting candidates that are already Paramedic Certified then the City of Kingsville will put them through the Academy, where they will have nine months to complete their Fire Service.

Motion made by Commissioner Leubert to approve this resolution, seconded by Commissioner Pena. The motion was passed and approved by the following vote: Pena, Leubert, Fugate voting "FOR".

11. Consider waiver of water tap and connection fee for "Weavers of Love", who is a new soup kitchen. (Director of Public Works/City Engineer).

Motion made by Commissioner Pena to approve this waiver, seconded by Commissioner Leubert. The motion was passed and approve by the following vote: Leubert, Pena, Fugate voting "FOR".

12. Consider introduction of an ordinance amending Chapter IX-General Regulations, Article 8-Parks and Recreation, Section 9-8-41, providing for the revision of fees for school teams at the L.E. Ramey Golf Course. (Golf Course Manager).

Mr. Bill Donnell, Assistant Public Works Director/Golf Course Manager, reported that staff has been approached by several schools have inquired about a green fee waiver for golf team members to be able to practice at the LE Ramey Golf Course. Donnell further reported that the City of Alice currently allows golf team members of their area to play for free. If the City of Kingsville allows two rounds per student per week, Monday thru Thursday, with approximately 38 students, the City would be waiving about \$5,000 season expense to the City.

Commissioner Leubert asked if a season is per semester.

Mr. Donnell responded that this is during the golf season in the spring.

Introduction item.

13. Consider awarding bid for the vehicle exhaust removal system for the Fire Department to the vendor providing the best value to the City, as per staff recommendation (Bid No. 15-04). (Director of Purchasing & Technology).

Mr. David Mason, Director of Purchasing & Technology, reported that on September 23, 2013, Resolution #2013-55 authorized the Fire Department to apply for a FEMA Grant for exhaust removal system with an anticipated cash match of approximately \$10,000, which is a 10% match. Mason stated that staff received bids specifications from Chief Reed January 22, 2015, to where bids were advertised on February 8 and February 15, 2015 and held a mandatory pre-bid meeting on February 10, 2015. Bids were opened at 1:30 p.m. Wednesday, February 17, 2015 with two responsive bidders. Mason reported that these systems are very similar except for the attachment devices. While the apparent low bidder appears to be the Magnegrip System from Clean Air Concepts, staff is recommending the Plymovent System because of its attachment design which allows for the operator to remain standing in an upright position during the attachment process. The attachment devices align more easily than the magnegrip. Mr. Mason stated that Felix Camarillo of the Fire Department spoke with the AFG Grant representatives and stated

that awarding the bid is up to the City. It is staff's recommendation to award this bid to Plymovent for a total of \$80,770.

Motion made by Commissioner Leubert to accept staff's recommendation, seconded by Commissioner Pena. The motion was passed and approved by the following vote: Pena, Leubert, Fugate voting "FOR".

14. Consider introduction of an ordinance amending the Fiscal Year 2014-2015 General Fund budget to provide matching funds for FEMA Assistance to Firefighters Grant for the Fire Department vehicle exhaust removal systems. (Director of Finance).

Introduction item.

V. Adjournment.

There being no further business to come before the City Commission, the meeting was adjourned at 6:58 P.M.

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, TRMC, City Secretary

APRIL 13, 2015

A REGULAR MEETING OF THE CITY OF KINGSVILLE CITY COMMISSION WAS HELD ON MONDAY, APRIL 13, 2015 IN THE HONORABLE ROBERT H. ALCORN COMMISSION CHAMBERS 200 EAST KLEBERG AVENUE AT 6:00 P.M.

CITY COMMISSION PRESENT:

Dianne Leubert, Commissioner
Noel Pena, Commissioner
Al Garcia, Commissioner
Arturo Pecos, Commissioner

CITY COMMISSION ABSENT:

Sam Fugate, Mayor

CITY STAFF PRESENT:

Courtney Alvarez, Interim City Manager/City Attorney
Mary Valenzuela, City Secretary
David Mason, Purchasing/IT Director
Tom Ginter, Director of Planning & Development Services
Emilio Garcia, Health Director
Diana Gonzales, Human Resources Director
Joey Reed, Fire Chief
Cynthia Martin, Downtown Manager
Robert Rodriguez, Library Director
Susan Ivy, Parks & Recreation Manager
Charlie Cardenas, Public Works Director/Engineer
Melissa Perez, Risk Manager
Frank Garcia, Wastewater Supervisor
Willie Vera, Task Force Commander
Ricardo Torres, Police Chief
Leo Alarcon, Tourism Director
Bill Donnell, Assistant Public Works Director/Golf Course Manager
Tony Verdin, Information Systems Technician

I. Preliminary Proceedings.

OPEN MEETING

Mayor Pro-tem Leubert called the meeting to order in the Robert H. Alcorn Commission Chamber at 6:00 p.m. and announced quorum with four Commission members present. Mayor Fugate not present at the meeting, as he is attending meetings in Washington, DC.

INVOCATION / PLEDGE OF ALLEGIANCE – (Mayor Fugate)

The invocation was delivered by Mrs. Courtney Alvarez, Interim City Manager/City Attorney, followed by the Pledge of Allegiance and the Texas Pledge.

MINUTES OF PREVIOUS MEETING(S) – Required by Law

Mrs. Alvarez explained that the March 9th minutes were not brought to Commission for approval due to two Commissioners unable to vote on minutes, as they were not in attendance at the March 9th meeting. The March 9th minutes will be brought to the City Commission for approval on April 27th.

Special Meeting – March 16, 2015

Motion made by Commissioner Pecos to approve the minutes of March 16, 2015 as presented, seconded by Commissioner Garcia. Motion was passed and approved by the following vote: Garcia, Pecos, Leubert voting “FOR”. Pena “ABSTAIN”.

Regular Meeting – March 23, 2015

Motion made by Commissioner Pena to approve the minutes of March 23, 2015 as presented, seconded by Commissioner Pecos. Motion was passed and approved by the following vote: Pecos, Pena, Garcia, Leubert voting “FOR”.

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

1. Public hearing for the adoption of a Conceptual Development Plan for the Torres Estate Development located at 1.44 acres, Lots 1-9, Block 1, Eva Subdivision, known as 1100 East Kenedy and Lots 1-3, Block 2, Clyde Subdivision, known as 1116 East Lott, Isaac & Norma Torres owners. (Director of Planning and Development Services).

Mayor Pro-tem Leubert announced and opened this public hearing at 6:03 P.M.

Mayor Pro-tem Leubert stated that this is a public hearing and anyone who would like to comment on this item can do so at this time with a five minute time limit.

Mr. Ginter reported that a public hearing was published in the Kingsville Record regarding the Conceptual Development Plan. Staff did not receive any calls from the public for or against the public hearing.

Mayor Pro-tem closed this public hearing at 6:04 P.M.

2. Public hearing for an ordinance amending the zoning ordinance by changing the zoning map in reference to 1.44 acres, Lots 1-9, Block 1, Eva Subdivision, known as 1100 East Kenedy and Lots 1-3, Block 2, Clyde Subdivision, known as 1116 East Lott from R2- Two Family Residential District to RP2- Planned Two Family Residential District, amending the Comprehensive plan to account for any deviations from the existing comprehensive plan, Isaac & Norma Torres owners. (Director of Planning and Development Services).

Mayor Pro-tem Leubert announced and opened this public hearing at 6:04 P.M.

Mayor Pro-tem Leubert stated that this is a public hearing and anyone who would like to comment on this item can do so at this time with a five minute time limit.

Mr. Ginter reported that a public hearing was published in the Kingsville Record regarding the rezone. Staff did not receive any calls from the public for or against the public hearing.

Mayor Pro-tem closed this public hearing at 6:06 P.M.

III. Reports from Commission & Staff.² (City Manager's Staff Report Attached).

“At this time, the City Commission and Staff will report/update on all committee assignments which may include, but is not limited to the following: Planning & Zoning Commission, Zoning Board of Adjustments, Historical Board, Housing Authority Board, Library Board, Health Board, Tourism, Chamber of Commerce, Coastal Bend Council of Governments, Conner Museum, Keep Kingsville Beautiful, and Texas Municipal League. Staff reports include the following: Building & Development , Code Enforcement, Proposed Development Report; Accounting & Finance – Financial & Investment 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. No formal action can be taken on these items at this time."

Mr. Nathan Sweeney, AGCM Project Manager for the New City Hall gave a report to the City Commission on the construction progress of the New City Hall. Mr. Sweeney reported that the construction is on schedule for a January 2016 move-in date and occupancy for the City. Project is on budget at \$4.3 million for Phase 2, with no changes to date. The focus of construction is on the interior build-out of the office spaces, conference rooms, restrooms, and break-rooms. They have begun framing walls, duct work, roughing in the electrical, and plumbing. The City is working in conjunction with the Contractor to install its own utilities, inclusive of water, sanitary sewer, and storm sewer. After phase two is completed, Phase 3 which is the Cottage Building and its design.

Commissioner Pecos asked what the cost was for Phase 1. Mr. Sweeney responded that did not have those numbers as he was not involved with Phase 1. Commissioner Pecos then asked what the cost for Phase 3 would be. Mr. Sweeney responded that he does not know what the cost would be for Phase 3 at this time, but can retrieve this information.

Commissioner Garcia asked for the projected date of occupancy of the Cottage Building. Mr. Sweeney responded that at this time the Cottage Building is at its very early stage of design, so they haven't been able to determine the overall project duration. Commissioner Garcia asked if he anticipated it being before January 2016. Mr. Sweeney responded no.

Commissioner Leubert commented that she recalls the date of completion being in December 2015.

Mr. Sweeney responded that the construction of the New City Hall is scheduled for completion in December 2015 with the City move-in and occupancy scheduled for January 2016.

Mrs. Alvarez reported that the next scheduled Commission meeting is April 27, 2015 with deadlines to submit agenda items and staff report Friday, April 17, 2015. Mrs. Alvarez further reported that due to the heavy rains that occurred last night, the Landfill was temporarily closed during the morning hours. Dick Kleberg Park also had some closure this morning due to damages sustained from the heavy rains and wind. Alvarez further reported that due to Mrs. Deborah Balli, Finance Director unable to attend the City Commission meeting as she is out attending GFOA Conference, Mrs. Alvarez will be handling the introduction budget amendments being presented at tonight's meeting.

Commissioner Pena stated that he has received a call from a citizen stating that the trees planted on Santa Gertrudis look as if they may need some attention. He asked for the Public Works Director to look into this issue.

Commissioner Leubert presented a Proclamation to Ms. Jennifer Ratcliffe Jones, Victim's Advocate for the Women's Shelter of South Texas.

IV. Public Comment on Agenda Items. ³

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)

Motion made by Commissioner Pena to approve the consent agenda as presented, seconded by Commissioner Pecos. The motion was passed and approved by the following vote: Garcia, Pecos, Pena, Leubert voting "FOR".

1. **Motion to approve out-of-state travel for the Mayor to travel to Washington, D.C. from April 12-14, 2015 for city business related to legislative and military issues. (Mayor Fugate).**

REGULAR AGENDA

CONSIDERATION OF MOTIONS, RESOLUTIONS, AND ORDINANCES:

VI. Items for consideration by Commissioners.⁴

2. **Consider revision to Corral Park Improvement Project. (Parks & Recreation Manager).**

Mrs. Susan Ivy, Parks & Recreation Manager reported that she is requesting additional funding for the Corral Park Project. Ivy requests an additional \$2,000 which would increase the total City contribution to \$12,000 and approve the installation of the water fountain with accessibility for standing, doggie and handicap service. Also, \$474 would be added to assist with materials to install the water line for fountain and in ground water faucet. Mrs. Ivy further reported that all equipment has been ordered for this project.

Commissioner Pecos asked where the additional \$2,000 would be coming from. Mrs. Alvarez responded that it would be coming from the 6th Street Tree Renovation Project.

Motion made by Commissioner Pena to approve this item, seconded by Commissioner Pecos. The motion was passed and approved by the following vote: Pecos, Pena, Garcia, Leubert voting "FOR".

3. **Consider request to Brookshire Foundation for annual financial assistance with Brookshire Pool and Summer Parks Programs. (Parks & Recreation Manager).**

Mrs. Ivy reported that the Parks Systems for many years has requested assistance from the Brookshire Foundation and has never been turned down. Concentration for this year has been the improvement of the Brookshire Pool. City and County entities agreed to place \$50,000.00 in the Park Budget for Capital Improvements. We have committed those funds first to the Brookshire Pool. Bids were taken and a bid was awarded to Gonzalez Steel to replace the roof on the pool building and chemical building with a new metal roof

that will match the roof on Harvey School. The cost of this project is \$34,577.00 plus an additional \$2,700.00 to add on covering the restroom part of the building and another \$1,000.00 for additional woodwork needing to be replaced on the framing. Mrs. Ivy further stated that she is currently waiting on electrical estimates to replace the fluorescent lighting that had to be removed to replace the roofing. Once the roofing job is complete they will begin work on draining and cleaning the pool to prepare for the summer. Ivy stated that they would like to demolish the old awnings and replace them with new shade structures that are pictured in one of the attachments we have provided. Also need to add new chairs and tables around the deck and some non-slip matting in the restroom area. In the budget proposal for next year we will address replacing the tiles around the edge of the pool along with any structural work that needs to be addressed. Once the pool has been drained in the next couple of weeks they will make that assessment but will not have time or funds to do major repairs this year. Ivy further commented that they will also be continuing the Summer Swim Team and Summer Track Program. Both of these programs have been very successful thanks to contributions over the years. Each year they have had kids advance to State Competitions in various events in their sport. Summer Track last year had over 80 participants while Swim Team is growing into the 30-40 participants. Team shirts and gear and registration fees get expensive as the numbers grow. Mrs. Ivy further asked Commission approval to submit this request to the Brookshire Foundation.

Motion made by Commissioner Garcia to approve this item, seconded by Commissioner Pecos.

Commissioner Pecos asked why Mrs. Ivy was not asking for more money from the Foundation. Mrs. Ivy responded that they have deadlines to complete certain projects by June 1st. Commissioner Pecos asked that if this request will be submitted as a grant to the Foundation or is it money they allocate automatically. Mrs. Ivy responded that this is money that the Foundation considers for appropriation and gives a check for it.

The motion was passed and approved by the following vote: Pena, Garcia, Pecos, Leubert voting "FOR".

4. Consider proposal for an Adult Softball League. (Parks & Recreation Manager).

Mrs. Ivy reported that the Parks Department has sponsored the Adult Softball League. With the exception of the regular maintenance of the fields, the league generates enough revenue to pay the league manager, scorekeepers, umpires, insurance, supplies and the awards for each session with some funds remaining to assist with the electrical usage at the fields. In the past, entry fees have been \$325 per team with a 10 game schedule. There have been an average number of teams of 14 which would generate revenues of \$4,550 per season. Expenditures per game are \$33 which breaks down to \$5 manager, \$8 scorekeeper, and \$20 umpires for a total expenditures of \$2,310. The difference of \$2,240.00 is used to offset the cost for insurance, supplies and awards. The league is one of a very few recreational sports programs offered to Adults in the community to which it is important to continue the program.

Motion made by Commissioner Pena to approve this item, seconded by Commissioner Pecos. The motion was passed and approved by the following vote: Garcia, Pecos, Pena, Leubert voting "FOR".

5. Consider introduction of an ordinance amending the Fiscal Year 2014-2015 Fund 091-General Fund Capital Projects budget to transfer funds from 6th Street Tree project to Parks Department for Park improvements. (Director of Finance).

Introduction item

6. Consider introduction of an ordinance amending the Fiscal Year 2014-2015 Fund 051-Utility Fund Fund Balance for South Wastewater Treatment Plant repairs. (Director of Finance).

Mrs. Alvarez stated that this item has not been brought to the Commission in the past. She further stated that there have been some issues with the blower at the South Wastewater Plant.

Mr. Charlie Cardenas stated that this is for an overhaul of the existing blower which will expend \$27,000. The Plant is on a backup blower at this time.

Commissioner Pecos asked if this was for regular maintenance to the blower. Mr. Cardenas responded that this is preventative maintenance. Mr. Cardenas further commented that the North Wastewater Plant will be budgeted for next fiscal year.

Introduction item.

7. Consider introduction of an ordinance amending the Fiscal Year 2014-2015 Fund 091-General Fund Capital Projects budget to transfer four capital projects back to general fund. (Director of Finance).

Mrs. Alvarez stated that in the agenda packet, Mrs. Balli has submitted a memo for this item. If any questions, Mrs. Balli can address them at the next City Commission meeting.

Introduction item.

8. Consider approval of the Conceptual Development Plan for Torres Estates. (Director of Planning & Development Services).

Mr. Tom Ginter reported that this project is for the built of 11 homes with 1100 square feet each. As has previously been discussed this project is an infill development that would have a positive impact for the community and that neighborhood. Developer Mark Dizdar has agreed to the following; build an 18 foot wide driveway which will have room for 2 cars for each house; plant 2 trees in the front yard of the property of each lot where a home is being built; install a sprinkler system on each lot where a home is going to be built; build a 6 foot sidewalk on the perimeter of the property; and build a fence on the frontage of the property. Staff recommends the approval of the Conceptual Development Plan.

Commissioner Garcia asked in the developing the Conceptual Development Plan, what are the variations and departure.

Mr. Ginter stated that they are not defined, they are allowed. The ordinance states that variations and departures could be from the R2 District. In this case, the significant one is the garages. There are no garages in this project. In a basic R2 District, there would be garages.

Commissioner Leubert stated that her concern is that with liveoak trees being planted near the driveway, the roots to the tree will damage the driveways. Her other concern is having space in front of the home to allow vehicles to park.

Mr. Mark Dizdar, 1596 Wildwood Trails Court, responded that there is space for two parked cars on concrete. Cars can park on the side of the street but not onto the property.

Motion made by Commissioner Pena to approve this item, seconded by Commissioner Pecos. The motion was passed and approved by the following vote: Pecos, Pena, Garcia, Leubert voting "FOR".

9. Consider introduction of an ordinance amending the zoning ordinance by changing the zoning map in reference to 1.44 acres, Lots 1-9, Block 1, Eva Subdivision, known as 1100 East Kenedy and Lots 1-3, Block 2, Clyde Subdivision, known as 1116 East Lott from R2- Two Family Residential District to RP2- Planned Two Family Residential District, amending the Comprehensive plan to account for any deviations from the existing comprehensive plan, Isaac & Norma Torres owners. (Director of Planning and Development Services).

Introduction item.

10. Consider approval of preliminary plat of 1.44 acres Eva Addition, Block 1, Lot 1-9 and Clyde Addition, Block 2, Lot 1-3 on south side of Kennedy Ave. between 15th and 16th Streets for residential housing. (Director of Planning and Development Services).

Motion made by Commissioner Garcia to approve this preliminary plat, seconded by Commissioner Pecos. The motion was passed and approved by the following vote: Pena, Garcia, Pecos, Leubert voting "FOR".

11. Consider approval of final plat of 1.44 acres Eva Addition, Block 1, Lot 1-9 and Clyde Addition, Block 2, Lot 1-3 on south side of Kennedy Ave. between 15th and 16th Streets for residential housing. (Director of Planning and Development Services).

Motion made by Commissioner Garcia to approve the final plat, seconded by Commissioner Pecos. The motion was passed and approved by the following vote: Garcia, Pecos, Pena, Leubert voting "FOR".

12. Consider approval of preliminary plat of 3.783 acres being all of Lakeview Villas Subdivision out of Farm Lot 1, Sect 22, KT&I Co. Subdivision for residential housing. (Director of Planning & Development Services).

Mr. Ginter reported that this development begun in 2013 to which it did come forward as a preliminary plat which was approved. Due to things that happen within the construction industry, the project came to a halt. Mr. Dizdar is requesting to continue the development. The preliminary plat and final plat are not any different than what was previously presented to the Commission. Mr. Ginter further stated that staff recommends approval of this preliminary plat.

Motion made by Commissioner Garcia to approve this preliminary plat, seconded by Commissioner Pecos. The motion was passed and approved by the following vote: Pecos, Pena, Garcia, Leubert voting "FOR".

13. Consider approval of final plat of 3.783 acres being all of Lakeview Villas Subdivision out of Farm Lot 1, Sect 22, KT&I Co. Subdivision for residential housing. (Director of Planning & Development Services).

Motion made by Commissioner Pena to approve this final plat, seconded by Commissioner Pecos. The motion was passed and approved by the following vote: Pena, Garcia, Pecos, Leubert voting "FOR".

14. Consider a resolution authorizing the Mayor to enter into an agreement for executive search services with Waters & Company for the City Manager position. (Director of Purchasing and Technology).

Motion made by Commissioner Garcia to approve this resolution, seconded by Commissioner Pecos. The motion was passed and approved by the following vote: Garcia, Pecos, Pena, Leubert voting "FOR".

15. Consider authorizing payment of half of the cost for new carpet and its installation at the Robert J. Kleberg Library, using funds leftover from HVAC replacement/upgrades in an amount not to exceed \$20,000 contingent on the County funding the other half of the expenses. (Director of Purchasing and Technology).

Mr. Mason reported that the original budget was \$75,000 for the replacement of HVAC System located at the Library. Due to some unforeseen circumstances that came up, a hail storm damaged some of the existing air conditioning system. Kleberg County was able to file an insurance claim that significantly reduced the amount of money that was not spent in the replacement of the the air condition system, and added the humidification system. With the books being out of the Library, this would be the opportune time to replace the carpet. Staff has gotten three quotes from Lowe's for approximately \$37,000, \$39,000, and \$56,000. Staying under the \$50,000 cost, there is no need for seal bids to be received which would have extended the timeline by 30 to 60 days. Should the County be able to come up with their 50% share cost, the City will pay in the amount not to exceed \$20,000 contingent on the County funding the other half of the expenses to replace the carpet.

Motion made by Commissioner Garcia to approve this item, seconded by Commissioner Pecos. The motion was passed and approved by the following vote: Pecos, Pena, Garcia, Leubert voting "FOR".

VI. Adjournment.

There being no further business to come before the City Commission, the meeting was adjourned at 6:55 P.M.

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, TRMC, City Secretary

PUBLIC HEARING(S)

PUBLIC HEARING #1

Planning & Development Services Department

TO: Mayor & City Commission

THROUGH: Courtney Alvarez, Interim City Manager

FROM: Tom Ginter, Planning & Development Services Director

SUBJECT: **Request for Alcohol Variance at 2502 E. Kenedy Ave.**

DATE: April 15, 2015



Mr. Ernest L. Anderson, operator of The American Legion Post 99, is requesting an alcohol variance for a Private Club Exemption Certificate Permit. This address is located at 2502 E. Kenedy Ave. and is within 1,000 ft. boundary of 1 daycare. The property in question therefore requires a variance according to City ordinance ORD-2004-20.

Also, all required notices have been sent to the property owners within 300ft. Additionally, a public hearing notice was placed in the newspaper on April 5, 2015. As of this point, we have not received any negative feedback from the property owners or citizens that have been noticed.

PUBLIC NOTICE

The City Commission of the City of Kingsville will hold a public hearing on Monday, April 27, 2015, at 6:00 P.M. to discuss and/or take action on the following items:

Request for an alcohol variance for a Private Club Exemption Certificate Permit, for the establishment known as The American Legion Post 99 located at 2502 E. Kenedy Ave.

The meeting will be held at City Hall, 200 East Kleberg Ave., Kingsville, Texas in the City Commission Chambers. If you have any questions about the items on the agenda, please contact the Planning Department at (361) 595-8055.



Private Club Prequalification Packet

FORM L-N
(12/2014)

Please complete this Prequalification Packet with information concerning your proposed business location for which you are applying to serve alcoholic beverages. Your city and/or county will need to certify that the service of alcoholic beverages at the proposed location is not prohibited by code, charter or ordinance. Also the Comptroller of Public Accounts will need to certify that your entity holds a sales tax permit. Your local newspaper will use this packet for certification that you have published the required notice.

Please immediately contact your local TABC office to determine if you must post a 60 Day Sign at your proposed location.

LOCATION INFORMATION

1. Type of Private Club Permit

- | | |
|--|--|
| <input type="checkbox"/> N Private Club Registration Permit | <input type="checkbox"/> NL Private Club Late Hours Permit |
| <input type="checkbox"/> NB Private Club Beer and Wine Permit | <input type="checkbox"/> PE Beverage Cartage Permit |
| <input checked="" type="checkbox"/> NE Private Club Exemption Certificate Permit | <input type="checkbox"/> FB Food and Beverage Certificate |

2. Indicate Primary Business at this Location

- | | |
|--|--|
| <input type="checkbox"/> Restaurant | <input type="checkbox"/> Sporting Arena, Civic Center, Hotel |
| <input checked="" type="checkbox"/> Bar | <input type="checkbox"/> Miscellaneous _____ |
| <input type="checkbox"/> Sexually Oriented | |

3. Trade Name of Location

The American Legion Post 99

4. Location Address

2502 E. Kennedy Ave.

City	County	State	Zip Code
Kingsville	Kleberg	TX	78363

5. Mailing Address

City	State	Zip Code
Kingsville	TX	78363

6. Business Phone No.

() -

Alternate Phone No.

(619) 990-7904

E-mail Address

THEAMERICANLegionPost99@YAHOO.COM

OWNER INFORMATION

7. Type of Owner

- ☒ Incorporated Association of Persons ☐ Unincorporated Association of Persons

8. Applicant

Ernest L. Anderson Post 99 The American Legion

9. All Officers Must Be Listed Below (attach L-OIC if additional space is needed).

Last Name	First Name	MI	Title
RUIZ	GONZALO	P	Commander
Last Name	First Name	MI	Title
PERCOS	ARTURO		CHAPLAIN
Last Name	First Name	MI	Title
SOLIZ	ERNESTO	G	FINANCE OFFICER



Change of Location/Reinstatement, Add Late Hours or Brewpub On-Premise Prequalification Packet

L-CON (6/2012)

Please complete this Change of Location/Reinstatement, Add Late Hours or Brewpub On-Premise Prequalification Packet with information concerning your proposed business location for which you are applying to sell alcoholic beverages. This information will be used to obtain your prequalification to hold a license/permit. You will submit this information to the proper governmental entities for certification that your proposed location is legal for the type of license/permit for which you are applying. Permit applicants will also provide this packet to their local newspaper for certification that you have published the required notice.

Please immediately contact your local TABC office to determine if you must post a 60 Day Sign at your proposed location, and for more information.

LOCATION INFORMATION

1. Current License/Permit No.

2. Indicate All that Apply

- ☒ Change of Location
☐ Reinstatement
☐ Add Late Hours License/Permit (indicate below)
☐ Beer Late Hours License
☐ Mixed Beverage Late Hours Permit
☐ Add Brewpub License

For change of location address or reinstatement enter the below information with your **proposed trade name and proposed location address.**

If adding late hours license/permit or a brewpub license at your current location, enter your **current information.**

3. Indicate Primary Business

- ☐ Restaurant
☒ Bar
☐ Sexually Oriented
☐ Sporting Arena, Civic Center, Hotel
☐ Miscellaneous _____

4. Trade Name of Location

The American Legion Post 99

5. Location Address

2502 E. Kennedy Ave

City *Kingsville*

County *Kleberg*

State *TX* Zip Code *78363*

6. Mailing Address

2502 E. Kennedy Ave

City *Kingsville*

State *TX* Zip Code *78363*

7. Business Phone No.

Alternate Phone No.

E-mail Address

() -

() -

TheAmericanLegionPost99@yahoo.com

OWNER INFORMATION AS ON FILE WITH TABC

8. Owner of Business

Ernest L. Anderson Post 99 The American Legion

60 Day Sign Date (TABC USE ONLY)

1 / 1

9. If Applicant Is/Must Be Listed Below (attach L-OIC if additional space is needed).

Individual/Individual Owner

Limited Liability Company/All Officers or Managers

Partnership/All Partners

Joint Venture/Venturers

Limited Partnership/All General Partners

Trust/Trustee(s)

Corporation/All Officers

City, County, University/Official

Last Name

RUIZ

First Name

GONZALO

MI

P

Title

Commander

Last Name

Pecos

First Name

ARTURE

MI

Title

chaplin

Last Name

SOLIZ

First Name

ERNESTO

MI

G

Title

Finance Officer



CITY OF
KINGSVILLE

MEMORANDUM

DATE

Monday, March 30, 2015

TO

Mary Valenzuela, City Secretary

FROM

Engineering Department

SUBJECT

Alcohol License for 2502 E. Kenedy

Mrs. Valenzuela,

After performing the research and physical inspection you requested for the property at 2502 E. Kenedy, we have concluded that the property in question does fall within the 1,000 ft boundary of 1 daycare; therefore, it will require a variance according to City Ordinance sections 11-3-4&5.

Notices must be sent to the property owners within the 300 foot boundary and a public hearing and publication in the local newspaper is required.

Thank you,

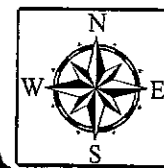
Engineering Department

Attachment 1 shows the property and the relative location of the (1 daycare); suspected to be close to the property. The daycare at 306 S. 25th St. is within the 1,000 foot boundary.

Attachment 2 shows all properties within the 300 foot boundary in correlation with their Short ID provided by the Kleberg County Appraisal District.

Property ID's in 300 ft buffer for 2502 E. Kenedy

United States Highway 77



16554

4000366

18420

16294

15182

E King

10841

16782

25536

24625

25374

18584

11334

20432

21812

21054

Legend

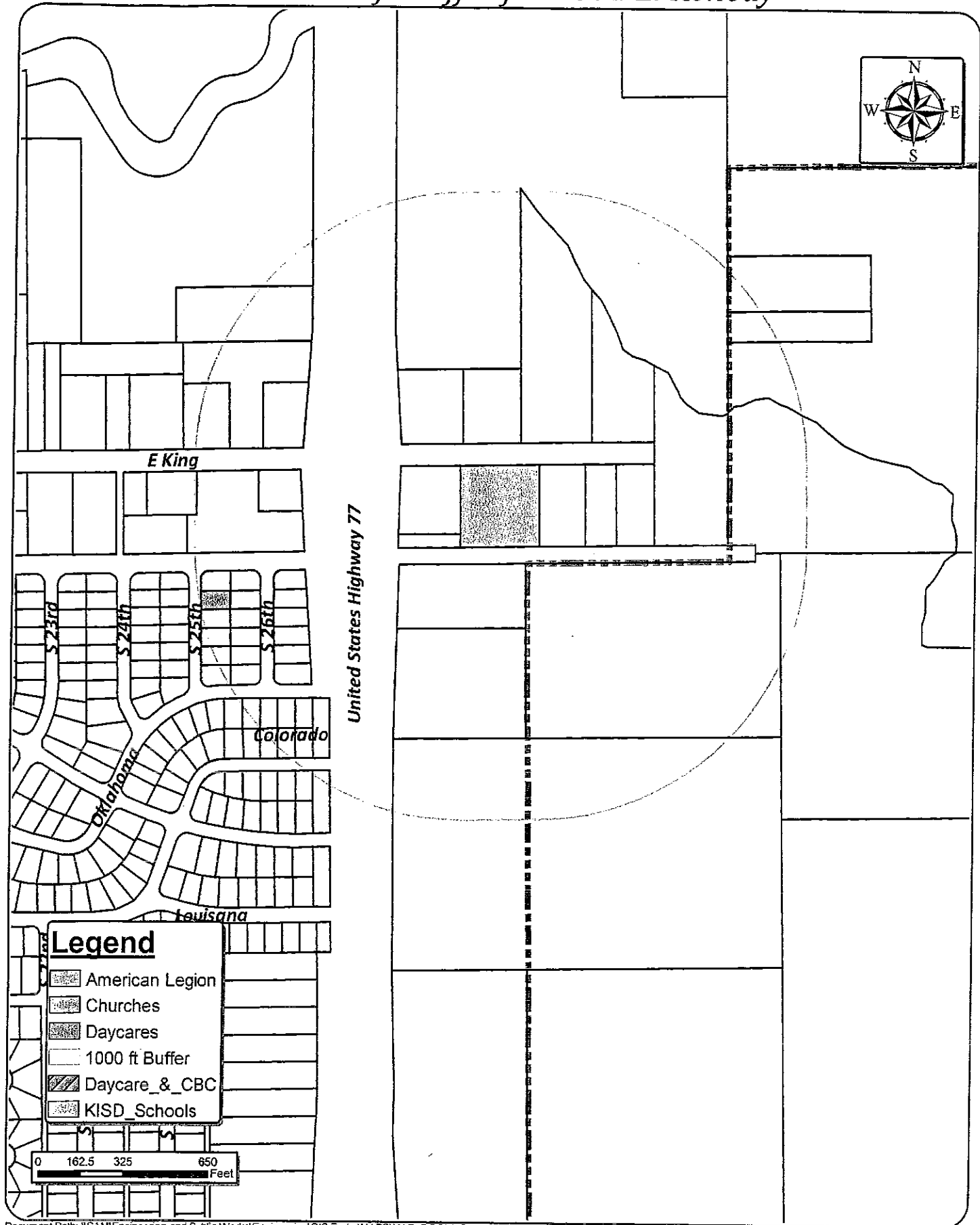
- 300 ft Buffer
- American Legion
- Churches
- Daycares
- Daycare_&_CBC
- KISD_Schools

0 55 110 220 Feet

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Page 1 / 1	Drawn By: Engineering Dept.	<small>DISCLAIMER</small> 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
	Last Update: 3/30/2015			
	Note: Please see attached documents.			

1000 ft Buffer for 2502 E. Kenedy



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Page 1/1	Drawn By: Engineering Dept.	<p>DISCLAIMER</p> <p>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.</p>	<p>CITY OF KINGSVILLE</p> <p>ENGINEERING DEPARTMENT</p> <p>200 East Kleberg</p> <p>Kingsville, Texas 78363</p> <p>Office: 361-595-8005</p> <p>Fax: 361-595-8035</p>
	Last Update: 3/30/2015		
	Note: Please see attached documents.		

PUBLIC HEARING #2

ORDINANCE #2015-_____

AMENDING THE ZONING ORDINANCE BY GRANTING A SPECIAL USE PERMIT FOR A DISPLAY AREA FOR RETAIL (SALE AND RENTAL) OF PORTABLE STORAGE SHEDS, CARPORTS, PARKING OF RENTAL TRAILERS, AND U-HAUL EQUIPMENT AT 714 E. AILSIE AVE., WHICH IS SOUTHMORE AC, LOT PT 172, PT 195-193; AMENDING THE COMPREHENSIVE PLAN TO ACCOUNT FOR ANY DEVIATIONS FROM THE EXISTING COMPREHENSIVE PLAN; PROVIDING FOR PUBLICATION;

WHEREAS, the Planning and Zoning Commission has forwarded to the City Commission it's reports and recommendations concerning the application of Jesse J. Jaime, for amendment to the zoning map of the City of Kingsville for a special use permit to operate a retail business at this location;

WHEREAS, the City's Land Use Zoning Chart allows for trailer and mobile home sales in a C2 zoned area by Special Use Permit only and the property in question is zoned C2; and

WHEREAS, with proper notice to the public, public hearings were held on Wednesday, April 15, 2015 during a meeting of the Planning and Zoning Commission, and on Monday, April 27, 2015 during a meeting of the City Commission, in the Alcorn Commission Chambers, at City Hall, in the City of Kingsville, during which all interested persons were allowed to appear and be heard; and

WHEREAS, a majority of the Planning and Zoning Commission by an unanimous 4-0 vote APPROVED the requested special use permit; and

WHEREAS, the City Commission has determined that this amendment would best serve public health, necessity, and convenience and the general welfare of the City of Kingsville and its citizens.

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

SECTION 1. That the Zoning Ordinance of the City of Kingsville, Texas, is amended and a Special Use Permit is granted for a retail business for the sale and rental of portable storage sheds, carports, parking of rental trailers, and U-Haul equipment at the premises known as 714 E. Ailsie (also known as Southmore AC, Lot PT 172, PT 185-193) as more specifically describe on site plan attached as Exhibit A.

SECTION 2. That the Special Use Permit granted in Section 1 of this Ordinance is subject the following conditions:

1. **ALLOWED USE:** The only use authorized by this Special Use Permit is a permitted retail business for the sale and rental of portable storage sheds, carports, parking of rental trailers, and U-Haul equipment at the premises known as 714 E. Ailsie (also known as Southmore AC, Lot PT 172, PT 185-193).

2. **TIME LIMIT:** This Special Permit is good for the duration of the business from the date of the passage of this ordinance **unless** (a) the property is not being used for the purpose outlined in Condition 1, or (b) any other conditions have not been complied with, or (c) there is a change in ownership of the business.

3. **SPECIAL CONDITIONS:** (3.1) The applicant shall obtain all required licenses for

operating the business and permits for building, fire and health thereby meeting all adopted codes to operate said business, and shall cooperate with all annual fire safety, health, and sanitation inspections, in order to maintain compliance with state and city regulations for the operation of the business. (3.2) All activity on site shall be in complete compliance of all City codes, and comply with all requirements of state statutes. .

SECTION 3. That the official Zoning Map of the City of Kingsville, Texas, is amended to reflect the amendments to the Zoning Ordinance made by Section 1 of this ordinance.

SECTION 4. That the Zoning Ordinance and Zoning Map of the City of Kingsville, Texas, as amended from time to time, except as changed by this ordinance and any other ordinances adopted on this date, remain in full force and effect.

SECTION 5. That to the extent that these amendments to the Zoning Ordinance represent a deviation from the Comprehensive Plan, the Comprehensive Plan is amended to conform to the Zoning Ordinance, as amended by this ordinance.

SECTION 6. That all ordinances or parts of ordinances in conflict with this ordinance are hereby expressly repealed.

SECTION 7. That publication shall be made in the official publication of the City of Kingsville as required by the City Charter of the City of Kingsville.

INTRODUCED on this the 27th day of April, 2015.

PASSED AND APPROVED on this the 11th day of May, 2015.

EFFECTIVE DATE: _____

THE CITY OF KINGSVILLE

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

By: _____
Courtney Alvarez, City Attorney

To: Mayor and City commission

From: Tom Ginter, Director of Planning and Development Services



Date: April 16, 2015

Subject: Special Use Request – Planning and Zoning Commission Meeting Agenda

The Planning and Zoning met on Wednesday, April 16, 2015 to consider a special use request application from Jesse J. Jaime for the sale and rental of trailers, portable sheds and other items. The address of the proposed location for the business is 714 E. Ailsie. Attached is information pertaining to this request. The City's recommendation was to deny the request. That was based on the fact that it is believed that the city should try to maximize its revenue potential from the property. It was brought up that the property itself has been vacant for years and the Commission members felt that this application was a positive one for that sight. No doubt that the historical knowledge should come into play and have a factor in their decision. Mr. Jaime understands that if he receives approval for this project from the City Commission that his development will be reviewed by staff before a building permit is approved. **Subsequently a motion was made and the Planning and Zoning Commission approved the special use request 4 in favor none opposed.**

PLANNING & ZONING COMMISSION AGENDA

Wednesday, April 15, 2015, 6:00 p.m.

Regular Meeting

Honorable Robert H. Alcorn Commission Chambers,
1st Floor – City Hall, 200 E. Kleberg Ave., Kingsville, Texas

PLANNING & ZONING COMMISSION SEATING ARRANGEMENT

COMMISSION MEMBERS

Steve Zamora, *RP*

COMMISSION MEMBERS

Robert McCreight *RP*

Chairman

Lupe Alvarez *NP*

Albert Garcia *RP*

Debbie Tiffie *RP*

Ramon Perez

Bill Aldrich *NP*

NP

CITY STAFF

Adela Barrientes,
Administrative Assistant II

Tom Ginter,
Director of Planning
& Development Services

The following rules of conduct have been adopted by this Commission:

1. Give your name and complete address.
2. No one may speak more than twice on the same item.
3. No one may speak more than 5 minutes at a time without permission from the Chairman.
4. No one may speak a second time on a question until every person who wants to speak has done so.
5. All submissions of evidence, i.e., photos, drawings, will be retained by the Planning & Zoning Commission and will become a part of the permanent file.

A COPY OF CHAPTER 15 "LAND USAGE", FROM THE CITY OF KINGSVILLE CODE OF ORDINANCES, IS AVAILABLE.

AGENDA

- CALL TO ORDER
- ROLL CALL
- APPROVAL OF MINUTES OF SPECIAL MEETING – April 8, 2015 *Approved*
- PUBLIC COMMENTS FOR ALL AGENDA & NON-AGENDA ITEMS
- POSTPONEMENTS/ADJUSTMENTS TO THE AGENDA
- OLD BUSINESS – *None*
- NEW BUSINESS

ITEM #1 Jesse J. Jaime, owner – requesting a special use permit for a display area for retail of portable storage sheds, carport parking of rental trailers, trucks, and U-Haul equipment located at Southmore AC, Lot PT 172, PT 185-193 also known as 714 E. Ailsie.

MISCELLANEOUS: Any topic may be discussed but no action may be taken at this time;

- ADJOURNMENT

Please call the CITY SECRETARY at 595-8003 to obtain definitive and final City Commission Hearing Date.

It is the intention of the City of Kingsville to comply in all aspects with the Americans with Disabilities Act (ADA). If you plan on attending a meeting to participate or to observe and need special assistance beyond what is routinely provided, the city will attempt to accommodate you in every reasonable manner. Please contact the Planning Secretary, 361-595-8055, at least two business days prior to the meeting to inform the City of your specific needs and to determine if accommodation is feasible.

I certify that this agenda was posted at least seventy-two (72) hours before the commencement of the Planning and Zoning Commission Meeting scheduled for Wednesday, April 15, 2015.

Tom Ginter
Director of Planning & Development Services

Posted
@_____
On_____
By_____

PLANNING AND ZONING COMMISSION
MEETING MINUTES
April 15, 2015

Planning and Zoning Members Present

Steve Zamora, Chairman
Robert McCreight
Debbie Tiffie
Albert Garcia

Citizens Present

Jesse Jaime

Staff Present

Tom Ginter, Director of Planning & Development Services
Adela Barrientes, Administrative Assistant II

Base Representative

Glenn Jones

1. **The meeting was called to order at 6:15 p.m.**
2. **Discuss and take action on the meeting minutes of February 18, 2015.**
Debbie Tiffie made a motion to approve the minutes. Robert McCreight seconds. All in favor none opposed.
3. **Miscellaneous/Public Comments on or off the agenda.**
Glenn Jones, the Community Planning and Liaison Officer for the Naval Air Station Kingsville, informed the Commission and the Director of Planning because of all the rain and standing water, detention ponds are being built to control the flooding, but they can become a bird attraction. The Federal Aviation Administration (FAA) recommends that you do not create a bird attraction within five miles of the airport. That does not apply in all instances because of the proximity of traffic and people these ponds don't attract birds however, they would like the opportunity to review the potential ponds. The FAA recommends that drainage ponds drain completely within 48 hours and should remain completely dry in between rain events. Mr. Jones will work with the Development Review Team and the P&Z Committee when new developments come in and detention ponds are being built to control the flooding.
4. **Old Business/Postponements.**
N/A

5. Discuss and take action on — Jesse J. Jaime, owner – requesting a special use permit for a display area for retail of portable storage sheds, carport parking of rental trailers, trucks, and U-Haul equipment located at Southmore AC, Lot PT 172, PT 185-193 also known as 714 E. Ailsie.

Mr. Ginter showed the Committee a map where Jesse Jaime would like to start his business at 714 E. Ailsie. Currently Mr. Jaime is selling the portable storage sheds on his property located at 1818 N. 14th. Mr. Ginter recommended for the Commission not to approve this because the land could be used and maximized as an additional shopping area, but also stated that the land is not being utilized and this opportunity may not come up again.

Mr. McCreight asked for clarification regarding the carport parking of rental trailers. Jesse Jaime introduced himself and told the Commission he has been in business for over 35 years. Mr. Jaime stated his current business is getting too congested and wants to expand his business.

Mrs. Tiffie asked Mr. Jaime if he plans to do something with the grade of the land and driveways.

Mr. Jaime explained he currently does not have access to the property. But once his special use permit is approved he plans to build an entrance.

Mr. McCreight stated that he noticed three things 1)display area for portable buildings, 2)display area for retail trailers and 3)and the use of a portable building for an office. Mr. McCreight stated he did not find anything in the land use chart comparable to the sale of portable buildings or the sale of retail buildings. In doing some research he noticed on C-4 zoning the sale of retail trailers and on C-2 zoning the sale of portable buildings. Mr. McCreight further stated he does not have a problem with the sale of rental trailers and portable buildings. But he does see a problem with the use of a portable building as an office. Mr. McCreight asked about the landscaping ordinance application. Mr. Ginter responded the City will have Mr. Jaime follow the landscaping and the fence ordinance. Mr. Zamora stated to the Commission this is a preliminary step for Mr. Jaime in starting his business, once plans are turned in and permits are issued the City will make sure Mr. Jaime follows all City ordinances.

Mrs. Tiffie asked for clarification regarding the land use chart, her thought is that Mr. Jaime's special use request fits under transfer storage terminal instead of trailer and mobile home sales because he is not selling trailers. Mrs. Tiffie asked the Committee if Mr. Jaime should have requested for rezoning instead of a special use permit.

The Committee decided the best remedy would be for Mr. Jaime to stay with the special use permit instead of rezoning. This special use permit will apply to Mr. Jaime only and in the future if other businesses want to start in this area, they will have to apply for a special use permit depending on the type of business. If the area was rezoned from C-2 to C-3 or C-4 this will open the door for any type of business to be able to open in this area.

Albert Garcia made a motion to approve the special use permit for a display area for retail of portable storage sheds, carport parking of rental trailers, trucks, and U-Haul equipment located at Southmore AC, Lot PT 172, PT 185-193 also known as 714 E. Ailsie. Robert McCreight seconds. All in favor none opposed.

Mr. Zamora stated the City should make sure all ordinances are followed once Mr. Jaime starts his business.

6. **Miscellaneous**

Mr. Garcia asked if the portable movable storage bails bond building located across the street from the sheriff department if that was brought before the City and if the City approved it, because, it's an eye soar. Mr. Garcia further asked if the building has plumbing and is wired correctly. Mr. Ginter stated he will follow-up.

7. **Adjournment**

Meeting adjourned at 6:49 p.m.

CITY OF KINGSVILLE

200 E. Kleberg Avenue
Planning & Development Services Dept.
Planning & Zoning Division

Kingsville, Texas 78363
Phone: (361) 595-8055
Fax: (361) 595-8065

Master Land Use Application

PROPERTY INFORMATION: (Please PRINT or TYPE)

Project Address 714 E. Allie Ave Located in the City yes ETJ

(Proposed) Subdivision Name Total number of Lots

Legal Description: Southmore Ac - Lot P+172, P+185-193

Existing Zoning Designation C-2 Future Land Use Designation C-2

OWNER/APPLICANT INFORMATION: (Please PRINT or TYPE)

Applicant/Authorized Agent Jesse J. Jaime Phone (361) 595-4744 FAX (SAME)

Email Address (for project correspondence only): Farmers exchange 361 @ g mail

Mailing Address P.O. Box 769 City KINGSVILLE State TX Zip 78363

Property Owner Jesse J. Jaime Phone 595-4744 FAX (SAME)

Email Address (for project correspondence only): farmersexchange 361 @ g mail

Mailing Address P.O. Box 769 City KINGSVILLE State TX Zip 78363

Select appropriate request(s) for which approval is sought. Attach appropriate checklist(s) with this application.

<input type="checkbox"/> Annexation Request.....No Fee	<input type="checkbox"/> Preliminary Plat.....Fee Varies
<input type="checkbox"/> Administrative Appeal (ZBA).....\$250.00	<input type="checkbox"/> Final Plat.....Fee Varies
<input type="checkbox"/> Comp. Plan Amendment Request.....\$250.00	<input type="checkbox"/> Minor Plat.....\$100.00
<input type="checkbox"/> Re-zoning Request.....\$250.00	<input type="checkbox"/> Re-plat.....\$200.00
<input checked="" type="checkbox"/> SUP Request/Renewal.....\$250.00	<input type="checkbox"/> Vacating Plat.....\$50.00
<input type="checkbox"/> Zoning Variance Request (ZBA).....\$250.00	<input type="checkbox"/> Conceptual Development Plat.....\$100.00
<input type="checkbox"/> PUD Request.....\$250.00	<input type="checkbox"/> Subdivision Variance Request.....\$25.00 ea
<input type="checkbox"/> Lot Line Adjustment Plat.....\$100.00	<input type="checkbox"/> Amending Plat.....\$100.00

Please provide a basic description of the proposed project:

Display Area for retail of portable storage sheds, carports
parking of rental trailers, trucks, etc (U-haul equip.)
for portable office Bldg for office use to process
necessary transaction, computer office, phone etc.

I hereby certify that I am the owner and/or duly authorized agent of the owner for the purposes of this application. I further certify that I have read and examined this application and know the same to be true and correct. If any of the information provided on this application is incorrect the permit or approval may be revoked.

Applicant's Signature: Jesse J. Jaime Date: 3-17-15

Property Owner's Signature: Jesse J. Jaime Date: 3-17-15

Application and Fee Accepted by: Adela Barrientes Date: 3-18-15

	R1	R2	R3	R4	MH	C1	C2	C3	C4	I1	I2	Ag
Lithographer or print shop							P	P	P	P	P	
Lumber yard							S	P	P	S	P	
Dairy or ice cream plant									S	P	P	P
Maintenance or repair service for buildings									P	P	P	
Laboratory, scientific or research							S	S	S	P	P	S
Paint shop							S	P	P	P	P	
Plumbing shop							S	S	P	P	P	
Railroad or bus passenger							S	P	P	P		
Railroad team tracks, freight depot or docks									P	P	P	P
Storage warehouse									S	S	S	
Trade, vocational or commercial schools							S	P	P	S	S	
* Trailer and mobile home sales							S*		P	P	P	
Transfer storage terminal									P	P	P	
Welding or machine shop									P	P	P	
Wholesale office, storage, sales not elsewhere listed									P	P	P	
Milk depot						S	S	P	P	P		

PINNER WILLIAM EST
7600 BROADWAY ST
APT B4
SAN ANTONIO, TX 78209
#10153

PREMIER SAND PALM LLC
PO BOX 25
PORTLAND, TX 78374
#11390

MAYORGA TERESA A
ETVIR MACARIO R
729 ELIZABETH AVE
KINGSVILLE, TX 78363
#17098

COASTAL BARCELONA
PO BOX 6502
SAN ANTONIO, TX 78205
#19008

KINGSVILLE RETAIL GROUP, LP
TODD ROUTH
1601 PALOMINO RIDGE
AUSTIN, TX 78733
#11611

FARIAS MIGUEL A
MARIA G SAENZ
1006 SUSAN ST
HARLINGEN, TX 78550
#31897

PUBLIC HEARING NOTICE

The Planning & Zoning Commission of the City of Kingsville will hold a Public Hearing Wednesday, April 15, 2015 at 6:00 p.m. wherein the Commission will discuss and/or take action on the following items and at which time all interested persons will be heard:

Jesse J. Jaime, owner – Requesting a special use permit for a display area for retail of portable storage sheds, carport parking of rental trailers, trucks, and U-Haul equipment located at Southmore AC, Lot PT 172, PT 185-193 also known as 714 E. Ailsie.

The meeting will be held at City Hall, 200 East Kleberg, in the City Commission Chambers. If you have any questions about the item on the agenda, please contact the Planning Department at (361) 595-8055.

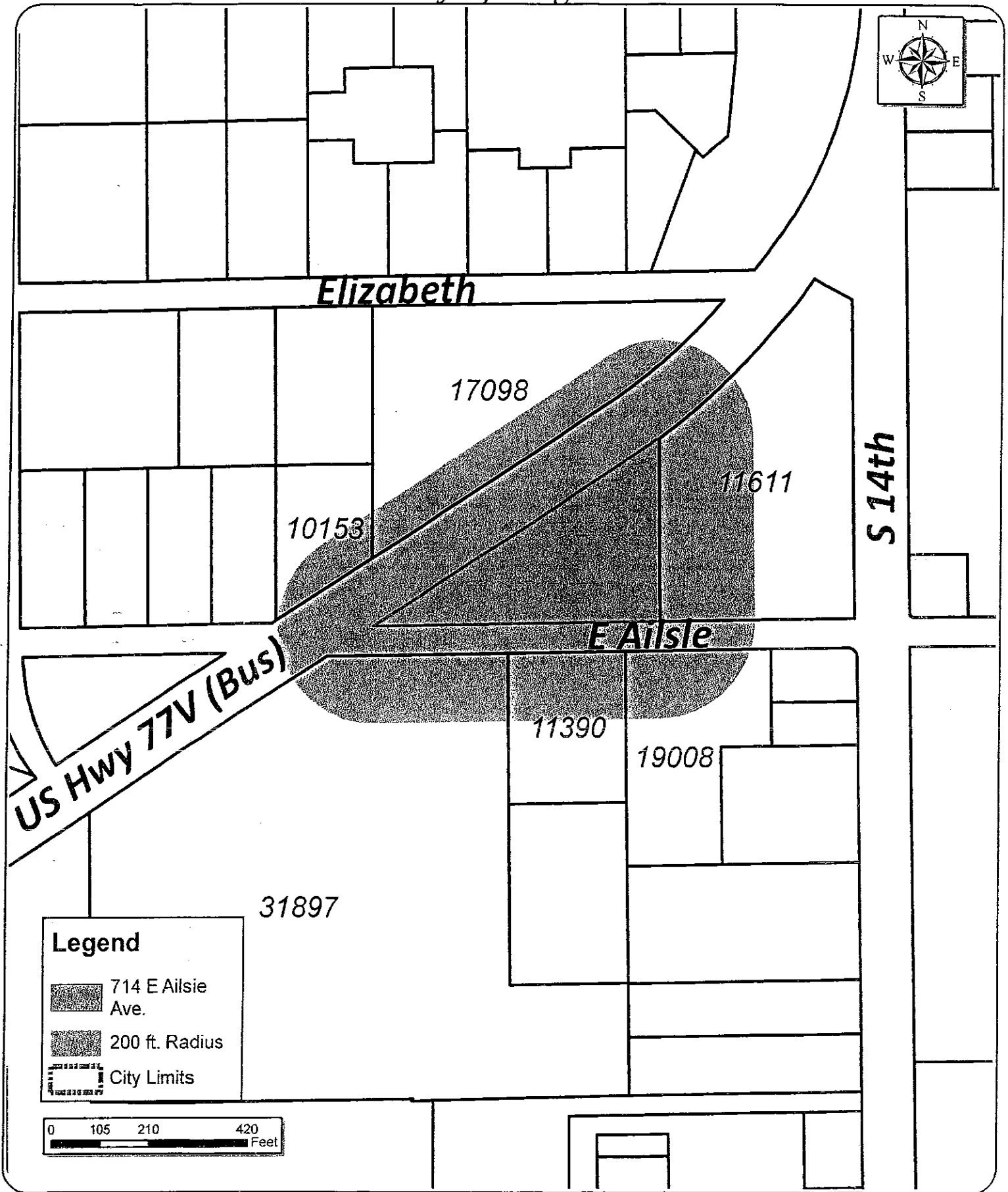
PUBLIC HEARING NOTICE

The City Commission of the City of Kingsville will hold a Public Hearing Monday, April 27, 2015 at 6:00 p.m. wherein the City Commission will discuss the following item and at which time all interested persons will be heard:

Jesse J. Jaime, owner – Requesting a special use permit for a display area for retail of portable storage sheds, carport parking of rental trailers, trucks, and U-Haul equipment located at Southmore AC, Lot PT 172, PT 185-193 also known as 714 E. Ailsie.

The meeting will be held at City Hall, 200 East Kleberg, in the City Commission Chambers. If you have any questions about the items on the agenda, please contact the City Secretary at (361) 595-8003.

City of Kingsville



CONSENT AGENDA

AGENDA ITEM #1

ORDINANCE NO. 2015-_____

AN ORDINANCE AMENDING THE FISCAL YEAR 2014-2015 FUND 091-GENERAL FUND CAPITAL PROJECTS BUDGET TO TRANSFER FUNDS FROM 6TH STREET TREE PROJECT TO PARKS DEPARTMENT FOR PARK IMPROVEMENTS.

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 2014-2015 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 091 General Fund Capital Projects

Expenses

5-1601 Planning Dept.	Grounds & Perm Fixtures	59100			\$27,800
5-4503 Parks Dept.	Grounds & Perm Fixtures	59100	\$27,800		
			<u>\$27,800</u>		<u>\$27,800</u>

[To amend the FY15 General Fund Capital Projects budget to transfer \$27,800 from the 6th Street Tree Project to the Parks Department for Corral Park Improvements and JK Northway/Parks Improvements as per attached memo from Finance Director.]

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

INTRODUCED on this the 13th day of April, 2015.

PASSED AND APPROVED on this the __ day of _____, 2015.

EFFECTIVE DATE: _____

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney

CITY OF KINGSVILLE

TO: COURTNEY ALVAREZ, INTERIM CITY MANAGER
FROM: DEBORAH BALLI, FINANCE DIRECTOR
DATE: 03/24/2015
SUBJECT: Re-Allocation of 6th Street Tree Project

This budget amendment is a request to transfer \$27,800 from the Fund 091 General Fund Capital Projects Planning Department budget to the Fund 091 Parks Department budget. In the FY14-15 budget, \$88,500 was originally allocated to the Planning Department for the 6th Street Tree Planting Project. At the March 23, 2015 City Commission meeting, the Planning Department and Parks Department suggested a portion of these funds be re-allocated to the Parks Department in the amount of \$25,800. Of this amount, \$10,000 is to be used for Corral Park Improvements and \$15,800 is to be used for JK Northway/Parks Improvements.

At the March 23rd meeting, it was discussed to possibly upgrade the water drinking fountain to a dual fountain that would serve both humans and animals. The Parks & Recreation Manager advises that an additional \$2,000 is needed to upgrade to this type of fountain. If the Commission allows, the revised reallocation recommended would be \$27,800.

This budget amendment, given your approval, would be on the Commission Meeting agenda April 13th for first reading.



Parks & Recreation

P. O. Box 1458
Kingsville, Texas 78364
361-595-8591
361-595-8596 (fax)
sivy@cityofkingsville.com

**To: Courtney Alvarez, Interim City Manager,
Mayor and City Commissioners**

From: Susan Ivy, Parks Manager

Re: Item for Consideration – Additional funding for Corral Park

Date: April 13, 2015

A presentation was recently made to and approved by the City Commission at the March 23rd City Commission meeting regarding proposed improvements to Corral Park by the City and the University Pharmacy School PATH Project. The presentation included a funding request to the City in the amount of \$10,000.00 for which approval was granted. During the presentation, there was discussion about adding a pet watering station to the water fountain that is to be placed in the park. I responded that we were re-allocating some of the funding for signage and landscaping and that we could apply those funds toward adding the pet watering station.

I have attached for your consideration a revised budget with two options. Both options include reductions to bench costs, signage and landscaping. One option includes the addition of a pet watering station to the water fountain which increases the budget to \$18,884.37. The second option includes the addition of a pet watering station and an arm that provides a water fountain for handicap accessibility which would increase the budget to \$19,525.72.

I am requesting that you approve an additional City contribution of \$2,000.00 which increases the total City contribution to \$12,000.00 in cash and approve the installation of the water fountain with accessibility for standing, doggie and handicap service. Also, \$474.28 would also be added to assist with materials to install the water line for fountain and in ground water faucet.

Your kind consideration of this request is appreciated.

Susan Ivy

Corral Park Improvement Project

		w/dog water w/dog/handicap	
Proposed Project Funds			
Walmart Grant – must include work on	\$2,500.00		
TAMSNPhA	\$1,000.00		
College of Pharmacy – must use for Health	\$1,000.00		
Keep Kingsville Beautiful	\$1,500.00		
City of Kingsville	\$10,000.00		
Additional Donations & Park Budget	\$2,000.00		
Total Project Funds	\$18,000.00		
Project Proposed Expenditures			
* Opening Day and Health Fair in May	\$1,000.00	\$1,000.00	\$1,000.00
* Exercise Equipment			
Pommel Horse	\$881.00		
Two Sided Row	\$691.00		
Sit Up Board I	\$771.00		
Push Up Stand	\$544.00		
Balance Beam	\$599.00		
Horizontal Bar	\$1,290.00		
Quad Exercise	\$696.00		
Signage	\$1,344.00		
Shipping	\$923.00		
Total Exercise Equipment total	\$7,739.00	\$7,739.00	\$7,739.00
* Concrete for installation of exercise equipment	\$200.00	\$200.00	\$200.00
Signage.			
* Picnic Tables X 3 Park Place	\$3,363.00	\$3,363.00	\$3,363.00
3 bbq grills			
* Benches Global Ind. X 2 Incl ship	\$729.22	\$509.90	\$509.90
* Water Fountain metal pedestal		w/doggie	w/dog/handicap
\$1625.00 plus 166.85 shipping	\$1,791.85	\$3,065.65	\$3,707.00
* Doggie Cleanup Station	\$225.00	\$250.00	\$250.00
shipping		\$443.32	\$443.32
	\$2,746.07	\$4,249.77	\$4,891.12
* Concrete materials for framing			
Done by Park Carpenter & staff			
Concrete 1-1/2 yard at \$90 12 x 12 x 4"			
\$135.00 x 3 = 405.00			
Framing materials wire & 2/4	\$605.00	\$605.00	\$605.00
* Water line materials	Charlie?		\$474.28
* Round up for Trail - Initial Application plus	\$500.00	\$500.00	\$500.00
* Signage	1 aluminum double sided 4x1	\$519.33	\$200.00
	1 sign with PATH Project info	\$250.00	\$250.00
* Landscaping with sign		\$500.00	\$200.00
* Contingency	\$577.60	\$577.60	\$577.60
Total Project Budget for Expenditures	\$18,000.00	\$18,884.37	\$20,000.00

Sales Quote

Account #: 40103	Quote #: 3036535	Quote Issued: 03/26/2015
CITY OF KINGSVILLE	sivy@cityofkingsville.com	*Quote Expires 30 Days from Issue
SUSAN IVY	Phone: (361) 595-8591	
501 EAST ESCONDIDO RD	Fax: (361) 595-8042	
KINGSVILLE, Texas 78363		

Part#	Description	Quantity	Price	Extended
240126	6'L Park Bench With Backrest - Green	2	\$254.95	\$509.90
M1410224	Dog Waste Station Sign - Leash and Curb †	1	\$15.95	\$15.95
M1424300	Pet Waste Station Sign - Arch Symbol Dog Waste Station Sign -Black †	1	\$15.95	\$15.95
M1344854	Sentry Station Roll Bag System- Black †	1	\$199.00	\$199.00
SPECIAL	OUTDOOR FOUNTAIN, PET BUBBLER, ADA BUBBLER (ON ARM) AND STANDARD BUBBLER ON PEDESTAL. * Please Note: This Item Is Not Returnable.	1	\$3,707.00	\$3,707.00
Item Total:				\$4,447.80
Freight:				\$443.32
PLEASE BE SURE TO REVIEW OUR TERMS AND CONDITIONS				*Total: \$4,891.12

Notes INCLUDES LIFTGATE ON DELIVERY	Thank you for the opportunity to help with your needs. To place your order or for further assistance please contact me. Name: DANIEL HIMELICK Email: DHIMELICK@GLOBALINDUSTRIAL.COM Phone: (678) 969-6676 Fax: (678) 969-6834
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Applicable taxes and shipping charges will be added to invoice. Global's standard terms and conditions apply. Please see our website www.globalindustrial.com for details. † Sold in the Global Industrial Marketplace



2505 MILL CENTER PARKWAY SUITE 100
BUFORD, GA 30518

Sales Quote

Account #: 40103	Quote #: 3036393	Quote Issued: 03/26/2015
CITY OF KINGSVILLE	sivy@cityofkingsville.com	*Quote Expires 30 Days from Issue
SUSAN IVY	Phone: (361) 595-8591	
501 EAST ESCONDIDO RD	Fax: (361) 595-8042	
KINGSVILLE, Texas 78363		

Part#	Description	Quantity	Price	Extended
240126	6'L Park Bench With Backrest - Green	2	\$254.95	\$509.90
B442726	Halsey Taylor Tubular Pedestal Outdoor Drinking Fountain w/ Pet Fountain	1	\$3,065.65	\$3,065.65
M1410224	Dog Waste Station Sign - Leash and Curb †	1	\$15.95	\$15.95
M1424300	Pet Waste Station Sign - Arch Symbol Dog Waste Station Sign -Black †	1	\$15.95	\$15.95
M1344854	Sentry Station Roll Bag System- Black †	1	\$199.00	\$199.00
Item Total:				\$3,806.45
Freight:				\$443.32
PLEASE BE SURE TO REVIEW OUR TERMS AND CONDITIONS				*Total: \$4,249.77

Notes Includes Liftgate on Delivery	Thank you for the opportunity to help with your needs. To place your order or for further assistance please contact me. Name: DANIEL HIMELICK Email: DHIMELICK@GLOBALINDUSTRIAL.COM Phone: (678) 969-6676 Fax: (678) 969-6834
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*Applicable taxes and shipping charges will be added to invoice. Global's standard terms and conditions apply. Please see our website
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AGENDA ITEM #2

ORDINANCE NO. 2015-_____

AN ORDINANCE AMENDING THE FISCAL YEAR 2014-2015 FUND 051-UTILITY FUND FUND BALANCE FOR SOUTH WASTE WATER TREATMENT PLANT REPAIRS.

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 2014-2015 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 051 Utility Fund

Capital

2		Unreserved Fund Balance	61002		\$27,500
					<u>\$27,500</u>

Expenses

5-7002 WW South Plant	Utility Plant	54300	\$27,500		
			<u>\$27,500</u>		

[To amend the FY15 Utility Fund budget for repairs to the South Waste Water Treatment Plant to rehab the blower as per attached memo provided by the City Engineering/Public Works Director.]

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

INTRODUCED on this the 13th day of April, 2015.

PASSED AND APPROVED on this the __ day of _____, 2015.

EFFECTIVE DATE: _____

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney



Public Works Department

361-595-8007
361-595-8035 Fax

DATE: April 1, 2015
TO: City Commission through City Manager
FROM: Juan Carlos Cardenas, Director of Public Works/City Engineer
SUBJECT: Budget Amendment for South Wastewater Blower Rehab

This item authorizes a budget amendment to the FY15 Utility Fund (Fund 051) for unexpected maintenance this fiscal year for the Turblex blower at the South Treatment plant. Currently, the plant is operating on the backup blower. Turblex is the main blower that was installed in 2006. It is in need of Class II maintenance rehab. The blower is being shut down by the computer due to high amperage signals. Preventive maintenance of this blower has been done on schedule; however, due to the high number of hours and the high amperage readings the Terblex technicians have recommended a Class II maintenance be done which involves a total rehab of all bearing and seals for the motor and blower. The price for the Class II maintenance rehab is in the amount of \$27,436.00. It is proposed that these funds would come from the Utility Fund's fund balance.

AGENDA ITEM #3

ORDINANCE NO. 2015-_____

AN ORDINANCE AMENDING THE FISCAL YEAR 2014-2015 FUND 091-GENERAL FUND CAPITAL PROJECTS BUDGET TO TRANSFER FOUR CAPITAL PROJECTS BACK TO GENERAL FUND.

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 2014-2015 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					
<u>Capital</u>					
2		Unreserved Fund Balance	61002	\$266,920	
<u>Revenues</u>					
4-0000		Transfer from Fund 091	75091	<u>\$266,920</u>	
Fund 091 General Fund Capital Projects					
<u>Expenses</u>					
5-0000		Transfer Out to Fund 001	39401	\$266,920	
5-2200	Fire Dept.	Equipment/Machinery	71200		\$182,920
5-2200	Fire Dept.	Building	71200		\$49,000
5-2200	Fire Dept.	Computers & Equipment	72600		\$35,000
				<u>\$266,920</u>	<u>\$266,920</u>

[To amend the FY15 General Fund Capital Projects budget to transfer four Capital Projects back to General Fund to increase the fund balance as per the Fund Balance Policy passed and approved on September 26, 2011 and as per attached memo from the Director of Finance.]

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

INTRODUCED on this the 13th day of April, 2015.

PASSED AND APPROVED on this the 27th day of April, 2015.

EFFECTIVE DATE: _____

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney

CITY OF KINGSVILLE

TO: COURTNEY ALVAREZ, INTERIM CITY MANAGER
FROM: DEBORAH BALLI, FINANCE DIRECTOR
DATE: 03/24/2015
SUBJECT: Transfer of Four Capital Projects Back to General Fund

The City of Kingsville has a Fund Balance Policy that states the City will maintain a minimum unassigned fund balance in its General Fund of 25% of the subsequent year's budgeted expenditures and outgoing transfers. This minimum fund balance is to protect against cash flow shortfalls related to timing of projected revenue receipts and to maintain a budget stabilization commitment.

To verify the ending fund balance for General Fund 001, budgeted expenditures and transfers out for FY 14-15 were used:

- Budgeted Expenditures and Transfers Out for FY 14-15 were
\$18,669,357 x 25% = required minimum of \$4,667,339
- Based on what we know today, the ending fund balance of \$4,699,357 for FY 14-15 has a surplus reserve of \$32,018.

Currently there have been budget amendments of \$28,265 which essentially wipes out the surplus reserve of \$32,018. This budget amendment is to take capital projects not yet started and delay them in an effort to build up the excess reserve in the General Fund fund balance.

Four Fire Department capital projects that have not been expended as of yet include:

Apparatus Intercoms	\$25,000
Radio/Comm Upgrades	\$157,920
Fire Station I Improvements	\$49,000
Computer Aided Dispatch	\$35,000
Total	<u>\$266,920</u>

A transfer of \$266,920 from the Fund 091 General Fund Capital Projects back to General Fund Fund Balance will ensure minimum fund balance requirements are met.

This budget amendment, given your approval, would be on the April 13th Commission Meeting agenda for first reading.

AGENDA ITEM #4

To: City Commission

From: Tom Ginter, Director of Planning and Development Services



Date: April 24, 2015

Subject: Agenda Memo- Rezoning of property from R2 to RP2

At your last meeting you had the public hearing and the introduction of the ordinance that pertained to the rezoning of the following property: 1.44 acres, Lots 1-9, Block 1, Eva Subdivision, known as 1100 East Kenedy and Lots 1-3, Block 2, Clyde Subdivision, known as 1116 East Lott.

As I have stated this project was approved by the Planning and Zoning Commission 5 in favor none opposed.

This project has the following positives points to it:

- A. Uses existing utilities
- B. Compatible with the neighborhood
- C. Provides housing that is affordable for most residents
- D. Adds value to the neighborhood
- E. Could initiate development to the south

There will be no garages with this project. The driveway will be wide enough for two cars.

If this item is approved all of the administrative planning items will be completed so the developer can begin on the project.

Staff recommendation is to approve the rezoning.

ORDINANCE #2015-_____

AMENDING THE ZONING ORDINANCE BY CHANGING THE ZONING MAP IN REFERENCE TO 1.44 ACRES LOTS 1-9, BLOCK 1, EVA SUBDIVISION, KNOWN AS 1100 EAST KENEDY AND LOTS 1-3, BLOCK 2, CLYDE SUBDIVISION, KNOWN AS 1116 EAST LOTT FROM R2- TWO FAMILY RESIDENTIAL DISTRICT TO RP2- PLANNED TWO FAMILY RESIDENTIAL DISTRICT; AMENDING THE COMPREHENSIVE PLAN TO ACCOUNT FOR ANY DEVIATIONS FROM THE EXISTING COMPREHENSIVE PLAN; AND PROVIDING FOR PUBLICATION.

WHEREAS, the Planning Commission has forwarded to the City Commission its reports and recommendations concerning the application of Isaac & Norma Torres, for amendment to the zoning ordinance and zoning map of the City of Kingsville;

WHEREAS, with proper notice to the public, public hearings were held on Wednesday, April 8, 2015 during a meeting of the Planning and Zoning Commission, and on Monday, April 13, 2015 during a meeting of the City Commission, at City Hall, in the City of Kingsville, during which all interested persons were allowed to appear and be heard; and

WHEREAS, a majority of the Planning Commission by a 5-0 vote APPROVED the requested rezone; and

WHEREAS, the City Commission has determined that this amendment would best serve public health, necessity, and convenience and the general welfare of the City of Kingsville and its citizens.

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

SECTION 1. That the Zoning Ordinance of the City of Kingsville, Texas, is amended by changing the zoning of Lots 1-9, Block 1, Eva Subdivision, known as 1100 East Kenedy and Lots 1-3, Block 2, Clyde Subdivision, known as 1116 East Lott from R2- Two Family Residential District to RP2- Planned Two Family Residential District, as more specifically described on the Zone Change Map, attached as Exhibit A.

SECTION 2. That the official Zoning Map of the City of Kingsville, Texas, is amended to reflect the amendments to the Zoning Ordinance made by Section 1 of this ordinance.

SECTION 3. That the Zoning Ordinance and Zoning Map of the City of Kingsville, Texas, as amended from time to time, except as changed by this ordinance and any other ordinances adopted on this date, remain in full force and effect.

SECTION 4. That to the extent that these amendments to the Zoning Ordinance represent a deviation from the Comprehensive Plan, the Comprehensive Plan is amended to conform to the Zoning Ordinance, as amended by this ordinance.

SECTION 5. That all ordinances or parts of ordinances in conflict with this ordinance are hereby expressly repealed.

SECTION 6. That publication shall be made in the official publication of the City of Kingsville as required by the City Charter of the City of Kingsville.

INTRODUCED on this the 13th day of April, 2015.

PASSED AND APPROVED on this the 27th day of April, 2015.

EFFECTIVE DATE: _____

THE CITY OF KINGSVILLE

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED:

Courtney Alvarez, City Attorney

To: Courtney Alvarez, Interim City Manager

From: Tom Ginter, Director of Planning and Development Services

Date: April 9, 2015

Subject: Planning and Zoning Agenda Items for April 8, 2015

Item #1: Requesting the rezone of 1.44 acres (Torres Estates) from R2 Two Family District to RP2 Planned Two Family Residential District. **This item was recommended for Approval by a 5 to 0 vote.**

Item #2: Discussion and Consider Adopting the Conceptual Development Plan for Torres Estates Development for 1.44 acres. **This item was recommended for Approval by a 5 to 0 vote.**

Item#3: Discussion and Consider Action pertaining to the submittal of a preliminary subdivision plat to be known as Lake View Villas. **This item was recommended for Approval by a 5 to 0 vote.**

Item#4: Discussion and Consider Action pertaining to the submittal of the final plat to be known as Lake View Villas. **This item was recommended for Approval by a 5 to 0 vote.**

To: City Commission

From: Tom Ginter, Director of Planning and Development Services

Date: April 1, 2015

Subject: Agenda Memo – April 13, 2015

1. Items for Torres Estate:

The packet of information should explain what has occurred up to this point. While the process hasn't been smooth, I believe we have it right this time. As I have mentioned in previous memos while this project isn't perfect it is good for the location and for the community. The Planning and Zoning will be meeting on Wednesday, April 8th to make a recommendation on these agenda items. This is a good infill project that is good for the neighborhood. The Master Plan does recognize the importance of infill projects and that should be a priority for this community.

As stated in the memo to the Planning and Zoning Commission this project has the following positives to it:


- A. Uses existing utilities
- B. Compatible with the neighborhood
- C. Provides housing that is affordable for most residents
- D. Adds items that will bring value to the development
- E. Could initiate development to the south

There will be no garages with this project. The driveway will be wide enough for two cars.

Also on your agenda is the approval of the preliminary and final plat. The Planning and Zoning Commission recommended approval of both plats at their January meeting. The vote was unanimous for both items.

Staff recommendation is to approve all the agenda items.

To: Planning and Zoning Commission Members

From: Tom Ginter, Director of Planning and Development Services 

Date: March 13, 2015

Subject: Rezoning request – Torres Estate

Attached are a number of documents that lay the framework and provide information for this rezoning request. They are:

- a. The rezoning request with notice in the newspaper and 200ft. radius
- b. A copy of a memo from me date February 13, 2015 which gives you a status report of this project
- c. A copy of the planned unit development ordinance which is an integral part to this request
- d. A copy of Section 15-6-4

Currently the property is rezoned R2 because of the lot size. Due to the fact that Mr. Dizdar wants to develop the property without garages the property needs to be rezoned to RP2. The attached planned unit development ordinance will allow that property to be developed in that manner. Another important part of this process is the Conceptual Development Plan. While the ordinance does state that a city initiated PUD doesn't need this document I believe that for this event a Conceptual Development Plan would be helpful. While one is being developed it is not quite ready for approval. By approving the rezoning this will allow us to finish the document knowing that our work will not be in vain. The ordinance also states that a public hearing has to be held for a Conceptual Development Plan according to Section 15-6-4 of the code. Included in the packet is a copy of that section of the code.

Staff Review and Recommendation

In general, Planning and Zoning Commission considers the following factors when making a recommendation on zoning district changes:

1. Whether the proposal is in conformance with the goals and policies contained in the elements of the 2008 Master Plan
2. Whether the proposal is in keeping with the purpose of the zoning districts
3. Whether the proposal is detrimental to existing or potential adjacent land uses
4. Whether the proposal will generate traffic levels inappropriate, hazardous or detrimental to the existing or potential nearby land uses

Staff recommends APPROVAL of the request.

Since you already have approved the preliminary and final plats here is the process if your recommendation is an approval of the rezoning and the City Commission also approves the rezoning.

1. Consider re zoning request March 18th , if approved
2. Consider the submittal of the Conceptual Development Plan, this meeting may be held prior to the next meeting of April 15th

Then the Conceptual Development Plan, the preliminary plat and the final plat would then go to the City Commission for approval.

CITY OF KINGSVILLE

200 E. Kleberg Avenue
Planning & Development Services Dept.
Planning & Zoning Division

Kingsville, Texas 78363
Phone: (361) 595-8055
Fax: (361) 595-8065

Master Land Use Application

PROPERTY INFORMATION: (Please PRINT or TYPE)

Project Address 1.25 acres Eva, Block 1, LOT 1-9 & CLYDE, BLOCK 2 LOT 1-3 Located in the City ✓ ETJ

(Proposed) Subdivision Name Total number of Lots

Legal Description: 1.44 acres Eva, Block 1, LOT 1-9 & CLYDE, BLOCK 2, LOT 1-3

Existing Zoning Designation R2-Two Family District Future Land Use Designation RP2-Planned Two Family Residential District

OWNER/APPLICANT INFORMATION: (Please PRINT or TYPE)

Applicant/Authorized Agent Mark Dizdar Phone FAX

Email Address (for project correspondence only):

Mailing Address City State Zip

Property Owner Isaac + Norma Torres Phone FAX

Email Address (for project correspondence only):

Mailing Address 1116 East LOH City Kingsville State TX Zip 78363

Select appropriate request(s) for which approval is sought. Attach appropriate checklist(s) with this application.

<input type="checkbox"/> Annexation Request.....No Fee	<input type="checkbox"/> Preliminary Plat.....Fee Varies
<input type="checkbox"/> Administrative Appeal (ZBA).....\$250.00	<input type="checkbox"/> Final Plat.....Fee Varies
<input type="checkbox"/> Comp. Plan Amendment Request.....\$250.00	<input type="checkbox"/> Minor Plat.....\$100.00
<input checked="" type="checkbox"/> Re-zoning Request.....\$250.00	<input type="checkbox"/> Re-plat.....\$200.00
<input type="checkbox"/> SUP Request/Renewal.....\$250.00	<input type="checkbox"/> Vacating Plat.....\$50.00
<input type="checkbox"/> Zoning Variance Request (ZBA).....\$250.00	<input type="checkbox"/> Conceptual Development Plat.....\$100.00
<input type="checkbox"/> PUD Request.....\$250.00	<input type="checkbox"/> Subdivision Variance Request.....\$25.00 ea
<input type="checkbox"/> Lot Line Adjustment Plat.....\$100.00	<input type="checkbox"/> Amending Plat.....\$100.00

Please provide a basic description of the proposed project:

I hereby certify that I am the owner and/or duly authorized agent of the owner for the purposes of this application. I further certify that I have read and examined this application and know the same to be true and correct. If any of the information provided on this application is incorrect the permit or approval may be revoked.

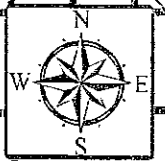
Applicant's Signature: Date:

Property Owner's Signature: Date:

Application and Fee Accepted by: Adela Barrient Date: 12/26/14

200 ft. Buffer 1116 E. Lott - Torres

E King Ave



E Kenedy Ave

E Lott Ave

E Huisache Ave

S 14th St

S 15th St

S 16th St

Legend

1116 E. Lott
200 Ft. Buffer

Drawn By: Engineering
Department

Last Update: 3/20/2015

Note:

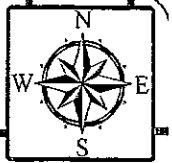
DISCLAIMER
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THE INFORMATION ON THIS SHEET MAY
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CONSTRUCTION, PLANNING, BUILDING
OR ANY OTHER PURPOSE.



**CITY OF KINGSVILLE
ENGINEERING DEPARTMENT**

200 E. Kleberg
Kingsville, Texas 78363
Office: 361 595 8005
Fax: 361 595 8035

200 ft. Buffer 1100 E. Kleberg - Torres



E King Ave

S 16th St



E Kenedy Ave

S 15th St

E Lott Ave

E Huisache Ave

Legend

-  1100 E. Kenedy
-  200 ft. Buffer

20824 22363 12259
13139 25977 18414 19173 20746

10449 19728

21219

17761 10802

21219 34355 28386 28385 41025

4000268 4000271 4000276

Document Path: Z:\Engineering\Austin J\Work Projects\1100 E. Kenedy.mxd

Page
1/1

Drawn By: Engineering
Department

Last Update: 3/20/2015

Note:

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CONSTRUCTION, PLANNING, BUILDING,



**CITY OF KINGSVILLE
ENGINEERING DEPARTMENT**

200 E. Kleberg
Kingsville, Texas 78363
Office: 361 595 8005
Fax: 361 595 8035

TORRES ISAAC
ETUX NORMA
1116 E LOTT AVE
KINGSVILLE, TX 78363
#21219

TORRES ISAAC
ETUX NORMA
1116 E LOTT AVE
KINGSVILLE, TX 78363
#11037

ALDOPE ISMAEL
ETUX MARTA ELENA
1205 E KENEDY AVE
KINGSVILLE, TX 78363
#10802

PENDLETON HOLDINGS LLC
312 N PASADENA
KINGSVILLE, TX 78363
1014 E KENEDY
#22588

AMBRIZ MARGARITA C
AND OCTAVIO C AMBRIZ JR
1247 1/2 E KING AVE
KINGSVILLE, TX 78363
#24107

CRUZ JOSE L
1247 E KING AVE
KINGSVILLE, TX 78363
1026 E KENEDY
#24876

ORTEGON OLGA
1102 E KENEDY AVE
KINGSVILLE, TX 78363
#20824

SALDANA LARRY
ETUX MARY SALDANA
1245 E NETTIE AVE
KINGSVILLE, TX 78363
#13139

HERNANDEZ GREGORIA V
FLORINDA HERNANDEZ MARLER
9548 VICTORIA DR
UPPR MARLBORO, MD 20772
1108 E KENEDY
#22363

SAENZ MARGARITA SALINAS
560 N COUNTY ROAD 1050
KINGSVILLE, TX 78363
1114 E KENEDY
#25977

JIMENEZ LAURO
MARCELO JIMENEZ JR
899 S COUNTY ROAD 1120
RIVIERA, TX 78379
1120 E KENEDY
#18414

CANALES MARIA ELENA
1126 E KENEDY AVE
KINGSVILLE, TX 78363
#19173

LEDESMA ADELITA
1128 E KENEDY
KINGSVILLE, TX 78363
#12259

DE LEON DELFINO G
1132 E KENEDY AVE
KINGSVILLE, TX 78363
#20746

DEHNER WILLIAM
SNAP AUTO PARTS
PO BOX 4006
BEEVILLE, TX 78104
1018 E LOTT
#18458

PEREZ ERNEST
310 E 23RD ST
KINGSVILLE, TX 78363
1026 E LOTT
(THE PIT STOP)
#26035

FIRST COMMUNITY BANK
5406 EVERHART RD
CORPUS CHRISTI, TX 78411
1030 E LOTT
#18946

TORRES ISAAC
ETUX NORMA
1116 E LOTT AVE
KINGSVILLE, TX 78363
1116 E LOTT #22-41
#21219

TORRES ISAAC
PO BOX 1813
KINGSVILLE, TX 78364
1116 E LOTT
#28386

TORRES ISAAC
PO BOX 1813
KINGSVILLE, TX 78364
Location E LOTT
#34355

AMBRIZ FRANCISCO R
ETUX CECILIA G
2501 BOLIVAR
CORPUS CHRISTI, TX 78415
1120 E LOTT AVE
#28385

FERNANDEZ IRENE
ALLÉN MARTINEZ
1116 E LOTT
KINGSVILLE, TX 78363
1126 E LOTT
#41025

GARCIA JOSE
PO BOX 1431
LA JOYA, TX 78560
1204 N 16TH
#4000268

GARCIA JOSE
PO BOX 1431
LA JOYA, TX 78560
1208 E LOTT
#4000271

GARCIA JOSE
PO BOX 1431
LA JOYA, TX 78560
1212 E LOTT
#4000276

RIOS ESTEVAN
1015 E KENEDY AVE
KINGSVILLE, TX 78363
1015 E KENEDY
#16172

GARZA PEDRO
1029 E KENEDY
KINGSVILLE, TX 78363
#16932

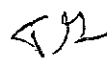
MARTINEZ GRACE C
1031 E KENEDY AVE
KINGSVILLE, TX 78363
#25267

ALANIS ARGELIO D
523 E ANGLE ROAD
KINGSVILLE, TX 78363
216 S 16TH ST
#10449

CALZADA JULIAN
2401 GREEN OAK DRIVE
ROOM #207
KINGWOOD, TX 77339
1208 E KENEDY
#19728

GUTIERREZ EMMA
1201 1/2 E KENEDY AVE
KINGSVILLE, TX 78363
#17761

To: Planning and Zoning Commission Members

From: Tom Ginter, Director of Planning and Development Services 

Date: February 13, 2015

Subject: Torres Estates – Status Report

There have been bumps in the process for Mark Dizdar to get the Torres Estates project moving forward. This memo is meant to give information on that and where it is headed. Prior to the City Commission meeting on January 26, 2015, language was found in the code that has an impact on the Torres Estate development. The language is in Section 15-6-107: Special off Street Parking Regulations. It reads (B) Parking in R1 and R2 Districts shall be provided only in areas properly located for a future garage. Consequently at the January 26th commission meeting the City Commission took no action on the plat items. There was the first reading of the rezoning to R2. The interpretation of the language to staff means that has to be space for a garage to be built at some point in the future.

Because of language in the Local Government Code that necessitates action to be taken by the City Commission for it would be approved it was placed on the February 9th agenda for denial. The reasoning was that the Commission couldn't knowingly break the code by approving the plat agenda items. Prior to the February 9th meeting Mark Dizdar, Vince Capell and I met and discussed the situation and possible solutions. One proposal that came up was that the city could buy two lots, one on either side and make them to on site communal parking areas. This solution was mentioned at the City Commission meeting but in the end, the Commission approved the rezoning, but denied the plat agenda items.

That leaves Mark Dizdar with 3 options:

1. Change the plat himself to meet the code
2. Explore the solution with the City purchasing the ground for communal parking lots
3. Change the zoning to RP-2 which would make the development negotiable

It seems that Mark Dizdar wants to change the zoning to RP-2 which would allow him to develop the project as he desires. Because of the previous rezoning work that was done, I believe that we could have it ready for your March meeting which will be on the 18th.

Included in the packet is a copy of the Planned Unit Development ordinance for your review. If you have any questions, please feel free to ask.

PLANNED UNIT DEVELOPMENTS (PUD)

FOOTNOTE(S):

-- (5) --

Editor's note— Ord. 2014-23, § 1, passed April 23, 2014, amended the Planned Unit Developments (PUD) division in its entirety to read as herein set out. The former Planned Unit Development (PUD) division, §§ 15-6-55—15-6-61, pertained to similar subject matter. See Code Comparative Table for complete derivation.

Sec. 15-6-55. - Planned unit development districts.

- (A) *Statement of intent*—Each of the zoning districts set forth and permitted in the Land Use Chart shall have a separate and distinct counterpart known and herein referred to as a "planned district". A "planned district" shall be for the purpose of permitting and regulating the uses permitted in the "equivalent district" and further provide for and encourage latitude and flexibility in the location of buildings, structures, roads, drives, variations in yards, open spaces, etc., which are subsequent to approval by local officials. The result is to allow development of tracts of land to their fullest extent and at the same time observe the general intent and spirit of these regulations. The purpose of this district is to also provide for and encourage the appropriate grouping of buildings to reduce vehicle trips, maximize open space, and for the beautification of the district. In general, (1) the height and bulk of buildings, (2) the amount of open space, (3) the concentration of people and traffic, and (4) the parking and loading requirements shall be equal to those in the corresponding district. The uses permitted shall be the same as in the "equivalent district".

Variations and departures from normal requirements may, however, be permitted. Each building face need not face a public street and more than one main building may be located on a lot. Buildings may be constructed on platted tracts which are smaller than the minimum lot size requirements where other adjacent permanent open space is provided. Buildings may be grouped in clusters or around courts and may be served by private drives in lieu of public streets. Buildings may be located closer to lot lines than otherwise permitted provided such buildings are architecturally suitable for such a relationship to adjoining buildings or property. The Planned Unit Development Districts shall be as follows:

Planned District	Equivalent District
RP-1	R-1
RP-2	R-2
RP-3	R-3
RP-4	R-4
CP-1	C-1
CP-2	C-2

CP-3	C-3
CP-4	C-4
IP-1	I-1
IP-2	I-2

(Ord. 2014-23, § I, passed 4-23-2014)

Sec. 15-6-56. - Procedure for rezoning property to a planned unit development.

(A) A tract of land may be zoned to a Planned Unit Development by the City as provided in Section 15-6-4, or upon application by the owner or his/her agent with approval of a Conceptual Development Plan for the tract. A City-initiated Planned Unit Development zone need not be accompanied by a Conceptual Development Plan. The applicants, other than the City, for a Planned Unit Development zone change, or a developer intending to build on a tract of land zoned as a Planned Unit Development shall prepare and submit to the Planning and Zoning Commission a Conceptual Development Plan containing the following elements:

- (1) The boundaries of the tract to be zoned and the area adjacent for a distance of not less than 500 feet.
- (2) The existing and proposed topography. Contours shall not exceed ten foot intervals and shall be on a plan at a scale of one inch equals 100 feet or larger. The proposed topography shall be clearly delineated on the plan.
- (3) The proposed location and arrangements of buildings, structures, lots, parking areas, open space, recreational space, existing and proposed streets, drives and other public ways, public property, drainage, landscaping and other features of the proposed development.
- (4) Sufficient approximate dimensions to indicate the relationship between buildings, streets, drives and property lines.
- (5) A draft of conditions, covenants and restrictions (CC&R's), easements, associations, and maintenance agreements as well as specifications for ingress/egress to the property and any other legal requirements which will run with the property.
- (6) Preliminary elevation and plan drawings of proposed buildings which sufficiently depict the architectural theme of the development.
- (7) Preliminary sign program for nonresidential developments identifying common materials, sizes, heights and locations to be used on signs within the development. The materials used shall be consistent with the architectural theme of the buildings.
- (8) Other design elements and/or development standards consistent with current trends and regulations as determined by the Director of Planning and Development Services.

(Ord. 2014-23, § I, passed 4-23-2014)

Sec. 15-6-57. - Site plan approval required prior to permitting.

(A) No permit shall be issued for construction in a Planned Unit Development area unless there has been a site plan approved by the City Commission and a subdivision plat thereof recorded in the

county plat records. Three (3) 24 × 36 and fifteen (15) 11 × 17 prints of the site plan shall be submitted for review by the Director of Planning and Development Services.

(B) The requirement for a new site plan may be waived when:

- (1) The site has been platted for record after receiving the zoning classification which will be utilized for Planned Unit Development; and
- (2) The proposed development is in full compliance with all other Planned Unit Development requirements.

(Ord. 2014-23, § I, passed 4-23-2014)

Sec. 15-6-58. - Submission, hearing and approval.

(A) The City Planning and Zoning Commission shall hold a public hearing on the Conceptual Development Plan and after such public hearing, the Commission shall either approve, approve with conditions, or disapprove the Conceptual Development Plan. At such time as the Conceptual Development Plan is approved, approved with conditions or disapproved by the City Planning and Zoning Commission, the same plan shall be duly endorsed and forwarded to the City Commission for final action. The procedures for noticing and holding a public hearing for a Conceptual Development Plan shall be the same as specified in Section 15-6-4 of this code. The Conceptual Development Plan is in addition to, not in substitution of, the required statutory rezoning process.

(B) In reviewing Conceptual Development Plans for a Planned Unit Development district, the City Planning and Zoning Commission shall consider the following:

- (1) Topography; to ensure the site is suitable for development, and buildings are located and arranged in appropriate areas.
- (2) Parking; to ensure the proposed development contains an adequate amount of parking and is located in an appropriate area. Generally, the parking should conform to the required number of parking appropriate to the development type as contained in Section 15-6-106 and 15-6-107. The City Planning and Zoning Commission may allow a deviation from these parking requirements should the applicant show an adequate amount of parking exists.
- (3) Setbacks; to ensure buildings provide for adequate light, air, and privacy protection by providing appropriate proportion between buildings, and adequate separation between buildings and adjoining properties.
- (4) Architecture; to ensure the architectural theme is compatible and consistent throughout the project and is reasonably compatible with surrounding developments.
- (5) Landscaping; to ensure the development provides adequate landscaping to provide a pleasant environment, to enhance the building's appearance and to ensure existing significant trees are adequately protected.
- (6) Site plan; to ensure the location and arrangement of buildings, signs and other structures are appropriate for the site, existing and proposed streets, drives and public ways are arranged appropriately and to ensure site drainage has been adequately addressed.
- (7) Any other feature or issue associated with the state zoning and planning enabling legislation or the comprehensive/master plan for the City of Kingsville for which the City Planning and Zoning Commission feels is appropriate and relevant to the development of the site to ensure appropriate and attractive development of the proposed site.

(C) Prior to approving a Conceptual Development Plan for the purposes of this section, the City Commission shall make the following findings:

- (1) that the Planning and Zoning Commission and the City Commission have reviewed the Conceptual Development Plan with consideration of the issues contained in Subsection (B) of this section; and

- (2) that the Conceptual Development Plan is in conformance with the Master Plan and other plans adopted by the city and/or appropriate sections of the Code of Ordinances; and
 - (3) that the Conceptual Development Plan provides for an organized and unified system of land use intensities which are compatible with the surrounding areas; and
 - (4) that the proposed development adequately protects the health, safety and general welfare of future and existing residents and property owners in and around the development.
- (D) Upon final approval of the Conceptual Development Plan and the zoning (or rezoning) of the tract by the City Commission, as required by law, building permits may be issued. Conformance with the approved Conceptual Development Plan and all supporting documentation is mandatory. Substantial deviation from the Plan shall require resubmittal to the City Planning and Zoning Commission and City Commission in the same manner as the original zoning procedure.
- (Ord. 2014-23, § I, passed 4-23-2014)

Cross reference—Penalty, see § 15-6-999.

Sec. 15-6-59. - Coordination of planned unit development application with subdivision approval.

- (A) In order to fully implement flexible zoning techniques such as Planned Unit Development and cluster zoning, applicants shall be required to submit applications for subdivision review simultaneously with applications for zoning approval. Depending upon the size and location of the proposed development, such applications shall conform to either the administrative or major subdivision application requirements of the subdivision regulations (Section 15-3-1 through 15-3-109).
- (B) Where the zoning ordinance authorizes Planned Unit Developments, which:
 - (1) permits the use of land and density of structures to differ from that allowed as of right, and;
 - (2) involves the subdivision of land, whether residential or non-residential;

such development shall obtain subdivision approval by the City Planning and Zoning Commission and City Commission in addition to all other procedures and approvals required by the zoning ordinance. Regardless of whether applicable zoning procedures also require City Planning and Zoning Commission and City Commission approval, review or recommendation.

(C) *Procedure.*

- (1) When a Planned Unit Development application is submitted that also involves the subdivision of land, the application shall first be submitted to the Director of Planning and Development Services or his/her designee.
- (2) The application for subdivision approval shall be made in the form of a sketch plat, containing, in addition to all of the requirements of the zoning ordinance, the following information:
 - a. Legal description of the property proposed to be subdivided;
 - b. Name of the proposed subdivision and shall be clearly labeled "Planned Unit Development Site Plan.";
 - c. Date, scale, North arrow;
 - d. Property owner's name and address;
 - e. Description of all existing covenants, liens and encumbrances;
 - f. Name, address and seal or registration number of licensed engineer, architect or surveyor who has prepared the sketch plat;
 - g. Location of property lines;
 - h. Existing or platted easements, rights-of-way, streets or other public ways;

- i. Masses of trees or individual trees of eight inches or more in diameter, measured four feet above ground level;
 - j. Names of adjoining landowners within 200 feet of any perimeter boundary of the proposed subdivision;
 - k. Location, sizes, elevations and slopes of existing sewers, water mains, culverts and other underground structures within the boundaries of the proposed subdivision and immediately adjacent thereto;
 - l. Existing permanent buildings;
 - m. Utility poles and utility rights-of-way on or immediately adjacent to the property proposed to be subdivided;
 - n. Approximate topography, at the same scale as required for a preliminary plat;
 - o. Approximate location and width of all proposed streets within and abutting the proposed subdivision;
 - p. Preliminary proposals for connections with existing water supply and sanitary sewerage systems and preliminary proposals for collecting and discharging surface water drainage;
 - q. Approximate location, dimensions and area of all proposed or existing lots;
 - r. Approximate location, dimensions and area of all parcels of land proposed to be set aside for park or playground use or other public use;
 - s. Vicinity map showing all streets and the general development pattern and land uses of the surrounding area at a scale of 1" = 100';
 - t. Zoning district boundaries of all property 200 feet of the proposed subdivision;
 - u. If the sketch plat covers only a part of the applicant's contiguous holdings, the applicant shall submit, at a scale of no more than 1" = 200', a sketch in pen or pencil of the proposed subdivision area, together with its proposed street systems and an indication of the probable future street, drainage and utility system for the remaining portion of the tract.
- (3) The Planning and Development Services Director shall refer the application and sketch plat to the City Planning and Zoning Commission for preliminary review and approval. The City Planning and Zoning Commission shall review all aspects of the application as are required by these regulations and the zoning ordinance.
- (4) The City Planning and Zoning Commission shall forward its recommendation on the application to the City Commission. Action shall first be taken on the zoning application. If the zoning request is granted, the applicant shall prepare a preliminary plat as described in Section 15-3-16 of the subdivision regulations and shall then follow the remaining subdivision procedures described therein, including review by the City Planning and Zoning Commission and the City Commission.

(Ord. 2014-23, § I, passed 4-23-2014)

Cross reference— Penalty, see § 15-6-999.

Sec. 15-6-60. - Emergency provisions within planned unit development districts.

(A) Emergency provisions and access shall be provided to each principal building by:

- (1) A street or public alley; or
- (2) A private way, alley or paved place, delineated on an approved subdivision plat conforming to the requirements of Tex. Loc. Gov't Code, §§ 212.001 et seq. Access may also be provided by an emergency access easement approved by the City Planning and Zoning Commission and

recorded in the Kleberg County Deed Records, provided that where access is not available by a street, alley, place or recorded easement; and recorded easement access is planned, construction permits may be issued and construction may proceed but certificate of occupancy shall not be issued until the required emergency access easements are approved by the City Planning and Zoning Commission and filed for record in the Kleberg County Deed Records. Emergency access easements shall be not less than 50 feet in width, the boundaries shall be distinctly and permanently marked on the ground and the entrances shall be permanently marked by signs not less than two square feet nor more than four square feet in face area.

(B) The paved width of any emergency access easement may be reduced to, but not below, 30 feet provided that curbs shall not exceed five inches in height and further provided that there shall be no obstructions which will interfere with the use of the full 50 foot width of the easement by emergency vehicles and their appurtenances. Turnarounds with a radius of 50 feet and paved diameter of at least 60 feet shall be provided on all dead-ends.

(C) Fire hydrants shall be provided and placed to city specifications.

(Ord. 2014-23, § I, passed 4-23-2014)

Cross reference—Penalty, see § 15-6-999.

Sec. 15-6-61. - Requests not scheduled for hearing.

Requests for Planned Unit Development status that fail to supply the site plan information required (§ 15-6-56(A)) shall not be scheduled for a hearing.

(Ord. 2014-23, § I, passed 4-23-2014)

Secs. 15-6-62—15-6-69. - Reserved.

Sec. 15-6-4. - Changes and amendments; application fee.

- (A) This zoning article, including boundaries of districts and regulations, may be amended, supplemented or changed by ordinance of the City Commission. The City Commission shall receive the report of the Planning and Zoning Commission prior to adopting any change or amendment to the zoning ordinance.
- a. The Planning and Zoning Commission shall conduct a public hearing, announcement of which shall be published once in a newspaper of local circulation fifteen (15) days prior to such hearing before acting upon any zoning matter.
 - i. All property owners within 200 feet of the property on which the change is proposed shall be sent written notice not less than ten (10) days before the hearing date. The list of property owners shall be prepared from the last city tax roll listing all property owners who have rendered their property for city taxes. Notice is adequately served by depositing properly addressed and postage paid notice with the city post office. Property owners whose names do not appear on the city tax roll are adequately notified by the publication in a newspaper of local circulation.
 - b. Following the Planning and Zoning Commission public hearing and report, the City Commission shall conduct a public hearing, announcement of which shall be published once in a newspaper of local circulation fifteen (15) days prior to such hearing before acting upon any zoning matter.
 - i. Three-fourths ($\frac{3}{4}$) vote of the members of the City Commission shall be necessary to make any change should a petition opposed to such change be presented by the owners of 20% of either the area of the lots or land included in such proposed change, or of the lots or land immediately adjoining the same and extending 200 feet therefrom.
 - ii. Three-fourths ($\frac{3}{4}$) vote of the members of the City Commission shall be necessary to overrule a recommendation of the Planning and Zoning Commission that a proposed amendment, supplement, or change be denied.
 - c. Applications for Special Use permits, changes of districts (rezones), or other applications which require notification or publication shall be accompanied by a fee of \$250.00.
- (B) The fee for processing appeals to the Board of Adjustment shall be based on the actual costs of materials used, mailing, and publication costs as determined by the Planning Division of the Management Services Department, the fee to be payable prior to the scheduling of any hearing or appeal.

(1962 Code, § 11-1-4; Ord. 84009, passed 6-18-84; Ord. 90027, passed 6-25-90; Ord. 2014-44, passed 8-11-2014)

PLANNING AND ZONING COMMISSION
MEETING MINUTES
January 14, 2015

Planning and Zoning Members Present

Steve Zamora, Chairman

Albert Garcia

Robert McCreight

Lupe Alvarez

Citizens Present

Mark Dizdar

Staff Present

Tom Ginter, Director of Planning & Development Services

Adela Barrientes, Administrative Assistant II

Base Representative

1. **The meeting was called to order at 6:04 p.m.**
2. **Discuss and take action on the meeting minutes of December 10, 2014.**
Mr. Lupe Alvarez made a motion to approve the minutes. Mr. Robert McCreight seconds. All in favor none opposed.
3. **Miscellaneous/Public Comments on or off the agenda.**
N/A
4. **Old Business/Postponements.**
N/A
5. **Discuss and take action on — Isaac & Norma Torres, owner – requesting the rezone of 1.44 acres EVA, BLOCK 1, LOT 1-9 and CLYDE, BLOCK 2, LOT 1-3 rezoned from (C1) Neighborhood Service District to (R2) Two Family District 2.**

Mr. Dizdar presented the committee with some pictures of present homes that are in the neighbor where he plans to build. The first picture was of 1014 1/2 Kenedy this home is the closet in comparison to what Mr. Dizdar plans to build, the permit for this home was done on January 9, 2013 it has one and half car parking, no sidewalk, no sprinkle system, one carport and no fence. A picture of house on 325 East 16th according to the city there

was no permit on file it has no driveway, no sidewalks, no fence and no sprinkler system. Picture of home on 1114 Kenedy was shown according to city records there is no permit on file, one car driveway, two car parking, no sidewalk, and part of a metal fence.

Picture of home on 1126 Kenedy according to city records there is no permit on file, one car driveway, two car parking, no sidewalk, no sprinkler system. Mr. Dizdar stated to the committee that he plans to build frame homes about 1,000 to 1,200 square foot that will include 18 foot driveway, 6 foot sidewalks, sprinkler systems, two oak trees and a side wood fence and will be affordable in this area. Mr. Dizdar advised the committee that history has proven that none of these homes have requested the building of carports and/or garages. Mr. Dizdar advised the committee that Mr. Torres still owns the corner on Lott and 15th where currently about 10 or 11 trailers are housed at, his future plans are to purchase that property and continue to build.

Mr. Garcia asked if the fence would be built around the property and if not, would the home owner have the option to include the completion of the fence into their home loans. Mr. Dizdar advised that he plans to build the fences in back of the homes and the builder can have that option.

Mr. Ginter made a recommendation to the Planning and Zoning Committee to consider rezoning to equivalent district from R-2 to RP-2, RP-2 opens possible negotiations for future possibilities. Mr. Ginter advised that R2 has strict lot guidelines and RP2 is negotiable and the city can assist with that. The Committee agreed the zoning of RP2 is a great idea for later projects but with this project currently in process, the Committee decided to move forward with the request of C1 to R2.

Mr. Alvarez made a motion to approve the rezoning of 1.44 acres EVA, BLOCK 1, LOT 1-9 and CLYDE, BLOCK 2, LOT 1-3 from (C1) Neighborhood Service District to (R2) Two Family District 2. Mr. McCreight second. All approved none opposed.

6. Discuss and take action on — Isaac & Norma Torres, owner – Requesting approval for the preliminary plat of 1.44 acres EVA, BLOCK 1, LOT 1-9 and CLYDE, BLOCK 2, LOT 1-3.

Mr. Ginter recommended that the preliminary plat be approved with the understanding two trees will be planting, a springer system, 18 foot driveway, 6 foot sidewalk and a fence that would enclose the perimeter be included.

Mr. Garcia made a motion to approve the preliminary plat of 1.44 acres EVA, BLOCK 1, LOT 1-9 and CLYDE BLOCK 2, LOT 1-3 with the amendment of the two trees, springler system, 6 foot sidewalks, 18 foot drive wood a front winged fence per lot. Mr. McCreight seconded. All in favor none opposed.

7. Discuss and take action on — Isaac & Norma Torres, owner – Requesting approval for the final plat of 1.44 acres EVA, BLOCK 1, LOT 1-9 and CLYDE, BLOCK 2, LOT 1-3.

This item on the agenda is the same as item number six.

Mr. McCreight made a motion to approve the final plat of 1.44 acres EVA, BLOCK 1, LOT 1-9 and CLYDE BLOCK 2, LOT 1-3 with the amendment of the two trees,

sprinkler system, 6 foot sidewalks, 18 foot drive wood a front winged fence per lot Mr. Alvarez seconded. All in favor none opposed.

8. Report From Director of Planning and Development Services

There is no report presented from Mr. Ginter at this time.

9. Adjourn

Meeting adjourned at 6:50 p.m.

PUBLIC HEARING NOTICE

The Planning & Zoning Commission of the City of Kingsville will hold a Special Public Hearing Wednesday, April 8, 2015 at 6:00 p.m. wherein the Commission will discuss and/or take action on the following items and at which time all interested persons will be heard:

Isaac & Norma Torres, owner – On the adoption of a Conceptional Development Plan for the Torres Estate Development located at 1.44 acres EVA, BLOCK 1, LOT 1-9 also known as 1100 East Kenedy and CLYDE, BLOCK 2, LOT 1-3 also known as 1116 East Lott.

Isaac & Norma Torres, owner – Requesting the rezone of 1.44 acres EVA, BLOCK 1, LOT 1-9 also known as 1100 East Kenedy and CLYDE, BLOCK 2, LOT 1-3 also known as 1116 East Lott rezoned from (R2) Two Family District 2 to (RP2) Planned Two Family Residential District.

The meeting will be held at City Hall, 200 East Kleberg, in the City Commission Chambers. If you have any questions about the item on the agenda, please contact the Planning Department at (361) 595-8055.

PUBLIC HEARING NOTICE

The City Commission of the City of Kingsville will hold a Public Hearing Monday, April 13, 2015 at 6:00 p.m. wherein the City Commission will discuss the following item and at which time all interested persons will be heard:

Isaac & Norma Torres, owner – On the adoption of a Conceptional Development Plan for the Torres Estate Development located at 1.44 acres EVA, BLOCK 1, LOT 1-9 also known as 1100 East Kenedy and CLYDE, BLOCK 2, LOT 1-3 also known as 1116 East Lott.

Isaac & Norma Torres, owner – Requesting the rezone of 1.44 acres EVA, BLOCK 1, LOT 1-9 also known as 1100 East Kenedy and CLYDE, BLOCK 2, LOT 1-3 also known as 1116 East Lott rezoned from (R2) Two Family District 2 to (RP2) Planned Two Family Residential District.

The meeting will be held at City Hall, 200 East Kleberg, in the City Commission Chambers. If you have any questions about the items on the agenda, please contact the City Secretary at (361) 595-8003.


REGULAR AGENDA

AGENDA ITEM #5

Planning & Development Services Department

TO: Mayor & City Commission

THROUGH: Courtney Alvarez, Interim City Manager

FROM: Tom Ginter, Planning & Development Services Director 

SUBJECT: **Request for Alcohol Variance at 2502 E. Kenedy Ave.**

DATE: April 15, 2015

Mr. Ernest L. Anderson, operator of The American Legion Post 99, is requesting an alcohol variance for a Private Club Exemption Certificate Permit. This address is located at 2502 E. Kenedy Ave. and is within 1,000 ft. boundary of 1 daycare. The property in question therefore requires a variance according to City ordinance ORD-2004-20.

Also, all required notices have been sent to the property owners within 300ft. Additionally, a public hearing notice was placed in the newspaper on April 5, 2015. As of this point, we have not received any negative feedback from the property owners or citizens that have been noticed.

PUBLIC NOTICE

The City Commission of the City of Kingsville will hold a public hearing on Monday, April 27, 2015, at 6:00 P.M. to discuss and/or take action on the following items:

Request for an alcohol variance for a Private Club Exemption Certificate Permit, for the establishment known as The American Legion Post 99 located at 2502 E. Kenedy Ave.

The meeting will be held at City Hall, 200 East Kleberg Ave., Kingsville, Texas in the City Commission Chambers. If you have any questions about the items on the agenda, please contact the Planning Department at (361) 595-8055.



Private Club Prequalification Packet

FORM L-N
(12/2014)

Please complete this Prequalification Packet with information concerning your proposed business location for which you are applying to serve alcoholic beverages. Your city and/or county will need to certify that the service of alcoholic beverages at the proposed location is not prohibited by code, charter or ordinance. Also the Comptroller of Public Accounts will need to certify that your entity holds a sales tax permit. Your local newspaper will use this packet for certification that you have published the required notice.

Please immediately contact your local TABC office to determine if you must post a 60 Day Sign at your proposed location.

LOCATION INFORMATION

1. Type of Private Club Permit

- ☐ N Private Club Registration Permit
☐ NB Private Club Beer and Wine Permit
☒ NE Private Club Exemption Certificate Permit

- ☐ NL Private Club Late Hours Permit
☐ PE Beverage Cartage Permit
☐ FB Food and Beverage Certificate

2. Indicate Primary Business at this Location

- ☐ Restaurant
☒ Bar
☐ Sexually Oriented
☐ Sporting Arena, Civic Center, Hotel
☐ Miscellaneous

3. Trade Name of Location

The American Legion Post 99

4. Location Address

2502 E. Kennedy Ave.

City	County	State	Zip Code
Kingsville	Kleberg	TX	78363

5. Mailing Address

City	State	Zip Code
Kingsville	TX	78363

6. Business Phone No.

() -

Alternate Phone No.

(619) 990-7904

E-mail Address

THEAMERICANLegionPost99
@YAHOO.COM

OWNER INFORMATION

7. Type of Owner

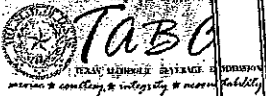
- ☒ Incorporated Association of Persons
☐ Unincorporated Association of Persons

8. Applicant

Ernest L. Anderson Post 99, The American Legion

9. All Officers Must Be Listed Below (attach L-OIC if additional space is needed).

Last Name	First Name	MI	Title
Ruiz	Gonzalo	P	Commander
Pecos	Arturo		Chaplain
Soliz	Ernesto	G	Finance officer



Change of Location/Reinstatement, Add Late Hours or Brewpub On-Premise Prequalification Packet

L-CON (6/2012)

Please complete this Change of Location/Reinstatement, Add Late Hours or Brewpub On-Premise Prequalification Packet with information concerning your proposed business location for which you are applying to sell alcoholic beverages. This information will be used to obtain your prequalification to hold a license/permit. You will submit this information to the proper governmental entities for certification that your proposed location is legal for the type of license/permit for which you are applying. Permit applicants will also provide this packet to their local newspaper for certification that you have published the required notice.

Please immediately contact your local TABC office to determine if you must post a 60 Day Sign at your proposed location, and for more information.

LOCATION INFORMATION

1. Current License/Permit No.

2. Indicate All that Apply

- ☒ Change of Location
☐ Reinstatement
☐ Add Late Hours License/Permit (indicate below)
 ☐ Beer Late Hours License
 ☐ Mixed Beverage Late Hours Permit
☐ Add Brewpub License

For change of location address or reinstatement enter the below information with your **proposed trade name and proposed location address**.

If adding late hours license/permit or a brewpub license at your current location, enter your **current information**.

3. Indicate Primary Business

- ☒ Restaurant
☒ Bar
☐ Sexually Oriented
☐ Sporting Arena, Civic Center, Hotel
☐ Miscellaneous _____

4. Trade Name of Location

The American Legion Post 99

5. Location Address

2502 E. Kennedy Ave

City *Kingsville*

County *Kleberg*

State *TX* Zip Code *78363*

6. Mailing Address

2502 E. Kennedy Ave

City *Kingsville*

State *TX* Zip Code *78363*

7. Business Phone No.

Alternate Phone No.

E-mail Address

() -

() -

TheAmericanLegionPost99@yahoo.com

OWNER INFORMATION AS ON FILE WITH TABC

8. Owner of Business

Ernest L. Anderson Post 99 The American Legion

60 Day Sign Date (TABC USE ONLY)

1 1

9. If Applicant Is/Must Be Listed Below (attach L-OIC if additional space is needed).

Individual/Individual Owner

Limited Liability Company/All Officers or Managers

Partnership/All Partners

Joint Venture/Venturers

Limited Partnership/All General Partners

Trust/Trustee(s)

Corporation/All Officers

City, County, University/Official

Last Name

RUIZ

First Name

GONZALO

MI

P

Title

Commander

Last Name

Pecos

First Name

ARTURE

MI

Title

Chaplin

Last Name

SOLIZ

First Name

ERNESTO

MI

G

Title

Finance Officer



CITY OF
KINGSVILLE

MEMORANDUM

DATE

Monday, March 30, 2015

TO

Mary Valenzuela, City Secretary

FROM

Engineering Department

SUBJECT

Alcohol License for 2502 E. Kenedy

Mrs. Valenzuela,

After performing the research and physical inspection you requested for the property at 2502 E. Kenedy, we have concluded that the property in question does fall within the 1,000 ft boundary of 1 daycare; therefore, it will require a variance according to City Ordinance sections 11-3-4&5.

Notices must be sent to the property owners within the 300 foot boundary and a public hearing and publication in the local newspaper is required.

Thank you,

Engineering Department

Attachment 1 shows the property and the relative location of the (1daycare); suspected to be close to the property. The daycare at 306 S. 25th St. is within the 1,000 foot boundary.

Attachment 2 shows all properties within the 300 foot boundary in correlation with their Short ID provided by the Kleberg County Appraisal District.

Property ID's in 300 ft buffer for 2502 E. Kenedy

United States Highway 77



16554

4000366

18420

16294

15182

10841

E King

16782

25536

24625

25374

18584

11334

20432

21812

21054

Legend

- 300 ft Buffer
- American Legion
- Churches
- Daycares
- Daycare_&_CBC
- KISD_Schools

0 55 110 220 Feet

Document Path: \\SAM\Engineering and Public Works\Engineering\GIS Techs\MAPS\MAP_DOCUMENTS\Alcohol_Permit.mxd

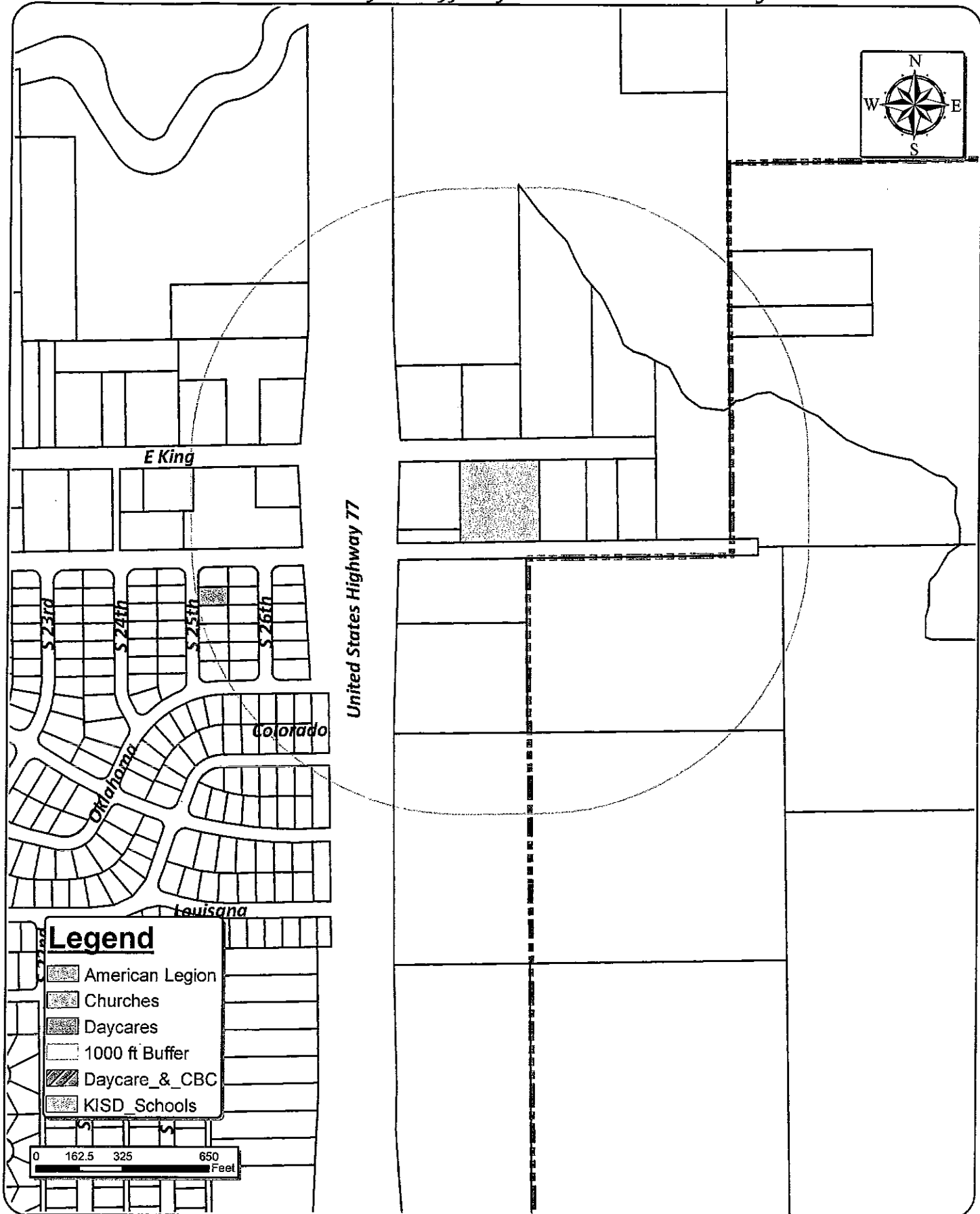
Page
1/1
Drawn By: Engineering Dept.
Last Update: 3/30/2015
Note: Please see attached documents.

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

1000 ft Buffer for 2502 E. Kenedy



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AGENDA ITEM #6

ORDINANCE #2015-_____

AMENDING THE ZONING ORDINANCE BY GRANTING A SPECIAL USE PERMIT FOR A DISPLAY AREA FOR RETAIL (SALE AND RENTAL) OF PORTABLE STORAGE SHEDS, CARPORTS, PARKING OF RENTAL TRAILERS, AND U-HAUL EQUIPMENT AT 714 E. AILSIE AVE., WHICH IS SOUTHMORE AC, LOT PT 172, PT 195-193; AMENDING THE COMPREHENSIVE PLAN TO ACCOUNT FOR ANY DEVIATIONS FROM THE EXISTING COMPREHENSIVE PLAN; PROVIDING FOR PUBLICATION;

WHEREAS, the Planning and Zoning Commission has forwarded to the City Commission it's reports and recommendations concerning the application of Jesse J. Jaime, for amendment to the zoning map of the City of Kingsville for a special use permit to operate a retail business at this location;

WHEREAS, the City's Land Use Zoning Chart allows for trailer and mobile home sales in a C2 zoned area by Special Use Permit only and the property in question is zoned C2; and

WHEREAS, with proper notice to the public, public hearings were held on Wednesday, April 15, 2015 during a meeting of the Planning and Zoning Commission, and on Monday, April 27, 2015 during a meeting of the City Commission, in the Alcorn Commission Chambers, at City Hall, in the City of Kingsville, during which all interested persons were allowed to appear and be heard; and

WHEREAS, a majority of the Planning and Zoning Commission by an unanimous 4-0 vote APPROVED the requested special use permit; and

WHEREAS, the City Commission has determined that this amendment would best serve public health, necessity, and convenience and the general welfare of the City of Kingsville and its citizens.

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

SECTION 1. That the Zoning Ordinance of the City of Kingsville, Texas, is amended and a Special Use Permit is granted for a retail business for the sale and rental of portable storage sheds, carports, parking of rental trailers, and U-Haul equipment at the premises known as 714 E. Ailsie (also known as Southmore AC, Lot PT 172, PT 185-193) as more specifically describe on site plan attached as Exhibit A.

SECTION 2. That the Special Use Permit granted in Section 1 of this Ordinance is subject the following conditions:

1. **ALLOWED USE:** The only use authorized by this Special Use Permit is a permitted retail business for the sale and rental of portable storage sheds, carports, parking of rental trailers, and U-Haul equipment at the premises known as 714 E. Ailsie (also known as Southmore AC, Lot PT 172, PT 185-193).

2. **TIME LIMIT:** This Special Permit is good for the duration of the business from the date of the passage of this ordinance **unless** (a) the property is not being used for the purpose outlined in Condition 1, or (b) any other conditions have not been complied with, or (c) there is a change in ownership of the business.

3. **SPECIAL CONDITIONS:** (3.1) The applicant shall obtain all required licenses for

operating the business and permits for building, fire and health thereby meeting all adopted codes to operate said business, and shall cooperate with all annual fire safety, health, and sanitation inspections, in order to maintain compliance with state and city regulations for the operation of the business. (3.2) All activity on site shall be in complete compliance of all City codes, and comply with all requirements of state statutes. .

SECTION 3. That the official Zoning Map of the City of Kingsville, Texas, is amended to reflect the amendments to the Zoning Ordinance made by Section 1 of this ordinance.

SECTION 4. That the Zoning Ordinance and Zoning Map of the City of Kingsville, Texas, as amended from time to time, except as changed by this ordinance and any other ordinances adopted on this date, remain in full force and effect.

SECTION 5. That to the extent that these amendments to the Zoning Ordinance represent a deviation from the Comprehensive Plan, the Comprehensive Plan is amended to conform to the Zoning Ordinance, as amended by this ordinance.

SECTION 6. That all ordinances or parts of ordinances in conflict with this ordinance are hereby expressly repealed.

SECTION 7. That publication shall be made in the official publication of the City of Kingsville as required by the City Charter of the City of Kingsville.

INTRODUCED on this the 27th day of April, 2015.

PASSED AND APPROVED on this the 11th day of May, 2015.

EFFECTIVE DATE: _____

THE CITY OF KINGSVILLE

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

By: _____
Courtney Alvarez, City Attorney

To: Mayor and City commission

From: Tom Ginter, Director of Planning and Development Services



Date: April 16, 2015

Subject: Special Use Request – Planning and Zoning Commission Meeting Agenda

The Planning and Zoning met on Wednesday, April 16, 2015 to consider a special use request application from Jesse J. Jaime for the sale and rental of trailers, portable sheds and other items. The address of the proposed location for the business is 714 E. Ailsie. Attached is information pertaining to this request. The City's recommendation was to deny the request. That was based on the fact that it is believed that the city should try to maximize its revenue potential from the property. It was brought up that the property itself has been vacant for years and the Commission members felt that this application was a positive one for that sight. No doubt that the historical knowledge should come into play and have a factor in their decision. Mr. Jaime understands that if he receives approval for this project from the City Commission that his development will be reviewed by staff before a building permit is approved. **Subsequently a motion was made and the Planning and Zoning Commission approved the special use request 4 in favor none opposed.**

PLANNING & ZONING COMMISSION AGENDA

Wednesday, April 15, 2015, 6:00 p.m.

Regular Meeting

Honorable Robert H. Alcorn Commission Chambers,
1st Floor – City Hall, 200 E. Kleberg Ave., Kingsville, Texas

PLANNING & ZONING COMMISSION SEATING ARRANGEMENT

COMMISSION MEMBERS

Steve Zamora, *NP*

COMMISSION MEMBERS

Robert McCreight *NP*

Chairman

Lupe Alvarez *NP*

Albert Garcia *NP*

Debbie Tiffie *NP*

Ramon Perez
NP

Bill Aldrich *NP*

CITY STAFF

Adela Barrientes,
Administrative Assistant II

Tom Ginter,
Director of Planning
& Development Services

The following rules of conduct have been adopted by this Commission:

1. Give your name and complete address.
2. No one may speak more than twice on the same item.
3. No one may speak more than 5 minutes at a time without permission from the Chairman.
4. No one may speak a second time on a question until every person who wants to speak has done so.
5. All submissions of evidence, i.e., photos, drawings, will be retained by the Planning & Zoning Commission and will become a part of the permanent file.

A COPY OF CHAPTER 15 "LAND USAGE", FROM THE CITY OF KINGSVILLE CODE OF ORDINANCES, IS AVAILABLE.

AGENDA

- CALL TO ORDER
- ROLL CALL
- APPROVAL OF MINUTES OF SPECIAL MEETING – April 8, 2015 *Approved*
- PUBLIC COMMENTS FOR ALL AGENDA & NON-AGENDA ITEMS
- POSTPONEMENTS/ADJUSTMENTS TO THE AGENDA
- OLD BUSINESS – *None*
- NEW BUSINESS

ITEM #1 Jesse J. Jaime, owner – requesting a special use permit for a display area for retail of portable storage sheds, carport parking of rental trailers, trucks, and U-Haul equipment located at Southmore AC, Lot PT 172, PT 185-193 also known as 714 E. Ailsie.

MISCELLANEOUS: Any topic may be discussed but no action may be taken at this time;

- ADJOURNMENT

Please call the CITY SECRETARY at 595-8003 to obtain definitive and final City Commission Hearing Date.

It is the intention of the City of Kingsville to comply in all aspects with the Americans with Disabilities Act (ADA). If you plan on attending a meeting to participate or to observe and need special assistance beyond what is routinely provided, the city will attempt to accommodate you in every reasonable manner. Please contact the Planning Secretary, 361-595-8055, at least two business days prior to the meeting to inform the City of your specific needs and to determine if accommodation is feasible.

I certify that this agenda was posted at least seventy-two (72) hours before the commencement of the Planning and Zoning Commission Meeting scheduled for Wednesday, April 15, 2015.

Tom Ginter
Director of Planning & Development Services

Posted
@_____
On_____
By_____

PLANNING AND ZONING COMMISSION
MEETING MINUTES
April 15, 2015

Planning and Zoning Members Present

Steve Zamora, Chairman
Robert McCreight
Debbie Tiffiee
Albert Garcia

Citizens Present

Jesse Jaime

Staff Present

Tom Ginter, Director of Planning & Development Services
Adela Barrientes, Administrative Assistant II

Base Representative

Glenn Jones

1. **The meeting was called to order at 6:15 p.m.**
2. **Discuss and take action on the meeting minutes of February 18, 2015.**
Debbie Tiffiee made a motion to approve the minutes. Robert McCreight seconds. All in favor none opposed.
3. **Miscellaneous/Public Comments on or off the agenda.**
Glenn Jones, the Community Planning and Liaison Officer for the Naval Air Station Kingsville, informed the Commission and the Director of Planning because of all the rain and standing water, detention ponds are being built to control the flooding, but they can become a bird attraction. The Federal Aviation Administration (FAA) recommends that you do not create a bird attraction within five miles of the airport. That does not apply in all instances because of the proximity of traffic and people these ponds don't attract birds however, they would like the opportunity to review the potential ponds. The FAA recommends that drainage ponds drain completely within 48 hours and should remain completely dry in between rain events. Mr. Jones will work with the Development Review Team and the P&Z Committee when new developments come in and detention ponds are being built to control the flooding.
4. **Old Business/Postponements.**
N/A

5. Discuss and take action on — Jesse J. Jaime, owner – requesting a special use permit for a display area for retail of portable storage sheds, carport parking of rental trailers, trucks, and U-Haul equipment located at Southmore AC, Lot PT 172, PT 185-193 also known as 714 E. Ailsie.

Mr. Ginter showed the Committee a map where Jesse Jaime would like to start his business at 714 E. Ailsie. Currently Mr. Jaime is selling the portable storage sheds on his property located at 1818 N. 14th. Mr. Ginter recommended for the Commission not to approve this because the land could be used and maximized as an additional shopping area, but also stated that the land is not being utilized and this opportunity may not come up again.

Mr. McCreight asked for clarification regarding the carport parking of rental trailers. Jesse Jaime introduced himself and told the Commission he has been in business for over 35 years. Mr. Jaime stated his current business is getting too congested and wants to expand his business.

Mrs. Tiffie asked Mr. Jaime if he plans to do something with the grade of the land and driveways.

Mr. Jaime explained he currently does not have access to the property. But once his special use permit is approved he plans to build an entrance.

Mr. McCreight stated that he noticed three things 1)display area for portable buildings, 2)display area for retail trailers and 3)and the use of a portable building for an office. Mr. McCreight stated he did not find anything in the land use chart comparable to the sale of portable buildings or the sale of retail buildings. In doing some research he noticed on C-4 zoning the sale of retail trailers and on C-2 zoning the sale of portable buildings.

Mr. McCreight further stated he does not have a problem with the sale of rental trailers and portable buildings. But he does see a problem with the use of a portable building as an office. Mr. McCreight asked about the landscaping ordinance application. Mr. Ginter responded the City will have Mr. Jaime follow the landscaping and the fence ordinance. Mr. Zamora stated to the Commission this is a preliminary step for Mr. Jaime in starting his business, once plans are turned in and permits are issued the City will make sure Mr. Jaime follows all City ordinances.

Mrs. Tiffie asked for clarification regarding the land use chart, her thought is that Mr. Jaime's special use request fits under transfer storage terminal instead of trailer and mobile home sales because he is not selling traders. Mrs. Tiffie asked the Committee if Mr. Jaime should have requested for rezoning instead of a special use permit.

The Committee decided the best remedy would be for Mr. Jaime to stay with the special use permit instead of rezoning. This special use permit will apply to Mr. Jaime only and in the future if other businesses want to start in this area, they will have to apply for a special use permit depending on the type of business. If the area was rezoned from C-2 to C-3 or C-4 this will open the door for any type of business to be able to open in this area.

Albert Garcia made a motion to approve the special use permit for a display area for retail of portable storage sheds, carport parking of rental trailers, trucks, and U-Haul equipment located at Southmore AC, Lot PT 172, PT 185-193 also known as 714 E. Ailsie. Robert McCreight seconds. All in favor none opposed.

Mr. Zamora stated the City should make sure all ordinances are followed once Mr. Jaime starts his business.

6. Miscellaneous

Mr. Garcia asked if the portable movable storage bails bond building located across the street from the sheriff department if that was brought before the City and if the City approved it, because, it's an eye soar. Mr. Garcia further asked if the building has plumbing and is wired correctly. Mr. Ginter stated he will follow-up.

7. Adjournment

Meeting adjourned at 6:49 p.m.

CITY OF KINGSVILLE

200 E. Kleberg Avenue
Planning & Development Services Dept.
Planning & Zoning Division

Kingsville, Texas 78363
Phone: (361) 595-8055
Fax: (361) 595-8065

Master Land Use Application

PROPERTY INFORMATION: (Please PRINT or TYPE)

Project Address 714 E. Allie Ave Located in the City yes ETJ

(Proposed) Subdivision Name Total number of Lots

Legal Description: Southmore Ac - Lot P+172, P+ 185- 193

Existing Zoning Designation C-2 Future Land Use Designation C-2

OWNER/APPLICANT INFORMATION: (Please PRINT or TYPE)

Applicant/Authorized Agent Jesse J. Jaime Phone (361) 595-4744 FAX (SAME)

Email Address (for project correspondence only): Farmers exchange 361 @ g mail

Mailing Address P.O. Box 769 City KINGSVILLE State TX Zip 78363

Property Owner Jesse J. Jaime Phone 595-4744 FAX (SAME)

Email Address (for project correspondence only): farmersexchange 361 @ g mail

Mailing Address P.O. Box 769 City KINGSVILLE State TX Zip 78363

Select appropriate request(s) for which approval is sought. Attach appropriate checklist(s) with this application.

<input type="checkbox"/> Annexation Request.....	No Fee	<input type="checkbox"/> Preliminary Plat.....	Fee Varies
<input type="checkbox"/> Administrative Appeal (ZBA).....	\$250.00	<input type="checkbox"/> Final Plat.....	Fee Varies
<input type="checkbox"/> Comp. Plan Amendment Request.....	\$250.00	<input type="checkbox"/> Minor Plat.....	\$100.00
<input type="checkbox"/> Re-zoning Request.....	\$250.00	<input type="checkbox"/> Re-plat.....	\$200.00
<input checked="" type="checkbox"/> SUP Request/Renewal.....	\$250.00	<input type="checkbox"/> Vacating Plat.....	\$50.00
<input type="checkbox"/> Zoning Variance Request (ZBA).....	\$250.00	<input type="checkbox"/> Conceptual Development Plat.....	\$100.00
<input type="checkbox"/> PUD Request.....	\$250.00	<input type="checkbox"/> Subdivision Variance Request.....	\$25.00 ea
<input type="checkbox"/> Lot Line Adjustment Plat.....	\$100.00	<input type="checkbox"/> Amending Plat.....	\$100.00

Please provide a basic description of the proposed project:

Display Area for retail of-portable storage sheds, carports
parking of rental trailers, trucks, etc (U-haul equipt.)
for portable office Bldg for office use to process
necessary transaction, computer office, phone etc.

I hereby certify that I am the owner and/or duly authorized agent of the owner for the purposes of this application. I further certify that I have read and examined this application and know the same to be true and correct. If any of the information provided on this application is incorrect the permit or approval may be revoked.

Applicant's Signature: Jesse J. Jaime Date: 3-17-15

Property Owner's Signature: Jesse J. Jaime Date: 3-17-15

Application and Fee Accepted by: Adela Barrientes Date: 3-18-15

	R1	R2	R3	R4	MH	C1	C2	C3	C4	I1	I2	Ag
Lithographer or print shop							P	P	P	P	P	
Lumber yard							S	P	P	S	P	
Dairy or ice cream plant									S	P	P	P
Maintenance or repair service for buildings									P	P	P	
Laboratory, scientific or research							S	S	S	P	P	S
Paint shop							S	P	P	P	P	
Plumbing shop							S	S	P	P	P	
Railroad or bus passenger							S	P	P	P		
Railroad team tracks, freight depot or docks									P	P	P	P
Storage warehouse									S	S	S	
Trade, vocational or commercial schools							S	P	P	S	S	
* Trailer and mobile home sales							S*		P	P	P	
Transfer storage terminal									P	P	P	
Welding or machine shop									P	P	P	
Wholesale office, storage, sales not elsewhere listed									P	P	P	
Milk depot						S	S	P	P	P		

PINNER WILLIAM EST
7600 BROADWAY ST
APT B4
SAN ANTONIO, TX 78209
#10153

PREMIER SAND PALM LLC
PO BOX 25
PORTLAND, TX 78374
#11390

MAYORGA TERESA A
ETVIR MACARIO R
729 ELIZABETH AVE
KINGSVILLE, TX 78363
#17098

COASTAL BARCELONA
PO BOX 6502
SAN ANTONIO, TX 78205
#19008

KINGSVILLE RETAIL GROUP, LP
TODD ROUTH
1601 PALOMINO RIDGE
AUSTIN, TX 78733
#11611

FARIAS MIGUEL A
MARIA G SAENZ
1006 SUSAN ST
HARLINGEN, TX 78550
#31897

PUBLIC HEARING NOTICE

The Planning & Zoning Commission of the City of Kingsville will hold a Public Hearing Wednesday, April 15, 2015 at 6:00 p.m. wherein the Commission will discuss and/or take action on the following items and at which time all interested persons will be heard:

Jesse J. Jaime, owner – Requesting a special use permit for a display area for retail of portable storage sheds, carport parking of rental trailers, trucks, and U-Haul equipment located at Southmore AC, Lot PT 172, PT 185-193 also known as 714 E. Ailsie.

The meeting will be held at City Hall, 200 East Kleberg, in the City Commission Chambers. If you have any questions about the item on the agenda, please contact the Planning Department at (361) 595-8055.

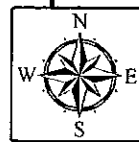
PUBLIC HEARING NOTICE

The City Commission of the City of Kingsville will hold a Public Hearing Monday, April 27, 2015 at 6:00 p.m. wherein the City Commission will discuss the following item and at which time all interested persons will be heard:

Jesse J. Jaime, owner – Requesting a special use permit for a display area for retail of portable storage sheds, carport parking of rental trailers, trucks, and U-Haul equipment located at Southmore AC, Lot PT 172, PT 185-193 also known as 714 E. Ailsie.

The meeting will be held at City Hall, 200 East Kleberg, in the City Commission Chambers. If you have any questions about the items on the agenda, please contact the City Secretary at (361) 595-8003.

City of Kingsville



Elizabeth

17098

11611

10153

E Ailsie

11390

19008

31897

US Hwy 77V (Bus)

S 14th

Legend



714 E Ailsie
Ave.



200 ft. Radius



City Limits

0 105 210 420
Feet

Document Path: N:\Engineering\GIS Techs\MAPS\MAP_DOCUMENTS\Arc_City_Base_Map_8.5x11.mxd

Page
1 / 1

Drawn By: Engineering
Department

Last Update: 3/26/2015

Note:

DISCLAIMER
THIS MAP IS FOR VISUAL PURPOSES ONLY.
THE INFORMATION ON THIS SHEET MAY
CONTAIN INACCURACIES OR ERRORS.
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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

AGENDA ITEM #7

RESOLUTION # 2015-_____

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT BETWEEN THE GREATER KINGSVILLE AREA ECONOMIC DEVELOPMENT COUNCIL AND THE CITY OF KINGSVILLE; REPEALING ALL CONFLICTING RESOLUTIONS.

WHEREAS, the City of Kingsville ("City") is a Texas home rule municipal corporation, and the Greater Kingsville Area Economic Development Council ("EDC") is a non-profit corporation within the State of Texas; and

WHEREAS, the City desires to stimulate and encourage business and commercial activity in the City of Kingsville, Kleberg County, Texas; and

WHEREAS, the City desires to stimulate, encourage and improve business and commercial activity for the benefit of those who live, work, and visit here; and

WHEREAS, the EDC agrees to assume and perform the duties which would accomplish the above stated goals and be advantageous to the future growth of the City; and

WHEREAS, Article V, Section 20, of the Kingsville City Charter provides for a "Board of City Development" and the EDC's duties fit the objectives of that provision; and

WHEREAS, pursuant to the provisions of Chapter 380, Texas Local Government Code, the City and EDC are authorized to enter into such an agreement for such purpose; and

WHEREAS, the EDC approved the agreement at their board meeting held on April 15, 2015; and

WHEREAS, it is mutually deemed sound, desirable, practicable, and beneficial for the parties to this agreement to render assistance to one another whenever practical in accordance with these terms.

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

I.

THAT the Mayor is authorized and directed as an act of the City of Kingsville, Texas to enter into an Agreement Between the Greater Kingsville Area Economic

Development Council and the City of Kingsville in accordance with Exhibit A hereto attached and made a part hereof.

II.

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

III.

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

PASSED AND APPROVED by a majority vote of the City Commission on the
____ 27th day of April , 2015.

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney

**AN AGREEMENT
BETWEEN THE CITY OF KINGSVILLE
AND THE GREATER KINGSVILLE AREA ECONOMIC DEVELOPMENT COUNCIL**

WITNESSETH:

WHEREAS, the City of Kingsville ("City") is a Texas home rule municipal corporation, and the Greater Kingsville Area Economic Development Council ("EDC") is a non-profit corporation within the State of Texas; and

WHEREAS, the City desires to stimulate and encourage business and commercial activity in the City of Kingsville, Kleberg County, Texas; and

WHEREAS, the City desires to stimulate, encourage and improve business and commercial activity for the benefit of those who live, work, and visit here; and

WHEREAS, the EDC agrees to assume and perform the duties which would accomplish the above stated goals and be advantageous to the future growth of the City; and

WHEREAS, Article V, Section 20, of the Kingsville City Charter provides for a "Board of City Development" and the EDC's duties fit the objectives of that provision; and

WHEREAS, pursuant to the provisions of Chapter 380, Texas Local Government Code, the City and EDC are authorized to enter in to such an agreement for such purpose; and

WHEREAS, it is mutually deemed sound, desirable, practicable, and beneficial for the parties to this agreement to render assistance to one another whenever practical in accordance with these terms; and

NOW, THEREFORE, the City of Kingsville and the EDC, in consideration of these mutual covenants and agreements, agree as follows:

1. **PARTIES.** The parties to this Agreement ("Agreement") are the City of Kingsville ("City"), a Texas home rule municipality, and the Greater Kingsville Area Economic Development Council ("the EDC"), a non-profit corporation within the State of Texas.

2. **PURPOSE.**

- A. The EDC agrees to assume and perform the duties established by Article V, Section 20, Kingsville City Charter, including the duty of performing as an advisory board to the City Commission and to investigate and recommend to the Commission such projects as in its opinion would be advantageous to the future

growth of the City and the County and to assist the City in the establishment and location of industries.

- B. The EDC further agrees to assume the duties and responsibilities of the Board of City Development by conducting research and development of information regarding area economics, finance, education and training, housing, planning and development, and other similar matters of public concern to further the goal of future growth of the City and Kleberg County and to assist the City in establishment and location of industries; the dissemination of such information to the public through various and diverse educational processes such as publication of the results of such research and development, conducting seminars, forums, discussion groups, and participating in expositions, trade shows, conventions and other meetings.
- C. In furthering its responsibilities, the EDC may maintain offices throughout Texas, the United States and other parts of the world for the dissemination of such information and to assist in the establishment and location of industries and to promote future growth of the City and County; and any and all other lawful activities which tend to aid, assist, or otherwise encourage the above aims including, but not limited to, educational purposes.

3. TERM.

- A. This Agreement shall be for an initial term of two (2) years, April 13, 2015 through April 12, 2017, subject to annual appropriations by the City and EDC.
- B. This Agreement will automatically renew for additional one (1) year periods upon the expiration of the initial and successive terms, unless terminated by either party.
- C. This Agreement may be terminated at any time by any party with or without cause upon ninety (90) days advance written notice.
- D. Any notice of termination shall be sent to the other party to this agreement at the address listed in paragraph 5 of this agreement.

4. PROVISIONS.

- A. COMPENSATION: The City agrees to allocate as payment to the EDC the sum of \$65,000 for City of Kingsville Fiscal Year 2014-2015. The City's funding cycle runs October 1 through September 30. Subsequent fiscal year allocations are subject to annual appropriation. This sum shall be retained by the City as payment to the EDC but allocated towards the personnel expenses for the Economic Development Director position in the City's budget. The remaining funds needed to fully fund this position will be paid by the EDC to the City by October 1st of each year, unless other arrangements are mutually agreed to in writing prior to the due date.

- B. The City agrees to carry the Economic Development Director position in its compensation plan, even though the City is not fully funding the position. Funding for the position is subject to annual appropriation of both the City and EDC. If either party were to propose an increase or decrease in funding for the EDC or for the Economic Development Director position assigned to the EDC, such change would need to be conveyed in writing to the other party by August 30th of each year. The individual hired by the City, at the recommendation of the EDC, will be assigned to work on behalf of the Greater Kingsville Area Economic Development Council (EDC).
- C. DIRECTORS: The City appoints three persons (the Kingsville City Manager, the Kleberg County Judge, and the EDC President) to serve as Directors on the Board of the EDC for such initial terms as shall be established by drawing lots among the first class of Directors. In the event of the resignation or removal of any Director appointed by the City, a successor shall be appointed by the City in the same manner as provided for the initial appointment of directors. In the event the City fails to renew this Agreement or make the annual appropriations required under this agreement with the EDC, the Directors appointed by the City shall forfeit their remaining term of office. In the event of any partial reduction in funding by the City or redistribution of funding of such a proportion which would require reallocation of the Directors appointed by the governmental entities by the City shall be accomplished by eliminating the position or positions of Director(s) in order beginning with the Director whose term is next scheduled to expire.
- D. RECORDS: The EDC agrees to record revenues, expenditures, and a balance sheet on a monthly basis, and financial statements shall be prepared annually in accordance with generally accepted accounting principles, all of which documents and records shall be made available to the City upon request.
- E. REPORTS: At least quarterly each year during the term hereof, the EDC will furnish to the City a performance report of its work under this Agreement which shall reflect overall activity, meetings, contacts and other activities conducted by the EDC, such report to include such data as required by the City. Any communications or contacts which are of a confidential nature will be limited to a general description only, provided, however, the City Manager of the City of Kingsville shall have the authority to review all communications and contacts to determine whether such contacts are confidential.
- F. EQUAL OPPORTUNITY: The EDC agrees to abide by the equal opportunity requirements of the City and shall:
- a. Treat all applicants and employees without discrimination as to race, color, religion, sex, national origin and handicap;

- b. Identify itself as an "Equal Opportunity Employer" in all help wanted advertising or requests.

G. NON-DISCRIMINATION: City and EDC agree to comply with all Federal laws relating to nondiscrimination in connection with any use, operation, program, or activity on or related to the previously described property, including, but not limited to:

All requirements imposed by or pursuant to the non-discrimination regulations of the U.S. Department of the Interior (43 C.F.R. Part 17);

Title VI of the Civil Rights Act of 1964 (42 U.S.C. § 2000d-1), which prohibits discrimination on the basis of race, color, or national origin;

The Age Discrimination Act of 1975, as amended (42 U.S.C. § 6101 et seq.), which prohibits discrimination on the basis of age;

Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. § 794), which prohibits discrimination on the basis of handicap;

The Architectural Barriers Act of 1968, as amended (42 U.S.C. 4151), which requires facilities located on the property to be accessible to the physically handicapped; and

The Americans with Disabilities Act of 1990 (42 U.S.C. 12181), which requires that no otherwise qualified handicapped individual shall, solely by reason of his or her handicap, be excluded from the participation in, be denied benefits of, or be subject to discrimination under any program or activity receiving Federal financial assistance.

5. MISCELLANEOUS PROVISIONS.

A. Notice. Notice required by this Agreement may be given or served by depositing the notice in the United States Mail, in certified or registered form, postage prepaid, addressed to the other party, or by delivering the notice in person to the other party. Notice deposited in the United States Mail in the manner prescribed in this subsection is effective upon deposit. The addresses of the parties are:

City of Kingsville, Texas
Attention: City Manager
P.O. Box 1458
Kingsville, Texas 78364
Telephone: (361) 595-8002
Facsimile: (361) 595-8035

Greater Kingsville Area Economic Development Council
Attention: President
635 E. King Ave.
Kingsville, Texas 78363
Telephone: (361) 592-6438
Facsimile: (361) 592-0866

B. Effect of Waivers. No waiver by either party of any default, violation, or breach of the terms, provisions, and covenants contained in this Agreement may be deemed or construed to constitute a waiver of any other violation or breach of any of the terms, provisions, and covenants of this Agreement. Any and all rights and remedies which either party may have under this Agreement, upon any breach, shall be distinct, separate and cumulative and shall not be deemed inconsistent with each other; and no one of them, whether exercised by said party or not, shall be deemed to be an exclusion of any other.

C. Amendment of Agreement. This Agreement may be amended at any time. Any amendment to this Agreement must be in writing and agreed to by the governing bodies of the parties. No officer or employee of any of the parties has authority to waive or otherwise modify the limitations in this Agreement, without the express action of the governing body of the party.

D. Not For Benefit of Third Parties. This Agreement and all activities under this Agreement are solely for the benefit of the parties and not the benefit of any third parties.

E. Exercise of Police Powers. This Agreement and all activities under this Agreement are undertaken solely as an exercise of the police power of the parties, exercised for the health, safety, and welfare of the public generally, and not for the benefit of any particular person or persons. The parties do not have and may not be deemed to have any duty to any particular person or persons.

F. Immunities Not Waived. Nothing in this Agreement waives any governmental, official, or other immunity or defense of any of the parties or their officers, employees, representatives, and agents as a result of the execution of this Agreement and the performance of the covenants contained in this Agreement.

G. Mutual Indemnification. To the extent allowed by the Constitution and Laws of the State of Texas, the EDC and City agree that each party assumes any and all risks of liability, loss, damages, claims, or causes of action and related expenses, including attorney fees, caused or asserted to have been caused directly or indirectly by or as the result of the negligent acts or omissions of that party and the officers, employees, and agents thereof.

H. Captions. Captions to provisions of this Agreement are for convenience and shall not be considered in the interpretation of the provisions.

I. Fiscal Obligations. Each party which performs services or furnishes aid under this Agreement must do so with funds available from current revenues of the party, which are subject to annual appropriations.

J. Approval by Governing Bodies. Each party represents that this Agreement has been duly passed and approved by the governing body of the party or that proper power and authority has been delegated by the governing body.

K. Entirety of Agreement. No other oral or written commitments of the parties with respect to the usage of facilities or signage may have any force or effect if not contained in this Agreement or any amendments thereto.

L. Severability. If any provision contained in this Agreement is held invalid for any reason, the invalidity does not affect other provisions of the Agreement that can be given effect without the invalid provision, and to this end the provisions of this Agreement are severable.

M. Validity and Enforceability. If any current or future legal limitations affect the validity or enforceability of a provision of this Agreement, then the legal limitations are made a part of this Agreement and operate to amend this Agreement to the minimum extent necessary to bring this Agreement into conformity with the requirements of the limitations, and so modified, this Agreement continues in full force and effect.

N. Warranty. The individuals executing this agreement on behalf of each party represent and warrant that they are each the duly authorized representatives of such party on whose behalf the individuals are signing, each with full power and authority to bind said party to each term and condition set forth in this agreement.

O. Governing Laws. This Agreement shall be governed by the laws of the State of Texas.

P. Venue. Venue for an action arising under this Agreement is in Kleberg County, Texas.

Q. Effective Date. This Agreement is effective on the date when the last party executes this agreement.

R. Multiple Originals. Two (2) copies of this Agreement are executed; each shall be deemed an original.

EXECUTED by the Greater Kingsville Area Economic Development Council on the _____ day of _____, 2015.

Bob Kinnan
President
Greater Kingsville Area Economic Development Council

ATTEST:

(Name)
(Title)

EXECUTED by the City of Kingsville on the _____ day of _____, 2015.

Sam R. Fugate
Mayor

ATTEST:

Mary Valenzuela
City Secretary

APPROVED AS TO FORM:

Courtney Alvarez
City Attorney

AGENDA ITEM #8



Date: April 16, 2015

To: City Commission via City Manager

From: Cynthia Martin, Downtown Manager

Re: Request for City Support for 2015 Cinco de Mayo Celebration

The Kleberg Hispanic Chamber has applied for sponsorship of the 2015 Cinco de Mayo Celebration from the City of Kingsville in terms of waiver of fees and support costs from City departments for this event. The event will be held Saturday, May 9th from 10 am – 2 pm in the 200 block of E Richard Avenue. This cultural event will be free and open to the public. All food, entertainment and children's crafts will be free. The event will feature a presentation on the meaning of the holiday. Other sponsors of this event include the Kingsville Chamber of Commerce, Kleberg County Judge Rudy Madrid, the City Tourism and Parks Departments and various individuals.

The Committee is requesting City support in the form of barricades, trash and recycling containers and a waiver of the street closing fee. Estimated cost is \$208. We request that these waivers and services be considered an in-kind sponsorship.

Cost to the City
Cinco de Mayo Cultural Event
May 9, 2015

Public Works

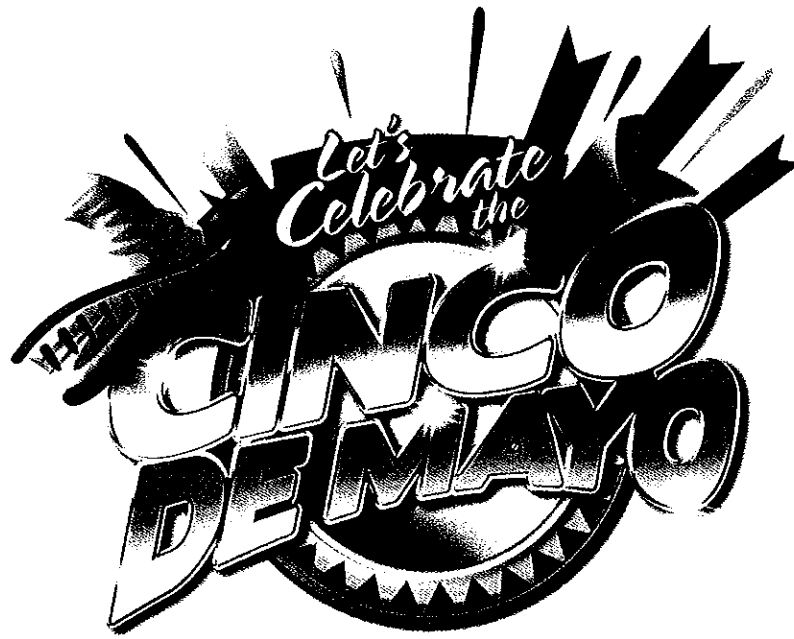
Barricades: Drop off and pick up \$10/hr. (2 men/3hrs) = \$60

Trash & Recycling: Delivery/Pickup/Dumping \$6 (x8) = \$48

Other

Street closing permit fee for small events = \$100

Total \$ 208



“A Cultural Event”

Saturday, May 9, 2015

200 E. Richard Ave. “El Centro”

10 am – 2 pm



**Mariachis, Food, Speakers,
Ballet Folklórico,
Arts & Crafts Vendors**

All Food & children's *crafts* will be FREE!

Sponsored by



**Kleberg Hispanic Chamber, Kingsville Chamber of Commerce
City of Kingsville-Tourism & Parks Depts. & Kleberg County Judge**



AGENDA ITEM #9

To: Courtney Alvarez – Interim City Manager
Mary Valenzuela – City Secretary
Kingsville City Commission

From: Susan Ivy - Parks Manager

Date: April 19, 2015

Re: Request for Agenda Item – 2015 Summer Recreation Program

As in every year for about 10 years the Parks Department has partnered with the Kleberg Kenedy County AgriLife Extension Service, Texas Parks & Wildlife, Brookshire Foundation and several other various organizations to host a summer recreation program offering opportunities for kids in two different age groups to participate in outdoor recreational activities in our community and in the surrounding South Texas Area that they might not otherwise be able to enjoy. Part of the goal of this program is to introduce them to local facilities like L.E. Ramey Golf Course, fishing Baffin Bay, kayaking at the State Park in Mathis, Texas State Aquarium, Port Aransas Dolphin Watch boat trip, Coastal Bend Bays & Estuaries natural Area, and many others. Other local activities have included the Recycling Center, Conner Museum and the skeet range.

We have hired bus service through several different schools and recently began working with the Kleberg County Human Services Department to provide transportation which is one of our biggest expenses. The kids all meet at the recreation hall at DKP and begin each day with exercise, healthy eating and snack education and they are off to which ever activity they are scheduled for that day. The day will include discussion about anti-drug and anti-bullying behavior.

We have received funds and participation from Chapter 59 Sheriffs Dept and District Attorney in the past. I do not know if that is a possibility with City Law Enforcement or Task Force but I am checking on it.

With a small amount of funds from the Park Budget, funds from the Extension Service, some leftover donation funds from County Parks, entry fees and an annual donation from the Brookshire Foundation we have prepared a schedule for our 2015 Summer program. The program is split into two separate age groups each held twice a week. We have eliminated one day each week this year to reduce costs.

In addition to this program we are hosting our Cinema Summer series which will be movies shown on a big screen provided by the Kingsville Boxing Club and shown in Dick Kleberg Park and Brookshire Pool. As the movies cost \$350.00 per movie to license we will be soliciting sponsors that will be credited on the big screen before the show.

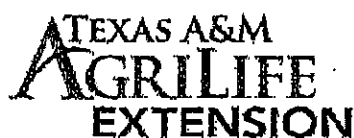
I am attaching the flyers we will be distributing to solicit participation in these events for your consideration. I am also attaching the information for the Brookshire Pool schedule. All of this information will be printed in a booklet and distributed to all the schools in Kleberg County before school is out.

We are also hosting National Kids to Parks Day in DKP on May 16th and will be registering for our events that day and will invite other organizations to do the same.

While I feel that our programming should be expanded to reach more kids our funding was minimal and we would like to repeat this program for this year and consider change to our programming through the budget process.

We are not asking for any additional funds for programming.

I am requesting that you approve the programming we are presenting to you for publication and implementation.



COUNTY of KLEBERG



Kingsville/Kleberg-Kenedy County

2015 Summer Youth Activities

KIDDIE & COASTAL CAMP

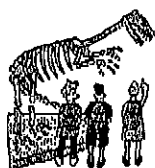
(Ages 6-8)

Dick Kleberg Park Recreation Building

8:00 a.m. to 12 noon

(Times may differ for out of town trips)

Camp Fee: \$7.00 per child/day



June 8 Corpus Christi Museum*

July 6 Coastal Bend Bays & Estuaries*

June 10 Recycling

July 8 Tennis, Golf & Archery

June 15 Baffin Bay Days: Kayak & Fishing

July 13 Let's Investigate: Spy Day

June 17 Bowling Alley

July 15 Dolphin Watch*

June 22 Art in the Park

July 20 Funtrackers Center*

June 24 Texas State Aquarium*

July 22 End of Summer Camp Party

DRUG FREE EVENT

*Out of town trips

(NO REFUND POLICY)

Lunch provided for out of town trips and a snack for local activities.

Nutrition & Fitness Activity targeting Obesity & Diabetes will occur twice weekly.

Drug Education & Anti-Bullying will be addressed every other day.

Each camp is limited to 40 Campers. Pre-registration is recommended for each camp.

Pre-registration and camp payment is made at the Kleberg-Kenedy Extension Office located at 729 E. Yoakum Ave.

From 3:30-5:30p.m. daily beginning on May 25, 2015. Registration Packets available: <http://kleberg.agrilife.org>.

Contact the Extension Office at (361)595-8566 or Kingsville Parks Department (361)595-8591 for more information.

Sponsored by the Texas A&M AgriLife Extension Service Kleberg-Kenedy County, Kingsville/Kleberg County Parks Dept., Brookshire Foundation & Kleberg County Human Services. This activity is funded in part with qualified outer continental shelf oil and gas revenues by the Coastal Impact Assistance Program, U.S. Fish & Wildlife, U.S. Department of the Interior & the Kleberg-Kenedy County District Attorney, Kleberg County Sheriff's Department

Educational programs of the Texas A&M AgriLife Extension Service are open to all people without regard to race, color, religion, sex, national origin, age, disability, genetic information or veteran status. The Texas A&M University System, U.S. Department of Agriculture, and the County Commissioners Courts of Texas Cooperating



COUNTY of KLEBERG



Kingsville/Kleberg-Kenedy County

2015 Summer Youth Activities

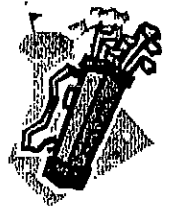
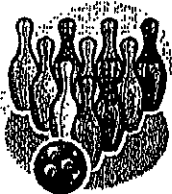
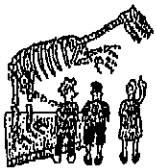
ADVENTURE & COASTAL CAMP

(Ages 9 & UP)

Dick Kleberg Park Recreation Building

8:00 a.m. to 12 noon

(Times may differ for out of town trips)

Camp Fee: \$7.00 per child/day

June 9 Corpus Christi Museum*

July 7 Coastal Bend Bays & Estuaries*

June 11 Jr. Pit Masters: BBQ Cook-off

July 9 Tennis, Golf & Archery

June 16 Baffin Bay Days: Kayak & Fishing

July 14 Dolphin Watch*

June 18 Bowling Alley

July 16 State Park: Lake Mathis*

June 23 Art in the Park/Recycling

July 21 Funtrackers Center*

June 25 Texas State Aquarium*

July 23 Hurricane Alley Waterpark*

DRUG FREE EVENT

*Out of town trips

(NO REFUND POLICY)

Lunch provided for out of town trips and a snack for local activities.

Nutrition & Fitness Activity targeting Obesity & Diabetes will occur twice weekly.

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2015

Summer Youth Activities

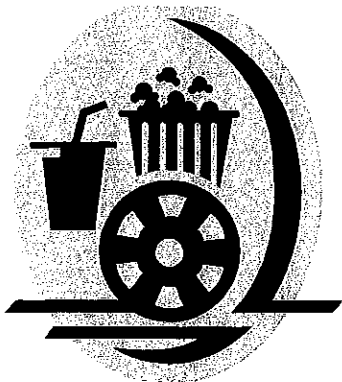
**SCHOOLS OUT, SUMMERS IN,
LET THE FUN BEGIN!**

Brookshire Pool * Swim Lessons * Swim Team
Outdoor Adventure
Cinema Summer * Summer Track

This information is being distributed by the Kingsville/Kleberg County Parks Department &
Texas AgriLife Extension Service Kleberg Kenedy County

For more information on any of these programs visit: or <http://kleberg-tx.tamu.edu> (forms)

Kingsville Park office – 595-8591 * Texas AgriLife Extension office – 595-8566 * Brookshire Pool – 592-7061



Kingsville Parks Dept. & Kingsville Boxing Club

Present

Cinema Summer

Your favorite movies – outdoors!!!

Want your business featured on our Big Screen. \$150.00 Sponsorships Available for all 4 movies.

FREE ADMISSION to All movies

Bring your blanket and/or lawn chairs, refreshments.. We'll bring the Show!

June 12th – Dive in Movie @ Brookshire Pool – Dolphin Tale 2

June 26th – Dick Kleberg Park – Big Hero 6 – Super Hero Night

July 10th – Dick Kleberg Park – Guardians of the Galaxy

July 24th – Dick Kleberg Park – Planes, Fire & Rescue – Possible with City EMS, Fire, Police

Showtimes are dependent on sunset usually around 8:00-8:30pm

Lots of Fun!

FMI: Call Parks Department at (361) 595-8591 or sivy@cityofkingsville.com

FOR MORE SUMMER FUN VISIT www.cityofkingsville.com

.....

READY  **SET**  **GO!**

Javelina Country Stars AAU Summer Track Program

in partnership with Kingsville Parks & Recreation

Five week program from May 26 to June 27 at Javelina Stadium

Registration - at the stadium before practices

Practices – Monday-Thursday: May 26-June 6 from 5:15-6:30pm

Starting June 9 - 8:00-9:00 am for kids up to 9 years old

Others- 8:00-9:30 am

Ages 3-17 (3-6 year olds must have somebody stay at practices)

Meets for kids born in 2002 and younger are on Fridays

Meets for kids born in 1996-2001 are on Saturdays.

All meets in Coastal Bend Area.

Cost for the 5 week program is \$40.00

(Covers T-shirt and AAU membership)

For more information call Coach Cantu at 522-0282 or e-mail
reilil@hotmail.com





Does your kiddo love to swim?
If so, we want them on the Kingsville Swim Team!

All boys and girls who are at least 4 years old, and can swim one length of the pool (25 meters) without stopping can join.

We will practice in the mornings this summer through July at the Brookshire Pool. Swim meets will be on weekends. Team fees are \$65.00 for the summer. Swimmers will receive a team t-shirt and competition swim cap for that fee.

Any swim suit is fine for practice. There will be the option of buying a team suit for competition. Goggles are recommended for practice and meets.

We're all about fun!
We swim hard, and we play hard, too!

Register for the team at the City Park office in Dick Kleberg Park, 595-8591, beginning May 12. Sanctioned by Texas Amateur Athletic Federation.

Contact head coach Sandra Rideout-Hanzak
at 361-219-1861 for more information.

Pool Hours

June 3rd – July 31st

Wednesday-Friday

2 p.m. - 5 p.m. Open Swim
7 p.m. - 9 p.m. Night Swim

Saturday

2 p.m. - 5 p.m. Open Swim
5 p.m. - 9 p.m. Private Party**

Sunday

2 p.m. - 5 p.m. Open Swim
5 p.m. - 9 p.m. Private Party**

Monday - closed

Tuesday - closed

July 24th – August 18th

Wed - Friday

5 p.m. - 9 p.m. Open Swim

Saturday

2 p.m. - 5 p.m. Open Swim
5 p.m. - 9 p.m. Private Party**

Sunday

2 p.m. - 5 p.m. Open Swim
5 p.m. - 9 p.m. Private Party**

Monday - closed

Tuesday - closed

*Open Swim is \$3.00

*Night Swim is \$2.00

Inquire at Park Office

******The pool can be reserved for private parties. If the pool is not reserved on Sat & Sun evening it will be open.

Pool Rules

- Swim only when a lifeguard is on duty.
- Obey lifeguard instructions.
- No running, pushing, swearing or horseplay.
- All swimmers must have proper swimsuits.
- Women must have a lined swimsuit. Men must have lined swim trunks. All infants must have a plastic disposable diaper.
- Only White Tee-Shirts are permitted to be worn in the water.
- Children 9 & under must be accompanied by an adult at all times. Children 6 & under must have an adult in the water within arms reach at all times.
- All children under 18 must have a parent sign a new emergency release form to enter the pool.
- Pool Parties are not allowed during regular hours.
- Inappropriate use of cell phones or cameras will result in dismissal from pool.

*Strict rules regarding flotation devices are in place at the pool for the safety of small children.

*A complete list of pool rules will be given out with release forms.

EVERYONE MUST HAVE A SIGNED RELEASE FORM ON FILE IN ORDER TO SWIM!

Brookshire Pool

Opening Day

June 3, 2014

2pm – 9pm



1519 E. Kenedy Ave.
Kingsville, TX 78363
#361-592-7061

sign up at nixe.com to get cell phone updates on the pool

Private Parties

The pool is a great place to relax, have fun and celebrate any occasion. Brookshire Pool can be rented out for these special occasions for only a small fee.

To reserve the pool there is a deposit of \$50.00 that must be paid at the Dick Kingsville Park office in order to reserve your date and time. The pool rents for \$35.00 per hour with a 4 hour max. PLUS: The lifeguards for the party cost \$15.00 per hour per number of guards needed for the party size. This will be determined by a headcount of how many people are anticipated attend the party. Reservations are to be made at the Kingsville Parks Office. The rental time includes clean-up time. Any changes or cancellations must be made at least two weeks in advance to qualify for deposit refund. You will be provided pool rules and you must make sure that your party attendees follow all rules as well.

Swimming Lessons

Swim Lessons are the best way to get children ready for the water. All of the staff are Red Cross Certified and are excited to teach. Sessions are Tuesday through Friday for two weeks. This is a total of eight classes that run for forty-five (45) minutes each day. Cost is \$45.00 per child. Family rate available.

Session One: June 9 - June 19

5:15 p.m. - 6:00 p.m.
6:15 p.m. - 7:00 p.m.

Session Two: July 23 - July 3

5:15 p.m. - 6:00 p.m.
6:15 p.m. - 7:00 p.m.

Session Three: July 7 - July 17

5:15 p.m. - 6:00 p.m.
6:15 p.m. - 7:00 p.m.

*Classes schedules subject to change

**Registrations for Lessons and
Party Rentals may only be paid
by Money Order**

**On Tuesday-Fridays from Noon
-5pm**

at Dick Kleberg Park Office

Water Aerobics

One of the best workouts is done in the water. It works out the entire body and every muscle in the body is used. It is a great way to have fun and get a work out at the same time.

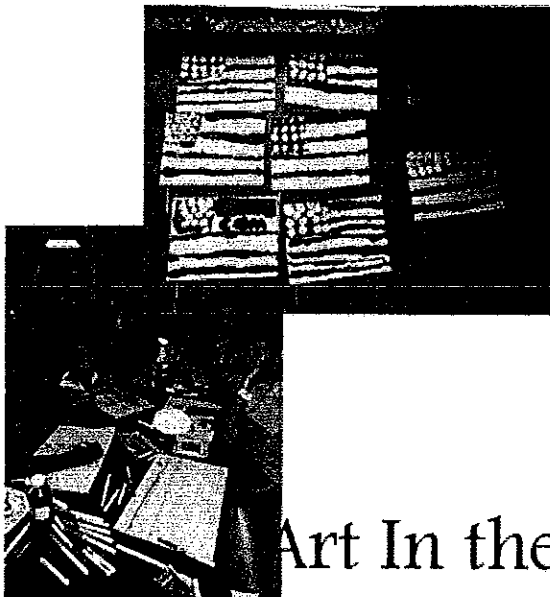
Classes begin June 3th at 6:00 p.m. The classes are Tuesday through Friday. The time frames for the classes are the same for the swim lessons. The workout starts at 6:00 p.m. and ends at 6:50 p.m. There are no reservations needed for the class. The cost is \$2.00 each workout attended. Music, instruction and any equipment are provided. Bring your swimsuit, a towel and join in the fun!

Swim Team

Summer Swim Team. If you are interested or have any questions please call the Parks office at 361-595-8591.

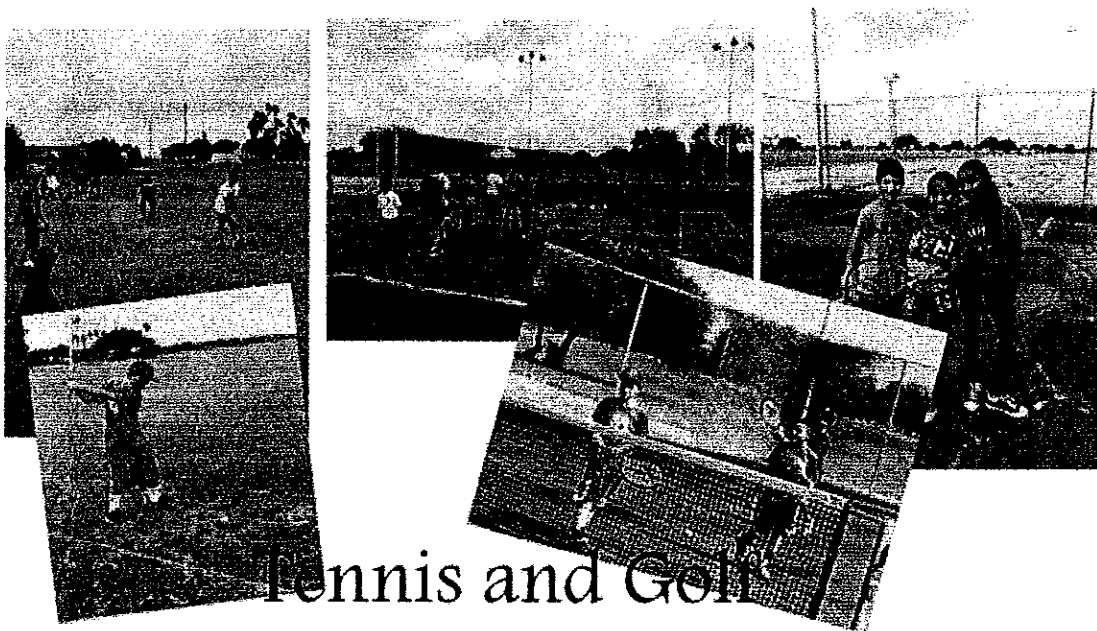


Keep Texas Beautiful

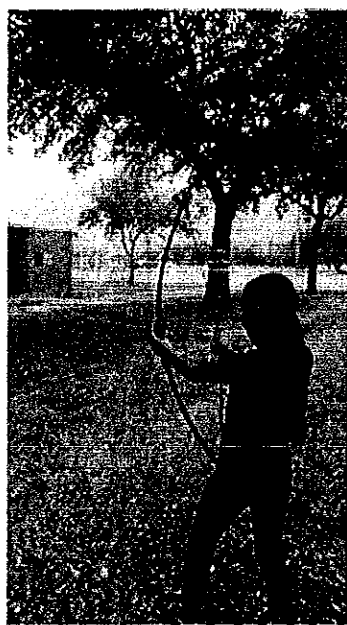


Art In the Park

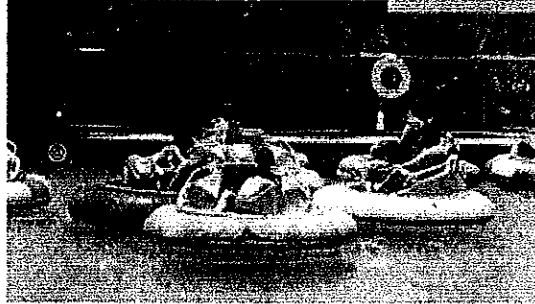
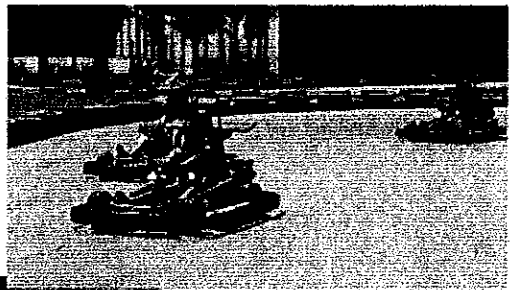




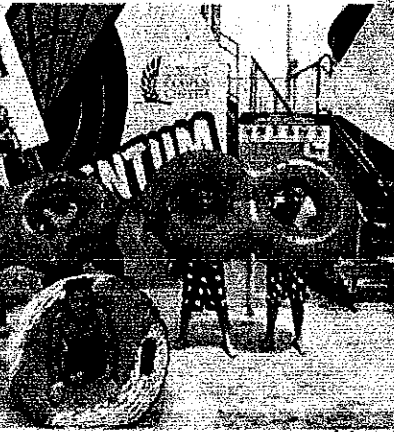
Tennis and Golf



Shooting & Archery



Funtrackers Center



Hurricane Alley



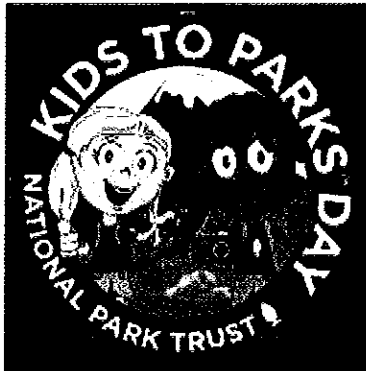


End of Summer Camp Party

AGENDA ITEM #10

Courtney Alvarez

From: Susan Ivy
Sent: Wednesday, April 22, 2015 3:48 PM
To: Courtney Alvarez; Mary Valenzuela



May 16th

Dick Kleberg Park Playground

9am – 1pm

Summer Program Registrations
Playground Games

Kingsville Parks will be setting up to take registrations for Swim Lessons, Summer Rec Program, Swim Team, Summer Track, etc. We are inviting any other organizations out to set up registrations for their programs as well. AND we are inviting YOU and YOUR FAMILY out to enjoy some time at the park. Can't make it to our event, visit one of our neighborhood parks.

Celebrate National Kids to Parks Day by enjoying some fun time at any of our Kingsville Parks

Dick Kleberg Park

Flato Park

Flores Park

Thompson Park

Corral Park

Brookshire #2 Park

Brookshire #1 Park

Kenedy Park

L.E. Ramey Golf Course

National Park Trust

5th Annual Kids to Parks Day

Program Overview



NPT's Kids to Parks Day (KTP Day) is an annual, nationwide event created 5 years ago, celebrated the third Saturday of May. NPT's goal is to engage hundreds of thousands of youth across the country with their local parks and public lands -- promoting healthy outdoor recreation and environmental stewardship. Why? Research shows that outdoor recreation has a positive impact on children's performance in school and their overall health. *Kids to Parks Day helps our Kids*. Research also shows that when children have positive connections to nature, they are more likely to grow up to be involved in conservation efforts. *Kids to Parks Day helps preserve our parks for future generations*.

But, unfortunately, park attendance is down ~25% nationally since 1987. That's why NPT created Kids to Parks Day. We want to turn the tide of park attendance by organizing a national grass roots initiative that helps families, teachers, and park officials *get Kids to Parks* for a meaningful park experience. Here's how we do it: NPT

- Collaboratively negotiates with parks across the nation to host KTP Day programs.
- Provides a wealth of free resources on kidstoparks.org, including learning modules, helpful tips for families, and park activity booklets/sheets for kids. This helps ensure that KTP Day creates *meaningful* park experiences for thousands of children – on KTP Day and beyond.
- Maintains an interactive map on kidstoparks.org, publicizing the location and KTP Day programs of participating parks, so teachers and families can easily find an event nearby.
- Secures support of local, state and national public officials to increase awareness of KTP Day -- and spotlight the park programs offered all year round to promote health and wellness, outdoor learning, and park stewardship.
- Sponsors a national school contest to provide critical resources for under-served schools that want to celebrate KTP Day -- including bus transportation, which is the single biggest obstacle to getting school kids to parks. *Students* complete a proposal which addresses the three requirements of their park trip: education, outdoor recreation, and park stewardship.

In just four years, NPT's KTP Day has grown from 15,000 participants to 450,000 participants in our May 17, 2014 event. We have seen a significant increase in the number of KTP Day park programs, the engagement of families, and the number of underserved children who participate. (*See our 2014 results, next page.*)

Feedback from parents shows that having NPT's toolkit of activities for their children makes them more likely to return to the park and its obvious health benefits. Indeed, participating parks show a spike in attendance the summer after hosting a KTP Day event. KTP Day is not just about one day of outdoor recreation – it promotes year round use of parks by kids and their families.

KTP Day gives life to NPT mascot, Buddy Bison's message: "Explore outdoors, the parks are yours!"

2014 Kids to Parks Day, by the numbers:

- 1,010,000 online hits for "Kids to Parks Day" (141% increase over 2013)
- 450,000 participants (222% percent increase over 2013)
- 1,050 registered park events at kidstoparks.org in 47 states & D.C. (185% increase over 2013)
- 409 mayors signed proclamations from all 50 states and D.C. (34% increase over 2013)
- 28 governors signed proclamations and letters of support (180% increase over 2013)
- 1 Senate resolution: co-sponsored by Senator Mark Udall (CO), Senator Mary Landrieu, (LA), Senator Ron Wyden (OR) and Senator Rob Portman (OH).
- 43 schools received park scholarships as winners of our Kids to Parks Day National School Contest, benefiting 3,200 students grades pre-K through 12 in 29 states (91% increase over 2013)
- Event Distribution
 - State Park Events 594 (56.6%)
 - Local Park Events 415 (39.5%)
 - National Park Events 41 (3.9%)

Growth goals for the 5th Annual KTP Day on May 16th, 2015:

- 1,500,000 online media hits
- 500,000 participants
- 1,500 registered park events in all 50 states & D.C.
- 500 signed proclamations, spanning all 50 states & D.C.
- 50 governor proclamations
- 51 schools with park scholarships, reaching children in all 50 states & D.C.

Event Partners and Collaborators

- National Park Service
- Boy Scouts of America
- National Leagues of Cities
- America's State Parks
- U.S. Army Corps of Engineers
- National Geographic Kids
- Children & Nature Network
- Sierra Club
- Outdoor Alliance for Kids (OAK)
- National Environmental Education Foundation
- National Recreation and Park Association
- National Wildlife Federation
- American Academy of Pediatrics
- Officially in support of:



Please note: Not only are we good stewards of our parks but also of your resources. In fiscal year 2014, 82.7% of our resources were used directly for our programs. In addition, we are a top rated by Charity Watch (A-), are a Gold Level participant with Guide Star, meet all standards of the Better Business Bureau Wise Giving Alliance, and are included in the Catalogue for Philanthropy.

AGENDA ITEM #11



Date: April 17, 2015

To: City Commission via City Manager

From: Leo Alarcon, Director of Tourism Services

Re: Presentation on proposed billboard

The attached are billboard mockups that I have designed for some proposed billboards that I would like to use for marketing the City of Kingsville and attractions or events. Billboards are one way to market our city and I feel that incorporating our new logo will attract tourist to our area. I am not sure if the City of Kingsville was ever marketed in billboards before.



A&M / Historic Downtown →
King Ranch / Airport / Hwy 141 →

NAS / Expo Ctr / Golfing / Baffin Bay ↑
City of

King'sville

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