

City of Kingsville, Texas

AGENDA CITY COMMISSION

**MONDAY, MARCH 23, 2015
REGULAR MEETING**

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

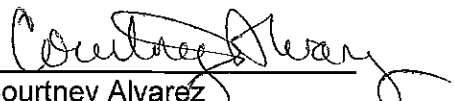
I. Preliminary Proceedings.

OPEN MEETING

INVOCATION / PLEDGE OF ALLEGIANCE – (Mayor Fugate)

MINUTES OF PREVIOUS MEETING(S) – Required by Law Regular Meeting – March 9, 2015

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 Wine and Beer Retailer's Permit, a Retail Dealer's On-Premise Late Hours License and a Mixed Beverage Late Hours Permit for the establishment known as Tequila's located at 1406 N. 14th Street. (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 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).
2. Motion to approve final passage 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).
3. Motion to approve resolution authorizing the release of Chapter 59 Funds of the Kingsville Specialized Crimes and Narcotics Task Force for donation to the Boy Scouts of America-South Texas Council for Drug Abuse Prevention Programs. (Task Force Commander).
4. Motion to approve resolution authorizing the release of Chapter 59 Funds of the Kingsville Specialized Crimes and Narcotics Task Force for donation to the Palmer Drug Abuse Program (PDAP) of Kingsville for Drug Abuse Prevention Programs. (Task Force Commander).
5. Motion to approve resolution authorizing the release of Chapter 59 Funds of the Kingsville Police Department for donation to the Palmer Drug Abuse Program of Kingsville for Drug Abuse Prevention Programs. (Chief of Police).

REGULAR AGENDA

CONSIDERATION OF MOTIONS, RESOLUTIONS, AND ORDINANCES:

VI. Items for consideration by Commissioners.⁴

6. Consider request for an alcohol variance for a Wine and Beer Retailer's Permit, a Retail Dealer's On-Premise Late Hours License and a Mixed Beverage Late Hours Permit for the establishment known as Tequila's located at 1406 N. 14th Street. (Director of Planning & Development Services).
7. Consider selection of an executive search firm for the position of City Manager (RFP 15-06) and authorize staff to negotiate a contract with the firm. (Director of Purchasing & Technology).
8. Consider authorizing the purchase of a Bobcat Compact Track Loader with accessories for use at the Landfill, as per staff recommendation. (Director of Purchasing and Technology).

9. Consider authorizing the purchase of a sludge dewatering system for the Wastewater Department, as per staff recommendation (Bid 15-05). (Director of Purchasing and Technology).
10. Consider a resolution of the City of Kingsville, Texas to urge the 84th Texas Legislature to recommend the creation of a Unified Procurement Code (UPC) for Texas. (Director of Purchasing and Technology).
11. Consider accepting donation of canine parvovirus vaccines and syringes for the Animal Control Division of the Health Department. (Director of Health).
12. Consider waiver of tournament administration fee for the Kingsville Golf Association's fundraiser tournaments for golf course improvements. (Interim Golf Course Manager).
13. Discuss and consider Corral Park Improvement Project plan. (Parks & Recreation Manager).
14. Discuss and consider reallocation of capital project funds from 6th Street Tree Project. (Director of Planning & Development Services).
15. Discuss relocation of the Tourism Department and matters related thereto. (Interim City Manager).

VII. Adjournment.

1. No person's comments shall exceed 5 minutes. Cannot be extended by Commission.
2. No person's comments shall exceed 5 minutes without permission of majority of Commission.
3. Comments are limited to 3 minutes per person. May be extended or permitted at other times in the meeting only with 5 affirmative Commission votes. The speaker must identify himself by name and address.
4. Items being considered by the Commission for action except 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 are wheelchair accessible and accessible parking spaces are available. Requests for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary's office at 361/595-8002 or FAX 361/595-8024 or E-Mail mvalenzuela@cityofkingsville.com 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:

March 19, 2015 at 4:30 P.M. and remained so posted continuously for at least 72 hours proceeding the schedule time of said meeting.

Mary Valenzuela, 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: Mary Valenzuela by J.S.
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 the 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 to 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, 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 the 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 stated that Mr. Carter needs to come with a plan on he is proposing to repair this property as well as a timeline for 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 the additional time. Leubert further commented that Mr. Carter would have to meet with Charlie Cardenas, Public Works Director/City Engineer, Tom Ginter and Daniel Ramirez within the next week or two to begin a plan for the property. Leubert further stated that staff will 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 taxes.

Mrs. Alvarez commented that 508 S. 2nd Street, according from 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 with regards to 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 stated that city staff, both past and existing staff, they work hard at what they do and serve the citizens to the best that they can. 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 staff does here with 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, it 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 approved 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 prebid 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.

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 *TG*

SUBJECT: **Request for Alcohol Variance at 1406 N. 14th**

DATE: March 12, 2015

Mr. Warlito Paradero, Jr., operator of Tequila's, is requesting an alcohol variance for a Wine and Beer Retailer's Permit, Retail Dealer's On-Premise Late Hours License and a Mixed Beverage Late Hours Permit. This address is located at 1406 N. 14th and is within 300ft of a church. 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 February 28, 2015. As of this point, we have not received any negative feedback from the property owners or citizens that have been noticed.

Society

March 1, 2015

The Kingsville Record and Bishop News

3B

Raindrop Room receives teddy bear donation



The Kingsville Chapter No. 325 Order of the Eastern Star donated teddy bears to the Raindrop Room. Pictured in the front row are Stephanie Galindo, Veronica Zavala, Pat Maher, worthy matron and Edwina Alvarez, associate matron. In the back row are Indira Garcia, Laura Castro and Stephanie Perez. (Submitted item)

PUBLIC NOTICE

The City Commission of the City of Kingsville will hold a public hearing on Monday, March 23, 2015, at 6:00 P.M. to discuss and/or take action on the following items:

Request for an alcohol variance for a Wine and Beer Retailer's Permit, Retail Dealer's On-Premise Late Hours License and a Mixed Beverage Late Hours Permit for the establishment known as Tequila's located at 1406 N. 14th.

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.

Ledesma - Perez



Adelina, the Ledesma of Kingsville, daughter of the late General Ledesma and the late Gloria Genale, will marry Baldemar Perez of Kahuarua, son of Rodolfo Vela Jr. and Emma S. Vela of Kahuarua. A July 25, 2015 wedding is planned at Gelusomina Presbyterian in Kingsville. The bride-elect is a 1979 graduate of H.M. King High School and a 1985 graduate of Cuesta College in California, where she studied medical transcription. The groom-elect is a 1981 graduate of Kahuarua High School. He is an electrician. (Submitted item)

Jim Tryer presents Music Club Program

Submitted Item

The Music Club of Kingsville with Mary Tryer presiding met the afternoon of Feb. 10.

After the social hour, pledges to the flags and recitation of the "Collect," Jim Tryer, retired professor of Texas A&M University - Kingsville was introduced by Carol Gerwick.

He presented the program, which was a continuation of the year's course of study, "A History of Popular Music." The study looks at music before rock and primarily from films.

In his presentation with video and sound, Tryer covered 10 important composers of film scores. All had received Academy Award nominations and most had won Academy Awards.

The composer with the most, Alfred Newman, received 43 nominations and received nine awards. One of the earliest composers, Richard Adinsell had 49 of his scores used in movies and Anthiel George had 30.

Tryer, with his extensive research and lifelong interest in performers, performances and his understanding of music, shared a program with historical background, anecdotes and fascinating insights.

Many of the scores that were played brought instant memories of the movies they accompanied.

Hostesses for the social hour were Linda Snyder, chairperson, Fay Robins, Dr. Barbara Sorensen and Lucille Kruse.

Senior center menu listed

Submitted Item

The Kleberg County Senior Citizen congregate dining menu is served at the Senior Center located at 1109 E. Santa Gertrudis in Kingsville. Ricardo Senior Center and Riviera Center from 11:30 a.m. to 12:30 p.m., Monday through Friday.

The following is the menu for the week of March 2-6. Menu may change without notice.

Monday - Beef tips with gravy over rice, peas and carrots, winter blend vegetables, blushing pears and seven grain bread.

Tuesday - Soft beef taco, lettuce and tomatoes, whole kernel corn with red peppers, pineapple mandarin cup and whole wheat flour tortilla.

Wednesday - Salisbury steak with brown gravy, mashed potatoes, seasoned spinach, mixed fruit cup with citrus and wheat roll.

Thursday - Cheese enchiladas with meaty chili gravy, Spanish brown rice, tossed salad, fresh orange and wheat crackers.

Friday - Pimiento cheese, potato salad, cucumber salad, jello and wheat crackers.

For more information, call Margie Del Bosque, Director of Elderly Services at 595-8573.

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On-Premise Prequalification Packet

L-ON
(09/2013)

Please complete this Prequalification Packet with information concerning your proposed business location for which you are applying to sell/serve 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.

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. Type of On-Premise License/Permit

- | | |
|--|---|
| <input type="checkbox"/> BG Wine and Beer Retailer's Permit | <input checked="" type="checkbox"/> LB Mixed Beverage Late Hours Permit |
| <input type="checkbox"/> BE Beer Retail Dealer's On-Premise License | <input type="checkbox"/> MI Minibar Permit |
| <input checked="" type="checkbox"/> BL Retail Dealer's On-Premise Late Hours License | <input type="checkbox"/> CB Caterer's Permit |
| <input type="checkbox"/> BP Brewpub License | <input type="checkbox"/> FB Food and Beverage Certificate |
| <input type="checkbox"/> V Wine & Beer Retailer's Permit for Excursion Boats | <input type="checkbox"/> PE Beverage Cartage Permit |
| <input type="checkbox"/> Y Wine & Beer Retailer's Permit for Railway Dining Car | <input type="checkbox"/> RM Mixed Beverage Restaurant Permit with FB |
| <input type="checkbox"/> MB Mixed Beverage Permit | |

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

Tequila's

4. Location Address

14106 North 14th

City Kingsville	County Kleberg	State TX	Zip Code 78363
--------------------	-------------------	-------------	-------------------

5. Mailing Address

525 West Avenue C	City Kingsville	State Tx	Zip Code 78363
-------------------	--------------------	-------------	-------------------

6. Business Phone No.

(361) 522-2567

Alternate Phone No.

() -

E-mail Address

Nikotinep@yahoo.com

OWNER INFORMATION

7. Type of Owner

- | | | |
|--|--|---|
| <input checked="" type="checkbox"/> Individual | <input type="checkbox"/> Corporation | <input type="checkbox"/> City/County/University |
| <input type="checkbox"/> Partnership | <input type="checkbox"/> Limited Liability Company | <input type="checkbox"/> Other _____ |
| <input type="checkbox"/> Limited Partnership | <input type="checkbox"/> Joint Venture | |
| <input type="checkbox"/> Limited Liability Partnership | <input type="checkbox"/> Trust | |

8. Entity/Applicant

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 PARADERO Jr.	First Name WARLITO	MI	Title
Last Name	First Name	MI	Title
Last Name	First Name	MI	Title



CITY OF
KINGSVILLE

MEMORANDUM

DATE

Friday, February 11, 2015

TO

Mary Valenzuela, City Secretary

FROM

Engineering Department

SUBJECT

Alcohol License for 1406 N. 14th St.

Mrs. Valenzuela,

After performing the research and physical inspection you requested for the property at 1406 N. 14th St., we have concluded that the property in question does fall within the 1,000 ft boundary of a 1 church; 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.

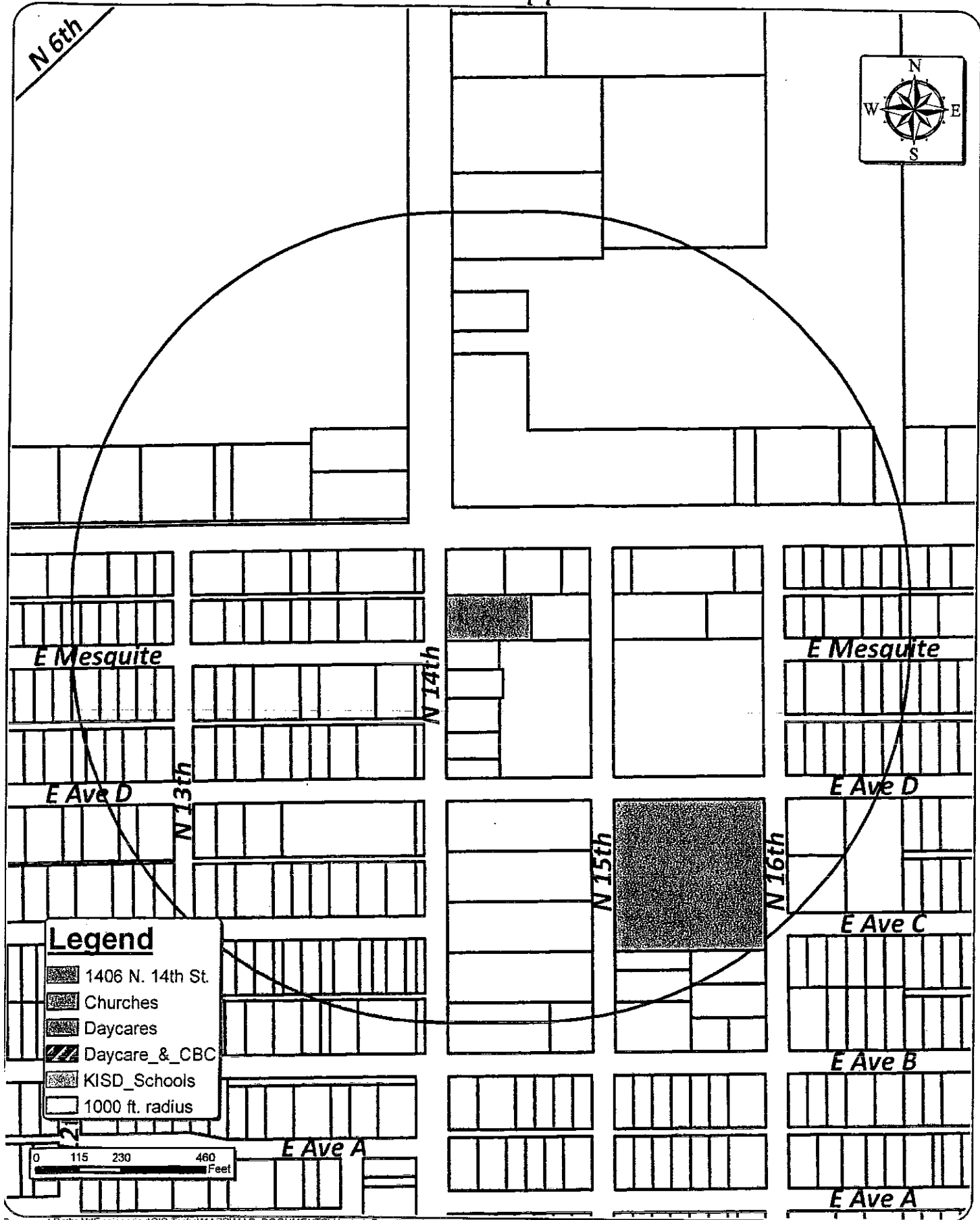
Thank you,

Engineering Department

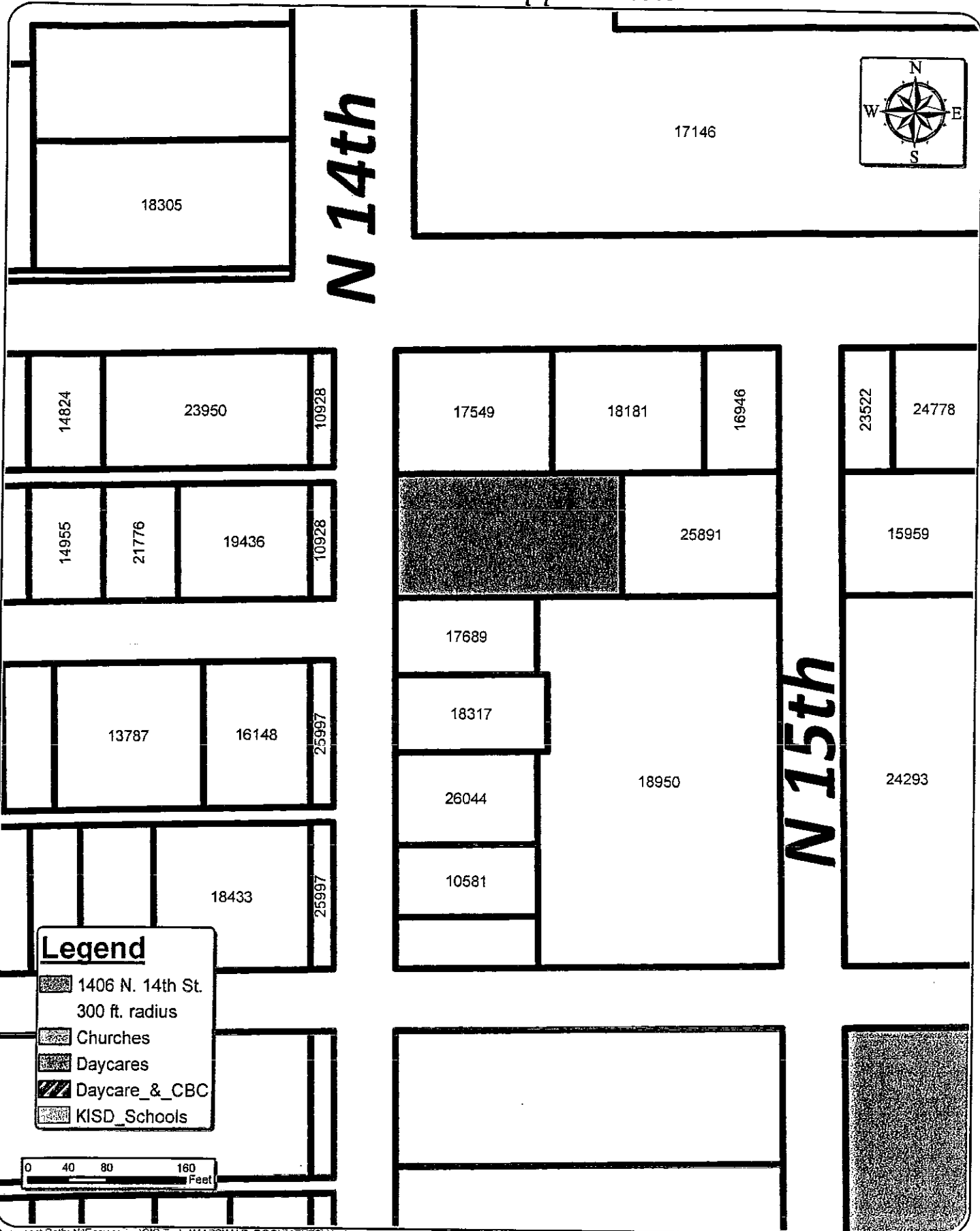
Attachment 1 shows the property and the relative location of the 1 church; suspected to be close to the property. Centro de Milagros is within the 1,000 foot boundary.

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

Alcohol Application



Alcohol Application



Document Path: N:\Engineering\GIS Techs\MAPS\MAP_DOCUMENTS\Alcohol_Permit.mxd

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 ENGINEERING DEPARTMENT 200 East Kleberg Kingsville, Texas 78363 Office: 361-595-8005 Fax: 361-595-8035</p>
	Last Update: 2/11/2015		
	Note: Please see attached documents.		

CONSENT AGENDA

AGENDA ITEM #1

ORDINANCE NO. 2015-_____

AMENDING THE CITY OF KINGSVILLE CODE OF ORDINANCES BY AMENEDING 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; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH AND PROVIDING FOR AN EFFECTIVE DATE AND PUBLICATION.

WHEREAS, the City and County have recently approved interlocal agreements to transfer operations and maintenance of all of the parks within the city limits and the L.E. Ramey Golf Course from the County to the City;

WHEREAS, the City of Kingsville approved ordinances for the L.E. Ramey Golf Course on September 22, 2014, via Ordinance #2014-64, after it took over management of the golf course from Kleberg County; and

WHEREAS, the staff has had the opportunity to evaluate the practices at the golf course and identified a proposed change that would allow school golf teams within the county to practice up to twice per week on certain days at no charge; and

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

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

I.

THAT Section 9-8-41 of Chapter IX- General Regulations, Article 8-Parks and Recreation, of the Code of Ordinances of the City of Kingsville, Texas, shall be amended to read as follows:

ARTICLE 8 PARKS AND RECREATION

...

GOLF COURSE

...

§ 9-8-38 DEFINITIONS.

The following definitions shall apply to this article:

- (1) *College Student.* Any person actively enrolled in a minimum of twelve hours of college.

- (2) *Golf Course Manager.* The administrator in charge of the municipal golf course, who shall be employed and discharged by the City Manager.
- (3) *Junior.* Any person 18 years of age or younger, currently enrolled in high school or below. A junior under the age of 12 must be accompanied by an adult.
- (4) *Lessee.* Any person or organization of whatever nature that uses the municipal golf course premises, facilities or equipment.
- (5) *Military.* Any person actively enlisted in the U.S. military.
- (6) *Municipal Golf Course.* The L.E. Ramey Golf Course and the entire premises thereof, including but not limited to the clubhouse, restaurant, pro shop, cart shed and golf course itself, and all other parts or portions thereof.
- (7) *Nine hole fee.* Paid by persons wishing to play nine holes of golf.
- (8) *Senior.* Any person who is 62 years of age or older.

...

§ 9-8-41 GOLF COURSE FEES.

The following schedule of fees shall be paid by the patrons of the municipal golf course. The Golf Course Manager may negotiate rates for golf course special events and promotions.

(A) Daily Green Fees:

...

(B) Junior Fees:

Golf course green fees for persons in the classification of junior (non-refundable).

(1) 18-Holes of Play:

Weekdays: \$7.75

Weekdays with ½ cart fee: \$15.25

(2) 9-Holes of Play:

Weekdays: \$4.75

Weekdays with ½ cart fee: \$12.25

(C) College Student Fees:

Golf course green fees for persons in the classification of College Student (non-refundable).

(1) 18-Holes of Play:

Weekdays: \$8.75

Weekdays with ½ cart fee: \$16.25

(2) 9-Holes of Play:

Weekdays: \$5.75

Weekdays with ½ cart fee: \$13.25

...

(N) Range Ball Bucket Fee:

Range ball bucket fee entitles player to the use of the bucket of balls once (non-refundable).

Large Bucket (135 balls): \$9.00

Medium Bucket (75 balls): \$7.00

Small Bucket (35 balls): \$3.00

(O) Minors less than 16 years of age shall not operate golf carts on municipal golf course property.

(P) Each golf course green fee shall entitle payee to play a maximum of 18 holes of golf on the date paid. Additional payment of green fees shall be required if more than 18 holes of golf are to be played.

(Q) All members of any authorized golf team from a school or institution of higher education located within Kleberg County may play a maximum of two rounds per week Monday-Thursday, excluding holidays, at no charge during their respective school years. The following limit will apply to such golf players:

Teams are limited to 15 players per school at any one time.

...

II.

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

III.

THAT if for any reason any section, paragraph, subdivision, clause, phrase, word or provision of this ordinance shall be held invalid or unconstitutional by final 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, work or ordinance hereof be given full force and effect for its purpose.

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

INTRODUCED on this 9th day of March, 2015.

PASSES AND APPROVED on this the 23rd day of March, 2015.

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney



Parks & Recreation - Golf Division

DATE: March 2, 2015
TO: Mayor & City Commission
THROUGH: Courtney Alvarez, Interim City Manager
FROM: William Donnell, Interim Golf Manager
SUBJECT: Golf team member fees

Several schools have inquired about a green fee waiver for golf team members to be able to practice at LE Ramey Golf Course. 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, it would benefit approximately 37 students. This practice will help improve their game, show support for the local team members and promote golf to the youth of our community. Allowing the students to practice locally may also encourage more driving range activities, regular play during the off season and increase the potential of Club House concessions.

AGENDA ITEM #2

ORDINANCE NO. 2015-_____

AN ORDINANCE AMENDING THE FISCAL YEAR 2014-2015 GENERAL FUND BUDGET TO PROVIDE MATCHING FUNDS FOR FEMA ASSISTANCE TO FIREFIGHTERS GRANT FOR FIRE DEPARTMENT VEHICLE EXHAUST REMOVAL SYSTEMS.

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		<u>\$8,100</u>
					<u>\$8,100</u>
<u>Revenues</u>					
4-2200	Fire Dept.	State Grants	72010	<u>\$72,900</u>	
				<u>\$72,900</u>	
<u>Expenses</u>					
5-2200	Fire Dept.	Equipment/Machinery	71200	<u>\$81,000</u>	
				<u>\$81,000</u>	

[To amend the FY15 General Fund budget to provide matching grant funds for the FEMA Assistance to Firefighters grant for fire department vehicle exhaust removal systems. The grant was originally approved for submission via Resolution #2013-55 with the grant match identified as coming from fund balance.]

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 and become effective on and after adoption and publication as required by law.

INTRODUCED on this the 9th day of March, 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

March 4, 2015

TO: COURTNEY ALVAREZ, CITY MANAGER

FROM: JOEY REED, FIRE CHIEF

SUBJECT: FEMA ASSISTANCE TO FIREFIGHTER GRANT AWARD-
FIRE DEPARTMENT VEHICLE EXHAUST REMOVAL SYSTEMS

This is a request to approve the allocation of matching funds for the purchase of vehicle exhaust removal systems for the City of Kingsville fire stations. FEMA has awarded the City of Kingsville Fire Department a grant of up to 90% of \$98,000 for the installation of exhaust removal systems. Bids for installation of the exhaust removal systems have been received and reviewed. Approval of \$8,100 in matching funds is needed to move forward with the project.

The City Commission authorized the submission of the grant application with resolution 2013-55 which approved the City providing matching cash funds of up to \$10,000. The vendor recommended as the best value for the City of Kingsville has bid \$80,770 for the installation of exhaust removal systems to be located in both fire stations. The City's 10% matching funds for this grant project would be approximately \$8,100.

We request that the matching funds be allocated from the City's FY13-14 excess general fund balance surplus account.


Thank you for your consideration.

CITY OF KINGSVILLE

TO: COURTNEY ALVAREZ, INTERIM CITY MANAGER
FROM: DEBORAH BALLI, FINANCE DIRECTOR
DATE: 03/04/2015
SUBJECT: Accounting for Matching Grant Funds

On September 23, 2013, the City Commission approved resolution #2013-55 approving the submission of a grant application to the FEMA Assistance to Firefighters Grant for fire station Exhaust Removal Systems on behalf of the City of Kingsville Fire Department, with an anticipated cash match of \$10,000 from the City. This budget amendment authorizes Machinery/Equipment expenditures of \$81,000 in the Fire Department's General Fund Budget and increases the State Grant Revenue for 90% of the expected costs totaling \$72,900. The matching 10% or \$8,100 will come from FY13-14 excess General Fund Balance.

This budget amendment, given your approval, would be on the Commission Meeting agenda March 9, 2015 for first reading.



Deborah Balli, Finance Director

AGENDA ITEM #3

RESOLUTION #2015-_____

A RESOLUTION OF THE CITY OF KINGSVILLE AUTHORIZING THE RELEASE OF CHAPTER 59 FUNDS OF THE KINGSVILLE SPECIALIZED CRIMES AND NARCOTICS TASK FORCE FOR DONATION TO THE BOY SCOUTS OF AMERICA-SOUTH TEXAS COUNCIL FOR DRUG ABUSE PREVENTION PROGRAMS.

WHEREAS, the Texas Code of Criminal Procedure, Article 59.06(h) allows for the release of Chapter 59 funds for nonprofit programs for the prevention of drug abuse;

WHEREAS, the Boy Scouts of America-South Texas Council is a non-profit organization that provides drug abuse prevention programs in two ways (1) through the Scout Unit and Explorer Post meetings, along with a Drug Abuse Prevention Program for youths in Kleberg and Kenedy counties. and (2) through the advancement requirements for both Cub Scouts and Boy Scouts, which serves approximately 209 boys locally;

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

I.

THAT the City Commission authorizes the Kingsville Specialized Crimes and Narcotics Task Force to assist with a \$5,000 donation to the Boy Scouts of America-South Texas Council, to help educate young people about living a drug-free and alcohol-free lifestyle. Boy Scouts of America-South Texas Council will submit quarterly charitable contribution reporting forms to the Kingsville Specialized Crimes and Narcotics Task Force and comply with any reporting requirement the Task Force may designate.

II.

THAT local elected representatives shall be encouraged to promote, endorse, and support the Boy Scouts of America-South Texas Council in their efforts for the benefit of the community through drug abuse prevention programs.

PASSED AND APPROVED by a majority vote of the City Commission on the 23rd day of March, 2015.

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney



**KINGSVILLE SPECIALIZED CRIMES
AND NARCOTICS TASK FORCE**

**P. O. BOX 213
KINGSVILLE, TEXAS 78364
tfadmin@kingsvilletaskforce.com
(361) 595-5778
Fax (361) 595-5781**



March 3, 2015

Ms. Courtney Alvarez
Interim City Manager
City of Kingsville, Texas

Ms. Alvarez,

The Kingsville Specialized Crimes & Narcotics Task Force has received Chapter 59 donation requests from the Boy Scouts of America – South Texas Council and the Palmer Drug Abuse Program of Kingsville. These organizations have submitted applications to the Kingsville Task Force and their requests have been approved by me.

The Kingsville Task Force's 2014/2015 Annual Budget was approved with a total of \$30,000.00 allocated in the Donation's line item (008-5-2330-31444). These two donation requests of \$5,000.00 each, if approved, will be distributed by the Kingsville Task Force. Three previous donations of \$5,000.00 each have already been distributed during this fiscal year. The above organizations will each receive a \$5,000.00 donation resulting in an account balance of \$5,000.00 remaining for a donation to another group.

If you approve these requests, can they be placed on the Regular City's Commissioners Court Agenda for Monday March 23, 2015? Your kind consideration to this request will be greatly appreciated.

Sincerely,

A handwritten signature in cursive script that reads "Guillermo Vera".

Guillermo "Willie" Vera, Commander
Kingsville Specialized Crimes & Narcotics Task Force

Attachments

**KINGSVILLE SPECIALIZED CRIMES
AND NARCOTICS TASK FORCE
APPLICATION FOR CHAPTER 59 DONATION**

1. APPLICANT'S
NAME Manuel Ramos ADDRESS 700 Evedhart Terrace PHONE 361-
Bldg. A Ac. 814-4300
2. ORGANIZATION'S
NAME Boy Scouts of Amer. ADDRESS Corpus Christi, TX. PHONE Ext. 34
S. TX. Council 78411-1939
3. NARRATIVE: Explain what will be done with the contribution to insure compliance with the disposition of forfeited property under Chapter 59 of the Texas Code of Criminal Procedure and the number of citizens it will affect in our community.

See Attached Letter

APPROVED: _____

Guillermo Vera

KTF. Commander

DATE: _____

3/02/15

TIME: _____

2 PM



BOY SCOUTS OF AMERICA®
SOUTH TEXAS COUNCIL

January 28, 2015

Willie Vera, Commander
Kingsville Specialized Crimes & Narcotics Task Force
P.O. Box 213
Kingsville, Texas 78364

Re: Drug Abuse Prevention Programs of Boy Scouts of America/Chap.59

Commander Vera,

Part of the Boy Scouts of America's mission is to teach youth positive character traits, leadership, responsibility, and the skills necessary to make ethical and moral choices. This mission is accomplished through the countless lessons taught in traditional Scouting programs; such as Cub Scouts and Boy Scouts.

The volunteers of the Boy Scouts of America, South Texas Council provide these programs in partnership with local Police and Border Patrol Agency's at weekly Scout Unit and Explorer Post meetings and outdoor activities, including Cub Scout Day Camp, Cub Adventure Weekends, Boy Scout Summer and Winter Camp held throughout the year. Scouts who attend these events fulfill requirements for rank advancement and merit badges such as Crime Prevention and Fingerprinting. As a requirement for advancement in Scouting programs, the drug abuse prevention and awareness message is instilled at each rank/level for Cub and Boy Scouts. For Explorers, that message plays a pivotal role in the Character Education lessons in which each youth is taught to help them make better ethical and moral choices.

These funds help support 209 youth registered in 10 traditional units and become a productive member of the community. Along with our traditional units we also have an Explorer Post with the United States Border Patrol which currently services 9 young adults in the area. The age in which youth can be a part of this program is 14, and they are taught how an officer in the field prepares for and implements their training to give them the best opportunity to succeed. In order to continue providing a Drug Abuse Prevention Program for the youth in Kleberg and Kenedy County, we are requesting your consideration of an annual contribution of \$5,000, which would greatly assist our efforts.

Thank you for your consideration.

Yours in Scouting,

Manuel Ramos
Scout Executive
South Texas Council, BSA



AGENDA ITEM #4

RESOLUTION #2015-_____

A RESOLUTION OF THE CITY OF KINGSVILLE AUTHORIZING THE RELEASE OF CHAPTER 59 FUNDS OF THE KINGSVILLE SPECIALIZED CRIMES AND NARCOTICS TASK FORCE FOR DONATION TO THE PALMER DRUG ABUSE PROGRAM (PDAP) OF KINGSVILLE FOR DRUG ABUSE PREVENTION PROGRAMS.

WHEREAS, the Texas Code of Criminal Procedure, Article 59.06(h) allows for the release of Chapter 59 funds for nonprofit programs for the prevention of drug abuse;

WHEREAS, the Palmer Drug Abuse Program (PDAP) is a non-profit organization working to (1) turn the tide against drug and alcohol abuse in the Kingsville community and (2) make a positive statement to our young people about living a drug-free and alcohol-free lifestyle; and

WHEREAS, the Palmer Drug Abuse Program also provides a free 12-step support service to those who express a desire to find an alternative lifestyle from that of drugs and alcohol;

WHEREAS, PDAP provided approximately 624 initial and follow-up appointments to community members of Kleberg County in recent years and worked with 663 youth in Kingsville in 2014;

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

I.

THAT the City Commission authorizes the Kingsville Specialized Crimes and Narcotics Task Force to assist with a \$5,000.00 donation to the Palmer Drug Abuse Program (PDAP) to help educate young people about living a drug-free and alcohol-free lifestyle and comply with any reporting requirement the Task Force may designate.

II.

THAT local elected representatives shall be encouraged to promote, endorse, and support Palmer Drug Abuse Program for the benefit of the community.

PASSED AND APPROVED by a majority vote of the City Commission on the 23rd day of March, 2015.

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney



**KINGSVILLE SPECIALIZED CRIMES
AND NARCOTICS TASK FORCE**
P. O. BOX 213
KINGSVILLE, TEXAS 78364
tfadmin@kingsvilletaskforce.com
(361) 595-5778
Fax (361) 595-5781



March 3, 2015

Ms. Courtney Alvarez
Interim City Manager
City of Kingsville, Texas

Ms. Alvarez,

The Kingsville Specialized Crimes & Narcotics Task Force has received Chapter 59 donation requests from the Boy Scouts of America – South Texas Council and the Palmer Drug Abuse Program of Kingsville. These organizations have submitted applications to the Kingsville Task Force and their requests have been approved by me.

The Kingsville Task Force's 2014/2015 Annual Budget was approved with a total of \$30,000.00 allocated in the Donation's line item (008-5-2330-31444). These two donation requests of \$5,000.00 each, if approved, will be distributed by the Kingsville Task Force. Three previous donations of \$5,000.00 each have already been distributed during this fiscal year. The above organizations will each receive a \$5,000.00 donation resulting in an account balance of \$5,000.00 remaining for a donation to another group.

If you approve these requests, can they be placed on the Regular City's Commissioners Court Agenda for Monday March 23, 2015? Your kind consideration to this request will be greatly appreciated.

Sincerely,

A handwritten signature in cursive script that reads "Guillermo Vera".

Guillermo "Willie" Vera, Commander
Kingsville Specialized Crimes & Narcotics Task Force

Attachments

KINGSVILLE SPECIALIZED CRIMES
AND NARCOTICS TASK FORCE
APPLICATION FOR CHAPTER 59 DONATION

1. APPLICANT'S NAME Wade H. Fjeld ADDRESS 601 E. Kleberg PHONE 361 592-1212
Kingsville, Tx
2. ORGANIZATION'S NAME Palmer Drug Abuse Program ADDRESS 3104 S. Alameda PHONE 361 887-8900
Corpus Christi, Tx 78404
3. NARRATIVE: Explain what will be done with the contribution to insure compliance with the disposition of forfeited property under Chapter 59 of the Texas Code of Criminal Procedure and the number of citizens it will affect in our community.

Palmer Drug Abuse Program of Kingsville is a fellowship of young people and parents who share their experience, love and understanding to help others recover from the effects of mind changing chemicals. PDAP works with the whole family. We help teach them about addiction and how to set healthy boundaries with their loved ones. We provide a day center so that the teens and young adults will have a safe place to come and hang out. We have 12 step meetings throughout the week and we take our groups camping and on other educational retreats to help keep them busy and to teach them how to have fun again in a sober environment. PDAP relies on the communities in which we serve. We do not receive any state funding. PDAP has an annual Drug Free Walk usually in April or May. This is another way that we can help raise money for our organization. We worked with approximately 663 youth in Kingsville in 2014. Our numbers continue to grow and we continue to reach out to the schools and the people of Kingsville and the surrounding area.

APPROVED: _____

Guillermo Vera

KTF Commander

DATE: _____

3/03/15

TIME: _____

3PM

**KINGSVILLE SPECIALIZED CRIMES
AND NARCOTICS TASK FORCE
Chapter 59 Donation Policy**

1. A person/entity seeking a donation (financial assistance) through the Kingsville Specialized Crimes and Narcotics Task Force and with particularity Chapter 59 Forfeiture Funds shall file an application with the Commander on forms provided through his office.
2. The filing procedures shall be as follows:
 - a. Filing period. An application for financial assistance shall be filed with the Commander not less than 30 days or more than 60 days prior to the proposed donation.
 - b. The name, address and telephone number of the entity seeking a donation.
 - c. No more than one donation will be made per calendar year.
 - d. Applicant shall provide documentation relating to any other financial assistance that they receive for review by the Commander.
3. Applicant must meet one of the following criteria:
 - a. Nonprofit program for the prevention of drug abuse, applicant must provide a copy of the organization's charter.
 - b. Nonprofit chemical dependency treatment facilities licensed under Chapter 464, Health and Safety Code;
 - c. Nonprofit drug and alcohol rehabilitation or prevention programs administered or staffed by professionals designated as qualified and credentialed by the Texas Commission on Alcohol and Drug Abuse; or
 - d. Must be an organization that has the same beliefs and value system as the Kingsville Specialized Crimes and Narcotics Task Force and the law enforcement code of ethics.
 - e. Short written statement explaining what will be done with the contribution to insure compliance with the disposition of forfeited property under Chapter 59 of

the Texas Code of Criminal Procedure and the number of citizens it will affect in our community.

4. The Commander shall grant or deny a permit solely on the basis of the requirements stated in the aforementioned sections above. The Commander shall advise the organization's point of contact of the decision to grant or deny the request for contribution no later than the sixtieth day after date of receiving the completed application and all required attachments.

AGENDA ITEM #5

RESOLUTION #2015-_____

A RESOLUTION OF THE CITY OF KINGSVILLE AUTHORIZING THE RELEASE OF CHAPTER 59 FUNDS OF THE KINGSVILLE POLICE DEPARTMENT FOR DONATION TO THE PALMER DRUG ABUSE PROGRAM (PDAP) OF KINGSVILLE FOR DRUG ABUSE PREVENTION PROGRAMS.

WHEREAS, the Texas Code of Criminal Procedure, Article 59.06(h) allows for the release of Chapter 59 funds for nonprofit programs for the prevention of drug abuse;

WHEREAS, the Palmer Drug Abuse Program (PDAP) is a non-profit organization working to (1) turn the tide against drug and alcohol abuse in the Kingsville community and (2) make a positive statement to our young people about living a drug-free and alcohol-free lifestyle; and

WHEREAS, PDAP provided approximately 624 initial and follow-up appointments to community members of Kleberg County in recent years and worked with 663 youth in Kingsville in 2014;

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

I.

THAT the City Commission authorizes the Kingsville Police Department to assist with a \$5,000.00 donation to the Palmer Drug Abuse Program (PDAP) to help educate young people about living a drug-free and alcohol-free lifestyle. PDAP will submit quarterly charitable contribution reporting forms to the Kingsville Police Department.

II.

THAT local elected representatives shall be encouraged to promote, endorse, and support Palmer Drug Abuse Program for the benefit of the community.

PASSED AND APPROVED by a majority vote of the City Commission on the 23rd day of March, 2015.

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney

**KINGSVILLE POLICE DEPARTMENT
INTER-OFFICE MEMORANDUM**

March 10, 2015

TO : Courtney Alvarez, I/City Manager
FROM : Chief R. Torres
SUBJECT : PDAP Drug Free Walk 2015 Fund Drive

The Kingsville Police Department has been asked to join the 2015 Grand Marshal's, fund raising campaign as a Corporate Sponsor for this year. Our department has historically been a liaison between the public and PDAP and many times we are the conduit where citizens are directed to them for assistance.

We support the work that is done by this organization relating to the prevention of drug abuse which is one of the allowable expenditures under Chapter 59 of the Code of Criminal Procedure. Therefore we would ask the City Commission to pass a resolution whereby the Kingsville Police Department can make a donation to the Palmer Drug Abuse Program in the amount of \$5000. Please place on the next available city agenda.

Thank you for your assistance regarding this matter.



PALMER

DRUG ABUSE PROGRAM

3104 S. Alameda Street • Corpus Christi, TX 78404 • Tel. 361-887-8900

BOARD OF TRUSTEES

Executive Committee

Chairman

Morgan Spear

Vice - Chairman

Alan Wilson

Interim-Treasurer

Tamara Tucker

Secretary

Suellen West

Board Members

Robert Cagle

Eloy Salazar

Chase Carlisle

Pam Casto

Bill Casto

Kingsville Board Member

David Rosse

Lifetime Board Member

Lucy Hill

Alice Advisory Member

Mary Dru Burns

Advisory Members

Tom Dobson

Hoyte Gentry

A.C. Gilmore, Jr.

Fred W. Heldenfels, III

Peter Holt

Lanette Joubert

Charles Kaffie

Nelda Martinez

William H. Locke, Jr.

Wayne Lundquist

Day Manley

Robert B. Rowling

Wallace Sparkman

Michael Swantner

George Tanner

Leah Woolford

Max Duncan

Jesse Garcia

Executive Director

Wade H. Fjeld

www.pdapcc.org

March 3, 2015

Chief Ricardo Torres
Kingsville Police Dept.
Hand Delivered

Dear Chief Torres,

We are requesting the annual donation from drug forfeiture funds to help continue funding our services for PDAP Kingsville. The number of people that we offer our services to in Kingsville continues to grow. We appreciate your continuous support from your office.

We are a 501 c 3 non-profit organization and our tax i.d. # is 74-2200058.

With the blessing of PDAP,

Wade H. Fjeld
Executive Director

PDAP Alice: 200 N. Wright St., Alice, Texas 78333 Tel. 361-668-1960
PDAP Kingsville: 601 E. Kleberg, Kingsville, Texas 78363 Tel. 361-592-1212

REGULAR AGENDA

AGENDA ITEM #6



Planning & Development Services Department

TO: Mayor & City Commission

THROUGH: Courtney Alvarez, Interim City Manager

FROM: Tom Ginter, Planning & Development Services Director *TG*

SUBJECT: **Request for Alcohol Variance at 1406 N. 14th**

DATE: March 12, 2015

Mr. Warlito Paradero, Jr., operator of Tequila's, is requesting an alcohol variance for a Wine and Beer Retailer's Permit, Retail Dealer's On-Premise Late Hours License and a Mixed Beverage Late Hours Permit. This address is located at 1406 N. 14th and is within 300ft of a church. 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 February 28, 2015. As of this point, we have not received any negative feedback from the property owners or citizens that have been noticed.

Raindrop Room receives teddy bear donation



The Kingsville Chapter No. 325 Order of the Eastern Star donated teddy bears to the Raindrop Room. Pictured in the front row are Stephanie Galindo, Veronica Zavala, Pat Nietz, worthy matron and Edwin Alvarez, associate matron. In the back row are Indita Garcia, Laura Castro and Stephanie Perez. (Submitted item)

PUBLIC NOTICE

The City Commission of the City of Kingsville will hold a public hearing on Monday, March 23, 2015, at 6:00 P.M. to discuss and/or take action on the following items:

Request for an alcohol variance for a Wine and Beer Retailer's Permit, Retail Dealer's On-Premise Late Hours License and a Mixed Beverage Late Hours Permit for the establishment known as Tequila's located at 1406 N. 14th.

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.



Ledesma - Perez



Adella Ida Ledesma of Kingsville, daughter of the late Genajo Ledesma and the late Gloria Canale, will marry Beltemar Perez of Falfurrias, son of Rodolfo Vela Jr. and Emina S. Vela of Falfurrias. A July 25, 2015 wedding is planned at Gelazemine Presbyterian in Kingsville. The bride-elect is a 1979 graduate of H.M. King High School and a 1985 graduate of Cuesta College in California, where she studied medical transcription. The groom-elect is a 1981 graduate of Falfurrias High School. He is an electrician. (Submitted item)

Jim Tryer presents Music Club Program

Submitted Item

The Music Club of Kingsville with Mary Tryer presiding met the afternoon of Feb. 10.

After the social hour, pledges to the flags and recitation of the "Collect," Jim Tryer, retired professor of Texas A&M University - Kingsville was introduced by Carol Gerwick.

He presented the program, which was a continuation of the year's course of study, "A History of Popular Music." The study looks at music before rock and primarily from films.

In his presentation with video and sound, Tryer covered 10 important composers of film scores. All had received Academy Award nominations and most had won Academy Awards.

The composer with the most, Alfred Newman, received 43 nominations and received nine awards. One of the earliest composers, Richard Adinsell had 49 of his scores used in movies and Anthiel George had 30.

Tryer, with his extensive research and lifelong interest in performers, performances and his understanding of music, shared a program with historical background, anecdotes and fascinating insights.

Many of the scores that were played brought instant memories of the movies they accompanied.

Hostesses for the social hour were Linda Snyder, chairperson, Fuy Robins, Dr. Barbara Sorensen and Lucille Kruse.

Love Chrysler • Dodge • Jeep

INTRODUCING THE NEXT *Big* Lifestyle CHANGES

COMING SUMMER 2015

2015 REBEL RAM 1500

RENEGADE 300 CHALLENGER

AN INVITATION to ADVENTURE BEST-IN-CLASS V6 HIGHWAY FUEL ECONOMY SRT8 HELLCAT 707 HP

COME EXPERIENCE WHY LOVE CHRYSLER • DODGE • JEEP SELLS OVER 1000 VEHICLES EVERY YEAR in JIM WELLS COUNTY

Marion Luna Brem

361-664-9955

OPEN: MON.-FRI. 8:30AM-7PM • SAT. 8:30AM-6PM

WE ARE ALWAYS OPEN AT: www.lovechrysler.com

Senior center menu listed

Submitted Item

The Kleberg County Senior Citizen congregational dining menu is served at the Senior Center located at 1109 E. Santa Gertrudis in Kingsville, Ricardo Senior Center and Riviera Center from 11:30 a.m. to 12:30 p.m., Monday through Friday.

The following is the menu for the week of March 2-6. Menu may change without notice.

Monday - Beef tips with gravy over rice, peas and carrots, winter blend vegetables, blushing pears and seven grain bread.

Tuesday - Soft beef taco, lettuce and tomatoes, whole kernel corn with red peppers, pineapple mandarin cup and whole wheat flour tortilla.

Wednesday - Salisbury steak with brown gravy, mashed potatoes, seasoned spinach, mixed fruit cup with citrus and wheat roll.

Thursday - Cheese enchiladas with meaty chili gravy, Spanish brown rice, tossed salad, fresh orange and wheat crackers.

Friday - Pimiento cheese, potato salad, cucumber salad, jello and wheat crackers.

For more information, call Margie Del Bosque, Director of Elderly Services at 595-8573.



On-Premise Prequalification Packet

L-ON
(09/2013)

Please complete this Prequalification Packet with information concerning your proposed business location for which you are applying to sell/serve alcoholic beverages. This information will be used to obtain your pre-qualification 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.

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. Type of On-Premise License/Permit

- | | |
|--|---|
| <input type="checkbox"/> BG Wine and Beer Retailer's Permit | <input checked="" type="checkbox"/> LB Mixed Beverage Late Hours Permit |
| <input checked="" type="checkbox"/> BE Beer Retail Dealer's On-Premise License | <input type="checkbox"/> MI Minibar Permit |
| <input checked="" type="checkbox"/> BL Retail Dealer's On-Premise Late Hours License | <input type="checkbox"/> CB Caterer's Permit |
| <input type="checkbox"/> BP Brewpub License | <input type="checkbox"/> FB Food and Beverage Certificate |
| <input type="checkbox"/> V Wine & Beer Retailer's Permit for Excursion Boats | <input type="checkbox"/> PE Beverage Cartage Permit |
| <input type="checkbox"/> Y Wine & Beer Retailer's Permit for Railway Dining Car | <input type="checkbox"/> RM Mixed Beverage Restaurant Permit with FB |
| <input type="checkbox"/> MB Mixed Beverage Permit | |

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

Tequila's

4. Location Address

1406 North 14th

City

Kingsville

County

Kleberg

State

TX

Zip Code

78363

5. Mailing Address

525 West Avenue C

City

Kingsville

State

Tx

Zip Code

78363

6. Business Phone No.

(361) 522-2567

Alternate Phone No.

() -

E-mail Address

Nikotinep@yahoo.com

OWNER INFORMATION

7. Type of Owner

- | | | |
|--|--|---|
| <input checked="" type="checkbox"/> Individual | <input type="checkbox"/> Corporation | <input type="checkbox"/> City/County/University |
| <input type="checkbox"/> Partnership | <input type="checkbox"/> Limited Liability Company | <input type="checkbox"/> Other _____ |
| <input type="checkbox"/> Limited Partnership | <input type="checkbox"/> Joint Venture | |
| <input type="checkbox"/> Limited Liability Partnership | <input type="checkbox"/> Trust | |

8. Entity/Applicant

9. If Applicant Is/Must Be Listed Below (attach L-O-C 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

PARADERO Jr.

First Name

WARLITO

MI

Title

Last Name

First Name

MI

Title

Last Name

First Name

MI

Title



CITY OF
KINGSVILLE

MEMORANDUM

DATE

Friday, February 11, 2015

TO

Mary Valenzuela, City Secretary

FROM

Engineering Department

SUBJECT

Alcohol License for 1406 N. 14th St.

Mrs. Valenzuela,

After performing the research and physical inspection you requested for the property at 1406 N. 14th St., we have concluded that the property in question does fall within the 1,000 ft boundary of a 1 church; 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.

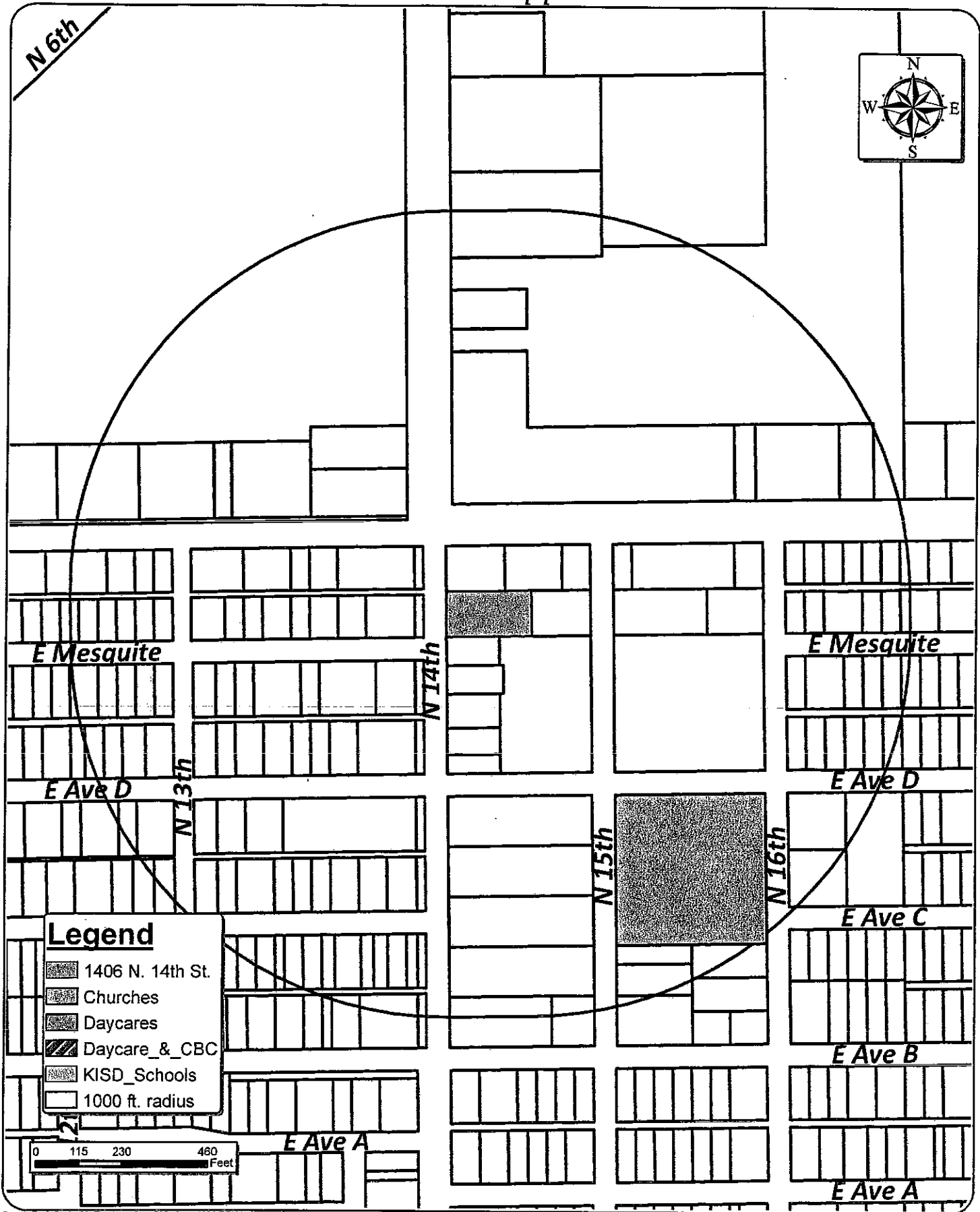
Thank you,

Engineering Department

Attachment 1 shows the property and the relative location of the 1 church; suspected to be close to the property. Centro de Milagros 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.

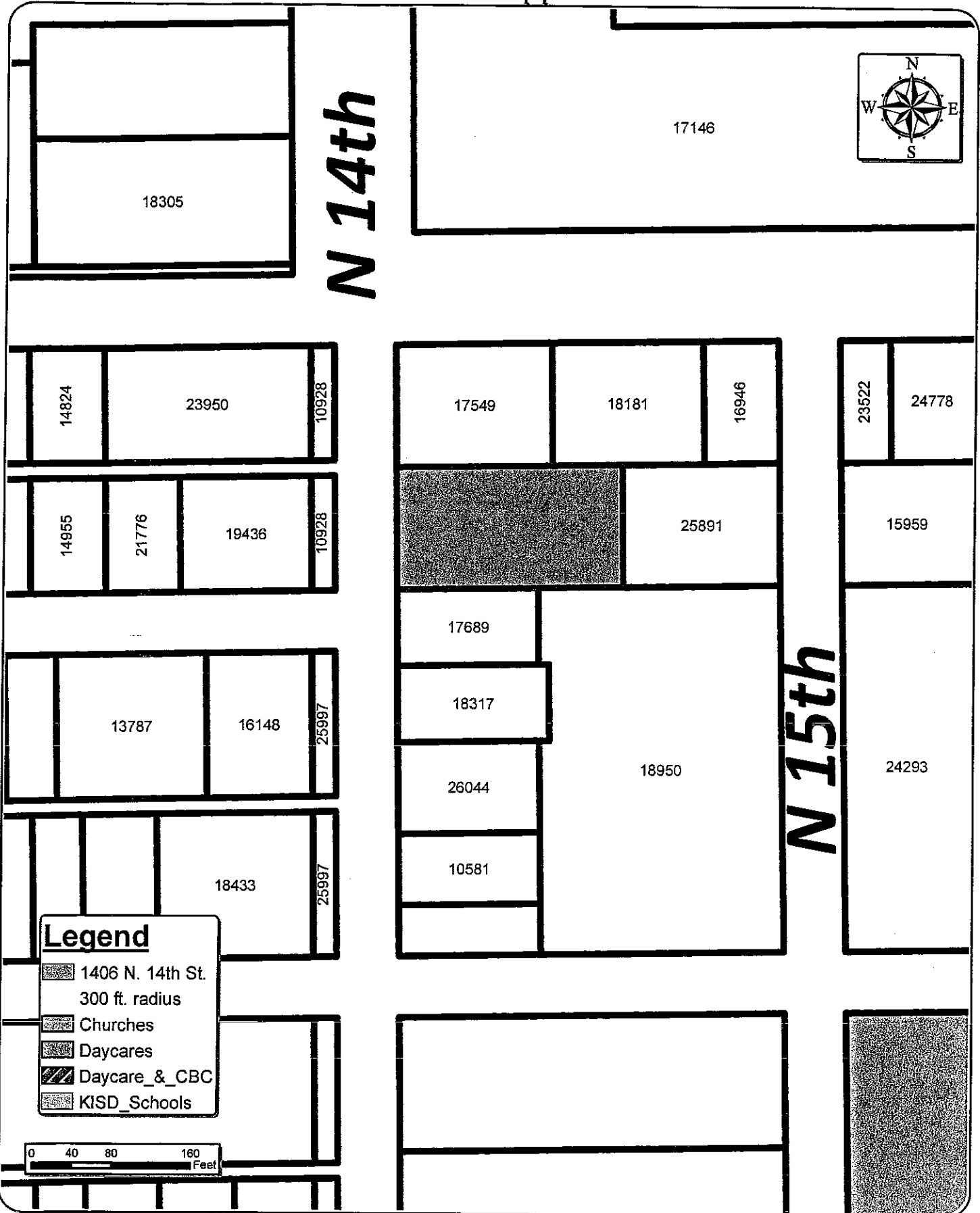
Alcohol Application



Document Path: N:\Engineering\GIS Techs\MAPS\MAP_DOCUMENTS\Alcohol_Permit.mxd

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 Kingsville, Texas 78363 Office: 361-595-8005 Fax: 361-595-8035</p>
	Last Update: 2/11/2015		
	Note: Please see attached documents.		

Alcohol Application



Document Path: N:\Engineering\GIS Techs\MAPS\MAP_DOCUMENTS\Alcohol_Permit.mxd

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: 2/11/2015		
	Note: Please see attached documents.		

AGENDA ITEM #7



Purchasing/Technology Department

361-595-8025
361-595-8035 Fax

DATE: March 13, 2015
TO: City Commission through City Manager
FROM: David Mason, Purchasing/Technology Director
SUBJECT: RFP15-06 Executive Search Firm

SUMMARY

This item authorizes the selection of the Executive Search Firm for the City Manager Candidate Search.

BACKGROUND

We advertised in the Kingsville Record on February, 15 and February 22, 2015 as well as emailing the proposal to five potential respondents. We received two (2) responsive proposals by the due date and time of 1:30 pm March 4, 2015. One proposal was received late and was returned unopened as provided in the specifications.

RECOMMENDATION

The review committee is recommending Waters and Company, 14285 Midway Road, STE 340, Addison, TX 75254 as the preferred vendor. Once the vendor is selected, staff will negotiate a contract with them that will be brought back to the City Commission for approval at a future meeting.

FINANCIAL

We will be using account 001-5-103.0-314.00 Professional Services for funding.

AGENDA ITEM #8



Purchasing/Technology Department

361-595-8025
361-595-8035 Fax

DATE: March 4, 2015
TO: City Commission through City Manager
FROM: David Mason, Purchasing/Technology Director
SUBJECT: Bobcat Compact Track Loader for Landfill

SUMMARY

This item authorizes the award of purchase for a Bobcat Compact Track Loader with accessories for the Landfill.

BACKGROUND

The Landfill is in need of a Track Loader with a bucket, angle broom, mower and auger (post hole digger) for ground maintenance at the Landfill.

RECOMMENDATION

Using BuyBoard pricing under Contract # 424-13 we believe the T650 Compact Track Loader with accessories is the best value for the City of Kingsville. Under contract terms it will be delivered in no more than 90 days and will be ordered directly from Clarke Equipment Company dba Bobcat Company, PO Box 6000, West Fargo, ND 58078 with Valley Equipment of Corpus Christi, TX as the delivering dealer.

FINANCIAL IMPACT

The purchase will expend no more than \$63,842.41 from account 001-5-170.3-712.00 of which \$65,000.00 was budgeted in this line item for FY15.



Bobcat

Product Quotation

Quotation Number: CMS-27252

Date: 2015-03-06 12:36:19

Customer Name/Address:	Bobcat Dealer	ORDER TO BE PLACED WITH:
CITY OF KINGSVILLE Attn: DAVID MASON 1300 E. CORRAL KINGSVILLE, TX 78636	Mark Valley Equipment Sales 949 CANTWELL LANE CORPUS CHRISTI TX 78407-1701 Phone: (361) 884-3959 Fax: (361) 884-8450	Contract Holder/Manufacturer Bobcat Company PO Box 6000 West Fargo, ND 58078 Phone: 701-241-8719 Fax: 701-280-7860 Contact: Crystal Stram Crystal.stram@doosan.com

Description

T650 T4 Bobcat Compact Track Loader

74 HP Tier 4 Turbo Diesel Engine
Auxiliary Hydraulics: Variable Flow
Backup Alarm
Bob-Tach
Bobcat Interlock Control System (BICS)
Controls: Bobcat Standard
Cylinder Cushioning - Lift, Tilt
Engine/Hydraulic Systems Shutdown
Glow Plugs (Automatically Activated)
Horn
Instrumentation: Engine Temp and Fuel Gauges, Hourmeter, RPM and Warning Lights
Lift Arm Support
Warranty: 12 Months, Unlimited Hours

Part No

M0271

Qty

1

Price Ea.

\$40,854.10

Total

\$40,854.10

Lift Path: Vertical
Lights, Front & Rear
Operator Cab

- Includes: Adjustable Suspension Seat, Top & Rear Windows, Seat Bar, Seat Belt
- Roll Over Protective Structure (ROPS) meets SAE-J1040 & ISO 3471
- Falling Object Protective Structure (FOPS) meets SAE-J1043 & ISO 3449, Level I; (Level II is available through Bobcat Parts)

Parking Brake: Spring Applied, Pressure Released (SAPR)
Solid Mounted Carriage with 4 Rollers
Spark Arrestor Exhaust System
Tracks: Rubber, 12.6" wide

Factory Install A91 Option Package

Cab enclosure with Heat and AC
High Flow Hydraulics
Sound Reduction
Hydraulic Bucket Positioning
Power Bob-Tach
Two Speed Travel

M0271-P01-A91

1

\$6,719.30

\$6,719.30

Deluxe Instrument Panel
Keyless Start
Engine Block Heater
Attachment Control Kit
Cab Accessories Package
3-Point Seat Belt

Attachments	Selectable Joystick Controls (SJC)	M0271-R01-C04	1	\$1,925.00	\$1,925.00
	17.7" Rubber Track	M0271-R09-C02	1	\$1,015.00	\$1,015.00
	80" Low Profile Bucket	6731424	1	\$795.20	\$795.20
	--- Bolt-On Cutting Edge, 80"	6718008	1	\$243.33	\$243.33
	--- Bolt-On Corner Cutting Edge, 3/4"	6719407	1	\$56.67	\$56.67
	--- Spill Guard Kit	6725979	1	\$207.71	\$207.71
	84" Angle Broom	6905806	1	\$4,438.70	\$4,438.70
	15C Auger Drive Unit	6809442	1	\$1,073.10	\$1,073.10
	--- Auger Mounting Frame	6812980	1	\$257.60	\$257.60
	--- Bumper Kit	7172609	1	\$180.75	\$180.75
	--- Standard Duty Bit, 6"	6666891	1	\$253.85	\$253.85
	--- Standard Duty Bit, 12"	6666893	1	\$334.79	\$334.79
	72" Brushcat (HF)	7233002	1	\$4,578.70	\$4,578.70
	--- Front Roller	7242261	1	\$508.21	\$508.21
	--- Motor Cover	7244897	2	\$200.20	\$400.40

Quote Total - US dollars

\$63,842.41

***Prices per the TX - Buyboard Contract# 424-13. Expires: 9-30-2015**

***Must be a Coop Member to purchase off contract**

***Terms Net 30 Days. Credit cards accepted.**

***FOB Destination within the 48 Contiguous States.**

***Delivery: 90 days from ARO.**

***State Sales Taxes apply.**

***ORDERS TO BE PLACED WITH: Clark Equipment Company dba Bobcat Company, PO Box 6000, West Fargo, ND 58078**

Prices & Specifications are subject to change. Please call before placing an order. Applies to factory ordered units only.

AGENDA ITEM #9



Purchasing/Technology Department

DATE: March 12, 2015

TO: City Commission through City Manager

FROM: David Mason, Purchasing/Technology Director

SUBJECT: Bid 15-05 Centrifuge Dewatering System

SUMMARY

This authorizes the contract for purchase of a sludge dewatering system for the wastewater department.

BACKGROUND

We advertised for sealed bids on February 7, 2015 and February 14, 2015 and proposals were accepted until 1:30 pm on February 25, 2015. A total of four (4) responsive bids were submitted.

Global Wet, LLC	Grace Water Services, LLC	Municipal Industrial Automation, Inc.	JCS Industries
\$547,000	\$587,000	\$665,000	\$795,000

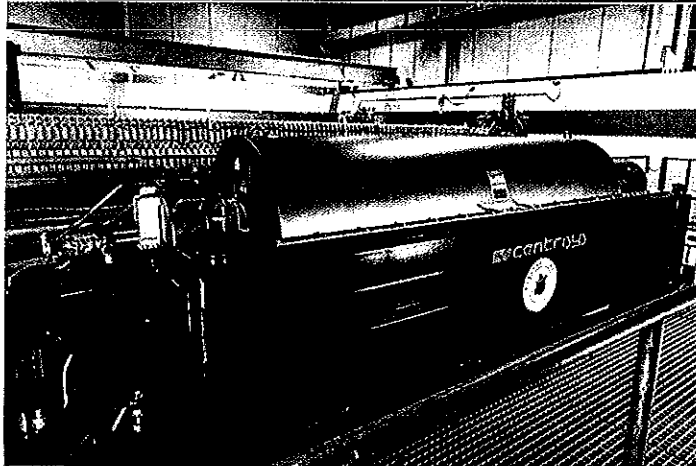
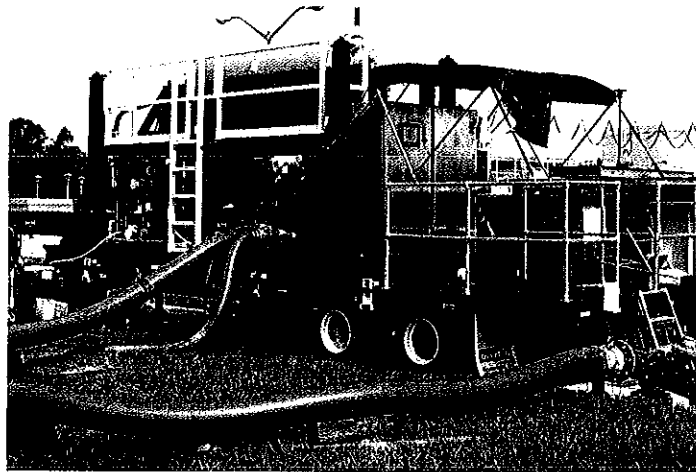
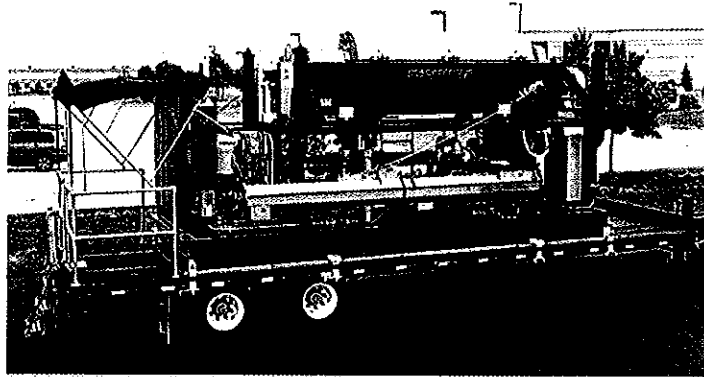
RECOMMENDATION

It is recommended the contract be awarded to Global Wet, LLC, 10900 Research Blvd STE 160C-65, Austin, TX 78759.

FINANCIAL IMPACT

This action will expend \$547,000 from 054-5-700.1-712.00 Capital Projects Utility Fund of which \$547,000 was budgeted.

Trailer Mounted Dewatering Systems



(Representative Pictures Only)

CITY OF KINGSVILLE

P. O. BOX 1458 – KINGSVILLE, TEXAS 78364



Wastewater Department

DATE: March 18, 2015
TO: City Commission and City Manager
FROM: Frank Garcia, Wastewater Supervisor
SUBJECT: Bid 15-05 Centrifuge Dewatering System

SUMMARY

This unit my department is requesting is a Centrifuge sludge dewatering system that will bring many advantages to the city. This unit will be able to operate at both facilities due to it being trailer mounted which gives it mobility. It also will reduce the amount of injury reports I receive from employees that give on having back problems due to the current way we have to shovel the sludge from sand drying beds after we waste. Having this unit will also be time efficient due to the fact that as soon as the sludge has been dewatered we are able to have the dry sludge hauled off to the city's landfill within hours of operation. At this time it takes 4 to 6 weeks to be dried and picked up and sent off to the landfill, which during the cold and wet winters it takes even longer. Time is important in wasting at the treatment facility due to the increasing amounts of (TSS) Total Suspended Solids, (NH3) Ammonia Nitrogen which cause the limits set by (TCEQ) Texas Commission on Environmental Quality, to break permit. This unit will eliminate this problem due to the fact that it produces dried sludge within minutes any time of the year.

RECOMMENDATION:

I am recommending the contract to be awarded to Global WET, LLC, from Austin, Texas for the amount of \$547,000.

FINANCIAL IMPACT:

This action will expend \$547,000 from Fund 054-5-700.1-712.00 Capital Projects Utility Fund of which \$550,000 was budgeted.

AGENDA ITEM #10

RESOLUTION #2015-_____

A RESOLUTION OF THE CITY OF KINGSVILLE, TEXAS TO URGE THE 84TH TEXAS LEGISLATURE TO RECOMMEND THE CREATION OF A UNIFIED PROCUREMENT CODE (UPC) FOR TEXAS.

WHEREAS, the City of Kingsville is subject to the Texas Local Government Code, the Government Code, and other state statutes for its purchasing/procurement needs, and

WHEREAS, there are at least eleven distinct statutes that govern public purchasing in Texas, and

WHEREAS, the number of statutes under which Texas purchasing is conducted creates confusion for both the legislature, the public, and the businesses that strive to provide goods and services to governmental entities in the State, and

WHEREAS, the Texas Public Purchasing Association, TxPPA, and its nearly 500 members from 300 public entities across the State have been working on creating a structure for a unified code since 2008, and

WHEREAS, a single unified code, like that which exists in 16 other states would do much to create greater efficiencies and transparency in public purchasing;

NOW, THEREFORE BE IT RESOLVED THAT:

Section 1: The City Commission of the City of Kingsville, Texas supports the creation of a Unified Procurement Code in Texas.

Section 2: The City Commission of the City of Kingsville, Texas requests the 84th Texas Legislature to investigate the feasibility of creating a Unified Procurement Code for the State of Texas through all means at its disposal.

Section 3: This resolution shall be in effect as of the date of its approval.

PASSED AND APPROVED by the City of Kingsville City Commission on this the

23rd day of March 2015.

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney

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



Purchasing/Technology Department

361-595-8025
361-595-8035 Fax

DATE: March 15, 2015
TO: City Commission through City Manager
FROM: David Mason, Purchasing/Technology Director
SUBJECT: Resolution Supporting TxPPA Unified Procurement Code

SUMMARY

This item requests support through resolution for the Texas Public Purchasing Association's goal of establishing a Unified Procurement Code (UPC) for Texas.

BACKGROUND

Texas Public Purchasing Association (TxPPA) is attempting to modernize, through update and consolidation, purchasing regulations in the State of Texas. Currently, Texas purchasing regulations are strewn in at least eleven (11) locations throughout the Government Code, Local Government Code, and individual State Agencies governing particular activities. TxPPA is attempting to create a single set of purchasing rules to help Texas businesses chart a course through the quagmire of regulations for different local governments and quasi-governmental agencies such as Cities, Counties, School Districts, Colleges, MUDs, and ESDs, all of which operate under differing rules and regulations.

RECOMMENDATION

In order to support business in Texas and their efforts to supply local and state governmental agencies with goods and services, we highly recommend this Resolution of Support for the TXppa's effort to create and implement a Unified Procurement Code.

FINANCIAL

There are no financial requirement for the support of this resolution.



TEXAS PUBLIC PURCHASING ASSOCIATION

PO Box 393, Richmond, TX 77406 ★ (281) 610-8914 ★

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2015

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txppa.org

March 6, 2015

Dear Public Purchasing Professional,

The Texas Public Purchasing Association is a statewide multi-agency organization for public purchasing professionals in Texas. TxPPA members represent cities, counties, schools, colleges, universities, special districts, and state agencies in Texas with over 500 members representing over 300 agencies in Texas. Our primary goal is the continuing education of our members, their agencies, our legislators, contractors and citizens.

I am writing you to propose a way of increasing the transparency of public procurement in Texas. A Texas Unified Procurement Code would provide standard procurement rules across all State entities, and would make us truly "Open for Business". There are at least 16 other States that have preceded Texas in establishing a Unified Procurement Code.

The attached white paper explains TxPPA's efforts to date to create a UPC for Texas. We need to document support for this initiative with agencies of all types across the State. TxPPA is requesting you to approach your governing body and pass a resolution supporting this effort. A sample resolution is attached to this email.

I hope you will agree there are many reasons to support a Texas Unified Procurement Code and that you can persuade your entity to join us in this effort. TxPPA is ready to provide any additional information that may be needed to clarify the issue for your entity. Please contact me if you have any questions.

Respectfully,

David Setzer, CPSM, C.P.M., CWE
President
Texas Public Purchasing Association
(817) 695-9187

www.txppa.org



Texas Unified Procurement Code (Texas UPC)

An Informational Paper by the Texas Public Purchasing Association (TxPPA)

TxPPA is an independent multi-agency organization for Public Purchasing Professionals across the great State of Texas. TxPPA began in 2008 with the merging of two established organizations, the Texas County Purchasing Association (TCPA), an organization of county purchasers, and the Texas Purchasing Management Association (TPMA), an organization of city purchasers. TxPPA's nearly 500 members represent 300 Texas cities, counties, schools, community colleges, universities, special districts, and state agencies.

Purchasing statutes in Texas have evolved over time, with changes in nearly every legislative session in recent history. The fractured structure of the existing system causes much inefficiency, as well as transparency issues for those wishing to do business with the different types of Governmental Agencies. For example, here are some of the statutes that govern procurement in Texas:

- *Government Code, Title 10, Subtitle D, State Purchasing and General Services*
- *Education Code, Chapter 44, Subchapter B, Purchases; Contracts*
- *Local Government Code, Chapter 252, Purchasing and Contracting Authority of Municipalities*
- *Local Government Code, Chapter 262, Purchasing and Contracting Authority of Counties*
- *Local Government Code, Chapter 271, Purchasing and Contracting Authority of Municipalities, Counties, and Certain Other Local Governments*
- *Government Code, Chapter 2254, Professional Services Procurement Act*
- *Government Code, Chapter 2253, Bonding (requirements for certain public works contracts)*
- *Government Code, Chapter 2267, Contracting and Delivery Procedures for Construction (HB 628)*
- *Government Code, Chapter 2269, Contracting and Delivery Procedures for Design Build (HB 1050)*
- *Financial Management of Grants and Contracts (FMGC) – Texas Workforce Commission*
- *Water Code, Title 4, Chapter 49-Water Districts*

The impact to businesses that want to participate in governmental procurement in Texas is that they face a daunting task if they try to do business across multiple State entities. Strategies that work in counties don't work in cities, higher education or special districts. Likewise, strategies that work in secondary schools don't work with hospital districts or State entities like TxDOT. Also, procurement officials across all public entities must re-learn the system as they move professionally between agencies. This is also true for personnel in the State Auditor's Office as they must retool their skills as they move between agencies in auditing individual procurement organizations. This system also is difficult to modify, with unintended consequences due to the many places that are required to be researched during proposed changes.

Moving to a single, Unified Procurement Code would remove many of these barriers and simplify the process, *particularly for businesses seeking to do business with multiple State procurement entities*. This will lead to greater transparency in procurement across the State.

In 1979, the American Bar Association issued a *Model Procurement Code* document that set a base standard for procurement excellence. To date, the following have modified the base code in a single procurement document for their State:

- 1979 Arkansas, Kentucky
- 1980 Louisiana, Utah
- 1981 Maryland, South Carolina
- 1982 Colorado, Indiana
- 1983 Montana, Virginia, Guam
- 1984 New Mexico
- 1985 Arizona
- 1988 Alaska
- 1989 Rhode Island
- 1994 Hawaii
- 1998 Pennsylvania

In 1996, an effort was undertaken to create a UPC for Texas, with discussion at the legislative level, but there was not enough common interest to establish a single code. Since 1996, the various sections of Government Code that affect procurement have continued to become more complex and less transparent, with additional sections and bracket language for specific entities and procurement areas.

Immediately after TxPPA was founded in 2008, an initiative to create a UPC was started. The effort began by examining the existing statutes that have been adopted by other States. The New Mexico Statute was selected as a base code to build on. At each of its' quarterly meetings since 2008, TxPPA members have worked through the New Mexico Statute to determine what should be deleted, kept or modified for application in Texas. This work was completed in 2013 and TxPPA now has a draft "skeleton" document upon which to build a UPC that will combine all the existing statutes into one Unified Procurement Code for Texas.

TxPPA is requesting its' member entities pass a resolution of their governing body that demonstrates support of a unified code and requests the Texas Legislature to create an Interim Study Committee to examine the feasibility of a unified code based on the extensive work created by TxPPA. A sample resolution is attached. This effort will lead to a simpler, more transparent set of procurement rules for Texas that will benefit all participants in the system.

David K. Setzer, CSPM, C.P.M., CWE
President, Texas Public Purchasing Association
March 6th, 2015

**RESOLUTION TO RECOMMEND THE CREATION OF A UNIFIED PROCUREMENT CODE
FOR TEXAS**

WHEREAS, the (insert entity name) is subject to (insert appropriate government code section) for its purchasing, and

WHEREAS, there are at least eleven distinct statutes that govern public purchasing in Texas, and

WHEREAS, the number of statutes under which Texas purchasing is conducted creates confusion for both the legislature, the public and the businesses that strive to provide goods and services to governmental entities, and

WHEREAS, the Texas Public Purchasing Association, TxPPA, and its 500+ members from public entities across the State has been working on creating a structure for a unified code since 2008, and

WHEREAS, a single unified code, like that which exists in 16 other states would do much to create greater transparency in public purchasing;

NOW, THEREFORE, BE IT HEREBY RESOLVED THAT:

Section 1: The (insert entity name) supports the creation of a Unified Procurement Code.

Section 2: The (insert entity name) requests the Texas Legislature to investigate the feasibility of creating a Unified Procurement Code for the State of Texas through all means at its disposal, beginning with an Interim Study Committee.

Section 3: This resolution shall be in effect as of (insert appropriate date and entity citations).

(This proposed resolution may be edited as needed for the individual entity)

AGENDA ITEM #11

Memorandum



TO: Courtney Alvarez, Interim City Manager
Cc: Mayor and City Commissioners
FROM: Emilio H. Garcia, City-County Health Director
SUBJECT: Canine Parvovirus Vaccine Donations
DATE: 3/12/2015

In our effort to maintain an expectable level of health for our unwanted, strays, and abandoned animals at the City-County Health Department/Animal Control Center it has become imperative that we administrator the best vet care as possible for our sheltered furry friends. At times this is hard due to budgetary constraints and the high costs of veterinary care. The City-County Health Department has been contacted by a group of individuals that share our concerns and would like to help us improve the health of our sheltered animals.

The group is willing to donate some medical supplies, specifically canine parvovirus vaccinations and syringes, to the Animal Control Center. The canine parvovirus vaccinations will be administrated by staff that will follow certain protocols developed by the Health Department. There is no training or licensing requirements to administer the vaccinations. The vaccinations are come premeasured, so staff would not over-vaccinate an animal. Staff has a small refrigerator to store the vaccines and a sharps box for disposal of the used syringes. If the donation is accepted by the City, this would help continue our efforts to improve the vet care provided to our sheltered animals.

Thank you,

AGENDA ITEM #12



Parks & Recreation - Golf Division

DATE: March 12, 2015
TO: Mayor & City Commissioners
THROUGH: Courtney Alvarez, Interim City Manager
FROM: William Donnell, Interim Golf Manager
SUBJECT: Kingsville Golf Association- tournament fee waiver request

The Kingsville Golf Association was formed to raise money with the intention of making donations for needed improvements to the golf course as funding is available. Donations will be presented to City Commission for acceptance at future Commission meetings.

The Kingsville Golf Association plans to hold one golf tournament each month as a fundraiser for golf course improvements and is requesting the \$100 tournament administration fee be waived for each tournament fund raiser they have this year.

AGENDA ITEM #13

Corral Park Improvement Project

Proposed Project Funds

Walmart Grant – must include work on Trail	2,500.00
TAMSNPhA	1,000.00
College of Pharmacy – must use for Health Fair	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
* Doggie Cleanup Station	225.00
* Exercise Equipment	
Pommel Horse	\$881.00
Two Sided Rotator	691.00
Sit Up Board Double	771.00
Push Up Stand x 2@ 272	544.00
Balance Beam	599.00
Horizontal Ladder	1,290.00
Dual Exercise Bars	696.00
Signage	1,344.00
Shipping	923.00
Total Exercise Equipment total	7,739.00
* Concrete for installation of exercise equip and Signage.	200.00
* Picnic Tables X 3 Park Place 3 bbq grills	3,363.00
* Benches Global Ind. X 2 incl ship	729.22
* 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 & 2/4 200.00	\$605.00
* Water line materials Charlie?	
* Round up for Trail - Initial Application plus 2 quarterly	\$500.00
* Signage 1 alumacore double sided 4x8' sign for park	\$519.33
1 sign with PATH Project info	250.00
* Landscaping with sign	500.00
* Water Fountain metal pedestal –Park Catalog \$1625.00 plus 166.85 shipping	1791.85
* Contingency	577.60
Total Project Budget for Expenditures	\$18,000.00






Corral Park PATH Improvement Project

Pictures of Project Elements

DOGGIE CLEANUP STATION



(click to enlarge images)



The Sentry® Dog Waste Station

Single pull bag system pictured
List Price: \$299
Sale Price: \$198
You Save \$101 (34%)
FREE GROUND SHIPPING (in continental US)
1 business day lead time
Some assembly required

- * Live Sales Support
- * Buy Now - Save Big!
- * Ask Our Experts
- * Best Prices Anywhere

Contact Us
877.857.2915



Additional Info
Dimensions: 77"H x 12"W

Product Info

Shipping Info

Warranty & Care

Our The Sentry® Dog Waste Station is ideal for parks, tracks, or any public area. The Sentry comes with your choice of single pull, rolling, or tie bag dispensers as well as a 10 gallon receptacle.



Corral Park Path Project

Trail

Pommel Horse

[CLICK HERE for Complete Price List](#)
[CLICK HERE for Installation Drawing \(pdf\)](#)

\$881

[CLICK HERE to Order](#)



The **Pommel Horse** apparatus features three exercise positions with bars which allow assisted dips to be performed. Dips on the Parallel Bars are very difficult for most people, so this apparatus is designed to preserve the value of the important tricep and shoulder exercise for those who need less resistance.

The resistance is controlled by the vertical force provided by the legs. The feet are planted on the ground. The more the feet are underneath the body the more support can be provided.

Like the dips, push from a position with the elbows bent to a straight armed position. Focus on the extension of the triceps.

The bars can also be used for angled push-ups and for abdominal exercises where the legs and feet are lifted from the ground to form an "L" position.

More questions? Contact Us

[CLICK HERE for Installation Drawing \(pdf\)](#)

ShareThis

Two-Sided Rotator

[CLICK HERE for Complete Price List](#)
[CLICK HERE for Installation Drawing \(pdf\)](#)

\$691

[CLICK HERE to Order](#)



The **Two-Sided Rotator** features two positions combining the standing and sitting rotators. The twisting motion stretches the obliques and abdominal muscles and serves to align the spine and lower back. This exercise can be done with up to two people at a time, one in a seated position, one in a standing position.

More questions? Contact Us

[CLICK HERE for Installation Drawing \(pdf\)](#)

ShareThis

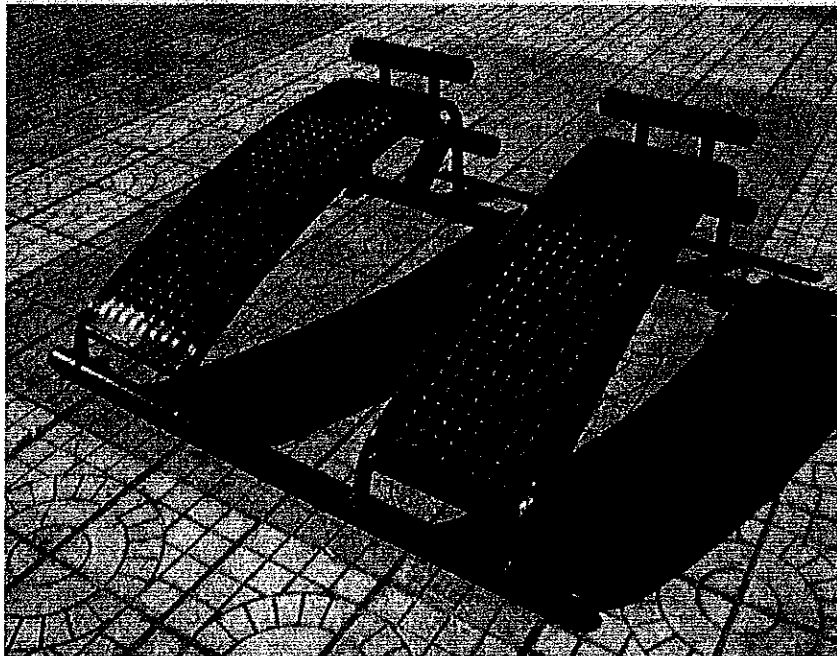
Sit-up Board

[CLICK HERE for Complete Price List](#)
[CLICK HERE for Installation Drawing](#)

Single Person Station **\$491**

Double Person Station **\$771**

[CLICK HERE to Order](#)



The **Sit-up Trainer** is a smaller, light-weight version of our Sit-up Board. It is very appropriate for school age children and young adults, but can be used by anyone seeking these specifications.

The exercises improve the strength of the abdominal muscles and the flexor group of muscles of the hip and upper thigh.

The **Sit-up Trainer** gives your entire core muscle group a work out. There are two distinct positions on the **Sit-up Trainer**, one with the feet down and the other with the feet up, held under the support bar.

** Please specify double or single person station when ordering.*

Back Extension

Balance Beam

Basketball System

Chest Press

Chest Press/Lat Pull

Climber

Dome Climber

Dual Exercise Bars

Elliptical Machine

Exercise Bike

Floating Balance

Fun Rider

Hip Twister

Horizontal Bars

Horizontal Ladder

Integrated Fitness

Lat Pull Down

Leg Press

Leg Press Trainer

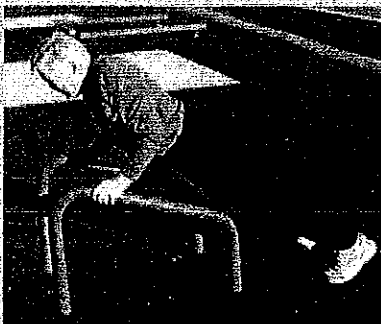
M Shaped Climber

Push Up Stand

[CLICK HERE for Complete Price List](#)
[CLICK HERE for Installation Drawing \(pdf\)](#)

\$272

[CLICK HERE to Order](#)



The push-up is one of the best developers of shoulder strength. The **Push Up Stand** allows for the correct position and a full range of motion while avoiding contact with the ground.

Built with heavy duty steel, the **Push Up Stand** is a great piece of equipment to add to your Outdoor Fitness area!

More questions? [Contact Us](#)

[CLICK HERE for Installation Drawing \(pdf\)](#)

[Facebook](#) [Twitter](#) [LinkedIn](#) [ShareThis](#)

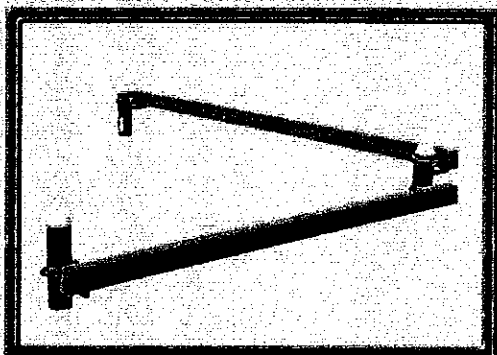


Balance Beam

[CLICK HERE for Complete Price List](#)
[CLICK HERE for Installation Drawing \(pdf\)](#)

\$599

[CLICK HERE to Order](#)



The Balance Beam is an enjoyable way of testing and improving balancing skills, an important aspect of motor development. Many school-age kids will walk on straight lines whenever possible during free play. Balancing is pure fun. But adults too should practice and enjoy their balancing skills equally.

Practice walking along the beam flawlessly, without the need to check balance, without a pause, completing the walk quickly. Perform this several times until you are secure and confident.

Stand in place on the right foot and balance the body with the arms stretched out, repeating this also with the left foot. Walking across the balance beam backwards will add additional challenges. Invent other balancing skills commensurate with your abilities.

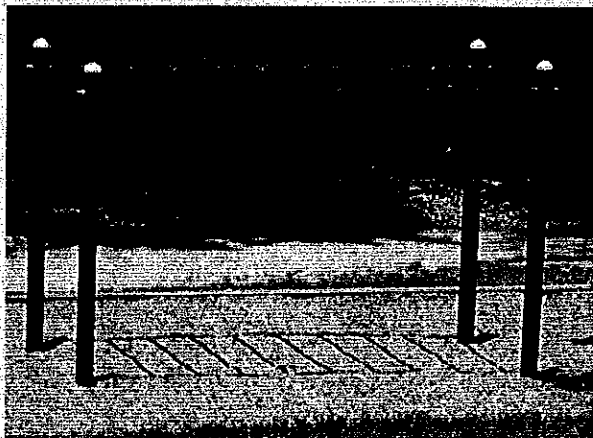
[More questions? Contact Us](#)

Horizontal Ladder

[CLICK HERE for Complete Price List](#)
[CLICK HERE for Installation Drawing \(pdf\)](#)

\$1290

[CLICK HERE to Order](#)



The Horizontal Ladder is a great fitness station for almost any age group! It is used by a wide range of fitness enthusiasts - from schools to military and many, many others. Its size and heavy-duty strength make it appropriate for both youth and adult use.

The height is adjustable upon installation all the way up to 7' 6 1/2" (2.3m). The long-width crossbars and wide breadth (5' 1/4" / 1.53m) of this station also makes this item wonderful for a broad variety of users.

The popular term "Monkey Bars", well describes this apparatus. It helps build the kind of agility and upper body strength exhibited by our primate friend. Monkeys and humans share a well developed grip and the teres major and latissimus dorsi muscles - all involved in hanging, swinging and pulling skills.

Try swinging down the length of the bars, reaching

Dual Exercise Bars

\$696

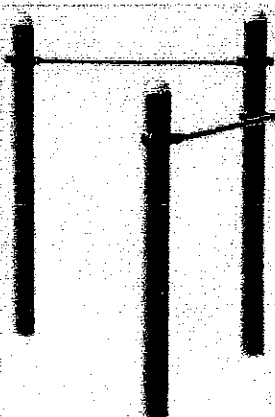


The **Dual Exercise Bars** are a smaller version of the 5-place Strength and Stretch Bar system. The **Dual Exercise Bars** provide two adjustable bars for various pulling, pushing and stretching exercises. The bars may be installed in a variety of ways to customize your equipment for both adults and youth alike!

Install the bar low for an assisted push-up exercise. This is an effective overall upper-body activity which strengthens not only your chest, but your triceps, deltoids, biceps, back and abdominals as well. These are the same benefits achieved with regular push-up, the bars help lower the resistance and allow additional repetitions without excessive strain. Install the bar higher for assisted pull-ups.

Assisted pull-ups exercise the same muscle groups required of chin-ups. Position yourself under the bar with the feet planted on the ground. Pull with the rowing action until the chin is above the bar. The resistance is controlled by the position of the feet and the chosen height of the bar.

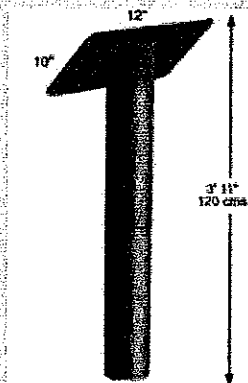
Additionally, all of the many stretches and exercises that can be done on a ballet bar can be practiced on the **Dual Exercise Bars**. These can include many leg strengthening exercises including alternating leg swings, lunges, and deep knee bends. Use the bars to stretch hamstrings, quadriceps, calves, as well as shoulders, arms and chest.



Station Signs and Sign Boards

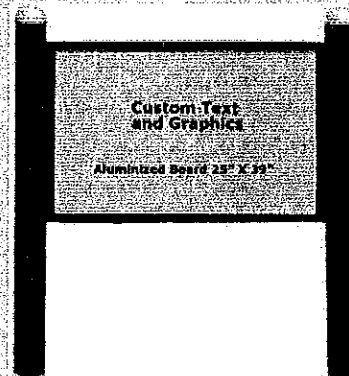
[CLICK HERE](#) for Complete Price List

[CLICK HERE](#) for Installation Drawing (pdf)



***All pieces of Outdoor-Fitness Equipment come ready with instruction decals on the equipment free of charge. These will arrive seperately from your equipment via a postal carrier.**

***Should you need additional instructional awareness for your equipment, our Station Signs and**



OUTDOOR-FITNESS, Inc.

P.O. Box 1470
Monument, CO 80132

Quotation

Date	ORDER #
3/13/2015	412-2447

Name / Address

Susan Ivy
City of Kingsville Parks & Rec.
Kingsville, TX 78364

Ship To

Kingsville, TX 78364

CONTACT OUTDOOR-FITNESS, Inc.

e-mail: outdoor-fitness@outdoor-fitness.com
Toll Free (US Only): 877.517.2200
Phone: 719.488.3812
Fax: 866.778.5153
www.outdoor-fitness.com

P.O. / Check #

Payment Method:

Item Description	Qty	Cost Per Unit	Total
Dual Exercise Bars	1	696.00	696.00
Pommel Horse	1	881.00	881.00
Sit-Up Board, Double	1	771.00	771.00
Push-Up Stand	2	272.00	544.00
Two-Sided Rotator	1	691.00	691.00
Horizontal Ladder	1	1,290.00	1,290.00
Balance Beam	1	599.00	599.00
Station Signs	7	192.00	1,344.00
Subtotal - Equipment			6,816.00
Shipping		923.00	923.00
Sales Tax (0.0%)			USD 0.00

Total USD 7,739.00

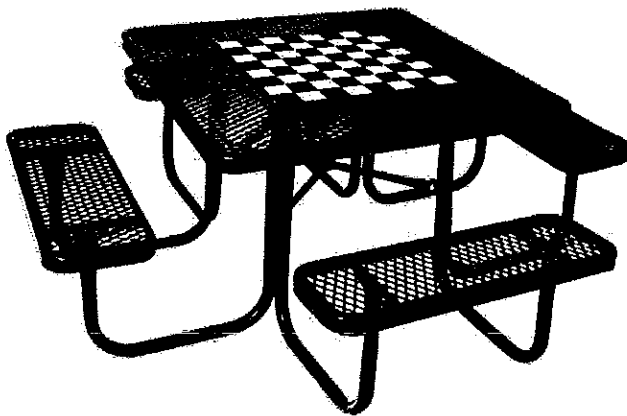
OUTDOOR-FITNESS, Inc.
P.O. Box 1470
Monument, CO 80132
www.outdoor-fitness.com

OUTDOOR FITNESS FOR EVERYONE

PICNIC TABLES W/GAMETOP & BBQ GRILLS ON CONCRETE PADS

46 Square Picnic Table with Game Top

46 Square Picnic Table with Game Top



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Economy Park Grill

Model #:: 1104-4

Categories: Bike Racks, Grills & Litter Receptacles, Site Amenities.



**Park Place Recreation
Designs, Inc.**

OFFICE
P.O. Box 18186
San Antonio, TX 78218

PHONE
800-626-0238
210-821-5878

FAX
210-832-0115

EMAIL
fun@miracleparkplace.com

WEB
www.miracleparkplace.com

www.miracleparkplace.com
BuyBoard®
Cooperative Purchasing
Approved Vendor-Proposal # 423-13
www.buyboard.com

Approved BuyBoard Vendor
Proposal #423-13 "Park Place
Recreation Designs"

Date: March 13, 2015
Quote #:
Customer:
City of Kingsville/Kleberg
Parks & Rec Dept

Salesman:
Contact:
Susan Ivy
(361) 595-8591

ITEM DESCRIPTION	QTY	UNIT PRICE	TOTAL PRICE
Rotating Pedestal Grill w/2 $\frac{3}{8}$ " OD Post (280 sq inches of cooking area)	3	\$172.00	\$ 516.00
Table Square, 46" Perforated (Game Top)	3	\$870.00	\$ 2,610.00
Freight (via commercial freight)			\$ 397.00
Discount (if applicable - BuyBoard #423-13)			\$ (160.00)
OPTIONS			
Table w/Recycled tabletop planks 6 foot length Model# 238-CDR6 (with discount)		\$797.00	
Table w/wood planks 6 foot length Model# 238-U6 (with discount)		\$398.00	
ADA Table w/Recycled tabletop planks 8 foot length #238H-CDR8 (with discount)		\$964.00	
ADA Table w/wood planks 8 foot length Model# 238H-U8 (with discount)		\$435.00	
		Subtotal	\$ 3,363.00
	Tax	0.00%	\$ 0.00
Grand Total			\$ 3,363.00

- *Pricing is for materials/delivery. *Installation is not included unless priced above*
- *If not priced above and if required, the following items and associated costs/fees will be the responsibility of the customer: *Engineer Sealed Drawings – Local Building Permits – Payment/Performance Bonds – TDLR Registration/Review/Inspections*. Each item, along with its fee/cost, will be listed separately.
- *Prices are valid for 30 days after which they are subject to change. Any work not specifically mentioned in this proposal as being included shall be deemed excluded. The customer will be responsible for any taxes owed.
- *If a 30-day Notice of Insurance Cancellation is required, there will be an additional charge of \$75.



Please issue all purchase orders and payments to **Park Place Recreation Designs, Inc.**
I authorize the purchase of the above equipment and/or services:

PARK BENCHES



1.888.978.7759

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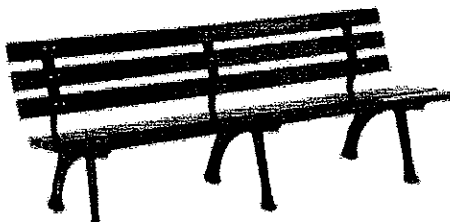
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Home

Outdoor & Grounds Maintenance

Benches & Picnic Tables

Benches - Plastic/Recycled Plastic



prev See all 198 items in product family next

6'L Park Bench With Backrest - Green

Item #: WC240126

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Sold By: globalindustrial.com

Usually ships same day.

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Qty Price

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SIGNAGE

Call Us Toll Free 1-800-330-9622

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Item added to Cart! View Your Cart »

4ft x 8ft AlumaCore - Qty 1
Colors: 2 Colors
Sides: Double-sided
\$391.30 each

Cart Total	\$460.35
Estimated Shipping	\$128.03
Promo	(\$89.05)
Total Before Tax	\$519.33
Enter Promo:	<input type="text"/> <input type="button" value="Apply"/>

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Your order is safe, secure, and encrypted.
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AND FACILITIES
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Round Metal Pedestal Drinking Fountain



Item #: 513-1007

\$1625.00/ EA

Qty:

1

[Click to Select Option](#)

[Click to Sanifrost](#)

AGENDA ITEM #14

To: Courtney Alvarez, Interim City Manager

From: Tom Ginter, Director of Planning and Development Service

Date: February 27, 2015

Subject: Re- Allocation of 6th Street Tree Project dollars

When I came on board, I was informed that I was responsible for a tree planting project that would be along 6th Street from the south end to the north end. The City was going to purchase and have planted approximately 179 trees. The budget for this project was \$88,500.00 dollars. We sent out a Request for Proposal to vendors who we believed would be interested in the project. No proposals were received. We then looked at purchasing the trees ourselves and having the inmates plant the trees. Since then I have determined that the money could be spent on other beautification projects that would have more of an impact on the community. Consequently, I mentioned to you the possibility that I would have no issue if you and the City Commission wanted to reallocate the funds for other projects. There was the general belief that we do have projects that could be funded and were worthwhile to complete this fiscal year. Directors along with you have been meeting on this issue and these are the projects and associated costs:

1. **Corral Park Improvements:** Students from TAMUK want to make improvements to Corral Park. While I have been working with TAMUK professor Dr. Brent Hedquist on planting trees, Susan Ivy has been working with pharmacy students on making some other improvements. As you know they need funding to do some more improvements there. In a document that they put together they are requesting \$6,200 from the City of Kingsville. I believe that the City could add to that if desired.
2. **JK Northway/Parks Improvements:** The Director is in need of \$15,000.00 for air conditioning improvements, ball field light improvements, and a bucket for their tractor.

Summary: \$88,500 funds budgeted for the 6th Street Tree Planting project

- | | |
|----------------|----------|
| 1. Corral Park | \$10,000 |
| 2. JK Northway | \$15,800 |

Total Reallocation \$25,800.00

Remaining balance \$62,700.00

I think these two projects are especially important since we have a partner to work with concerning improvements to Corral Park. I also believe that we need to maintain the JK Northway facility and ball fields so the rental of the building and use of these facilities can continue at a positive rate. If you have any other questions, please feel free to ask.

Parks & Recreation

Summary of Repair items of concern

Description of work	Estimated or Quoted Cost
1. Labor and Purchase of coils for AC on Southwest side of JK Northway	\$4,995.00
2. Repair Lights or replace bulbs on All baseball/softball fields This has to be estimated until we rent a lift And see if the issues are simply bulbs or fixture repairs needed Lift Delivery 150 each way plus \$200/day.	\$5,000 est. needs to be done asap ****
3. Purchase & Installation of Bucket & Forks for Tractor on park Inventory.	\$5203.88
4. Electrical Work at Brookshire Pool not included in roofing bid Not yet priced. Will have for Monday.	
5. Paint and supplies to bring up Brookshire Pool after being off Since beginning of year. Painting the pool in the past has cost around \$3500.00 for paint along. I am going to include this in the request to Brookshire Foundation.	
6. We need to look at spending some of the funds I may have in my budget on Ant Treatment, grass seed and weed/feed on baseball/softball and soccer fields. Most definitely Ant Treatment.	

**** Can probably pay from Park Equipment Repair Budget funds.



ALL PURCHASE ORDERS MUST BE MADE OUT TO (VENDOR):

Deere & Company
2000 John Deere Run
Cary, NC 27513
FED ID: 36-2382580;
DUNS#: 60-7690989

ALL PURCHASE ORDERS MUST BE SENT TO DELIVERING DEALER:

Robstown Hardware Company
Us Hwy 77 Bypass South
Robstown, TX 78380
361-387-2564
RHCADMIN@ROBSTOWNHARDWARE.COM

Quote Summary**Prepared For:**

City Of Kingsville
Po Box 1458
Kingsville, TX 78364
Business: 361-595-8084
APEREZ@CITYOFKINGSVILLE.COM

Delivering Dealer:

Robstown Hardware Company
Burt Zimmerman
Us Hwy 77 Bypass South
Robstown, TX 78380
Phone: 361-387-2564
bzimmerman@king-ranch.com

Quote ID: 10482879
Created On: 23 October 2014
Last Modified On: 23 January 2015
Expiration Date: 31 January 2015

Equipment Summary

	Selling Price	Qty	Extended
JOHN DEERE 512 Standard Loader - 1P00512XCEX026880 Contract: TASB_447-14 Price Effective Date: April 11, 2014	\$ 4,293.48 X	1 =	\$ 4,293.48
Frontier AP12F Fixed Pallet Fork for Current 200/300/400/500 Series Carrier Contract: TASB_447-14 Price Effective Date: November 4, 2013	\$ 910.40 X	1 =	\$ 910.40

Equipment Total	\$ 5,203.88
------------------------	--------------------

* Includes Fees and Non-contract items

Quote Summary

Equipment Total	\$ 5,203.88
Trade In	
SubTotal	\$ 5,203.88
Total	\$ 5,203.88
Down Payment	(0.00)
Rental Applied	(0.00)
Balance Due	\$ 5,203.88

Salesperson : X _____

Accepted By : X _____

Confidential

**JOHN DEERE**

Selling Equipment

Quote Id: 10482879 Customer Name: CITY OF KINGSVILLE

ALL PURCHASE ORDERS MUST BE MADE OUT TO (VENDOR):
 Deere & Company
 2000 John Deere Run
 Cary, NC 27513
 FED ID: 36-2382580;
 DUNS#: 60-7690989

ALL PURCHASE ORDERS MUST BE SENT TO DELIVERING DEALER:
 Robstown Hardware Company
 Us Hwy 77 Bypass South
 Robstown, TX 78380
 361-387-2564
 RHCADMIN@ROBSTOWNHARDWARE.COM

JOHN DEERE 512 Standard Loader - 1P00512XCEX026880

Hours: 0000

Stock Number:

Contract: TASB_447-14

Price Effective Date: April 11, 2014

Selling Price *

\$ 4,293.48

* Price per item - includes Fees and Non-contract items

Code	Description	Qty	List Price	Discount%	Discount Amount	Contract Price	Extended Contract Price
2362P	512 LOADER	1	\$ 4,603.00	26.00	\$ 1,196.78	\$ 3,406.22	\$ 3,406.22
Standard Options - Per Unit							
1005	SL VALVE & PARTS	1	\$ 619.00	26.00	\$ 160.94	\$ 458.06	\$ 458.06
2010	NO CONTENT	1	\$ 0.00	26.00	\$ 0.00	\$ 0.00	\$ 0.00
3095	LESS BALLAST BOX	1	\$ 0.00	26.00	\$ 0.00	\$ 0.00	\$ 0.00
8425	1850MM GP BUCKET	1	\$ 104.00	26.00	\$ 27.04	\$ 76.96	\$ 76.96
9014	HOOD GUARD	1	\$ 290.00	26.00	\$ 75.40	\$ 214.60	\$ 214.60
9036	BRUSH GUARD	1	\$ 121.00	26.00	\$ 31.46	\$ 89.54	\$ 89.54
9050	BUCKET LEVEL INDICATOR	1	\$ 65.00	26.00	\$ 16.90	\$ 48.10	\$ 48.10
Standard Options Total			\$ 1,199.00		\$ 311.74	\$ 887.26	\$ 887.26
Suggested Price							\$ 4,293.48
Total Selling Price			\$ 5,802.00		\$ 1,508.52	\$ 4,293.48	\$ 4,293.48

Frontier AP12F Fixed Pallet Fork for Current 200/300/400/500 Series Carrier

Equipment Notes:

Hours:

Stock Number:

Selling Price *

Contract: TASB_447-14

\$ 910.40

Price Effective Date: November 4, 2013

* Price per item - includes Fees and Non-contract items



JOHN DEERE

Selling Equipment

Quote Id: 10482879

Customer Name: CITY OF KINGSVILLE

ALL PURCHASE ORDERS MUST BE MADE OUT
TO (VENDOR):

Deere & Company
2000 John Deere Run
Cary, NC 27513
FED ID: 36-2382580;
DUNS#: 60-7690989

ALL PURCHASE ORDERS MUST BE SENT
TO DELIVERING DEALER:

Robstown Hardware Company
Us Hwy 77 Bypass South
Robstown, TX 78380
361-387-2564
RHCADMIN@ROBSTOWNHARDWARE.COM

Code	Description	Qty	List Price	Discount%	Discount Amount	Contract Price	Extended Contract Price
2153XF	AP12F Fixed Pallet Fork for Current 200/300/400/500 Series Carrier	1	\$ 1,098.00	20.00	\$ 219.60	\$ 878.40	\$ 878.40
Standard Options - Per Unit							
1010	48 In. Pallet Tine	1	\$ 40.00	20.00	\$ 8.00	\$ 32.00	\$ 32.00
Standard Options Total			\$ 40.00		\$ 8.00	\$ 32.00	\$ 32.00
Suggested Price							\$ 910.40
Total Selling Price			\$ 1,138.00		\$ 227.60	\$ 910.40	\$ 910.40



Address 4410 Dillon Lane # 46
Corpus Christi, TX, 78415
Phone 3612890944
Fax 8603535532
E-mail william.yaklin@carrier.utc.com

Contact Name Susan Ivy
Account Name KLEBERG COUNTY PARKS DEPT
Phone
Site Address 501 E ESCONDIDO RD
KINGSVILLE, TX, 783639999

Estimate Date 03/12/2015
Quote Number 00119468

Job Description Cond. Coil Replacement

Scope of Work

Replace leaking MCHX E-coated coil. Change Drier and charge unit with new R-410a refrigerant. add oil to system if needed.

Exclusions / Clarifications

This quote does not include the waste disposal and labor performed outside normal business hours unless otherwise noted. In addition, the quoted price does not include any sales, excise, or similar taxes, any that apply will be added at cost.

Total Quoted Price

Total Price for Scope of Work excluding applicable taxes: \$4,995.00

This proposal is valid for 30 days from the date of proposal. Carrier's terms and conditions will govern in lieu of any other terms and conditions contained in any resulting Purchase, Order, Contract, Agreement, etc. Carrier would like to thank you for the continuing opportunity to be of service.

Sincerely,

William Yaklin

Carrier Commercial Service

Title

Customer Acceptance (signature)

Date

Purchase Order

Regulated by The State Department of Licensing and Regulation, P.O. Box 12157, Austin, Texas 78711, 1-800-803-9202, 512-463-6599, www.license.state.tx.us, License # TACLA024872C

The attached Terms & Conditions file shall govern.

CARRIER CORPORATION

TERMS AND CONDITIONS OF SALE – EQUIPMENT AND/OR SERVICE

1. **PAYMENT AND TAXES** - Payment shall be made net 30 days from date of invoice. Carrier reserves the right to require cash payment or other alternative method of payment prior to shipment or completion of work if Carrier determines, in its sole discretion, that Customer or Customer's assignee's financial condition at any time does not justify continuance of the net 30 days payment term. In addition to the price, the Customer shall also pay Carrier any taxes or government charges arising from this Agreement.
2. **EXTRAS** - Equipment, parts or labor in addition to those specified in this Agreement will be provided upon receipt of Customer's written authorization and paid for as an extra and subject to the terms of this Agreement.
3. **RETURNS** - No items will be accepted for return without prior written authorization. Returned goods may be subject to a restocking charge. Special order and non-stock items cannot be returned.
4. **SHIPMENT** - All shipments shall be F.O.B. shipping point, freight prepaid and allowed to the job site. Shipment dates quoted are approximate. Carrier does not guarantee a particular date for shipment or delivery.
5. **PARTIAL SHIPMENT** - Carrier shall have the right to ship any portion of the equipment included in this Agreement and invoice Customer for such partial shipment.
6. **DELAYS** - In the event Carrier is delayed in manufacturing, shipping or delivery by causes beyond the control and without the fault or negligence of Carrier, including but not restricted to acts of God, acts of a public enemy, acts of government, acts of terrorism, fires, floods, epidemics, quarantine restrictions, freight embargoes, supplier delays, strikes, or labor difficulties, Carrier agrees to notify Customer in writing as soon as practicable of the causes of such delay and Carrier shall further be entitled to an extension of the time equivalent to the duration of any such delay and a reasonable time in which to recover from said delay to resume production.
7. **WARRANTY** - Carrier warrants that all equipment manufactured by Carrier Corporation and all Carrier equipment, parts or components supplied hereunder will be free from defects in material and workmanship. Carrier shall at its option repair or replace, F.O.B. point of sale, any equipment, part or component sold by Carrier and determined to be defective within one (1) year from the date of initial operation or eighteen (18) months from date of shipment, whichever is earlier. Carrier does not warrant products not manufactured by Carrier Corporation, but it does pass on to Customer any available manufacturer's warranty for those products. Carrier warrants that all service provided by Carrier hereunder shall be performed in a workmanlike manner. In the event any such service is determined to be defective within ninety (90) days of completion of that service, Carrier shall at its option re-perform or issue a credit for such service. Carrier's obligation to repair or replace any defective equipment, parts or components during the warranty period shall be Customer's exclusive remedy. Carrier shall not be responsible for labor charges for removal or reinstallation of defective equipment, parts or components, for charges for transportation, handling and shipping or refrigerant loss, or for repairs or replacement of such equipment, parts or components, required as a consequence of faulty installation, misapplication, vandalism, abuse, exposure to chemicals, improper servicing, unauthorized alteration or improper operation by persons other than Carrier.
THIS WARRANTY IS GIVEN IN LIEU OF ALL OTHER WARRANTIES, EXPRESS, IMPLIED OR STATUTORY INCLUDING THE IMPLIED WARRANTIES OF MERCHANTABILITY AND FITNESS FOR A PARTICULAR PURPOSE.
8. **WORKING HOURS** - All services performed under this Agreement including major repairs, are to be provided during Carrier's normal working hours unless otherwise agreed.
9. **ADDITIONAL SERVICE** - Services or parts requested by Customer in addition to those specified in this Agreement will be provided upon receipt of Customer's written authorization and invoiced at Carrier's prevailing labor rates and parts charges. Additional services or parts shall be supplied under the terms of this Agreement.
10. **CUSTOMER RESPONSIBILITIES (Service Contracts only)** - Customer shall:
 - Provide safe and reasonable equipment access and a safe work environment.
 - Permit access to Customer's site, and use of building services including but not limited to: water, elevators, receiving dock facilities, electrical service and local telephone service.
 - Keep areas adjacent to equipment free of extraneous material, move any stock, fixtures, walls or partitions that may be necessary to perform the specified service.
 - Promptly notify Carrier of any unusual operating conditions.
 - Upon agreement of a timely mutual schedule, allow Carrier to stop and start equipment necessary to perform service.
 - Provide adequate water treatment. Provide the daily routine equipment operation (if not part of this Agreement) including availability of routine equipment log readings.
 - Where Carrier's remote monitoring service is provided, provide and maintain a telephone line with long distance direct dial and answer capability.
 - Operate the equipment properly and in accordance with instructions.
 - Promptly address any issues that arise related to mold, fungi, mildew or bacteria.
 - Identify and label any asbestos containing material that may be present. The customer will provide, in writing, prior to the start of a job, a signed statement regarding the absence or presence of asbestos for any job where the building or the equipment to be serviced is older than 1981. Should this document state that no asbestos is present, the customer will also provide in writing the method used to determine the absence of asbestos.

11. **EXCLUSIONS** - Carrier is not responsible for items not normally subject to mechanical maintenance including but not limited to: duct work, casings, cabinets, fixtures, structural supports, grillage, water piping, steam piping, drain piping, cooling tower fill, boiler tubes, boiler refractory, disconnect switches and circuit breakers. Carrier is not responsible for repairs, replacements, alterations, additions, adjustments, repairs by others, unscheduled calls or emergency calls, any of which may be necessitated by negligent operation, abuse, misuse, prior improper maintenance, vandalism, obsolescence, building system design, damage due to freezing weather, chemical/electrochemical attack, corrosion, erosion, deterioration due to unusual wear and tear, any damage related to the presence of mold, fungi, mildew, or bacteria, damage caused by power reductions or failures or any other cause beyond Carrier's control. Carrier shall not be required to perform tests, install any items of equipment or make modifications that may be recommended or directed by insurance companies, government, state, municipal or other authority. However, in the event any such recommendations occur, Carrier, at its option, may submit a proposal for Customer's consideration in addition to this Agreement. Carrier shall not be required to repair or replace equipment that has not been properly maintained.

12. **EQUIPMENT CONDITION & RECOMMENDED SERVICE (Service Contracts only)** - Upon the initial scheduled operating and/or initial annual stop inspection, should Carrier determine the need for repairs or replacement, Carrier will provide Customer in writing an 'equipment condition' report including recommendations for corrections and the price for repairs in addition to this Agreement. In the event Carrier recommends certain services (that are not included herein or upon initial inspection) and if Customer does not elect to have such services properly performed in a timely fashion, Carrier shall not be responsible for any equipment or control failures, operability or any long-term damage that may result. Carrier at its option will either continue to maintain equipment and/or controls to the best of its ability, without any responsibility, or remove such equipment from this Agreement, adjusting the price accordingly.

13. **PROPRIETARY RIGHTS (Service Contracts only)** - During the term of this Agreement and in combination with certain services, Carrier may elect to install, attach to Customer equipment, or provide portable devices (hardware and/or software) that shall remain the personal proprietary property of Carrier. No devices installed, attached to real property or portable device(s) shall become a fixture of the Customer locations. Customer shall not acquire any interest, title or equity in any hardware, software, processes, and other intellectual or proprietary rights to devices that are used in connection with providing service on Customer equipment.

14. **LIMITATION OF LIABILITY** - Under no circumstances shall Carrier be liable for any incidental, special or consequential damages, including loss of revenue, loss of use of equipment or facilities, or economic damages based on strict liability or negligence. Carrier shall be liable for damage to property, other than equipment provided under this Agreement, and to persons, to the extent that Carrier's negligent acts or omissions directly contributed to such injury or property damage. Carrier's maximum liability for any reason (except for personal injuries) shall consist of the refunding of all moneys paid by Customer to Carrier under this Agreement.

15. **CANCELLATION** - Customer may cancel this Agreement only with Carrier's prior written consent, and upon payment of reasonable cancellation charges. Such charges shall take into account costs and expenses incurred, and purchases or contract commitments made by Carrier and all other losses due to the cancellation including a reasonable profit.

16. **CUSTOMER TERMINATION FOR CARRIER NON-PERFORMANCE** - Customer shall have the right to terminate this Agreement for Carrier's non-performance provided Carrier fails to cure such non-performance within 30 days after having been given prior written notice of the non-performance. Upon early termination or expiration of this Agreement, Carrier shall have free access to enter Customer locations to disconnect and remove any Carrier personal proprietary property or devices as well as remove any and all Carrier-owned parts, tools and personal property. Additionally, Customer agrees to pay Carrier for all incurred but unamortized service costs performed by Carrier including overheads and a reasonable profit.

17. **CARRIER TERMINATION** - Carrier reserves the right to discontinue its service any time payments have not been made as agreed or if alterations, additions or repairs are made to equipment during the term of this Agreement by others without prior agreement between Customer and Carrier.

18. **CLAIMS** - Any suits arising from the performance or nonperformance of this Agreement, whether based upon contract, negligence, and strict liability or otherwise, shall be brought within one (1) year from the date the claim arose.

19. **GOVERNMENT PROCUREMENTS** - The components, equipment and services provided by Carrier are "commercial items" as defined in Section 2.101 of the Federal Acquisition Regulations ("FAR"), and the prices of such components, equipment and services are based on Carrier's commercial pricing policies and practices (which do not consider any special requirements of U.S. Government cost principles, FAR Part 31, or any similar procurement regulations). As such, Carrier will not agree to provide or certify cost or pricing data, nor will Carrier agree to comply with the Cost Accounting Standards (CAS). In addition, no federal government procurement regulations, such as FARs or DFARs, shall apply to this Agreement except those regulations expressly accepted in writing by Carrier.

20. **HAZARDOUS MATERIALS** - Carrier is not responsible for the identification, detection, abatement, encapsulating or removal of asbestos, products or materials containing asbestos, similar hazardous substances, or mold, fungi, mildew, or bacteria. If Carrier encounters any asbestos or other hazardous material while performing this Agreement, Carrier may suspend its work and remove its employees from the project, until such material and any hazards associated with it are abated. The time for Carrier's performance shall be extended accordingly, and Carrier shall be compensated for the delay.

21. WASTE DISPOSAL - Customer is wholly responsible for the removal and proper disposal of waste oil, refrigerant and any other material generated during the term of this Agreement.

22. SUPERSEDITION, ASSIGNMENT and MODIFICATION - This Agreement contains the complete and exclusive statement of the agreement between the parties and supersedes all previous or contemporaneous, oral or written, statements. Customer may assign this Agreement only with Carrier's prior written consent. No modification to this Agreement shall be binding unless in writing and signed by both parties.

23. CUSTOMER CONSENT - Customer consents and agrees that Carrier may, from time to time, publicize Carrier related projects with Customer, including the value of such projects, in all forms and media for advertising, trade, and any other lawful purposes.

24. FOR WORK BEING PERFORMED IN CALIFORNIA - Contractors are required by law to be licensed and regulated by the Contractors' State License Board which has jurisdiction to investigate complaints against contractors if a complaint regarding a patent act or omission is filed within four years of the date of the alleged violation. A complaint regarding a latent act or omission pertaining to structural defects must be filed within 10 years of the date of the alleged violation. Any questions concerning a contractor may be referred to the Registrar, Contractors' State License Board, P.O. Box 26000, Sacramento, California 95826.

AGENDA ITEM #15



**CITY OF KINGSVILLE
CITY MANAGER'S OFFICE**

P.O. Box 1458, Kingsville Texas 78364 Phone: 361-595-8023 Fax: 361-595-8002

Date: March 19, 2015

To: City Commission Members

From: Courtney Alvarez, Interim City Manager

Re: Tourism Relocation

Item: Discuss new location for the Tourism Department's Kingsville Visitors Center building and related items.

Background: The Texas Department of Transportation is creating a new overpass along the US77 Bypass on the north side of town. The result of this overpass is restricted access to an existing local automobile dealership with a need for a backage road to connect Corral Avenue and Sage Road, which would also open this area up for future development. However, the proposed backage road would run through a large portion of the City's property where the Tourism Department is currently located. This has caused staff to explore the viability of moving the existing structure to a new location, buying a prefabricated structure, renting a portable structure, or building a new structure.

Location: The City owns a 2.124 acre tract of land at the southeast intersection of US77 Bypass and King Ave. (where the caboose is located). Staff had determined this is an optimal location for the Tourism Department, regardless of the structure in which they are housed.

Options: Staff is still working on finalizing numbers and timetables for the various options mentioned above; but, preliminarily, the option to move the existing structure and make some additions/improvements to it looks the most feasible. Regardless of the main structure, a request for a garage/storage building has been made to house the new Tourism van and seasonal items. A windstorm certified engineer will need to design the foundations and certify the buildings for insurance purposes. Staff has a rough design for a site layout, which is subject to change, to provide an idea of the possibilities at this location.

Fiscal Impact: None at this time. As items come up, they will be expended from the Tourism Department Budget for FY15 & for FY16.

Action: None at this time. Staff will move forward with finalizing numbers and timetables and bring back action items in the near future.