

City of Kingsville, Texas

AMENDED AGENDA CITY COMMISSION

**MONDAY, AUGUST 11, 2014
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 – July 28, 2014

APPROVED BY:



Vincent J. Capell
City Manager

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

1. Public hearing regarding condemnation proceeding for structures located at 1801-1803 N. 20th, Kingsville, Texas. (Director of Planning & Development Services).
2. Public hearing regarding condemnation proceeding for structures located at 303 W. General Cavazos, Kingsville, Texas. (Director of Planning & Development Services).

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

"At this time, the City Commission and Staff will report/update on all committee assignments which may include, but is not limited to the following: Planning & Zoning Commission, Zoning Board of Adjustments, Historical Board, Housing Authority Board, Library Board, Health Board, Tourism, Chamber of Commerce, Coastal Bend Council of Governments, Conner Museum, Keep Kingsville Beautiful, and Texas Municipal League. Staff reports include the following: Building & Development, Code Enforcement, Proposed Development Report; Accounting & Finance – Financial & Investment Information, Monthly Financial Reports; Police & Fire Department – Grant Update, Police & Fire Reports; Street Updates; Public Works- Building Maintenance, Construction Updates; Park Services - grant(s) update, miscellaneous park projects, Administration –Workshop Schedule, Interlocal Agreements, Public Information, Hotel Occupancy Report, Quiet Zone, Proclamations, Health Plan Update, Tax Increment Zone Presentation, Main Street Downtown, Chapter 59 project, Financial Advisor,. No formal action can be taken on these items at this time."

IV. Public Comment on Agenda Items ⁻³

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

V.

Consent Agenda

Notice to the Public

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being discussed separately unless requested by a Commission Member in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon.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

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

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

1. Motion to approve final passage of an ordinance amending the City of Kingsville Code of Ordinances, Chapter XV, Land Use, Article 6, Zoning, Section 4, Changes and Amendment, to include notice requirement from state statute. (Director of Planning & Development Services).
2. Motion to approve final passage of an ordinance amending the City of Kingsville Code of Ordinances, Chapter XV, Land Use, Article 8, Landscaping Policy, Exhibit "A" – Preferred Plant List, providing for addition of mesquite trees and correcting spelling errors. (Director of Planning & Development Services).
3. Motion to approve final passage of an ordinance amending the City of Kingsville Code of Ordinances by amending Section 9-7-2, providing for modifications to the noxious matter definition. (Director of Planning & Development Services).
4. Motion to approve final passage of an ordinance amending the City of Kingsville Code of Ordinances by amending Section 15-6-124, providing for the option to place pole signs or monument signs along U.S. Highway 77 Bypass. (Director of Planning & Development Services).
5. Motion to approve final passage of an ordinance amending the City of Kingsville Code of Ordinances, Chapter XV, Land Use, Article 6, Zoning, Air Installation Zoning Regulations, Section 41, Responsibility of Developers: Subdivisions, providing for a notice to Buyer/Lessee about AICUZ and CCLUA. (Director of Planning & Development Services).
6. Motion to approve certification of 2013 excess debt collections and the certification of 2014 anticipated collection rate, pursuant to Section 26.04(b) of the Texas Property Tax Code. (Director of Finance).
7. Motion to approve out-of-state travel for the Mayor to travel to Washington, D.C. from August 17-19, 2014 for city business related to legislative and military issues. (Mayor Fugate).
8. Motion to consider appointment of Mario A. Delgado to the Historical Development Board for a three year term. (Director of Tourism).

REGULAR AGENDA

CONSIDERATION OF MOTIONS, RESOLUTIONS, AND ORDINANCES:

VI. Items for consideration by Commissioners.⁴

9. Consider accepting Comprehensive Annual Financial Report of the City of Kingsville for Fiscal Year 2012-2013. (Finance Director).
10. Consider accepting 2014 certified total appraised, assessed, and taxable values of all property and total taxable values of new property in the City of Kingsville as certified by the Kleberg County Appraisal District. (Director of Finance).
11. Consider condemnation of structures located at 1801-1803 N. 20th, Kingsville, Texas. (Director of Planning & Development Services).
12. Consider condemnation of structures located at 303 W. General Cavazos, Kingsville, Texas. (Director of Planning & Development Services).
13. Consider resolution authorizing participation in the TCEQ FY 2015 Regional Solid Waste Grants Program through the Coastal Bend Council of Governments for enhancements to the Recycling Center, authorizing the City Engineer/Public Works Director to act on the City's behalf with such program. (Commissioner Leubert).
14. Consider a resolution approving an application and agreement for Historic District Façade Grant Program from Adelmo Luera for Al's Hair Design. (Director of Tourism).
15. Consider introduction of an ordinance amending the City of Kingsville Code of Ordinances Chapter VII, Article 5, Traffic Schedules, providing for a new school zone on Shelly Street for the Kingsville Independent School District's H.M.King High School and the installation of school zone signs. (City Engineer/Public Works Director).
16. Consider introduction of an ordinance amending the Fiscal Year 2013-2014 Budget for the Tourism Fund to provide funding to the Façade Grant Program. (Director of Finance).
17. Consider introduction of an ordinance amending the Fiscal Year 2013-2014 Budget for the General Fund Service Center to provide funding for the Service Center to repair and restart the cathodic protection system and for TCEQ required inspections. (Director of Finance).
18. Consider introduction of an ordinance amending the Fiscal Year 2013-2014 Budget for the General Fund Landfill Department to provide funding for ground water monitoring and Title V air permit. (Director of Finance).
19. Consider introduction of an ordinance amending the Fiscal Year 2013-2014 Budget for the Utility Fund Waste Water Department to provide funding for repair of 2000 AMP main breaker and fuel purchase for backup generator. (Director of Finance).
20. Consider introduction of an ordinance amending the Fiscal Year 2013-2014 Budget for the General Fund Municipal Court Department to provide funding for temporary employees in Municipal Court while the Department was understaffed. (Director of Finance).
21. Consider introduction of an ordinance amending the Fiscal Year 2013-2014 Budget for the General Fund Finance Department to provide funding for additional audit fees. (Director of Finance).
22. Consider a proposed tax rate; if proposed tax rate will exceed the effective tax rate or the rollback rate (whichever is lower), take record vote and schedule public hearings. (Director of Finance).

VII. Adjournment.

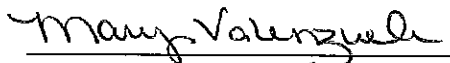
1. No person's comments shall exceed 5 minutes. Cannot be extended by Commission.
2. No person's comments shall exceed 5 minutes without permission of majority of Commission.
3. Comments are limited to 3 minutes per person. May be extended or permitted at other times in the meeting only with 5 affirmative 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:

August 5, 2014 at 5:30 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: _____
City Secretary's Office
City of Kingsville, Texas

MINUTES OF PREVIOUS MEETING(S)

JULY 28, 2014

A REGULAR MEETING OF THE CITY OF KINGSVILLE CITY COMMISSION WAS HELD ON MONDAY, JULY 28, 2014 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
Al Garcia, Commissioner
Arturo Pecos, Commissioner

CITY STAFF PRESENT:

Vince Capell, City Manager
Mary Valenzuela, City Secretary
Courtney Alvarez, City Attorney
Michael Krueger, Municipal Court Judge
Deborah Balli, Finance Director
Emilio Garcia, Health Director
Willie Vera, Task Force Commander
Robert Isassi, Director of Planning & Development Services
Jennifer Bernal, Community Appearance Supervisor
Charlie Cardenas, Engineer/Public Works Director
David Mason, Purchasing/IT Director
Diana Gonzales, Human Resources Director
Robert Rodriguez, Library Director
Cynthia Martin, Interim Tourism Director
Joey Reed, Fire Chief

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 all five Commission members present.

INVOCATION / PLEDGE OF ALLEGIANCE – (Mayor Fugate)

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

MINUTES OF PREVIOUS MEETING(S) – Required by Law

Special Meeting – July 1, 2014
Regular Meeting – July 14, 2014

Mayor Fugate asked for a motion to approve the minutes as presented. Commissioner Garcia asked if minutes could be voted on separately, as some Commissioners were not present at both meetings. Mayor Fugate stated that a separate vote would be taken.

Mayor Fugate asked for a motion to approve the minutes for July 1, 2014.

Motion made by Commissioner Pecos to approve the minutes for July 1, 2014 as presented, seconded by Commissioner Pena. The motion was passed and approved by the following vote: Leubert, Pecos, Pena, Fugate voting "FOR". Garcia "ABSTAIN".

Mayor Fugate asked for a motion to approve the minutes for July 14, 2014.

Motion made by Commissioner Garcia to approve the minutes for July 14, 2014 as presented, seconded by Commissioner Pena. The motion was passed and approved by the following vote: Leubert, Pena, Garcia, Fugate voting "FOR". Pecos "ABSTAIN".

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

1. None.

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

"At this time, the City Commission and Staff will report/update on all committee assignments which may include, but is not limited to the following: Planning & Zoning Commission, Zoning Board of Adjustments, Historical Board, Housing Authority Board, Library Board, Health Board, Tourism, Chamber of Commerce, Coastal Bend Council of Governments, Conner Museum, Keep Kingsville Beautiful, and Texas Municipal League. Staff reports include the following: Building & Development, Code Enforcement, Proposed Development Report; Accounting & Finance – Financial & Investment Information, Monthly Financial Reports; Police & Fire Department – Grant Update, Police & Fire Reports; Street Updates; Public Works- Building Maintenance, Construction Updates; Park Services - grant(s) update, miscellaneous park projects, Administration –Workshop Schedule, Interlocal Agreements, Public Information, Hotel Occupancy Report, Quiet Zone, Proclamations, Health Plan Update, Tax Increment Zone Presentation, Main Street Downtown, Chapter 59 project, Financial Advisor,. No formal action can be taken on these items at this time."

Mr. Vince Capell, City Manager reported that the City will be placing an ad in the Kingsville Record for advertisement of vacancies in several Boards and Commissions. The ad will run a couple of times through the months of August and September. Staff hopes to attract citizens who are interested in volunteering their time and knowledge to these Boards and Commissions.

Mrs. Courtney Alvarez, City Attorney reported that the next regularly scheduled Commission meeting is set for August 11, 2014 with agenda items due on Thursday, July 31st. Alvarez further reported that staff has made a correction to agenda item #10, the Commission had already approved the definition of weeds that it would be from 18 to 12 inches and will be corrected for the next meeting. Alvarez further reported that she attended the County Commissioners meeting last Monday where the County had an item on the agenda for the County Attorney to meet with the City Attorney to discuss the transferring of maintenance and operations for the Parks within the City and Golf Course. The County Commissioners approved the item by a 4-0 vote with Commissioner Lomas absent.

Commissioner Garcia stated that sometime back the Commission approved an ordinance prohibiting the use of cell phones while operating a vehicle in a school zone with a fine of \$200. Garcia further stated that recently the Commission had approved an ordinance prohibiting the use of cell phones while operating a vehicle with a fine punishable up to \$500. Garcia stated that this may cause a conflict with both ordinances with different fine amounts. Mrs. Alvarez stated that they are two separate ordinances so the Judge is within his right to determine what fine amount to set for each of those, so this may be something that may need to be discussed with the Judge.

IV. Public Comment on Agenda Items³

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

Mr. Glen Jones, Community Plans Liaison Officer NAS-Kingsville stated that he is speaking with regards to agenda item #12. Jones stated that NAS-Kingsville is in support of this ordinance. Notice informs the residents that the property they are interested in buying or renting is near NAS-Kingsville which maybe in or near the controlled compatible land Use area exit potential zone or noise zone and additional zone may apply in this area. Mr. Jones further stated that the notice ordinance was a recommendation from the 2008 Joint Land Use Study of the specific notice is a product in the Kingsville Area Association of Realtors and Naval Air Station Kingsville. Jones reported that Joint Airport Zoning Board has passed a resolution to create a similar ordinance.

V.

Consent Agenda

Notice to the Public

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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: Leubert, Pecos, Pena, Garcia, Fugate voting "FOR".

1. Motion to approve final passage of an ordinance amending the Fiscal Year 2013-2014 budget for the General Fund to provide funding for the Street Department to purchase paving equipment to be used in operations. (Director of Finance).
2. Motion to approve final passage of an ordinance amending the Fiscal Year 2013-2014 budget for the General Fund to provide funding for building improvements to city property located at 2211 South Brahma Blvd. (Director of Finance).
3. Motion to approve out-of-state travel for Special Agent Mike Tamez to attend a Commercial Motor Vehicle Criminal Interdiction course in Grand Rapids, Michigan from August 11, 2014 to August 14, 2014, with the Motor Vehicle Criminal Interdiction Association assuming all related travel expenses. (Task Force Commander).

REGULAR AGENDA

CONSIDERATION OF MOTIONS, RESOLUTIONS, AND ORDINANCES:

VI. Items for consideration by Commissioners.⁴

Mayor Fugate asked if there were no objections from the Commission, he would like to move agenda items #13 and 14, Executive Sessions, before item#4. No objections were made by the City Commission.

Mayor Fugate announced both items on Executive Session. The Commission convened into Executive Session at 6:08 p.m. with Municipal Court Judge, Michael Kreuger entering. Judge Krueger exited at 6:25 p.m. and City Attorney, Courtney Alvarez entered at 6:25 p.m. Mrs. Alvarez exited at 6:35 p.m.

13. Executive Session: Pursuant to Section 551.074, of the Texas Open Meetings Act, the City Commission shall convene in executive session to deliberate the evaluation & duties of the Municipal Court Judge. (Commissioner Leubert).

14. Executive Session: Pursuant to Section 551.074, of the Texas Open Meetings Act, the City Commission shall convene in executive session to deliberate the evaluation & duties of the City Attorney. (Mayor Fugate).

The Commission reconvened into regular session at 6:45 p.m. to consider the remaining items on the agenda.

4. Presentation on the John E. Connor Museum budget for Fiscal Year 14-15 by Jonathan Plant. (City Manager).

Mr. Jonathan Plant, John E. Connor Museum Director reported on the Museums accomplishments for this year due to the City continual financial support. Mr. Plant reported that the carryover from last year is \$31,393.78 with deposits from September 2013 through July 2014 of \$61,196.96 for a total revenues of \$92,590.74. Expenses paid for salaries, wages and benefits is \$30,387.87, exhibit fees \$12,835.67 and advertisements \$20,985.92 for total operating expenses of \$64,209.46. Mr. Plant mentioned that their actual balance as of July 19th is \$14,691.24 with an estimated revenue for next year of \$80,000 comes to total estimated revenue of \$94,691.24, of that, they estimate salaries, wages and benefits of \$54,000, exhibit fees \$17,457 and advertisements \$20,986, for a total projected operating expenses of \$92,443.

Mayor Fugate asked why salaries and wages were so high. Mr. Plant responded that the museum is fully staffed, to which they increased to four fulltime employees in addition to their part-time staff. Mayor Fugate asked how much is given to the museum from hotel/motel tax. Mrs. Cynthia Martin, Interim Tourism Director stated that the amount given to the museum from hotel/motel tax is roughly around \$70,000.

Mayor Fugate stated that he would like to meet with Mr. Plant sometime in the future to discuss the possibilities of moving the Conner Museum into the gymnasium building locate near the new city hall on 3rd street.

5. Consider a resolution authorizing the City Manager to enter into an Interlocal Cooperation Agreement between the City of Kingsville and Texas A&M University-Kingsville relating to Eagle Ford Center for Research, Education, and Outreach. (City Attorney).

Mrs. Alvarez stated that staff has been working with Dr. Nix and his staff with regards to an interlocal agreement for the Eagle Ford Center for Research, Education, and Outreach which would intel the City providing the Call Center building which is city owned property, to the University for the project that is being proposed. Alvarez stated that this agreement is for a five year term beginning September 1, 2014 and end August 31, 2019. Alvarez further stated that it doesn't currently have any renewal provisions in the agreement, but obviously is determined the end gets closer and if everybody is in agreement, something could be worked out. Alvarez stated that early termination, to which either party is allowed to do so, with 60 days advance written notice or for certain reasons in the event of default. Some of the key provisions are that the City will be waiving the lease payments which are the lease payments the City pays back to the Texas Capital Fund for the note that the city took out when building was purchased. Alvarez further reported that the City

will be insuring the building with TAMUK insuring the contents. The City will be responsible for all the repairs and maintenance for major systems and the University will be responsible for minor repairs, janitorial, exterior and interior renovations, which are all things the City Manager had discussed when the resolution was initially

Commissioner Pena asked Mrs. Alvarez if she has had the opportunity to review the entire agreement and asked if she felt comfortable with it. Mrs. Alvarez responded that this is a general interlocal and attached the facility use agreement which is a lease that the city had with a prior tenant but was modified it somewhat since the city is dealing with the University in order to meet some of their request and has also been betted through their Legal Department at College Station. Alvarez reported that they had minimal suggestions.

Commissioner Pena further asked Mrs. Alvarez if she felt comfortable with the agreement. Mrs. Alvarez responded that she believes that the City of Kingsville will be safely guarded with this agreement in place and it would help the University also with spacing issues they may have.

Commissioner Garcia asked Mrs. Alvarez that with regards to page 9, item 11 of the agreement, which states that the City will be responsible for the payments of all repairs and maintenance for major systems and goes on to say built-in furniture, ceiling tiles, floor tiles, carpet, computer networks. Commissioner Garcia stated that what bothers him is the responsibility of computer networks. Garcia stated that computer networks are not an attachment to the building and that his particular opinion is that this is personal property. He further asked if there are computers already there that the University will be taking over or will the City be repairing their computers. Mrs. Alvarez responded that her understanding is that there is a T-1 line and some other lines there which already exist in the building and that they was something they had requested.

Commissioner Garcia further stated that his concern with the word computer network can encompass more than one line. Mr. Capell responded that his understanding is that they will be providing their own computer equipment and network system and be responsible for it. Commissioner Garcia stated that it's fine if they are going to be responsible for their own computer network but the agreement shows that the City will be responsible for the network system. Mrs. Alvarez stated that she believes that TAMUK will be responsible for minor repairs such as non-structural walls, drywalls, built-in furniture, ceiling tiles, floor tiles, carpet, and computer networks.

Commissioner Leubert asked what budget is the interest being paid out of? Mr. Capell responded that it is out of building maintenance fund. Leubert further stated that she keeps hearing that this is going to be a win, win for the City and she is not sure what the win is for the City of Kingsville. She further stated that she has not received a clear answer, all she hears is how wonderful everything is going to be, but has yet to hear how this will benefit Kingsville. Leubert continued to say that at the very beginning she heard that there was a lease agreement being worked on, which she was very excite about, but she hears that a lease is being worked on. A lease to her is a monetary exchange for the lease of property which is not happening. She further stated that the city is giving it to the University which another \$30,000 on top of \$20,000 for repairs, which is great for the University but has to yet to hear what jobs and when are we going to get for Kingsville. She further stated that this is a win, win for someone but not for the City of Kingsville and stated that its not tax dollars, but tax payers dollars and feels very uncomfortable giving this much to the University when economic development does not fit into the criteria on how it's going to help the City of Kingsville.

Mayor Fugate responded to Commissioner Leubert's comments. Fugate stated that if she doesn't understand that economic development doesn't drive this community to help it grow, than she has issues. Fugate further stated that it is important that if we are going to

grow our tax base were going to grow this city and enhance the quality of life of our citizens, we have to have people come in here and invest in this community. Fugate further stated that this is an opportunity for the City to assist the University with expansion. He further stated that with the University student enrollment increasing, this will assist them in the sense of space.

Dr. Nix of Texas A&M University-Kingsville stated that one of the major aspects of the Eagle Ford Center is business incubation. He stated that Dr. Rehn has already lined up several companies who are interested in joining the center to begin new ventures related to Eagle Ford, which is where some of the new jobs will be coming from. Dr. Nix stated that in addition to what Mayor Fugate just commented on, this will attract more grad students to get involved with the research program and will receive compensation for their work.

Commission Garcia commented that with regards to the incubator, this is not a new idea it's been throughout the country for years past. So this is an opportunity for the City of Kingsville where we can really make a name for ourselves using the Eagle Ford project by getting engineers to develop new process and ideas in recovering oil, environmental monitoring and pipeline safety.

Motion was made by Commissioner Pena to authorize the City Manager to enter into an Interlocal Cooperation Agreement between the City of Kingsville and Texas A&M University-Kingsville relating to Eagle Ford Center for Research, Education, and Outreach, seconded by Commissioner Pecos. The motion was passed and approved by the following vote: Pena, Garcia, Pecos, Fugate voting "FOR". Leubert "AGAINST".

6. Consider a resolution authorizing the Mayor to enter into a Lease Agreement between the City of Kingsville, Texas and Kleberg County Heritage Foundation for the Kingsville Railroad Passenger Depot. (City Attorney).

Mr. Nick Harrel stated that the Kleberg County Heritage Foundation has restored the Train Depot and the railroad retains the land underneath the depot, therefore, it would need to be leased from the railroad. For the first 10 years, the railroad did not charge for the land but now in exchange for the city to use building they would like city to pay the lease on the land and help with maintaining the building.

Mrs. Alvarez stated that the prior agreement between the parties which this is also a 10 year agreement starting August 1, 2014 through July 31, 2024. This agreement does not a renewal but has a group of provisions so that if the parties go beyond 10 year terms, it rolls over with all the terms of the agreement on a month to month basis. Alvarez stated that previously there was no cost associated with the agreement other than the city's maintenance of the facility, but now there is a lease charge of \$2,500. The city is still responsible for maintaining the parking lot and all equipment, including the HVAC and landscaping.

Mayor Fugate made a comment stating that this is same agreement but with \$2,500 more.

Motion made by Commissioner Leubert to authorize the Mayor to enter into a Lease Agreement between the City of Kingsville and Kleberg County Heritage Foundation, seconded by Commissioner Garcia. The motion was passed and approved by the following vote: Garcia, Leubert, Pecos, Pena, Fugate voting "FOR".

7. Consider a resolution authorizing staff to negotiate an Interlocal Agreement for transferring responsibility for parks within the city limits and the L.E. Ramey Golf Course from the County to the City. (City Manager).

Mayor Fugate asked that if he understands this resolution, staff is asking for permission to begin talks with Kleberg County and bring the final item to Commission for their approval.

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

8. Consider introduction of an ordinance amending the City of Kingsville Code of Ordinances, Chapter XV, Land Use, Article 6, Zoning, Section 4, Changes and Amendment, to include notice requirement from state statute. (Director of Planning & Development Services).

Mr. Robert Isassi, Director of Planning & Development Services stated that staff wants to match state statute and add another public hearing notice between the Planning & Zoning and City Commission.

Introduction item.

9. Consider introduction of an ordinance amending the City of Kingsville Code of Ordinances, Chapter XV, Land Use, Article 8, Landscaping Policy, Exhibit "A" –Preferred Plant List, providing for addition of mesquite trees and correcting spelling errors. (Director of Planning & Development Services).

Mr. Isassi stated that this is to correct the spelling for mesquite which was incorrect on the plant list.

Introduction item.

10. Consider introduction of an ordinance amending the City of Kingsville Code of Ordinances by amending Section 9-7-2, providing for modifications to the noxious matter definition. (Director of Planning & Development Services).

Mr. Isassi stated that a few months ago, Commission approved an ordinance that would change the height of overgrowth weeds from 18 inches to 12 inches. This was changed in Section 9-7-2(h) but was not changed under definitions.

Introduction item.

11. Consider introduction of an ordinance amending the City of Kingsville Code of Ordinances by amending Section 15-6-124, providing for the option to place pole signs or monument signs along U.S. Highway 77 Bypass. (Director of Planning & Development Services).

Mr. Isassi reported that business owners on US 77 have asked for the option to place an owner-identification/advertising pole sign in lieu of the required monument sign to provide better visibility to their business along the highway. Isassi stated that after a thorough examination of the 2008 Master Plan, the Plan's goals are to support the economic growth of Kingsville while also reducing sign clutter. He further stated that while the city's existing sign ordinance requires that all new signs be of a monument style, it is prudent to allow highway frontage businesses the opportunity to attract highway traffic to their businesses by allowing a pole sign for advanced notification and visibility form a controlled-access highway. Mr. Isassi further reported that the proposed amendment was reviewed by the Planning & Zoning Commission on July 23, 2014 and approved by a 6-0 vote.

Mayor Fugate stated that he wants staff to make contact with NAS-Kingsville and be sure that they are comfortable with this ordinance.

Introduction item.

12. Consider introduction of an ordinance amending the City of Kingsville Code of Ordinances, Chapter XV, Land Use, Article 6, Zoning, Air Installation Zoning Regulations, Section 41, Responsibility of Developers: Subdivisions, providing for a notice to Buyer/Lessee about AICUZ and CCLUA. (Director of Planning & Development Services).

Mr. Isassi reported that earlier this year the Joint Airport Zoning Board (JAZB) passed an ordinance requiring property owners and developers within the Air Installation Controlled Use Zone (AICUZ) to require a Notice to Buyer(s) or Lessee document to be provided by the sellers or lessors. The JAZB would like to see this required within the City and County as well. This will provide notice to residents that a controlled land use area exists around NAS-Kingsville and ensure that full disclosure is provided to make buyers and lessees aware of the area. Isassi stated that this item was previously presented to the Commission but an ordinance requiring the Notice to Buyer or Lessee was not provided. Isassi stated that this ordinance change was evaluated by the Planning & Zoning Commission and amended slightly from the original submittal. After the amended changes, Planning & Zoning Commission approved the ordinance changes by 6-0 vote.

Commissioner Garcia asked if this information would be given to bankers, other real estate agencies and title companies. Mr. Isassi responded that a flyer will be mailed out to all residents or advertised in the local paper.

Introduction item.

15. Consider compensation increase for the City Attorney. (Mayor Fugate).

Motion made by Commissioner Pena to approve a \$10,000 compensation increase for the City Attorney, seconded by Commissioner Pecos.

Discussion took place regarding an effective date. Mayor Fugate suggested an effective date of September 1, 2014. Commission agreed on the effective date. Commissioner Pena amended his motion.

Motion made by Commissioner Pena to approve a \$10,000 compensation increase for the City Attorney effective September 1, 2014, seconded by Commissioner Pecos. The motion was passed and approved by the following vote: Pecos, Pena, Garcia, Leubert, Fugate voting "FOR".

VI. Adjournment.

There being no further business to come before the City Commission, the meeting was adjourned at 7:20 P.M.

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

PUBLIC HEARING(S)

PUBLIC HEARING #1



CITY OF KINGSVILLE

P.O. BOX 1458
KINGSVILLE, TX 78364

REPORT ADDRESS 1801-1803 N. 20TH.		INSPECTOR DANIEL RAMIREZ
LEGAL DESCRIPTION GARCIA ACRES 2	BLOCK	LOT 44PT-X3,ACRES 2.8546
OWNER NAME DORA BARRERA	OWNER'S ADDRESS 1801 N. 20TH. ST.	CITY/STATE/ZIP KINGSVILLE, TEXAS 78363-3307

PROPERTY CONDITION REPORT

PICTURES TAKEN:	Y OR N Y	ACCEPTABLE			REASON CODE	COMMENT CODES
		YES	NO	N/A		
Building						
	Condition		X		H,AB,B,D,OU	1,2,3
Yard						
	Condition		X		H,OV	
Utilities						
	Electric		X		MI,	
	Gas		X		MI,	
	Water		X		MI,	
Roof						
	Covering		X		H,D,OU	
Walls						
	Exterior		X		H,D,B,OU	
	Interior		X		H,B,D,C,OU	
	Ceilings		X		H,B,D,C,OU	
Windows/Doors						
	Secured		X			
	Condition		X		H,B,D,C,OU	
Foundation						
	Exterior		X		H,B,D,OU	
	Interior		X		H,B,D,OU	
Plumbing						
			X		MI	
Electrical						
			X		MI	

REASON CODES:

AB-Abandoned	C-Collapsed	I-Incomplete	MO-Mold
AS-Asbestos	D-Deteriorated	L-Leaning	OU-Outdated
B-Broken	H-Hazardous	MI-Missing	OV-Overgrown

COMMENT CODES:

1. AN ATTRACTIVE NUCIANCE TO CHILDREN
2. A HARBOR FOR VAGRANTS, CRIMINAL AND IMMORAL PEOPLE
3. EVIDENCE OF ROACH, RAT, MOUSE, OR OTHER VERMIN FOUND
4. PARTIAL
5. UNCOVERED ROOF
6. GRAFFITI

BUILDING OFFICIAL COMMENTS:

FOUND THE OVERALL CONDITION TO BE IN A SEVERE AND HAZARDOUS STATE OF DISREPAIR. IT IS UNSECURED ALLOWING FOR EASY ACCESS FOR ANIMALS AND/VAGRANTS. HAS BEEN WITHOUT WATER SINCE 9/26/2006
HAS BEEN WITHOUT ELECTRICITY SINCE

SIGNATURE:

Daniel H. Ramirez
DANIEL H. RAMIREZ, CITY OF KINGSVILLE BUILDING OFFICIAL

DATE: 3/10/2014



CITY OF KINGSVILLE

P.O. BOX 1458
KINGSVILLE, TX 78364

REPORT ADDRESS 1801-1803 N. 20TH.		INSPECTOR DANIEL RAMIREZ	
LEGAL DESCRIPTION GARCIA ACRES 2	BLOCK	LOT 44PT-X3,ACRES 2.8546	
OWNER NAME DORA BARRERA	OWNER'S ADDRESS 1801 N. 20TH. ST.	CITY/STATE/ZIP KINGSVILLE, TEXAS 78363-3307	

PROPERTY CONDITION REPORT

PICTURES TAKEN:	Y OR N Y	ACCEPTABLE			REASON CODE	COMMENT CODES
		YES	NO	N/A		
Building						
Condition			X		H,AB,B,D,OU	1,2,3
Yard						
Condition			X		H,OV	
Utilities						
Electric			X		MI,	
Gas			X		MI,	
Water			X		MI,	
Roof						
Covering			X		H,D,OU	
Walls						
Exterior			X		H,D,B,OU	
Interior			X		H,B,D,C,OU	
Ceilings			X		H,B,D,C,OU	
Windows/Doors						
Secured			X			
Condition			X		H,B,D,C,OU	
Foundation						
Exterior			X		H,B,D,OU	
Interior			X		H,B,D,OU	
Plumbing			X		MI	
Electrical			X		MI	

REASON CODES:

AB-Abandoned	C-Collapsed	I-Incomplete	MO-Mold
AS-Asbestos	D-Deteriorated	L-Leaning	OU-Outdated
B-Broken	H-Hazardous	MI-Missing	OV-Overgrown

COMMENT CODES:

1. AN ATTRACTIVE NUCIANCE TO CHILDREN
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BUILDING OFFICIAL COMMENTS:

FOUND THE OVERALL CONDITION TO BE IN A SEVERE AND HAZARDOUS STATE OF DISREPAIR. IT IS UNSECURED ALLOWING FOR EASY ACCESS FOR ANIMALS AND/VAGRANTS. HAS BEEN WITHOUT WATER SINCE 09/26/2006
HAS BEEN WITHOUT ELECTRICITY SINCE

SIGNATURE:

DANIEL H. RAMIREZ, CITY OF KINGSVILLE BUILDING OFFICIAL

DATE:

7-17-14

CONDEMNATION CHECKLIST

Property Address: 1801-1803 N 20th Phone: _____
 Property Owner: Dora C Barrera Phone: _____
 Owner's Address: 1801 N 20th Fax: _____
Kingville, Tx 78363

PLANNED DATE	ACTUAL DATE	ACTION
<input type="checkbox"/> <u>3-14-14</u>	<u>3-14-14</u>	1. Identify structure unfit for human habitation.
<input type="checkbox"/> <u>3-14-14</u>	<u>3-14-14</u>	2. Inspect Property. (Building Official)
		<input type="checkbox"/> a. Prepare inspection report and date.
		<input type="checkbox"/> b. Photograph property with date stamp.
<input type="checkbox"/> <u>3-14-14</u>	<u>3-14-14</u>	3. Determine ownership from county assessment & tax collection record.
<input type="checkbox"/> <u>3-14-14</u>	<u>3-14-14</u>	4. Obtain legal description.
<input type="checkbox"/> <u>3-14-</u>	<u>3-14-14</u>	5. Obtain or complete title report to verify ownership & other vested interests, such as mortgage holders, trustees, etc.
<input type="checkbox"/> <u>3-21-14</u>	<u>3-21-14</u>	6. Send Notice of Violation & copy of inspection report to property owner(s) of record. Request written response from owner within 10 days from Notice of Violation indicating action the owner intends to take within the next 30 days to correct substandard conditions.
<input type="checkbox"/> <u>4-25-14</u>	<u>4-25-14</u>	7. 2 nd Notice Sent. (10 day response) (Optional)
<input type="checkbox"/> <u>7-16-14</u>	<u>7-16-14</u>	8. If response is not received or is not adequate, proceed as follows:
<input type="checkbox"/> <u>7-16-14</u>	<u>7-16-14</u>	9. Send 20-day pre notification letter owner(s) & others with vested interest in property advising the date the property will be presented to City Council for consideration of condemnation.
		<input type="checkbox"/> a. Owner unknown or whereabouts not known or such owner is a nonresident of Texas.
		1) Post affidavit in newspaper twice a week for one week
<input type="checkbox"/> <u>7-18-14</u>	<u>7-18-14</u>	10. Post sign on property advising date the City
<input type="checkbox"/> <u>7-18-14</u>	<u>7-18-14</u>	

☐ _____

☐ 7-18-14 7-18-14

☐ 7-16-14 7-16-14

☐ 7-16-14 7-16-14

☐ _____

☐ _____

☐ _____

☐ _____

☐ _____

☐ _____

☐ _____

☐ _____

☐ _____

Council will consider condemnation of structure.

11. Within the Historical District. Meeting date to be heard by the Historical Development Board.

12. Photograph posted sign with date stamp.

13. Prepare information packet for each City Council member, plus one each for City Manager, City Attorney & City Secretary consisting of

☐ a. Location Map

☐ b. Photographs of the structure with date stamp

☐ c. Inspection report

☐ d. Pre-condemnation notice

☐ e. Condemnation resolution

14. Place condemnation action resolution & supporting documentation for placement on the City Council agenda.

15. City Council adopts condemnation resolution.

16. File Notice of Condemnation with the County Clerk.

17. Send owner(s) & other vested interests the following:

☐ a. Copy of the City Council resolution.

☐ b. 45-day order to demolish

18. Post 45-day Order to Demolish on structure.

☐ a. Take photo with date stamp

19. Evaluate status of owner's action on 46th day after Order of Demolition was issued. If no action taken by owner, proceed with demolition.

20. Photograph posted notice with date stamp.

21. Notify utility companies to disconnect & remove services from structure for safe demolition.

22. Issue Notice to Proceed to Public Works Director and Demolition Crew.

23. Prepare demolition cost statement consisting of:

☐ a. Mailing fees

☐ b. Publication fees

- ☐ c. Demolition costs
- ☐ d. Landfill tipping fees
- ☐ e. Filing fees
- ☐ f. Administrative fees
- ☐ g. Any documentation miscellaneous costs

☐ _____

24. Send a letter & cost statement to the

Collections Department so they can send out bill.

Make copy of documents and send to the City

Attorney requesting a lien to be place on the
property.

Values

Enzymes	100%
CAD	100%
CKI	100%
GKL	100%
SKI	100%
WST	100%

APPRAISED VALUE	=	30,210
HS CAP LOSS	-	0
ASSESSED VALUE	=	30,210

APPR VAL METHOD: Cost

10	MADON	10
	210	
	21	

PICTURE

BUILDING PERMITS		
ISSUE DT	PERMIT TYPE	PERMIT AREA ST
		PERMIT VAL

A high-contrast, black and white photograph of a window with a dark frame. The window looks out onto a scene with a building facade and trees. The image is heavily stylized with a high level of contrast, resulting in a grainy, almost abstract appearance. The dark frame of the window is prominent, and the view outside is rendered in stark black and white, with some details of the building and foliage visible.

[illegible]

Category	FD6	EW1	IN1	RT2, RM3	FL2	1
Foundation	1	1	1	1	1	1
Exterior Wall	1	1	1	1	1	1
Interior Finish	1	1	1	1	1	1
Roof Style	1	1	1	1	1	1
Flooring	1	1	1	1	1	1
Plumbing	1	1	1	1	1	1

IRR Acres: 0	Oil Wells: 0		
<u>MKT VAL</u>	<u>AG APPLY</u>	<u>AG CLASS</u>	<u>AG TABLE</u>
9,980			
<u>16,490</u>			
		0.00	
		<u>0</u>	<u>AG VALUE</u>
			<u>0</u>

2013 PRELIMINARY ROLL

CKI - CITY OF KINGSVILLE

Geo ID Order

05/22/2013 11:52AM

Prop ID	Owner	% Legal Description	Values						
14889	13843	100.00 R Geo: 132404300000192	Effective Acres: 0.000000	Imp HS:	42,580	Market:	45,830		
BARRERA RAUL		GARCIA AC 2, LOT E156.50' OF E275.25 OF 43, (ORIG PT-X3)		Imp NHS:	0	Prod Loss:	0		
1817 N 20TH ST				Land HS:	3,250	Appraised:	45,830		
KINGSVILLE, TX 78363-3307				Land NHS:	0	Cap:	0		
		State Codes: A	Acres: 0.0000	Prod Use:	0	Assessed:	45,830		
		Situs: 1817 N 20TH ST	Map ID:	Prod Mkt:	0	Exemptions:	HS,OV65		
			Mtg Cd:						
			DBA:						
Entity	Description	Xref Id	Freeze: (Year) Ceiling	Assessed	Exemptions	Taxable	Tax Rate	Est. Tax	
CKI	CITY OF KINGSVILLE			45,830	8,400	37,430	0.842200	315.24	
15505	14276	100.00 R Geo: 132404300001192	Effective Acres: 0.000000	Imp HS:	81,390	Market:	84,040		
NUNEZ CARLOS		GARCIA AC 2, LOT W118.5' OF E275.25' OF 43, (ORIG PT-X3)		Imp NHS:	0	Prod Loss:	0		
ETUX NORA B				Land HS:	2,650	Appraised:	84,040		
1817 N 20TH ST				Land NHS:	0	Cap:	0		
KINGSVILLE, TX 78363-3307				Prod Use:	0	Assessed:	84,040		
		State Codes: A	Acres: 0.0000	Prod Mkt:	0	Exemptions:	HS		
		Situs: 1817 N 20TH ST 1/2	Map ID: PLAT						
			Mtg Cd:						
			DBA:						
Entity	Description	Xref Id	Freeze: (Year) Ceiling	Assessed	Exemptions	Taxable	Tax Rate	Est. Tax	
CKI	CITY OF KINGSVILLE			84,040	0	84,040	0.842200	707.78	
29026	18081	100.00 R Geo: 132404300002192	Effective Acres: 0.000000	Imp HS:	0	Market:	9,300		
NUNEZ CARLOS		GARCIA AC 2, LOT W118.5 OF E275.25 OF 43, (IMP ONLY)		Imp NHS:	9,300	Prod Loss:	0		
1817 N 20TH ST				Land HS:	0	Appraised:	9,300		
KINGSVILLE, TX 78363-3307				Land NHS:	0	Cap:	0		
		State Codes: F1	Acres: 0.0000	Prod Use:	0	Assessed:	9,300		
		Situs: 1817 N 20TH ST 1/2	Map ID:	Prod Mkt:	0	Exemptions:			
			Mtg Cd:						
			DBA:						
Entity	Description	Xref Id	Freeze: (Year) Ceiling	Assessed	Exemptions	Taxable	Tax Rate	Est. Tax	
CKI	CITY OF KINGSVILLE			9,300	0	9,300	0.842200	78.32	
21189	13843	100.00 R Geo: 132404300010192	Effective Acres: 0.000000	Imp HS:	0	Market:	2,490		
BARRERA RAUL		GARCIA AC 2, LOT W324.75' OF 43, (ORIG PT-X3) AC: 1.125)		Imp NHS:	0	Prod Loss:	0		
1817 N 20TH ST				Land HS:	0	Appraised:	2,490		
KINGSVILLE, TX 78363-3307				Land NHS:	2,490	Cap:	0		
		State Codes: C1	Acres: 0.0000	Prod Use:	0	Assessed:	2,490		
		Situs: N 20TH ST	Map ID:	Prod Mkt:	0	Exemptions:			
			Mtg Cd:						
			DBA:						
Entity	Description	Xref Id	Freeze: (Year) Ceiling	Assessed	Exemptions	Taxable	Tax Rate	Est. Tax	
CKI	CITY OF KINGSVILLE			2,490	0	2,490	0.842200	20.97	
21476	49819	100.00 R Geo: 132404400000192	Effective Acres: 0.000000	Imp HS:	0	Market:	30,210		
BARRERA DORA C EST		GARCIA AC 2, LOT 44 PT -X3, ACRES 2.8546		Imp NHS:	13,720	Prod Loss:	0		
1801 N 20TH ST				Land HS:	0	Appraised:	30,210		
KINGSVILLE, TX 78363-3307				Land NHS:	16,490	Cap:	0		
		State Codes: A,C1	Acres: 2.8546	Prod Use:	0	Assessed:	30,210		
		Situs: 1801 N 20TH ST	Map ID:	Prod Mkt:	0	Exemptions:			
			Mtg Cd:						
			DBA:						
Entity	Description	Xref Id	Freeze: (Year) Ceiling	Assessed	Exemptions	Taxable	Tax Rate	Est. Tax	
CKI	CITY OF KINGSVILLE			30,210	0	30,210	0.842200	254.43	
11965	11682	100.00 R Geo: 132404500000192	Effective Acres: 0.000000	Imp HS:	0	Market:	28,470		
SALDANA JOSE H EST		GARCIA AC 2, LOT 45 U3		Imp NHS:	2,580	Prod Loss:	0		
% FRANCISCO SALDANA				Land HS:	0	Appraised:	28,470		
1219 E CORRAL AVE				Land NHS:	25,890	Cap:	0		
KINGSVILLE, TX 78363-4058				Prod Use:	0	Assessed:	28,470		
		State Codes: A,C1	Acres: 0.0000	Prod Mkt:	0	Exemptions:			
		Situs: 1725 N 20TH ST	Map ID:						
			Mtg Cd:						
			DBA:						
Entity	Description	Xref Id	Freeze: (Year) Ceiling	Assessed	Exemptions	Taxable	Tax Rate	Est. Tax	
CKI	CITY OF KINGSVILLE			28,470	0	28,470	0.842200	239.77	
18688	18081	100.00 R Geo: 132404600000192	Effective Acres: 0.000000	Imp HS:	0	Market:	84,500		
NUNEZ CARLOS		GARCIA AC 2, LOT 46 T3, ACRES 4.7576		Imp NHS:	36,920	Prod Loss:	0		
1817 N 20TH ST				Land HS:	0	Appraised:	84,500		
KINGSVILLE, TX 78363-3307				Land NHS:	47,580	Cap:	0		
		State Codes: A,F1	Acres: 4.7576	Prod Use:	0	Assessed:	84,500		
		Situs: 1601 N 20TH ST TX	Map ID:	Prod Mkt:	0	Exemptions:			
			Mtg Cd:						
			DBA:						
Entity	Description	Xref Id	Freeze: (Year) Ceiling	Assessed	Exemptions	Taxable	Tax Rate	Est. Tax	
CKI	CITY OF KINGSVILLE			84,500	0	84,500	0.842200	711.66	

2013 PRELIMINARY ROLL

CKI - CITY OF KINGSVILLE

Geo ID Order

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1817 N 20TH ST				Land HS:	3,250	Appraised:	45,830		
KINGSVILLE, TX 78363-3307				Land NHS:	0	Cap:	0		
		State Codes: A	Acres: 0.0000	Prod Use:	0	Assessed:	45,830		
		Situs: 1817 N 20TH ST	Map ID:	Prod Mkt:	0	Exemptions:	HS,OV65		
			Mtg Cd:						
			DBA:						
Entity	Description	Xref Id	Freeze: (Year) Ceiling	Assessed	Exemptions	Taxable	Tax Rate	Est. Tax	
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15505	14276	100.00 R Geo: 1324043000001192	Effective Acres: 0.000000	Imp HS:	81,390	Market:	84,040		
NUNEZ CARLOS		GARCIA AC 2, LOT W118.5' OF E275.25' OF 43, (ORIG PT-X3)		Imp NHS:	0	Prod Loss:	0		
ETUX NORA B				Land HS:	2,650	Appraised:	84,040		
1817 N 20TH ST				Land NHS:	0	Cap:	0		
KINGSVILLE, TX 78363-3307		State Codes: A	Acres: 0.0000	Prod Use:	0	Assessed:	84,040		
		Situs: 1817 N 20TH ST 1/2	Map ID:	Prod Mkt:	0	Exemptions:	HS		
			Mtg Cd:						
			DBA:						
Entity	Description	Xref Id	Freeze: (Year) Ceiling	Assessed	Exemptions	Taxable	Tax Rate	Est. Tax	
CKI	CITY OF KINGSVILLE			84,040	0	84,040	0.842200	707.78	
29026	18081	100.00 R Geo: 1324043000002192	Effective Acres: 0.000000	Imp HS:	0	Market:	9,300		
NUNEZ CARLOS		GARCIA AC 2, LOT W118.5' OF E275.25 OF 43, (IMP ONLY)		Imp NHS:	9,300	Prod Loss:	0		
1817 N 20TH ST				Land HS:	0	Appraised:	9,300		
KINGSVILLE, TX 78363-3307				Land NHS:	0	Cap:	0		
		State Codes: F1	Acres: 0.0000	Prod Use:	0	Assessed:	9,300		
		Situs: 1817 N 20TH ST 1/2	Map ID:	Prod Mkt:	0	Exemptions:			
			Mtg Cd:						
			DBA:						
Entity	Description	Xref Id	Freeze: (Year) Ceiling	Assessed	Exemptions	Taxable	Tax Rate	Est. Tax	
CKI	CITY OF KINGSVILLE			9,300	0	9,300	0.842200	78.32	
21189	13843	100.00 R Geo: 1324043000010192	Effective Acres: 0.000000	Imp HS:	0	Market:	2,490		
BARRERA RAUL		GARCIA AC 2, LOT W324.75' OF 43, (ORIG PT-X3) AC: 1.125		Imp NHS:	0	Prod Loss:	0		
1817 N 20TH ST				Land HS:	0	Appraised:	2,490		
KINGSVILLE, TX 78363-3307				Land NHS:	2,490	Cap:	0		
		State Codes: C1	Acres: 0.0000	Prod Use:	0	Assessed:	2,490		
		Situs: N 20TH ST	Map ID:	Prod Mkt:	0	Exemptions:			
			Mtg Cd:						
			DBA:						
Entity	Description	Xref Id	Freeze: (Year) Ceiling	Assessed	Exemptions	Taxable	Tax Rate	Est. Tax	
CKI	CITY OF KINGSVILLE			2,490	0	2,490	0.842200	20.97	
21476	49819	100.00 R Geo: 1324044000000192	Effective Acres: 0.000000	Imp HS:	0	Market:	30,210		
BARRERA DORA C EST		GARCIA AC 2, LOT 44 PT -X3, ACRES 2.8546		Imp NHS:	13,720	Prod Loss:	0		
1801 N 20TH ST				Land HS:	0	Appraised:	30,210		
KINGSVILLE, TX 78363-3307				Land NHS:	16,490	Cap:	0		
		State Codes: A,C1	Acres: 2.8546	Prod Use:	0	Assessed:	30,210		
		Situs: 1801 N 20TH ST	Map ID:	Prod Mkt:	0	Exemptions:			
			Mtg Cd:						
			DBA:						
Entity	Description	Xref Id	Freeze: (Year) Ceiling	Assessed	Exemptions	Taxable	Tax Rate	Est. Tax	
CKI	CITY OF KINGSVILLE			30,210	0	30,210	0.842200	254.43	
11965	11682	100.00 R Geo: 1324045000000192	Effective Acres: 0.000000	Imp HS:	0	Market:	28,470		
SALDANA JOSE H EST		GARCIA AC 2, LOT 45 U3		Imp NHS:	2,580	Prod Loss:	0		
% FRANCISCO SALDANA				Land HS:	0	Appraised:	28,470		
1219 E CORRAL AVE				Land NHS:	25,890	Cap:	0		
KINGSVILLE, TX 78363-4058		State Codes: A,C1	Acres: 0.0000	Prod Use:	0	Assessed:	28,470		
		Situs: 1725 N 20TH ST	Map ID:	Prod Mkt:	0	Exemptions:			
			Mtg Cd:						
			DBA:						
Entity	Description	Xref Id	Freeze: (Year) Ceiling	Assessed	Exemptions	Taxable	Tax Rate	Est. Tax	
CKI	CITY OF KINGSVILLE			28,470	0	28,470	0.842200	239.77	
18688	18081	100.00 R Geo: 1324046000000192	Effective Acres: 0.000000	Imp HS:	0	Market:	84,500		
NUNEZ CARLOS		GARCIA AC 2, LOT 46 T3, ACRES 4.7576		Imp NHS:	36,920	Prod Loss:	0		
1817 N 20TH ST				Land HS:	0	Appraised:	84,500		
KINGSVILLE, TX 78363-3307				Land NHS:	47,580	Cap:	0		
		State Codes: A,F1	Acres: 4.7576	Prod Use:	0	Assessed:	84,500		
		Situs: 1601 N 20TH ST TX	Map ID:	Prod Mkt:	0	Exemptions:			
			Mtg Cd:						
			DBA:						
Entity	Description	Xref Id	Freeze: (Year) Ceiling	Assessed	Exemptions	Taxable	Tax Rate	Est. Tax	
CKI	CITY OF KINGSVILLE			84,500	0	84,500	0.842200	711.66	

DATE 03/21/2014

STATEMENT OF ALL TAXES DUE

SD

MELISSA T DELAGARZA, PCC
P O BOX 1457
KINGSVILLE, TX 78364-1457
(361) 595-8542

* PROPERTY DESCRIPTION ACCT # 1-324-044-00000-192 *
* *
* GARCIA AC 2; LOT 44 PT -X3; ACRES 2.8546 *
* *
* *
* TOWN - LOCATION- 1801 N 20TH ST *
* ACRES - 2.854 *
* *
* LAND MKT VALUE 16490 IMPR/PERS MKT VALUE 13720 *
* LAND AGR VALUE MKT. BEFORE EXEMPTS 30210 *
* EXEMPTIONS GRANTED: NONE LIMITED TXBL. VALUE *
* *

BARRERA DORA C EST

1801 N 20TH ST

KINGSVILLE TX 78363-3307

	LEVY	P & I	ATTY FEES	AMT DUE
TAXES 2011	190.73	72.46	52.64	315.83
TAXES 2012	1,008.59	262.23	254.16	1,524.98
TAXES 2013	964.01	86.76	.00	1,050.77
	-----	-----	-----	-----
	2,163.33	421.45	306.80	2,891.58
				=====
			TOTAL DUE 03/2014	2,891.58
ACCT # 1-324-044-00000-192			TOTAL DUE 04/2014	2,925.27
			TOTAL DUE 05/2014	2,958.93
			TOTAL DUE 06/2014	2,992.62

* BREAKDOWN OF TAX DUE BY JURISDICTION *
* JURISDICTION TAXES PEN & INT ATTY FEES TOTAL *
* KLEBERG COUNTY 509.95 99.84 72.91 682.70 *
* CITY OF KINGSVILLE 576.20 112.74 82.33 771.27 *
* KINGSVILLE ISD 1,027.83 199.97 145.52 1,373.32 *
* SOUTH TX WATER AUTH 49.35 8.90 6.04 64.29 *
* *
* TAX LEVY FOR THE CURRENT ROLL YEAR: 137 225.01
* TAX LEVY FOR THE CURRENT ROLL YEAR: CITY 254.43
* TAX LEVY FOR THE CURRENT ROLL YEAR: KISD 458.86
* TAX LEVY FOR THE CURRENT ROLL YEAR: STWA 25.71
* TOTAL TAX LEVY FOR THE CURRENT ROLL YEAR 964.01

CITY OF KINGSVILLE



P. O. BOX 1458 – KINGSVILLE, TEXAS 78364

MARCH 21, 2014

DORA BARRERA
1801 N 20TH ST
KINGSVILLE, TX 78363

Re: GARCIA AC 2, LOT 44 PT-X3, ACRES 2.8546 1801 N 20TH

Dear Sir or Madam:

It has been determined that the structure at **1801 N 20TH** is in a significant state of disrepair and creates a safety and health hazard to the surrounding area and the community at large. The structure is in direct violation to the City of Kingsville's Code of Ordinance § 15-1-165 Condemned Building or Structure; Specifications as adopted and as stated below.

§ 15-1-165 CONDEMNED BUILDING OR STRUCTURE; SPECIFICATIONS.

(A) Any building or structure of any type of material, whether public or private property, existing within the city limits, which is determined to be unsafe for or dangerous to human occupancy, shall be declared and be and become a condemned building or structure.

(B) The condemned buildings or structures mentioned in division (A) shall be determined to be such under the following listed terms and conditions:

(1) Any building or structure which, for want of repair or by reason of age or dilapidated condition, or for any causes, is especially liable to fire, and which is so situated as to endanger other buildings or property, or so occupied that fire would endanger persons or property therein.

(2) Any building or other structure which shall be determined to have a permanent or temporary plumbing condition existing in violation of the installation, maintenance and repair provisions of the City Plumbing Code presently duly enacted or to be duly enacted from time to time, and which shall be further determined, by virtue of such condition in violation of the provisions of the Plumbing Code to endanger the safety of the building or structure or other buildings or structures or other property, and to endanger the safety and health of persons who may have occasion to occupy and/or be in, on or about the premises, whether they be the owner thereof or not.

(3) Any building or other structure which shall be determined to have a permanent or temporary electrical installation condition existing in violation of the installation, maintenance or repair provisions of the City Electrical Code as it is presently duly enacted or may be enacted from time to time, and which shall be further determined, by virtue of such condition in violation of the provisions of the Electrical Code to endanger the safety of the building or structure or other buildings or structures or other property,

and to endanger the safety and health of persons who may have occasion to occupy and/or be in, on or about the premises, whether they be the owner thereof or not.

(4) Any building or structure which shall be determined to contain a faulty and defective structural condition existing in violation of the construction, maintenance and repair provisions of the City Building Code as is presently duly enacted or may be enacted from time to time, and which shall be further determined, by virtue of such condition in violation of the Building Code to endanger the safety of the building or structure or other buildings or structures or other property, and to endanger the safety and health of persons who may have occasion to occupy and/or be in, on or about the premises, whether they be the owner thereof or not.

(5) Any building or structure which shall be determined to have a permanent or temporary sanitary condition existing in violation of the various health and sanitation ordinances duly enacted and to be enacted from time to time, and which shall be further determined, by virtue of such condition in violation of the provisions of the sanitation ordinances to endanger the safety of the building or structure or other buildings or structures or other property, and to endanger the safety and health of persons who may have occasion to occupy and/or be in, on or about the premises, whether they be the owner thereof or not.

('62 Code, § 4-6-1)

AN INVESTIGATION HAS BEEN CONDUCTED ON THESE PREMISES FOR NON-COMPLIANCE WITH CITY ORDINANCES. YOU ARE HEREBY NOTIFIED THAT THE VIOLATIONS LISTED MUST BE CORRECTED WITHIN THIRTY (30) CALENDAR DAYS FROM RECEIPT THIS LETTER. PLEASE REFER TO THE ENCLOSED PROPERTY CONDITION REPORT REGARDING THE SPECIFIC VIOLATIONS REQUIRING CORRECTIVE ACTION.

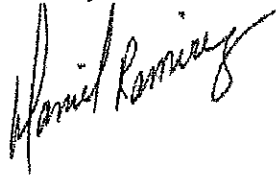
WE MUST RECEIVE WRITTEN RESPONSE FROM YOU WITHIN TEN (10) DAYS FROM THIS NOTICE INDICATING THE ACTION YOU INTEND TO TAKE WITHIN THE NEXT THIRTY (30) DAYS TO CORRECT SUBSTANDARD CONDITIONS.

If these violations are not mitigated within thirty (30) calendar days of the date of this letter, a condemnation will be processed through City Commission. If you should commit another violation of the same kind or nature that poses a danger to the public health and safety on or before the first anniversary of the date of the notice, the city without further notice may correct the violation at the owner's expense and assess the expense against the property.

Please provide proof of necessary permits and "passed" inspections for all reconstruction and/or repairs. Provide proof of proper disposal, i.e. landfill receipt or method used to remediate the condemned structure.

If you need further information or have questions, please contact me at (361) 595-8019, Monday through Friday from 8:00 AM – 12:00 PM & 1:00 PM - 5:00 P.M.

Sincerely,

A handwritten signature in black ink, appearing to read "Daniel Ramirez". The signature is written in a cursive style with a long, sweeping horizontal stroke at the end.

Daniel Ramirez
Building Official

Enclosure

CITY OF KINGSVILLE

P. O. BOX 1458 – KINGSVILLE, TEXAS 78364



APRIL 25, 2014

DORA BARRERA
1801 N 20TH
KINGSVILLE, TX 78363

Re: GARCIA AC 2, LOT 44 PT-X3, ACRES 2.8546 1801-1803 N 20TH

Dear Sir or Madam:

It has been determined that the structure at **1801-1803 N 20TH** is in a significant state of disrepair and creates a safety and health hazard to the surrounding area and the community at large. The structure is in direct violation to the City of Kingsville's Code of Ordinance § 15-1-165 Condemned Building or Structure; Specifications as adopted and as stated below.

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(2) Any building or other structure which shall be determined to have a permanent or temporary plumbing condition existing in violation of the installation, maintenance and repair provisions of the City Plumbing Code presently duly enacted or to be duly enacted from time to time, and which shall be further determined, by virtue of such condition in violation of the provisions of the Plumbing Code to endanger the safety of the building or structure or other buildings or structures or other property, and to endanger the safety and health of persons who may have occasion to occupy and/or be in, on or about the premises, whether they be the owner thereof or not.

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and to endanger the safety and health of persons who may have occasion to occupy and/or be in, on or about the premises, whether they be the owner thereof or not.

(4) Any building or structure which shall be determined to contain a faulty and defective structural condition existing in violation of the construction, maintenance and repair provisions of the City Building Code as is presently duly enacted or may be enacted from time to time, and which shall be further determined, by virtue of such condition in violation of the Building Code to endanger the safety of the building or structure or other buildings or structures or other property, and to endanger the safety and health of persons who may have occasion to occupy and/or be in, on or about the premises, whether they be the owner thereof or not.

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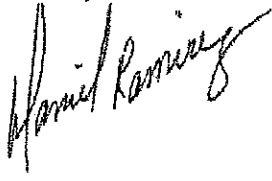
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If you need further information or have questions, please contact me at (361) 595-8019, Monday through Friday from 8:00 AM – 12:00 PM & 1:00 PM - 5:00 P.M.

Sincerely,

A handwritten signature in black ink, appearing to read "Daniel Ramirez". The signature is written in a cursive style with a large, stylized initial "D".

Daniel Ramirez
Building Official

Enclosure



BUILDING DEPARTMENT

City of Kingsville
Phone: 361-595-8019 Fax: 361-595-8035

CERTIFIED MAIL – RETURN RECEIPT #7011 0110 0000 4433 3356

JULY 16, 2014

DORA BARRERA
1801 N 20TH ST
KINGSVILLE, TX 78363

Re: **HEARING FOR PROPERTY AT 1801-1803 N 20TH**

Dear Sir or Madam:

On March 21, 2014, a letter was sent from the City of Kingsville stating that your property located at **1801 – 1803 N 20TH** was a fire hazard or was dangerous to human life, or constitutes a hazard to safety or health or public welfare by reason of inadequate maintenance, dilapidation, obsolescence, or abandonment such that the structures located thereon are unsafe and a nuisance. In that letter, you were further advised that you needed to repair or demolish the structures within a certain timeframe. As the timeframe has passed and the unsafe structures on your property have not been repaired or demolished, the structures on your property are being recommended for condemnation before the Kingsville City Commission.

You are hereby cited to appear before the City Commission at a public hearing on **Monday 11, 2014 at 6:00 p.m.** to show cause why such structures should not be condemned. You may appear in person, by agent or by counsel at the hearing. You will need to submit at the hearing proof of the scope of any work that may be required to comply with city ordinances and the time it will take to reasonably perform the work. The condemnation hearing is set for **AUGUST 11, 2014**.

The hearing will take place at the Alcorn Commission Chambers located on the first floor of City Hall, 200 E. Kleberg Avenue, Kingsville, Texas, during a regularly scheduled meeting of the City Commission.

If you have any questions about the condemnation process or how to get a building permit to fix the structures, please contact me at (361) 595-8019.

Sincerely,

Daniel Ramirez
Building Official

1801 N 20th St
Kingsville, TX 78363

Directions

Street View



Explore this area

Try searching: pizza · fast food restaurants

Perez Air Conditioning
& Heating



1801 N 20th St

Gulf Coast

E E Ave

City Garage
Kingsville
Sanitation Dept

Praise Victory
Worship Center

Top-Line Painting
& Dry Wall

E Corral Ave

11866

E Corral Ave

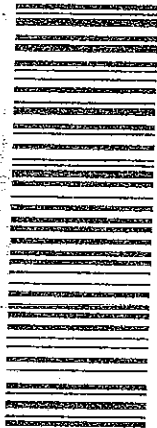
1898

E Corral Ave

11866

E Corral Ave

Human Services Dept



8364

7011 0110 0000 4433 4308

052114

1543619
5-2-11
5-5

Dora Benera
1801 N 20th

NIXIE

782 4E 1009 0105/16/14

RETURN TO SENDER
UNCLAIMED
UNABLE TO FORWARD

*0588-05330-25-39

78063/3907

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Dora Benera
1801 N 20th
Kingsville, TX 78303

COMPLETE THIS SECTION ON DELIVERY

- A. Signature ☒ Agent ☐ Addressee
- B. Received by (Printed Name) *Rene Benera* C. Date of Delivery
- D. Is delivery address different from item 1? ☐ Yes ☐ No
If YES, enter new address below:



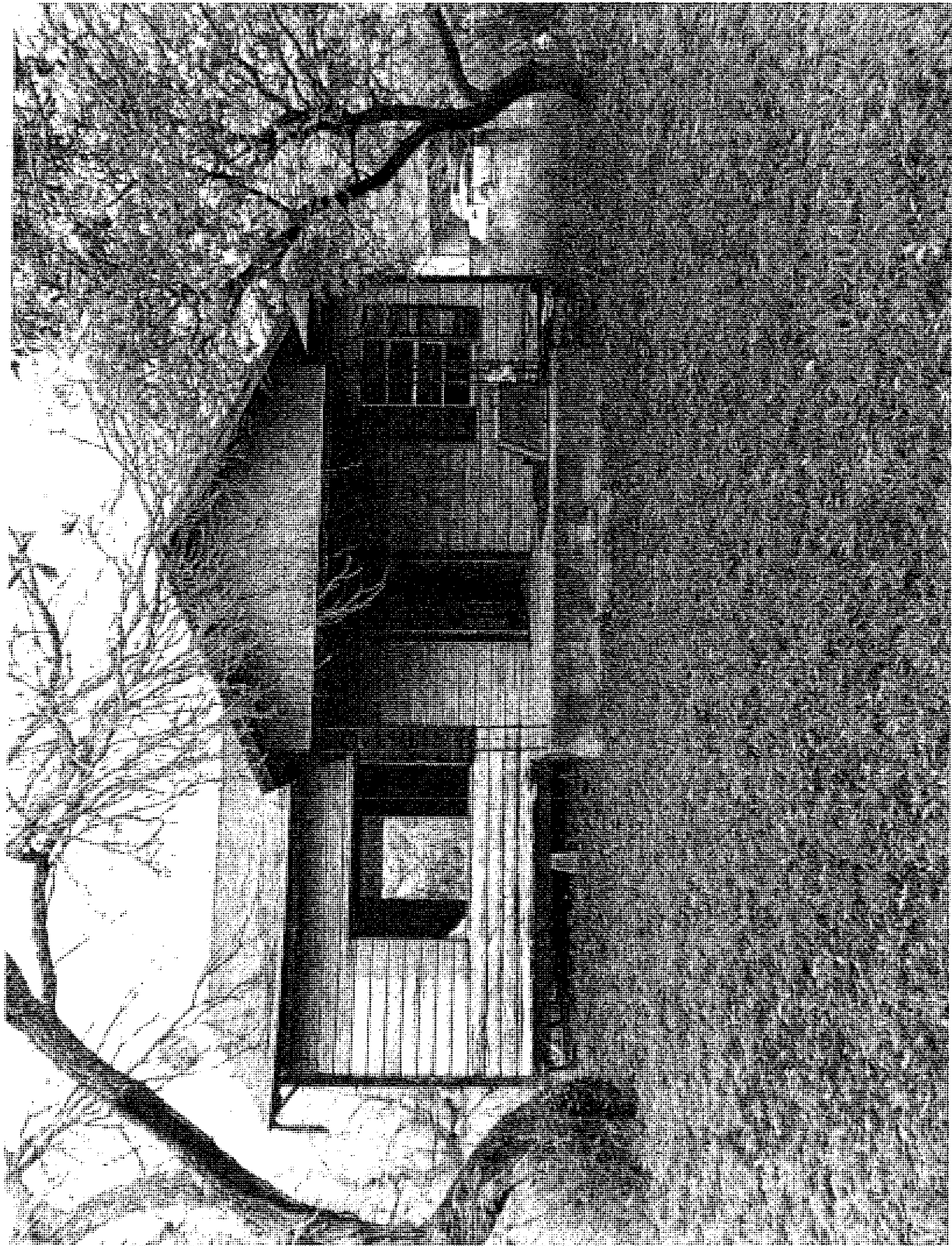
3. Service Type ☐ Certified Mail ☐ Express Mail ☐ Registered ☐ Return Receipt for Merchandise ☐ Insured Mail ☐ C.O.D.
4. Restricted Delivery? (Extra Fee) ☐ Yes ☐ No

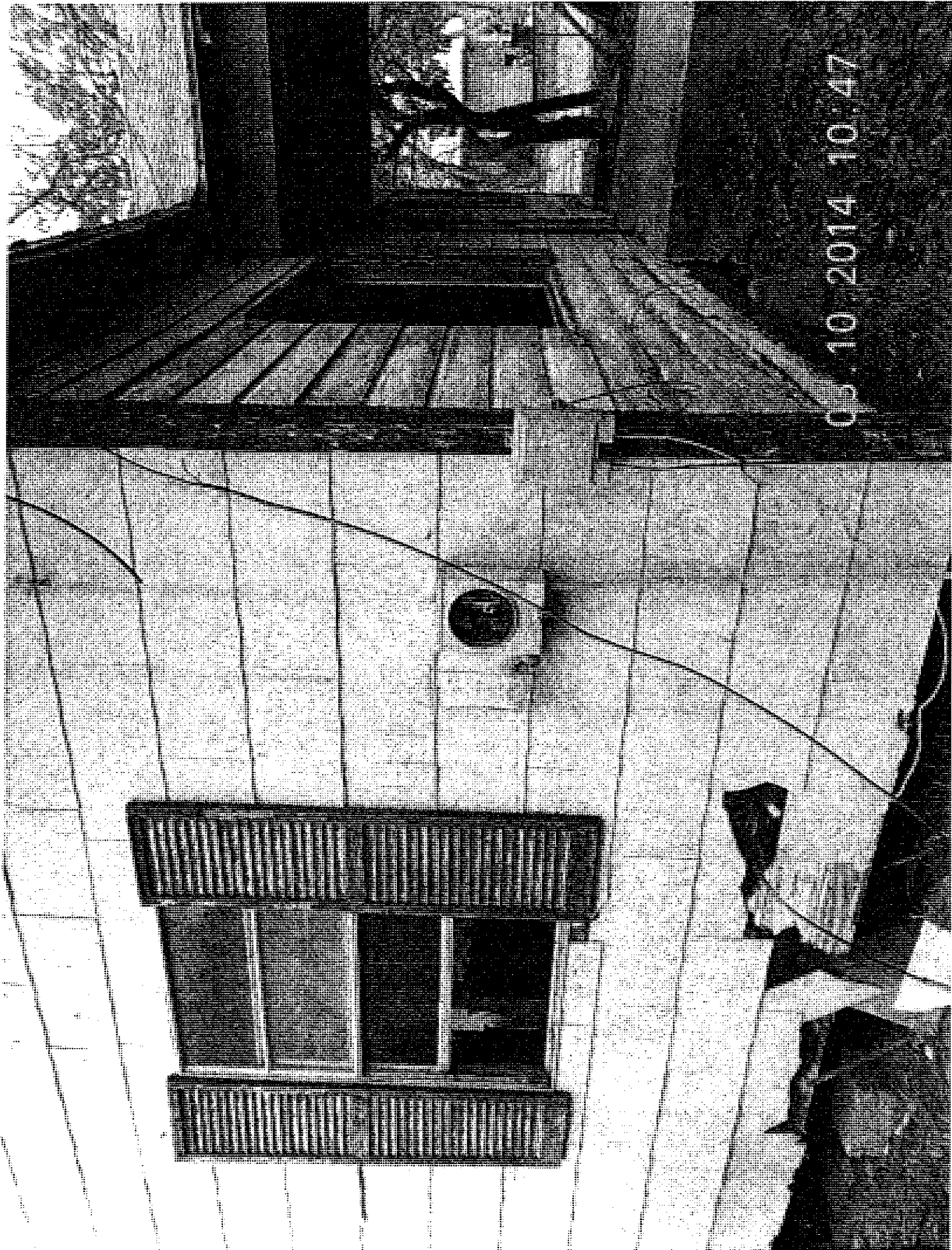
2. Article Transf. 7011 0110 0000 4433 3844

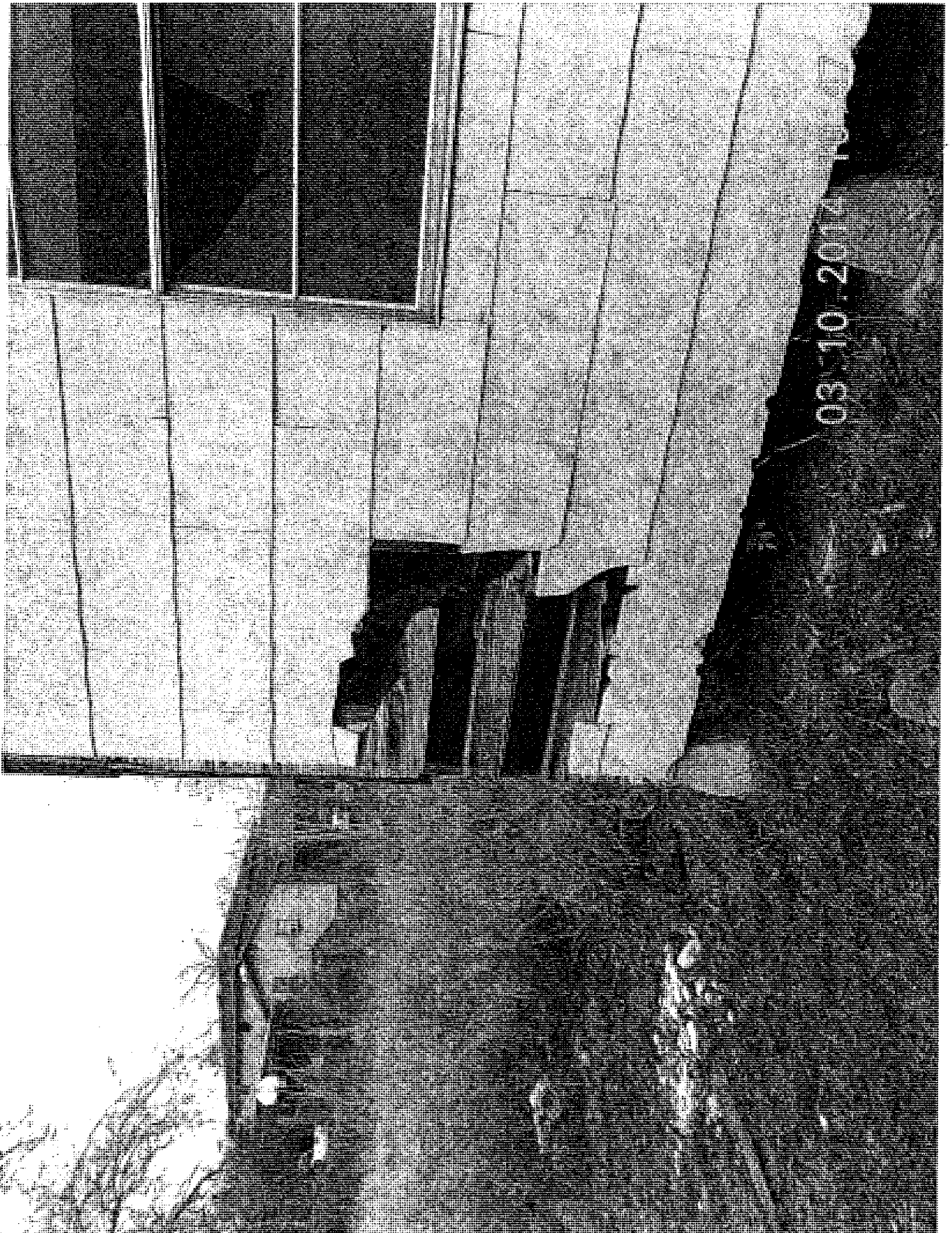
PS Form 3811, February 2004

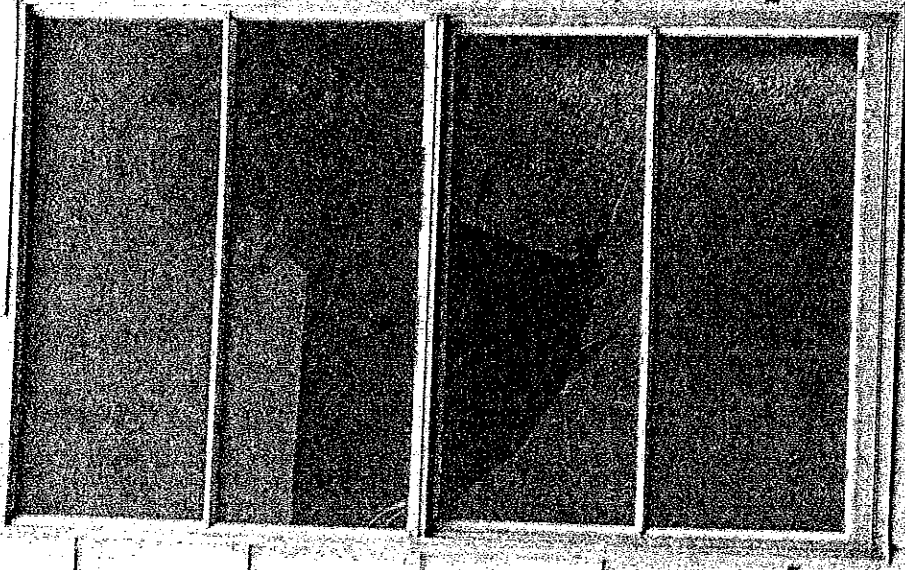
Domestic Return Receipt

102595-02-M-1540



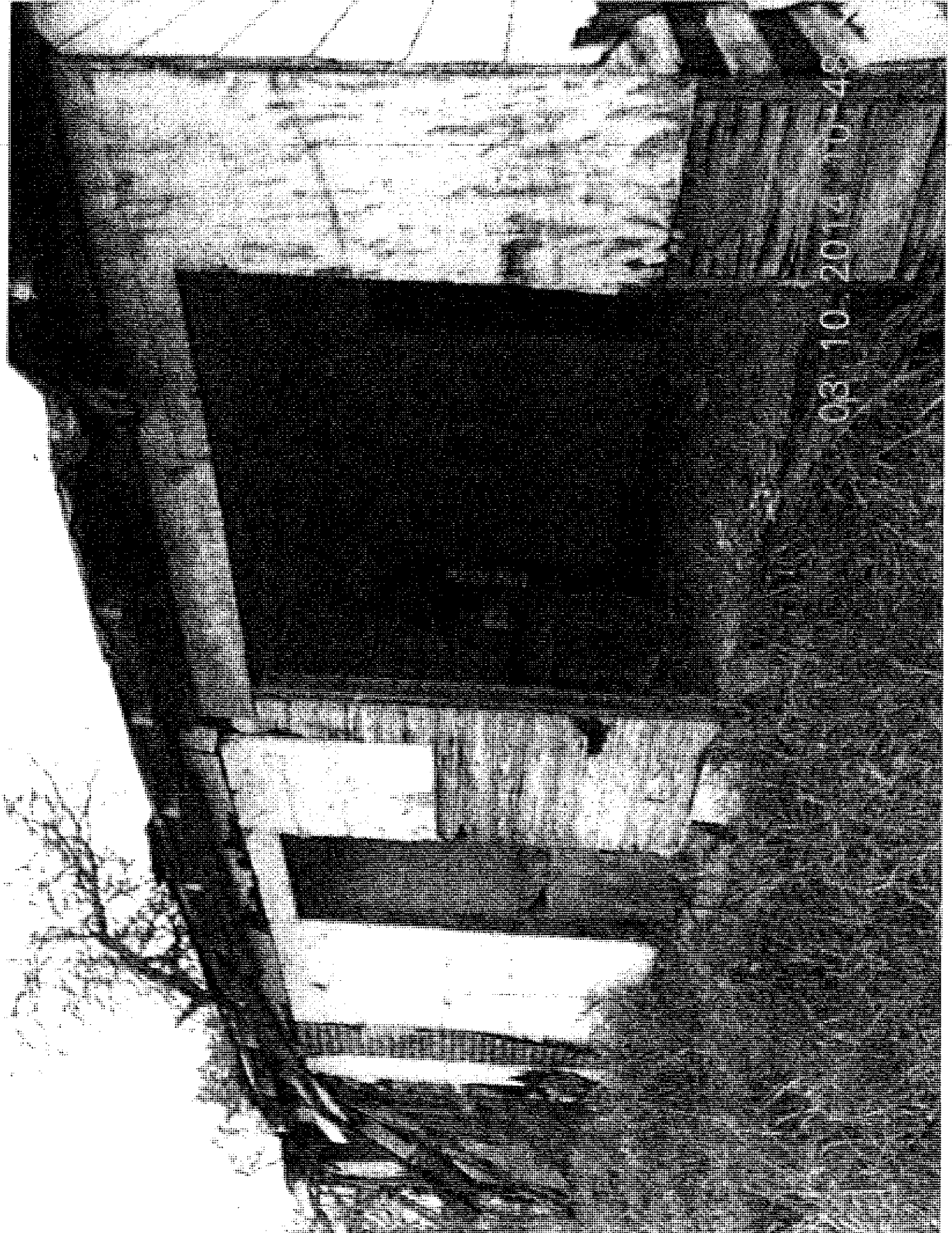




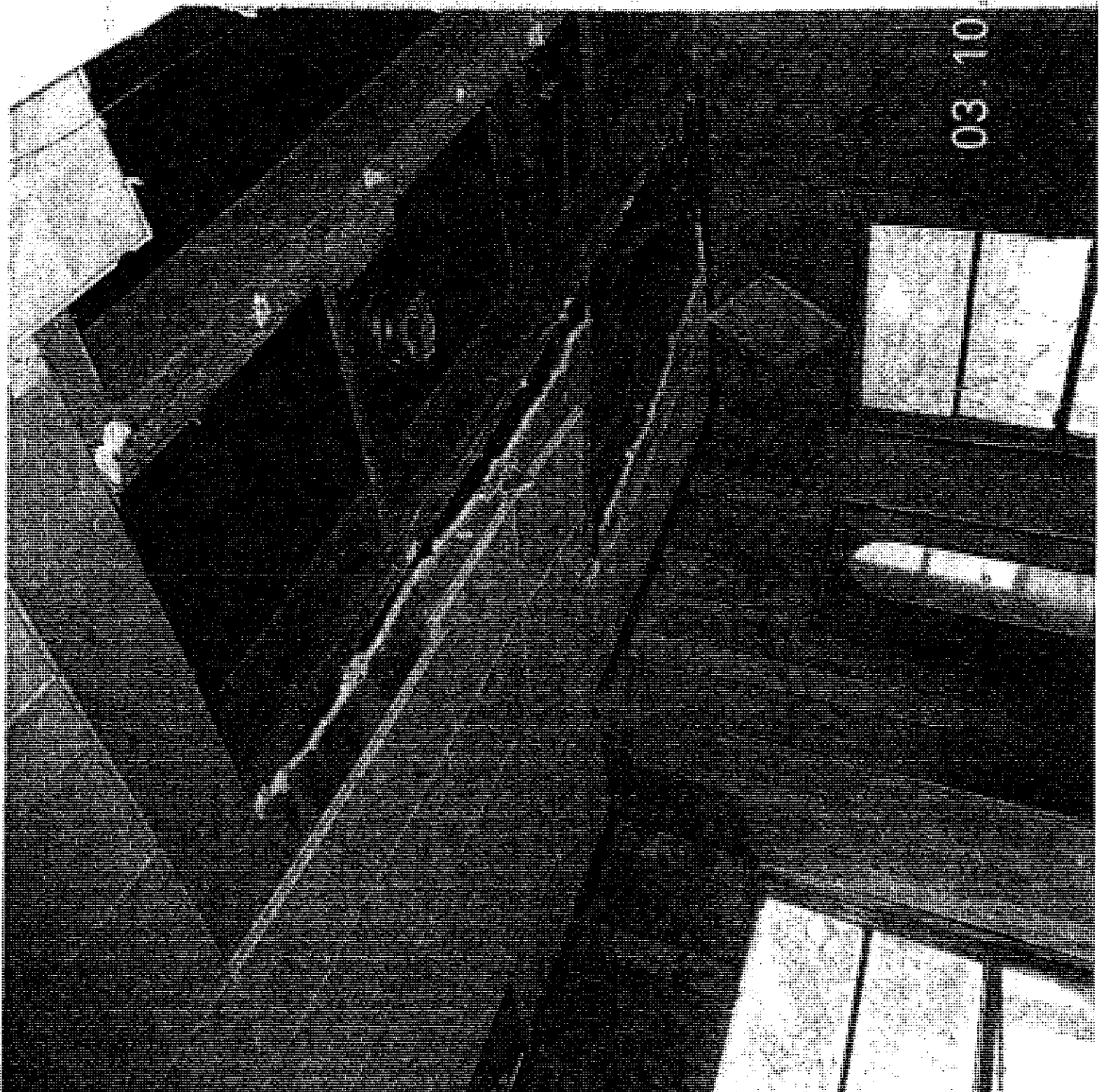


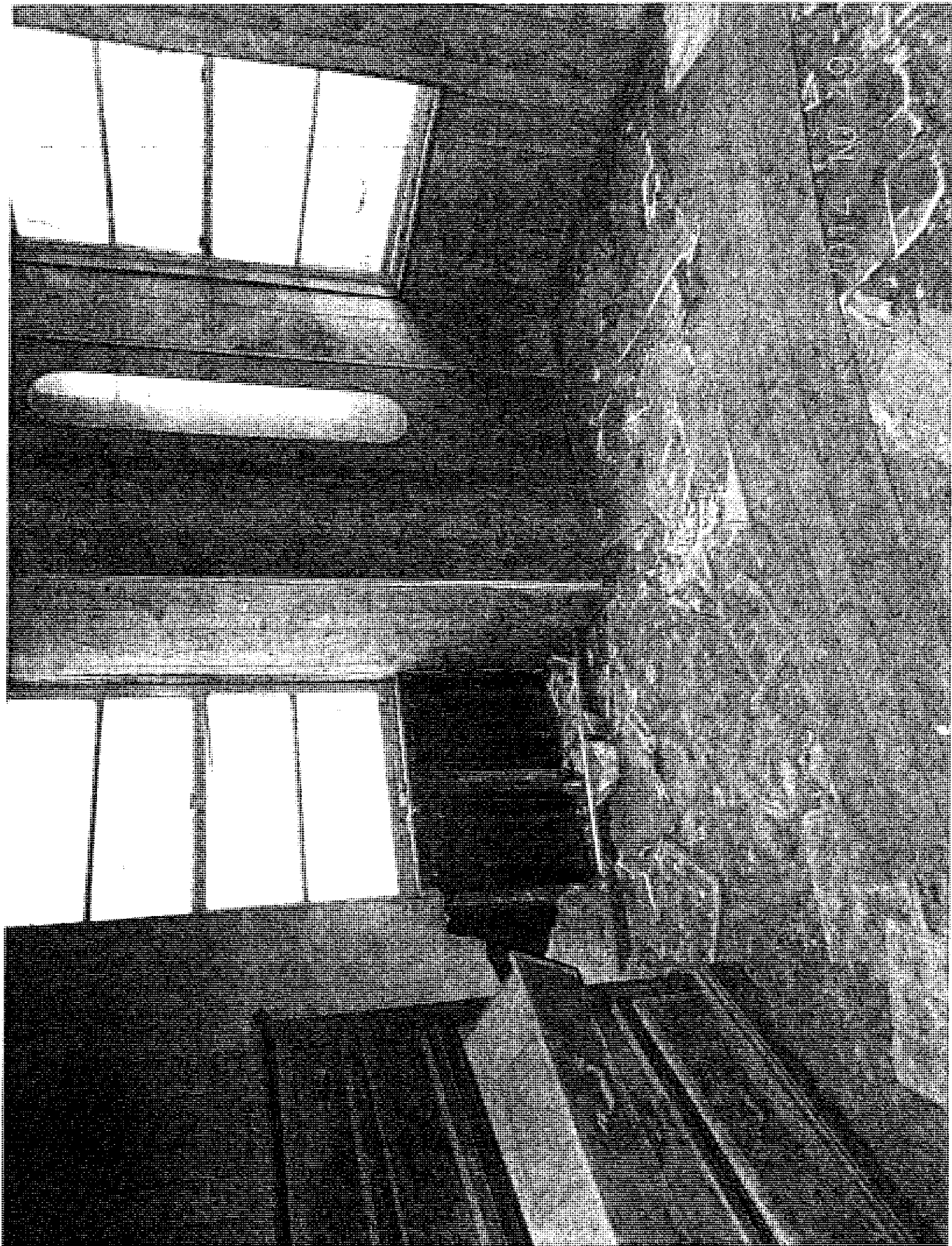
03.10.2014 10:47

03 10 2013 10:48

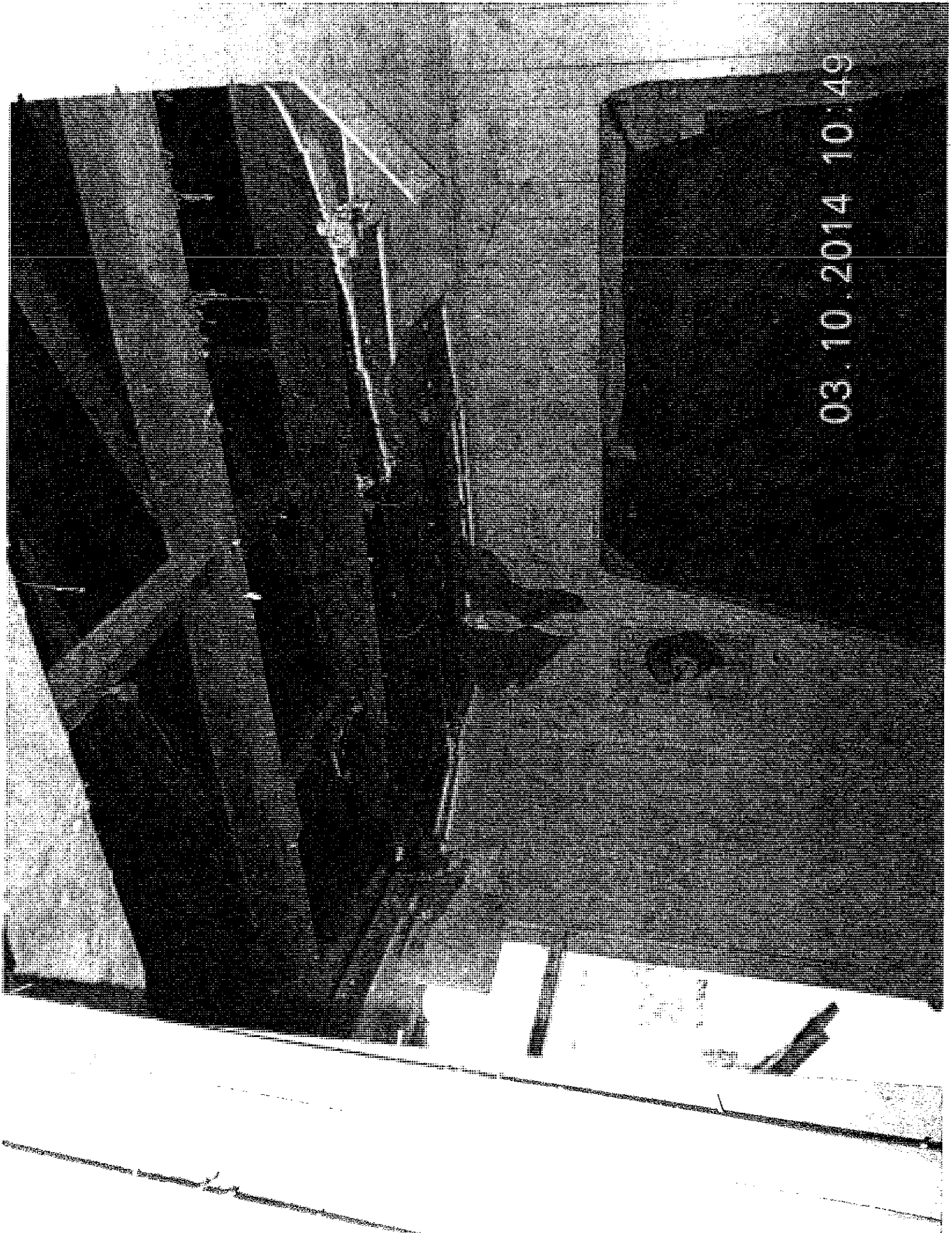


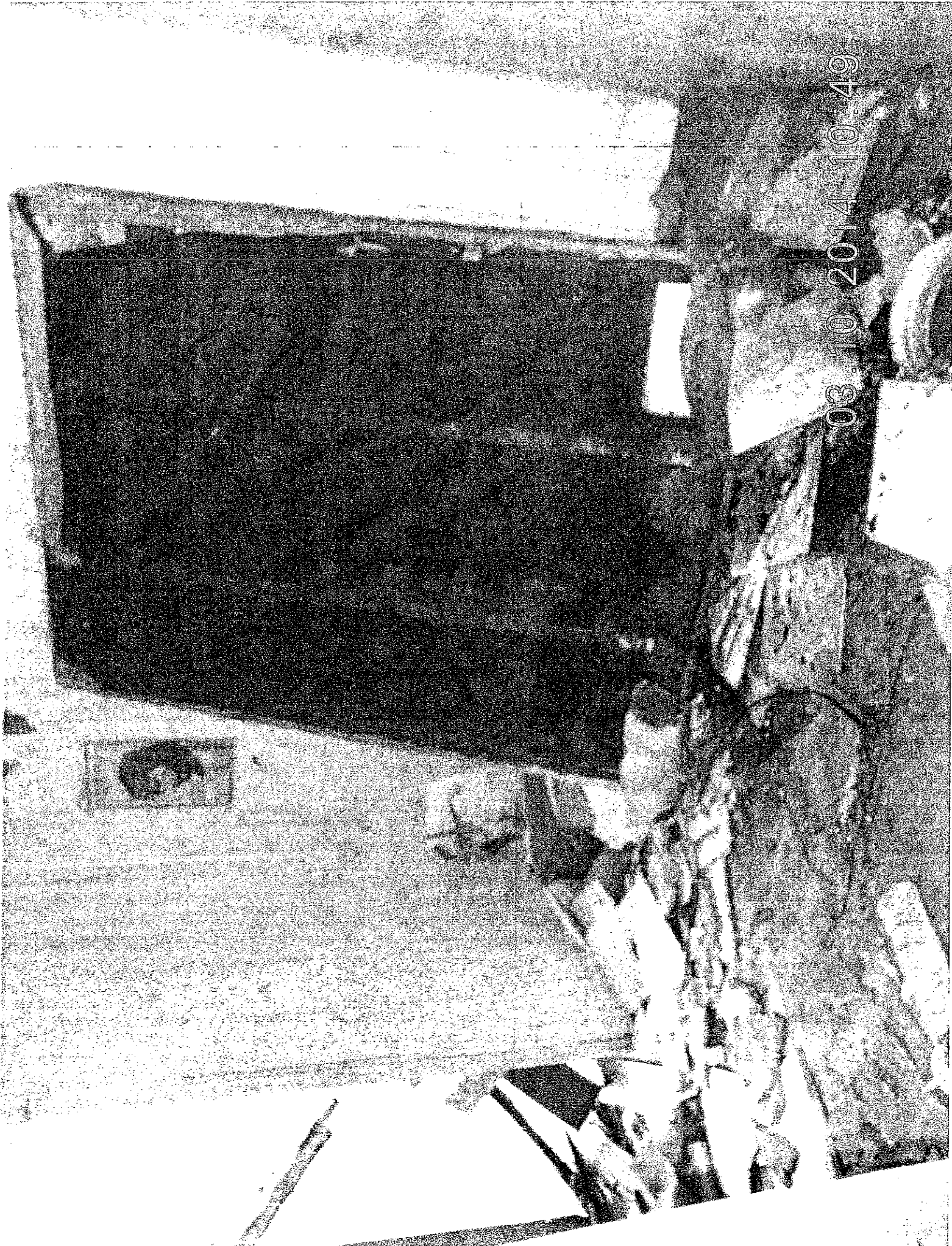
03.10.2014 10:49



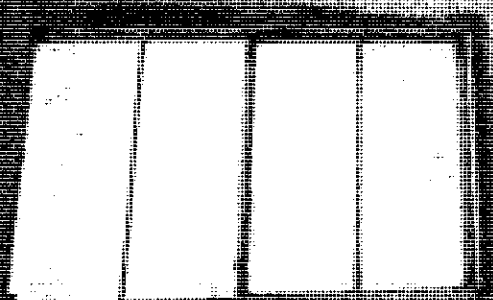


03.10.2014 10:49

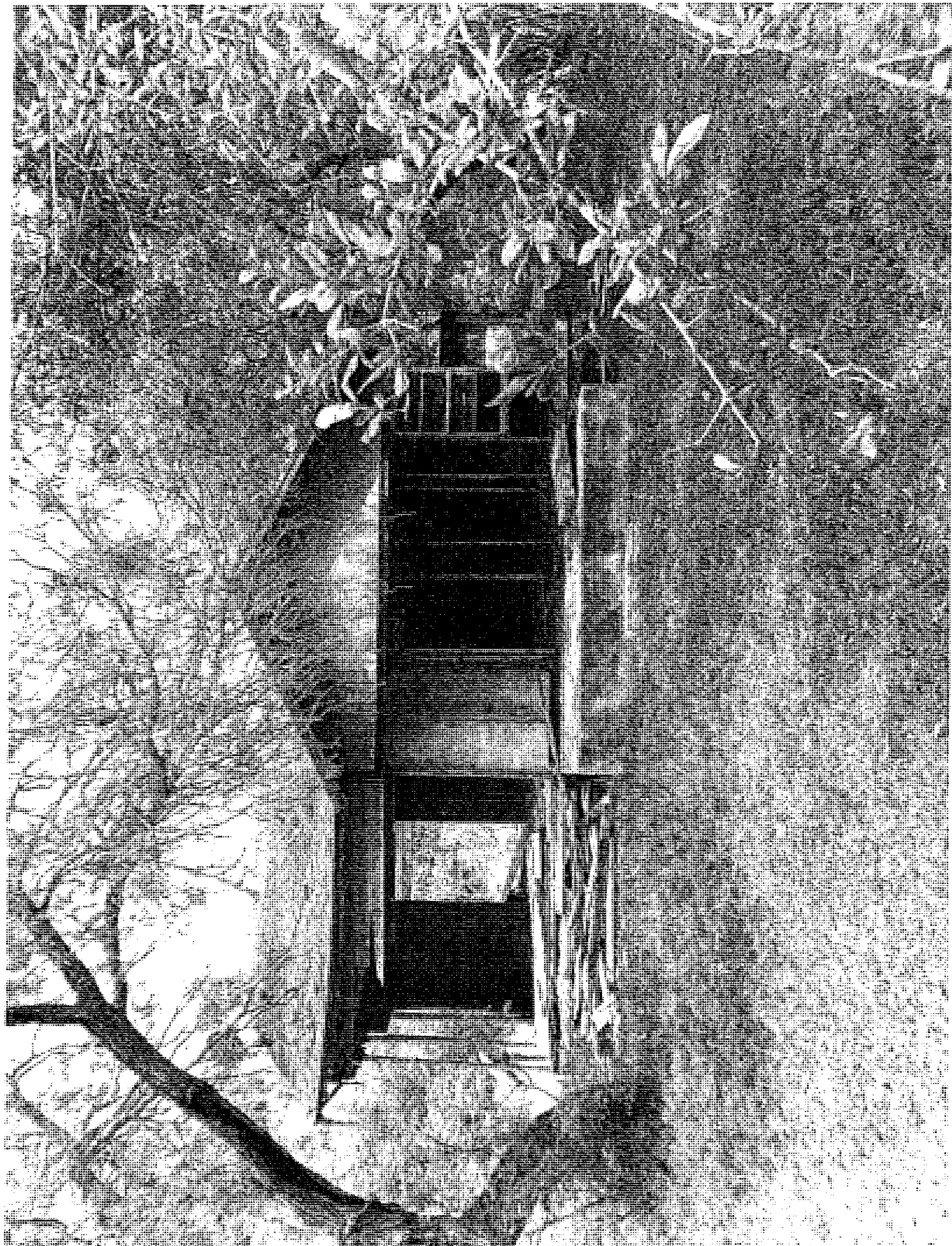


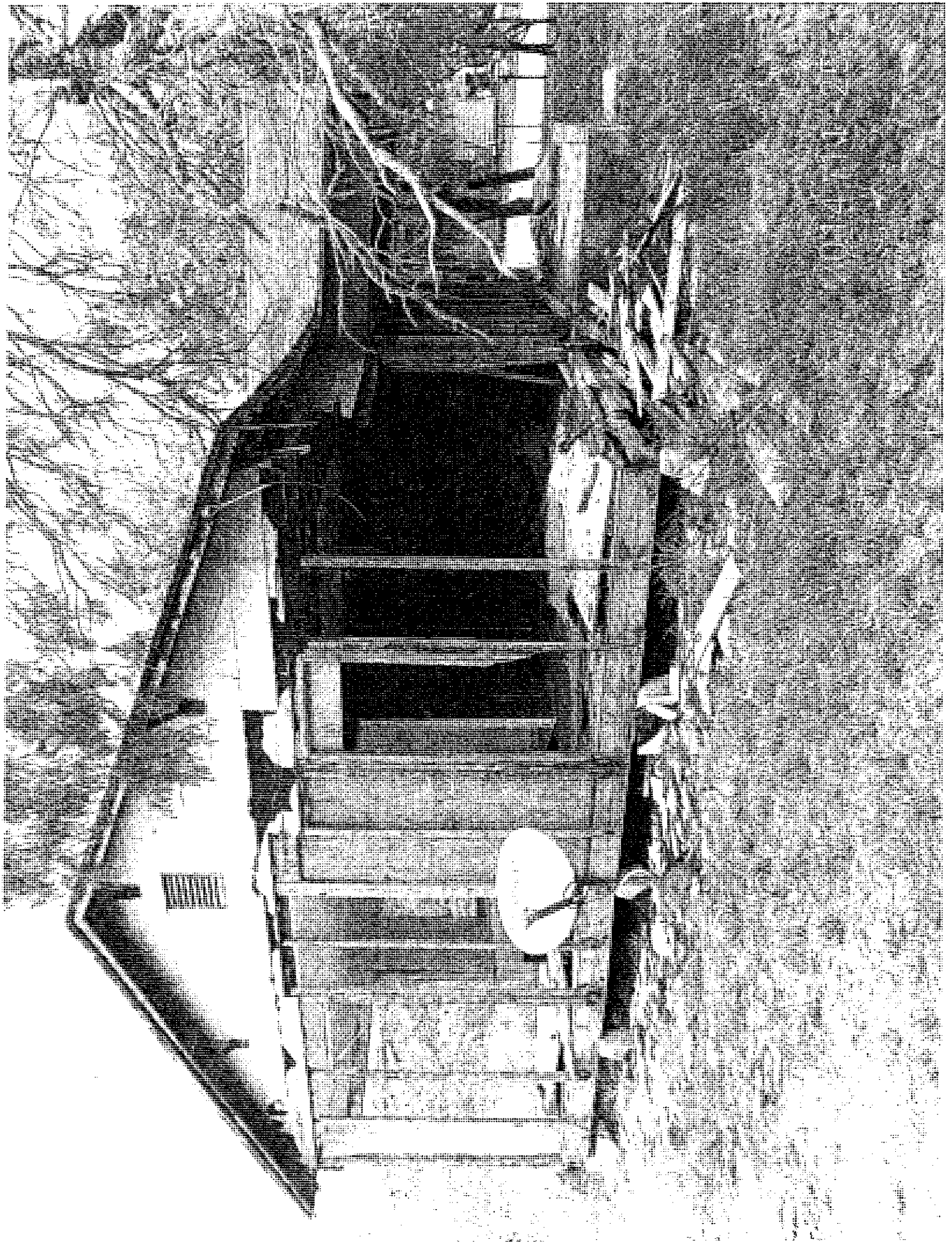


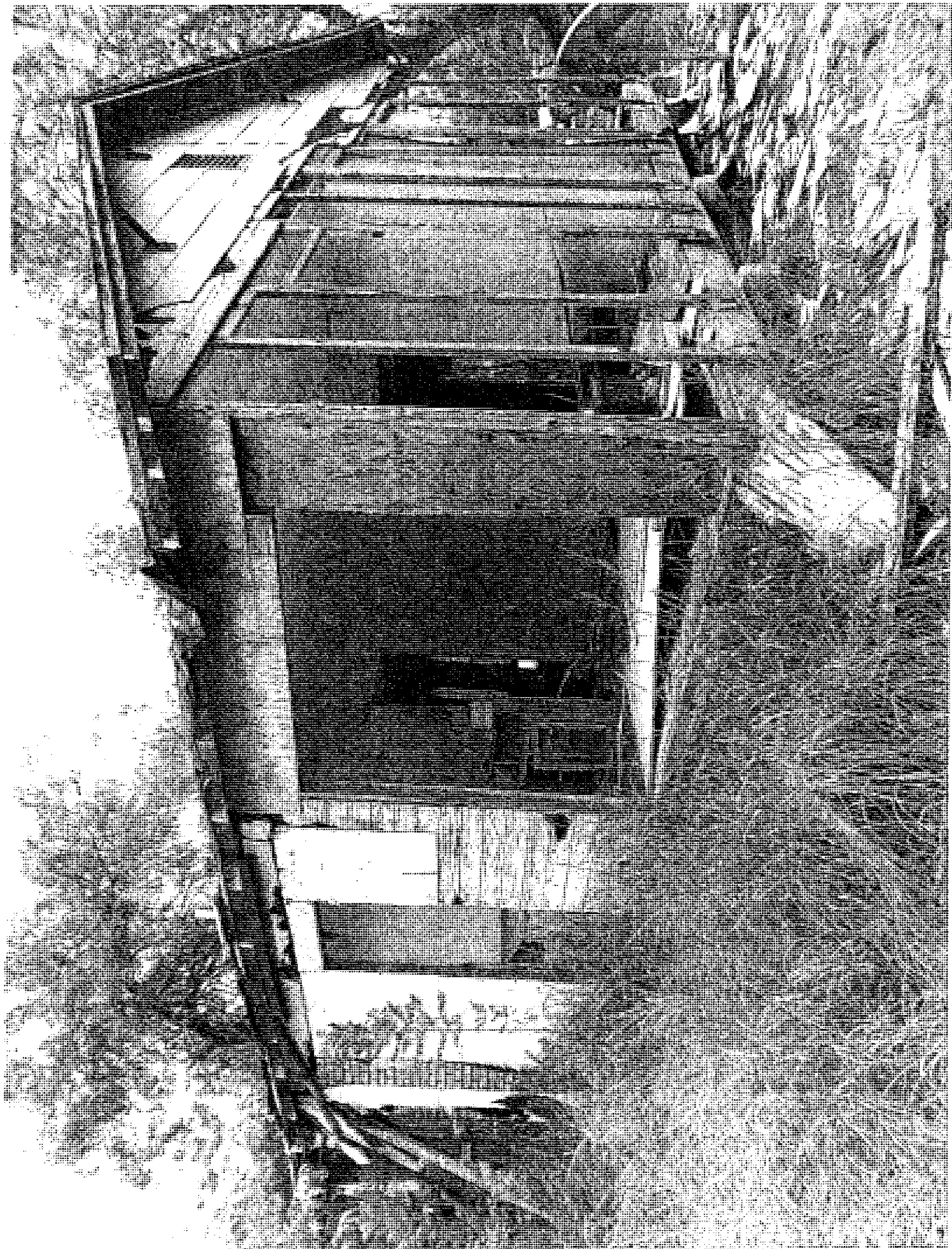
03-10-2014 10:49

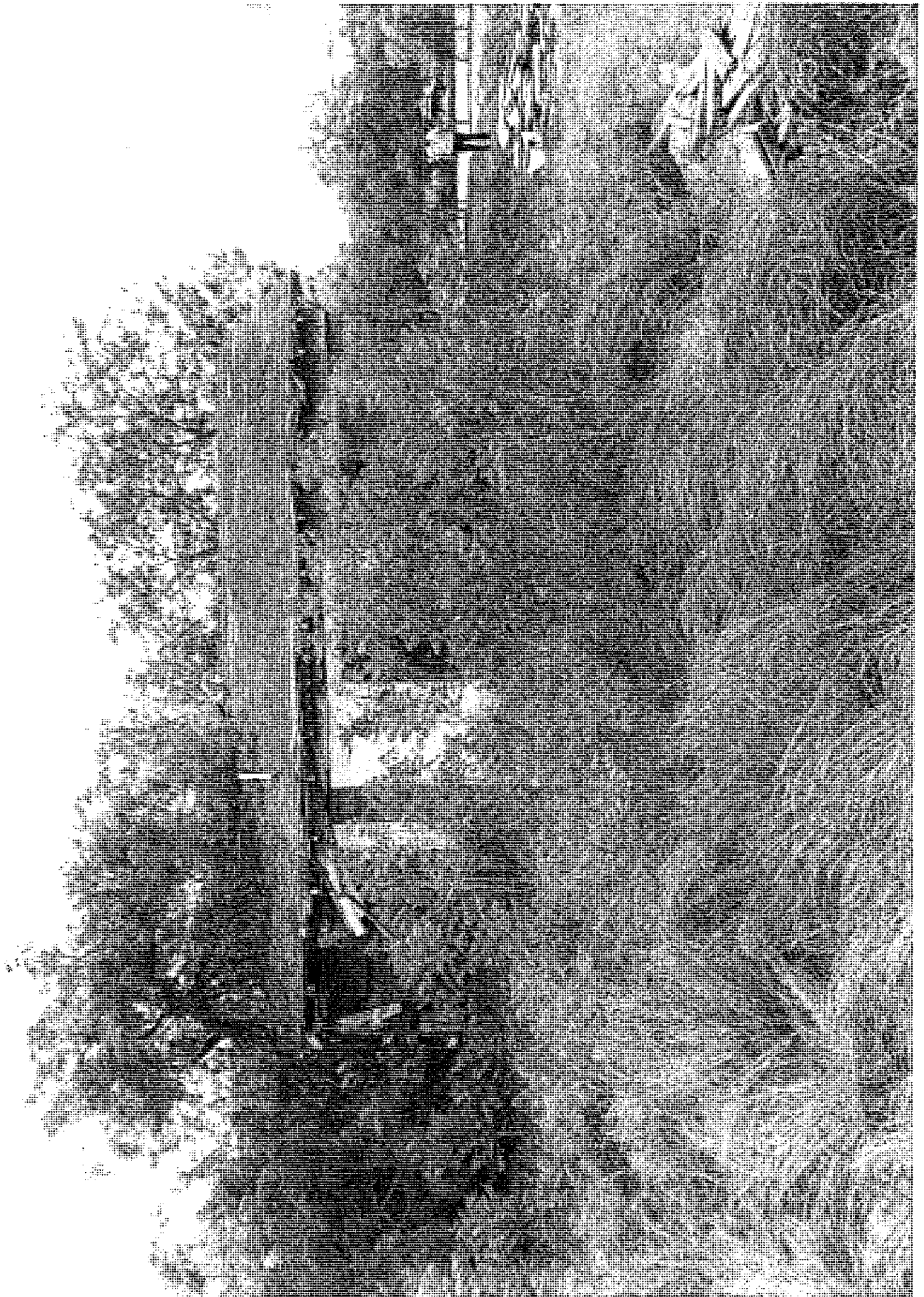


03.10.2014 10:50

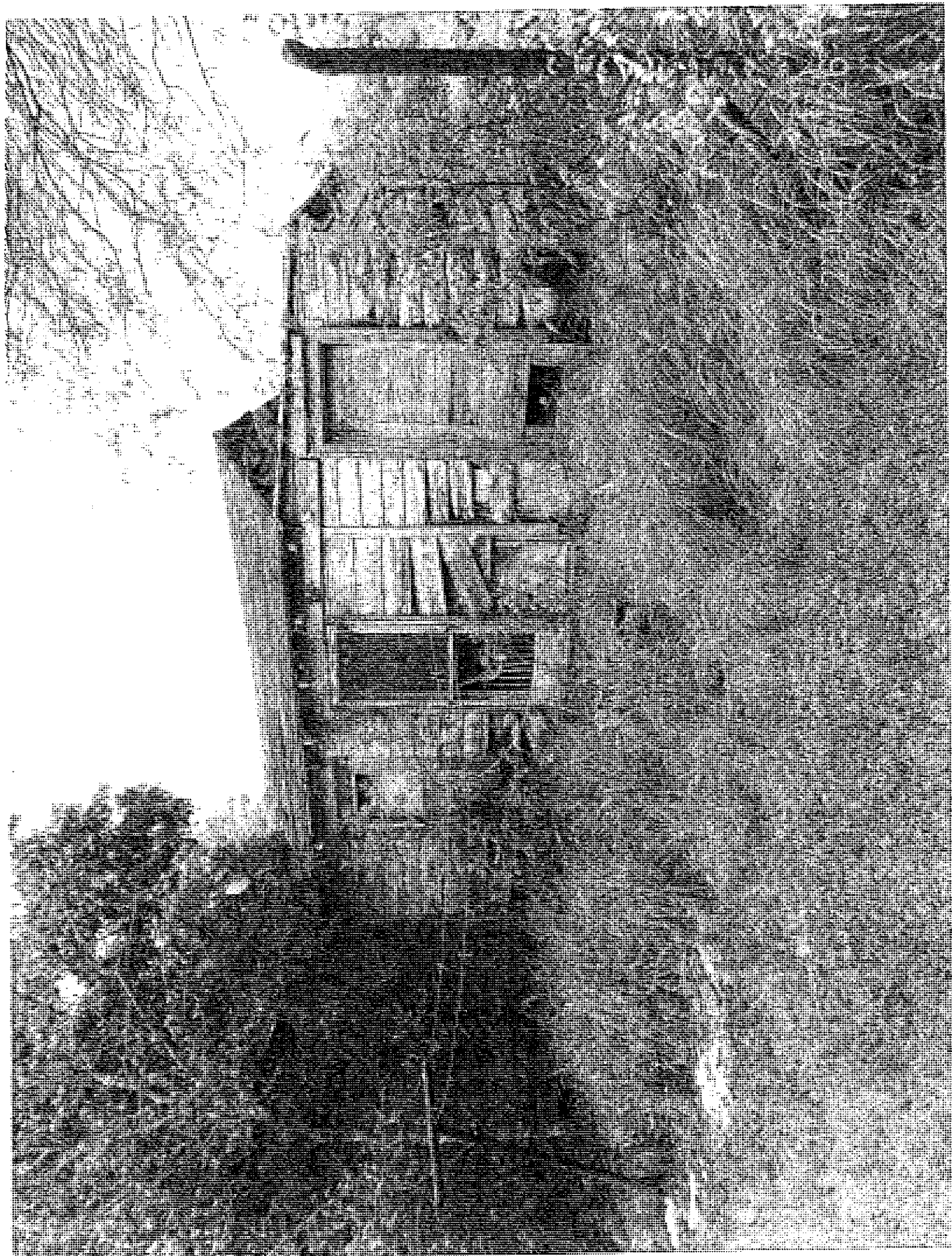


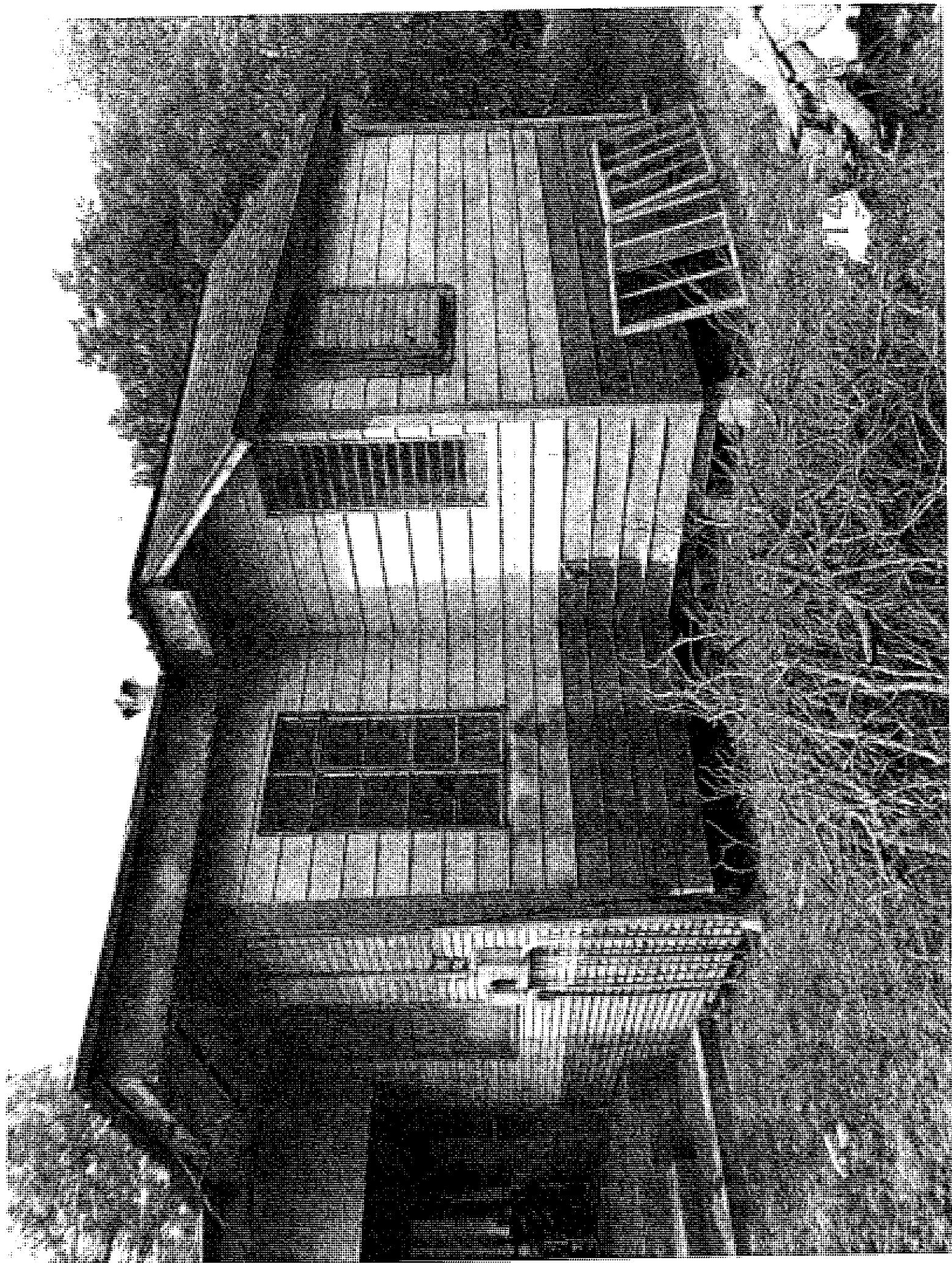


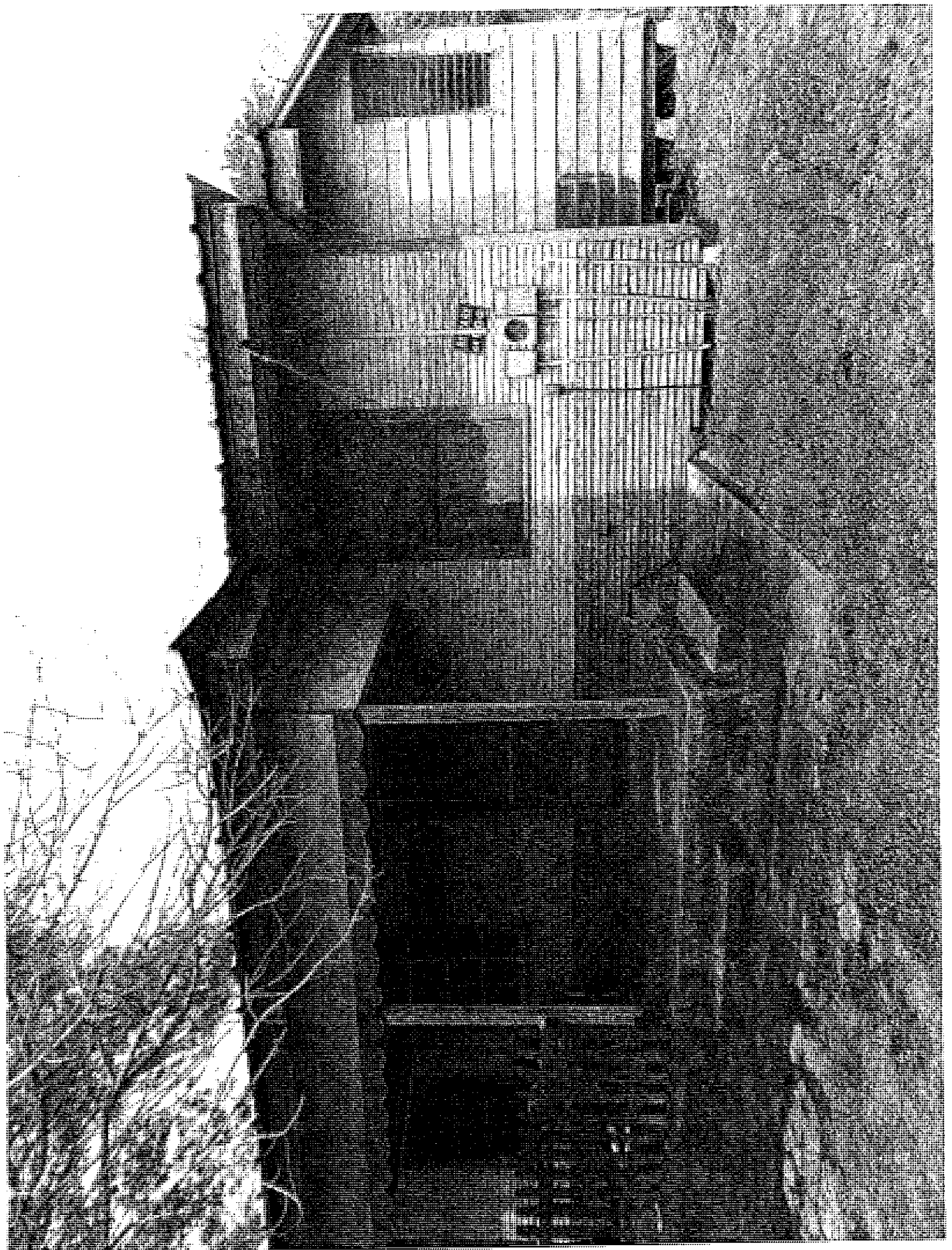


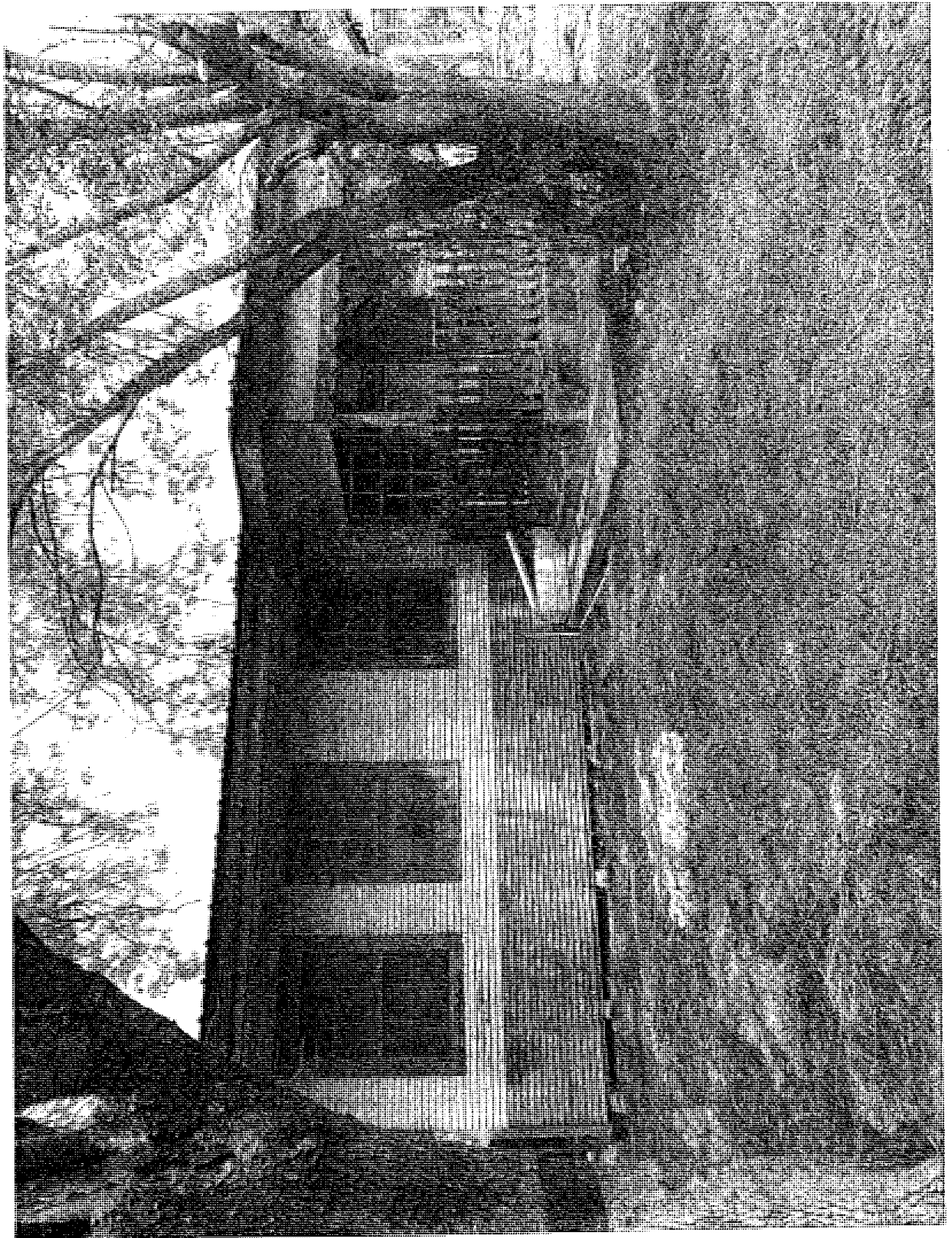


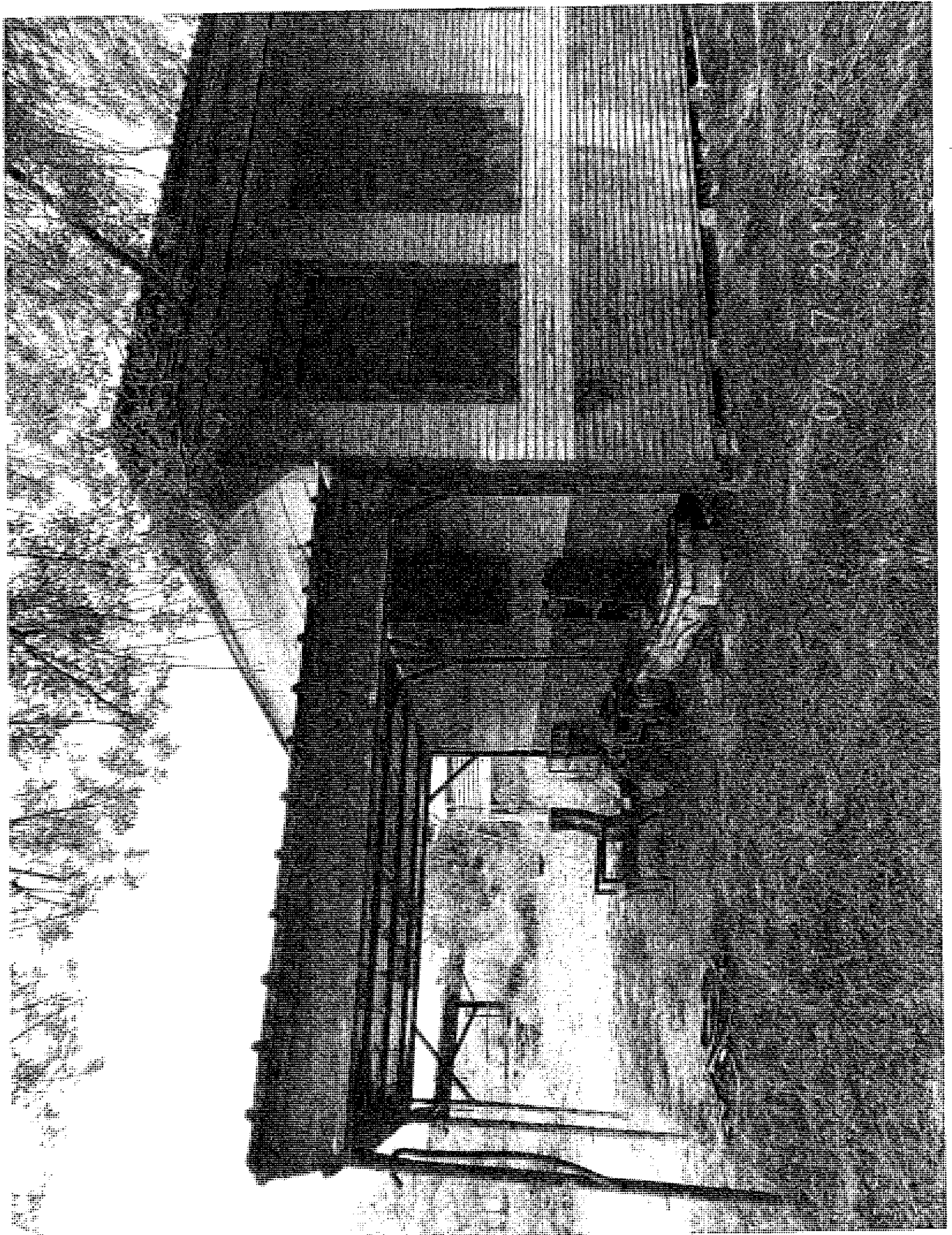


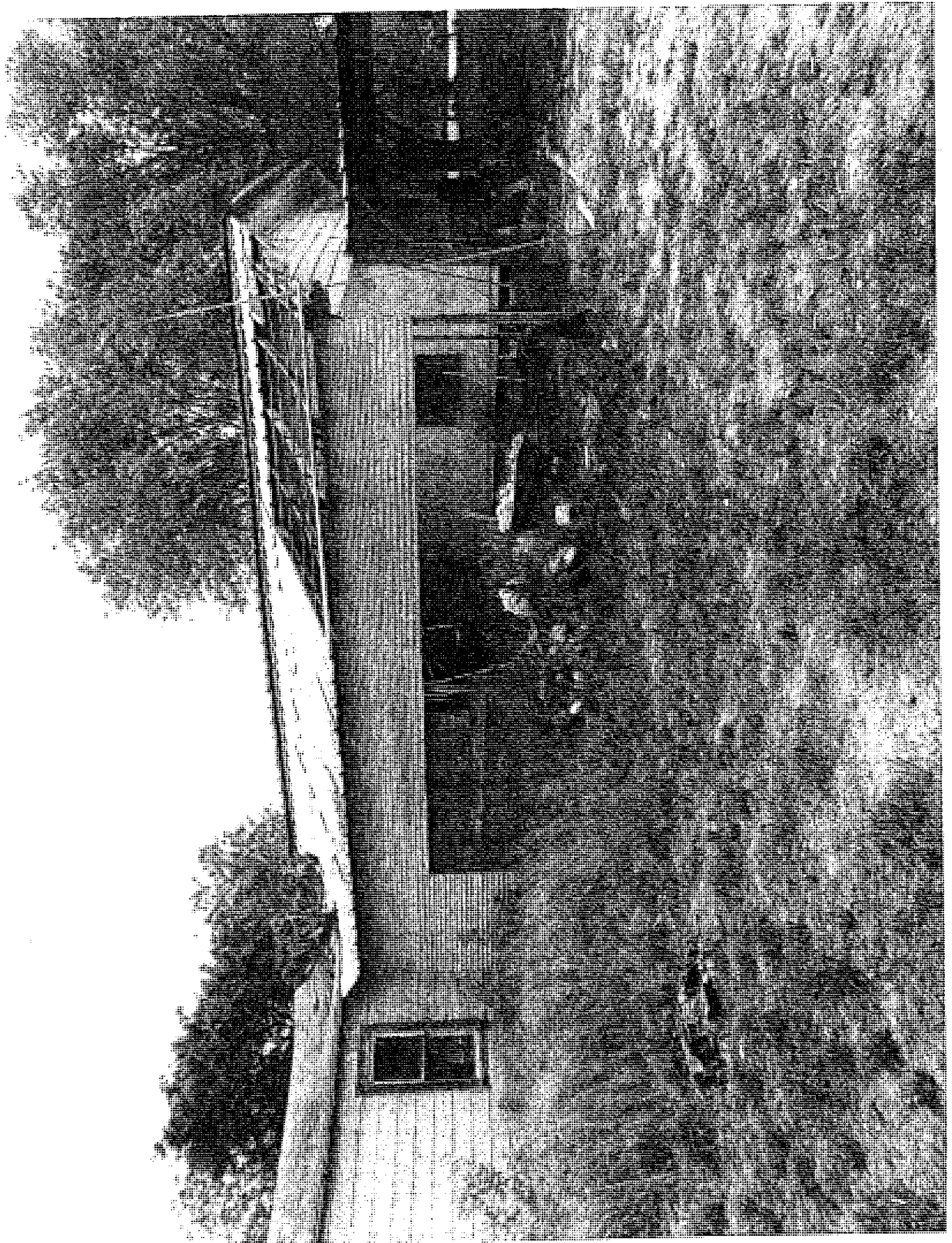












CITY OF KANSAS

NOTICE

THIS NOTICE IS TO ADVISE A PROPERTY OWNER THAT THE CITY OF KANSAS WILL CONSIDER PROVIDING SERVICES TO THE PROPERTY OWNER.

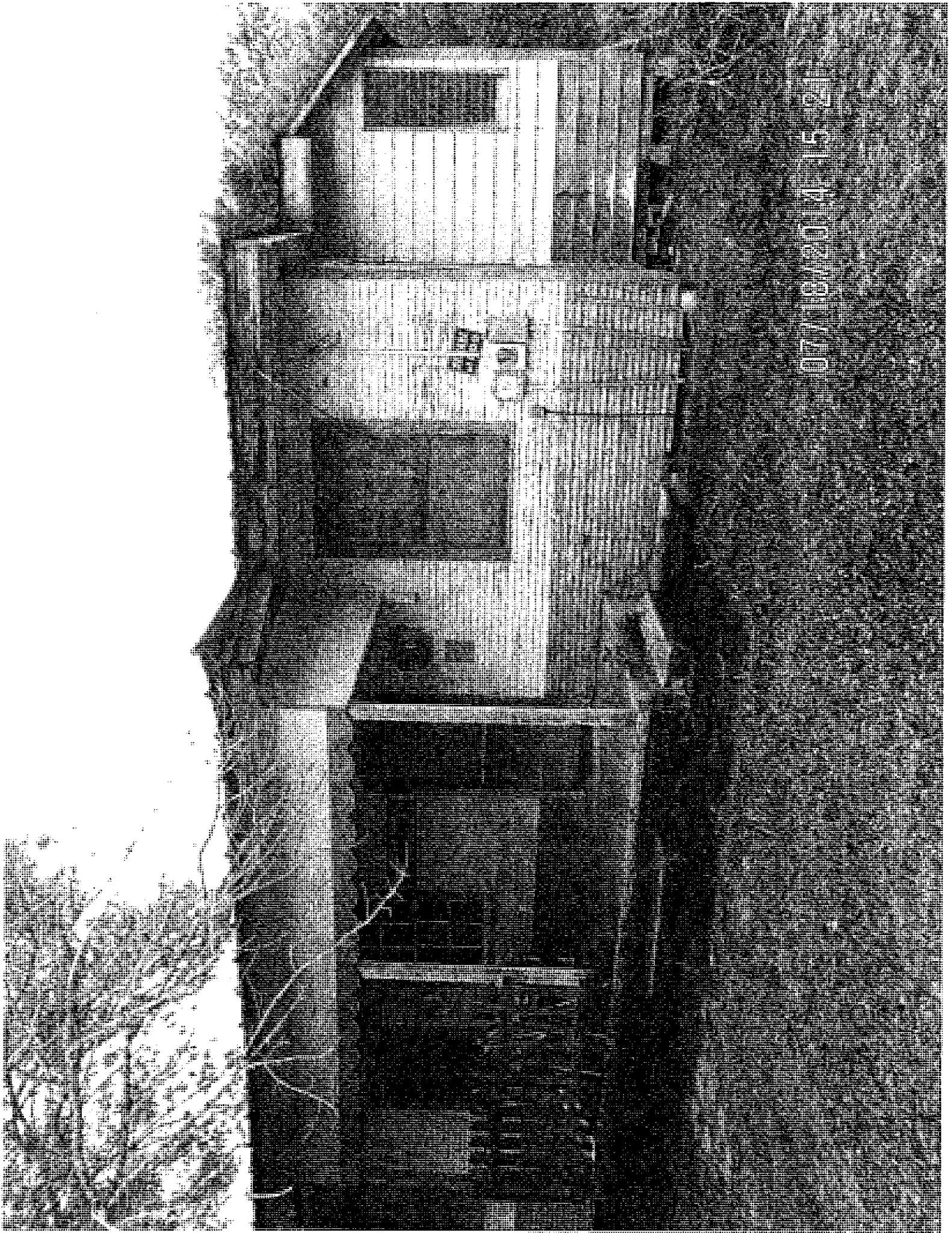
1801 N 20th
August 11, 2014

BY THE CITY OF KANSAS

THE CITY OF KANSAS HAS THE HONOR TO ADVISE THAT THE CITY OF KANSAS WILL CONSIDER PROVIDING SERVICES TO THE PROPERTY OWNER.

THANK

07/18/2014 15:20



07/18/2014 15:21

NOTICE

THIS NOTICE IS TO BE POSTED IN THE PUBLIC PLACE OF THE
PROPERTY OF THE CITY OF NEW YORK

ON 1803 N 30th

August 11, 2014

THE CITY OF NEW YORK

THE CITY OF NEW YORK

THE CITY OF NEW YORK

THE CITY OF NEW YORK

THE CITY OF NEW YORK

THE CITY OF NEW YORK

THE CITY OF NEW YORK

THE CITY OF NEW YORK

THE CITY OF NEW YORK

7/11/14

07/18/2014 15:22





BUILDING DEPARTMENT

City of Kingsville
Phone: 361-595-8019 Fax: 361-595-8035

CERTIFIED MAIL – RETURN RECEIPT #7011 0110 0000 4433 3578

JULY 30, 2014

DORA BARRERA
1801 N 20TH
KINGSVILLE, TX 78363

Re: **HEARING FOR PROPERTY AT 1801- 1803 N 20TH**

Dear Sir or Madam:

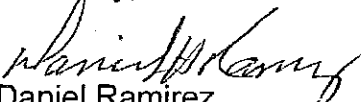
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If you have any questions about the condemnation process or how to get a building permit to fix the structures, please contact me at (361) 595-8019.

Sincerely,


Daniel Ramirez
Building Official

PUBLIC HEARING #2



CITY OF KINGSVILLE

P.O. BOX 1458
KINGSVILLE, TX 78364

REPORT ADDRESS 303 W. GEN. CAVAZOS		INSPECTOR DANIEL RAMIREZ	
LEGAL DESCRIPTION KT. & 1 CO	BLOCK 20	LOT ouy of ne pt. 1 "ov65 tax deferral 2007 acres.66	
OWNER NAME JESUS GONZALEZ	OWNER'S ADDRESS 303 GEN. CAVAZOS BLVD.	CITY/STATE/ZIP KINGSVILLE, TEXAS 78363-2764	

PROPERTY CONDITION REPORT

PICTURES TAKEN:	Y OR N Y	ACCEPTABLE			REASON CODE	COMMENT CODES
		YES	NO	N/A		
Building						
Condition			X		H,B,D,AB,OU	1,2
Yard						
Condition			X		H,OV	
Utilities						
Electric			X		MI	
Gas			X		MI	
Water			X		MI	
Roof						
Covering			X		OU	
Walls						
Exterior			X		H,B,D,OU	
Interior			X			
Ceilings			X			
Windows/Doors						
Secured			X			
Condition			X		H,B,D,OU	
Foundation						
Exterior			X		H,OU	
Interior			X		H,OU	
Plumbing			X		MI	
Electrical			X			

MI

AB-Abandoned	C-Collapsed	I-Incomplete	MO-Mold
AS-Asbestos	D-Deteriorated	L-Leaning	OU-Outdated
B-Broken	H-Hazardous	MI-Missing	OV-Overgrown

COMMENT CODES:

1. AN ATTRACTIVE NUCIANCE TO CHILDREN
2. A HARBOR FOR VAGRANTS, CRIMINAL AND IMMORAL PEOPLE
3. EVIDENCE OF ROACH, RAT, MOUSE, OR OTHER VERMIN FOUND
4. PARTIAL
5. UNCOVERED ROOF
6. GRAFFITI

BUILDING OFFICIAL COMMENTS:

FOUND THE OVERALL CONDITION TO BE IN A SEVERE AND HAZARDOUS STATE OF DISREPAIR. IT IS UNSECURED ALLOWING FOR EASY ACCESS FOR ANIMALS AND/VAGRANTS. HAS HAS BEEN WITHOUT WATER SINCE

SIGNATURE:

Daniel H. Ramirez
DANIEL H. RAMIREZ, CITY OF KINGSVILLE BUILDING OFFICIAL

DATE:

3/14/14



CITY OF KINGSVILLE

P.O. BOX 1458
KINGSVILLE, TX 78364

REPORT ADDRESS 303 W. GEN. CAVAZOS		INSPECTOR DANIEL RAMIREZ	
LEGAL DESCRIPTION KT. & 1 CO	BLOCK 20	LOT ouy of ne pt. 1 "ov6S tax deferral 2007 acres.66	
OWNER NAME JESUS GONZALEZ	OWNER'S ADDRESS 303 GEN. CAVAZOS BLVD.	CITY/STATE/ZIP KINGSVILLE, TEXAS 78363-2764	

PROPERTY CONDITION REPORT

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Condition			X		H,B,D,AB,OU	1,2
Yard						
Condition			X		H,OV	
Utilities						
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Gas			X		MI	
Water			X		MI	
Roof						
Covering			X		OU	
Walls						
Exterior			X		H,B,D,OU	
Interior			X			
Ceilings			X			
Windows/Doors						
Secured			X			
Condition			X		H,B,D,OU	
Foundation						
Exterior			X		H,OU	
Interior			X		H,OU	
Plumbing			X		MI	
Electrical			X			

MI

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AS-Asbestos	D-Deteriorated	L-Leaning	OU-Outdated
B-Broken	H-Hazardous	MI-Missing	OV-Overgrown

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SIGNATURE:

Daniel H. Ramirez

DANIEL H. RAMIREZ, CITY OF KINGSVILLE BUILDING OFFICIAL

DATE:

7-17-14

CONDEMNATION CHECKLIST

Property Address: 303 W General Cavazos Phone: _____
 Property Owner: Josue M Gonzalez Est Jasinta Gonzalez Phone: _____
 Owner's Address: 303 W General Cavazos Blk Fax: _____
Kingsville, TX 78363-2767

PLANNED DATE	ACTUAL DATE	ACTION
<input type="checkbox"/> <u>3-14-14</u>	<u>3-14-14</u>	1. Identify structure unfit for human habitation.
<input type="checkbox"/> <u>3-14-14</u>	<u>3-14-14</u>	2. Inspect Property. (Building Official)
		<input type="checkbox"/> a. Prepare inspection report and date.
<input type="checkbox"/> <u>3-14-14</u>	<u>3-14-14</u>	<input type="checkbox"/> b. Photograph property with date stamp.
<input type="checkbox"/> <u>3-14-14</u>	<u>3-14-14</u>	3. Determine ownership from county assessment & tax collection record.
<input type="checkbox"/> <u>3-14-14</u>	<u>3-14-14</u>	4. Obtain legal description.
<input type="checkbox"/> <u>3-14-14</u>	<u>3-14-14</u>	5. Obtain or complete title report to verify ownership & other vested interests, such as mortgage holders, trustees, etc.
<input type="checkbox"/> <u>3-21-14</u>	<u>3-21-14</u>	6. Send Notice of Violation & copy of inspection report to property owner(s) of record. Request written response from owner within 10 days from Notice of Violation indicating action the owner intends to take within the next 30 days to correct substandard conditions.
<input type="checkbox"/> <u>4-25-14</u>	<u>4-25-14</u>	7. 2 nd Notice Sent. (10 day response) (Optional)
<input type="checkbox"/> <u>4-25-14</u>	<u>4-25-14</u>	8. If response is not received or is not adequate, proceed as follows:
<input type="checkbox"/> <u>7-16-14</u>	<u>7-16-14</u>	9. Send 20-day pre notification letter owner(s) & others with vested interest in property advising the date the property will be presented to City Council for consideration of condemnation.
<input type="checkbox"/> <u>7-18-14</u>	<u>7-18-14</u>	<input type="checkbox"/> a. Owner unknown or whereabouts not known or such owner is a nonresident of Texas.
<input type="checkbox"/> <u>7-18-14</u>	<u>7-18-14</u>	1) Post affidavit in newspaper twice a week for one week
<input type="checkbox"/> <u>7-18-14</u>	<u>7-18-14</u>	10. Post sign on property advising date the City

☐ _____

☐ 7-18-14

☐ 7-16-14

7-18-14

7-16-14

☐ 7-16-14

7-16-14

☐ _____

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☐ _____

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☐ _____

Council will consider condemnation of structure.

11. Within the Historical District. Meeting date to be heard by the Historical Development Board.

12. Photograph posted sign with date stamp.

13. Prepare information packet for each City Council member, plus one each for City Manager, City Attorney & City Secretary consisting of

☐ a. Location Map

☐ b. Photographs of the structure with date stamp

☐ c. Inspection report

☐ d. Pre-condemnation notice

☐ e. Condemnation resolution

14. Place condemnation action resolution & supporting documentation for placement on the City Council agenda.

15. City Council adopts condemnation resolution.

16. File Notice of Condemnation with the County Clerk.

17. Send owner(s) & other vested interests the following:

☐ a. Copy of the City Council resolution.

☐ b. 45-day order to demolish

18. Post 45-day Order to Demolish on structure.

☐ a. Take photo with date stamp

19. Evaluate status of owner's action on 46th day after Order of Demolition was issued. If no action taken by owner, proceed with demolition.

20. Photograph posted notice with date stamp.

21. Notify utility companies to disconnect & remove services from structure for safe demolition.

22. Issue Notice to Proceed to Public Works Director and Demolition Crew.

23. Prepare demolition cost statement consisting of:

☐ a. Mailing fees

☐ b. Publication fees

- ☐ c. Demolition costs
- ☐ d. Landfill tipping fees
- ☐ e. Filing fees
- ☐ f. Administrative fees
- ☐ g. Any documentation miscellaneous costs

☐ _____

24. Send a letter & cost statement to the

Collections Department so they can send out bill.

Make copy of documents and send to the City

Attorney requesting a lien to be place on the
property.

PROPERTY APPRAISAL INFORMATION 2013

KLEBERG COUNTY APPRAISAL DISTRICT
 PROPERTY 20279
 Legal Description
 K & J CO, BLOCK 20, LOT OUT OF NE PT 1, "OV65 TAX DEFERRAL 2007", ACRES .66

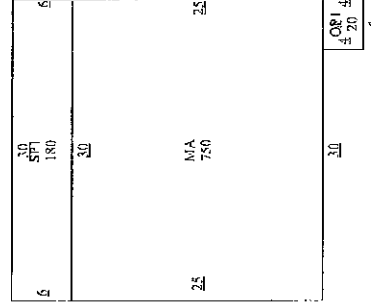
Entities	Values
CAD	100%
CKI	100%
GKL	100%
SKI	100%
WST	100%
IMPROVEMENTS	8,260
LAND MARKET	14,330
MARKET VALUE	22,590
PRODUCTIVITY LOSS	0
APPRAISED VALUE	22,590
HS CAP LOSS	0
ASSESSED VALUE	22,590

OWNER ID 17402
 OWNERSHIP 100.00%
 GONZALEZ JESUS M EST
 ETUX JASINTA
 303 W GENERAL CAVAZOS BLVD
 KINGSVILLE, TX 78363-2764
 ACRES: .6600
 EFF. ACRES:

Ref ID: R20279
 Map ID G-6
 290002001201192

SITUS 303 W GEN CAVAZOS TX
 APPR VAL METHOD: Cost
 SKETCH for Improvement #1 (RESIDENTIAL)

GENERAL	EXEMPTIONS
UTILITIES	HS
TOPOGRAPHY	OV65
ROAD ACCESS	HOMESTEAD
ZONING	OVER 65
NEXT REASON	



REMARKS
 FOR '11 REM DGU, ADD 50% PHYS for VERY POOR COND, REM FUNC PER APPR LR 3/17/11 4/18/11 MMG -- 2010 LAND SCHEDULE RATE CHG PER IE 4/29/10 JO -- IMAGE.ID:(#67) -- FOR

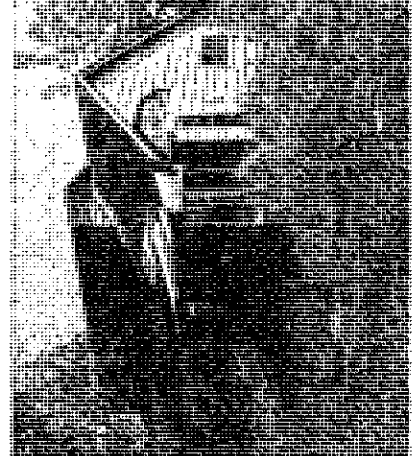
BUILDING PERMITS
 ISSUE DT PERMIT TYPE PERMIT AREA ST PERMIT VAL

SALE DT PRICE GRANTOR DEED INFO
 03/01/1990 ***** UNKNOWN OT / 37 / 150
 GONZALES JESUS M DEATH / /

#	TYPE	DESCRIPTION	MTHD	CLASS/SUBCL	AREA	UNIT PRICE	UNITS	BUILT	EFF YR	COND.	VALUE	DEPR	PHYS	ECON	FUNC	COMP	ADJ	ADJ VALUE
MA	MAIN AREA		R	FF3/	750.0			1940	1940	P	32,740	40%	50%	100%	100%	100%	0.20	6,550
SP1	SCREEN PORCH		R	FF3/	180.0			1940	1940	P	1,810	40%	50%	100%	100%	100%	0.20	360
MA3	1/2 STORY (8		R	FF3/	180.0			1940	1940	P	6,290	40%	50%	100%	100%	100%	0.20	1,260
OP1	OPEN PORCH B		R	FF3/	20.0			1940	1940	P	180	40%	50%	100%	100%	100%	0.20	40
SP1	SCREEN PORCH		R	FLV/	20.0			1940	1940	P	50	100%	50%	100%	100%	100%	0.50	50
1.	RESIDENTIAL										41,070							8,260

LAND INFORMATION	IRR Wells: 0	Capacity: 0	Oil Wells: 0
MKT VAL	AG APPLY	AG CLASS	AG TABLE
14,330	NO		
14,330			

IMPROVEMENT FEATURES	1	FD6
Foundation	1	FD6
Exterior Wall	1	EW6
Interior Finish	1	IN1
Roof Style	RT2RM1	
Flooring	1	FL2
Plumbing	1	1



PICTURE

SUBD: S2900	100.00%	NBHD:
CLS	TABLE	R15
1. A1		
Comment: apply land adj for location		

CKI - CITY OF KINGSVILLE

Geo ID Order

05/22/2013 11:59AM

Prop ID	Owner	% Legal	Description	Values					
16769	49166	100.00	R Geo: 290001913401192 CANTU SANTIAGO PO BOX 197 LA BLANCA, TX 78558-0197	Effective Acres: 0.000000 K T & I CO, BLOCK 19, LOT PT 13, ACRES 1.38	Imp HS: 0 Imp NHS: 0 Land HS: 0 Land NHS: 0 F-6 Prod Use: 570 Prod Mkt: 4,420	Market: 4,420 Prod Loss: -3,850 Appraised: 570 Cap: 0 Assessed: 570 Exemptions:			
			State Codes: D1 Situs:	Acres: 1.3800 Map ID: Mtg Cd: DBA:					
Entity	Description	Xref Id	Freeze: (Year)	Ceiling	Assessed	Exemptions	Taxable	Tax Rate	Est. Tax
CKI	CITY OF KINGSVILLE				570	0	570	0.842200	4.80
15307	49166	100.00	R Geo: 290001924101192 CANTU SANTIAGO PO BOX 197 LA BLANCA, TX 78558-0197	Effective Acres: 0.000000 K T & I CO, BLOCK 19, LOT PT 24, ACRES 42.9	Imp HS: 0 Imp NHS: 0 Land HS: 0 Land NHS: 0 F-6 Prod Use: 17,630 Prod Mkt: 137,280	Market: 137,280 Prod Loss: -119,650 Appraised: 17,630 Cap: 0 Assessed: 17,630 Exemptions:			
			State Codes: D1 Situs:	Acres: 42.9000 Map ID: Mtg Cd: DBA:					
Entity	Description	Xref Id	Freeze: (Year)	Ceiling	Assessed	Exemptions	Taxable	Tax Rate	Est. Tax
CKI	CITY OF KINGSVILLE				17,630	0	17,630	0.842200	148.48
31097	10346	100.00	R Geo: 290001924108192 CITY OF KINGSVILLE PO BOX 1458 KINGSVILLE, TX 78364-1458	Effective Acres: 0.000000 K T & I CO, BLOCK 19, LOT PT 24, ACRES 5.072, (E X E M P T)	Imp HS: 0 Imp NHS: 0 Land HS: 0 Land NHS: 10,140 F-6 Prod Use: 0 Prod Mkt: 0	Market: 10,140 Prod Loss: 0 Appraised: 10,140 Cap: 0 Assessed: 10,140 Exemptions: EX			
			State Codes: X Situs: GEN CAVAZOS BLVD	Acres: 5.0720 Map ID: (#67) Mtg Cd: DBA:					
Entity	Description	Xref Id	Freeze: (Year)	Ceiling	Assessed	Exemptions	Taxable	Tax Rate	Est. Tax
CKI	CITY OF KINGSVILLE				10,140	10,140	0	0.842200	0.00
20403	56804	100.00	R Geo: 290002001100192 HAYES SHANE C 18872 HELOTES RIDGE HELOTES, TX 78023	Effective Acres: 0.000000 K T & I CO, BLOCK 20, LOT NE PT OF 1, ACRES 14.8	Imp HS: 0 Imp NHS: 0 Land HS: 0 Land NHS: 7,360 F-6 Prod Use: 4,770 Prod Mkt: 40,000	Market: 47,360 Prod Loss: -35,230 Appraised: 12,130 Cap: 0 Assessed: 12,130 Exemptions:			
			State Codes: C1,D1 Situs:	Acres: 14.8000 Map ID: Mtg Cd: DBA:					
Entity	Description	Xref Id	Freeze: (Year)	Ceiling	Assessed	Exemptions	Taxable	Tax Rate	Est. Tax
CKI	CITY OF KINGSVILLE				12,130	0	12,130	0.842200	102.16
19621	46948	100.00	R Geo: 290002001200192 D & B ENVIRONMENTAL SERVICES INC 810 W KING AVE KINGSVILLE, TX 78363-4943	Effective Acres: 0.000000 K T & I CO, BLOCK 20, LOT PT 1, ACRES 33.06	Imp HS: 0 Imp NHS: 19,490 Land HS: 0 Land NHS: 0 F-6 Prod Use: 2,310 Prod Mkt: 75,900	Market: 95,390 Prod Loss: -73,590 Appraised: 21,800 Cap: 0 Assessed: 21,800 Exemptions:			
			State Codes: D1,E Situs: FRANKLIN ADAMS TX	Acres: 33.0600 Map ID: Mtg Cd: DBA:					
Entity	Description	Xref Id	Freeze: (Year)	Ceiling	Assessed	Exemptions	Taxable	Tax Rate	Est. Tax
CKI	CITY OF KINGSVILLE				21,800	0	21,800	0.842200	183.60
20279	17402	100.00	R Geo: 290002001201192 GONZALEZ JESUS M EST ETUX JASINTA 303 W GENERAL CAVAZOS BL KINGSVILLE, TX 78363-2764	Effective Acres: 0.000000 K T & I CO, BLOCK 20, LOT OUT OF NE PT 1, "OV65 TAX DEFERRAL 2007", ACRES .66	Imp HS: 8,260 Imp NHS: 0 Land HS: 14,330 Land NHS: 0 G-6 Prod Use: 0 Prod Mkt: 0	Market: 22,590 Prod Loss: 0 Appraised: 22,590 Cap: 0 Assessed: 22,590 Exemptions: HS,OV65			
			State Codes: A Situs: 303 W GEN CAVAZOS TX	Acres: 0.6600 Map ID: Mtg Cd: DBA:					
Entity	Description	Xref Id	Freeze: (Year)	Ceiling	Assessed	Exemptions	Taxable	Tax Rate	Est. Tax
CKI	CITY OF KINGSVILLE				22,590	8,400	14,190	0.842200	119.51
37053	55344	100.00	R Geo: 290002001206192 TIFFEE WILLIAM C ETUX DEBRA 810 W KING AVE KINGSVILLE, TX 78363-4943	Effective Acres: 0.000000 K T & I CO, BLOCK 20, LOT PT 1, (FOR INFO ONLY), NOW: WILLIAM TIFFEE 0.60 ACRE TRACT (SEE: 1-843-ETC), ACRES 0.5	Imp HS: 0 Imp NHS: 0 Land HS: 0 Land NHS: 0 F-6 Prod Use: 0 Prod Mkt: 0	Market: 0 Prod Loss: 0 Appraised: 0 Cap: 0 Assessed: 0 Exemptions:			
			State Codes: D2 Situs: CO RD 1030 TX	Acres: 0.5000 Map ID: Mtg Cd: DBA:					
Entity	Description	Xref Id	Freeze: (Year)	Ceiling	Assessed	Exemptions	Taxable	Tax Rate	Est. Tax
CKI	CITY OF KINGSVILLE				0	0	0	0.842200	0.00

DATE 03/21/2014

STATEMENT OF ALL TAXES DUE

SD

MELISSA T DELAGARZA, PCC
P O BOX 1457
KINGSVILLE, TX 78364-1457
(361) 595-8542

* PROPERTY DESCRIPTION ACCT # 2-900-020-01201-192 *
* *
* K T & I CO, BLOCK 20, LOT OUT OF NE PT 1, "OV65 TA *
* X DEFERRAL 2007", ACRES .66 *
* *
* TOWN - LOCATION- 303 W GEN CAVAZOS *
* ACRES - .660 *
* *
* LAND MKT VALUE 14330 IMPR/PERS MKT VALUE 8260 *
* LAND AGR VALUE MKT. BEFORE EXEMPTS 22590 *
* LIMITED TXBL. VALUE 22590 *
* EXEMPTIONS GRANTED: H S *
* (REMOVAL OF EXEMPTIONS MAY RESULT IN ADDITIONAL TAXES DUE) *

GONZALEZ JESUS M EST
ETUX JASINTA
303 W GENERAL CAVAZOS BLVD
KINGSVILLE TX 78363-2764

	LEVY	P & I	ATTY FEES	AMT DUE
TAXES 1994	188.63	456.49	96.77	741.89
TAXES 1995	45.38	104.38	22.46	172.22
TAXES 1996	47.42	103.37	22.62	173.41
TAXES 1997	46.91	96.64	21.54	165.09
TAXES 1998	45.35	87.98	20.00	153.33
TAXES 1999	43.76	79.64	18.51	141.91
TAXES 2000	76.28	129.67	30.89	236.84
TAXES 2001	75.23	118.87	29.12	223.22
TAXES 2002	74.79	109.20	27.60	211.59
TAXES 2003	71.95	96.41	25.25	193.61
TAXES 2004	105.29	128.46	46.75	280.50
TAXES 2005	204.84	225.32	86.04	516.20
TAXES 2006	203.02	198.97	80.41	482.40
TAXES 2007	228.49	112.72	.00	341.21
TAXES 2008	146.36	60.50	.00	206.86
TAXES 2009	147.54	49.17	.00	196.71
TAXES 2010	164.82	41.75	.00	206.57
TAXES 2011	132.64	22.99	.00	155.63
TAXES 2012	132.64	12.37	.00	145.01
TAXES 2013	133.94	1.78	.00	135.72

	2,315.28	2,236.68	527.96	5,079.92

ACCT # 2-900-020-01201-192

TOTAL DUE 03/2014	5,079.92
TOTAL DUE 04/2014	5,101.52
TOTAL DUE 05/2014	5,123.20
TOTAL DUE 06/2014	5,144.81

* BREAKDOWN OF TAX DUE BY JURISDICTION *
* *
* JURISDICTION TAXES PEN & INT ATTY FEES TOTAL *
* KLEBERG COUNTY 390.84 497.36 123.70 1,011.90 *
* CITY OF KINGSVILLE 1,532.75 1,248.90 273.45 3,055.10 *
* SOUTH TX WATER AUTH 44.92 35.11 7.10 87.13 *
* KINGSVILLE ISD 346.77 455.31 123.71 925.79 *

TAX LEVY FOR THE CURRENT ROLL YEAR:	137	9.67
TAX LEVY FOR THE CURRENT ROLL YEAR: CITY		119.51
TAX LEVY FOR THE CURRENT ROLL YEAR: STWA		4.76
TOTAL TAX LEVY FOR THE CURRENT ROLL YEAR		133.94

DEFERRAL DATE 08/13/2007

CITY OF KINGSVILLE



P. O. BOX 1458 – KINGSVILLE, TEXAS 78364

MARCH 21, 2014

JESUS M GONZALEZ % JASINTA GONZALEZ
303 W GENERAL CAVAZOS BL
KINGSVILLE, TX 78363

**Re: KT & I CO, BLOCK 20, LOT OUT OF NE PT1 "OV65 TAX DEFERREAL
2007", ACRES .66 303 W GENERAL CAVAZOS**

Dear Sir or Madam:

It has been determined that the structure at **303 W GENERAL CAVAZOS** is in a significant state of disrepair and creates a safety and health hazard to the surrounding area and the community at large. The structure is in direct violation to the City of Kingsville's Code of Ordinance § 15-1-165 Condemned Building or Structure; Specifications as adopted and as stated below.

§ 15-1-165 CONDEMNED BUILDING OR STRUCTURE; SPECIFICATIONS.

(A) Any building or structure of any type of material, whether public or private property, existing within the city limits, which is determined to be unsafe for or dangerous to human occupancy, shall be declared and be and become a condemned building or structure.

(B) The condemned buildings or structures mentioned in division (A) shall be determined to be such under the following listed terms and conditions:

(1) Any building or structure which, for want of repair or by reason of age or dilapidated condition, or for any causes, is especially liable to fire, and which is so situated as to endanger other buildings or property, or so occupied that fire would endanger persons or property therein.

(2) Any building or other structure which shall be determined to have a permanent or temporary plumbing condition existing in violation of the installation, maintenance and repair provisions of the City Plumbing Code presently duly enacted or to be duly enacted from time to time, and which shall be further determined, by virtue of such condition in violation of the provisions of the Plumbing Code to endanger the safety of the building or structure or other buildings or structures or other property, and to endanger the safety and health of persons who may have occasion to occupy and/or be in, on or about the premises, whether they be the owner thereof or not.

(3) Any building or other structure which shall be determined to have a permanent or temporary electrical installation condition existing in violation of the installation, maintenance or repair provisions of the City Electrical Code as it is presently duly enacted or may be enacted from time to time, and which shall be further determined, by virtue of such condition in violation of the provisions of the Electrical Code to endanger

the safety of the building or structure or other buildings or structures or other property, and to endanger the safety and health of persons who may have occasion to occupy and/or be in, on or about the premises, whether they be the owner thereof or not.

(4) Any building or structure which shall be determined to contain a faulty and defective structural condition existing in violation of the construction, maintenance and repair provisions of the City Building Code as is presently duly enacted or may be enacted from time to time, and which shall be further determined, by virtue of such condition in violation of the Building Code to endanger the safety of the building or structure or other buildings or structures or other property, and to endanger the safety and health of persons who may have occasion to occupy and/or be in, on or about the premises, whether they be the owner thereof or not.

(5) Any building or structure which shall be determined to have a permanent or temporary sanitary condition existing in violation of the various health and sanitation ordinances duly enacted and to be enacted from time to time, and which shall be further determined, by virtue of such condition in violation of the provisions of the sanitation ordinances to endanger the safety of the building or structure or other buildings or structures or other property, and to endanger the safety and health of persons who may have occasion to occupy and/or be in, on or about the premises, whether they be the owner thereof or not.

('62 Code, § 4-6-1)

AN INVESTIGATION HAS BEEN CONDUCTED ON THESE PREMISES FOR NON-COMPLIANCE WITH CITY ORDINANCES. YOU ARE HEREBY NOTIFIED THAT THE VIOLATIONS LISTED MUST BE CORRECTED WITHIN THIRTY (30) CALENDAR DAYS FROM RECEIPT THIS LETTER. PLEASE REFER TO THE ENCLOSED PROPERTY CONDITION REPORT REGARDING THE SPECIFIC VIOLATIONS REQUIRING CORRECTIVE ACTION.

WE MUST RECEIVE WRITTEN RESPONSE FROM YOU WITHIN TEN (10) DAYS FROM THIS NOTICE INDICATING THE ACTION YOU INTEND TO TAKE WITHIN THE NEXT THIRTY (30) DAYS TO CORRECT SUBSTANDARD CONDITIONS.

If these violations are not mitigated within thirty (30) calendar days of the date of this letter, a condemnation will be processed through City Commission. If you should commit another violation of the same kind or nature that poses a danger to the public health and safety on or before the first anniversary of the date of the notice, the city without further notice may correct the violation at the owner's expense and assess the expense against the property.

Please provide proof of necessary permits and "passed" inspections for all reconstruction and/or repairs. Provide proof of proper disposal, i.e. landfill receipt or method used to remediate the condemned structure.

If you need further information or have questions, please contact me at (361) 595-8019, Monday through Friday from 8:00 AM – 12:00 PM & 1:00 PM - 5:00 P.M.

Sincerely,

A handwritten signature in black ink, appearing to read "Daniel Ramirez". The signature is written in a cursive, flowing style with a long horizontal stroke extending to the right.

Daniel Ramirez
Building Official

Enclosure

CITY OF KINGSVILLE

P. O. BOX 1458 – KINGSVILLE, TEXAS 78364



APRIL 25, 2014

JESUS M GONZALEZ % JASINTA GONZALEZ
303 W GENERAL CAVAZOS BL
KINGSVILLE, TX 78363

**Re: KT & CO, BLOCK 20, LOT OUT OF NE PT1 "OV65 TAX DEFERREAL
2007", ACRES .66 303 W GENERAL CAVAZOS**

Dear Sir or Madam:

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§ 15-1-165 CONDEMNED BUILDING OR STRUCTURE; SPECIFICATIONS.

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(B) The condemned buildings or structures mentioned in division (A) shall be determined to be such under the following listed terms and conditions:

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(2) Any building or other structure which shall be determined to have a permanent or temporary plumbing condition existing in violation of the installation, maintenance and repair provisions of the City Plumbing Code presently duly enacted or to be duly enacted from time to time, and which shall be further determined, by virtue of such condition in violation of the provisions of the Plumbing Code to endanger the safety of the building or structure or other buildings or structures or other property, and to endanger the safety and health of persons who may have occasion to occupy and/or be in, on or about the premises, whether they be the owner thereof or not.

(3) Any building or other structure which shall be determined to have a permanent or temporary electrical installation condition existing in violation of the installation, maintenance or repair provisions of the City Electrical Code as it is presently duly enacted or may be enacted from time to time, and which shall be further determined, by virtue of such condition in violation of the provisions of the Electrical Code to endanger

the safety of the building or structure or other buildings or structures or other property, and to endanger the safety and health of persons who may have occasion to occupy and/or be in, on or about the premises, whether they be the owner thereof or not.

(4) Any building or structure which shall be determined to contain a faulty and defective structural condition existing in violation of the construction, maintenance and repair provisions of the City Building Code as is presently duly enacted or may be enacted from time to time, and which shall be further determined, by virtue of such condition in violation of the Building Code to endanger the safety of the building or structure or other buildings or structures or other property, and to endanger the safety and health of persons who may have occasion to occupy and/or be in, on or about the premises, whether they be the owner thereof or not.

(5) Any building or structure which shall be determined to have a permanent or temporary sanitary condition existing in violation of the various health and sanitation ordinances duly enacted and to be enacted from time to time, and which shall be further determined, by virtue of such condition in violation of the provisions of the sanitation ordinances to endanger the safety of the building or structure or other buildings or structures or other property, and to endanger the safety and health of persons who may have occasion to occupy and/or be in, on or about the premises, whether they be the owner thereof or not.

('62 Code, § 4-6-1)

AN INVESTIGATION HAS BEEN CONDUCTED ON THESE PREMISES FOR NON-COMPLIANCE WITH CITY ORDINANCES. YOU ARE HEREBY NOTIFIED THAT THE VIOLATIONS LISTED MUST BE CORRECTED WITHIN THIRTY (30) CALENDAR DAYS FROM RECEIPT THIS LETTER. PLEASE REFER TO THE ENCLOSED PROPERTY CONDITION REPORT REGARDING THE SPECIFIC VIOLATIONS REQUIRING CORRECTIVE ACTION.

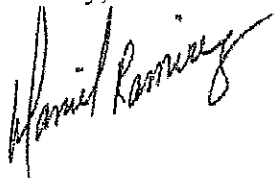
WE MUST RECEIVE WRITTEN RESPONSE FROM YOU WITHIN TEN (10) DAYS FROM THIS NOTICE INDICATING THE ACTION YOU INTEND TO TAKE WITHIN THE NEXT THIRTY (30) DAYS TO CORRECT SUBSTANDARD CONDITIONS.

If these violations are not mitigated within thirty (30) calendar days of the date of this letter, a condemnation will be processed through City Commission. If you should commit another violation of the same kind or nature that poses a danger to the public health and safety on or before the first anniversary of the date of the notice, the city without further notice may correct the violation at the owner's expense and assess the expense against the property.

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If you need further information or have questions, please contact me at (361) 595-8019, Monday through Friday from 8:00 AM – 12:00 PM & 1:00 PM - 5:00 P.M.

Sincerely,

A handwritten signature in black ink, appearing to read "Daniel Ramirez". The signature is written in a cursive, flowing style with a long horizontal stroke at the end.

Daniel Ramirez
Building Official

Enclosure



BUILDING DEPARTMENT

City of Kingsville
Phone: 361-595-8019 Fax: 361-595-8035

CERTIFIED MAIL – RETURN RECEIPT #7011 0110 0000 4433 3271

JULY 16, 2014

JESUS M GONZALEZ % JASINTA GONZALEZ
303 W GENERAL CAVAZOS BL
KINGSVILLE, TX 78363

Re: **HEARING FOR PROPERTY AT 303 W GENERAL CAVAZOS**

Dear Sir or Madam:

On March 21, 2014, a letter was sent from the City of Kingsville stating that your property located at **303 E GENERAL CAVAZOS** was a fire hazard or was dangerous to human life, or constitutes a hazard to safety or health or public welfare by reason of inadequate maintenance, dilapidation, obsolescence, or abandonment such that the structures located thereon are unsafe and a nuisance. In that letter, you were further advised that you needed to repair or demolish the structures within a certain timeframe. As the timeframe has passed and the unsafe structures on your property have not been repaired or demolished, the structures on your property are being recommended for condemnation before the Kingsville City Commission.

You are hereby cited to appear before the City Commission at a public hearing on **Monday 11, 2014 at 6:00 p.m.** to show cause why such structures should not be condemned. You may appear in person, by agent or by counsel at the hearing. You will need to submit at the hearing proof of the scope of any work that may be required to comply with city ordinances and the time it will take to reasonably perform the work. The condemnation hearing is set for **AUGUST 11, 2014**.

The hearing will take place at the Alcorn Commission Chambers located on the first floor of City Hall, 200 E. Kleberg Avenue, Kingsville, Texas, during a regularly scheduled meeting of the City Commission.

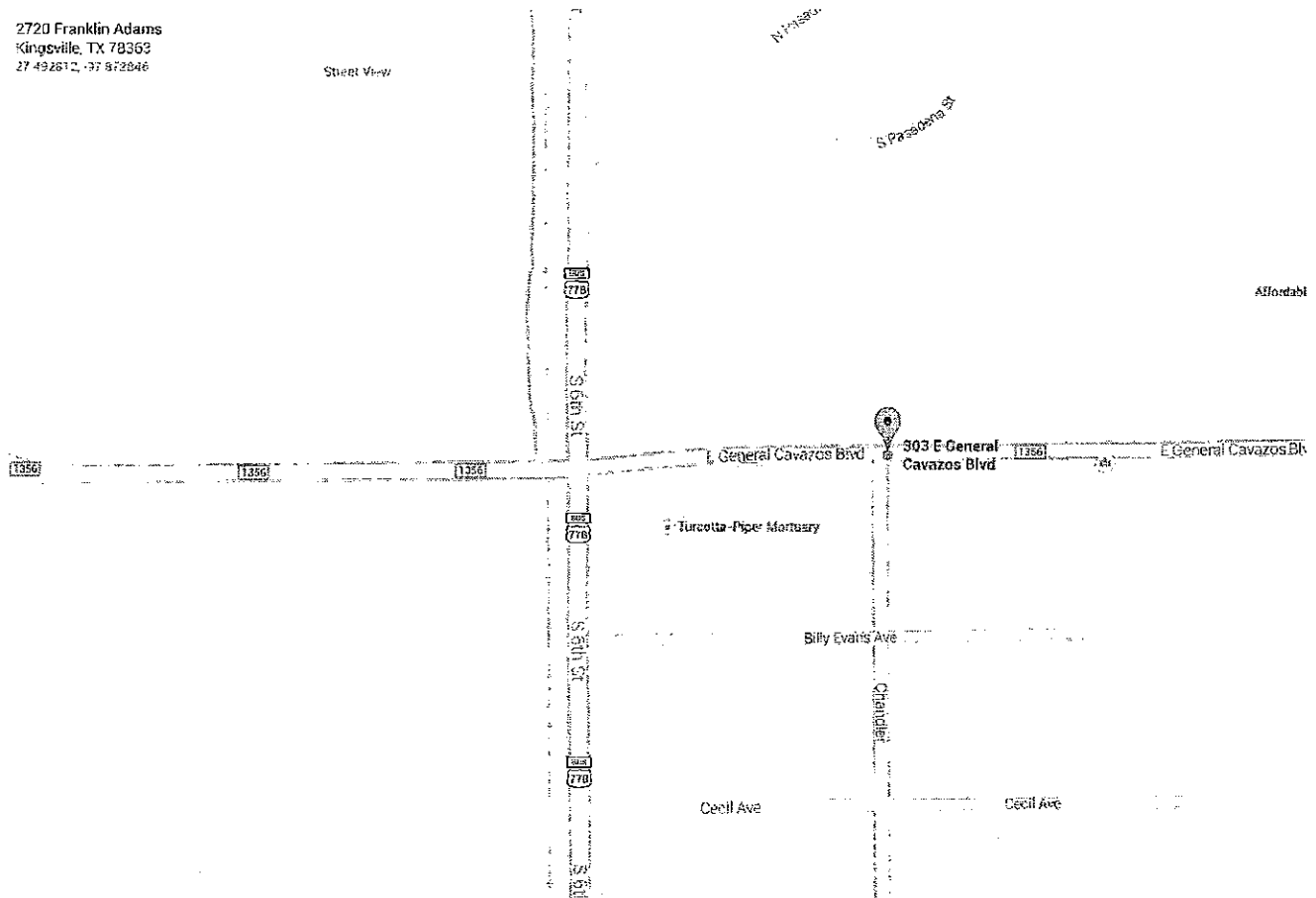
If you have any questions about the condemnation process or how to get a building permit to fix the structures, please contact me at (361) 595-8019.

Sincerely,


Daniel Ramirez
Building Official

2720 Franklin Adams
Kingsville, TX 78363
27 492612, -97 872848

Street View





7011 0110 0000 4433 3882

25

Jesus M Gonzalez LW-3/20
Marta Gonzalez 2.3
Marta Gonzalez Br 4-11

DATE 782 CE 1099 0104/15/14

RETURN TO SENDER
UNCLAIMED
UNABLE TO FORWARD

#1310-13939-25-37

7806382784

1002



CITY OF KINGSVILLE

P.O. BOX 1458 - KINGSVILLE, TEXAS 78364

Handwritten initials

*Jesús M. González y la familia González
303 W General Lavigne BL
Kingsville, TX 78363*

UTF

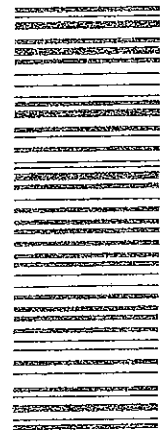
k NIXIE 782 SE 1069 0004/27/64

RETURN TO SENDER
NOT DELIVERABLE AS ADDRESSED
UNABLE TO FORWARD

78363-12754
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BC: 78364-43232 *0528-08893-23

POSTNET

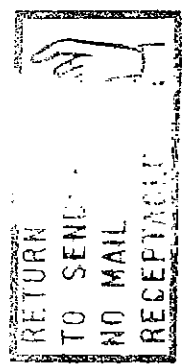


Handwritten initials JMR

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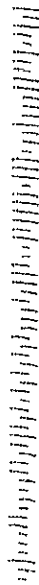
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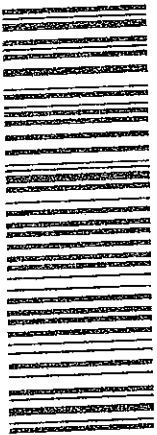
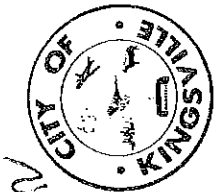
*Jesús M. González y la familia González
303 W General Lavigne BL
Kingsville, TX 78363*



NMR

78363-12754





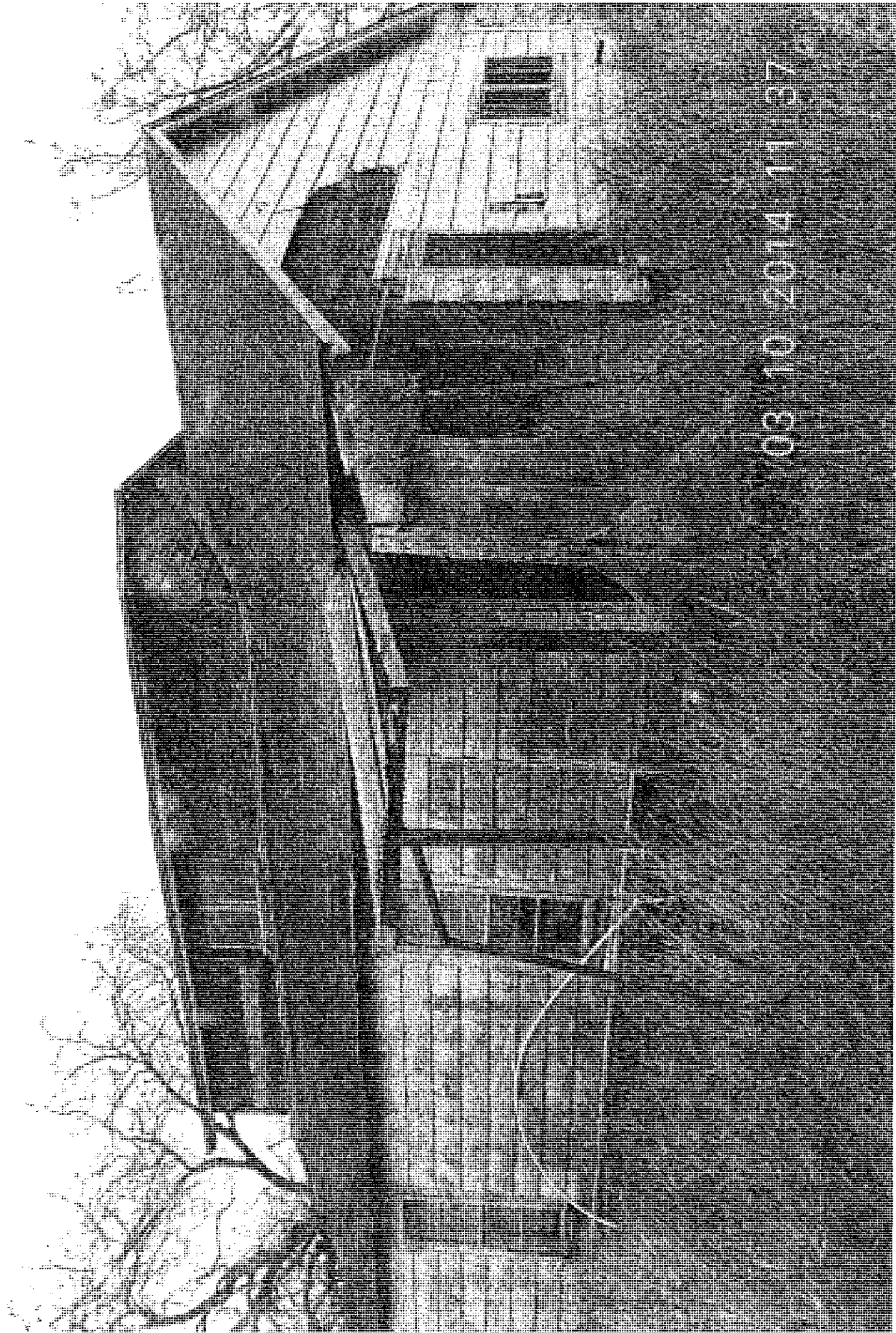
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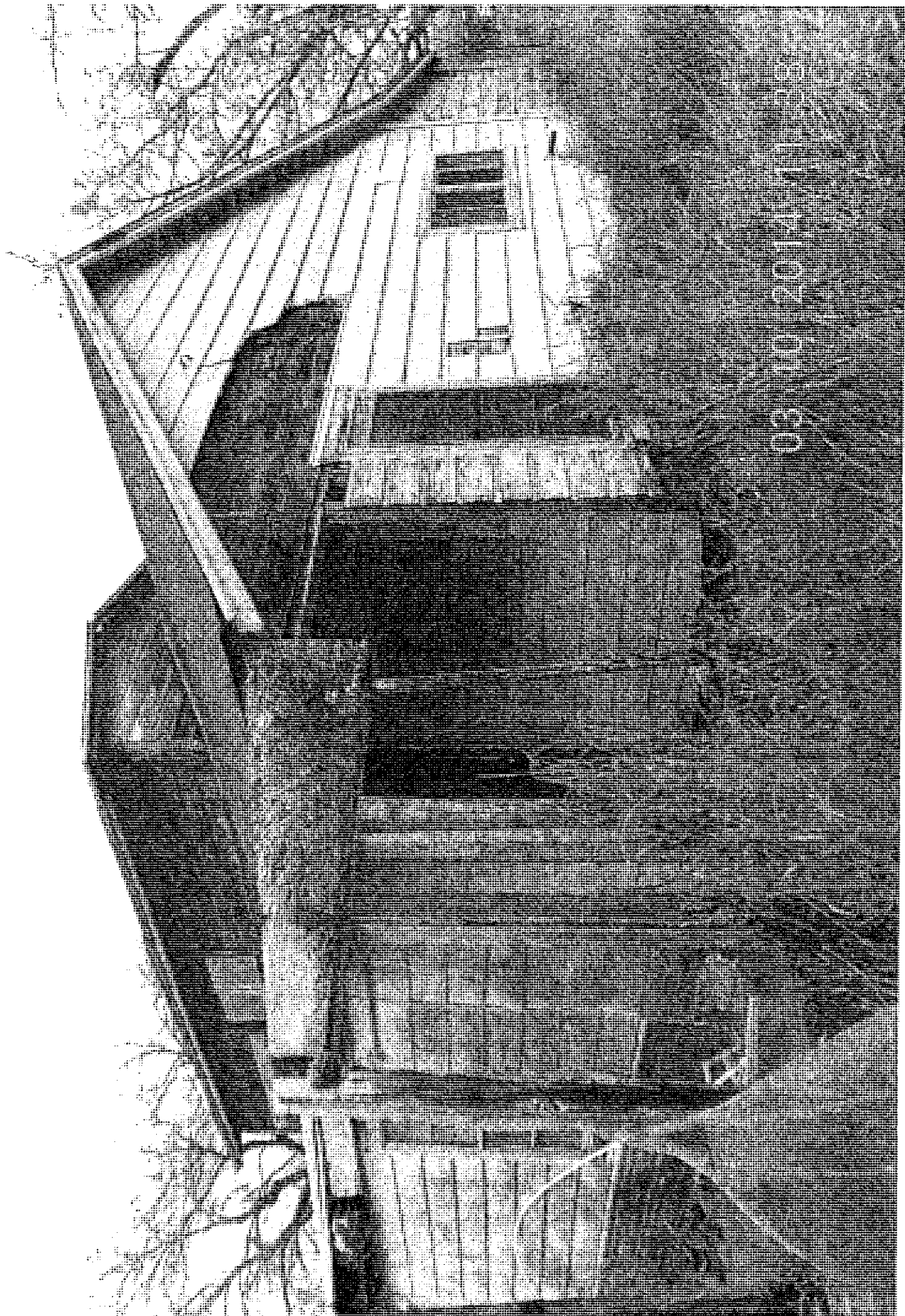
ACCOUNT NO. 07172014 \$06.48

DATE 07/17/2014

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 303 W General Lavoy BL
 Kingsville, TX 78303
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 303 W General Lavoy BL
 Kingsville, TX 78303



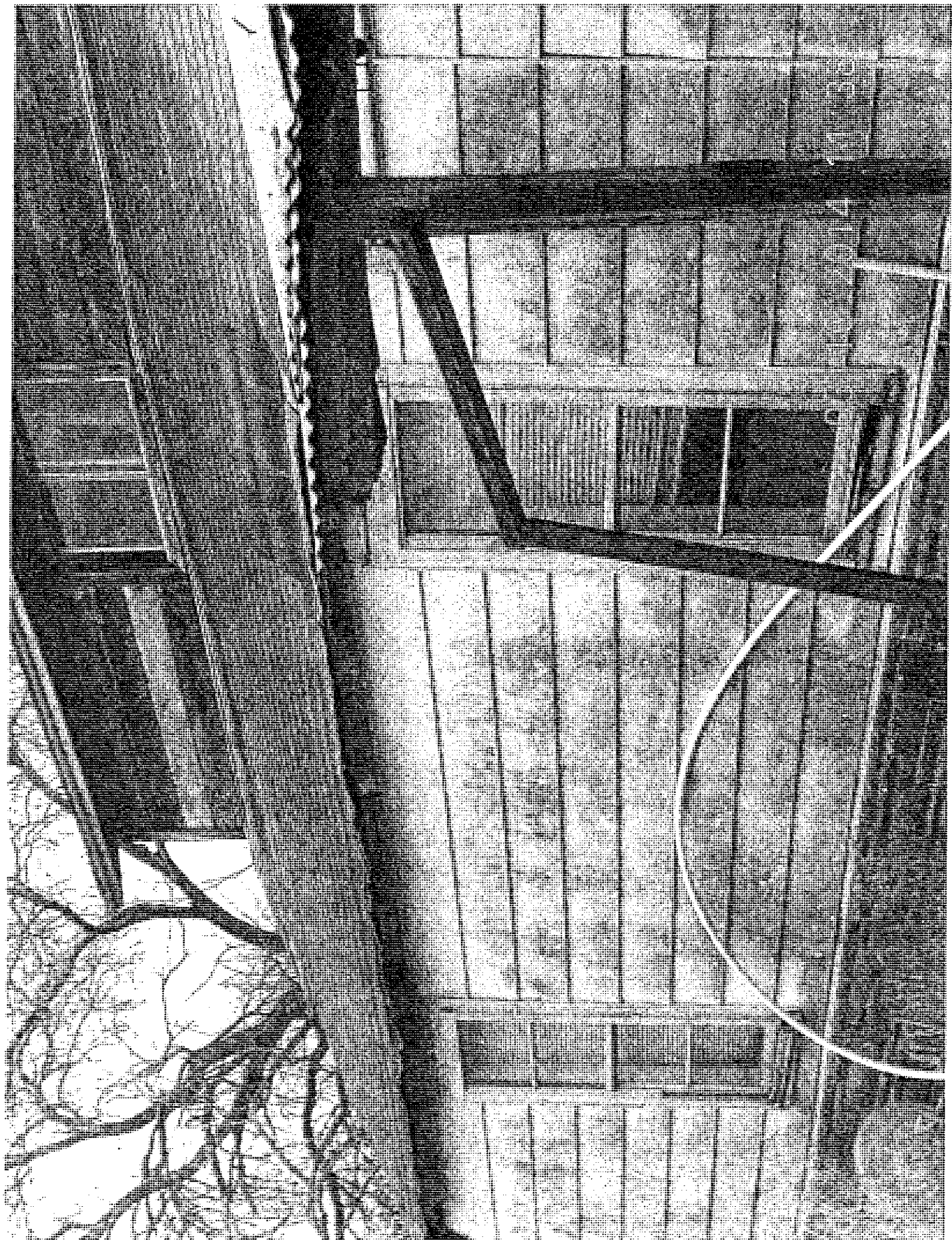
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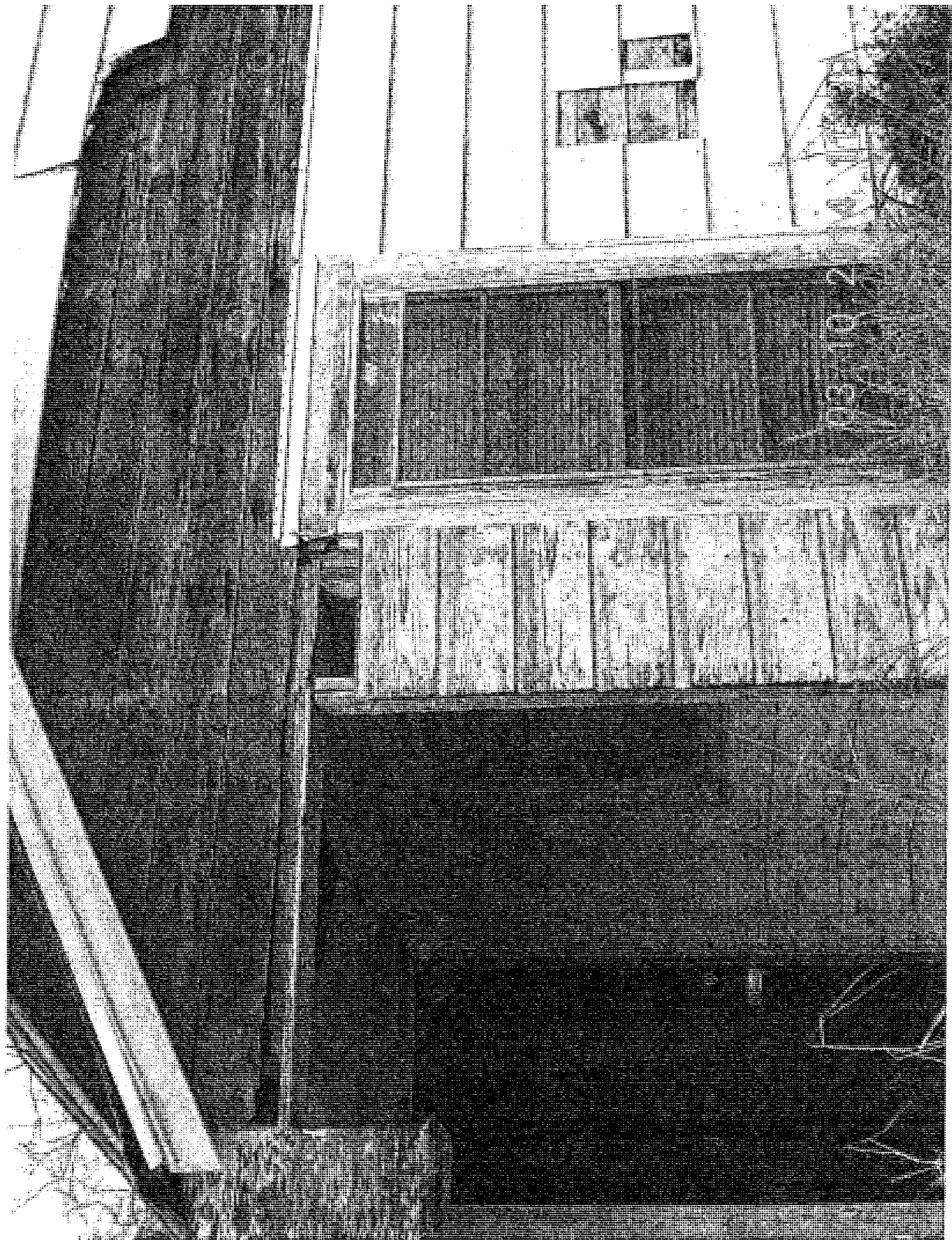
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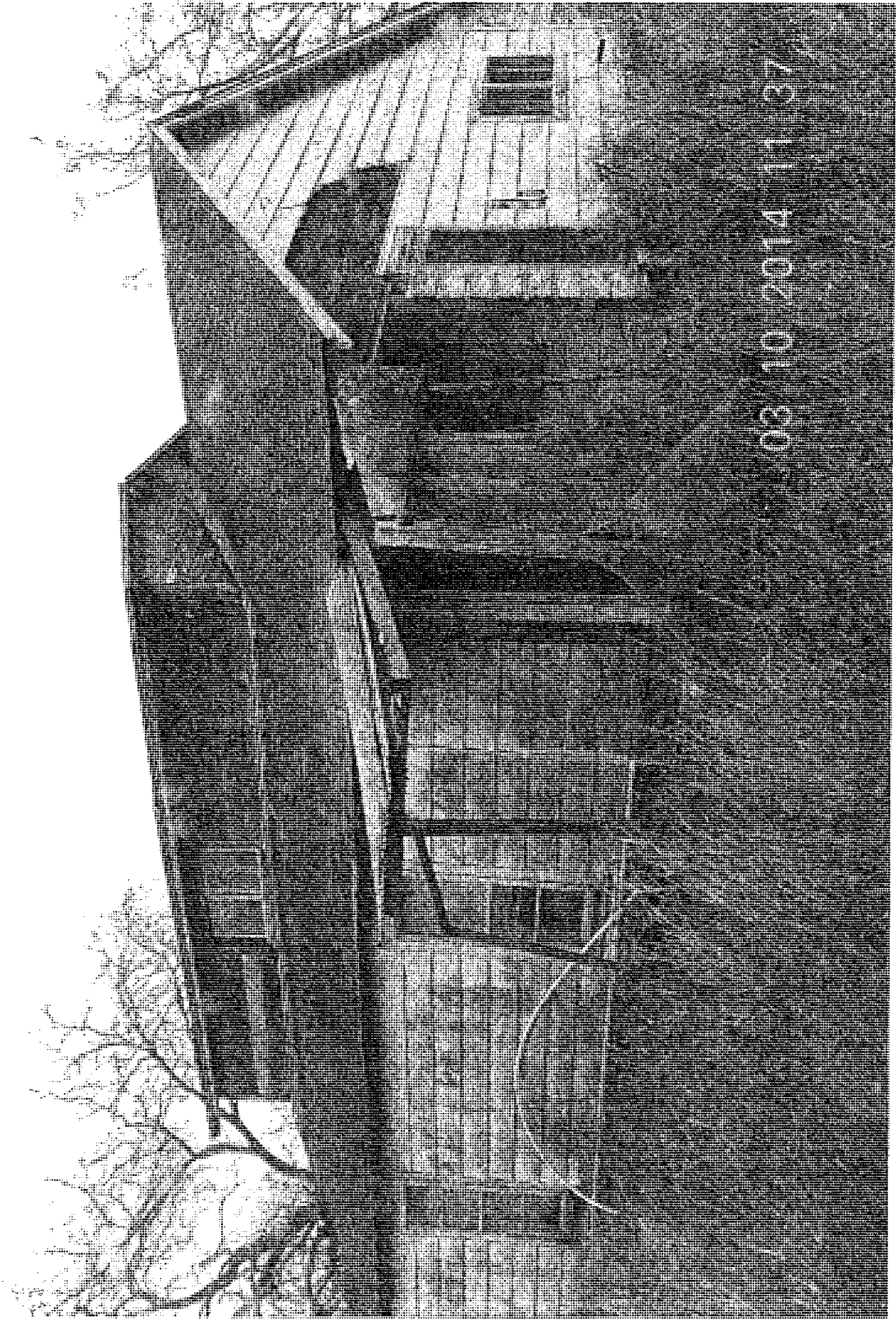
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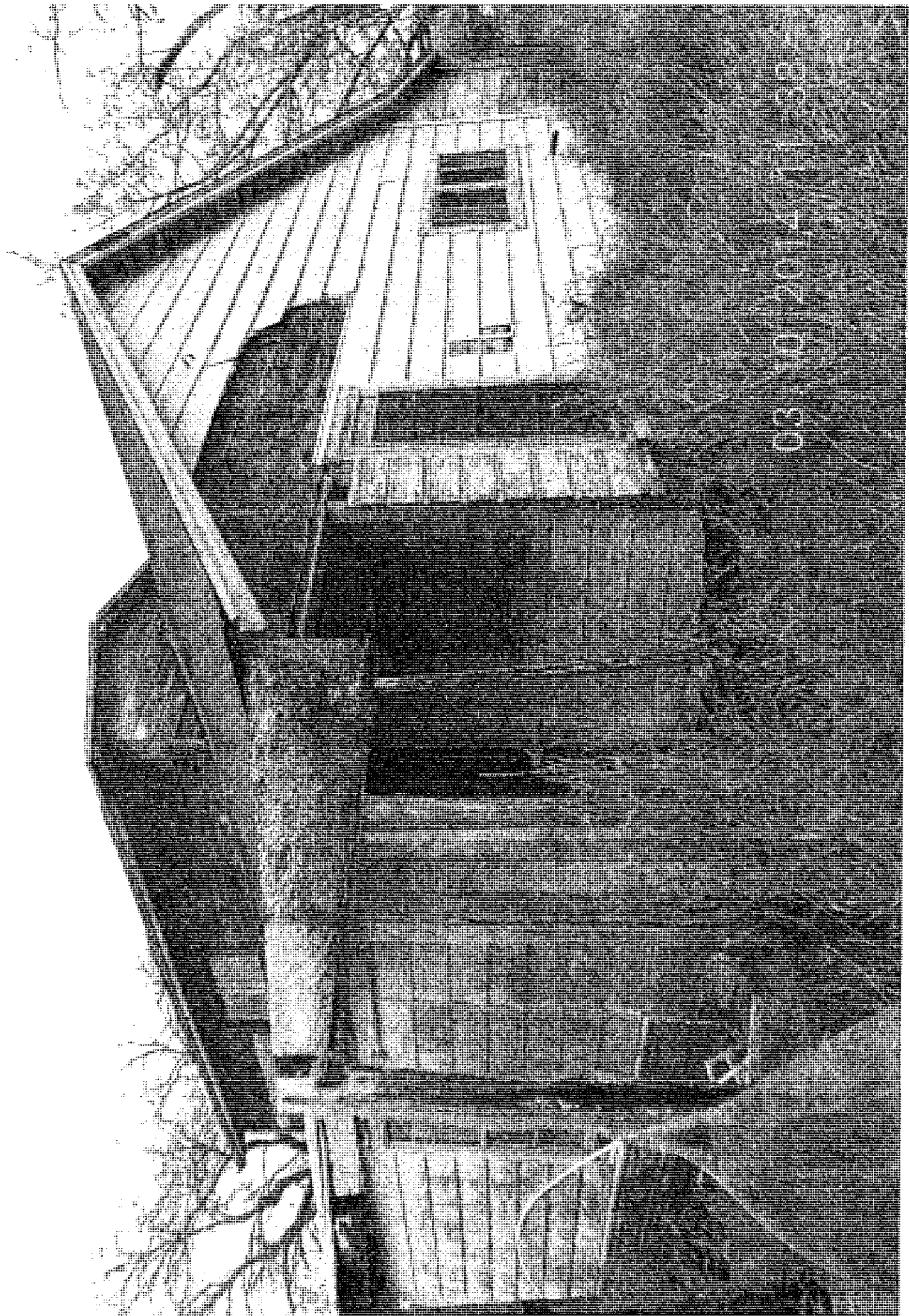
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OFFICIAL RECORDS

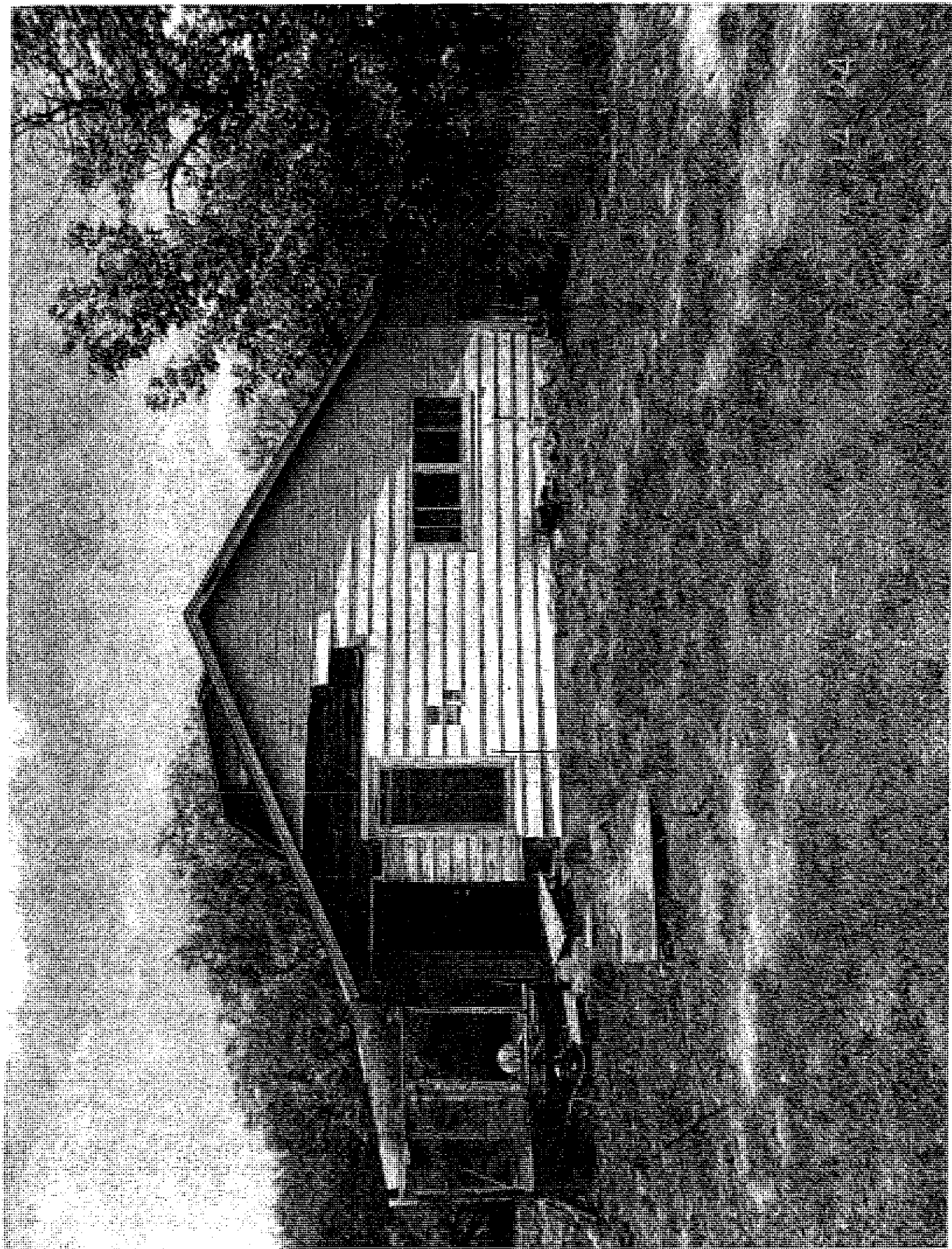


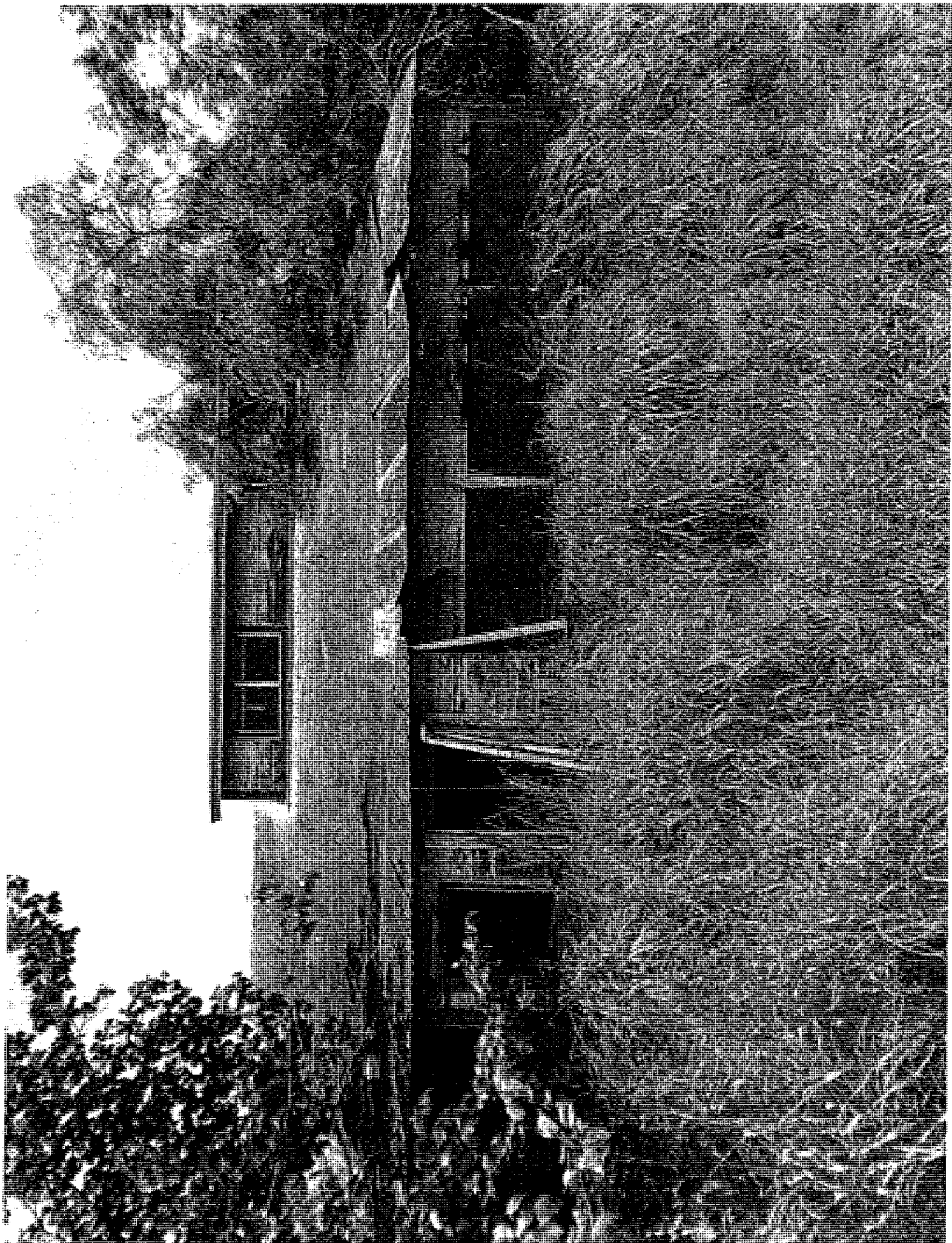


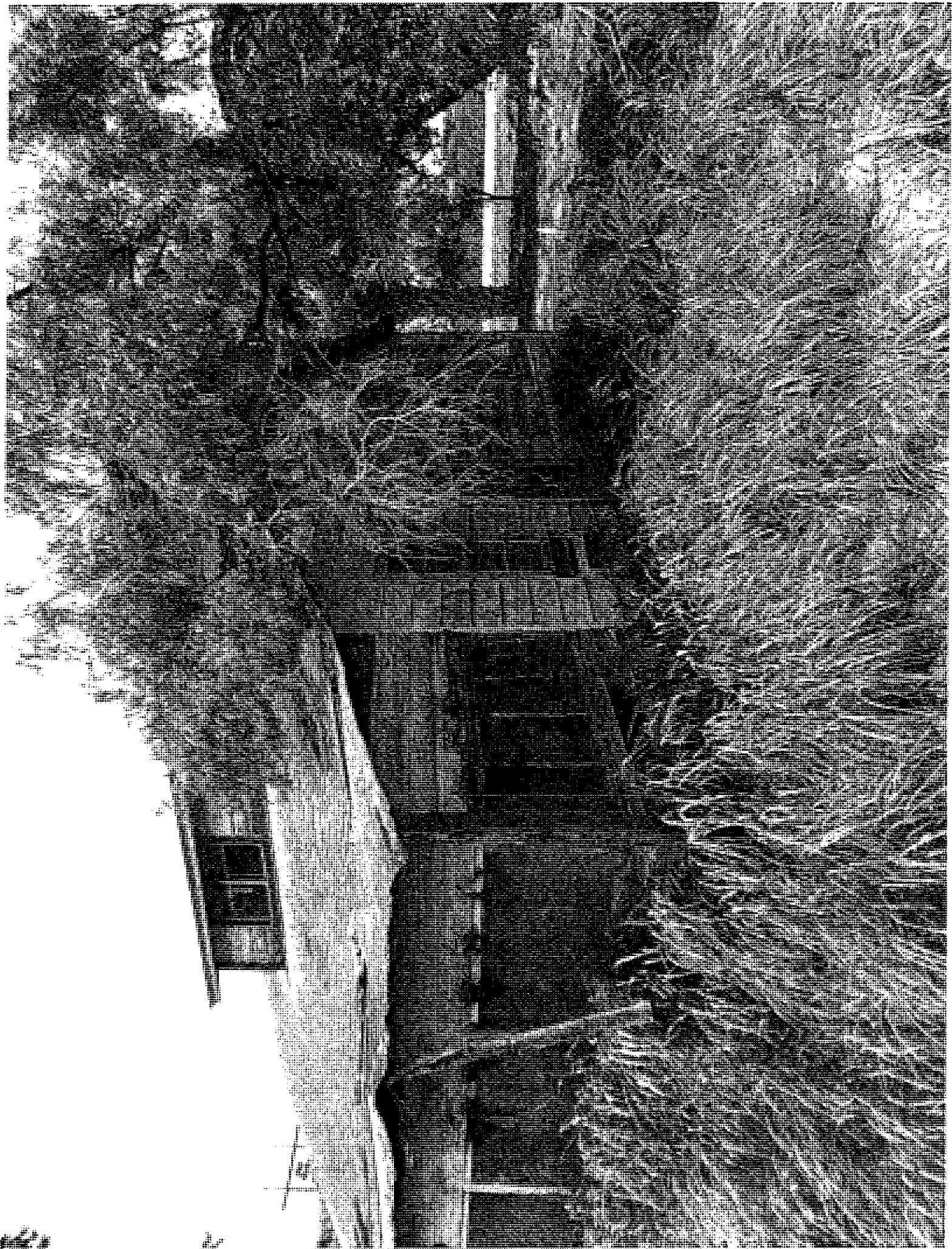
03 10 2014 11:37











CITY OF KINGSVILLE, TEXAS

NOTICE

THIS NOTICE IS TO ADVISE PROPERTY OWNERS THAT
THE CITY COUNCIL WILL CONSIDER CONDEMNATING

303 h. [redacted] [redacted]

August 11, 2014

FOR THE PURPOSE OF BUILDING OFFICIAL

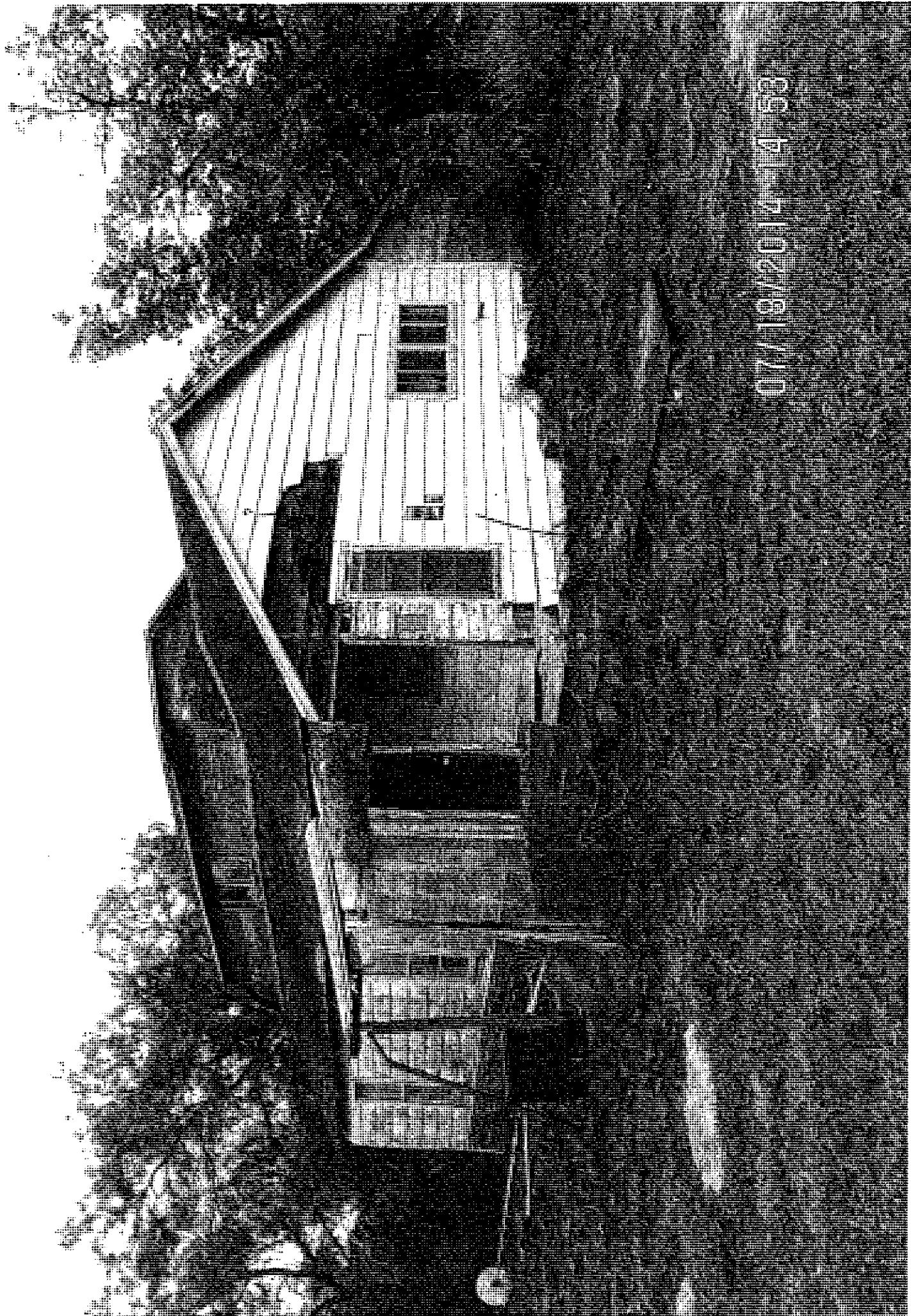
THE CITY OF KINGSVILLE, TEXAS, HAS BEEN ADVISED THAT THE
PROPERTY OWNERS OF THE PROPERTY AT 303 h. [redacted] [redacted]
ARE CURRENTLY IN THE PROCESS OF CONSIDERING THE
CONDEMNATION OF THE PROPERTY AT 303 h. [redacted] [redacted]
FOR THE PURPOSE OF BUILDING OFFICIAL

CONTRACTS FOR THE PURPOSE OF BUILDING OFFICIAL
THE CITY COUNCIL WILL CONSIDER CONDEMNATING
THE PROPERTY AT 303 h. [redacted] [redacted]

h/ll

Every day

07/18/2014 17:23



07/18/2014 14:53



BUILDING DEPARTMENT

City of Kingsville
Phone: 361-595-8019 Fax: 361-595-8035

CERTIFIED MAIL – RETURN RECEIPT #7011 0110 0000 4433 3585

JULY 30, 2014

JESUS M GONZALEZ % JASINTA GONZALEZ
303 W GENERAL CAVAZOS
KINGSVILLE, TX 78363

Re: **HEARING FOR PROPERTY AT 303 W GENRAL CAVAZOS**

Dear Sir or Madam:

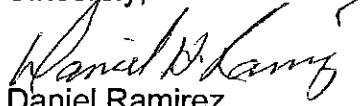
On March 21, 2014, a letter was sent from the City of Kingsville stating that your property located at **303 W GENERAL CAVAZOS** was a fire hazard or was dangerous to human life, or constitutes a hazard to safety or health or public welfare by reason of inadequate maintenance, dilapidation, obsolescence, or abandonment such that the structures located thereon are unsafe and a nuisance. In that letter, you were further advised that you needed to repair or demolish the structures within a certain timeframe. As the timeframe has passed and the unsafe structures on your property have not been repaired or demolished, the structures on your property are being recommended for condemnation before the Kingsville City Commission.

You are hereby cited to appear before the City Commission at a public hearing on **Monday, AUGUST 11, 2014 at 6:00 p.m.** to show cause why such structures should not be condemned. You may appear in person, by agent or by counsel at the hearing. You will need to submit at the hearing proof of the scope of any work that may be required to comply with city ordinances and the time it will take to reasonably perform the work. The condemnation hearing is set for **AUGUST 11, 2014.**

The hearing will take place at the Alcorn Commission Chambers located on the first floor of City Hall, 200 E. Kleberg Avenue, Kingsville, Texas, during a regularly scheduled meeting of the City Commission.

If you have any questions about the condemnation process or how to get a building permit to fix the structures, please contact me at (361) 595-8019.

Sincerely,


Daniel Ramirez
Building Official

CONSENT AGENDA

AGENDA ITEM #1

ORDINANCE NO.2014-_____

AMENDING THE CITY OF KINGSVILLE CODE OF ORDINANCES BY AMENDING CHAPTER XV, LAND USE, ARTICLE 6, SECTION 4 CHANGES AND AMENDMENTS TO INCLUDE NOTICE REQUIREMENT FROM STATE STATUTE; APPLICATION FEE; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH AND PROVIDING FOR AN EFFECTIVE DATE AND PUBLICATION.

WHEREAS, the Texas Local Government Code, Section 211.006, includes an additional notice requirement not reflected in the ordinance and its inclusion would improve clarity and efficiency in the process; and

WHEREAS, the City of Kingsville Planning and Zoning Commission has reviewed this ordinance at a meeting on July 23, 2014 and recommends its approval; 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 4 of Article 6: Zoning of Chapter XV, Land Usage Code, of the Code of Ordinances of the City of Kingsville, Texas, shall be amended to read as follows:

Sec. 15-6-4. CHANGES AND AMENDMENTS; APPLICATION FEE.

(A) This zoning article, including boundaries of districts and regulations, may be amended, supplemented or changed by ordinance of the City Commission. The City Commission shall receive the report of the Planning and Zoning Commission prior to adopting any change or amendment to the zoning ordinance.

a. The Planning and Zoning Commission shall conduct a public hearing, announcement of which shall be published once in a newspaper of local circulation fifteen (15) days prior to such hearing before acting upon any zoning matter.

i. All property owners within 200 feet of the property on which the change is proposed shall be sent written notice not less than ten (10) days before the hearing date. The list of

property owners shall be prepared from the last city tax roll listing all property owners who have rendered their property for city taxes. Notice is adequately served by depositing properly addressed and postage paid notice with the city post office. Property owners whose names do not appear on the city tax roll are adequately notified by the publication in a newspaper of local circulation.

b. Following the Planning and Zoning Commission public hearing and report, the City Commission shall conduct a public hearing, announcement of which shall be published once in a newspaper of local circulation fifteen (15) days prior to such hearing before acting upon any zoning matter.

i. Three-fourths ($\frac{3}{4}$) vote of the members of the City Commission shall be necessary to make any change should a petition opposed to such change be presented by the owners of 20% of either the area of the lots or land included in such proposed change, or of the lots or land immediately adjoining the same and extending 200 feet therefrom.

ii. Three-fourths ($\frac{3}{4}$) vote of the members of the City Commission shall be necessary to overrule a recommendation of the Planning and Zoning Commission that a proposed amendment, supplement, or change be denied.

c. Applications for Special Use permits, changes of districts (rezones), or other applications which require notification or publication shall be accompanied by a fee of \$250.00.

(B) The fee for processing appeals to the Board of Adjustment shall be based on the actual costs of materials used, mailing, and publication costs as determined by the Planning Division of the Management Services Department, the fee to be payable prior to the scheduling of any hearing or appeal.

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

II.

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

III.

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

IV.

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

V.

THAT this Ordinance was considered, passed, and approved at a regular meeting of the City Commission of the City of Kingsville, Texas at which a quorum was present and which was held in accordance with Chapter 551 of the Texas Government Code.

INTRODUCED on this the 28th day of July, 2014.

PASSED AND APPROVED on this the _____th day of _____, 2014.

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney

Effective Date: _____, 2014



Planning Department

TO: Mayor and Commission Members

THROUGH: Vince Capell, City Manager

FROM: Robert G. Isassi – Planning & Development Services Department Director

SUBJECT: Ordinance Amendment – Additional Public Hearing Notice

DATE: July 24, 2014

Reference is made to Texas Lg. Code Ann. § 211.006: Texas Statutes - Section 211.006: PROCEDURES GOVERNING ADOPTION OF ZONING REGULATIONS AND DISTRICT BOUNDARIES, (a) which states:

“The governing body of a municipality wishing to exercise the authority relating to zoning regulations and zoning district boundaries shall establish procedures for adopting and enforcing the regulations and boundaries. A regulation or boundary is not effective until after a public hearing on the matter at which parties in interest and citizens have an opportunity to be heard. Before the 15th day before the date of the hearing, notice of the time and place of the hearing must be published in an official newspaper or a newspaper of general circulation in the municipality.”

The City of Kingsville’s existing Code of Ordinances does not describe a procedure to hold a public meeting for the City Commission, a “governing body of a municipality”, only a procedure for a public meeting for the Planning & Zoning (P&Z) Commission, also a “governing body of a municipality”. To ensure that the public is heard in both the P&Z and City Commission meetings, City staff is requesting to add a procedure for informing the public of a public hearing for City Commission that will follow the P&Z Commission hearing.

The Planning & Zoning Commission heard and evaluated the proposed changes and approved the amendment by a 6-0 vote.

Staff Report to the PLANNING & ZONING COMMISSION and CITY COMMISSION

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

Request: APPROVAL OF AN AMENDMENT TO CITY CODE SECTION 15-6-4 "CHANGES AND AMENDMENTS; APPLICATION FEE" TO ARTICLE 6 "ZONING" TO ADD AN ADDITIONAL PUBLIC HEARING NOTICE BETWEEN PLANNING & ZONING COMMISSION AND CITY COMMISSION MEETINGS.

Petitioner and Agent: City of Kingsville
Date of P&Z Hearing: July 23, 2014

EXHIBITS PRESENTED

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

BACKGROUND AND PERTINENT DATA

Reference is made to Texas Lg. Code Ann. § 211.006: Texas Statutes - Section 211.006: PROCEDURES GOVERNING ADOPTION OF ZONING REGULATIONS AND DISTRICT BOUNDARIES, (a) which states:

"The governing body of a municipality wishing to exercise the authority relating to zoning regulations and zoning district boundaries shall establish procedures for adopting and enforcing the regulations and boundaries. A regulation or boundary is not effective until after a public hearing on the matter at which parties in interest and citizens have an opportunity to be heard. Before the 15th day before the date of the hearing, notice of the time and place of the hearing must be published in an official newspaper or a newspaper of general circulation in the municipality."

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STAFF REVIEW & RECOMMENDATION

It is good practice for the City to follow State statute procedures. This requirement is being added to ensure that the City is following procedures set forth by the State.

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

Reviewed by: _____
Robert G. Isassi, P.E.
Director of Planning & Development Services

BEFORE

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

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

AFTER

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

- (A) This zoning article, including boundaries of districts and regulations, may be amended, supplemented or changed by ordinance of the City Commission. The City Commission shall receive the report of the Planning and Zoning Commission prior to adopting any change or amendment to the zoning ordinance.
- a. The Planning and Zoning Commission shall conduct a public hearing, announcement of which shall be published once in a newspaper of local circulation fifteen (15) days prior to such hearing before acting upon any zoning matter.
 - i. All property owners within 200 feet of the property on which the change is proposed shall be sent written notice not less than ten (10) days before the hearing date. The list of property owners shall be prepared from the last city tax

roll listing all property owners who have rendered their property for city taxes. Notice is adequately served by depositing properly addressed and postage paid notice with the city post office. Property owners whose names do not appear on the city tax roll are adequately notified by the publication in a newspaper of local circulation.

- b. Following the Planning and Zoning Commission public hearing and report, the City Commission shall conduct a public hearing, announcement of which shall be published once in a newspaper of local circulation fifteen (15) days prior to such hearing before acting upon any zoning matter.*
 - i. Three-fourths ($\frac{3}{4}$) vote of the members of the City Commission shall be necessary to make any change should a petition opposed to such change be presented by the owners of 20% of either the area of the lots or land included in such proposed change, or of the lots or land immediately adjoining the same and extending 200 feet therefrom.
 - ii. Three-fourths ($\frac{3}{4}$) vote of the members of the City Commission shall be necessary to overrule a recommendation of the Planning and Zoning Commission that a proposed amendment, supplement, or change be denied.
 - c. Applications for Special Use permits, changes of districts (rezones), or other applications which require notification or publication shall be accompanied by a fee of \$250.00.
- (B) The fee for processing appeals to the Board of Adjustment shall be based on the actual costs of materials used, mailing, and publication costs as determined by the Planning Division of the Management Services Department, the fee to be payable prior to the scheduling of any hearing or appeal.

AGENDA ITEM #2

ORDINANCE #2014-_____

AMENDING THE CITY OF KINGSVILLE CODE OF ORDINANCES BY AMENDING CHAPTER XV, LAND USE, ARTICLE 8, LANDSCAPE POLICY, EXHIBIT "A" – PREFERRED PLANT LIST, PROVIDING FOR ADDITION OF MESQUITE TREES AND CORRECTING SPELLING ERRORS; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH AND PROVIDING FOR AN EFFECTIVE DATE AND PUBLICATION.

WHEREAS, the City of Kingsville Planning and Zoning Commission has reviewed this ordinance at a meeting on July 23, 2014 and recommends its approval;

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

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

I.

THAT Chapter XI, Article 12, Landscape Policy be deleted and that Sections 15-8-1 through 15-8-18 of Article 8: Landscape Policy of Chapter XV, Land Usage, of the Code of Ordinances of the City of Kingsville, Texas, shall be adopted to read as follows:

ARTICLE 8: LANDSCAPING POLICY

...

§ 15-8-1 GENERAL.

...

EXHIBIT A. PREFERRED PLANT LIST

. Other plants may be used if approved by the city. This list is a guide and is not meant to be exclusive. Any other native or well adapted plant may be used if drawings are sealed by a registered Texas Landscape Architect.

<i>Evergreen Trees</i>	<i>Height</i>	<i>Features (N = Native)</i>
Arizona Cypress Cupressus arizonica	30' - 75'	good heat and drought tolerance, aromatic foliage

Cherry Laurel Prunus caroliniana	25' - 30'	N, screening plant, wildlife food
Deodar Cedar Cedrus <u>Cedrus</u> deodara	40' - 50'	fine texture, needs drainage
Live Oak Quercus virginiana	50' - 60'	N, oak wilt susceptible
Mountain Laurel Sophora secundiflora	15' - 25'	N, fragrant purple spring blossoms, small tree, large shrub
Texas Madrone Arbutus texana	25' - 30'	N, distinctive, attractive bark, difficult to propagate and transplant
Yaupon Holly Lex <u>Ilex</u> vomitoria	15' - 20'	N, red berries in winter, small tree, large shrub

<i>Deciduous Trees</i>	<i>Height</i>	<i>Features (N = Native)</i>
American Elm Ulmus americana	60' - 80'	N, vase-shaped canopy, susceptible to Dutch Elm disease
Bald Cypress Taxodium distichum	60' - 70'	N, fine texture, rust fall color

<i>Deciduous Trees</i>	<i>Height</i>	<i>Features (N = Native)</i>
Bradford Pear Pyrus calleryana 'Bradford'	30' - 40'	showing white spring flowers
Bur Oak Quercus macrocarpa <u>muehlenbergii</u>	60' - 100'	N, large fringed acorn, majestic, adaptable tree
Cedar Elm Ulmus crassifolia	50' - 60'	N, fall color, small leaves
Chinese Pistache Pistacia chinensis	30' - 40'	brilliant fall color, very adaptable
Chinquapin Oak Quercus Muhlenbergii	40' - 60'	N, tall, slender form, dark glossy lush foliage

Crape Myrtle* Lagerstroemia indica	25' - 30'	summer flowers, many varieties
Desert Willow Chilopsis linearis	15' - 25'	N, orchid-like blooms, not a true willow
Drake Elm Ulmus parvifolia 'Drake'	20' - 30'	nearly evergreen, drought tolerant
Fragrant Ash Fraxinus cuspidata	10'-12'	N, fragrant white flowers in late spring
Golden Rain Tree Koelreuteria bipinnata* and K. paniculata	20'-30'	yellow spring blooms, drought tolerant
Honey Mesquite <u>Mesquite</u> Prosopis glandulosa	25'-30'	N, drought tolerant, wood valued for smoking meat
Mexican Plum Prunus mexicana	15'-25'	N, white spring blossoms, wildlife food
Orchid Tree Bauhinia spp.	6'-12'	N, showy white blossoms, small understory or patio tree

Deciduous Trees	Height	Features (N = Native)
Pecan Carya illinoensis	60' - 80'	N, shade tree, nut producing
Shumard Oak Quercus shumardii	50' - 75'	N, fast growing, good fall red foliage coloration, very tolerant of limestone soils
Texas Ash Fraxinus texensis	40' - 50'	N, fast growing, shade tree, exceptional fall foliage coloration
Texas Persimmon Diospyros texana	15' - 20'	N, wildlife food, multi-trunk
Texas Redbud Cercis canadensis <u>Canadensis</u> var. 'Texensis'	20' - 25'	N, early pink-blossoms, drought tolerant
Texas Red Oak Quercus texana	30' - 40'	N, white patches on bark, fall color

Vitex, Lilac Tree Vitex Agnus-castus	15' - 20'	late spring lavender blossoms, small tree
Western Soapberry Sapindus Drummondii	30' - 40'	N, showy winter fruit, yellow fall color
*susceptible to severe freeze		

Evergreen Shrubs	Sun	Shade	Features (N = Native)
Agarita Berberis trifoliolata	o		N, prickly leaves, bright red berries
Barbados Cherry* Malpighia glabra	o	o	N, pale pink flowers, berries attract wildlife
Burford Holly Ilex <u>Ilex</u> cornuta 'Burfordii'	o	o	glossy dark green foliage, red fruit
Dwarf Burford Holly Ilex <u>Ilex</u> cornuta 'Burfordii nana'	o	o	glossy leaves, berries not prominent

Evergreen Shrubs	Sun	Shade	Features (N = Native)
Dwarf Chinese Holly Ilex <u>Ilex</u> cornuta 'Rotunda nana'	o	o	spiny foliage, no berries
Dwarf Yaupon Holly Ilex <u>Ilex</u> vomitoria 'Nana'	o	o	low mound-like shrub, no berries
Elaeagnus <u>Elaeagnus</u> Elaeagnus <u>Elaeagnus</u> pungens	o	o	silver foliage, fragrant white fall flowers
Mountain Laurel Sophora secundiflora	o	o	N, showy fragrant purple flower, large shrub
Nandina Nandina domestica	o	o	red berries, red fall, winter color
Oleander* Nerium oleander	o		summer flowers, large shrub
Pampas Grass* Cortaderia selloana	o		large, clumping grass

Red Yucca Hesperaloe parviflora	o		N, coral flower spike, not a true yucca
Rosemary* Rosmarinus officinalis	o		aromatic leaves, 'Prostratus' cultivar
Shore Juniper Juniperus conferta	o		spreading, ground cover, blue-green
Texas Sage Leucophyllum frutescens	o		N, lavender <u>lavender</u> flowers, gray or green foliage
Texas Sotol Dasylirion texanum	o		N, long blade-like leaf with spines
Wax Myrtle Myrica cerifera	o	o	N, very adaptable, aromatic leaves, berries used for Bayberry fragrance

Semi-Evergreen Shrubs**	Sun	Shade	Features (N = Native)
Cast Iron Plant** Aspidistra elatior		o	broad strap shaped leaves to 2 inches height
Glossy Abelia Abelia grandiflora	o		small pink flowers, glossy leaves
Muhly Grass Muhlenbergia lindheimeri	o		N, looks like small pampas grass
Pineapple Guava* Feijoa sellowiana	o		exotic fragrant flowers
Pomegranate* Punica granatum	o	o	orange flowers, yellow fall flowers
Primrose Jasmine Jasminum mesnyi	o		yellow flowers, mounding form
* susceptible to severe freeze			
** influenced by severity or duration of winter			

Deciduous Shrubs	Sun	Shade	Features (N = Native)
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Althaea Hibiscus syriacus	o		showy summer flowers
Butterfly Bush Buddleia Davidii	o		N, lavender/lilac flowers, small fuzzy leaves
Flame Acanthus Anisacanthus Wrightii	o	o	N, orange flowers attracts hummingbirds
Texas Lantana* Lantana horrida and L. camara	o		N, good summer color, many varieties
Trailing Lantana* Lantana montevidensis	o	o	N, lilac colored flowers, summer through fall
*susceptible to severe freeze			

Evergreen Vines & Groundcovers	Sun	Shade	Features (N = Native)
Asian Jasmine* Trachelospermum asiaticum	o	o	low vigorous ground-cover
Bigleaf Periwinkle Vinca major		o	loose ground-cover, blue flowers
Carolina Jessamine Gelsemium sempervirens	o	o	N, fragrant yellow flowers in spring
Coral Honeysuckle Lonicera sempervirens	o	o	N, coral flowers, red fruit, attract wildlife
Cross Vine <u>Crossvine</u> Bigonia <u>Bignonia</u> capreolata	o	o	N, yellow/red flowers, clinging vine
Damianita Chrysactinia mexicana	o		N, yellow flowers, low growing to 12" height
English Ivy Hedera helix <u>helix</u>		o	clinging, vigorous, self- climbing vine
Fig Vine* Ficus pumila	o	o	clinging vine, fine texture
Lady Banksia <u>Banks'</u> Rose Rosa banksiae	o		yellow spring flowers, large cascading form

Liriope Big Blue Lilyturf Liriope muscari		o	purple spike flowers, clump-like foliage
Littleleaf Dwarf Periwinkle Vinca minor		o	blue flowers, ground-cover
Monkey Grass Ophiopogon japonicus		o	tufted grass-like ground-cover
Oregano Origanum vulgare	o	o	perennial, spreading herb
Stonecrop Sedum spp.	o	o	low, fast growing ground-cover
*susceptible to severe freeze			

Deciduous Vines & Groundcovers	Sun	Shade	Features (N = Native)
Bush Morning Glory Ipomoea leptophylla	o	o	N, forms 1-1/2' - 3' mounds of foilage, lavender to purple flowers
Coral Vine Anigonon leptopus	o		pink flowers in summer and fall
Gregg Dalea* Dalea greggii	o	o	N, purple flowers in fall, ground-cover
Passion Vine* Passiflora incarnata	o	o	N, lavender flowers, edible fruit: Maypop
Trumpet Vine Campsis radicans	o	o	N, orange-scarlet flowers, invasive
Virginia Creeper* Parthenocissus quinquefolia	o	o	N, red fall color, clinging vine
*susceptible to severe freeze			

Flowering Perennials	Sun	Shade	Features (N = Native)
Artemisia Silver Wormwood Artemisia ludoviciana	o		N, aromatic foliage, white fuzzy leaves

Black-eyed Susan Rudbeckia hirta	o	o	N, yellow dark-centered daisy, flowers May to September
Blackfoot Daisy Melampodium leucanthum	o		N, short white daisy flowers all summer, short lived
Butterfly Weed Asclepias tuberosa <u>Asclepias</u>	o	o	N, orange/yellow flowers, attracts butterflies
Canna Lily Canna X generalis	o		banana-like foilage, blooms in summer
Cedar Sage Salvia roemeriana		o	N, red flowers, naturalizes
Cherry Sage Salvia greggii	o	o	N, red, pink, or white flowers
Flowering Perennials	Sun	Shade	Features (N = Native)
Cigar Plant Cuphea micropetala	o		orange-yellow fall flowers
Coreopsis Coreopsis lanceolata	o		N, yellow spring and fall flowers, clumping
Daylily Hemerocallis fulva	o		orange/yellow funnel-shaped flower
Fall Aster Aster spp. <u>Symphyotrichum oblongifolium</u>	o	o	N, blue/purple autumn flowers
Firebush* Hamelia patens	o		red-orange flowers, red fall color
Gayfeather Liatris spp.	o		N, purple flower spikes in autumn
Heartleaf Hibiscus Hibiscus cardiophyllus	o	o	N, red flowers all summer
Hymenoxys Hymenoxys scaposa	o		N, small yellow daisy, bitter smelling leaves
Maximilian Sunflower <u>Maximilian</u> Helianthus maximiliana	o		N, yellow flower, late summer to fall

Mealy Blue Sage Salvia farinacea	o		N , blue flower spikes, spring and summer
Mexican Bush Sage Salvia leucantha	o		tall purple flower spikes
Mexican Heather* Cuphea hussopifolia <u>hyssopifolia</u>	o		tiny purple, pink or white flowers
Mexican Marigold Mint Tagetes lucida	o	o	yellow fall flowers, anise flavored foliage
Mexican Oregano <u>Lippia graveolens</u>	o		lavender/pink flowers, aromatic
Oxeye Daisy Chrysanthemum leucanthemum	o		white early summer flowers, yellow center
Peruvian Verbena* Verbena peruviana	o	o	pink flowers in summer, low growing
Flowering Perennials	Sun	Shade	Features (N = Native)
Pink Skullcap Scutellaria suffrutescens	o	o	pink flowers in summer, low growing
Plumbago* Plumbago auriculata	o	o	low growing, blue flowers
Purple Coneflower Echinacea purpurea	o	o	N , purple daisy-like flowers
Rose Mallow Pavonia lasiopetala	o	o	N , pink hibiscus-like flowers
Scarlet Sage Salvia coccinea	o	o	N , red, pink or white flowers, spring to fall
Spiderwort Tradescantia x Andersoniana		o	N , purple-blue flowers, informal ground cover
Turk's Cap Malvaviscus arboreus 'Drummondii'	o	o	N , red flowers and fruit, colonizing
White Mistflower Eupatorium Wrightii	o	o	N , white autumn flowers, attracts butterflies

Wild Petunia Ruellia nudiflora		o	N, purple flowers from March to December
Zexmenia Wedelia hispida	o	o	N, orange/yellow flowers, May to November
*susceptible to severe freeze			
Turf & Low Grasses	Sun	Shade	Features (N = Native)
Bermuda Cynodon <u>Cynodon</u> dactylon	o		seed or hybrid sod
Blue Grama Bouteloua gracilis	o		N, seed, fine-leaf tufted grass, good meadow grass, not for mowed lawns
Buffalograss Buchloe dactyloides	o		N, many seed varieties, sod available in '609' and Prairie hybrids
Little Bluestem Schizachyrium scoparium	o		N, seed, blue-green, fine texture, not for mowed lawns

...

II.

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

III.

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

IV.

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

INTRODUCED on this the 28th day of July, 2014

PASSED AND APPROVED on this the ____ day of August, 2014.

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney



Planning Department

TO: Mayor and Commission Members

THROUGH: Vince Capell, City Manager

FROM: Robert G. Isassi – Planning & Development Services Department Director

SUBJECT: Ordinance Amendment – Preferred Plant List

DATE: July 24, 2014

In a previous Planning & Zoning Commission meeting a project developer proposed to utilize existing mesquite trees as part of his landscaping to keep with the existing look of the property. Both City staff and P&Z Commission agreed with the developer to keep as much as the natural vegetation as possible to continue the development. After reviewing the landscaping plan with the developer, he noted that there was no mention of mesquite trees listed within the City's Preferred Plant List. A word search for "Mesquite" in the City Code of Ordinances verified it to be so.

After a thorough examination of the Preferred Plant List, it was noted that a mesquite was actually in the list but was misspelled as "mequite". The City Planning Director has reviewed all of the plants in the Preferred Plant List and corrected the spelling to further avoid confusion. The list was reviewed by the Planning & Zoning Commission on July 23rd, 2014 and approved by a 6-0 vote.

This memo report with all necessary attachments is hereby presented to the City Commission for approval. City staff recommends approval of the ordinance amendment as presented.

Staff Report to the PLANNING & ZONING COMMISSION and CITY COMMISSION

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

Request: **APPROVAL OF AN AMENDMENT TO ADD MESQUITE TREES AND CORRECT SPELLING
ERRORS TO EXHIBIT A. PREFERRED PLANT LIST IN ARTICLE VIII
“LANDSCAPING POLICY” OF CHAPTER 15 “LAND USAGE”.**

Petitioner and Agent: City of Kingsville
Date of P&Z Hearing: July 23, 2014

EXHIBITS PRESENTED

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

BACKGROUND AND PERTINENT DATA

In a previous Planning & Zoning Commission meeting a project developer proposed to utilize existing mesquite trees as part of his landscaping to keep with the existing look of the property. Both City staff and P&Z Commission agreed with the developer to keep as much as the natural vegetation as possible to continue the development. After reviewing the landscaping plan with the developer, he noted that there was no mention of Mesquite trees listed within the City's Preferred Plant List. A word search for "Mesquite" in the City Code of Ordinances verified it to be so.

STAFF REVIEW & RECOMMENDATION

After a thorough examination of the Preferred Plant List, it was noted that a mesquite was actually in the list but was misspelled. The City Planning Director has reviewed all of the plants in the Preferred Plant List and corrected the spelling to further avoid confusion. City Staff recommends approval of this corrected list.

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

Reviewed by: _____
Robert G. Isassi, P.E.
Director of Planning & Development Services

EXHIBIT A. PREFERRED PLANT LIST




Other plants may be used if approved by the city. This list is a guide and is not meant to be exclusive. Any other native or well adapted plant may be used if drawings are sealed by a registered Texas Landscape Architect.

Evergreen Trees	Height	Features (N = Native)
Arizona Cypress <i>Cupressus arizonica</i>	30'— 75'	good heat and drought tolerance, aromatic foliage
Cherry Laurel <i>Prunus caroliniana</i>	25'— 30'	N, screening plant, wildlife food
Deodar Cedar <i>cedrus deodara</i>	40'— 50'	fine texture, needs drainage
Live Oak <i>Quercus virginiana</i>	50'— 60'	N, oak wilt susceptible
Mountain Laurel <i>Sophora secundiflora</i>	15'— 25'	N, fragrant purple spring blossoms, small tree, large shrub
Texas Madrone <i>Arbutus texana</i>	25'— 30'	N, distinctive, attractive bark, difficult to propagate and transplant
Yaupon Holly <i>Ilex vomitoria</i>	15'— 20'	N, red berries in winter, small tree, large shrub

Deciduous Trees	Height	Features (N = Native)
American Elm <i>Ulmus americana</i>	60'—80'	N, vase-shaped canopy, susceptible to Dutch Elm disease
Bald Cypress <i>Taxodium distichum</i>	60'—70'	N, fine texture, rust fall color
Bradford Pear <i>Pyrus calleryana</i> 'Bradford'	30'—40'	showing white spring flowers
Bur Oak <i>Quercus macrocarpa</i>	60'—100'	N, large fringed acorn, majestic, adaptable tree
Cedar Elm <i>Ulmus crassifolia</i>	50'—60'	N, fall color, small leaves
Chinese Pistache <i>Pistacia chinensis</i>	30'—40'	brilliant fall color, very adaptable
Chinquapin Oak <i>Quercus muhlenbergii</i>	40'—60'	N, tall, slender form, dark glossy lush foliage
Crape Myrtle* <i>Lagerstroemia indica</i>	25'—30'	summer flowers, many varieties
Desert Willow <i>Chilopsis linearis</i>	15'—25'	N, orchid-like blooms, not a true willow
Drake Elm <i>Ulmus parvifolia</i> 'Drake'	20'—30'	nearly evergreen, drought tolerant

Fragrant Ash <i>Fraxinus cuspidata</i>	10'—12'	N, fragrant white flowers in late spring
Golden Rain Tree <i>Koelreuteria bipinnata*</i> and <i>K. paniculata</i>	20'-30'	yellow spring blooms, drought tolerant
Honey Mesquite <i>Prosopis glandulosa</i>	25'—30'	N, drought tolerant, wood valued for smoking meat
Mexican Plum <i>Prunus mexicana</i>	15'—25'	N, white spring blossoms, wildlife food
Orchid Tree <i>Bauhinia</i> spp.	6'—12'	N, showy white blossoms, small understory or patio tree
Pecan <i>Carya illinoensis</i>	60'—80'	N, shade tree, nut producing
Shumard Oak <i>Quercus shumardii</i>	50'—75'	N, fast growing, good fall red foliage coloration, very tolerant of limestone soils
Texas Ash <i>Fraxinus texensis</i>	40'—50'	N, fast growing, shade tree, exceptional fall foliage coloration
Texas Persimmon <i>Diospyros texana</i>	15'—20'	N, wildlife food, multi-trunk
Texas Redbud <i>Cercis canadensis</i> var. 'Texensis'	20'—25'	N, early pink-blossoms, drought tolerant

Texas Red Oak <i>Quercus texana</i>	30'—40'	N, white patches on bark, fall color
Vitex, Lilac Tree <i>Vitex Agnus-castus</i>	15'—20'	late spring lavender blossoms, small tree
Western Soapberry <i>Sapindus Drummondii</i>	30'—40'	N, showy winter fruit, yellow fall color
*susceptible to severe freeze		

Evergreen Shrubs	Sun	Shade	Features (N = Native)
Agarita <i>Berberis trifoliolata</i>	o		N, prickly leaves, bright red berries
Barbados Cherry* <i>Malpighia glabra</i>	o	o	N, pale pink flowers, berries attract wildlife
Burford Holly  <i>cornuta</i> 'Burfordii'	o	o	glossy dark green foliage, red fruit
Dwarf Burford Holly  <i>cornuta</i> 'Burfordii nana'	o	o	glossy leaves, berries not prominent
Dwarf Chinese Holly  <i>cornuta</i> 'Rotunda nana'	o	o	spiny foliage, no berries

Dwarf Yaupon Holly Ilex vomitoria 'Nana'	o	o	low mound-like shrub, no berries
Placagium Placagium pungens	o	o	silver foliage, fragrant white fall flowers
Mountain Laurel Sophora secundiflora	o	o	N, showy fragrant purple flower, large shrub
Nandina Nandina domestica	o	o	red berries, red fall, winter color
Oleander* Nerium oleander	o		summer flowers, large shrub
Pampas Grass* Cortaderia selloana	o		large, clumping grass
Red Yucca Hesperaloe parviflora	o		N, coral flower spike, not a true yucca
Rosemary* Rosmarinus officinalis	o		aromatic leaves, 'Prostratus' cultivar
Shore Juniper Juniperus conferta	o		spreading, ground cover, blue-green
Texas Sage Leucophyllum frutescens	o		N, lavender flowers, gray or green foliage

Texas Sotol Dasylirion texanum	o		N, long blade-like leaf with spines
Wax Myrtle Myrica cerifera	o	o	N, very adaptable, aromatic leaves, berries used for Bayberry fragrance

Semi-Evergreen Shrubs**	Sun	Shade	Features (N = Native)
Cast Iron Plant** Aspidistra elatior		o	broad strap shaped leaves to 2 inches height
Glossy Abelia Abelia grandiflora	o		small pink flowers, glossy leaves
Muhly Grass Muhlenbergia lindheimeri	o		N, looks like small pampas grass
Pineapple Guava* Feijoa sellowiana	o		exotic fragrant flowers
Pomegranate* Punica granatum	o	o	orange flowers, yellow fall flowers
Primrose Jasmine Jasminum mesnyi	o		yellow flowers, mounding form
* susceptible to severe freeze ** influenced by severity or duration of winter			

Semi-Evergreen Shrubs**	Sun	Shade	Features (N = Native)
Cast Iron Plant** <i>Aspidistra elatior</i>		o	broad strap shaped leaves to 2 inches height
Glossy Abelia <i>Abelia grandiflora</i>	o		small pink flowers, glossy leaves
Muhly Grass <i>Muhlenbergia lindheimeri</i>	o		N, looks like small pampas grass
Pineapple Guava* <i>Feijoa sellowiana</i>	o		exotic fragrant flowers
Pomegranate* <i>Punica granatum</i>	o	o	orange flowers, yellow fall flowers
Primrose Jasmine <i>Jasminum mesnyi</i>	o		yellow flowers, mounding form
* susceptible to severe freeze ** influenced by severity or duration of winter			

Deciduous Shrubs	Sun	Shade	Features (N = Native)
Althaea <i>Hibiscus syriacus</i>	o		showy summer flowers

Butterfly Bush Buddleia Davidii	o		N, lavender/lilac flowers, small fuzzy leaves
Flame Acanthus Anisacanthus Wrightii	o	o	N, orange flowers attracts hummingbirds
Texas Lantana* Lantana horrida and L. camara	o		N, good summer color, many varieties
Trailing Lantana* Lantana montevidensis	o	o	N, lilac colored flowers, summer through fall
*susceptible to severe freeze			

Evergreen Vines & Groundcovers	Sun	Shade	Features (N = Native)
Asian Jasmine* Trachelospermum asiaticum	o	o	low vigorous ground-cover
Bigleaf Periwinkle Vinca major		o	loose ground-cover, blue flowers
Carolina Jessamine Gelsemium sempervirens	o	o	N, fragrant yellow flowers in spring
Coral Honeysuckle Lonicera sempervirens	o	o	N, coral flowers, red fruit, attract wildlife

Crossvine Manon capreolata	o	o	N, yellow/red flowers, clinging vine
Damianita Chrysactinia mexicana	o		N, yellow flowers, low growing to 12" height
English Ivy Hedera helix		o	clinging, vigorous, self-climbing vine
Fig Vine* Ficus pumila	o	o	clinging vine, fine texture
Lady Banks Rose Rosa banksiae	o		yellow spring flowers, large cascading form
Big Blue Hyacinth Liriope muscari		o	purple spike flowers, clump-like foliage
Dwarf Periwinkle Vinca minor		o	blue flowers, ground-cover
Monkey Grass Ophiopogon japonicus		o	tufted grass-like ground-cover
Oregano Origanum vulgare	o	o	perennial, spreading herb
Stonecrop Sedum spp.	o	o	low, fast growing ground-cover
*susceptible to severe freeze			

Deciduous Vines & Groundcovers	Sun	Shade	Features (N = Native)
Bush Morning Glory <i>Ipomoea leptophylla</i>	o	o	N, forms 1-1/2'—3' mounds of foliage, lavender to purple flowers
Coral Vine <i>Anigonon leptopus</i>	o		pink flowers in summer and fall
Gregg Dalea* <i>Dalea greggii</i>	o	o	N, purple flowers in fall, ground-cover
Passion Vine* <i>Passiflora incarnata</i>	o	o	N, lavender flowers, edible fruit: Maypop
Trumpet Vine <i>Campsis radicans</i>	o	o	N, orange-scarlet flowers, invasive
Virginia Creeper* <i>Parthenocissus quinquefolia</i>	o	o	N, red fall color, clinging vine
*susceptible to severe freeze			

Flowering Perennials	Sun	Shade	Features (N = Native)
Silver Wrenwold	o		N, aromatic foliage, white fuzzy leaves

Artemisia ludoviciana			
Black-eyed Susan Rudbeckia hirta	o	o	N, yellow dark-centered daisy, flowers May to September
Blackfoot Daisy Melampodium leucanthum	o		N, short white daisy flowers all summer, short lived
Butterfly Weed Asclepias tuberosa	o	o	N, orange/yellow flowers, attracts butterflies
Canna Lily Canna X generalis	o		banana-like foliage, blooms in summer
Cedar Sage Salvia roemeriana		o	N, red flowers, naturalizes
Cherry Sage Salvia greggii	o	o	N, red, pink, or white flowers
Cigar Plant Cuphea micropetala	o		orange-yellow fall flowers
Coreopsis Coreopsis lanceolata	o		N, yellow spring and fall flowers, clumping
Daylily Hemerocallis fulva	o		orange/yellow funnel-shaped flower
Fall Aster Symphoricarpos oblongifolium	o	o	N, blue/purple autumn flowers

Firebush* Hamelia patens	o		red-orange flowers, red fall color
Gayfeather Liatris spp.	o		N, purple flower spikes in autumn
Heartleaf Hibiscus Hibiscus cardiophyllus	o	o	N, red flowers all summer
Hymenoxys Hymenoxys scaposa	o		N, small yellow daisy, bitter smelling leaves
Mexican Sunflower Helianthus maximiliana	o		N, yellow flower, late summer to fall
Mealy Blue Sage Salvia farinacea	o		N, blue flower spikes, spring and summer
Mexican Bush Sage Salvia leucantha	o		tall purple flower spikes
Mexican Heather* Cuphea lyssopifolia	o		tiny purple, pink or white flowers
Mexican Marigold Mint Tagetes lucida	o	o	yellow fall flowers, anise flavored foliage
Mexican Oregano Lippia graveolens	o		lavender/pink flowers, aromatic
Oxeye Daisy Chrysanthemum leucanthemum	o		white early summer flowers, yellow center

Peruvian Verbena* <i>Verbena peruviana</i>	o	o	pink flowers in summer, low growing
Pink Skullcap <i>Scutellaria suffrutescens</i>	o	o	pink flowers in summer, low growing
Plumbago* <i>Plumbago auriculata</i>	o	o	low growing, blue flowers
Purple Coneflower <i>Echinacea purpurea</i>	o	o	N, purple daisy-like flowers
Rose Mallow <i>Pavonia lasiopetala</i>	o	o	N, pink hibiscus-like flowers
Scarlet Sage <i>Salvia coccinea</i>		o	N, red, pink or white flowers, spring to fall
Spiderwort <i>Tradescantia x Andersoniana</i>		o	N, purple-blue flowers, informal ground cover
Turk's Cap <i>Malvaviscus arboreus</i> var. <i>Drummondii</i>	o	o	N, red flowers and fruit, colonizing
White Mistflower <i>Eupatorium Wrightii</i>	o	o	N, white autumn flowers, attracts butterflies
Wild Petunia <i>Ruellia nudiflora</i>		o	N, purple flowers from March to December

Zexmenia Wedelia hispida	o	o	N, orange/yellow flowers, May to November
*susceptible to severe freeze			

Turf & Low Grasses	Sun	Shade	Features (N = Native)
Bermuda Grass Cynodon dactylon	o		seed or hybrid sod
Blue Grama Grass Bouteloua gracilis	o		N, seed, fine-leaf tufted grass, good meadow grass, not for mowed lawns
Buffalograss Buchloe dactyloides	o		N, many seed varieties, sod available in '609' and Prairie hybrids
Little Bluestem Schizachyrium scoparium	o		N, seed, blue-green, fine texture, not for mowed lawns

AGENDA ITEM #3

ORDINANCE NO. 2014-_____

AMENDING THE CITY OF KINGSVILLE CODE OF ORDINANCES BY AMENDING SECTION 9-7-2, PROVIDING FOR MODIFICATIONS TO THE NOXIOUS MATTER DEFINITION; REPEALING ALL ORDINANCES IN CONFLICT HERewith AND PROVIDING FOR AN EFFECTIVE DATE AND PUBLICATION.

WHEREAS, the City recently adopted the International Property Maintenance Code, which provides in the ordinance that Section 302.4 "weeds" not allow for weeds to exceed 12 inches, and this ordinance now needs to be revised to maintain consistency between the two sections; and

WHEREAS, the City of Kingsville Planning and Zoning Commission has reviewed this ordinance at a meeting on July 23, 2014 and recommends its approval; 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 9-7-2 of Article 7: Nuisances of Chapter IX, General Regulations, of the Code of Ordinances of the City of Kingsville, Texas, shall be amended to read as follows:

...

§ 9-7-2 DEFINITIONS.

As used in this Article the following terms shall have the following meanings, to wit:

ABATE. To eliminate by removal, repair, rehabilitation, or demolition.

DEPOSIT. Any divestiture of possession whether such divestiture of possession is actual or constructive.

NOTICE shall mean:

(1) Personal notice to the owner in writing, or

(2) By letter addressed to the owner at the owner's address as recorded in the appraisal district records of the appraisal district in which the property is located, or

(3) If personal service cannot be obtained or the owner's address is unknown, then, notice shall be:

(a) by publication at least once; or

(b) by posting the notice on or near the front door of each building on the property to which the violation relates; or

(c) by posting the notice on a placard attached to a stake driven into the ground on the property to which the violation relates.

(4) If a notice to a property owner is returned by the United States Postal Service as "refused" or "unclaimed," the validity of the notice is not affected, and the notice is considered as delivered.

NOXIOUS MATTER. Any matter which is or is not subject to the process of oxidation and shall include, without limitation, filth; carrion; impure or unwholesome substances; weeds, grass, or similar vegetation in excess of ~~48~~ 12 inches; refuse; rubbish; brush; and any other substance which would be objectionable, unsightly, or unsanitary to a reasonable person.

PERMIT TO REMAIN. Failure to remove on a permanent basis within the time required by law as specified by any notice to abate noxious matter that is provided for herein.

PREMISES. All privately owned property, including vacant land or a building designed or used for residential, commercial, business, industrial, or religious purposes. The term includes a yard, ground, walk, driveway, fence, porch, steps, other structure appurtenant to the property, or easily accessible easements, alleys, and rights of way.

PREMISES OF ANOTHER. Property over which a person has no right of care, control, or custody. Property under the care, control, or custody of the State of Texas or any of its political subdivisions shall always constitute "premises of another."

REFUSE. Garbage, rubbish, paper, and other decayable and non-decayable waste, including vegetable matter and animal and fish carcasses.

RUBBISH. Non-decayable waste from a public or private establishment or residence.

WEEDS. All rank and uncultivated vegetable growth or matter that:

(A) has grown to more than 12 inches in height; or

(B) may create an unsanitary condition or become a harborage for rodents, vermin, or other disease-carrying pests, regardless of the height of the weeds.

...

II.

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

III.

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

IV.

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

INTRODUCED on this the 28th day of July, 2014.

PASSED AND APPROVED on this the _____th day of _____, 2014.

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney

BEFORE

Sec. 9-7-4. Definitions.

As used in this article the following terms shall have the following meanings, to wit:

Abate. To eliminate by removal, repair, rehabilitation, or demolition.

Deposit. Any divestiture of possession whether such divestiture of possession is actual or constructive.

Notice shall mean:

- (1) Personal notice to the owner in writing; or
- (2) By letter addressed to the owner at the owner's address as recorded in the appraisal district records of the appraisal district in which the property is located; or
- (3) If personal service cannot be obtained or the owner's address is unknown, then, notice shall be:
 - a. By publication at least once; or
 - b. By posting the notice on or near the front door of each building on the property to which the violation relates; or
 - c. By posting the notice on a placard attached to a stake driven into the ground on the property to which the violation relates.
- (4) If a notice to a property owner is returned by the United States Postal Service as "refused" or "unclaimed," the validity of the notice is not affected, and the notice is considered as delivered.

Noxious matter. Any matter which is or is not subject to the process of oxidation and shall include, without limitation, filth; carrion; impure or unwholesome substances; weeds, grass, or similar vegetation in excess of 18 inches; refuse; rubbish; brush; and any other substance which would be objectionable, unsightly, or unsanitary to a reasonable person.

Permit to remain. Failure to remove on a permanent basis within the time required by law as specified by any notice to abate noxious matter that is provided for herein.

Premises. All privately owned property, including vacant land or a building designed or used for residential, commercial, business, industrial, or religious purposes. The term includes a yard, ground, walk, driveway, fence, porch, steps, other structure appurtenant to the property, or easily accessible easements, alleys, and rights of way.

Premises of another. Property over which a person has no right of care, control, or custody. Property under the care, control, or custody of the State of Texas or any of its political subdivisions shall always constitute "premises of another."

Refuse. Garbage, rubbish, paper, and other decayable and non-decayable waste, including vegetable matter and animal and fish carcasses.

Rubbish. Non-decayable waste from a public or private establishment or residence.

Weeds. All rank and uncultivated vegetable growth or matter that:

- (1) Has grown to more than 12 inches in height (unless deemed to be grown for agricultural purposes); or
- (2) May create an unsanitary condition or become a harborage for rodents, vermin, or other disease-carrying pests, regardless of the height of the weeds.

AFTER

Sec. 9-7-4. Definitions.

As used in this article the following terms shall have the following meanings, to wit:

Abate. To eliminate by removal, repair, rehabilitation, or demolition.

Deposit. Any divestiture of possession whether such divestiture of possession is actual or constructive.

Notice shall mean:

- (5) Personal notice to the owner in writing; or
- (6) By letter addressed to the owner at the owner's address as recorded in the appraisal district records of the appraisal district in which the property is located; or
- (7) If personal service cannot be obtained or the owner's address is unknown, then, notice shall be:
 - a. By publication at least once; or
 - b. By posting the notice on or near the front door of each building on the property to which the violation relates; or
 - c. By posting the notice on a placard attached to a stake driven into the ground on the property to which the violation relates.
- (8) If a notice to a property owner is returned by the United States Postal Service as "refused" or "unclaimed," the validity of the notice is not affected, and the notice is considered as delivered.

Noxious matter. Any matter which is or is not subject to the process of oxidation and shall include, without limitation, filth; carrion; impure or unwholesome substances; weeds, grass, or similar vegetation in excess of 12 inches; refuse; rubbish; brush; and any other substance which would be objectionable, unsightly, or unsanitary to a reasonable person.

Permit to remain. Failure to remove on a permanent basis within the time required by law as specified by any notice to abate noxious matter that is provided for herein.

Premises. All privately owned property, including vacant land or a building designed or used for residential, commercial, business, industrial, or religious purposes. The term includes a yard, ground, walk, driveway, fence, porch, steps, other structure appurtenant to the property, or easily accessible easements, alleys, and rights of way.

Premises of another. Property over which a person has no right of care, control, or custody. Property under the care, control, or custody of the State of Texas or any of its political subdivisions shall always constitute "premises of another."

Refuse. Garbage, rubbish, paper, and other decayable and non-decayable waste, including vegetable matter and animal and fish carcasses.

Rubbish. Non-decayable waste from a public or private establishment or residence.

Weeds. All rank and uncultivated vegetable growth or matter that:

- (3) Has grown to more than 12 inches in height (unless deemed to be grown for agricultural purposes); or
- (4) May create an unsanitary condition or become a harborage for rodents, vermin, or other disease-carrying pests, regardless of the height of the weeds.



Planning Department

TO: Mayor and Commission Members

THROUGH: Vince Capell, City Manager

FROM: Robert G. Isassi – Planning & Development Services Department Director

SUBJECT: Ordinance Amendment – Definition of “Noxious Matter”

DATE: July 24, 2014

In March 2014, Planning & Zoning Commission as well as City Commission approved changes to existing ordinances, namely Article 7, Nuisances. Part of these changes lowered the allowable weed height from 18” to 12” within Section 9-7-2(H). It has been noted that 9-7-4 “Definitions” did not update the Noxious Matter height to 12”. The proposed amendment was reviewed by the Planning & Zoning Commission on July 23rd, 2014 and approved by a 6-0 vote.

This memo report with all necessary attachments is hereby presented to the City Commission for approval. City staff recommends approval of the ordinance amendment as presented.

BEFORE

Sec. 9-7-4. Definitions.

As used in this article the following terms shall have the following meanings, to wit:

Abate. To eliminate by removal, repair, rehabilitation, or demolition.

Deposit. Any divestiture of possession whether such divestiture of possession is actual or constructive.

Notice shall mean:

- (1) Personal notice to the owner in writing; or
- (2) By letter addressed to the owner at the owner's address as recorded in the appraisal district records of the appraisal district in which the property is located; or
- (3) If personal service cannot be obtained or the owner's address is unknown, then, notice shall be:
 - a. By publication at least once; or
 - b. By posting the notice on or near the front door of each building on the property to which the violation relates; or
 - c. By posting the notice on a placard attached to a stake driven into the ground on the property to which the violation relates.
- (4) If a notice to a property owner is returned by the United States Postal Service as "refused" or "unclaimed," the validity of the notice is not affected, and the notice is considered as delivered.

Noxious matter. Any matter which is or is not subject to the process of oxidation and shall include, without limitation, filth; carrion; impure or unwholesome substances; weeds, grass, or similar vegetation in excess of 18 inches; refuse; rubbish; brush; and any other substance which would be objectionable, unsightly, or unsanitary to a reasonable person.

Permit to remain. Failure to remove on a permanent basis within the time required by law as specified by any notice to abate noxious matter that is provided for herein.

Premises. All privately owned property, including vacant land or a building designed or used for residential, commercial, business, industrial, or religious purposes. The term includes a yard, ground, walk, driveway, fence, porch, steps, other structure appurtenant to the property, or easily accessible easements, alleys, and rights of way.

Premises of another. Property over which a person has no right of care, control, or custody. Property under the care, control, or custody of the State of Texas or any of its political subdivisions shall always constitute "premises of another."

Refuse. Garbage, rubbish, paper, and other decayable and non-decayable waste, including vegetable matter and animal and fish carcasses.

Rubbish. Non-decayable waste from a public or private establishment or residence.

Weeds. All rank and uncultivated vegetable growth or matter that:

- (1) Has grown to more than 12 inches in height (unless deemed to be grown for agricultural purposes); or
- (2) May create an unsanitary condition or become a harborage for rodents, vermin, or other disease-carrying pests, regardless of the height of the weeds.

AFTER

Sec. 9-7-4. Definitions.

As used in this article the following terms shall have the following meanings, to wit:

Abate. To eliminate by removal, repair, rehabilitation, or demolition.

Deposit. Any divestiture of possession whether such divestiture of possession is actual or constructive.

Notice shall mean:

- (5) Personal notice to the owner in writing; or
- (6) By letter addressed to the owner at the owner's address as recorded in the appraisal district records of the appraisal district in which the property is located; or
- (7) If personal service cannot be obtained or the owner's address is unknown, then, notice shall be:
 - a. By publication at least once; or
 - b. By posting the notice on or near the front door of each building on the property to which the violation relates; or
 - c. By posting the notice on a placard attached to a stake driven into the ground on the property to which the violation relates.
- (8) If a notice to a property owner is returned by the United States Postal Service as "refused" or "unclaimed," the validity of the notice is not affected, and the notice is considered as delivered.

Noxious matter. Any matter which is or is not subject to the process of oxidation and shall include, without limitation, filth; carrion; impure or unwholesome substances; weeds, grass, or similar vegetation in excess of 12 inches; refuse; rubbish; brush; and any other substance which would be objectionable, unsightly, or unsanitary to a reasonable person.

Permit to remain. Failure to remove on a permanent basis within the time required by law as specified by any notice to abate noxious matter that is provided for herein.

Premises. All privately owned property, including vacant land or a building designed or used for residential, commercial, business, industrial, or religious purposes. The term includes a yard, ground, walk, driveway, fence, porch, steps, other structure appurtenant to the property, or easily accessible easements, alleys, and rights of way.

Premises of another. Property over which a person has no right of care, control, or custody. Property under the care, control, or custody of the State of Texas or any of its political subdivisions shall always constitute "premises of another."

Refuse. Garbage, rubbish, paper, and other decayable and non-decayable waste, including vegetable matter and animal and fish carcasses.

Rubbish. Non-decayable waste from a public or private establishment or residence.

Weeds. All rank and uncultivated vegetable growth or matter that:

- (3) Has grown to more than 12 inches in height (unless deemed to be grown for agricultural purposes); or
- (4) May create an unsanitary condition or become a harborage for rodents, vermin, or other disease-carrying pests, regardless of the height of the weeds.

**Staff Report to the PLANNING & ZONING COMMISSION
and CITY COMMISSION**

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

Request: **APPROVAL OF AN AMENDMENT TO CITY CODE SECTION 9-7-4 "DEFINITIONS" TO
CORRECT THE DEFINITION OF NOXIOUS MATTER TO MATCH SECTION 9-7-2
"ADDITIONS AND AMENDMENTS TO INTERNATIONAL PROPERTY MAINTENANCE CODE".**

Petitioner and Agent: City of Kingsville
Date of P&Z Hearing: July 23, 2014

EXHIBITS PRESENTED

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

BACKGROUND AND PERTINENT DATA

In March 2014, Planning & Zoning Commission as well as City Commission approved changes to existing ordinances, namely Article 7, Nuisances. Part of these changes lowered the allowable weed height from 18" to 12" within Section 9-7-2(H). It has been noted that 9-7-4 "Definitions" did not update the Noxious Matter height to 12".

STAFF REVIEW & RECOMMENDATION

This is a "housekeeping" issue that would correct the oversight.

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

Reviewed by: _____
Robert G. Isassi, P.E.
Director of Planning & Development Services

AGENDA ITEM #4

ORDINANCE NO. 2014-_____

AMENDING THE CITY OF KINGSVILLE CODE OF ORDINANCES BY AMENDING SECTION 15-6-124, PROVIDING FOR THE OPTION TO PLACE POLE SIGNS OR MONUMENT SIGNS ALONG U.S. HIGHWAY 77 BYPASS; REPEALING ALL ORDINANCES IN CONFLICT HERewith AND PROVIDING FOR AN EFFECTIVE DATE AND PUBLICATION.

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

WHEREAS, the City has determined that the sign ordinance is in need of revision for the ease of users, benefit of the public, and for public health and safety;

WHEREAS, the City of Kingsville Planning and Zoning Commission has reviewed this ordinance at a meeting on July 23, 2014 and recommends its approval;

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

I.

THAT Article 6: Zoning of Chapter XV, Land Usage, of the Code of Ordinances of the City of Kingsville, Texas, Section 15-6-124 shall be amended to read as follows:

...

§ 15-6-124. MAXIMUM SIZE; ~~U.S. HIGHWAY 77 BYPASS~~ US77 / I-69 CORRIDOR

(A) Owner identification and advertising signs located within 300 feet of the U.S Highway 77 Bypass/Interstate 69 right-of-way, may utilize steel poles or monument signs.

(1) When utilizing steel poles, the signs shall not have their total display face area exceed 400 square feet, with a sign maximum height of 10 feet, and a maximum sign length of 40 feet; inclusive of border and trim, but excluding the base or apron.

(2) When utilizing monument signs, the sign shall be of a monument style and shall not have their total sign area exceed 400 square feet, with a maximum height equal to that which is allowed in the respective zoning district, inclusive of sign frame, cabinet, border and trim as measured from grade.

(B) The maximum size limitations apply to each side of the sign structure or structures visible to approaching traffic.

(C) Signs may be placed back-to-back, side by side, or stacked, with not more than two display faces visible to approaching traffic on the Highway 77 Bypass. Such sign structure or structures shall be considered one sign.

(D) Signs that exceed 200 square feet in area, including cutouts, may not be stacked or placed side by side.

...

II.

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

III.

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

IV.

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

INTRODUCED on this the 28th day of July, 2014.

PASSED AND APPROVED on this the _____ day of August, 2014.

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney



Planning Department

TO: Mayor and Commission Members

THROUGH: Vince Capell, City Manager

FROM: Robert G. Isassi – Planning & Development Services Department Director

SUBJECT: Ordinance Amendment – Pole Signs on US77 Optional

DATE: July 24, 2014

US 77 business owners have asked for the option to place an owner-identification / advertising pole sign in lieu of the required monument sign to provide better visibility to their business along the highway.

After a thorough examination of the 2008 Master Plan, the Plan's goals are to support the economic growth of Kingsville while also reducing sign clutter. While the City's existing sign code requires that all new signs be of a monument style, it is prudent to allow highway frontage businesses the opportunity to attract highway traffic to their businesses by allowing a pole sign for advanced notification and visibility from a controlled-access highway (and future interstate corridor). The proposed amendment was reviewed by the Planning & Zoning Commission on July 23rd, 2014 and approved by a 6-0 vote.

This memo report with all necessary attachments is hereby presented to the City Commission for approval. City staff recommends approval of the ordinance amendment as presented.

BEFORE

Sec. 15-6-124. Maximum size; U.S. Highway 77 Bypass.

- (A) Owner identification and advertising signs located within 300 feet of the U.S. Highway 77 Bypass right of way shall be of a monument style and shall not have their total sign area exceed 400 square feet, with a maximum height equal to that which is allowed in the respective zoning district, inclusive of sign frame, cabinet, border and trim as measured from grade.
- (B) The maximum size limitations apply to each side of the sign structure or structures visible to approaching traffic.
- (C) Signs may be placed back-to-back, side by side, or stacked, with not more than two display faces visible to approaching traffic on the Highway 77 Bypass. Such sign structure or structures shall be considered one sign.
- (D) Signs that exceed 200 square feet in area, including cutouts, may not be stacked or placed side by side.

AFTER

Sec. 15-6-124. Maximum size; 



- (B) The maximum size limitations apply to each side of the sign structure or structures visible to approaching traffic.
- (C) Signs may be placed back-to-back, side by side, or stacked, with not more than two (2) display faces visible to approaching traffic on the Highway 77 Bypass. Such sign structure or structures shall be considered one sign.
- (D) Signs that exceed 200 square feet in area, including cutouts, may not be stacked or placed side by side.

**Staff Report to the PLANNING & ZONING COMMISSION
and CITY COMMISSION**

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

**Request: APPROVAL OF AN AMENDMENT TO CITY CODE SECTION 15-6-124 "MAXIMUM SIZE;
U.S. HIGHWAY 77 BYPASS" TO ALLOW THE OPTION TO PLACE AN OWNER
IDENTIFICATION OR ADVERTISING MONUMENT OR POLE SIGN.**

Petitioner and Agent: City of Kingsville
Date of P&Z Hearing: July 23, 2014

EXHIBITS PRESENTED

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

BACKGROUND AND PERTINENT DATA

US 77 business owners have asked for the option to place an owner-identification / advertising pole sign in lieu of the required monument sign to provide better visibility to their business along the highway.

STAFF REVIEW & RECOMMENDATION

After a thorough examination of the 2008 Master Plan, the Plan's goals are to support the economic growth of Kingsville while also reducing sign clutter. While the City's existing sign code requires that all new signs be of a monument style, it is prudent to allow highway frontage businesses the opportunity to attract highway traffic to their businesses by allowing a pole sign for advanced notification and visibility from a controlled-access highway (and future interstate corridor).

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

Reviewed by: _____
Robert G. Isassi, P.E.
Director of Planning & Development Services

AGENDA ITEM #5

ORDINANCE NO. 2014-

AMENDING THE CITY OF KINGSVILLE CODE OF ORDINANCES CHAPTER XV, LAND USE, ARTICLE 6 ZONING, AIR INSTALLATION ZONING REGULATIONS, SECTION 41, RESPONSIBILITY OF DEVELOPERS: SUBDIVISIONS, PROVIDING FOR A NOTICE TO BUYER/LESSEE ABOUT AICUZ AND CCLUA; REPEALING ALL ORDINANCES IN CONFLICT HERewith AND PROVIDING FOR AN EFFECTIVE DATE AND PUBLICATION.

WHEREAS, the City-County Joint Airport Zoning Board (JAZB) recently met and adopted a "notice to buyer/lessee" to be provided to land owners and agents to give buyers and lessees to make them aware that Air Installation Compatible Use Zones (AICUZ) and Controlled Compatible Land Use Areas (CCLUA) exist within the City and County; and

WHEREAS, the JAZB would like this notice provided throughout the county and not just within the area controlled by the JAZB, they are requesting the City and County approve similar notice requirements; and

WHEREAS, the mission of Naval Air Station-Kingsville is critical to the community, state and nation, as well as to the City's economic development, and the base's continued mission would be enhanced by this notice; and

WHEREAS, the City of Kingsville Planning and Zoning Commission has reviewed this ordinance at a meeting on July 23, 2014 and recommends its approval; 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 15-6-41 of Article 6: Zoning of Chapter XV, Land Usage, of the Code of Ordinances of the City of Kingsville, Texas, shall be amended to read as follows:

AIR INSTALLATION ZONING REGULATIONS

§ 15-6-41. RESPONSIBILITY OF DEVELOPERS: SUBDIVISIONS; AICUZ- NOTICE TO BUYER/LESSEE.

- (A) Each developer or landowner who owns property ~~lying within the City of Kingsville~~ must notify any purchaser or lessee of any property within the City of the existence of a "controlled compatible land use area" ~~must notify any prospective purchaser of such property of the existence of this article by having each buyer~~

execute a "Disclosure Statement" containing the following language that is governed by a Joint Airport Zoning Board (JAZB) by having each seller or lessor provide an "AICUZ – NOTICE TO BUYER(S) OR LESSEE" containing the following language:

~~"I have been advised that this property is adjacent to a military airport and installation and lies within the 'controlled compatible land use area' as defined by the legislature of the state of Texas in Tex. Local Gov. Code § 241.003. I understand that I shall have to include special noise attenuation materials and construction techniques in any construction undertaking designated as having decibel readings above 65 DNL. I am aware that development and construction within this area must conform to guidelines contained in the City of Kingsville Air Installation Zoning Regulation and other applicable law."~~

"Notice is hereby given to the Buyer(s) or Lessee(s) that this property may be located in the vicinity of Naval Air Station (NAS) Kingsville and may be impacted by noise, odors, flight safety hazards, frequency interference and other potential compatibility issues relating to installation operations. You are encouraged to drive and review the area around any property in which you are interested at various times and days."

Notice is also hereby given that subject property may:

- (1) Lie within the "Controlled Compatible Land Use Area" as defined by Chapter 241 of the Texas Local Government Code, Section 241.003(7) which gives a municipality or county the authority to regulate land use within a designated airport hazard area. The Kingsville-Kleberg JAZB(Joint Airport Zoning Board) provides zoning regulations and enforcement within the unincorporated portions of Kleberg County that are located within the "Controlled Compatible Land Use Area,"
- (2) And/or within an area defined by the 65 decibel (dB) day-night average sound level (Ldn) noise contour(s) as defined in NAS Kingsville's current Air Installations Compatible Use Zones (AICUZ) study, plus ¼ mile outside that area,
- (3) And/or within an area defined by the Accident Potential Zones (APZ) as defined in NAS Kingsville's current AICUZ study, plus ¼ mile outside that area.

As the AICUZ study is updated, the zone boundaries may change.

This property may also be subject to additional development regulations relative to the property's proximity to the installation.

Information on any property located within 6 miles of NAS Kingsville may be found at the following website:

<http://www.cityofkingsville.com/dept/engineering/docs/AICUZ%20Map.pdf> or by visiting the City of Kingsville Planning Department.

- (B) Such "~~Disclosure Statement~~" "AICUZ – NOTICE TO BUYER OR LESSEE" shall be executed simultaneously with any "earnest money" contract or other agreement to buy land, and if no "earnest money" contract or other agreement to buy land is executed, prior to the "date of closing" as that term is understood in real estate transactions.
- (C) Development within the noise zones designated on the current AICUZ map shall be built to mitigate the noise level to 45 DNL (indoors). It shall be the responsibility of the developer to provide to the Director of Development Services how this will be accomplished, to include site layout and type of material used.

II.

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

III.

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

IV.

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

INTRODUCED on this the 28th day of July, 2014.

PASSED AND APPROVED on this the ____th day of August, 2014.

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney



Planning Department

TO: Mayor and Commission Members

THROUGH: Vince Capell, City Manager

FROM: Robert G. Isassi – Planning & Development Services Department Director

SUBJECT: Ordinance Amendment – AICUZ Notice to Buyer or Lessee

DATE: July 24, 2014

Earlier this year the Joint Airport Zoning Board (JAZB) passed an ordinance requiring property owners and developers within the Air Installation Controlled Use Zone (AICUZ) to require a "Notice to Buyer(s) or Lessee" document to be provided by the sellers or lessors. The JAZB would like to see this required within the City and County as well. This will provide notice to residents that a controlled land use area exists around NAS-Kingsville and ensure that full disclosure is provided to make buyers and lessees aware of the area.

This document has been previously presented to the City Commission but an ordinance requiring the Notice to Buyer or Lessee was not provided. This proposed ordinance amendment to the City Code of Ordinances will now require sellers and lessors to include this information to buyers or lessees.

This ordinance change was evaluated by the Planning & Zoning Commission and amended slightly from the original submittal. After the amended changes (attached), the Planning & Zoning Commission approved the ordinance changes by a 6-0 vote.

This memo report with all necessary attachments is hereby presented to the City Commission for approval. City staff recommends approval of the ordinance amendment as presented.

Staff Report to the PLANNING & ZONING COMMISSION and CITY COMMISSION

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

Request: **APPROVAL OF AN AMENDMENT TO CITY CODE SEC. 15-6-41 "RESPONSIBILITY OF DEVELOPERS: SUBDIVISIONS" TO ARTICLE 6 "ZONING" TO REQUIRE DEVELOPERS AND LANDOWNERS TO INFORM BUYERS OR LESSEES OF A CONTROLLED COMPATIBLE LAND USE AREA BY PROVIDING A "NOTICE TO BUYER(S) OR LESSEE".**

Petitioner and Agent: City of Kingsville

Date of P&Z Hearing: July 23, 2014

EXHIBITS PRESENTED

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

BACKGROUND AND PERTINENT DATA

The Joint Airport Zoning Board (JAZB) has passed an ordinance requiring property owners and developers within the Air Installation Controlled Use Zone (AICUZ) to require a "Notice to Buyer(s) / Lessee" document to be provided by the sellers or lessors. The JAZB would like to see this required within the City and County as well. This will provide additional notice to residents that a controlled land use area exists around NAS-Kingsville and ensure that full disclosure is provided to make buyers and lessees aware of the area.

STAFF REVIEW & RECOMMENDATION

This has been previously reviewed by City Commission. City staff is recommending that City Commission adopt this disclosure document for all purchases and leases. Once reviewed and approved by City Commission, City staff will forward to Kleberg County for concurrence and adoption.

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

Reviewed by: _____
Robert G. Isassi, P.E.
Director of Planning & Development Services

BEFORE

Sec. 15-6-41. Responsibility of developers: subdivisions.

- (A) Each developer or landowner who owns property lying within the "controlled compatible land use area" must notify any prospective purchaser of such property of the existence of this article by having each buyer execute a "Disclosure Statement" containing the following language:
"I have been advised that this property is adjacent to a military airport and installation and lies within the 'controlled compatible land use area' as defined by the legislature of the state of Texas in Tex. Local Gov. Code § 241003. I understand that I shall have to include special noise attenuation materials and construction techniques in any construction undertaking designated as having decibel readings above 65 DNL. I am aware that development and construction within this area must conform to guidelines contained in the City of Kingsville Air Installation Zoning Regulation and other applicable law."
- (B) Such "Disclosure Statement" shall be executed simultaneously with any "earnest money" contract or other agreement to buy land, and if no "earnest money" contract or other agreement to buy land is executed, prior to the "date of closing" as that term is understood in real estate transactions.
- (C) Development within the noise zones designated on the current AICUZ map shall be built to mitigate the noise level to 45 DNL (indoors). It shall be the responsibility of the developer to provide to the Director of Development Services how this will be accomplished, to include site layout and type of material used.

AFTER

Sec. 15-6-41. AICUZ - Notice to Buyer(s) or Lessee

- (A) Each developer or landowner who owns property within the City of Kingsville must notify any purchaser or lessee of any property within the City of the existence of a "controlled compatible land use area" that is governed by a Joint Airport Zoning Board (JAZB) by having each buyer or lessor provide a "AICUZ - NOTICE TO BUYER(S) OR LESSEE" containing the following language:

"Notice is hereby given to the Buyer(s) or Lessee(s) that this property may be located in the vicinity of Naval Air Station (NAS) Kingsville and may be impacted by noise, odors, flight safety hazards, frequency interference and other potential compatibility issues relating to installation operations. You are encouraged to drive and review the area around any property in which you are interested at various times and days.

Notice is also hereby given that subject property may:

- (1) lie within the "Controlled Compatible Land Use Area" as defined by Chapter 241 of the Texas Local Government Code, Section 241.003(7) which gives a municipality or county the authority to regulate land use within a designated airport hazard area.*

The Kingsville-Kleberg JAZB (Joint Airport Zoning Board) provides zoning regulations and enforcement within the unincorporated portions of Kleberg County that are located within the "controlled compatible land use area.

- (2) and / or within an area defined by the 65 decibel (dB) day-night average sound level (Ldn) noise contour(s) as defined in NAS Kingsville's current Air Installations Compatible Use Zones (AICUZ) study, plus ¼ mile outside that area.*
- (3) and / or within an area defined by the Accident Potential Zones (APZ) as defined in NAS Kingsville's current AICUZ study, plus ¼ mile outside that area.*

As the AICUZ study is updated the zone boundaries may change.

This property may also be subject to additional development regulations relative to the property's proximity to the installation.

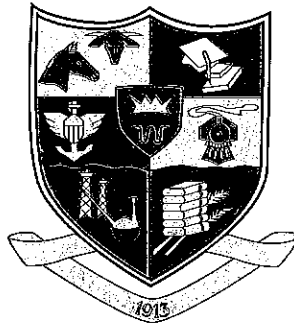
Information on any property located within 6 miles of NAS Kingsville may be found at the following website:

<http://www.cityofkingsville.com/dept/engineering/docs/AICUZ%20Map.pdf> or by visiting the City of Kingsville Planning Department."

- (B) Such "AICUZ - NOTICE TO BUYER(S) OR LESSEE" shall be executed simultaneously with any "earnest money" contract or other agreement to buy land, and if no "earnest money" contract or other agreement to buy land is executed, prior to the "date of closing" as that term is understood in real estate transactions.
- (C) Development within the noise zones designated on the current AICUZ map shall be built to mitigate the noise level to 45 DNL (indoors). It shall be the responsibility of the developer to provide to the Director of Development Services how this will be accomplished, to include site layout and type of material used.

AGENDA ITEM #6

MELISSA T. DE LA GARZA, PCC
Kleberg County Tax Assessor-Collector



P. O. Box 1457

Phone: 361-595-8541

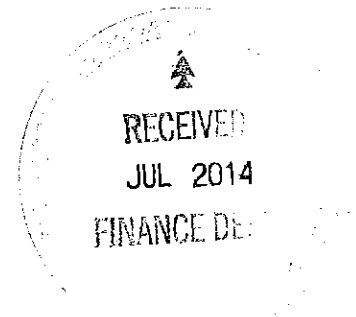
Phone: 361-595-8542

Fax: 361-595-8546

COUNTY of KLEBERG
KINGSVILLE, TEXAS
78364-1457

July 23, 2014

City of Kingsville
Deborah Balli, Finance Director
P O Box 1458
Kingsville TX 78364-1458



Dear Ms. Balli:

Pursuant to Section 26.04(b) of the Texas Property Tax Code, I, Melissa T. De La Garza, do hereby submit the certification of 2013 excess debt collections and the certification of 2014 anticipated collection rate.

I hereby request the foregoing certifications be accepted and incorporated in the minutes of the next regular scheduled City Commissioners' Court Meeting.

Respectfully,

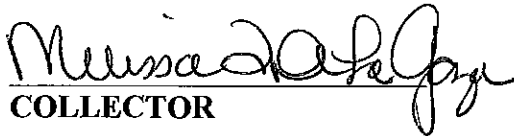
Melissa T. De La Garza, PCC
Kleberg County Tax Assessor-Collector

Enc.

**CERTIFICATION OF 2013 EXCESS
DEBT COLLECTIONS**

**CITY OF KINGSVILLE
INTEREST & SINKING FUND**

“I, Melissa T. De La Garza, Collector for the City of Kingsville solemnly swear, that the amount of excess debt service funds collected in 2013 for the City of Kingsville, Interest & Sinking Fund has been determined to be \$-0-.”

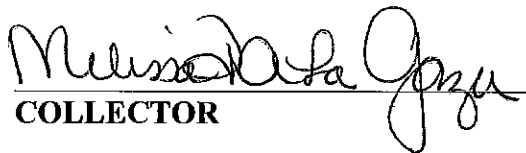

COLLECTOR

July 23, 2014
DATE

**CERTIFICATION OF 2014 ANTICIPATED
COLLECTION RATE**

**CITY OF KINGSVILLE
INTEREST & SINKING FUND**

“I, Melissa T. De La Garza, Collector for the City of Kingsville solemnly swear, that the anticipated collection rate for 2014 for the City of Kingsville, Interest & Sinking Fund has been estimated to be 100%.”


COLLECTOR

July 23, 2014
DATE

AGENDA ITEM #7

Mary Valenzuela

From: Dick Messbarger <edc@kingsville.org>
Sent: Wednesday, July 30, 2014 12:33 PM
To: Mary Valenzuela
Subject: Mayor's DC Schedule

Sunday, August 17

5:30 AM Depart CRP UA Flt 4557
6:31 AM Arrive IAH
7:15 AM Depart IAH UA Flt 250
11:24 AM Arrive Washington, DC

Monday, August 18

8:30 AM Report to Pentagon
9:00 AM Meet with Asst. Navy Secretary Juan Garcia
10:00 AM Meet with DASN Robert Johnson, Director Naval Air Programs (replaced Richard Gilpin)
11:00 AM Meet with Admiral Mike Manazir, Director Naval Air warfare Programs
12:00 Lunch Pentagon Dining Room
1:30 PM Meet with ADM Michelle Howard, Vice Chief of Naval Operations
3:00 PM Meet with Dave Hanke, Sen. Cornyn's Military Legislative Director
4:00 PM Meet with Vickie Plunkett, House Armed Service Committee Staff Director

Tuesday, August 19

8:30 AM Meet with Anne Davis, Deputy Commander Naval Installations Command
12-noon Depart DCA UA Flt 244
2:30 PM Arrive IAH
3:55 PM Depart IAH UA Flt 4496
4:32 PM Arrive Corpus Christi

Dick Messbarger
Executive Director
Greater Kingsville EDC
Phone: 361-592-6438
Fax: 361-592-0866
www.kingsvilleedc.org

AGENDA ITEM #8



DATE: July 31, 2014

TO: City Commission

VIA: Vince Capell, City Manager

FROM: Cynthia Martin, Interim Director of Tourism

SUBJECT: Historical Development Board Appointment

Historical Development Board members, Erinn McComb and Floyd Holder, resigned from the Board effective July, 2014 as both of them have taken new jobs in other cities. Mrs. Susanna Killion has resigned from the Board in order to follow other pursuits so that there are three openings on the Board.

The Historical Development Board would like to recommend the appointment of Mr. Mario A. Delgado to the Historical Development Board to fill one of these openings. Mr. Delgado is a former educator and counselor, has Bachelor's and Master's degrees from Texas A & I University, has "decades of experience working with the public" and is a long time resident of Kingsville.

I am hereby requesting the City Commission consider the appointment of Mr. Mario A Delgado to the Historical Development Board for a three year term at the next Regular Commission meeting.

Cynthia Martin

Judge Mario A. Delgado

325 Billy Evans Ave. Kingsville, TX 78363 Phone: (361) 221-9392

Objective:

Obtain a position as Board Member where I can make a positive contribution.

Relevant Skills:

15 years of judicial practice in Precinct 2

20 years in the education field for the Kingsville Independent School District as a teacher, elementary counselor, high school counselor and coordinator of special projects

Executive director for the Kleberg County Community Action Committee where I prepared applications and proposed programs for "War on Poverty" which resulted in the first Office of Economic Grant for Program Development for Kleberg County. Amongst the many programs created under my direction were "Medicare Alert", "Project Find", "Summer Head Start", "Job Corp" and "Meals on Wheels". I also introduced a grant that allowed for "Communities in Schools" to become part of the Kingsville Independent School District

Over 25 years of military experience serving in both the United States Air Force during the Korean War and the Navy Reserve as a Navy Chief in the Navy Investigative Service (NIS)

20 years of experience working in non-profit organization environment

Decades of experience in working with the public

Exceptional knowledge of participatory programs

Proficient with applications, proposals and regulations

Strong organizational and mentoring experience

Formulated and implemented institutes policies and procedures

Education

Bachelor's Degree in Education,
Texas A&I University

Master's Degree in Education,
Texas A&I University

References

Available upon request

REGULAR AGENDA

AGENDA ITEM #9

AGENDA ITEM #10

Received
7/29/2014

KLEBERG COUNTY APPRAISAL DISTRICT
502 E. KLEBERG * P.O. BOX 1027 * KINGSVILLE, TX 78364
BUS. (361) 595-5775 * FAX (361) 595- 7984

July 25, 2014

City of Kingsville
Vincent J. Capell, City Manager
P.O. Box 1458
Kingsville, Texas 78364

Dear Mr. Capell:

Enclosed you will find 2014 certified total information for your taxing entity and information needed for the calculation of the effective tax rate. A CD of your taxing entity's 2014 certified appraisal rolls was delivered to your taxing entity on July 25, 2014

If you have any questions, please feel free to call me at 361-595-5775.

Sincerely,



Ernestina Flores, R.P.A.
Chief Appraiser

Cc: Sam Fugate, Mayor
Deborah Balli, Finance Director
Kleberg County Appraisal District Board of Directors

KLEBERG COUNTY APPRAISAL DISTRICT
502 E. KLEBERG - P. O. BOX 1027
KINGSVILLE, TEXAS 78364
*PHONE: 361-595-5775 * FAX: 361-595-7984*

TO: WHOM IT MAY CONCERN

FROM: Ernestina (Tina) Flores R.P.A.

DATE: July 25, 2014

REF: EXEMPTION IDENTIFICATION

Attached you will find a 2014 Exemption Listing. This document is included in this packet for your information to help you better understand the exemption codes used in your appraisal roll and on your 2014 Certified Totals Exemption Breakdown report. The comptroller has required some exemptions to be identified with specific exemption codes for their reporting purposes. If you have any questions, please feel free to contact the appraisal district at 361-595-5775.

Sincerely,



Ernestina (Tina) Flores R. P. A.

2014 EXEMPTION LISTING

Exemption Cd	Exemption Desc
AB	ABATEMENT
AG	EOY: AG
CH	CHARITABLE
CHODO	11.182 Community Housing Development Organizations
CLT	Community Land Trust
DP	DISABILITY
DPS	DISABLED Surviving Spouse
DV1	Disabled Veterans 10% - 29%
DV1S	Disabled Veterans Surviving Spouse 10% - 29%
DV2	Disabled Veterans 30% - 49%
DV2S	Disabled Veterans Surviving Spouse 30% - 49%
DV3	Disabled Veterans 50% - 69%
DV3S	Disabled Veterans Surviving Spouse 50% - 69%
DV4	Disabled Veterans 70% - 100%
DV4S	Disabled Veterans Surviving Spouse 70% - 100%
DVCH	Disabled Veteran Charity Homestead
DVCHS	Disabled Veteran Charity Homestead Surviving Spouse
DVHS	Disabled Veteran Homestead
DVHSS	Disabled Veteran Homestead Surviving Spouse
ECO	Economic Development
EN	ENERGY
EX	TOTAL EXEMPTION
EX-XA	11.111 Public property for housing indigent persons
EX-XD	11.181 Improving property for housing with volunteer labor
EX-XF	11.183 Assisting ambulatory health care centers
EX-XG	11.184 Primarily performing charitable functions
EX-XH	11.185 Developing model colonia subdivisions
EX-XI	11.19 Youth spiritual, mental, and physical development organizations
EX-XJ	11.21 Private schools
EX-XL	11.231 Organizations Providing Economic Development Services to Local Community
EX-XM	11.25 Marine cargo containers
EX-XN	11.252 Motor vehicles leased for personal use
EX-XO	11.254 Motor vehicles for income production and personal use
EX-XP	11.271 Offshore drilling equipment not in use
EX-XQ	11.29 Intracoastal waterway dredge disposal site
EX-XR	11.30 Nonprofit water or wastewater corporation
EX-XS	11.33 Raw cocoa and green coffee held in Harris County
EX-XT	11.34 Limitation on taxes in certain municipalities
EX-XU	11.23 Miscellaneous Exemptions
EX-XV	Other Exemptions (including public property, religious organizations, charitable organizations, and other property not reported elsewhere)
EX366	HOUSE BILL 366
FR	FREPORT

2014 EXEMPTION LISTING

Exemption Cd	Exemption Desc
FZ	FREEZE ONLY
GIT	GOODS IN TRANSIT
HS	HOMESTEAD
HT	HISTORICAL
LH	Public property for housing indigent persons
LVE	Leased Vehicles
MASSS	Member Armed Services Surviving Spouse
OV65	OVER 65
OV65S	OVER 65 Surviving Spouse
PC	POLLUTION CONTROL
PPV	Personal Property Vehicle
SO	SOLAR
UNK	UNKNOWN EXEMPTION

**2014 FINAL VALUE INFORMATION
AS OF 7-25-2014**

**TAXING UNIT
CITY OF KINGSVILLE**

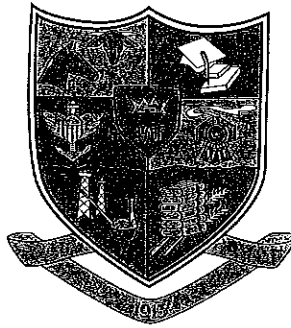
GROSS VALUES		2014 FINAL VALUES
REAL:	\$	694,469,813
PERSONAL:	\$	95,315,110
MINERAL:	\$	26,395,108
TOTAL GROSS VALUE:	\$	816,180,031
TOTAL EXEMPTIONS:	\$	74,850,368
HOMESTEAD CAP ADJ:	\$	2,037,458
LOSS TO AGRICULTURAL: VALUATION	\$	10,378,540
NET TAXABLE VALUE:	\$	728,913,665

**2014 FINAL VALUE INFORMATION
AS OF 7-25-14**

**TAXING UNIT
CITY OF KINGSVILLE**

GROSS VALUES		2014 FINAL VALUES	2013 FINAL VALUES	DIFFERENCE
REAL:	\$	694,469,813	\$ 676,002,957	\$ 18,466,856
PERSONAL:	\$	95,315,110	\$ 88,736,830	\$ 6,578,280
MINERAL:	\$	26,395,108	\$ 26,907,000	\$ (511,892)
TOTAL GROSS VALUE:	\$	816,180,031	\$ 791,646,787	\$ 24,533,244
TOTAL EXEMPTIONS:	\$	74,850,368	\$ 66,273,519	\$ 8,576,849
HOMESTEAD CAP ADJ:	\$	2,037,458	\$ 707,963	\$ 1,329,495
LOSS TO AGRICULTURAL: VALUATION	\$	10,378,540	\$ 10,416,910	\$ (38,370)
NET TAXABLE VALUE:	\$	728,913,665	\$ 714,248,395 (INC)	\$ 14,665,270

MELISSA T. DE LA GARZA, RTA
Kleberg County Tax Assessor-Collector



P. O. Box 1457

Phone: 361-595-8541

Phone: 361-595-8542

Fax: 361-595-8546

COUNTY of KLEBERG
KINGSVILLE, TEXAS

78364-1457

August 5, 2014

City of Kingsville
Mr. Vincent J. Capell, City Manager
P O Box 1458
Kingsville, TX 78364-1458

RE: 2014 CERTIFIED VALUES

Dear Mr. Capell:

Pursuant to the Texas Property Tax Code Sec. 26.04(b) & (e), I, Melissa T. De La Garza, do hereby submit the total appraised, assessed and taxable values of all property and the total taxable value of new property in the City of Kingsville as certified by the Kleberg County Appraisal District and the 2014 Governing Body Summary #1A with the effective and rollback tax rates. The 2014 certified appraisal roll on a CD may be viewed in the Tax Office.

I hereby request the foregoing submission be accepted and incorporated in the minutes of the next regularly scheduled City of Kingsville Commissioner's meeting.

Also, please find the 2014 tentative notice for the City of Kingsville that will be published in the Kingsville Record on August 17, 2014 and the 2014 planning calendar.

If you have any questions, please feel free to come by my office.

Respectfully,

Melissa T. De La Garza, PCC
Kleberg County Tax Assessor-Collector

Enc.

CC. Deborah Balli, Director of Finance

**2014 FINAL VALUE INFORMATION
AS OF 7-25-2014**

**TAXING UNIT
CITY OF KINGSVILLE**

GROSS VALUES

**2014 FINAL
VALUES**

REAL:	\$	694,469,813
PERSONAL:	\$	95,315,110
MINERAL:	\$	26,395,108
 TOTAL GROSS VALUE:	 \$	 816,180,031
 TOTAL EXEMPTIONS:	 \$	 74,850,368
HOMESTEAD CAP ADJ:	\$	2,037,458
LOSS TO AGRICULTURAL: VALUATION	\$	10,378,540
 NET TAXABLE VALUE:	 \$	 728,913,665

**2014 FINAL VALUE INFORMATION
AS OF 7-25-14**

**TAXING UNIT
CITY OF KINGSVILLE**

GROSS VALUES		2014 FINAL VALUES	2013 FINAL VALUES	DIFFERENCE
REAL:	\$	694,469,813	\$ 676,002,957	\$ 18,466,856
PERSONAL:	\$	95,315,110	\$ 88,736,830	\$ 6,578,280
MINERAL:	\$	26,395,108	\$ 26,907,000	\$ (511,892)
TOTAL GROSS VALUE:	\$	816,180,031	\$ 791,646,787	\$ 24,533,244
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NET TAXABLE VALUE:	\$	728,913,665	\$ 714,248,395 (INC)	\$ 14,665,270

2014 Governing Body Summary #1A*

Benchmark 2014 Tax Rates

CITY OF KINGSVILLE

Date: 08/05/2014 03:08 PM

DESCRIPTION OF TAX RATE	TAX RATE PER \$100	THIS YEAR'S TAX LEVY**	ADDITIONAL TAX LEVY
Effective Tax Rate	\$0.82758	\$6,032,344	
One Percent \$100 Tax Increase***	\$0.83586	\$6,092,698	\$60,354
One Cent per \$100 Tax Increase***	\$0.837580	\$6,105,235	\$72,891
Notice & Hearing Limit****	\$0.82758	\$6,032,344	\$0
Rollback Tax Rate	\$0.89258	\$6,506,138	\$473,794
Last Year's Tax Rate	\$0.842200	\$6,138,911	\$106,567
Proposed Tax Rate	\$0.84220	\$6,138,911	\$106,567

*These figures are provided as estimates of possible outcomes resulting from varying the tax rate. Please be aware that these are only estimates and should not be used alone in making budgetary decisions.

**Tax levies are calculated using line 19 of the Effective Tax Rate Worksheet and this year's frozen tax levy on homesteads of the elderly or disabled.

***Tax increase compared to effective tax rate.

****The Notice and Hearing Limit is the highest tax rate that may be adopted without notices and a public hearing. It is the lower of the rollback tax rate or the effective tax rate. 0

NOTICE OF 2014 TAX YEAR PROPOSED PROPERTY TAX RATE FOR CITY OF KINGSVILLE

A tax rate of \$0.84220 per \$100 valuation has been proposed for adoption by the governing body of CITY OF KINGSVILLE. This rate exceeds the lower of the effective or rollback tax rate, and state law requires that two public hearings be held by the governing body before adopting the proposed tax rate.

PROPOSED TAX RATE	\$0.84220 per \$100
PRECEDING YEAR'S TAX RATE	\$0.84220 per \$100
EFFECTIVE TAX RATE	\$0.82758 per \$100
ROLLBACK TAX RATE	\$0.89258 per \$100

The effective tax rate is the total tax rate needed to raise the same amount of property tax revenue for CITY OF KINGSVILLE from the same properties in both the 2013 tax year and the 2014 tax year.

The rollback tax rate is the highest tax rate that CITY OF KINGSVILLE may adopt before voters are entitled to petition for an election to limit the rate that may be approved to the rollback rate.

YOUR TAXES OWED UNDER ANY OF THE ABOVE RATES CAN BE CALCULATED AS
FOLLOWS:

$$\text{property tax amount} = (\text{rate}) \times (\text{taxable value of your property}) / 100$$

For assistance or detailed information about tax calculations, please contact:

MELISSA T. DE LA GARZA, PCC
KLEBERG COUNTY TAX ASSESSOR-
COLLECTOR
700 E Kleberg, Kingsville TX 78363
361-595-8542
mtdelagarza@co.kleberg.tx.us
www.cityofkingsville.com

You are urged to attend and express your views at the following public hearings on the proposed tax rate:

First Hearing: at at .

Second Hearing: at at .

2014 Planning Calendar

CITY OF KINGSVILLE

Date: 08/05/2014 03:08 PM

Date	Activity
April-May	Mailing of notices of appraised value by chief appraiser.
April 30	The chief appraiser prepares and certifies to the tax assessor for each county, municipality, and school district participating in the appraisal district an estimate of the taxable value.
May 15	Deadline for submitting appraisal records to ARB.
July 20* (Aug. 30)	Deadline for ARB to approve appraisal records.
July 25	Deadline for chief appraiser to certify rolls to taxing units.
July 23, 2014	Certification of anticipated collection rate by collector.
July 30, 2014	Calculation of effective and rollback tax rates.
	Publication of effective and rollback tax rates, statement and schedules; submission to governing body. <i>(Publication is not required by municipalities following SB1510 requirements. **)</i>
August 8, 2014	72-hour notice for meeting <i>(Open Meetings Notice)</i> .
August 11, 2014	Meeting of governing body to discuss tax rate; if proposed rate tax rate will exceed the rollback rate or the effective tax rate (whichever is lower), take record vote and schedule public hearing.
	Notice of Public Hearing on Tax Increase is the first quarter-page notice in newspaper and on TV and website, if available, published at least seven days before public hearing. <i>(Not required by municipalities following SB1510 requirements. **)</i>
August 17, 2014	<i>Municipalities following SB1510 requirements must publish their Notice of Property Tax Rates by September 1. **</i>
August 22, 2014	72-hour notice for public hearing <i>(Open Meetings Notice)</i>
August 25, 2014	Public hearing.
August 29, 2014	72-hour notice for second public hearing <i>(Open Meetings Notice)</i>
September 2, 2014	Second public hearing (may not be earlier than 3 days after first public hearing); schedule and announce meeting to adopt tax rate 3-14 days from this date.
	Notice of Tax Revenue Increase published before meeting*** to adopt tax rate is the second quarter-page notice in newspaper before meeting and published on TV and website (if available, at least seven days before meeting). <i>(Not required by municipalities following SB1510 requirements. **)</i>
September 12, 2014	72-hour notice for meeting at which governing body will adopt tax rate <i>(Open Meetings Notice)</i>
September 15, 2014	Meeting to adopt tax rate. Meeting is 3 to 14 days after second public hearing. Taxing unit must adopt tax rate by Sept. 30 or 60 days after receiving certified appraisal roll, whichever is later.

*Tax Code Section 81.06 directs that if a date falls on a weekend, the deadline is extended to the following regular business day

**Advice of taxing unit legal counsel should be sought to determine how to fulfill the requirements of SB1510.

***Advice of taxing unit legal counsel should be sought to determine which approach to take in notifying the public of the meeting at which the governing body will vote on the tax rate.

AGENDA ITEM #11

**For information, please refer to
Public Hearing #1**

AGENDA ITEM #12

**For information, please refer to
Public Hearing #2**

AGENDA ITEM #13

RESOLUTION #2014-_____

A RESOLUTION AUTHORIZING PARTICIPATION IN THE TCEQ FY 2015 REGIONAL SOLID WASTE GRANTS PROGRAM THROUGH THE COASTAL BEND COUNCIL OF GOVERNMENTS FOR ENHANCEMENTS TO THE RECYCLING CENTER; AUTHORIZING THE CITY ENGINEER/PUBLIC WORKS DIRECTOR TO ACT ON THE CITY'S BEHALF WITH SUCH PROGRAM; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the TCEQ FY 2015 Regional Solid Waste Grants Program through the Coastal Bend Council of Governments (COG) has funding to provide assistance to the City for enhancements to the Recycling Center; and

WHEREAS, the City has plans to enhance the Recycling Center and applying for the grant would leverage taxpayer dollars and the enhancements would help improve the health and safety of the citizens; and

WHEREAS, the City of Kingsville has previously applied for similar grants through the COG that have benefitted the City.

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

I.

THAT the City authorizes the City Engineer/Public Works Director to participate in TCEQ FY2015 Regional Solid Waste Grants Program through the Coastal Bend Council of Governments to seek funding for enhancements to the Recycling Center in conformance with this program.

II.

THAT the City Engineer/Public Works Director is hereby authorized and directed to act on the City's behalf in all matters pertaining to TCEQ FY2015 Regional Solid Waste Grants Program through the Coastal Bend Council of Governments including any certifications, amendments or representations stipulated therein and that the City Engineer/Public Works Director will administer the program and execute and submit all certifications, reports, or contracts necessary for the administration and expenditure of such program.

III.

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

PASSED AND APPROVED by a majority vote of the City Commission on the 11th day of August, 2014.

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney

AGENDA ITEM #14

RESOLUTION #2014-_____

A RESOLUTION APPROVING AN APPLICATION AND AGREEMENT FOR HISTORIC DISTRICT FAÇADE GRANT PROGRAM FROM ADELMO LUERA FOR AL'S HAIR DESIGN.

WHEREAS, the City Commission recognized a need exists for economic development, historic restoration & preservation, and tourism promotion in the historic district of the city, especially in the downtown area, and approved Historic District Façade Grant Program Guidelines in an effort to enhance meeting these objectives on October 14, 2013 via Resolution #2013-62;

WHEREAS, the City has received an Application and an Agreement for a Historic District Façade Improvement Grant from Adelmo Luera for external renovation of the Al's Hair Design located at 321 East Kleberg Avenue, in the downtown area and in the historic district;

WHEREAS, the application has a projected external renovation amount of \$10,000 and the applicant is requesting a grant amount of \$10,000 for restoration of the façade, repair of the sidewalk, installation of sign and installation of new canopy and transom windows;

WHEREAS, staff has reviewed the application and is recommending it for approval by the Commission as it appears to conform to the grant guidelines

WHEREAS, the City believes external improvements to property in the city increase assessed values thereby expanding the tax base and stimulate historic preservation & renovation, which enhance tourism and increases economic activity; and

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

I.

THAT the Historic District Façade Grant Application and Agreement for Adelmo Luera for the external renovation of the Al's Hair Design located at 321 East Kleberg Avenue, Kingsville, Texas be approved as per the attached and the City shall provide as a grant reimbursement of an amount up to \$10,000.00 so long as all of the terms and conditions of the guidelines are met;

II.

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

PASSED AND APPROVED by a majority vote of the City Commission on the 11^h
day of August, 2014.

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney



Date: July 30, 2014

To: City Commission via City Manager

From: Cynthia Martin, Interim Director of Tourism

Re: Façade grant for Mr. Adelmo Luera

Last October, the City Commission, approved a façade grant program funded by hotel/motel tax revenues. Grant awards are considered for historic property owners who repair, improve, replace and/or rehabilitate certain building facades or other exterior features. The façade grant awards are intended to achieve a certain public purpose, namely the protection and preservation of the City's historic structures in a manner that promotes tourism and encourages economic development.

Mr. Adelmo Luera has applied for a façade grant to restore the façade of his building at 321 E Kleberg to its historic appearance. Built in 1935, this one-of-a-kind, two-tone green Art Moderne building was formerly Weisman's Jewelry. The building is considered to have high integrity as the Vitrolite glass tiles on the façade are original to the building as is the curved, concrete canopy. In its current condition, pieces of the glass tiles are missing, the façade is marred with mastic that held a former sign, the canopy is deteriorated to the point that the rebar is exposed in places and the transom windows are covered with plywood. The restoration of the façade would involve cleaning and repairing the existing tiles and replacing any missing glass, repairing the canopy and uncovering and rebuilding the transom windows. This project will cost approximately \$10,000.

Our façade grants are intended to be a 50-50 reimbursement match with the City matching the owner's invested dollars on a dollar-for-dollar basis. In the case of Mr. Luera, we are requesting that City Commission utilize some of Mr. Luera's recent investments in the building to serve as the match for the proposed façade improvement amount that exceeds \$5,000 (50%). Mr. Luera purchased the building at 321 E Kleberg, a building that had sat vacant for years, last September and has since put about \$45,000 into bringing the building up to code, installing air conditioning and refinishing the interior to suit his business.

Restoration of the façade of this building would benefit the city in several ways. It would improve the appearance of our downtown; it would contribute to the momentum gathering to redevelop the south side of the 300 block of E Kleberg thanks to the Texas Theater restoration project and the recent purchase and proposed renovation of the vacant building at 323 E Kleberg and would have a positive impact on Mr. Luera's business. Al's Hair Design has been in business over 30 years in Kingsville and represents a stable business – the kind we want downtown. Without this grant money, the restoration of the façade could not happen within the near future.

We are requesting that City Commission authorize setting aside \$10,000 for a façade grant for Mr. Adelmo Luera subject to the rules, conditions, inspections, approvals and documentation set forth in the guidelines and application.

TaxNetUSA: Kleberg County Property Information Account Number: 23687 GEO Number: 100105111000192

Owner's Name	Entity Code	Entity Name	Tax Rate
LUERA ADELMO G	GKL	Kleberg County	0.744810
Mailing Address	CKI	Kingsville	0.842200
ETUX YOLANDA 415 E LOTT KINGSVILLE, TX 78363	SKI	Kingsville ISD	1.518900
Location	WST	South Texas Water Authority	0.085110
319 E KLEBERG	CAD	KLEBERG COUNTY APPRAISAL DISTRICT	
Legal			Total 3.19102
ORIG TOWN, BLOCK 51, LOT 11, (DESIGNING MINDS) (DESIGNING MINDS)			
			*Total Estimated Taxes 790.10

Data up to date as of 2014-05-27

The estimated taxes are provided as a courtesy and should not be relied upon in making financial or other decisions.* Tax amount does not include any exemptions.

AGRICULTURAL (1-D-1)

HOMESTEAD EXEMPTION FORM

PRINTER FRIENDLY REPORT

Property Details

Deed Date	09/30/2013
Deed Volume	499
Deed Page	205
Exemptions	
Freeze Ceiling	0.00
Block	51
Tract or Lot	11
Abstract Code	S001

Value Information

Land Value	3,500.00
Improvement Value	21,260.00
AG Value	0.00
AG Productivity Value	0.00
Timber Value	0.00
Timber Productivity Value	0.00
Value Per MASQFT	N/A
Market Value	24,760.00
Appraised Value	24,760.00
Assessed Value	24,760.00

Improvement Information

Improvement ID	State Category	Description	Value
9896	F1	COMMERCIAL	17610.000000
9897	F1	COMMERCIAL	3650.000000

Segment Information

Imp ID	Seg ID	Type Code	Description	Class	Year Built	Effective Year Built	Area	Value
9896	33942	MA	MAIN AREA	RS2L	1935	0	1,760	17,360
9896	33943	CN1	CANOPY BASIC (20%)	*	1935	0	125	250
9897	33944	MA	MAIN AREA	WH2L	0	0	740	3,650

Total Living Area 2,500

Land Information

Land ID	Type Code	SPTB Code	Homesite	Size-Acres	Front	Depth	Size-Sqft	Value
14228	F1	F1	F	0.0803	25	140	3,500	3,500

SB 541, effective September 1, 2005, provides that appraisal district websites cannot display photographs, sketches, or floor plans of an improvement to real property that is designed primarily for use as a human residence. Likewise, aerial photography of residential property will also be unavailable unless the photo depicts five or more separately owned buildings.

Kleberg County Appraisal District has taken the position that it will not provide any sketches or photographs of improvements of any type of property due to the possibility of residential improvements being part of a background, therefore, placing the appraisal district out of compliance with Senate Bill 541. Please be informed however, that you will still be able to obtain or view the information in our office located at 502 E. Kleberg in Kingsville, Texas.

Historical Development Board Review Application

✓ Date of Request: 7-11-14 Property is zoned: C3

✓ Property Location and Description: 321 E. Kleberg Uistadas
319 E. Kleberg by Kleberg Co Appraised District

Year Built: 1935 Style, Period, Condition, Context or other Comments: _____

Modern style building with high integrity
 ✓ Description of Work: Re Re-store - Canopy - Transom
Windows - Facade

✓ Applicant: Adelmo Luera - Yolanda Luera

✓ Address: 415 E. Lott Ave.

✓ Contact: Cell: 228-0985 Office: _____ Home: 595-5459 Email: _____

Contractor: _____

Contact: Cell: _____ Office: _____ Home: _____ Email: _____

Documents Required:		Req'd	Have
1.	Building or Planning Department Application(s)	<input type="checkbox"/>	<input type="checkbox"/>
2.	Sketch, Drawing, Plans, Site Plans, Mock-ups	<input checked="" type="checkbox"/>	<input type="checkbox"/>
3.	Photographs (Historic, Current, Surrounding Structures)	<input checked="" type="checkbox"/>	<input type="checkbox"/>
4.	Materials List or Samples	<input checked="" type="checkbox"/>	<input type="checkbox"/>
5.	Proof of Ownership	<input checked="" type="checkbox"/>	<input type="checkbox"/>

I certify that this information and the additional information submitted to the Department of Development Services is correct and that the work will be completed as described, as approved by the Historical Development Board and in accordance with applicable codes.

Print Name: Yolanda Luera Signature: Yolanda Luera

Hearing Date: 7/16/14 Approved ☒ Disapproved with Recommendations ☐ Disapproved ☐

- Meetings are held in the City Hall Commission Chambers, 200 East Kleberg Avenue.
- If the Board disapproves the application with recommended changes, the applicant has 5 days to inform the City if he/she accepts the changes.
- If the application is disapproved or if the applicant does not accept all recommendations, he/she may appeal the Board's decision by informing the City within the 5 day period.
- The Board only hears cases when the owner is present or represented.
- Call 361-592-8516 for information.

APPLICATION

Project Title: Al's Hair Designs Date Prepared: 6-17-14

Owner: Adelmo Luera Phone #: 361 595-5459
shop-595-7717

Email Address: _____ ☒ Individual ☐ Corporation ☐ Nonprofit ☐ Other
(Circle)

Address: 321 E. Kleberg

Contact (if different): _____ Phone #: 595-7717

Email Address: _____ ☒ Individual ☐ Corporation ☐ Nonprofit ☐ Other
(Circle)

Address: _____

Project Location / Address: 321 E. Kleberg

Legal Description: Orig. town Block 51 Lot 11

Parcel Number: _____ Zoning C3

National Register; Texas Landmark; Kingsville Historic Landmark; ☒ Contributing Property; Other
(Circle)

Comment _____

Proposed Use: Barber Shop

Scope of Work: Restore facade - including
Canopy. Patch ^{the} Side walk. also
Install a sign ~~on~~ (bus).

Schedule: stages - 1st seeing whats behind the
windows - 1st estimating the cost.

Contractor(s) abd. (T.B.D)

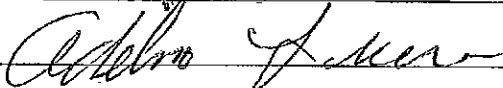
Violation history: None -

Attach documents that support:

- Legal Description of property, proof of ownership, and other proof of eligibility for grant
- Plans for the façade grant eligible project
- Photographs
- Statements of costs, budget, pro forma and other descriptions of expenses
- Construction schedule
- Authorization for access by City staff and other officials
- Statement of proposed use and timetable for occupancy of property
- Proof of absence of delinquent taxes, fines, fees, liens, claims, etc.
- Additional information when requested

Project Amount \$ 10,000

Requested grant amount \$ 10,000

Applicant signature 

Office Use:

Date Received _____ Acknowledged by _____

Meeting Date(s) _____

Staff and/or Board and/or Commission actions _____

Notice Date(s) _____

Comments _____

AGREEMENT

I have read the guidelines and the application for the City of Kingsville Historic District Façade Improvement Grant Program and have met with City staff and I fully understand the terms and conditions that affect the eligibility and possible awards under that program.

I intend to use any grant awarded to me under that program for the project(s) described in the attached application which I believe meet the intended purposes and limitations of the subject program.

I understand that I, as owner of the property, must meet the standards enumerated, that the project must meet guidelines, that the grant must be approved at the sole discretion of the City of Kingsville, that awards are subject to availability of funds and are further subject to inspections by the Historic Preservation Officer and the City Building Official or their designees.

I understand that disbursements are generally made as reimbursements and are made subject to the rules contained in the program guidelines.

I further understand that certain projects may require deed restrictions and/or a grant of easement, as negotiated in advance.

Address/Description of Property 321 E Klobberg

Building Owner Name Adelmo Luen

Business Owner Address 321 E. Klobberg

Signature(s) Adelmo Luen

Date 6-17-14

For the City Cynthia Morth Historic Preservation Officer

Signature Cynthia Morth Date 6-17-14



HENRY'S GLASS SHOP # 2

207 PETER STREET
ALICE, TX 78332
361-668-4271
FAX 361-668-1888



No 004394

CUSTOMER ORDER NO.		DATE <u>7/3/14</u>	
NAME <u>Cynthia Martin</u>		CELL	
ADDRESS		EMAIL	
		PHONE	
SOLD BY		CASH	COD
CHARGE		ON ACCT	MOSE-RET
PAID OUT			
QUAN.	DESCRIPTION	PRICE	AMOUNT
4 gal	Mirror Mastic	65.35	261.40
	Removes Replace Plexi		
	Glass Tiles.		900.00
	(No Guarantee on Existing Tiles)		1161.40
	TAX		95.82
			1257.22
Please sign below to guarantee our services on Al's Hair Design Project			
X			
Tax to 361-595-7708			
All claims and returned goods MUST be accompanied by this bill.			
RECEIVED BY		TAX	
X		TOTAL	

ALASKA BUSINESS FORMS INC. 504-0036
OUTSIDE ANCHORAGE 1 (800) 833-2350

E5T-2



Modern Reconstruction
339 W. Market St.
Akron, OH 44303
(330) 310-3310
www.modreco.com

Date: May 30, 2014

Ship To: Henry's Glass Shop
723 E Corral
Kingsville, TX 78363

Quantity	Item	Unit price	Total
78 sq ft	Lt. green Vitrolite	\$20 sq ft	\$1,560
5 sq ft	Med. green Vitrolite	\$20 sq ft	\$ 100

Shipping costs: \$415

Total estimated cost: \$2,075

Sales person: Kristi Wall



Commercial & Residential
All Phases of Construction

226 n cr 1026
Kingsville, TX 78363

D&M Contracting & Construction

361-355-3071 • 361-595-0096 Fax

PROPOSAL

Proposal Submitted To: ALS hair design Proposal No.: _____
Name: _____ Date: 7/9/2014
Address: _____ Contact: _____

We hereby propose to furnish Material and labor necessary for the completion of
Rebuild transom windows as close as possible to match existing prime and
paint allowance for window repair \$ 2500. Concrete canopy power wash
and patch with plaster exposed rebar grind and remove rust and seal and
rebuild with plaster and paint with elastomeric paint color by owner
concrete side walk saw cut each side of crack and to a minimum of 1" and
fill with concrete allowance 2 cracks 16 lin ft

Exclusions; permits engineering plans

Not responsible for underground utilities

All material is guaranteed to be as specified, and the above work to be performed in accordance
with the drawings and specifications submitted for above work and completed in a substantial
workmanlike manner of \$ 5250.00 Five thousand Two hundred and fifty
Dollors /00

With payment to be made as follows:

50% down upon starting and balance as to Percent of work completed as draws

Respectfully Submitted _____

Any alteration or deviation from above specifications

Involving extra costs will be executed only upon written order, and will become an extra
charge over and above the estimate. All agreements contingent upon strikes, accidents, and or
delays beyond our control.

Per

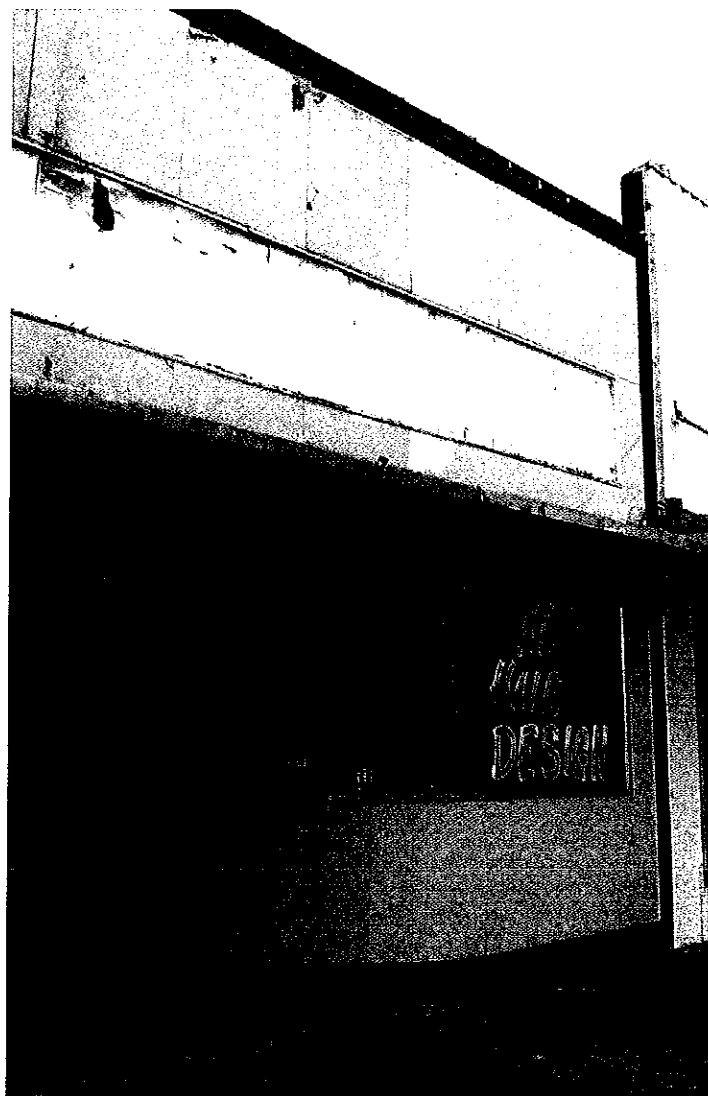
Note: This proposal may be withdrawn by us if not
Accepted within 30 days.

Acceptance of Proposal

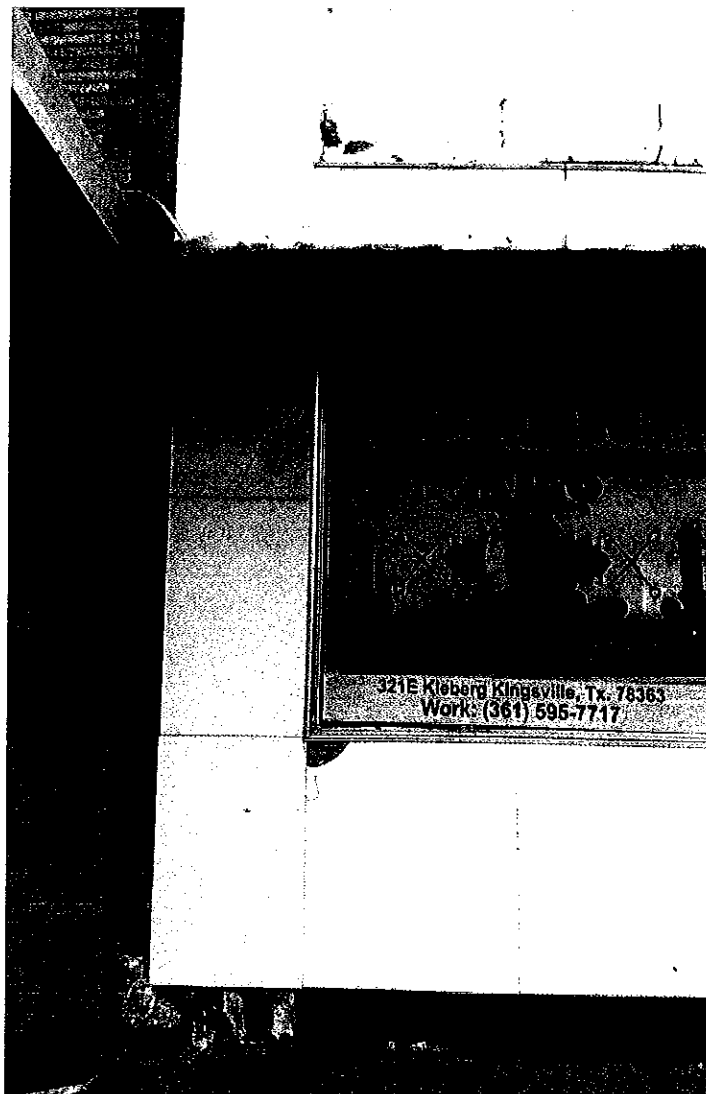
The above prices, specifications and conditions are satisfactory and are hereby accepted. You
are authorized to do the work as specified. Payments will be made as outlined above. Contract
will be drafted if accepted by Owner.

Date: _____

Signature _____







AGENDA ITEM #15

ORDINANCE NO.2014-_____

AMENDING THE CITY OF KINGSVILLE CODE OF ORDINANCES CHAPTER VII, ARTICLE 5, TRAFFIC SCHEDULES; PROVIDING FOR A NEW SCHOOL ZONE ON SHELLY STREET FOR THE KINGSVILLE INDEPENDENT SCHOOL DISTRICT'S H.M.KING HIGH SCHOOL AND THE INSTALLATION OF SCHOOL ZONE SIGNS; REPEALING ALL ORDINANCES IN CONFLICT HERewith AND PROVIDING FOR AN EFFECTIVE DATE AND PUBLICATION.

WHEREAS, the City of Kingsville proposes to add a the school zone for H.M. King High School on Shelly Street as the school has recently undergone renovation and now has entrances and exits on Shelly Street, where there was none before and the existing speed limit on that street is 30 miles per hour;

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

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

I.

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

SCHEDULE II: SPEED LIMITS IN SCHOOL ZONES.

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

<i>School</i>	<i>Location</i>	<i>Speed Limit</i>	<i>Ord. No.</i>	<i>Date Passed</i>
...				
H.M. King High School	Beginning at a point 300 feet north of the northern most school exit onto Brahma Blvd. and extending to a point 200 feet south of the southern most school entrance from Brahma Blvd.	25 mph	88023	9-12-88
<u>H.M. King High School</u>	<u>Beginning at a point 400 feet south of Ailsie Avenue extending south on Shelly Blvd. to a point 400 feet north of General Cavazos Blvd.</u>	<u>15 mph</u>	<u>2014-_____</u>	<u>8-25-14</u>
...				

II.

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

III.

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

IV.

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

INTRODUCED on this the 11 th day of August, 2014.

PASSED AND APPROVED on this the 25 th day of August, 2014.

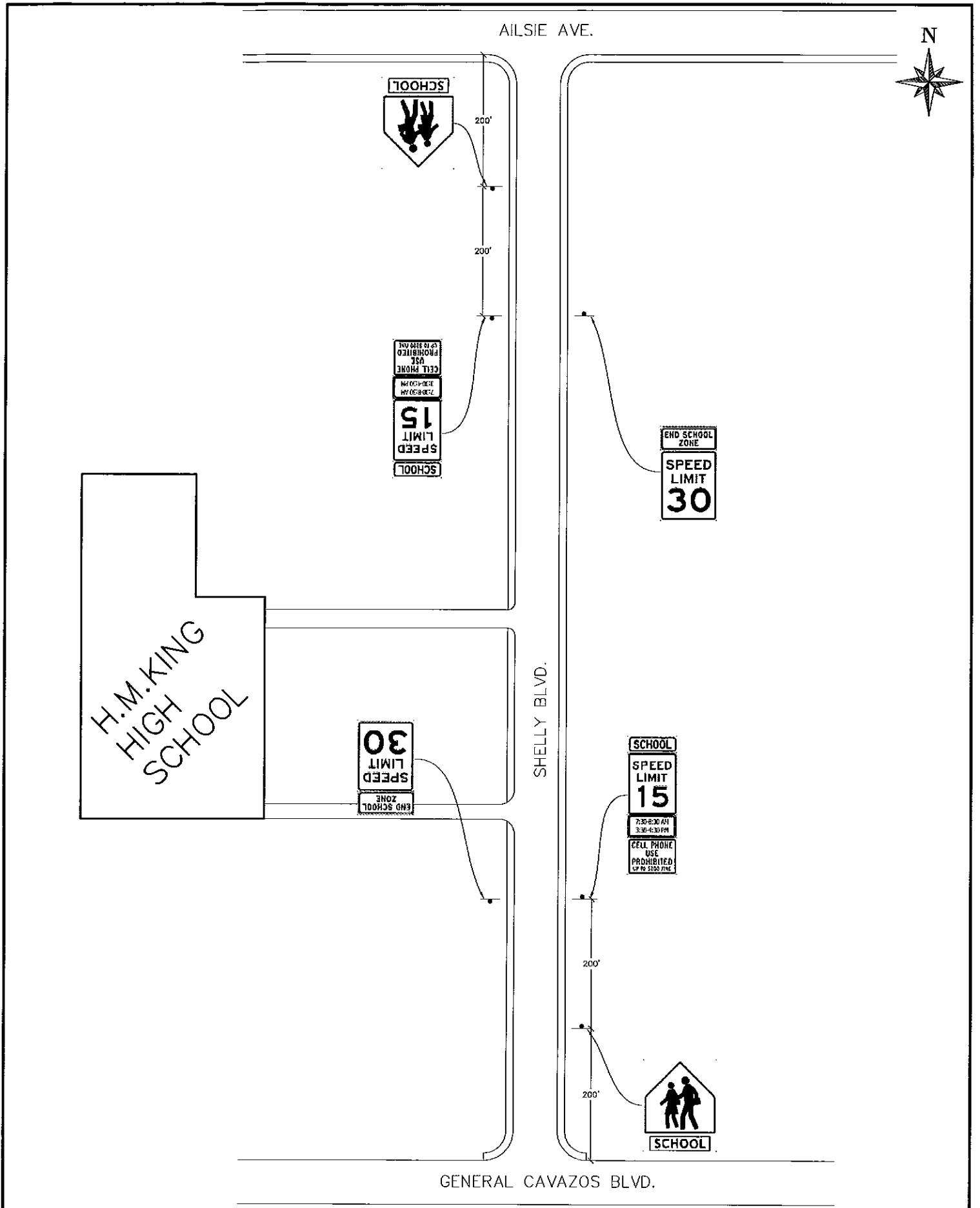
Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney





Engineering Department

361-595-8005
361-595-8035 Fax

DATE: July 31, 2014

TO: City Commission through City Manager

FROM: Charlie Cardenas, P.E., City Engineer/Director of Public Works

SUBJECT: Establish a school zone on Shelly Blvd. from Ailsie to General Cavazos Blvd. during specified times in school operation hours

SUMMARY

This item allows the city to establish a school zone on Shelly Blvd. from Ailsie Avenue to General Cavazos Blvd. during specified times in school operations hours. The established speed in the school zone shall be 15 Miles Per Hour (15 MPH).

BACKGROUND

The Kingsville Independent School District remodeled the H.M. King High School and is open for enrollment in 2014. With the new remodel, traffic patterns and driveway configurations were changed. As part of the driveway changes, there are now ingress and egress to the school from Shelly Blvd. The existing speed limit on Shelly Blvd. is 30 MPH. Due to the new traffic patterns, it is important to reduce the speed on Shelly Blvd. during school drop off and pick up hours. The standard practice (and maximum amount to reduce a posted speed) is to reduce the speed by 15 MPH. Therefore, the Speed should be reduced from 30 MPH to 15 MPH during specified times in school operation hours.

RECOMMENDATION

Given the new driveway configuration, new traffic patterns and ingress/egress, staff recommends to establish a school zone on Shelly Blvd. from Ailsie Avenue to General Cavazos Blvd. reducing the speed from 30 MPH to 15 MPH during specified times in school operation hours.

FINANCIAL IMPACT

The School zone will be placed with signs only during this time. Flashing beacons are not a requirement and are used only to supplement the static signs. The cost of the installation of the static sign is \$1,200.00 for 6 signs total. The cost is budgeted through our street department general fund. Establishing the school zone will be in accordance with state and federal guidelines and the Manual of Uniformed Traffic Control Devices (MUTCD).

Approved

Vincent Capell, City Manager

AGENDA ITEM #16

ORDINANCE NO. 2014-_____

AN ORDINANCE AMENDING THE FISCAL YEAR 2013-2014 BUDGET FOR THE TOURISM FUND TO PROVIDE FUNDING TO THE FAÇADE GRANT PROGRAM.

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 2013-2014 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 002 Tourism Fund					
<u>Capital</u>					
2		Unreserved Fund Balance	61002		<u>\$10,000</u>
					<u>\$10,000</u>
<u>Expenses</u>					
5-1072	Visitor Services	Façade Grants	34600	<u>\$10,000</u>	
				<u>\$10,000</u>	

To amend the FY14 Tourism Fund budget as per the attached memo provided by the Tourism Department for additional funding to include AI's Hair Design in the Façade Grant program.

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

III.

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

IV.

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

INTRODUCED on this the 11th day of August, 2014.

PASSED AND APPROVED on this the ___ day of _____, 2014.

EFFECTIVE DATE:_____

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney



Date: July 30, 2014

To: City Commission via City Manager

From: Cynthia Martin, Interim Director of Tourism

Re: Façade grant for Mr. Adelmo Luera

Last October, the City Commission, approved a façade grant program funded by hotel/motel tax revenues. Grant awards are considered for historic property owners who repair, improve, replace and/or rehabilitate certain building facades or other exterior features. The façade grant awards are intended to achieve a certain public purpose, namely the protection and preservation of the City's historic structures in a manner that promotes tourism and encourages economic development.

Mr. Adelmo Luera has applied for a façade grant to restore the façade of his building at 321 E Kleberg to its historic appearance. Built in 1935, this one-of-a-kind, two-tone green Art Moderne building was formerly Weisman's Jewelry. The building is considered to have high integrity as the Vitrolite glass tiles on the façade are original to the building as is the curved, concrete canopy. In its current condition, pieces of the glass tiles are missing, the façade is marred with mastic that held a former sign, the canopy is deteriorated to the point that the rebar is exposed in places and the transom windows are covered with plywood. The restoration of the façade would involve cleaning and repairing the existing tiles and replacing any missing glass, repairing the canopy and uncovering and rebuilding the transom windows. This project will cost approximately \$10,000.

Our façade grants are intended to be a 50-50 reimbursement match with the City matching the owner's invested dollars on a dollar-for-dollar basis. In the case of Mr. Luera, we are requesting that City Commission utilize some of Mr. Luera's recent investments in the building to serve as the match for the proposed façade improvement amount that exceeds \$5,000 (50%). Mr. Luera purchased the building at 321 E Kleberg, a building that had sat vacant for years, last September and has since put about \$45,000 into bringing the building up to code, installing air conditioning and refinishing the interior to suit his business.

Restoration of the façade of this building would benefit the city in several ways. It would improve the appearance of our downtown; it would contribute to the momentum gathering to redevelop the south side of the 300 block of E Kleberg thanks to the Texas Theater restoration project and the recent purchase and proposed renovation of the vacant building at 323 E Kleberg and would have a positive impact on Mr. Luera's business. Al's Hair Design has been in business over 30 years in Kingsville and represents a stable business – the kind we want downtown. Without this grant money, the restoration of the façade could not happen within the near future.

We are requesting that City Commission authorize setting aside \$10,000 for a façade grant for Mr. Adelmo Luera subject to the rules, conditions, inspections, approvals and documentation set forth in the guidelines and application.

AGENDA ITEM #17

ORDINANCE NO. 2014-_____

AN ORDINANCE AMENDING THE FISCAL YEAR 2013-2014 BUDGET FOR THE GENERAL FUND SERVICE CENTER TO PROVIDE FUNDING FOR THE SERVICE CENTER TO REPAIR AND RESTART THE CATHODIC PROTECTION SYSTEM AND FOR TCEQ REQUIRED INSPECTIONS.

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 2013-2014 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	61000		<u>\$4,704</u>
					<u>\$4,704</u>
<u>Expenses</u>					
5-3020	Service Center	Professional Services	31400	<u>\$4,704</u>	
				<u>\$4,704</u>	

To amend FY14 General Fund Service Center budget as per the attached memo provided by the Engineering Department for the repair and restart of the cathodic protection system on the City's fuel pump system and inspections as per the Texas Commission on Environmental Quality (TCEQ) requirements.

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

III.

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

IV.

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

INTRODUCED on this the 11th day of August, 2014.

PASSED AND APPROVED on this the ___ day of _____, 2014.

EFFECTIVE DATE: _____

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney



Engineering Department

361-595-8007

361-595-8035 Fax

DATE: July 18, 2014
TO: City Commission through City Manager
FROM: Juan Carlos Cardenas, P.E., City Engineer/Director of Public Works
SUBJECT: General Fund Budget Amendment 001- 5-302.0-314.00 (Professional Services)

SUMMARY

This item authorizes a budget amendment to the General Fund 001-5-302.0-314.00 (Service Center Professional Services) for services occurring in fiscal year 2013 for repair and restart of the cathodic protection system on the city's fuel and pump system and inspections as per the Texas Commission on Environmental Quality (TCEQ) requirements.

BACKGROUND

In FY 2013, \$4,704.00 was incurred on services rendered for the repair and restart of the cathodic protection system to the city's fuel pump (tank) system. In June 2014 the city received the invoice from Applied Petroleum Technologies for the amount of \$4,704.00. The original 2014 budget was \$1,200.00, with \$1,682.00 expended (\$1,000.00 transfer in equipment maintenance). \$4,704.00 is being requested to pay for services rendered.

Fund (001-5-302.0-314.00) Service Center General Fund :

Original Adopted Budget: \$1,200.00

Total Current Budget: \$2,200.00 (\$1,000.00 Budget transfer)

Spent until July 2014: \$1,682.00

Budget Amend Increase for 2014 General Fund: 4,704.00

RECOMMENDATION

The proposed budget amendment is important to pay for services rendered that were required to repair the cathodic protection system and required TCEQ inspections. Staff recommends proceeding with approval of the proposed budget amendment.

FINANCIAL IMPACT

Detail of the Budget Amendment is mentioned above.

Approved

Vincent Capell, City Manager

AGENDA ITEM #18

ORDINANCE NO. 2014-_____

AN ORDINANCE AMENDING THE FISCAL YEAR 2013-2014 BUDGET FOR THE GENERAL FUND LANDFILL DEPARTMENT TO PROVIDE FUNDING FOR GROUND WATER MONITORING AND TITLE V AIR PERMIT.

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 2013-2014 budget be amended as follows:

CITY OF KINGSVILLE
DEPARTMENT EXPENSES
BUDGET AMENDMENT

Dept. No.	Department Name:	Account Name:	Account Number:	Budget Increase	Budget Decrease
<hr/>					
Fund 001 General Fund					
<u>Capital</u>					
2		Unreserved Fund Balance	61000		<u>\$23,786</u>
					<u>\$23,786</u>
<u>Expenses</u>					
5-1703	Landfill	Professional Services	31400	<u>\$23,786</u>	
				<u>\$23,786</u>	

To amend FY14 General Fund Landfill budget as per the attached memo provided by the Engineering Department for additional background data of Ground Water Monitoring required by the Texas Commission on Environmental Quality (TCEQ) and for additional requirements for the Title V Air Permit Report.

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

III.

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

IV.

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

INTRODUCED on this the 11th day of August, 2014.

PASSED AND APPROVED on this the __ day of _____, 2014.

EFFECTIVE DATE: _____

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney



Engineering Department

361-595-8007
361-595-8035 Fax

DATE: July 18, 2014
TO: City Commission through City Manager
FROM: Juan Carlos Cardenas, P.E., City Engineer/Director of Public Works
SUBJECT: General Fund Budget Amendment 001- 5-170.3-314.00 (Professional Services)

SUMMARY

This item authorizes a budget amendment to the General Fund 001-5-170.3-314.00 (Landfill Professional Services) for expenditures occurring this fiscal year 2014 for additional background data of Ground Water Monitoring required by the Texas Commission on Environmental Quality (TCEQ) and for additional requirements for the Title V Air Permit report.

BACKGROUND

In FY 2014, \$70,000.00 was the original budget. \$36,265.00 was amended in March to cover TCEQ Groundwater Monitoring and Reporting fees. There has been \$79,618.00 expensed. In order to complete the TCEQ Groundwater Monitoring requirements, State Air permit fees and landfill operations, \$23,786.00 will be required in FY 2014.

Fund (001-5-170.3-314.00) Landfill General Fund :

Original Adopted Budget: \$70,000.00

Total Current Budget: \$106,265.00 (prior Budget Amendment)

Spent until July 2014: \$79,618.00

Budget Amend Increase for 2014 General Fund: \$23,786.00

RECOMMENDATION

The proposed budget amendment is vital to complete TCEQ requirements and finish the Landfill Fiscal Year. Staff recommends proceeding with approval of the proposed budget amendment.

FINANCIAL IMPACT

Detail of the Budget Amendment is mentioned above.

Approved

Vincent Capell, City Manager

AGENDA ITEM #19

ORDINANCE NO. 2014-_____

AN ORDINANCE AMENDING THE FISCAL YEAR 2013-2014 BUDGET FOR THE UTILITY FUND WASTE WATER DEPARTMENT TO PROVIDE FUNDING FOR REPAIR OF 2000 AMP MAIN BREAKER AND FUEL PURCHASE FOR BACKUP GENERATOR.

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 2013-2014 budget be amended as follows:

**CITY OF KINGSVILLE
DEPARTMENT EXPENSES
BUDGET AMENDMENT**

Dept. No.	Department Name:	Account Name:	Account Number:	Budget Increase	Budget Decrease
Fund 051 Utility Fund					
<u>Capital</u>					
2		Unreserved Fund Balance	61002		<u>\$40,429</u>
					<u>\$40,429</u>
<u>Expenses</u>					
5-7001	Wastewater	Professional Services	31400	\$24,269	
5-7001	Wastewater	Motor Gas & Oil	21500	<u>\$16,160</u>	
				<u>\$40,429</u>	

To amend FY14 Fund 051 Utility Fund Wastewater Department budget as per the attached memo provided by the Engineering Department for the repair of a 2000 AMP breaker and the diesel fuel used by the backup generator.

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

III.

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

IV.

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

INTRODUCED on this the 11th day of August, 2014.

PASSED AND APPROVED on this the ___ day of _____, 2014.

EFFECTIVE DATE: _____

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney



Engineering Department

361-595-8007

361-595-8035 Fax

DATE: July 18, 2014
TO: City Commission through City Manager
FROM: Juan Carlos Cardenas, P.E., City Engineer/Director of Public Works
SUBJECT: Utility Fund Budget Amendment 051- 5-700.1-314.00 (Professional Services)
Utility Fund Budget Amendment 051- 5-700.1-215.00 (Motor, gas & oil)

SUMMARY

This item authorizes a budget amendment to the Utility Fund (051)(Professional Services/Motor, Gas and Oil accounts) for expenditures occurring this fiscal year 2014 during the replacement of a 2000 AMP breaker at the 3 MGD Waste water treatment plant (north plant) and for the fuel used to operate the backup generator for the blowers.

BACKGROUND

On July 1, 2014 a 2000 AMP breaker failed at the 3 MGD (North plant) Waste water treatment plant. The 2000 AMP breaker is used to at the blower house at the plant. As a result, the older blower was used as a backup system receiving power from the 800 KW diesel fueled generator. 5130 gallons of fuel was used in a 10 day period. There were \$35,000.00 budgeted in professional services. There were \$23,719.00 in Motor, gas and oil. \$24,269.00 in professional services and \$16,160.00 in Motor, Gas and fuel is needed to cover expenses in this unforeseen event.

Fund (051-5-700.1-314.00) Professional Services :

Original Adopted Budget: \$35,000.00

Spent until July 2014: \$22,045.00

Budget Amend Increase for 2014 General Fund: \$24,269.00

Fund (051-5-700.1-215.00) Motor, Gas & oil :

Original Adopted Budget: \$23,719.00

Spent until July 2014: \$11,380.00

Budget Amend Increase for 2014 General Fund: \$16,160.00

RECOMMENDATION

The proposed budget amendment(s) is important to continue operations at the 3MGD plant due to this unforeseen event. Staff recommends proceeding with approval of the proposed budget amendment.

FINANCIAL IMPACT

Detail of the Budget Amendment is mentioned above.

Approved

Vincent Capell, City Manager

AGENDA ITEM #20

ORDINANCE NO. 2014-_____

AN ORDINANCE AMENDING THE FISCAL YEAR 2013-2014 BUDGET FOR THE GENERAL FUND MUNICIPAL COURT DEPARTMENT TO PROVIDE FUNDING FOR TEMPORARY EMPLOYEES IN MUNICIPAL COURT WHILE DEPARTMENT WAS UNDERSTAFFED.

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 2013-2014 budget be amended as follows:

**CITY OF KINGSVILLE
DEPARTMENT EXPENSES
BUDGET AMENDMENT**

Dept. No.	Department Name:	Account Name:	Account Number:	Budget Increase	Budget Decrease
<hr/>					
Fund 001 General Fund					
<u>Capital</u>					
2		Unreserved Fund Balance	61000		<u>\$15,000</u>
					<u>\$15,000</u>
<u>Expenses</u>					
5-1803	Municipal Court	Salaries and Wages	11100	<u>\$15,000</u>	
				<u>\$15,000</u>	

[To amend the FY14 General Fund budget as per the attached memo provided by the Finance Department for additional funding for Salaries and Wages for two temporary employees while Municipal Court was understaffed.]

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

III.

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

IV.

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

INTRODUCED on this the 11th day of August, 2014.

PASSED AND APPROVED on this the ___ day of _____, 2014.

EFFECTIVE DATE: _____

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney

CITY OF KINGSVILLE

TO: VINCENT CAPELL, CITY MANAGER
FROM: DEBORAH BALLI, FINANCE DIRECTOR
DATE: 7/31/14
SUBJECT: Budget Amendment-Municipal Court Personnel Expenditures

The attached budget amendment is requesting a \$15,000 increase in personnel expenditures for Municipal Court. Municipal Court is requesting additional funding to cover the expense of two temporary employees while two full time employees were on leave. Line item transfers will not be able to absorb the additional cost.

This Budget Amendment, given your approval, would be on the Commission Meeting Agenda August 11, 2014 for first reading.

Sincerely,



Deborah Balli

CC: Courtney Alvarez, City Attorney

AGENDA ITEM #21

ORDINANCE NO. 2014-_____

AN ORDINANCE AMENDING THE FISCAL YEAR 2013-2014 BUDGET FOR THE GENERAL FUND FINANCE DEPARTMENT TO PROVIDE FUNDING FOR ADDITIONAL AUDIT FEES.

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 2013-2014 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	61000		<u>\$13,000</u>
					<u>\$13,000</u>
<u>Expenses</u>					
5-1801	Finance Admin	Prof Svcs-Audit Services	31470	<u>\$13,000</u>	
				<u>\$13,000</u>	

[To amend the FY14 General Fund budget as per the attached memo provided by the Finance Department for additional funding for audit fees incurred during the FY12-13 audit.]

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

III.

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

IV.

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

INTRODUCED on this the 11th day of August, 2014.

PASSED AND APPROVED on this the __ day of _____, 2014.

EFFECTIVE DATE: _____

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney

CITY OF KINGSVILLE

TO: VINCENT CAPELL, CITY MANAGER
FROM: DEBORAH BALLI, FINANCE DIRECTOR
DATE: 7/31/14
SUBJECT: Budget Amendment-Professional Services-Audit Services

The attached budget amendment is requesting a \$13,000 increase in the Professional Services-Audit Services line item. The total audit fees for the FY12-13 audit totaled an additional \$26,009 over the original budgeted amounts. \$13,009 of this overage will be absorbed by line item transfers.

This Budget Amendment, given your approval, would be on the Commission Meeting Agenda August 11, 2014 for first reading.

Sincerely,

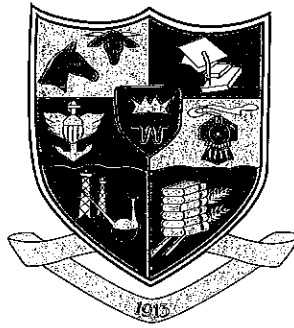


Deborah Balli

CC: Courtney Alvarez, City Attorney

AGENDA ITEM #22

MELISSA T. DE LA GARZA, RTA
Kleberg County Tax Assessor-Collector



P. O. Box 1457

Phone: 361-595-8541

Phone: 361-595-8542

Fax: 361-595-8546

COUNTY of KLEBERG
KINGSVILLE, TEXAS

78364-1457

August 5, 2014

City of Kingsville
Mr. Vincent J. Capell, City Manager
P O Box 1458
Kingsville, TX 78364-1458

RE: 2014 CERTIFIED VALUES

Dear Mr. Capell:

Pursuant to the Texas Property Tax Code Sec. 26.04(b) & (e), I, Melissa T. De La Garza, do hereby submit the total appraised, assessed and taxable values of all property and the total taxable value of new property in the City of Kingsville as certified by the Kleberg County Appraisal District and the 2014 Governing Body Summary #1A with the effective and rollback tax rates. The 2014 certified appraisal roll on a CD may be viewed in the Tax Office.

I hereby request the foregoing submission be accepted and incorporated in the minutes of the next regularly scheduled City of Kingsville Commissioner's meeting.

Also, please find the 2014 tentative notice for the City of Kingsville that will be published in the Kingsville Record on August 17, 2014 and the 2014 planning calendar.

If you have any questions, please feel free to come by my office.

Respectfully,

Melissa T. De La Garza, PCC
Kleberg County Tax Assessor-Collector

Enc.

CC. Deborah Balli, Director of Finance

**2014 FINAL VALUE INFORMATION
AS OF 7-25-2014**

**TAXING UNIT
CITY OF KINGSVILLE**

GROSS VALUES		2014 FINAL VALUES
REAL:	\$	694,469,813
PERSONAL:	\$	95,315,110
MINERAL:	\$	26,395,108
TOTAL GROSS VALUE:	\$	816,180,031
TOTAL EXEMPTIONS:	\$	74,850,368
HOMESTEAD CAP ADJ:	\$	2,037,458
LOSS TO AGRICULTURAL: VALUATION	\$	10,378,540
NET TAXABLE VALUE:	\$	728,913,665

**2014 FINAL VALUE INFORMATION
AS OF 7-25-14**

**TAXING UNIT
CITY OF KINGSVILLE**

GROSS VALUES		2014 FINAL VALUES	2013 FINAL VALUES	DIFFERENCE
REAL:	\$	694,469,813	\$ 676,002,957	\$ 18,466,856
PERSONAL:	\$	95,315,110	\$ 88,736,830	\$ 6,578,280
MINERAL:	\$	26,395,108	\$ 26,907,000	\$ (511,892)
TOTAL GROSS VALUE:	\$	816,180,031	\$ 791,646,787	\$ 24,533,244
TOTAL EXEMPTIONS:	\$	74,850,368	\$ 66,273,519	\$ 8,576,849
HOMESTEAD CAP ADJ:	\$	2,037,458	\$ 707,963	\$ 1,329,495
LOSS TO AGRICULTURAL: VALUATION	\$	10,378,540	\$ 10,416,910	\$ (38,370)
NET TAXABLE VALUE:	\$	728,913,665	\$ 714,248,395 (INC)	\$ 14,665,270

2014 Governing Body Summary #1A*

Benchmark 2014 Tax Rates

CITY OF KINGSVILLE

Date: 08/05/2014 03:08 PM

DESCRIPTION OF TAX RATE	TAX RATE PER \$100	THIS YEAR'S TAX LEVY**	ADDITIONAL TAX LEVY
Effective Tax Rate	\$0.82758	\$6,032,344	
One Percent \$100 Tax Increase***	\$0.83586	\$6,092,698	\$60,354
One Cent per \$100 Tax Increase***	\$0.837580	\$6,105,235	\$72,891
Notice & Hearing Limit****	\$0.82758	\$6,032,344	\$0
Rollback Tax Rate	\$0.89258	\$6,506,138	\$473,794
Last Year's Tax Rate	\$0.842200	\$6,138,911	\$106,567
Proposed Tax Rate	\$0.84220	\$6,138,911	\$106,567

*These figures are provided as estimates of possible outcomes resulting from varying the tax rate. Please be aware that these are only estimates and should not be used alone in making budgetary decisions.

**Tax levies are calculated using line 19 of the Effective Tax Rate Worksheet and this year's frozen tax levy on homesteads of the elderly or disabled.

***Tax increase compared to effective tax rate.

****The Notice and Hearing Limit is the highest tax rate that may be adopted without notices and a public hearing. It is the lower of the rollback tax rate or the effective tax rate. 0

NOTICE OF 2014 TAX YEAR PROPOSED PROPERTY TAX RATE FOR CITY OF KINGSVILLE

A tax rate of \$0.84220 per \$100 valuation has been proposed for adoption by the governing body of CITY OF KINGSVILLE. This rate exceeds the lower of the effective or rollback tax rate, and state law requires that two public hearings be held by the governing body before adopting the proposed tax rate.

PROPOSED TAX RATE	\$0.84220 per \$100
PRECEDING YEAR'S TAX RATE	\$0.84220 per \$100
EFFECTIVE TAX RATE	\$0.82758 per \$100
ROLLBACK TAX RATE	\$0.89258 per \$100

The effective tax rate is the total tax rate needed to raise the same amount of property tax revenue for CITY OF KINGSVILLE from the same properties in both the 2013 tax year and the 2014 tax year.

The rollback tax rate is the highest tax rate that CITY OF KINGSVILLE may adopt before voters are entitled to petition for an election to limit the rate that may be approved to the rollback rate.

**YOUR TAXES OWED UNDER ANY OF THE ABOVE RATES CAN BE CALCULATED AS
FOLLOWS:**

$$\text{property tax amount} = (\text{rate}) \times (\text{taxable value of your property}) / 100$$

For assistance or detailed information about tax calculations, please contact:

MELISSA T. DE LA GARZA, PCC
KLEBERG COUNTY TAX ASSESSOR-
COLLECTOR
700 E Kleberg, Kingsville TX 78363
361-595-8542
mtdelagarza@co.kleberg.tx.us
www.cityofkingsville.com

You are urged to attend and express your views at the following public hearings on the proposed tax rate:

First Hearing: at at .

Second Hearing: at at .

2014 Planning Calendar

CITY OF KINGSVILLE

Date: 08/05/2014 03:08 PM

Date	Activity
April-May	Mailing of notices of appraised value by chief appraiser.
April 30	The chief appraiser prepares and certifies to the tax assessor for each county, municipality, and school district participating in the appraisal district an estimate of the taxable value.
May 15	Deadline for submitting appraisal records to ARB.
July 20* (Aug. 30)	Deadline for ARB to approve appraisal records.
July 25	Deadline for chief appraiser to certify rolls to taxing units.
July 23, 2014	Certification of anticipated collection rate by collector.
July 30, 2014	Calculation of effective and rollback tax rates.
	Publication of effective and rollback tax rates, statement and schedules; submission to governing body. <i>(Publication is not required by municipalities following SB1510 requirements. **)</i>
August 8, 2014	72-hour notice for meeting <i>(Open Meetings Notice)</i> .
August 11, 2014	Meeting of governing body to discuss tax rate; if proposed rate tax rate will exceed the rollback rate or the effective tax rate (whichever is lower), take record vote and schedule public hearing.
	Notice of Public Hearing on Tax Increase is the first quarter-page notice in newspaper and on TV and website, if available, published at least seven days before public hearing. <i>(Not required by municipalities following SB1510 requirements. **)</i>
August 17, 2014	<i>Municipalities following SB1510 requirements must publish their Notice of Property Tax Rates by September 1. **</i>
August 22, 2014	72-hour notice for public hearing <i>(Open Meetings Notice)</i>
August 25, 2014	Public hearing.
August 29, 2014	72-hour notice for second public hearing <i>(Open Meetings Notice)</i>
September 2, 2014	Second public hearing (may not be earlier than 3 days after first public hearing); schedule and announce meeting to adopt tax rate 3-14 days from this date.
	Notice of Tax Revenue Increase published before meeting*** to adopt tax rate is the second quarter-page notice in newspaper before meeting and published on TV and website (if available, at least seven days before meeting). <i>(Not required by municipalities following SB1510 requirements. **)</i>
September 12, 2014	72-hour notice for meeting at which governing body will adopt tax rate <i>(Open Meetings Notice)</i>
September 15, 2014	Meeting to adopt tax rate. Meeting is 3 to 14 days after second public hearing. Taxing unit must adopt tax rate by Sept. 30 or 60 days after receiving certified appraisal roll, whichever is later.

*Tax Code Section 81.06 directs that if a date falls on a weekend, the deadline is extended to the following regular business day

**Advice of taxing unit legal counsel should be sought to determine how to fulfill the requirements of SB1510.

***Advice of taxing unit legal counsel should be sought to determine which approach to take in notifying the public of the meeting at which the governing body will vote on the tax rate.