

City of Kingsville, Texas

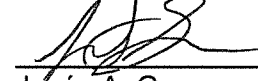
AGENDA CITY COMMISSION MONDAY, SEPTEMBER 10, 2018 REGULAR MEETING

**CITY HALL
HELEN KLEBERG GROVES COMMUNITY ROOM
400 WEST KING AVENUE
6:00 P.M.**

I. Preliminary Proceedings.

OPEN MEETING

APPROVED BY:



Jesús A. Garza
City Manager

INVOCATION / PLEDGE OF ALLEGIANCE – (Mayor Fugate)

MINUTES OF PREVIOUS MEETING(S)

None.

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

1. Public hearing for an ordinance amending the zoning ordinance by granting a Special Use Permit to place two mobile/manufactured homes at Galma Sub., Lot 7, (2.45 acres), also known as 1902 N 20th St., Kingsville, Texas, amending the comprehensive plan to account for any deviations from the existing comprehensive plan, Edwin Cann, applicant/owner. (Director of Planning & Development Services).

III. Reports from Commission & Staff.²

"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, Investment Report, Quarterly Budget Report, Monthly Financial Reports, Utilities Billing Update; Police & Fire Department – Grant Update, Police & Fire Reports; Streets Update; Public Works; Building Maintenance, Construction Updates; Park Services - grant(s) update, miscellaneous park projects, Emergency Management, Administration –Workshop Schedule, Interlocal Agreements, Public Information, Hotel Occupancy Report, Quiet Zone, SEP, Legislative Update, Proclamations, Health Plan Update, Tax Increment Zone Presentation, Main Street Downtown, Chapter 59 project,

Financial Advisor, Wastewater Treatment Plant, Water And Wastewater Rate Study Presentation. No formal action can be taken on these items at this time."

IV. Public Comment on Agenda Items.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 a resolution authorizing the City Manager to enter into a Memorandum of Understanding between the City of Kingsville and Texas A&M University-Kingsville for student internships. (City Manager).

REGULAR AGENDA

CONSIDERATION OF MOTIONS, RESOLUTIONS, AND ORDINANCES:

VI. Items for consideration by Commissioners.⁴

2. Consider final passage of an ordinance adopting the City Manager's budget, as amended, of the City of Kingsville, Texas, and appropriating funds for the fiscal year beginning October 01, 2018 and ending September 30, 2019 in the particulars hereinafter stated. (Finance Director).
3. Consider final passage of an ordinance establishing and adopting the ad valorem tax rate for all taxable property within the City of Kingsville, Texas for fiscal year beginning October 01, 2018 and ending September 30, 2019, distributing the tax levy among the various funds, and providing for a lien on real and personal property to secure the payment of taxes assessed. (Finance Director).
4. Consider ratifying the property tax increase reflected in the 2018-2019 Annual Budget of the City of Kingsville. (Finance Director).
5. Consider introduction of an ordinance amending the zoning ordinance by granting a Special Use Permit to place two mobile/manufactured homes at Galma Sub., Lot 7, (2.45 acres), also known as 1902 N 20th St., Kingsville, Texas, amending the comprehensive plan to account for any deviations from the existing comprehensive plan. (Director of Planning & Development Services).
6. Consider introduction of an ordinance amending the City of Kingsville Code of Ordinances by amending Chapter III, Article 7, Personnel Policies. (Human Resource Director).

7. Consider a resolution amending the City of Kingsville Administrative Policies and Procedures Manual, Policy No.720.01-Designation of Holidays. (Human Resources Director).
8. Consider a resolution amending the City of Kingsville Administrative Policies and Procedures Manual, Policy No.720.02-Compensation for Holidays. (Human Resources Director).
9. Consider introduction of an ordinance amending the Fiscal Year 2017-2018 budget to cover end of year deficit accounts. (Director of Finance).
10. Consider introduction of an ordinance amending the City of Kingsville Code of Ordinances by amending Chapter V, Article 3, Water, Sections 100-103, providing for updated information in the Water Conservation Management Plan. (Public Works Director).
11. Consider introduction of an ordinance amending the City of Kingsville Code of Ordinances by amending Chapter V, Article 3, Water, Sections 72, 77, & 78, providing for additional public education method, updated triggers, and updated notification. (Public Works Director).
12. Consider awarding RFP#18-13 to E-Force Software and authorizing staff to negotiate a contract with E-Force Software for the KPD Law Enforcement Software, as per staff recommendation. (Purchasing Manager).
13. Presentation and discussion on Preliminary Project and Financing Plan for potential Tax Increment Reinvestment Zone #1, Historic Downtown Kingsville, Texas. (Director of Planning & Development Services).
14. Presentation and discussion on Brownfield Grant opportunity and property located at 400 E. Caesar (old hospital), Kingsville, Texas. (Director of Planning & Development Services).

VII. Adjournment.

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


NOTICE

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

I, the undersigned authority do hereby certify that the Notice of Meeting was posted on the bulletin board located at City Hall, 400 West King Ave, of the City of Kingsville, Texas, a place convenient

and readily accessible to the general public at all times and said Notice was posted on the following date and time:

September 7, 2018 at 9:30 A.M. and remained so posted continuously for at least 72 hours proceeding the schedule time of said meeting.


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

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

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

MINUTES OF PREVIOUS MEETING(S)

PUBLIC HEARING(S)

PUBLIC HEARING #1

**City of Kingsville
Planning and Development Services**

TO: Mayor and City Commissioners

CC: Jesus A. Garza, City Manager

FROM: Tom Ginter, Director of Planning and Development Services

DATE: August 30, 2018

SUBJECT: Special Use Permit Application for 1902 N. 20th – Manufactured Homes in Agricultural Zone

Summary:

Edwin Cann has submitted an application to place two manufactured homes at 1902 N. 20th which is property that he owns. Enclosed is the land use sheet which reflects that a Special Use Permit is required in the Agricultural zone to have a manufactured home on your property.

Background:

First off you should be aware that Mr. Cann has moved his manufactured homes on to his property. He has been notified that he should have only moved his manufactured homes in until his special use permit was approved by the City Commission. He was aware of the process for approval. Due to business reasons he took the risk in moving the manufactured homes on to his property. I believe that he can explain his reasons better than I can. Nonetheless because of this I have taken the following action, he will not be allowed to hook up to water and sewer and do any work on the manufactured homes unless they are approved by the City Commission. We have also put a stop work placard on one of the manufactured homes to ensure that others do not do any work on them. Enclosed are pictures of the manufactured homes. Also enclosed is a zoning map of the area surrounding his property which is 1902 N. 20th. He hasn't talked about what he plans to do with the manufactured homes. I would also inform you that since the notification process which is a requirement of the special use permit process a number of those who received letters have expressed their displeasure. I expect that they will show up for the Planning and Zoning commission meeting and the City Commission meetings.



**City of Kingsville
Planning and Development Services**

Financial Impact:

I believe that the city would receive some additional revenue in the form of water and sewer payments. I would assume that the property tax would increase some.

Recommendation:

The Planning and Zoning Commission met on Wednesday, September 6, 2018 regarding this item. **The motion was made to recommend denial of the special use permit application. The vote regarding the motion was 5 to 0 to recommend denial of the special use permit application.**



**CITY OF KINGSVILLE
PLANNING AND ZONING DIVISION
MASTER APPLICATION**

PROPERTY INFORMATION: (Please PRINT or TYPE)

Project Address 1902 N. 20TH Nearest Intersection Corral & 20th

(Proposed) Subdivision Name GALMA SUBD Lot 7 Block _____

Legal Description: _____

Existing Zoning Designation Agriculture Future Land Use Plan Designation MANUFACTURED HOMES

OWNER/APPLICANT INFORMATION: (Please PRINT or TYPE)

Applicant/Authorized Agent EDWIN CANN Phone 361-455-1914 FAX _____

Email Address (for project correspondence only): epcann@sbcglobal.net

Mailing Address 5042 Al Theris St. City BISHOP State Tx Zip 78343

Property Owner EDWIN CANN Phone 361-455-1914 FAX 361-592-6320

Email Address (for project correspondence only): epcann@sbcglobal.net

Mailing Address 5042 Al Theris St City BISHOP State Tx Zip 78343

Select appropriate process for which approval is sought. Attach completed checklists with this application.

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

Please provide a basic description of the proposed project:

Move two manufactured homes to back side of property -
Fleetwood 32'X56' & Fleetwood 28'X48 DOUBLE WIDES

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

Applicant's Signature E. Cann Date: 8-14-18

Property Owner's Signature E. Cann Date: _____

Accepted by: _____ Date: _____

Kleberg CAD

Property Search Map Search

Property Search Results > 28750 CANN EDWIN for Year 2018

Property

Account

Property ID: 28750 Legal Description: GALMA SUB, LOT 7, ACRES 2.45
 Geographic ID: 133600007000192 Agent Code:
 Type: Real
 Property Use Code:
 Property Use Description:

Location

Address: 1902 N 20TH ST Mapsco:
 Neighborhood: Map ID: B1
 Neighborhood CD:

Owner

Name: CANN EDWIN Owner ID: 14653
 Mailing Address: ETUX DONNA
 5042 AL THEIS ST
 BISHOP, TX 78343-5000
 % Ownership: 100.0000000000%

Exemptions:

Values

(+) Improvement Homesite Value:	+	\$0	
(+) Improvement Non-Homesite Value:	+	\$77,370	
(+) Land Homesite Value:	+	\$0	
(+) Land Non-Homesite Value:	+	\$17,180	Ag / Timber Use Value
(+) Agricultural Market Valuation:	+	\$0	\$0
(+) Timber Market Valuation:	+	\$0	\$0
<hr/>			
(=) Market Value:	=	\$94,550	
(-) Ag or Timber Use Value Reduction:	-	\$0	
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(=) Appraised Value:	=	\$94,550	
(-) HS Cap:	-	\$0	
<hr/>			
(=) Assessed Value:	=	\$94,550	

Taxing Jurisdiction

Owner: CANN EDWIN
 % Ownership: 100.0000000000%
 Total Value: \$94,550

Entity	Description	Tax Rate	Appraised Value	Taxable Value	Estimated Tax
CAD	KLEBERG COUNTY APPRAISAL DISTRICT	0.000000	\$94,550	\$94,550	\$0.00
CKI	CITY OF KINGSVILLE	0.842200	\$94,550	\$94,550	\$796.31
GKL	KLEBERG COUNTY	0.795000	\$94,550	\$94,550	\$751.67
SKI	KINGSVILLE I.S.D.	1.518900	\$94,550	\$94,550	\$1,436.12
WST	SOUTH TEXAS WATER AUTHORITY	0.085170	\$94,550	\$94,550	\$80.52
Total Tax Rate:		3.241270			

Taxes w/Current Exemptions: \$3,064.62

Taxes w/o Exemptions: \$3,064.62

Improvement / Building

Improvement #1: RESIDENTIAL **State Code:** A1 **Living Area:** 1760.0 sqft **Value:** \$77,370

Type	Description	Class CD	Exterior Wall	Year Built	SQFT
MA	MAIN AREA	FF4	EW1	2000	1760.0
OP1	OPEN PORCH BASIC (20%)	*		2000	60.0
CPL1	CARPORT FLAT/SHED (LOW) (W/O FLOOR)	*		2001	720.0
CPL2	CARPORT GABLE (LOW) (W/O FLOOR)	*		2013	1280.0
SHD	SHED	SHDL		2015	160.0

Land

#	Type	Description	Acres	Sqft	Eff Front	Eff Depth	Market Value	Prod. Value
1	C1	C1	1.9500	84942.00	0.00	0.00	\$4,680	\$0
2	A1	A1	0.5000	21780.00	0.00	0.00	\$12,500	\$0

Roll Value History

Year	Improvements	Land Market	Ag Valuation	Appraised	HS Cap	Assessed
2019	N/A	N/A	N/A	N/A	N/A	N/A
2018	\$77,370	\$17,180	0	94,550	\$0	\$94,550
2017	\$92,690	\$17,180	0	109,870	\$0	\$109,870
2016	\$92,690	\$17,180	0	109,870	\$0	\$109,870
2015	\$92,690	\$17,180	0	109,870	\$0	\$109,870
2014	\$92,690	\$9,680	0	102,370	\$0	\$102,370
2013	\$86,990	\$9,680	0	96,670	\$0	\$96,670
2012	\$86,990	\$9,680	0	96,670	\$0	\$96,670
2011	\$84,530	\$9,680	0	94,210	\$0	\$94,210
2010	\$84,530	\$9,680	0	94,210	\$0	\$94,210
2009	\$84,530	\$9,680	0	94,210	\$0	\$94,210
2008	\$82,550	\$10,800	0	93,350	\$0	\$93,350
2007	\$82,550	\$10,330	0	92,880	\$0	\$92,880
2006	\$82,550	\$10,330	0	92,880	\$0	\$92,880
2005	\$66,540	\$5,880	0	72,420	\$0	\$72,420

Deed History - (Last 3 Deed Transactions)

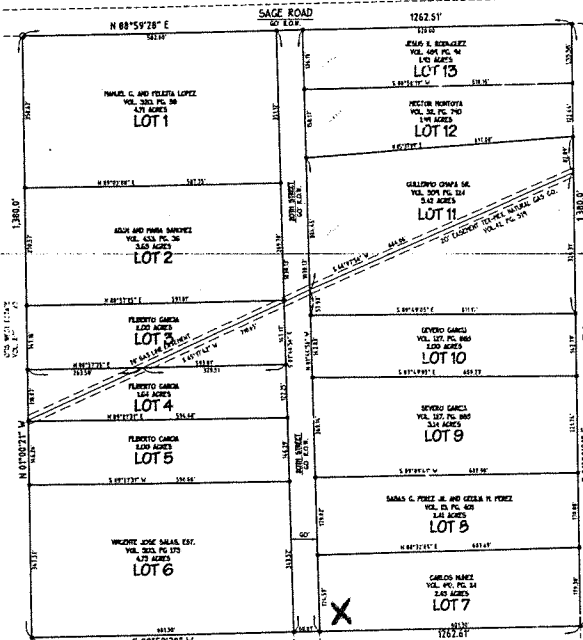
#	Deed Date	Type	Description	Grantor	Grantee	Volume	Page	Deed Number
1	10/16/2017	SPWD	SPECIAL WARRANTY DEED	WELLS FARGO BANK NA	CANN EDWIN			312171
2	9/16/2015	FOR	FORCLOSURE	WELLS FARGO BANK, N.A. AS TRUSTEE	WELLS FARGO BANK NA	539	580	
3	10/11/2007	FOR	FORCLOSURE	NUNEZ CARLOS B JR	WELLS FARGO BANK, N.A. AS TRUSTEE	375	967	

Questions Please Call (361) 595-5775

R1 R2 R3 R4 MH C1 C2 C3 C4 I1 I2 A

Dwelling, one family det.	P	P	P	P	P	P	P	P				P
Dwelling, one family att.		P	P	P		S	P					P
Dwelling, two family		P	P	P		S	P					
Dwelling, multi-family			P	P		P	P	P				
Boarding or rooming house				P			S	P	P			
Hotel or motel				P			S	P	P			
Dormitory				P								
Fraternity, sorority				P								
Mobile home/manufactured home park or mobile home/manufactured home on lot	S ¹	S ¹	S ¹	S ¹	P					S	S	S X
Recreational vehicle park					P		S		S			
Secondary res. structure				P	P		S	S		S	S	S
Other residential accessory and incidental uses	S	S	S	S	S					S	S	
Accessory building	P	P	P	P	P	P	P	P	P	P	P	P
Community center (private)	S	S	S	S	S	P	P	P				
Accessory farm building				P	P	P	P	P	P	P	P	P





LEGEND	
○	IRON PIN FOUND
●	SET 5/8" IRON ROD

PLAT RECORDS VOL. 4, PAGE 2
GALMA-96 SUBDIVISION

DESCRIPTION	
BEING 40.00 ACRES OF LAND OUT OF FARM LOT 5, SECTION 6, OF THE BUILDING TOWN AND IMPROVEMENT COMPANY SUBDIVISION AS RECORDED IN DEVELOP 18 OF THE MAP RECORDS OF BLESSING COUNTY, TEXAS.	

STATE OF TEXAS
COUNTY OF BLESSING

I, JUAN R. RODRIGUEZ, hereby certify that I am the sole owner of the land embraced within the boundaries of Lot 13 of the foregoing PLAT of GALMA-96 SUBDIVISION, a subdivision of the City of Tropic, Texas, and that I have had said land surveyed and subdivided as shown herein, and that all easements shown herein are dedicated for the public use and that this plat is made for the purpose of dedication and description.

The day of July, 1996 A.D. in presence of
JUAN R. RODRIGUEZ
JUAN R. RODRIGUEZ
JUAN R. RODRIGUEZ

STATE OF TEXAS
COUNTY OF BLESSING

I, NESTOR MARTINEZ, hereby certify that I am the sole owner of the land embraced within the boundaries of Lot 12 of the foregoing PLAT of GALMA-96 SUBDIVISION, a subdivision of the City of Tropic, Texas, and that I have had said land surveyed and subdivided as shown herein, and that all easements shown herein are dedicated for the public use and that this plat is made for the purpose of dedication and description.

The day of July, 1996 A.D. in presence of
NESTOR MARTINEZ
NESTOR MARTINEZ
NESTOR MARTINEZ

STATE OF TEXAS
COUNTY OF BLESSING

I, CALISTO OCHOA SA, hereby certify that I am the sole owner of the land embraced within the boundaries of Lot 11 of the foregoing PLAT of GALMA-96 SUBDIVISION, a subdivision of the City of Tropic, Texas, and that I have had said land surveyed and subdivided as shown herein, and that all easements shown herein are dedicated for the public use and that this plat is made for the purpose of dedication and description.

The day of July, 1996 A.D. in presence of
CALISTO OCHOA SA
CALISTO OCHOA SA
CALISTO OCHOA SA

STATE OF TEXAS
COUNTY OF BLESSING

I, SEVERO GARCIA, hereby certify that I am the sole owner of the land embraced within the boundaries of Lot 9 of the foregoing PLAT of GALMA-96 SUBDIVISION, a subdivision of the City of Tropic, Texas, and that I have had said land surveyed and subdivided as shown herein, and that all easements shown herein are dedicated for the public use and that this plat is made for the purpose of dedication and description.

The day of July, 1996 A.D. in presence of
SEVERO GARCIA
SEVERO GARCIA
SEVERO GARCIA

STATE OF TEXAS
COUNTY OF BLESSING

I, SEVERO GARCIA, hereby certify that I am the sole owner of the land embraced within the boundaries of Lot 10 of the foregoing PLAT of GALMA-96 SUBDIVISION, a subdivision of the City of Tropic, Texas, and that I have had said land surveyed and subdivided as shown herein, and that all easements shown herein are dedicated for the public use and that this plat is made for the purpose of dedication and description.

The day of July, 1996 A.D. in presence of
SEVERO GARCIA
SEVERO GARCIA
SEVERO GARCIA

STATE OF TEXAS
COUNTY OF BLESSING

I, CARLOS HANES, hereby certify that I am the sole owner of the land embraced within the boundaries of Lot 7 of the foregoing PLAT of GALMA-96 SUBDIVISION, a subdivision of the City of Tropic, Texas, and that I have had said land surveyed and subdivided as shown herein, and that all easements shown herein are dedicated for the public use and that this plat is made for the purpose of dedication and description.

The day of July, 1996 A.D. in presence of
CARLOS HANES
CARLOS HANES
CARLOS HANES

STATE OF TEXAS
COUNTY OF BLESSING

I, SAMUEL C. PEREZ JR. AND CECILIA R. PEREZ, hereby certify that I am the sole owner of the land embraced within the boundaries of Lot 8 of the foregoing PLAT of GALMA-96 SUBDIVISION, a subdivision of the City of Tropic, Texas, and that I have had said land surveyed and subdivided as shown herein, and that all easements shown herein are dedicated for the public use and that this plat is made for the purpose of dedication and description.

The day of July, 1996 A.D. in presence of
SAMUEL C. PEREZ JR. AND CECILIA R. PEREZ
SAMUEL C. PEREZ JR. AND CECILIA R. PEREZ
SAMUEL C. PEREZ JR. AND CECILIA R. PEREZ

STATE OF TEXAS
COUNTY OF BLESSING

I, FLORENTO GARCIA, hereby certify that I am the sole owner of the land embraced within the boundaries of Lot 5 of the foregoing PLAT of GALMA-96 SUBDIVISION, a subdivision of the City of Tropic, Texas, and that I have had said land surveyed and subdivided as shown herein, and that all easements shown herein are dedicated for the public use and that this plat is made for the purpose of dedication and description.

The day of July, 1996 A.D. in presence of
FLORENTO GARCIA
FLORENTO GARCIA
FLORENTO GARCIA

STATE OF TEXAS
COUNTY OF BLESSING

I, FLORENTO GARCIA, hereby certify that I am the sole owner of the land embraced within the boundaries of Lot 4 of the foregoing PLAT of GALMA-96 SUBDIVISION, a subdivision of the City of Tropic, Texas, and that I have had said land surveyed and subdivided as shown herein, and that all easements shown herein are dedicated for the public use and that this plat is made for the purpose of dedication and description.

The day of July, 1996 A.D. in presence of
FLORENTO GARCIA
FLORENTO GARCIA
FLORENTO GARCIA

STATE OF TEXAS
COUNTY OF BLESSING

I, WILBERT JOSE SALAS EST., hereby certify that I am the sole owner of the land embraced within the boundaries of Lot 6 of the foregoing PLAT of GALMA-96 SUBDIVISION, a subdivision of the City of Tropic, Texas, and that I have had said land surveyed and subdivided as shown herein, and that all easements shown herein are dedicated for the public use and that this plat is made for the purpose of dedication and description.

The day of July, 1996 A.D. in presence of
WILBERT JOSE SALAS EST.
WILBERT JOSE SALAS EST.
WILBERT JOSE SALAS EST.

STATE OF TEXAS
COUNTY OF BLESSING

I, ADRIAN AND MARIA MARQUEZ, hereby certify that I am the sole owner of the land embraced within the boundaries of Lot 2 of the foregoing PLAT of GALMA-96 SUBDIVISION, a subdivision of the City of Tropic, Texas, and that I have had said land surveyed and subdivided as shown herein, and that all easements shown herein are dedicated for the public use and that this plat is made for the purpose of dedication and description.

The day of July, 1996 A.D. in presence of
ADRIAN AND MARIA MARQUEZ
ADRIAN AND MARIA MARQUEZ
ADRIAN AND MARIA MARQUEZ

STATE OF TEXAS
COUNTY OF BLESSING

I, PABLO G. AND ROSALBA LOPEZ, hereby certify that I am the sole owner of the land embraced within the boundaries of Lot 1 of the foregoing PLAT of GALMA-96 SUBDIVISION, a subdivision of the City of Tropic, Texas, and that I have had said land surveyed and subdivided as shown herein, and that all easements shown herein are dedicated for the public use and that this plat is made for the purpose of dedication and description.

The day of July, 1996 A.D. in presence of
PABLO G. AND ROSALBA LOPEZ
PABLO G. AND ROSALBA LOPEZ
PABLO G. AND ROSALBA LOPEZ

STATE OF TEXAS
COUNTY OF BLESSING

Before me, the undersigned authority, on this day personally appeared JUAN R. RODRIGUEZ, ADRIAN AND MARIA MARQUEZ, FLORENTO GARCIA, SEVERO GARCIA, CALISTO OCHOA SA, NESTOR MARTINEZ, CARLOS HANES, SAMUEL C. PEREZ JR. AND CECILIA R. PEREZ, FLORENTO GARCIA, WILBERT JOSE SALAS EST., and PABLO G. AND ROSALBA LOPEZ, known to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same for the purposes and considerations therein expressed and in the County stated.

Given under my hand and seal of office.
Notary Public in and for the State of Texas
By Commission Expires

STATE OF TEXAS
COUNTY OF BLESSING

The PLAT of GALMA-96 SUBDIVISION approved by the Mayor and City Commission of Tropic, Texas, on the 22nd day of July, 1996.

STATE OF TEXAS
COUNTY OF BLESSING

The PLAT of GALMA-96 SUBDIVISION approved June 26, 1996 (date) by the Planning and Zoning Commission of the City of Tropic, Texas. The day of July, 1996.

STATE OF TEXAS
COUNTY OF BLESSING

The PLAT of GALMA-96 SUBDIVISION approved by the City Engineer of the City of Tropic, Texas. The day of July, 1996.

STATE OF TEXAS
COUNTY OF BLESSING

JOHN D. BEARDSLEY, Clerk of the County of Tropic, Texas, do hereby certify that the foregoing plat of GALMA-96 SUBDIVISION was prepared from the survey made on the ground by me on the 15th day of May, 1996, and that same is true and correct, and all returns have been made of said plat.

STATE OF TEXAS
COUNTY OF BLESSING

I, JOHN D. BEARDSLEY, Registered Professional Land Surveyor #2055, hereby certify that the foregoing plat of GALMA-96 SUBDIVISION was prepared from the survey made on the ground by me on the 15th day of May, 1996, and that same is true and correct, and all returns have been made of said plat.

STATE OF TEXAS
COUNTY OF BLESSING

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STATE OF TEXAS
COUNTY OF BLESSING

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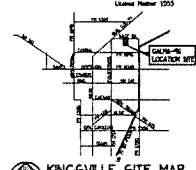
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KINGSVILLE SITE MAP
NOT TO SCALE

GALMA-96 SUBDIVISION FINAL PLAT	
MA	FILED FOR RECORD IN 1508 JUL 15 1996 COUNTY CLERK
FILED FOR RECORD IN 1508 JUL 15 1996 COUNTY CLERK	

FLOOD PLAIN

THE PROPERTY DESCRIBED WITHIN THE BOUNDARIES OF THIS PLAT AND AS SHOWN ON THIS COVERTURE - FLOOD MAPS, ARE LOCATED WITHIN THE 100-YEAR FLOOD PLAIN.

ACRZ

THE PROPERTY DESCRIBED WITHIN IS NOT LOCATED WITHIN THE 100-YEAR FLOOD PLAIN.

PUBLIC HEARING NOTICE

The Planning & Zoning Commission of the City of Kingsville will hold a Public Hearing Wednesday, September 5, 2018, at 6:00 p.m. wherein the Commission will discuss and/or take action on the following items and at which time all interested persons will be heard:

Edwin Cann, applicant/owner requesting a Special Use Permit for two mobile/manufactured homes to be located at GALMA SUB, LOT 7, ACRES 2.45 also known as 1902 N 20th St, Kingsville, Texas.

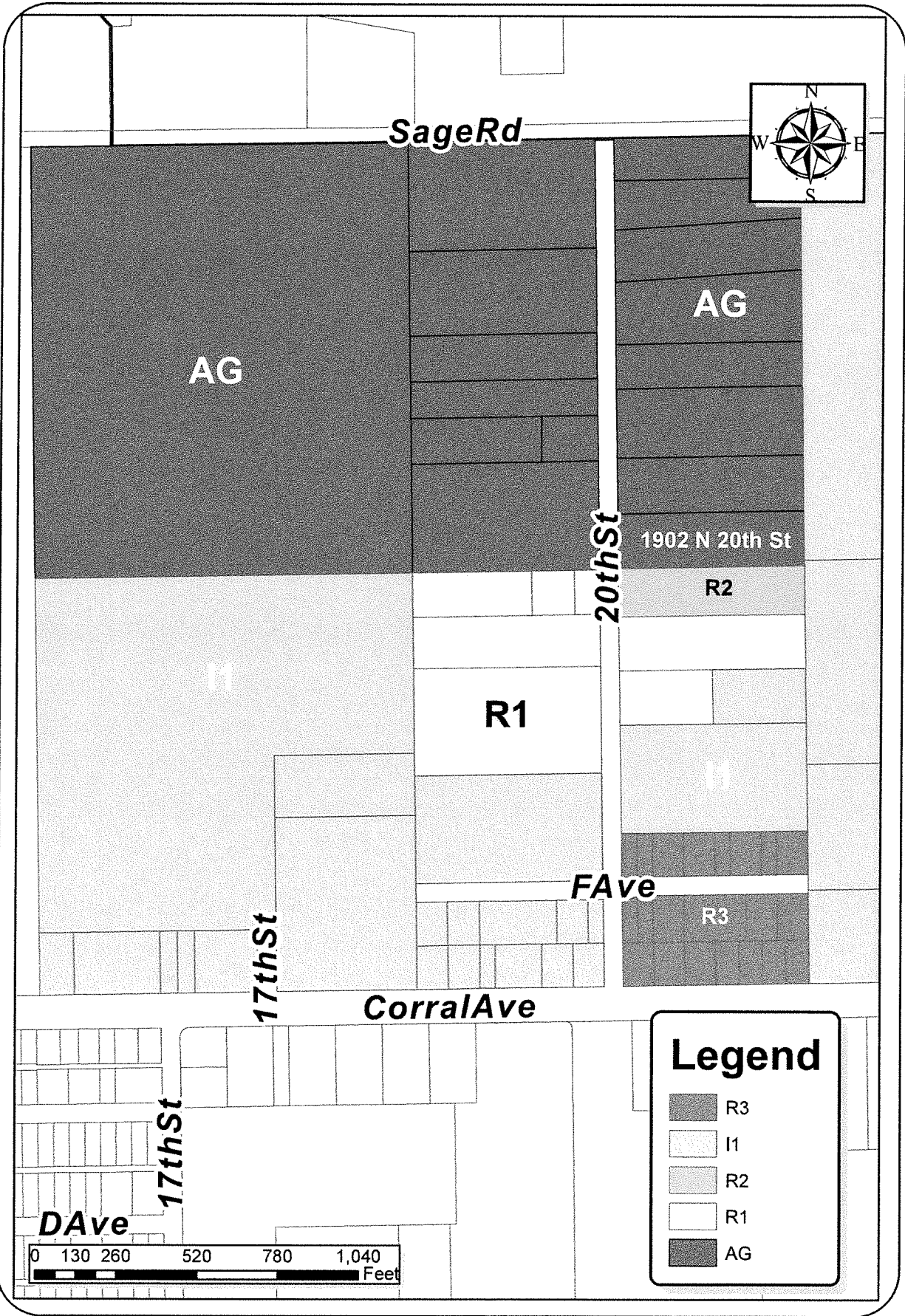
The meeting will be held at City Hall, 400 West King, in the Helen Kleberg Groves Community Room. If you have any questions about the items on the agenda, please contact the Planning Department at (361) 595-8055.

PUBLIC HEARING NOTICE

The City Commission of the City of Kingsville will hold a Public Hearing Monday, September 10, 2018 at 6:00 p.m. wherein the City Commission will discuss the introduction on the following item and at which time all interested persons will be heard:

Edwin Cann, applicant/owner and owner requesting a Special Use Permit for two mobile/manufactured homes to be located at GALMA SUB, LOT 7, ACRES 2.45 also known as 1902 N 20th St, Kingsville, Texas.

The meeting will be held at City Hall, 400 West King, in the Helen Kleberg Groves Community Room. If you have any questions about the items on the agenda, please contact the City Secretary at (361) 595-8002.



08/28/2018 14:27



STOP WORK
NOTICE

STOP WORK NOTICE
This notice is to be posted on the work area of any project where the safety of the public or the environment is at risk. It is to be used to inform the public of the nature of the work being performed and the potential hazards associated with the work. It is to be used to inform the public of the nature of the work being performed and the potential hazards associated with the work.

DATE: 8-28-18
BY: J. J. J.

08/28/2018 14:27

Ratings

ability ratings on four indices: Student Achievement, Student Progress, Closing the Gaps, and Postsecondary Readiness.

While the old system would rate both districts and campuses on a pass/fail basis of either "Met Standard" or "Improvement Required," the new accountability system awards a rating of A, B, C, D or F based on overall performance, as well as for performance in each domain.

According to the TEA website, 70 percent of the accountability rating is based on the better of Student Achievement or Student Progress, while the remaining 30 percent is based on performance in the Closing the Gaps domain.

Also, while school districts received A-F ratings beginning this year, campuses will remain on the old system until the 2019 state accountability ratings.

Kingsville ISD "F" (57 points)

In 2017, Kingsville ISD achieved a "Met Standard" rating for the district and its seven campuses for the first time since 2010.

This year, KISD was one of only 16 multi-campus districts and charter districts across the state of Texas to receive an "F" rating, scoring 57 out of a possible 100 points.

As a district, Kingsville ISD received a "D" rating of 60 points in both Student Achievement and Student Progress, and an "F" in Closing the Gaps with 51 points.

In addition, three KISD campuses received "IR" ratings this year. H.M. King High School received 52 out of a possible 100 points, meeting the Student Achievement standard with 61 points, but failing School Progress with 58 points and Closing the Gaps with 30 points.

Gillett Intermediate also received an "IR" rating, scoring 59 points overall. The campus met standard in Closing the Gaps with 62 points, but failed to do so in Student Achievement and School Progress, scoring 59 points in each domain.

Also rated an "IR" campus was Kleberg Elementary School with 52 overall points. The school failed to meet standard on all three domains, receiving 56 points in Student Achievement,

58 points in School Progress and 38 points in Closing the Gaps.

Memorial Middle School met standard, earning 76 points overall, but received an "IR" rating in the Student Achievement domain with 54 points. The school met standard in School Progress with 77 points as well as in Closing the Gaps with 74 points.

Harvey Elementary School met standard, as well as received the highest rating for the district, with 80 out of a possible 100 points. The campus met standard on all three domains, scoring 74 points in Student Achievement, 81 points in School Progress and 78 points in Closing the Gaps.

Harvey Elementary also received three distinction designations for academic achievement in mathematics, science, English language arts/reading and social studies, postsecondary readiness and top 25 percent in comparative closing the gaps.

Perez Elementary School met standard with 71 points overall, as well as meeting standard in all three domains. The campus scored 71 points in Student Achievement, 74 points in School Progress and 63 points in Closing the Gaps.

Perez Elementary also received one distinction designation this year for academic achievement in mathematics.

Harrel Elementary received 67 points overall to meet standard this year. The campus met standard in all three domains, scoring 60 points in Student Achievement, 69 points in School Progress and 62 points in Closing the Gaps.

Pogue Options Alternative Academy met alternative standards in the 2018 state accountability ratings with 71 points. It will be the last time the campus will be rated, however, as the district closed the site down during the summer and moved its services to the high school.

KISD interim superintendent Rudy Calderon addressed the district's accountability rating prior to their release during Monday's regular school board meeting, assuring both the board and the public that "there will be a plan of action."

"It's going to take a lot of work, but that's what we're here for," Calderon said Monday.

Santa Gertrudis ISD "A" (96 points)

The Santa Gertrudis Independent School District achieved a high "A" in the 2018 state accountability ratings, receiving 96 out of a possible 100 points in its overall score.

The district received "A's" across all three domains, scoring 94 points in Student Achievement, 93 points in School Progress and a full 100 points in Closing the Gaps, as well as received a distinction designation for postsecondary readiness.

Academy High School met standard with 96 overall points, with 94 points in Student Achievement, 91 points in School Progress and 100 points in Closing the Gaps. The campus also received all seven possible distinction designations for academic achievement in mathematics, science, English language arts/reading and social studies, postsecondary readiness and top 25 percent in both comparative academic growth and comparative closing the gaps.

Santa Gertrudis School also met standard with 94 points overall, receiving 92 points in Student Achievement, 90 points in School Progress and 100 points in Closing the Gaps.

The school received five of six possible distinction designations this year for academic achievement in mathematics and ELA/reading, top 25 percent in comparative academic growth and comparative closing the gaps and in postsecondary readiness.

SGISD interim superintendent Veronica Alfaro said the district is "extremely proud" of its accountability ratings this year.

"The board is appreciative of (our) students' and teachers' hard work," Alfaro said. "We will continue to work toward student success."

Bishop CISD "A" (92 points)

The Bishop Consolidated Independent School District received an "A" rating for 2018, scoring 92 out of a possible 100 overall points and a distinction designation for postsecondary readiness. The district finished with "A's" in both School Progress with 90 points and Closing the Gaps with 95 points, and a "B" in Student Achievement

with 86 points.

Bishop High School met standard this year with 80 overall points, as well as met standard on all three domains with 82 points in Student Achievement and School Progress and 75 points in Closing the Gaps.

The high school also received four distinction designations for academic achievement in mathematics, science and ELA/reading, and for top 25 percent in comparative closing the gaps.

Lucas Junior High School also met standard with 89 overall points. The campus scored 82 points in Student Achievement, 90 points in School Progress and 87 points in Closing the Gaps, as well as received distinction designations for academic achievement in mathematics and ELA/reading, postsecondary readiness and top 25 percent in comparative academic growth and comparative closing the gaps.

Bishop Elementary School scored 92 points overall to meet standard, with 82 points in Student Achievement, 88 points in School Progress and the full 100 points in Closing the Gaps.

The campus also received five out of a possible six distinction designations for academic achievement in mathematics, science and ELA/reading, postsecondary readiness and top 25 percent comparative closing the gaps.

Bishop Primary School is paired with Bishop Elementary, and while it met standards, it was also ineligible to receive any distinction designations.

Petronila Elementary School met standard with 86 points overall, scoring 85 points in Student Achievement, 90 points in School Progress and 76 points in Closing the Gaps. The school also received distinction designations for academic achievement in mathematics and ELA/reading and for postsecondary readiness.

BCISD superintendent Christina Gutierrez said she was "incredibly proud" of the district's students, staff and community, and the "A" rating "serves to remind us that we are all focused on the goal of student success."

"Achieving at high levels continues to be the goal for every student at Bishop CISD, and we work tirelessly to ensure that each of them has that opportunity," Gutierrez said.

Gutierrez said moving forward, the district would continue to invest in the

growth and development of its educators.

"It all begins in the classroom, and I will ensure that every teacher possesses the skills and resources necessary to be successful," she said.

"The 'A' rating received this year has inspired and reenergized us, and the campuses that received a grade of 'B' are prepared to move to the next level," she added. "I foresee many more 'A's' in the immediate future of Bishop CISD."

Riviera ISD "B" (86 points)

The Riviera Independent School District received a "B" in the state accountability ratings this year, as well as "B's" across the board with 82 points in Student Achievement, 86 points in School Progress and 85 points in Closing the Gaps.

Kaufer High School met standard with 80 points overall, with 81 points in Student Achievement, 82 points in School Progress and 75 points in Closing the Gaps. The high school also received a distinction designation for academic achievement in science.

Nanny Elementary School also met standard with an overall score of 86 points.

The campus met standard in all three domains, scoring 85 points in Student Achievement, 89 points in School Progress and 78 points in Closing the Gaps, as well as earned distinction designations for academic achievement in mathematics and ELA/reading, postsecondary readiness and top 25 percent in comparative closing the gaps.

Riviera ISD superintendent Karen Unterbrink was not available for comment as of press time.

Ricardo ISD "A" (94 points)

The Ricardo Independent School District received an "A" rating this year, scoring 94 points overall. The district had "A" ratings in both School Progress, with 92 points, and Closing the Gaps, with a full 100 points, and a "B" in Student Achievement with 89 points.

Ricardo Elementary School met standard with 93 overall points, scoring 89 points in Student Achievement, 90 points in School Progress and 100 points in Closing the Gaps.

The campus also received distinction designations for academic achievement in mathematics and ELA/reading, postsecondary readiness and top 25 percent

in comparative closing the gaps.

Ricardo Middle School also met the state standard with 94 overall points, with 88 points scored in Student Achievement, 91 points in School Progress and 100 points in Closing the Gaps.

The middle school also earned distinction designations for academic performance in science and ELA/reading, postsecondary readiness and top 25 percent in comparative academic growth and comparative closing the gaps.

Ricardo ISD superintendent Vito Canales said the district is "very excited" about their ratings this year, which she attributed to her staff's "relentless focus on helping every child be successful."

"No matter what accountability system we're under, my staff is always focused on student achievement," Canales said. "They're dedicated, they're committed and they don't want to see any child fail."

Driscoll ISD "A" (94 points)

As a single-campus district, the Driscoll Independent School District did not officially receive a letter grade in this year's state accountability ratings. However, the district met standard with 94 points, which would be an "A" rating in the new system.

"Because the campus won't get a letter grade until next year, (the district) didn't get a letter grade," Driscoll superintendent Cynthia Garcia said. "We mirror our campus, but a 94 is a 94, and that means an 'A.'"

Driscoll ISD received 91 points in Student Achievement, 92 points in School Progress and the full 100 points in Closing the Gaps.

In addition, its campus earned all seven distinction designations for academic achievement in mathematics, science, ELA/reading and social studies, postsecondary readiness and top 25 percent in both comparative academic growth and comparative closing the gaps.

"We are super proud of our students and very proud of our staff," Garcia said. "I'm just really glad that we were able to show what we know and can celebrate the fact that we got an 'A.'"

For more information on the A-F accountability system, visit tea.texas.gov/A-F/. To view the Texas Education Agency's 2018 state accountability ratings, visit tschools.org.

PUBLIC HEARING NOTICE

The Zoning Board of Adjustment of the City of Kingsville will hold a Regular Meeting on Thursday, September 13, 2018 at 6:00 p.m. The following item will be presented for discussion and/or action: **ITEM NO. 2018-5: Max Treptow, owner, requesting an appeal decision of the administrative office of not allowing a lot width less than the minimum in R3 (Multi-Family District) zoning on owned property located at WOODLAWN PL, BLOCK 2, LOT 5, 6 also known as 724 W Nettie, Kingsville, Texas.** The meeting will be held at City Hall, 400 W. King in the Helen Kleberg Groves Community Room. If you have any questions about the items on the agenda, please contact the Planning Department at (361) 595-8055.

PUBLIC NOTICE

On August 13, 2018, the Kingsville City Commission had public hearings and action items to consider condemnation of the following properties. The City Commission found the structures on each of the properties to be dangerous, unsafe, in violation of city ordinances, unable to be corrected without substantial expense of reconstruction, and a public nuisance. The Commission ordered the property owner/agent/person in charge of each of the properties to demolish the structures within 30 days:

411 E. Lee, Kingsville, Texas
426 E. Richard, Kingsville, Texas
623 E. Ave. A, Kingsville, Texas

A copy of each order can be obtained from the City Secretary at City Hall (400 W. King Avenue, Kingsville, Texas) or by mailing her at P.O. Box 1458, Kingsville, Texas 78364.

PUBLIC HEARING NOTICE

The Planning & Zoning Commission of the City of Kingsville will hold a Public Hearing Wednesday, September 5, 2018, at 6:00 p.m. wherein the Commission will discuss and/or take action on the following items and at which time all interested persons will be heard:

Edwin Cann, applicant/owner requesting a Special Use Permit for two mobile/manufactured homes to be located at GALMA SUB, LOT 7, ACRES 2.45 also known as 1902 N 20th St, Kingsville, Texas. The meeting will be held at City Hall, 400 West King, in the Helen Kleberg Groves Community Room. If you have any questions about the items on the agenda, please contact the Planning Department at (361) 595-8055.

PUBLIC HEARING NOTICE

The City Commission of the City of Kingsville will hold a Public Hearing Monday, September 10, 2018 at 6:00 p.m. wherein the City Commission will discuss the introduction on the following item and at which time all interested persons will be heard:

Edwin Cann, applicant/owner requesting a Special Use Permit for two mobile/manufactured homes to be located at GALMA SUB, LOT 7, ACRES 2.45 also known as 1902 N 20th St, Kingsville, Texas. The meeting will be held at City Hall, 400 West King, in the Helen Kleberg Groves Community Room. If you have any questions about the items on the agenda, please contact the City Secretary at (361) 595-8002.

ORDINANCE #2018-_____

AMENDING THE ZONING ORDINANCE BY GRANTING A SPECIAL USE PERMIT TO PLACE TWO MOBILE/MANUFACTURED HOMES AT GALMA SUB, LOT 7 (2.45 ACRES) KNOWN AS 1902 N. 20TH, KINGSVILLE, TEXAS; AMENDING THE COMPREHENSIVE PLAN TO ACCOUNT FOR ANY DEVIATIONS FROM THE EXISTING COMPREHENSIVE PLAN; PROVIDING FOR PUBLICATION;

WHEREAS, the Planning and Zoning Commission has forwarded to the City Commission its reports and recommendations concerning the application of Edwin Cann, for amendment to the zoning map of the City of Kingsville with the request based on City Code sections 15-6-23 and 15-2-3 and Chapter XV-Land Usage, Article 6-Zoning, Appendix A-Land Usage Categories as this property is zoned AG (agricultural);

WHEREAS, with proper notice to the public, public hearings were held on Wednesday, September 5, 2018, during a meeting of the Planning and Zoning Commission, and on Monday, September 10, 2018, during a meeting of the City Commission, in the Helen Kleberg Groves Community Room-Commission Chambers, at City Hall, in the City of Kingsville, during which all interested persons were allowed to appear and be heard; and

WHEREAS, a majority of the Planning Commission by a 5-0 voted to **DENY** the requested special use permit; and

WHEREAS, the property is currently zoned AG-Agricultural District and it is unknown what the desired use is for the two mobile/manufactured homes proposed for placement at this site; and

WHEREAS, the City of Kingsville Code of Ordinances Chapter XV-Land Usage, Article 6-Zoning, Appendix A-Land Usage Categories states that for an area zoned AG a special use permit is required to have mobile home/manufactured homes at this location; and

WHEREAS, the City of Kingsville Code of Ordinances section 15-6-142 regulates special use permits; and

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

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

SECTION 1. That the Zoning Ordinance of the City of Kingsville, Texas, is amended and a Special Use Permit is granted for two Mobile/Manufactured Homes on the premises known as 1902 N. 20th as more specifically describe on site plan attached as Exhibit A.

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

1. ALLOWED USE: The only uses authorized by this Special Permit other than the permitted "AG" Agricultural uses is for two mobile/manufactured homes (one for owner residence and one for rental).

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

3. SPECIAL CONDITION: (3.1) The applicant shall obtain all required licenses for operating the business (if any), and shall obtain all permits for building, fire and health thereby meeting all adopted codes to operate said business (if any), and shall cooperate with all annual fire safety, health, and sanitation inspections, in order to maintain compliance with state and city regulations for the two mobile/manufactured homes regardless of use of structures. (3.2) All activity on site shall be in complete compliance of all City codes, especially the nuisance, fire, building and zoning codes.

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

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

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

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

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

INTRODUCED on this the 10th day of September, 2018.

PASSED AND APPROVED on this the 24th day of September, 2018.

EFFECTIVE DATE: _____

THE CITY OF KINGSVILLE

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

By: _____
Courtney Alvarez, City Attorney

CONSENT AGENDA

AGENDA ITEM #1

RESOLUTION #2018-_____

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF KINGSVILLE AND TEXAS A&M UNIVERSITY-KINGSVILLE FOR STUDENT INTERNSHIPS; REPEALING ALL CONFLICTING RESOLUTIONS AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Kingsville ("City") and Texas A&M University-Kingsville ("TAMUK") try to work together for the benefit of our community when able to do so; and

WHEREAS, the City of Kingsville has areas where additional personnel assistance would be beneficial but is not financially feasible and it is available at the university; and

WHEREAS, TAMUK has students who would benefit from real world experience working in a municipal government/administrative setting; and

WHEREAS, TAMUK has a student internship program that would pair students with identified positions within the City and TAMUK would pay for a maximum of four student interns in an amount not to exceed \$10/hour for a maximum of 19 hours per week for 30 weeks per year in the fall and spring semesters, subject to available funding; and

WHEREAS, the City of Kingsville and TAMUK would both benefit from the local university students performing work for the City; and

WHEREAS, the City Commission has previously approved student intern agreements with TAMUK like this one in 2016 and 2017; and

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

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

I.

THAT the City Manager is authorized and directed as an act of the City of Kingsville, Texas to enter into a Memorandum of Understanding Between the City of Kingsville and the Texas A&M University-Kingsville relating to student internships in accordance with Exhibit A hereto attached and made a part hereof.

II.

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

III.

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

PASSED AND APPROVED by a majority vote of the City Commission on the
10th day of September, 2018.

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney

TAMUK/CITY OF KINGSVILLE STUDENT INTERNSHIP

Memorandum of Understanding

Purpose: The purpose of this memorandum of understanding is to create an internship program between Texas A&M University-Kingsville (TAMUK) and the City of Kingsville (City) whereby students from the university would be placed in a non-university career growth and exposure to work assignment which supplements their classroom development.

Objectives:

- Enhance our community partnership with the City and provide them potential work assistance in areas of need,
- Provide TAMUK student interns an opportunity to work in career environments that would otherwise not be available in a university, and
- Establish a relationship that could lead to long-term employment considerations for the student in municipal government/administration in Kingsville or elsewhere.

The City will:

- Upon program approval, the City will designate a single point of contact to serve as the City Internship Program Coordinator to work with the management of this internship program with TAMUK's executive administrative assistant to the senior vice president of student affairs and university administration,
- Identify a maximum of two internship opportunities for review reflecting non-university career growth work opportunities. Upon review and agreement, these would be posted on the university's career center student job postings,
- City and TAMUK HR will jointly interview candidates, as they are still employees of the university, and select the student(s) for the identified positions,
- Provide the student interns work uniforms if the work area requires a uniform. Related safety equipment (steel toe boots, protective eyewear, etc.) would be provided by the City per its practice with their employees. If no related uniform is required, the student intern would be expected to dress appropriately and professionally for the work environment (listed in the job description),
- Provide training for interns and provide copies of all pertinent laws, policies, rules, and procedures which govern work,
- Ensure that if students work during any holidays or summers that the City of Kingsville pays the salary for the student during any non-fall and spring semester terms,
- Actively work to ensure a safe work environment and during any period when the city employs the intern on its payroll, the City will provide Worker's Compensation coverage, and
- Ensure that the intern completes all required university training in a timely manner.

TAMUK will:

- Provide salaries of up to but not to exceed \$10/hour for a maximum of 19 hours per week for a maximum of 2 interns for 30 weeks/year in the fall and spring semesters.

- Employment offers at the funded hourly rate would be extended jointly and the onboarding would be done through HR before the student can begin the work assignment.
- HR will work with UPD to conduct criminal background checks, I-9 and eVerify processes.
- HR would submit a Remote Location approval form through appropriate channels for Presidential approval.
- Provide Workers Compensation coverage, should any injury occur on the way to the assigned work location or during the time there, will be reported and covered by the university plan as he/she is our employee.

Interns will:

- Enter accurate work hours on a weekly basis via the SSO log on system. Time must be entered by the required/published deadlines in order for payroll to be processed.
- Follow the published TAMUK Code of Conduct,
- Follow any written laws, policies, rules or procedures required by the employing department,
- Agrees that any performance issues and resolutions thereof would be addressed jointly by Human Resources and the City designee,
- Ensure that all training and orientation programs are completed timely, and
- Receive performance evaluations at the end of the work period which will be conducted by the City designee and provided to HR. A joint review will be conducted with the student.

This MOU will be continued through May 20, 2019, as long as funding is available for the program through Texas A&M University-Kingsville. Either party has the ability to discontinue the partnership with sixty (60) days' notice to the other party.

Jesus Garza, City Manager
City of Kingsville

Terisa Riley, Ph.D., Senior Vice President
Texas A&M University-Kingsville

Date

Date

REGULAR AGENDA

AGENDA ITEM #2

ORDINANCE NO. 2018-_____

AN ORDINANCE ADOPTING THE CITY MANAGER'S BUDGET, AS AMENDED, OF THE CITY OF KINGSVILLE, TEXAS, AND APPROPRIATING FUNDS FOR THE FISCAL YEAR BEGINNING OCTOBER 01, 2018 AND ENDING SEPTEMBER 30, 2019 IN THE PARTICULARS HEREINAFTER STATED.

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF KINGSVILLE, TEXAS, that the budget for FY 2018-2019 is adopted as follows:

Section One: The official budget for the City of Kingsville for the fiscal year beginning October 01, 2018 and ending September 30, 2019 has been presented to the City Commission by the City Manager, several budget workshops were conducted on such budget, along with a duly noticed public hearing, and the budget is hereby approved.

Section Two: The budget contains a complete financial statement of the City and shows (1) the outstanding obligations of the City of Kingsville, Texas, (2) the cash on hand to the credit of each fund, (3) the funds received from all sources during the preceding year, (4) the funds available from all sources during the ensuing year, (5) the estimated revenue available to cover the proposed budget, and, (6) the estimated tax rate required to cover the proposed budget. The budget shows each of the projects for which expenditures are set up and the estimated amount of money appropriated for each project.

Section Three: The sum of \$45,764,362 is hereby appropriated for the budget revenues and expenses in the amounts shown on the attached Condensed Statement of all Operating and General Obligation Debt Service Funds – Summary of Revenues and Expenditures. The General Obligation Debt Service principle is \$1,097,716 and interest is \$332,399.

Section Four: The budget and all the attached support material as outlined in the above sections shall be deemed the official budget for the City of Kingsville, Texas, for the fiscal year starting October 01, 2018 and ending September 30, 2019. A copy of the official budget shall be kept by the City Secretary with the designation thereon as the official budget for FY 2018-2019, with the date of the adoption clearly stated, and filed with the County Clerk's Office. The official budget shall be available for inspection by any taxpayer.

Section Five: The City Commission is authorized to levy taxes in accordance with this budget. The City Commission may authorize the expenditure of City funds only in strict compliance with the budget, except in an emergency. The City Commission may authorize an emergency expenditure as an amendment to the original budget only in case of grave public necessity to meet an unusual and unforeseen condition that could not have been included in the original budget through the use of reasonably diligent care and attention. If the City Commission amends the original official budget to meet an emergency, the City Commission shall file a copy of its ordinance amending the budget with the City Secretary, and the City Secretary shall attach it to the original budget. The

City Manager shall provide for the filing of true copy of the approved budget in the office of the County Clerk of Kleberg County. The City Commission reserves the right to make changes in the official budget for municipal purposes.

Section Six: All Ordinances of parts of Ordinances in conflict with this Ordinance are repealed to the extent of such conflict only.

Section Seven: 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.

Section Eight: This Ordinance shall NOT be codified but will become effective on and after adoption and publication as required by law.

Section Nine: 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, and Chapter 102 of the Texas Local Government Code.

INTRODUCED on this the 4th day of September, 2018.

PASSED on this the 10th day of September, 2018.

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney

EFFECTIVE DATE: _____

CITY OF KINGSVILLE
Fiscal Year 2018-2019
Budget Cover Page
September 10, 2018

DRAFT

This budget will raise more revenue from property taxes than last year's budget by an amount of \$177,106, which is a 2.57 percent increase from last year's budget. The property tax revenue to be raised from new property added to the tax roll this year is \$103,987.

The members of the governing body voted on the budget as follows:

FOR:

AGAINST:

PRESENT and not voting:

ABSENT:

Property Tax Rate Comparison

	2018-2019	2017-2018
Property Tax Rate:	\$0.83000/100	\$0.84220/100
Effective Tax Rate:	\$0.81971/100	\$0.84299/100
Effective Maintenance & Operations Tax Rate:	\$0.67179/100	\$0.66670/100
Rollback Tax Rate:	\$0.90582/100	\$0.88682/100
Debt Rate:	\$0.16512/100	\$0.15165/100

Total debt obligation for CITY OF KINGSVILLE secured by property taxes: \$0

Steps Required for Proposal and Adoption of Budget

Entity Name: CITY OF KINGSVILLE

Date: 09/06/2018 02:09 PM

Steps for the Proposal of the Budget:

This year's property tax levy will raise more revenue from property taxes than in the preceding year. The governing body must hold a separate vote to ratify the property tax increase reflected in the budget. This vote must be in addition to and separate from the vote to adopt the budget or the vote to set the tax rate. Cities that maintain a website must post the proposed budget when it is filed with the municipal clerk. The adopted budget must also be posted on the website when it is filed with the municipal clerk.

The following statement must be included on the notices of public hearing on proposed budget. It must also be included on the cover page of the proposed budget, in 18-point type or larger.

THIS BUDGET WILL RAISE MORE TOTAL PROPERTY TAXES THAN LAST YEAR'S BUDGET BY \$177,106 OR 2.57%, AND OF THAT AMOUNT, \$103,987 IS TAX REVENUE TO BE RAISED FROM NEW PROPERTY ADDED TO THE TAX ROLL THIS YEAR.

Steps for the Adoption of the Budget:

-A vote to adopt the budget must be a record vote.

-An adopted budget must contain a cover page stating a record vote of each member of the governing body by name, the property tax rates for the current and preceding fiscal year, the total amount of debt obligations, and the following statement in 18 point font:

This budget will raise more revenue from property taxes than last year's budget by an amount of \$177,106, which is a 2.57 percent increase from last year's budget. The property tax revenue to be raised from new property added to the tax roll this year is \$103,987.

-The budget and cover page must be filed with the clerk and posted on the entity's website at least until the date of the first anniversary the budget is adopted.

AGENDA ITEM #3



**CITY OF KINGSVILLE
LEGAL DEPARTMENT**

P.O. Box 1458, Kingsville Texas 78364 Phone: 361-595-8016 Fax: 361-592-4696

Date: September 6, 2018

To: City Commission Members

From: Courtney Alvarez, City Attorney

Re: Motion to Vote on Tax Rate FY18-19

Pursuant to the Texas (Property) Tax Code, Section 26.05(b), the vote on the ordinance setting the tax rate must be (1) a record vote (which we always do) and (2) made in the following form:

“I move that the property tax rate be increased by the adoption of a tax rate of 0.83000, which is effectively a 1.26 percent increase in the tax rate.”

Please use the afore-stated motion when moving to adopt the tax rate ordinance.

ORDINANCE NO. 2018-_____

AN ORDINANCE ESTABLISHING AND ADOPTING THE AD VALOREM TAX RATE FOR ALL TAXABLE PROPERTY WITHIN THE CITY OF KINGSVILLE, TEXAS FOR THE FISCAL YEAR BEGINNING OCTOBER 01, 2018 AND ENDING SEPTEMBER 30, 2019, DISTRIBUTING THE TAX LEVY AMONG THE VARIOUS FUNDS, AND PROVIDING FOR A LIEN ON REAL AND PERSONAL PROPERTY TO SECURE THE PAYMENT OF TAXES ASSESSED.

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF KINGSVILLE, TEXAS, that the ad valorem tax rate for all taxable property within the city limits of Kingsville, Texas for FY 2018-2019 be established and adopted as follows:

Section One: **THIS TAX RATE WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE.**

Section Two: That there be and there is hereby levied and ordered collected on each One Hundred Dollar (\$100) valuation of all taxable property, real, personal, and mixed, within the corporate limits of the City of Kingsville, Texas, for the tax corporate limits of the City of Kingsville, Texas, for the tax year 2018 starting October 01, 2018 and ending September 30, 2019, the sum of \$.83000 based on 100% of the fair market value.

Section Three: Said levy shall be distributed in the following manner:

FOR GENERAL FUND EXPENDITURES (Maintenance & Operations), the sum of \$.66488 on each one hundred dollars (\$100.00) assessed valuation of such property.

FOR DEBT SERVICE FUND EXPENDITURES of annual principal, interest, and service fees of all General Obligation Bonds, Warrants, Certificates of Obligation, and Combination Tax and Junior Lien Revenue Certificates of Obligations, of the City of Kingsville, the sum of \$.16512 on each one hundred dollars (\$100) assessed valuation of such property.

Section Four: That said taxes shall be due and payable at the time and in the manner provided by ordinances of the City of Kingsville and laws of the State of Texas, relating to the payment of taxes and providing for penalties and interest on delinquent taxes.

Section Five: There is hereby fixed, levied on each and every item of taxable property a lien for the purpose of securing the certain payment of the taxes assessed against said item of property and said lien shall continue to exist against any item of property against which a tax is assessed hereunder until such tax together with all penalties and interest shall be paid.

Section Six: This ordinance shall be in full force and effective ten days from and after the date of the second publication in a local newspaper as provided by law and the City Charter of the City of Kingsville.

Section Seven: The tax rate established and adopted by this ordinance and a copy of this ordinance shall be filed in the office of the Tax Assessor Collector.

Section Eight: That no discounts or split payments are allowed for the 2018 tax year.

Section Nine: That an exemption of \$8,400.00 be granted for any person of age sixty-five (65) or over.

Section Ten: The Kleberg County Tax Assessor-Collector is hereby authorized to assess and collect the taxes of the City of Kingsville employing the above tax rate.

INTRODUCED on this the 4th day of September, 2018.

PASSED on this the 10th day of September, 2018.

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney

EFFECTIVE DATE: _____

Notice of Adopted 2018 Tax Rate

CITY OF KINGSVILLE ADOPTED A TAX RATE THAT WILL
RAISE MORE TAXES FOR MAINTENANCE AND
OPERATIONS THAN LAST YEAR'S TAX RATE.

**§26.05(b) of Property Tax Code
Steps Required for Adoption of Tax Rate**

Entity Name: CITY OF KINGSVILLE

Date: 09/06/2018 02:09 PM

Language Required in the Motion Setting This Year's Tax Rate:

This year's proposed tax rate exceeds the effective tax rate. The vote on the ordinance, resolution, or order setting the tax rate must be a record vote. A motion to adopt the ordinance, resolution, or order must be made in the following form:

I move that the property tax rate be increased by the adoption of a tax rate of 0.83000, which is effectively a 1.26 percent increase in the tax rate.

Statement Required in the Ordinance, Resolution, or Order Setting This Year's Tax Rate:

This year's levy to fund maintenance and operations expenditures exceeds last year's maintenance and operations tax levy. The following statements must be included in the ordinance, resolution, or order setting this year's tax rate. The statements must be in larger type than the type used in any other portion of the document.

THIS TAX RATE WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE.

Statement That Must be Posted on the Home Page of Any Internet Website Operated by the Taxing Unit:

This year's levy to fund maintenance and operations expenditures exceeds last year's maintenance and operations tax levy. The following statements must be included in the ordinance, resolution, or order setting this year's tax rate. The statements must be in larger type than the type used in any other portion of the document.

CITY OF KINGSVILLE ADOPTED A TAX RATE THAT WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE.

2018 Governing Body Summary #1A*

Benchmark 2018 Tax Rates

CITY OF KINGSVILLE

Date: 09/06/2018 02:09 PM

DESCRIPTION OF TAX RATE	TAX RATE PER \$100	THIS YEAR'S TAX LEVY**	ADDITIONAL TAX LEVY
Effective Tax Rate	\$0.81971	\$6,984,703	
One Percent \$100 Tax Increase***	\$0.82791	\$7,054,575	\$69,872
One Cent per \$100 Tax Increase***	\$0.829710	\$7,069,913	\$85,210
Notice & Hearing Limit****	\$0.81971	\$6,984,703	\$0
Rollback Tax Rate	\$0.90582	\$7,718,442	\$733,739
Last Year's Tax Rate	\$0.842200	\$7,176,339	\$191,636
Proposed Tax Rate	\$0.83000	\$7,072,384	\$87,681

*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 publishing Texas Comptroller's Notice 50-819 and holding two public hearings (Notice 50-818 must still be published). It is the lower of the rollback tax rate or the effective tax rate.

Section 26.05(b) of Property Tax Code
Worksheet for Determination of Steps Required for Adoption of Tax Rate
CITY OF KINGSVILLE

M&O Tax Increase in Current Year	
1. Last year's taxable value, adjusted for court-ordered reductions. Enter Line 6 of the Effective Tax Rate Worksheet.	\$817,904,862
2. Last year's M&O tax rate. Enter Line 26 of the Rollback Tax Rate Worksheet.	\$0.69055/\$100
3. M&O taxes refunded for years preceding tax year 2017. Enter Line 28E of the Rollback Tax Rate Worksheet.	\$5,388
4. Last year's M&O tax levy. Multiply line 1 times line 2 and divide by 100. To the result, add line 3.	\$5,653,430
5. This year's total taxable value. Enter line 19 of the Effective Tax Rate Worksheet.	\$852,094,435
6. This year's proposed M&O tax rate Enter the proposed M&O tax rate approved by the Governing Body.	\$0.66488/\$100
7. This year's M&O tax levy. Multiply line 5 times line 6 and divide by 100.	\$5,665,405
8. M&O Tax Increase (Decrease). Subtract line 4 from line 7.	\$11,975
Comparison of Total Tax Rates	
9. Effective Total Tax Rate.	\$0.81971/\$100
10. This year's proposed total tax rate.	\$0.83000/\$100
11. This year's rate minus effective rate. Subtract line 9 from line 10.	\$0.01029
12. Percentage change in total tax rate. Divide Line 11 by line 9.	1.26%
Comparison of M&O Tax Rates	
13. Effective M&O Tax Rate. Enter line 30 of the Rollback Tax Rate Worksheet. Adjust for Sales Tax using Line 44 of the Sales Tax Worksheet, if necessary.	\$0.67179/\$100
14. This year's proposed M&O tax rate.	\$0.66488/\$100
15. This year's rate minus effective rate. Subtract line 13 from line 14.	\$-0.00691
16. Percentage change in M&O tax rate. Divide line 15 by line 13.	-1.03%
Raised M&O Taxes on a \$100,000 Home	
17. This year's taxable value on a \$100,000 home.	\$100,000
18. Last year's M&O tax rate.	\$0.69055/\$100
19. This year's proposed M&O tax rate.	\$0.66488/\$100
20. This year's raised M&O taxes. Subtract line 18 from line 19 and multiply result by line 17.	\$-25.67

**Worksheet for Calculation of Tax Increase
CITY OF KINGSVILLE**

Date: 09/06/2018 02:09 PM

1. 2017 taxable value, adjusted for court-ordered reductions. Enter Line 6 of the Effective Tax Rate Worksheet.	\$817,904,862
2. 2017 total tax rate. Enter Line 4 of the Effective Tax Rate Worksheet.	\$0.84220/\$100
3. 2017 tax levy. Multiply line 1 times line 2 and divide by 100. To the result, add ETR line 13.	\$6,895,278
4. 2018 total taxable value. Enter line 19 of the Effective Tax Rate Worksheet.	\$852,094,435
5. 2018 proposed tax rate. Enter the proposed tax rate approved by the Governing Body.	\$0.83000/\$100
6. 2018 tax levy. Multiply line 4 times line 5 and divide by 100.	\$7,072,384
7. Tax levy increase (decrease). Subtract line 3 from line 6.	\$177,106
8. Percentage levy increase (decrease). Divide line 7 by line 3. Multiply by 100.	2.57%
9. Notice & hearing limit. Enter the lower of the effective tax rate or the rollback tax rate.	\$0.81971
10. Percentage tax increase (decrease)*. Subtract Line 9 from Line 5. Divide result by Line 9. Multiply by 100.	1.26%

*Amount by which the proposed tax rate exceed the lower of the rollback tax rate or the effective tax rate. This figure was previously published in the Notice of Public Hearing on Tax Increase and the Notice of Tax Revenue Increase.

**2018 Notice of Effective Tax Rate
Worksheet for Calculation of Tax Increase/Decrease
CITY OF KINGSVILLE**

Date: 09/06/2018 02:09 PM

1. 2017 taxable value, adjusted for court-ordered reductions. Enter Line 6 of the Effective Tax Rate Worksheet.	\$817,904,862
2. 2017 total tax rate. Enter Line 4 of the Effective Tax Rate Worksheet.	\$0.84220/\$100
3. Taxes refunded for years preceding tax year 2017. Enter Line 13 of the Effective Tax Rate Worksheet.	\$6,884
4. 2017 tax levy. Multiply line 1 times line 2 and divide by 100. To the result, add line 3.	\$6,895,278
5. 2018 total taxable value. Enter line 19 of the Effective Tax Rate Worksheet.	\$852,094,435
6. 2018 effective tax rate. Enter Line 24 of the Effective Tax Rate Worksheet or Line 46 of the Additional Sales Tax Worksheet (if applicable).	\$0.81971/\$100
7. 2018 tax levy if a tax rate equal to the effective tax rate is adopted. Multiply line 5 times line 6 and divide by 100.	\$6,984,703
8. Tax Increase (Decrease). Subtract line 4 from line 7.	\$89,425

AGENDA ITEM #4

Steps Required for Proposal and Adoption of Budget

Entity Name: CITY OF KINGSVILLE

Date: 09/06/2018 02:09 PM

Steps for the Proposal of the Budget:

This year's property tax levy will raise more revenue from property taxes than in the preceding year. The governing body must hold a separate vote to ratify the property tax increase reflected in the budget. This vote must be in addition to and separate from the vote to adopt the budget or the vote to set the tax rate. Cities that maintain a website must post the proposed budget when it is filed with the municipal clerk. The adopted budget must also be posted on the website when it is filed with the municipal clerk.

The following statement must be included on the notices of public hearing on proposed budget. It must also be included on the cover page of the proposed budget, in 18-point type or larger.

THIS BUDGET WILL RAISE MORE TOTAL PROPERTY TAXES THAN LAST YEAR'S BUDGET BY \$177,106 OR 2.57%, AND OF THAT AMOUNT, \$103,987 IS TAX REVENUE TO BE RAISED FROM NEW PROPERTY ADDED TO THE TAX ROLL THIS YEAR.

Steps for the Adoption of the Budget:

-A vote to adopt the budget must be a record vote.

-An adopted budget must contain a cover page stating a record vote of each member of the governing body by name, the property tax rates for the current and preceding fiscal year, the total amount of debt obligations, and the following statement in 18 point font:

This budget will raise more revenue from property taxes than last year's budget by an amount of \$177,106, which is a 2.57 percent increase from last year's budget. The property tax revenue to be raised from new property added to the tax roll this year is \$103,987.

-The budget and cover page must be filed with the clerk and posted on the entity's website at least until the date of the first anniversary the budget is adopted.

AGENDA ITEM #5

City of Kingsville
Planning and Development Services

TO: Mayor and City Commissioners

CC: Jesus A. Garza, City Manager

FROM: Tom Ginter, Director of Planning and Development Services

DATE: August 30, 2018

SUBJECT: Special Use Permit Application for 1902 N. 20th – Manufactured Homes in Agricultural Zone

Summary:

Edwin Cann has submitted an application to place two manufactured homes at 1902 N. 20th which is property that he owns. Enclosed is the land use sheet which reflects that a Special Use Permit is required in the Agricultural zone to have a manufactured home on your property.

Background:

First off you should be aware that Mr. Cann has moved his manufactured homes on to his property. He has been notified that he should have only moved his manufactured homes in until his special use permit was approved by the City Commission. He was aware of the process for approval. Due to business reasons he took the risk in moving the manufactured homes on to his property. I believe that he can explain his reasons better than I can. Nonetheless because of this I have taken the following action, he will not be allowed to hook up to water and sewer and do any work on the manufactured homes unless they are approved by the City Commission. We have also put a stop work placard on one of the manufactured homes to ensure that others do not do any work on them. Enclosed are pictures of the manufactured homes. Also enclosed is a zoning map of the area surrounding his property which is 1902 N. 20th. He hasn't talked about what he plans to do with the manufactured homes. I would also inform you that since the notification process which is a requirement of the special use permit process a number of those who received letters have expressed their displeasure. I expect that they will show up for the Planning and Zoning commission meeting and the City Commission meetings.



**City of Kingsville
Planning and Development Services**

Financial Impact:

I believe that the city would receive some additional revenue in the form of water and sewer payments. I would assume that the property tax would increase some.

Recommendation:

The Planning and Zoning Commission met on Wednesday, September 6, 2018 regarding this item. **The motion was made to recommend denial of the special use permit application. The vote regarding the motion was 5 to 0 to recommend denial of the special use permit application.**



**CITY OF KINGSVILLE
PLANNING AND ZONING DIVISION
MASTER APPLICATION**

PROPERTY INFORMATION: (Please PRINT or TYPE)

Project Address 1902 N. 20TH Nearest Intersection Corral & 20th

(Proposed) Subdivision Name GALMA SUBD Lot 7 Block

Legal Description:

Existing Zoning Designation Agriculture Future Land Use Plan Designation MANUFACTURED HOMES

OWNER/APPLICANT INFORMATION: (Please PRINT or TYPE)

Applicant/Authorized Agent EDWIN CANN Phone 361-455-1914 FAX

Email Address (for project correspondence only): epcann@sbcglobal.net

Mailing Address 5042 Althea St. City BISHOP State Tx Zip 78343

Property Owner EDWIN CANN Phone 361-455-1914 FAX 361-592-6320

Email Address (for project correspondence only): epcann@sbcglobal.net

Mailing Address 5042 Althea St City BISHOP State Tx Zip 78343

Select appropriate process for which approval is sought. Attach completed checklists with this application.

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

Please provide a basic description of the proposed project:

Move two manufactured homes to back side of property.
Fleetwood 32'X56' & Fleetwood 28'X48 DOUBLE WIDES

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

Applicant's Signature E. Cann Date: 8-14-18

Property Owner's Signature E. Cann Date:

Accepted by: Date:

Kleberg CAD

Property Search Map Search

Property Search Results > 28750 CANN EDWIN for Year 2018

Property

Account

Property ID: 28750 Legal Description: GALMA SUB, LOT 7, ACRES 2.45
 Geographic ID: 133600007000192 Agent Code:
 Type: Real
 Property Use Code:
 Property Use Description:

Location

Address: 1902 N 20TH ST Mapsco:
 Neighborhood: Map ID: B1
 Neighborhood CD:

Owner

Name: CANN EDWIN Owner ID: 14653
 Mailing Address: ETUX DONNA % Ownership: 100.000000000000%
 5042 AL THEIS ST
 BISHOP, TX 78343-5000

Exemptions:

Values

(+) Improvement Homesite Value:	+	\$0	
(+) Improvement Non-Homesite Value:	+	\$77,370	
(+) Land Homesite Value:	+	\$0	
(+) Land Non-Homesite Value:	+	\$17,180	Ag / Timber Use Value
(+) Agricultural Market Valuation:	+	\$0	\$0
(+) Timber Market Valuation:	+	\$0	\$0
<hr/>			
(=) Market Value:	=	\$94,550	
(-) Ag or Timber Use Value Reduction:	-	\$0	
<hr/>			
(=) Appraised Value:	=	\$94,550	
(-) HS Cap:	-	\$0	
<hr/>			
(=) Assessed Value:	=	\$94,550	

Taxing Jurisdiction

Owner: CANN EDWIN
 % Ownership: 100.000000000000%
 Total Value: \$94,550

Entity Description	Tax Rate	Appraised Value	Taxable Value	Estimated Tax
CAD KLEBERG COUNTY APPRAISAL DISTRICT	0.000000	\$94,550	\$94,550	\$0.00
CKI CITY OF KINGSVILLE	0.842200	\$94,550	\$94,550	\$796.31
GKL KLEBERG COUNTY	0.795000	\$94,550	\$94,550	\$751.67
SKI KINGSVILLE I.S.D.	1.518900	\$94,550	\$94,550	\$1,436.12
WST SOUTH TEXAS WATER AUTHORITY	0.085170	\$94,550	\$94,550	\$80.52
Total Tax Rate:	3.241270			

Taxes w/Current Exemptions: \$3,064.62
 Taxes w/o Exemptions: \$3,064.62

Improvement / Building

Improvement #1: RESIDENTIAL **State Code:** A1 **Living Area:** 1760.0 sqft **Value:** \$77,370

Type	Description	Class CD	Exterior Wall	Year Built	SQFT
MA	MAIN AREA	FF4	EW1	2000	1760.0
OP1	OPEN PORCH BASIC (20%)	*		2000	60.0
CPL1	CARPORT FLAT/SHED (LOW) (W/O FLOOR)	*		2001	720.0
CPL2	CARPORT GABLE (LOW) (W/O FLOOR)	*		2013	1280.0
SHD	SHED	SHDL		2015	160.0

Land

#	Type	Description	Acres	Sqft	Eff Front	Eff Depth	Market Value	Prod. Value
1	C1	C1	1.9500	84942.00	0.00	0.00	\$4,680	\$0
2	A1	A1	0.5000	21780.00	0.00	0.00	\$12,500	\$0

Roll Value History

Year	Improvements	Land Market	Ag Valuation	Appraised	HS Cap	Assessed
2019	N/A	N/A	N/A	N/A	N/A	N/A
2018	\$77,370	\$17,180	0	94,550	\$0	\$94,550
2017	\$92,690	\$17,180	0	109,870	\$0	\$109,870
2016	\$92,690	\$17,180	0	109,870	\$0	\$109,870
2015	\$92,690	\$17,180	0	109,870	\$0	\$109,870
2014	\$92,690	\$9,680	0	102,370	\$0	\$102,370
2013	\$86,990	\$9,680	0	96,670	\$0	\$96,670
2012	\$86,990	\$9,680	0	96,670	\$0	\$96,670
2011	\$84,530	\$9,680	0	94,210	\$0	\$94,210
2010	\$84,530	\$9,680	0	94,210	\$0	\$94,210
2009	\$84,530	\$9,680	0	94,210	\$0	\$94,210
2008	\$82,550	\$10,800	0	93,350	\$0	\$93,350
2007	\$82,550	\$10,330	0	92,880	\$0	\$92,880
2006	\$82,550	\$10,330	0	92,880	\$0	\$92,880
2005	\$66,540	\$5,880	0	72,420	\$0	\$72,420

Deed History - (Last 3 Deed Transactions)

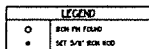
#	Deed Date	Type	Description	Grantor	Grantee	Volume	Page	Deed Number
1	10/16/2017	SPWD	SPECIAL WARRANTY DEED	WELLS FARGO BANK NA	CANN EDWIN			312171
2	9/16/2015	FOR	FORCLOSURE	WELLS FARGO BANK, N.A. AS TRUSTEE	WELLS FARGO BANK NA	539	580	
3	10/11/2007	FOR	FORCLOSURE	NUNEZ CARLOS B JR	WELLS FARGO BANK, N.A. AS TRUSTEE	375	967	

Questions Please Call (361) 595-5775

R1 R2 R3 R4 MH C1 C2 C3 C4 I1 I2 A

Dwelling, one family det.	P	P	P	P	P	P	P	P				P
Dwelling, one family att.		P	P	P		S	P					P
Dwelling, two family		P	P	P		S	P					
Dwelling, multi-family			P	P		P	P	P				
Boarding or rooming house				P			S	P	P			
Hotel or motel				P			S	P	P			
Dormitory				P								
Fraternity, sorority				P								
Mobile home/manufactured home park or mobile home/manufactured home on lot	S ¹	S ¹	S ¹	S ¹	P					S	S	S X
Recreational vehicle park					P		S		S			
Secondary res. structure				P	P		S	S		S	S	S
Other residential accessory and incidental uses	S	S	S	S	S					S	S	
Accessory building	P	P	P	P	P	P	P	P	P	P	P	P
Community center (private)	S	S	S	S	S	P	P	P				
Accessory farm building				P	P	P	P	P	P	P	P	P





PUBLIC HEARING NOTICE

The Planning & Zoning Commission of the City of Kingsville will hold a Public Hearing Wednesday, September 5, 2018, at 6:00 p.m. wherein the Commission will discuss and/or take action on the following items and at which time all interested persons will be heard:

Edwin Cann, applicant/owner requesting a Special Use Permit for two mobile/manufactured homes to be located at GALMA SUB, LOT 7, ACRES 2.45 also known as 1902 N 20th St, Kingsville, Texas.

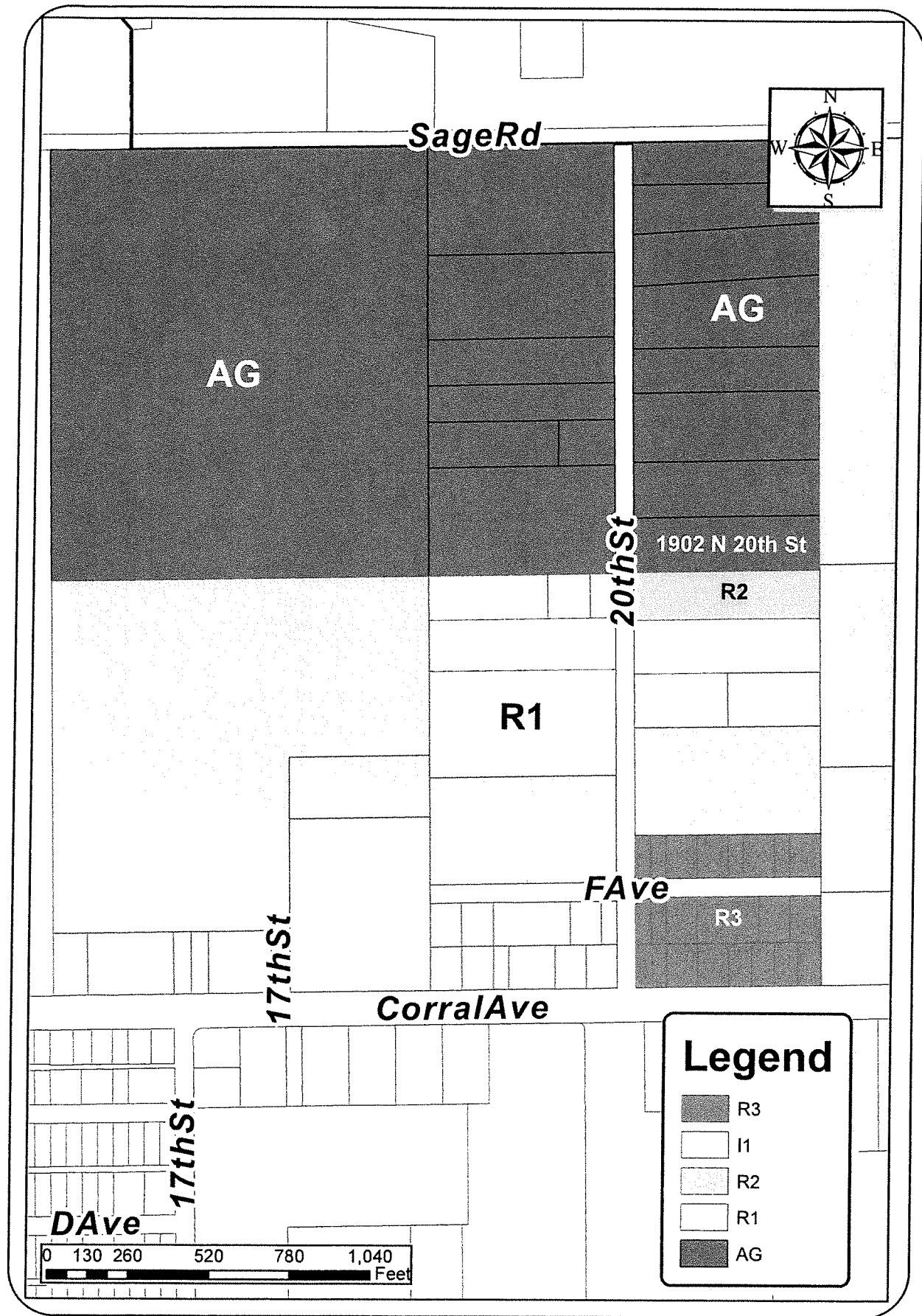
The meeting will be held at City Hall, 400 West King, in the Helen Kleberg Groves Community Room. If you have any questions about the items on the agenda, please contact the Planning Department at (361) 595-8055.

PUBLIC HEARING NOTICE

The City Commission of the City of Kingsville will hold a Public Hearing Monday, September 10, 2018 at 6:00 p.m. wherein the City Commission will discuss the introduction on the following item and at which time all interested persons will be heard:

Edwin Cann, applicant/owner and owner requesting a Special Use Permit for two mobile/manufactured homes to be located at GALMA SUB, LOT 7, ACRES 2.45 also known as 1902 N 20th St, Kingsville, Texas.

The meeting will be held at City Hall, 400 West King, in the Helen Kleberg Groves Community Room. If you have any questions about the items on the agenda, please contact the City Secretary at (361) 595-8002.



08/28/2018 14:27



[illegible]

DATE 8-24-18
RECEIVED
461 B-311

08/28/2018 14:27

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

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

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

Ratings

ability ratings on four indices: Student Achievement, Student Progress, Closing Performance Gaps and Postsecondary Readiness.

While the old system would rate both districts and campuses on a pass/fail basis of either "Met Standard" or "Improvement Required," the new accountability system awards a rating of A, B, C, D or F based on overall performance, as well as for performance in each domain.

According to the TEA website, 70 percent of the accountability rating is based on the better of Student Achievement or Student Progress, while the remaining 30 percent is based on performance in the Closing the Gaps domain.

Also, while school districts received A-F ratings beginning this year, campuses will remain on the old system until the 2019 state accountability ratings.

Kingsville ISD

"F" (57 points)

In 2017, Kingsville ISD achieved a "Met Standard" rating for the district and its seven campuses for the first time since 2010.

This year, KISD was one of only 16 multi-campus districts and charter districts across the state of Texas to receive an "F" rating, scoring 57 out of a possible 100 points.

As a district, Kingsville ISD received a "D" rating of 60 points in both Student Achievement and Student Progress, and an "F" in Closing the Gaps with 51 points.

In addition, three KISD campuses received "IR" ratings this year. H.M. King High School received 52 out of a possible 100 points, meeting the Student Achievement standard with 61 points, but failing School Progress with 58 points and Closing the Gaps with 30 points.

Gillett Intermediate also received an "IR" rating, scoring 59 points overall. The campus met standard in Closing the Gaps with 62 points, but failed to do so in Student Achievement and School Progress, scoring 59 points in each domain.

Also rated an "IR" campus was Kieberg Elementary School with 52 overall points. The school failed to meet standard on all three domains, receiving 56 points in Student Achievement, 58 points in School Progress and 38 points in Closing the Gaps.

Memorial Middle School met standard, earning 76 points overall, but received an "IR" rating in the Student Achievement domain with 54 points. The school met standard in School Progress with 77 points as well as in Closing the Gaps with 74 points.

Harvey Elementary School met standard, as well as received the highest rating for the district, with 80 out of a possible 100 points. The campus met standard on all three domains, scoring 74 points in Student Achievement, 81 points in School Progress and 78 points in Closing the Gaps.

Harvey Elementary also received three distinction designations for academic achievement in mathematics, science, English language arts/reading and social studies, postsecondary readiness and top 25 percent in comparative closing the gaps.

Perez Elementary School met standard with 71 points overall, as well as meeting standard in all three domains. The campus scored 71 points in Student Achievement, 74 points in School Progress and 63 points in Closing the Gaps.

Perez Elementary also received one distinction designation this year for academic achievement in mathematics.

Harrel Elementary received 67 points overall to meet standard this year. The campus met standard in all three domains, scoring 60 points in Student Achievement, 69 points in School Progress and 62 points in Closing the Gaps.

Pogue Options Alternative Academy met alternative standards in the 2018 state accountability ratings with 71 points. It will be the last time the campus will be rated, however, as the district closed the site down during the summer and moved its services to the high school.

KISD interim superintendent Rudy Calderon addressed the district's accountability rating prior to their release during Monday's regular school board meeting, assuring both the board and the public that "there will be a plan of action."

"It's going to take a lot of work, but that's what we're here for," Calderon said Monday.

Santa Gertrudis ISD

"A" (96 points)

The Santa Gertrudis Independent School District achieved a high "A" in the 2018 state accountability ratings, receiving 96 out of a possible 100 points in its overall score.

The district received "A's" across all three domains, scoring 94 points in Student Achievement, 93 points in School Progress and a full 100 points in Closing the Gaps, as well as received a distinction designation for postsecondary readiness.

Academy High School met standard with 96 overall points, with 94 points in Student Achievement, 91 points in School Progress and 100 points in Closing the Gaps. The campus also received all seven possible distinction designations for academic achievement in mathematics, science, English language arts/reading and social studies, postsecondary readiness and top 25 percent in both comparative academic growth and comparative closing the gaps.

Santa Gertrudis School also met standard with 94 points overall, receiving 92 points in Student Achievement, 90 points in School Progress and 100 points in Closing the Gaps.

The school received five of six possible distinction designations this year for academic achievement in mathematics and ELA/reading, top 25 percent in comparative academic growth and comparative closing the gaps and in postsecondary readiness.

SGISD interim superintendent Veronica Alfaro said the district is "extremely proud" of its accountability ratings this year.

"The board is appreciative of (our) students' and teachers' hard work," Alfaro said. "We will continue to work toward student success."

Bishop CISD

"A" (92 points)

The Bishop Consolidated Independent School District received an "A" rating for 2018, scoring 92 out of a possible 100 overall points and a distinction designation for postsecondary readiness. The district finished with "A's" in both School Progress with 90 points and Closing the Gaps with 95 points, and a "B" in Student Achievement with 86 points.

Bishop High School met standard this year with 80 overall points, as well as met standard on all three domains with 82 points in both Student Achievement and School Progress and 75 points in Closing the Gaps.

The high school also received four distinction designations for academic achievement in mathematics, science and ELA/reading and for top 25 percent in comparative closing the gaps.

Luehrs Junior High School also met standard with 89 overall points. The campus scored 82 points in Student Achievement, 90 points in School Progress and 87 points in Closing the Gaps, as well as received distinction designations for academic achievement in mathematics and ELA/reading, postsecondary readiness and top 25 percent in comparative academic growth and comparative closing the gaps.

Bishop Elementary School scored 92 points overall to meet standard, with 82 points in Student Achievement, 88 points in School Progress and the full 100 points in Closing the Gaps.

The campus also received five out of a possible six distinction designations for academic achievement in mathematics, science and ELA/reading, postsecondary readiness and top 25 percent comparative closing the gaps.

Bishop Primary School is paired with Bishop Elementary, and while it met standards, it was also ineligible to receive any distinction designations.

Petronila Elementary School met standard with 86 points overall, scoring 85 points in Student Achievement, 90 points in School Progress and 76 points in Closing the Gaps. The school also received distinction designations for academic achievement in mathematics and ELA/reading and for postsecondary readiness.

BCISD superintendent Christina Gutierrez said she was "incredibly proud" of the district's students, staff and community, and the "A" rating "serves to remind us that we are all focused on the goal of student success."

"Achieving at high levels continues to be the goal for every student at Bishop CISD, and we work tirelessly to ensure that each of them has that opportunity," Gutierrez said.

Gutierrez said moving forward, the district would continue to invest in the

growth and development of its educators.

"It all begins in the classroom, and I will ensure that every teacher possesses the skills and resources necessary to be successful," she said.

"The 'A' rating received this year has inspired and reenergized us, and the campuses that received a grade of 'B' are prepared to move to the next level," she added. "I foresee many more 'A's' in the immediate future of Bishop CISD."

Riviera ISD

"B" (86 points)

The Riviera Independent School District received a "B" in the state accountability ratings this year, as well as "B's" across the board with 82 points in Student Achievement, 86 points in School Progress and 85 points in Closing the Gaps.

Kaufer High School met standard with 80 points overall, with 81 points in Student Achievement, 82 points in School Progress and 75 points in Closing the Gaps. The high school also received a distinction designation for academic achievement in science.

Nanny Elementary School also met standard with an overall score of 86 points.

The campus met standard in all three domains, scoring 85 points in Student Achievement, 89 points in School Progress and 78 points in Closing the Gaps, as well as earned distinction designations for academic achievement in mathematics and ELA/reading, postsecondary readiness and top 25 percent in comparative closing the gaps.

Riviera ISD superintendent Karen Unterbrink was not available for comment as of press time.

Ricardo ISD

"A" (94 points)

The Ricardo Independent School District received an "A" rating this year, scoring 94 points overall. The district had "A" ratings in both School Progress, with 92 points, and Closing the Gaps, with a full 100 points, and a "B" in Student Achievement with 89 points.

Ricardo Elementary School met standard with 93 overall points, scoring 89 points in Student Achievement, 90 points in School Progress and 100 points in Closing the Gaps.

The campus also received distinction designations for academic achievement in mathematics and ELA/reading, postsecondary readiness and top 25 percent

in comparative closing the gaps.

Ricardo Middle School also met the state standard with 94 overall points, with 88 points scored in Student Achievement, 91 points in School Progress and 100 points in Closing the Gaps.

The middle school also earned distinction designations for academic performance in science and ELA/reading, postsecondary readiness and top 25 percent in comparative academic growth and comparative closing the gaps.

Ricardo ISD superintendent Vito Canales said the district is "very excited" about their ratings this year, which he attributed to her staff's "relentless focus on helping every child be successful."

"No matter what accountability system we're under, my staff is always focused on student achievement," Canales said. "They're dedicated, they're committed and they don't want to see any child fail."

Driscoll ISD

"A" (94 points)

As a single-campus district, the Driscoll Independent School District did not officially receive a letter grade in this year's state accountability ratings. However, the district met standard with 94 points, which would be an "A" rating in the new system.

"Because the campus won't get a letter grade until next year, (the district) didn't get a letter grade," Driscoll superintendent Cynthia Garcia said. "We mirror our campus, but a 94 is a 94, and that means an 'A.'"

Driscoll ISD received 91 points in Student Achievement, 92 points in School Progress and the full 100 points in Closing the Gaps.

In addition, its campus earned all seven distinction designations for academic achievement in mathematics, science, ELA/reading and social studies, postsecondary readiness and top 25 percent in both comparative academic growth and comparative closing the gaps.

"We are super proud of our students and very proud of our staff," Garcia said. "I'm just really glad that we were able to show what we know and can celebrate the fact that we got an 'A.'"

For more information on the A-F accountability system, visit tea.texas.gov/A-F/. To view the Texas Education Agency's 2018 state accountability ratings, visit tschools.org.

PUBLIC HEARING NOTICE

The Zoning Board of Adjustment of the City of Kingsville will hold a Regular Meeting on Thursday, September 13, 2018 at 6:00 p.m. The following item will be presented for discussion and/or action:

ITEM NO. 2018-5: Max Treptow, owner, requesting an appeal decision of the administrative office of not allowing a lot width less than the minimum in R3 (Multi-Family District) zoning on owned property located at WOODLAWN PL, BLOCK 2, LOT 5, 6 also known as 724 W Nettie, Kingsville, Texas.

The meeting will be held at City Hall, 400 W. King in the Helen Kleberg Groves Community Room. If you have any questions about the items on the agenda, please contact the Planning Department at (361) 595-8055.

PUBLIC NOTICE

On August 13, 2018, the Kingsville City Commission had public hearings and action items to consider condemnation of the following properties. The City Commission found the structures on each of the properties to be dangerous, unsafe, in violation of city ordinances, unable to be corrected without substantial expense of reconstruction, and a public nuisance. The Commission ordered the property owner/agent/person in charge of each of the properties to demolish the structures within 30 days:

411 E. Lee, Kingsville, Texas
426 E. Richard, Kingsville, Texas
623 E. Ave. A, Kingsville, Texas

A copy of each order can be obtained from the City Secretary at City Hall (400 W. King Avenue, Kingsville, Texas) or by mailing her at P.O. Box 1458, Kingsville, Texas 78364.

PUBLIC HEARING NOTICE

The Planning & Zoning Commission of the City of Kingsville will hold a Public Hearing Wednesday, September 5, 2018, at 6:00 p.m. wherein the Commission will discuss and/or take action on the following items and at which time all interested persons will be heard:

Edwin Cann, applicant/owner requesting a Special Use Permit for two mobile/manufactured homes to be located at GALMA SUB, LOT 7, ACRES 2.45 also known as 1902 N 20th St, Kingsville, Texas. The meeting will be held at City Hall, 400 West King, in the Helen Kleberg Groves Community Room. If you have any questions about the items on the agenda, please contact the Planning Department at (361) 595-8055.

PUBLIC HEARING NOTICE

The City Commission of the City of Kingsville will hold a Public Hearing Monday, September 10, 2018 at 6:00 p.m. wherein the City Commission will discuss the introduction on the following item and at which time all interested persons will be heard:

Edwin Cann, applicant/owner requesting a Special Use Permit for two mobile/manufactured homes to be located at GALMA SUB, LOT 7, ACRES 2.45 also known as 1902 N 20th St, Kingsville, Texas. The meeting will be held at City Hall, 400 West King, in the Helen Kleberg Groves Community Room. If you have any questions about the items on the agenda, please contact the City Secretary at (361) 595-8002.

ORDINANCE #2018-_____

AMENDING THE ZONING ORDINANCE BY GRANTING A SPECIAL USE PERMIT TO PLACE TWO MOBILE/MANUFACTURED HOMES AT GALMA SUB, LOT 7 (2.45 ACRES) KNOWN AS 1902 N. 20TH, KINGSVILLE, TEXAS; AMENDING THE COMPREHENSIVE PLAN TO ACCOUNT FOR ANY DEVIATIONS FROM THE EXISTING COMPREHENSIVE PLAN; PROVIDING FOR PUBLICATION;

WHEREAS, the Planning and Zoning Commission has forwarded to the City Commission its reports and recommendations concerning the application of Edwin Cann, for amendment to the zoning map of the City of Kingsville with the request based on City Code sections 15-6-23 and 15-2-3 and Chapter XV-Land Usage, Article 6-Zoning, Appendix A-Land Usage Categories as this property is zoned AG (agricultural);

WHEREAS, with proper notice to the public, public hearings were held on Wednesday, September 5, 2018, during a meeting of the Planning and Zoning Commission, and on Monday, September 10, 2018, during a meeting of the City Commission, in the Helen Kleberg Groves Community Room-Commission Chambers, at City Hall, in the City of Kingsville, during which all interested persons were allowed to appear and be heard; and

WHEREAS, a majority of the Planning Commission by a 5-0 voted to **DENY** the requested special use permit; and

WHEREAS, the property is currently zoned AG-Agricultural District and it is unknown what the desired use is for the two mobile/manufactured homes proposed for placement at this site; and

WHEREAS, the City of Kingsville Code of Ordinances Chapter XV-Land Usage, Article 6-Zoning, Appendix A-Land Usage Categories states that for an area zoned AG a special use permit is required to have mobile home/manufactured homes at this location; and

WHEREAS, the City of Kingsville Code of Ordinances section 15-6-142 regulates special use permits; and

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

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

SECTION 1. That the Zoning Ordinance of the City of Kingsville, Texas, is amended and a Special Use Permit is granted for two Mobile/Manufactured Homes on the premises known as 1902 N. 20th as more specifically describe on site plan attached as Exhibit A.

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

1. ALLOWED USE: The only uses authorized by this Special Permit other than the permitted "AG" Agricultural uses is for two mobile/manufactured homes (one for owner residence and one for rental).

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

3. SPECIAL CONDITION: (3.1) The applicant shall obtain all required licenses for operating the business (if any), and shall obtain all permits for building, fire and health thereby meeting all adopted codes to operate said business (if any), and shall cooperate with all annual fire safety, health, and sanitation inspections, in order to maintain compliance with state and city regulations for the two mobile/manufactured homes regardless of use of structures. (3.2) All activity on site shall be in complete compliance of all City codes, especially the nuisance, fire, building and zoning codes.

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

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

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

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

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

INTRODUCED on this the 10th day of September, 2018.

PASSED AND APPROVED on this the 24th day of September, 2018.

EFFECTIVE DATE: _____

THE CITY OF KINGSVILLE

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

By: _____
Courtney Alvarez, City Attorney

AGENDA ITEM #6

ORDINANCE NO. 2018- _____

AMENDING THE CITY OF KINGSVILLE CODE OF ORDINANCES BY AMENDING CHAPTER III, ARTICLE 7, PERSONNEL POLICIES; 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.

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

I.

THAT Section 3-7-1 of Article 7: Personnel Policies of Chapter III. Administration of the Code of Ordinances of the City of Kingsville, Texas, shall be amended to read as follows:

§ 3-7-1 ADOPTION OF THE JOB CLASSIFICATION AND COMPENSATION PLAN.

The City of Kingsville Classification and Compensation Plan dated effective as of October 1, 2018 is hereby adopted by reference providing for certain classifications and positions as more particularly defined therein. Classified positions and incumbents thereof who have completed the designated probationary period and any extensions thereof shall be subject to the terms and conditions of all policies incorporated by reference and adopted by the City Commission by resolution. Except members of the Fire and Police collective bargaining units, all other employees (executive, exempt and non-exempt managerial, ~~or hourly~~) serve at will, at the pleasure of the City Manager, or designee, or at the pleasure of the City Commission if appointed by the City Commission, and shall have and continue such at-will status, notwithstanding any other provision of this Classification Plan, any other City Ordinance, or any rule or regulation of the City.

All Non-Exempt Non-Civil Service employees of the City of Kingsville are placed in a step according to the City of Kingsville Fiscal Year 2018-2019 Non-Exempt ~~Hourly~~ Chart.

New hires shall be placed at the compensation Class for the designated positions. New hires may be placed in the Step within the designated Class corresponding to the years of experience the new employee brings to the City correlating to the designated duties of the position not to exceed ~~the Ten (10) Year Step~~ Step 5 unless approved by City Commission.

Non-Exempt employees promoted, transferred or temporarily assigned to a position in a higher classification range shall commence at ~~the first~~ a step of the higher Class ~~that causes an increase in the employees' hourly pay rate~~. Each promoted, transferred or temporarily assigned employee shall then proceed to the next step after one (1) year in their current position and shall proceed to each step thereafter on the 3rd, 6th, 10th, and 15th year or until the employee reaches the fifth step of the compensation schedule.

Employees demoted, transferred, temporarily assigned, or accepting a position in a lower Class shall commence at ~~a the same~~ a step of pay in the lower Class ~~as the employee held at the time of such demotion, transfer, temporary assignment or acceptance of the lower Class position~~. Employees ~~meeting these criteria~~ shall proceed to the next step of the compensation plan, as scheduled, based on years of City service.

All ~~management~~ Exempt Class employees of the City of Kingsville shall be placed in a step program to receive a scheduled salary increase on the anniversary date of their 1st, 3rd, 6th, 10th, 15th, 20th and 25th year of service in the ~~Management Level~~ Exempt Class position. Percentage increases shall correspond to the ~~Management Level~~ Exempt Class Step Program included in the Classification and Compensation Plan for Fiscal Year 2018-2019.

Executive Level 1 & 2 positions shall receive a cost of living adjustment when Non-Exempt Non-Civil Service employees receive a cost of living adjustment. The City Commission shall evaluate the performance of and recommend salaries for Executive Level 1 & 2 positions each July to prepare for the up-coming fiscal year.

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 10th day of September, 2018.

PASSED AND APPROVED on this the _____ day of September, 2018.

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney

DRAFT 08.28.2018

**CITY OF KINGSVILLE
CLASSIFICATION AND COMPENSATION PLAN
FISCAL YEAR ~~2017-2018~~ 2018-2019**

Original Introduction: _____
Approved: _____

CITY OF KINGSVILLE
CLASSIFICATION AND COMPENSATION PLAN - NON EXEMPT
FISCAL YEAR ~~2017-2018~~ 2018-2019

Updated 08.29.2018

Class

Step 7 & 8 available to employees
in these steps as of October 1, 2016

1

Step 1	Step 2	Step 3	Step 4	Step 5	Step 6	Max1 Step 7	
\$ 10.20	\$ 10.51	\$ 10.83	\$ 11.15	\$ 11.48	\$ 11.83	\$ 12.18	
<i>Animal Care Attendant</i>				<i>Golf Pro Shop Attendant</i>			
<i>Animal Control Specialist</i>				<i>Library Assistant</i>			
<i>Children's Services Librarian</i>				<i>Maintenance Worker</i>			
<i>Custodian</i>				<i>Plant Helper</i>			
<i>Equipment Operator I</i>				<i>Recycling Technician</i>			
<i>Equipment Service Worker</i>				<i>Utility Worker</i>			

2

Step 7 & 8 available to employees
in these steps as of October 1, 2016

Step 1	Step 2	Step 3	Step 4	Step 5	Step 6	Max1 Step 7	Max2 Step 8
\$ 10.61	\$ 10.93	\$ 11.26	\$ 11.60	\$ 11.94	\$ 12.30	\$ 12.67	\$ 13.05
<i>Circulation Librarian</i>				<i>Reference/Information Librarian</i>			
<i>Customer Service Representative</i>				<i>Technical Services Assistant</i>			

3

Step 1	Step 2	Step 3	Step 4	Step 5	Step 6
\$ 11.04	\$ 11.37	\$ 11.71	\$ 12.06	\$ 12.42	\$ 12.79
<i>Pump Operator</i>					

4

Step 1	Step 2	Step 3	Step 4	Step 5	Step 6
\$ 11.48	\$ 11.83	\$ 12.18	\$ 12.55	\$ 12.92	\$ 13.31

5

Step 1	Step 2	Step 3	Step 4	Step 5	Step 6
\$ 11.94	\$ 12.30	\$ 12.66	\$ 13.04	\$ 13.43	\$ 13.84
<i>Animal Control Specialist</i>					
<i>Inventory Clerk</i>					
<i>Tourism Services Technician</i>					

6

Step 7 & 8 available to employees
in these steps as of October 1, 2016

Step 1	Step 2	Step 3	Step 4	Step 5	Step 6		Max2 Step 8
\$ 12.41	\$ 12.79	\$ 13.17	\$ 13.57	\$ 13.97	\$ 14.39		\$ 15.26
<i>Customer Billing Specialist</i>				<i>GIS Technician</i>			
<i>Deputy Clerk</i>				<i>Meter Reader Technician</i>			
<i>Engineering Technician</i>				<i>Telecommunications Operator</i>			
<i>Equipment Operator II</i>				<i>Street Equipment Operator I</i>			

7

Step 1	Step 2	Step 3	Step 4	Step 5	Step 6
\$ 12.91	\$ 13.30	\$ 13.70	\$ 14.11	\$ 14.53	\$ 14.97
<i>Administrative Assistant I</i>					

8

Step 1	Step 2	Step 3	Step 4	Step 5	Step 6
\$ 13.43	\$ 13.86	\$ 14.24	\$ 14.67	\$ 15.11	\$ 15.56
<i>Accounting Assistant</i>					

CITY OF KINGSVILLE
CLASSIFICATION AND COMPENSATION PLAN - NON EXEMPT
FISCAL YEAR ~~2017-2018~~ 2018-2019

Step 7 & 8 available to employees
in these steps as of October 1, 2016

9

Step 1	Step 2	Step 3	Step 4	Step 5	Step 6		Max-- Step 8
\$ 13.96	\$ 14.38	\$ 14.81	\$ 15.26	\$ 15.72	\$ 16.19		\$ 17.17

A/P Specialist

Accounting Assistant

Administrative Assistant II

Assistant Library Administrator

Digital Services Librarian

Equipment Operator III

Help Desk Technician

Maintenance Technician

Street Equipment Operator II

Water/Wastewater Operator

Welder/Fabricator

10

Step 1	Step 2	Step 3	Step 4	Step 5	Step 6
\$ 14.52	\$ 14.96	\$ 15.41	\$ 15.87	\$ 16.34	\$ 16.83

Human Resource Specialist

Lab Technician

Payroll Specialist

11

Step 1	Step 2	Step 3	Step 4	Step 5	Step 6
\$ 15.10	\$ 15.56	\$ 16.02	\$ 16.50	\$ 17.00	\$ 17.51

Community Appearance Inspector

Lead Maintenance Technician

Street Equipment Operator III

Lead Telecommunications Operator

Paralegal

12

Step 1	Step 2	Step 3	Step 4	Step 5	Step 6
\$ 15.71	\$ 16.18	\$ 16.66	\$ 17.16	\$ 17.68	\$ 18.21

13

Step 1	Step 2	Step 3	Step 4	Step 5	Step 6
\$ 16.34	\$ 16.82	\$ 17.33	\$ 17.85	\$ 18.38	\$ 18.94

Foreman

14

Step 1	Step 2	Step 3	Step 4	Step 5	Step 6
\$ 16.99	\$ 17.50	\$ 18.02	\$ 18.56	\$ 19.12	\$ 19.69

Street Foreman

15

Step 1	Step 2	Step 3	Step 4	Step 5	Step 6
\$ 17.67	\$ 18.20	\$ 18.74	\$ 19.31	\$ 19.88	\$ 20.48

Building Inspector

Crime Scene Specialist

Health Inspector I

16

Step 1	Step 2	Step 3	Step 4	Step 5	Step 6
\$ 18.37	\$ 18.93	\$ 19.49	\$ 20.08	\$ 20.68	\$ 21.30

Engineer's Assistant

17

Step 1	Step 2	Step 3	Step 4	Step 5	Step 6
\$ 19.11	\$ 19.68	\$ 20.27	\$ 20.88	\$ 21.51	\$ 22.15

Facilities & Event Specialist

Health Inspector II

OTHER

POSITIONS

Min	
\$ 10.00	\$ 7.50

Seasonal/Temporary Employees

Example of positions include: Pool Manager/Attendants/Instructors/Lifeguards, Recreational Assistants, etc.

CITY OF KINGSVILLE
CLASSIFICATION AND COMPENSATION PLAN - NON EXEMPT
FISCAL YEAR ~~2017-2018~~ 2018-2019

Step increases are calculated from Step placement at time of hire. Employees progress to the next Step upon completion of 1 year, 3 year, 6th year, 10th year and 15th year or until reach Step 6. Steps 7 & Step 8 are limited to employees in those steps as of October 1, 2016.

- STEP 1** New Hire-
- STEP 2** Step following completion of one (1) year of employment.
- STEP 3** Step for eligible employees with three (3) years of current uninterrupted City service.
- STEP 4** Step for eligible employees with six (6) years of current uninterrupted City service.
- STEP 5** Step for eligible employees with ten (10) years of current uninterrupted City service.
- STEP 6** Step for eligible employees with fifteen (15) years of current uninterrupted City service.

~~**Classification Step** Maximum step due to FY 16-17 reclassification; individuals in this step not eligible for additional steps.~~
~~**Classification Step** Maximum step due to FY 16-17 reclassification; individuals in this step not eligible for additional steps.~~

The hourly chart shall be relevant to all non-exempt, non-civil service employees maintaining a position in the same CLASS, unless otherwise approved by the City Manager.

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

Class/Grade/	Monthly	Per Pay Period Basis *	Class/Grade/Unit	Monthly	Per Pay Period Basis *
TCEQ 1 or D	\$30.00	\$13.85	TCEQ II or B	\$55.00	\$25.39
TCEQ C	\$40.00	\$18.47	TCEQ III or A	\$85.00	\$39.24

* Rounding may be required for payroll purposes.

CITY OF KINGSVILLE
CLASSIFICATION COMPENSATION PLAN - EXEMPT
FISCAL YEAR ~~2017-2018~~ 2018-2019

	Minimum	Midpoint	Maximum
EXECUTIVE OFFICER – 1	\$ 103,098	\$ 124,967	\$ 146,836
City Manager			
EXECUTIVE OFFICER - 2	\$ 93,513	\$ 113,349	\$ 133,185
City Attorney			
Municipal Court Judge			
MANAGEMENT LEVEL EXEMPT CLASS - 1	\$ 76,933	\$ 93,252	\$ 109,571
City Engineer			
Finance Director			
Fire Chief			
Police Chief			
MANAGEMENT LEVEL EXEMPT CLASS - 2	\$ 73,720	\$ 88,812	\$ 104,354
Assistant City Attorney			
Economic Development Director			
Planning & Development Services Director			
Public Works Director			
MANAGEMENT LEVEL EXEMPT CLASS - 3	\$ 63,293	\$ 76,719	\$ 90,145
Human Resources Director			
Parks and Recreation Director			
Tourism Services Director			
MANAGEMENT LEVEL EXEMPT CLASS - 4	\$ 60,279	\$ 73,066	\$ 85,852
Health Director			
Library Director			
MANAGEMENT LEVEL EXEMPT CLASS - 5	\$ 54,675	\$ 66,273	\$ 77,870
Risk Manager			
MANAGEMENT LEVEL EXEMPT CLASS - 6	\$ 47,230	\$ 57,249	\$ 67,267
Accounting Manager			
Building Official			
Capital Improvements Manager			
City Secretary			
Facilities Manager			
Golf Course Manager			
Information Technology Manager			
Parks Manager			
Purchasing Manager			
MANAGEMENT LEVEL EXEMPT CLASS - 7	\$ 42,839	\$ 51,926	\$ 61,013
Accounting Supervisor			
Collection's Supervisor			
Communication's Supervisor			
Community Appearance Supervisor			
Downtown Manager			
<u>Facilities Supervisor</u>			
Garage Supervisor			
Municipal Court Supervisor			
Staff Accountant			
Solid Waste Supervisor			
Street Supervisor			
Systems Specialist			
Wastewater Supervisor			
Water Production Supervisor			
Water Supervisor			

~~MANAGEMENT LEVEL EXEMPT CLASS~~ STEP PROGRAM - ANNIVERSARY INCREASES BASED ON CURRENT POSITION

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

AGENDA ITEM #7

RESOLUTION NO. 2018-_____

A RESOLUTION AMENDING THE CITY OF KINGSVILLE ADMINISTRATIVE POLICIES AND PROCEDURES MANUAL, POLICY NO. 720.01- DESIGNATION OF HOLIDAYS

WHEREAS, the City Commission previously adopted an administrative policy handbook for employees on August 28, 2006 and it is now being proposed that Policy No. 720.01-Designation of Holidays be amended to add three additional holidays (President's Day, Columbus Day, and New Year's Eve); and

WHEREAS, the requested change does not significantly impact the City financially; and

WHEREAS, the policy change provides additional holidays to bring the City's holiday calendar closer to that of other public entities;

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

I.

THAT Policy No. 720.01-Designation of Holidays, attached as Exhibit A, is hereby approved;

II.

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

III.

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

PASSED AND APPROVED by a majority vote of the City Commission on the 10th day of September, 2018.

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney

POLICY NO. 720.01 DESIGNATION OF HOLIDAYS

Certain days are official holidays for the City as declared by the City Commission. These "official City holidays" are:

Description of Holiday	Date of Holiday
New Year's Day	January 1 st each year
Martin Luther King, Jr. Day	Third Monday in January each year
President's Day	Third Monday in February
Good Friday	Friday before Easter each year
Memorial Day	Last Monday in May each year
Independence Day	July 4 th each year
Labor Day	First Monday in September each year
Columbus Day	Second Monday in October
Veteran's Day	November 11 th each year
Thanksgiving Day and Day after Thanksgiving	Fourth Thursday in November and Friday following
Christmas Day	December 25 th each year
Day before OR Day after Christmas (City Manager's discretion)	December 24 th OR 26 th each year
New Year's Eve	December 31 st each year

When an official City holiday falls on a Saturday, the preceding Friday will be considered the official holiday. When an official City holiday falls on a Sunday, the following Monday will be considered the official holiday.

For each of the official City holidays, it will be the policy of the City to permit as many Employees as possible to be given the day off from work. The welfare of the City's residents, however, dictate that certain Employees will be required to work in order to maintain operations of essential City functions.

Employees desiring to observe religious holidays that do not coincide with the official City holidays may be granted time off without pay for their observance. Such Employees may use accrued paid holiday or vacation leave time in such circumstances.

~~Approved: August 28, 2006~~
Draft 08.29.2018 --- Draft Effective Date: 10.01.2018

AGENDA ITEM #8

RESOLUTION NO. 2018-_____

A RESOLUTION AMENDING THE CITY OF KINGSVILLE ADMINISTRATIVE POLICIES AND PROCEDURES MANUAL, POLICY NO. 720.02-COMPENSATION FOR HOLIDAYS.

WHEREAS, the City Commission previously adopted an administrative policy handbook for employees on August 28, 2006 and it is now being proposed that Policy No. 720.02-Compensation for Holidays be amended to allow part-time employees to be eligible under the policy; and

WHEREAS, the requested change does not significantly impact the City financially; and

WHEREAS, the policy change provides additional incentives to attract and retain part-time employees;

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

I.

THAT Policy No. 720.02-Compensation for Holidays, attached as Exhibit A, is hereby approved;

II.

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

III.

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

PASSED AND APPROVED by a majority vote of the City Commission on the 10th day of September, 2018.

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney

POLICY NO. 720.02 COMPENSATION FOR HOLIDAYS

Full-time and Part-time non-civil service employees shall be entitled to be paid Holidays according to Policy 720.01 Designation of Holidays. ~~Part-time, Temporary and or Seasonal employees are ineligible for Holiday compensation.~~ The number of hours in a Holiday is defined as the normal daily shift hours of a department. Work which ~~occurs~~ begins during 12:00 a.m. and 11:59 p.m. on the official Holiday shall be compensated at 1½ times an employee's regular rate of pay.

If a Holiday falls on an employee's regular day off, the employee shall be eligible for time off or receive straight pay for the day. The time off and hours of straight pay is equivalent to a normal shift for the department. Employees must notify their supervisor of their choice by the end of the pay period in which a Holiday occurs. If straight pay is requested, it will be paid during the pay period in which the Holiday occurs. If time off is requested, it must be scheduled and taken prior to the end of the existing fiscal year.

If a Holiday falls on an employee's regularly scheduled work day, the employee shall receive 1½ times the employee's regular rate of pay for actual hours worked on the Holiday. The employee is also eligible for time off or straight pay for the Holiday. The time off and hours of straight pay is equivalent to a normal shift for the department. Employees must notify their supervisor of their choice by the end of the pay period in which a Holiday occurs. If straight pay is requested, it will be paid during the pay period in which the Holiday occurs. If time off is requested, it must be scheduled and taken prior to the end of the existing fiscal year.

Employees on a leave of absence without pay on the Holiday or on the scheduled work day immediately preceding or following the Holiday shall not receive pay for the Holiday.

Holidays falling within an Employee's vacation period or within a period of absence properly chargeable to sick leave shall not be counted against vacation or sick leave. *(The hours of Vacation and/or Sick leave scheduled on the Holiday shall remain on the books and the employee shall be paid for the Holiday at the employee's regular rate of pay.)*

Approved: August 28, 2006
Draft 08.29.2018 --- Draft Effective Date: 10.01.2018

AGENDA ITEM #9

**City of Kingsville
Finance Department**

TO: Mayor and City Commissioners
CC: Jesus A. Garza, City Manager
FROM: Deborah Balli, Director of Finance
DATE: August 30, 2018
SUBJECT: Budget Amendment-End of Year Deficit Accounts

Summary:

This item authorizes the approval of an end of year budget amendment to cover deficit accounts.

Background:

At the end of Fiscal Year 17-18, the following budget amendments are needed to cover deficit funds.

General Fund- Fund 001

Landfill

Remove \$318,216 Machinery/Equipment & Other Income – Lease Purchase budget for item purchased through capital lease prior fiscal year.

Fire

Remove \$330,422 Machinery/Equipment & Other Income – Lease Purchase budget for item purchased through capital lease prior fiscal year.

Law Enforcement Officers Stand-Police – Fund 009

Police

Record revenue and expenditures for funds received in FY 17-18.

Utility Fund Debt Service – Fund 012

Debt Service

Increase Paying Agent Fees by \$250 for FY17-18 fees.

Texas Parks & Wildlife Community Outdoor Grant – Fund 078



**City of Kingsville
Finance Department**

Parks

Record \$17,534.02 in State Grant Revenue and Parks Expenditures to roll over grant into FY17-18.
Transfer excess grant match of \$3,589.89 (transferred in prior year) back to General Fund – Fund 001.

Economic Development Fund – Fund 098

EDC

Include Tax Payment of \$19,595.89 on 11-acre property in FY17-18 instead of FY18-19.

Financial Impact:

This budget amendment will have the following effects on fund balances:

Fund 001 – General Fund – Increase \$3,589.89

Fund 009 – Law Enf Off Stand – Police – No effect

Fund 012 – UF Debt Service – Decrease \$250

Fund 078 – Texas Parks & Wildlife Grant – Decrease \$3,589.89 to close out fund

Fund 098 – Economic Development Fund – Decrease \$19,595.89

Recommendation:

Staff recommends authorization of this end of year budget amendment.



ORDINANCE NO. 2018-_____

AN ORDINANCE AMENDING THE FISCAL YEAR 2017-2018 BUDGET TO COVER END OF YEAR DEFECIT ACCOUNTS.

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 2017-2018 budget be amended as follows:

**CITY OF KINGSVILLE
DEPARTMENT EXPENSES
BUDGET AMENDMENT**

Dept No.	Dept Name	Account Name	Account Number	Budget Increase	Budget Decrease
Fund 001 - General Fund					
Revenues					
4-0000		Transfer From Fund 078	75078	\$ 3,589.89	
4-1702	Landfill	Other Inc- Lease Purchase	59947		\$ 318,216
4-2200	Fire	Other Inc- Lease Purchase	59947		\$ 330,422
Expenses					
5-1703	Landfill	Machinery/Equipment	71200		\$ 318,216
5-2200	Fire	Machinery/Equipment	71200		\$ 330,422
Fund 009 - Law Enf Off Stand Police					
Revenues					
4-2100		State Grants	72010	\$ 910	
Expenses					
5-2100		Subscriptions	33100	\$ 910	
Fund 012 - UF Debt Service					
Equity					
2		Unreserved Fund Balance	61002		\$ 250
Expenses					
5-5100		Paying Agent Fees	63100	\$ 250	

Fund 078 - Texas Parks & Wildlife Community Outdoor Grant**Equity**

2	Restricted - Federal/State Programs	61002	\$ 3,589.89
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Revenues

4-0000	State Grants	72010	\$ 17,534.02
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Expenses

5-4503	Parks	Salaries & Wages	11100	\$ 3,158.18
5-4503	Parks	Minor Eq/Furniture	21700	\$ 5,953.49
5-4503	Parks	Recreational Programs	31499	\$ 4,922.35
5-4503	Parks	Machinery/Equipment	71200	\$ 3,500.00
5-6900	Fund Trsfrs	Transfer To General Fund	80001	\$ 3,589.89

Fund 098 - Economic Development Fund**Equity**

2	Unassigned Fund Balance	61002	\$ 19,595.89
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Expenses

5-1060	Professional Services	31400	\$ 19,595.89
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[To amend the City of Kingsville FY 17-18 Budget to transfer funds to cover deficit funds with end of year transfers as per the attached memo from the Director of Finance.

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

INTRODUCED on this the 10th day of September, 2018.

PASSED AND APPROVED on this the ___ day of September, 2018.

EFFECTIVE DATE:_____

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney

AGENDA ITEM #10

**City of Kingsville
Public Works**

TO: Mayor and City Commissioners

CC: Jesus A. Garza, City Manager

FROM: William Donnell, Public Works Director

DATE: August 30, 2018

SUBJECT: Water Conservation Management Plan Update

Summary:

This Water Conservation Management Plan identifies water conservation goals and plans.

Background:

The Water Conservation Management Plan was adopted by Ordinance #2010-21. This conservation plan updates the water service capacities, water supply sources, wastewater treatment facilities including goals and long-range plans by the City of Kingsville.

Financial Impact:

The Water Conservation Management Plan has minimal financial impact to the utility revenues.

Recommendation:

Staff recommends approval of this Water Conservation Management Plan.



ORDINANCE NO. 2018-_____

AMENDING THE CITY OF KINGSVILLE CODE OF ORDINANCES BY AMENDING CHAPTER V, ARTICLE 3, WATER, SECTIONS 100-103; PROVIDING FOR UPDATED INFORMATION IN THE WATER CONSERVATION MANAGEMENT PLAN; 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.

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

I.

THAT Sections 5-3-100 through 5-3-103 of Article 3: Water of Chapter V, Public Works of the Code of Ordinances of the City of Kingsville, Texas, shall be adopted to read as follows:

**WATER CONSERVATION
MANAGEMENT PLAN**

§ 5-3-100 BRIEF DESCRIPTION OF PLANNING AREA

The City of Kingsville in Kleberg County provides water utility service to portions of approximately 13.6 sq. mi. Service is provided throughout the City limits and to portions of Kleberg County which lie near the City limits. The service population is approximately 26,215 ~~25,575~~. This includes service to Texas A&M Kingsville and Naval Air Station Kingsville (NAS) which are the two major consumers of water. The sources of the City's water supply are groundwater which is composed of 7 wells drilled into the Goliad Aquifer, and surface water which is treated by City of Corpus Christi and purchased from the South Texas Water Authority.

The City also provides wastewater collection and treatment services to nearly all the residents and commercial establishments within the City limits. There are two wastewater treatment plants, the North Plant, capacity of 3MGD and the South Plant, capacity of 1MGD.

§ 5-3-101 UTILITY EVALUATION DATA

Projecting future population and water requirements based on historical patterns do not follow state trends. Although the population of Texas is growing, Kingsville's population has remained constant over the past 10 years. The ~~2000~~2010 census reports a population of 26,215 ~~25,575~~ and estimated

~~2008~~2016 demographics by ~~Workforce Stats~~ the U.S. Census Bureau are ~~26,782~~ 26,071. The population has remained fairly stable as the major employers: Texas A&M University-Kingsville, NAS-Kingsville and Celanese have maintained their employment base. The major factor affecting future population is the status of NAS-Kingsville and the Federal Base Closure Committee. If NAS-Kingsville is reduced or closed, the potential decrease in population could be as much as 2,500 employees. Another alternative is a similar increase in population if the Base Closure Committee closes the NAS in Meridian, Mississippi and those forces are relocated to Kingsville.

At this time, Kingsville's water supply is more than double the demand. Average daily demand is ~~3.8~~ 3.6 million gallons per day (mgd) and our current pumping capacity is ~~42.8~~ 14.7 mgd. Peak demand was ~~5.3~~ 4.9 mgd. Our per capita consumption is ~~152~~ 141 gallons per day, which represents ~~3.8~~ 3.7 mgd. The remaining pumping capacity of ~~9~~ 9.8 mgd is used for city utility usage, commercial supply, firefighting purposes and other emergency conditions. If an additional 2,500 people moved to Kingsville, the average daily demand could be expected to increase to ~~4.4~~ 4.0 mgd based on per capita consumption. Even with a corresponding increase in commercial usage, the existing supply would be sufficient

~~Appendix A contains a Utility Evaluation Data Form which is the basis of these figures.~~

§ 5-3-102 NEED FOR GOALS OF THE PROGRAM

The major goal of Kingsville's Water Conservation Plan is to reduce gallons per capita per day (gpcd) of water consumption. Currently the daily gpcd water consumption is ~~152~~ 141. It is the goal of the City of Kingsville to reduce daily gpcd water consumption by 1% each year resulting in a gpcd of ~~144.40~~ 135.40 in the year ~~2014~~ 2022.

Additionally, the City of Kingsville has made long range plans for maintaining the City's groundwater supply at least the same capacity as the present, 8mdg. If production from existing wells should fall below this, a replacement well will be required. However, careful investigation and consideration of the location for replacement wells will be made in order to minimize draw down and over pumping the aquifer.

§ 5-3-103 LONG-TERM WATER CONSERVATION PLAN ELEMENTS

A. Education and Information

The City intends to use public notification and education through the local newspaper, the Kingsville Record; the Public Access station on local Cable-TV station (CMA, KingTV69, KvllTV18); local radio station (KTAI); and area news media such as the Corpus Christi Caller-Times newspaper and the three network

affiliate television stations in Corpus Christi: (Channels 3, 6, 10). Brochures prepared by the Texas Water Development Board with general information concerning water conservation will be distributed to new customers when applying for service.

Other information such as indoor water conservation and landscaping water conservation are distributed to the public at special events such as Earth Day, school functions, Water Utility Awareness Week etc.

B. Conservation-Oriented Water Rate Structure

The current water rate structure (increasing block rate) should promote water conservation practices.

C. Metering Program

The City completed a residential meter accuracy test in 2017 and is planning to replace radio read devices on meters in FY 2019 change-out program ~~replacing all meters within the City in 2006~~. The City also has a meter testing program. The Utility Billing Department has a portable meter tester which is utilized in the field for meter testing. All meters six inch and larger are to be tested annually for accuracy and for deviations from 100% greater or less than 2%, the meter is re-calibrated.

D. Leak detection and repair

The City will maintain its program as follows:

1. Utility Billing automatically separates high usage readings from the other billings. These are re-read for accuracy. If there is actually high usage, the customer is notified to check for leaks.

2. Monthly comparisons of total water sales and water produced.

3. Continuous monitoring of storage tanks to detect water main breaks.

4. Visual inspection by meter readers and City employees for abnormal conditions indicating leaks.

5. Prompt repair of water system leaks and water main breaks.

6. Implementation and Enforcement

Except as provided for by other existing City ordinances, compliance with the City's water conservation program will be voluntary. The user charges for the water system are substantial; therefore, voluntary compliance with water conservation measures should be effective.

7. Periodic Review and Evaluation

The City of Kingsville will evaluate the effectiveness of this plan annually and report the progress towards the City's stated goals to the

Texas Water Development Board until all financial obligations to the State have been discharged.

8. Water-Conserving Landscape Programs

The City of Kingsville actively supports the efforts of the local Kingsville Gardeners Club and Keep Kingsville Beautiful Committee. This committee of volunteers has conducted several demonstrations and educational events to inform citizens about the use of native, drought tolerant plants in local landscaping.

9. Distribution System Pressure Control

The City's water supply controls operate on a Supervisory Control and Data Acquisition System which monitors storage tank levels and converts that information into pressure readings. There is continual monitoring of these readings. Furthermore, pressure indicators and recorders have been installed in two critical points in the distribution system. This information is also monitored at least daily. These pressure indicators alert City personnel if severe changes occur which are then investigated immediately.

10. Water Recycling and Reuse Programs

The City of Kingsville has an as needed wastewater reuse program for the L.E. Ramey Golf Course to use effluent water for irrigation purposes.

11. Five-year and Ten-year targets

The City of Kingsville has goals to reduce the total gpcd by 1% each year resulting in a gpcd of ~~144.40~~ 133.95 in the year ~~2014~~ 2023 and a gpcd of ~~135.28~~ 126.90 in the year ~~2020-2028~~. Water loss expressed in gpcd also has a goal of 1% reduction each year resulting in a water loss gpcd of ~~7.50~~ 4.75 in the year ~~2014~~ 2023 and a gpcd of ~~7.03~~ 4.5 in the year ~~2020-2028~~.

~~APPENEDIX A (attached)~~

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 10th day of September, 2018.

PASSED AND APPROVED on this the 24th day of September, 2018.

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney

AGENDA ITEM #11

**City of Kingsville
Public Works**

TO: Mayor and City Commissioners

CC: Jesus A. Garza, City Manager

FROM: William Donnell, Public Works Director

DATE: August 30, 2018

SUBJECT: Drought Contingency Plan Update

Summary:

This update brings public awareness of possible actions/restrictions during water shortages to protect public health, safety and welfare. This plan is a requirement as part of TCEQ compliance.

Background:

The Drought Contingency Plan was adopted by Ordinance #2002-14. This plan identifies the criteria for initiation and termination, drought response stages and potential impacts to water customers.

Financial Impact:

The Drought Contingency Plan has no financial impact to the City.

Recommendation:

Staff recommends approval of this drought contingency plan.



ORDINANCE #2018-_____

AMENDING THE CITY OF KINGSVILLE CODE OF ORDINANCES BY AMENDING CHAPTER V, ARTICLE 3, WATER, SECTIONS 72, 77 & 78, PROVIDING FOR ADDITIONAL PUBLIC EDUCATION METHOD, UPDATED TRIGGERS, AND UPDATED NOTIFICATION; 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.

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

I.

THAT Sections 5-3-72, 5-3-77, and 5-3-78 of Article 3: Water of Chapter V, Public Works of the Code of Ordinances of the City of Kingsville, Texas, shall be amended to read as follows:

...

§ 5-3-72 PUBLIC EDUCATION

The City of Kingsville will periodically provide the public with information about the Plan, including information about the conditions under which each stage of the Plan is to be initiated or terminated and the drought response measures to be implemented in each stage. This information will be provided by means of a public meetings, utility bill inserts, city website and/or publication in a newspaper of general circulation.

...

§ 5-3-77 CRITERIA FOR INITIATION AND TERMINATION OF DROUGHT RESPONSE STAGES

The City Manager or his/her designee shall monitor water supply and/or demand conditions on a weekly basis and shall determine when conditions warrant initiation or termination of each stage of the Plan, that is, when the specified "triggers" are reached. Customer notification of the initiation or termination of drought response stages will be made by mail and/or publication in a newspaper of general circulation.

The triggering criteria described below are based on groundwater capacity limits.

ORDINANCE #2018-_____

AMENDING THE CITY OF KINGSVILLE CODE OF ORDINANCES BY AMENDING CHAPTER V, ARTICLE 3, WATER, SECTIONS 72, 77 & 78, PROVIDING FOR ADDITIONAL PUBLIC EDUCATION METHOD, UPDATED TRIGGERS, AND UPDATED NOTIFICATION; 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.

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

I.

THAT Sections 5-3-72, 5-3-77, and 5-3-78 of Article 3: Water of Chapter V, Public Works of the Code of Ordinances of the City of Kingsville, Texas, shall be amended to read as follows:

...

§ 5-3-72 PUBLIC EDUCATION

The City of Kingsville will periodically provide the public with information about the Plan, including information about the conditions under which each stage of the Plan is to be initiated or terminated and the drought response measures to be implemented in each stage. This information will be provided by means of a public meetings, utility bill inserts, city website and/or publication in a newspaper of general circulation.

...

§ 5-3-77 CRITERIA FOR INITIATION AND TERMINATION OF DROUGHT RESPONSE STAGES

The City Manager or his/her designee shall monitor water supply and/or demand conditions on a weekly basis and shall determine when conditions warrant initiation or termination of each stage of the Plan, that is, when the specified "triggers" are reached. Customer notification of the initiation or termination of drought response stages will be made by mail and/or publication in a newspaper of general circulation.

The triggering criteria described below are based on groundwater capacity limits.

Stage 1 Triggers -- MILD Water Shortage Conditions

Requirements for initiation

Customers shall be requested to voluntarily conserve water and adhere to the prescribed restrictions on water uses, defined in Section 5-3-76 Definitions when the criteria described as follows occurs. The City of Kingsville will recognize that a mild water shortage exists when the capacity of the City of Kingsville's groundwater wells is equal to or less than 90 percent of the original capacity (approximately ~~5.0~~ 7.4 million gallons per day), and the total daily water demand equals or exceeds 6.0 million gallons for 3 consecutive days.

Requirements for termination

Stage 1 of the Plan may be rescinded when all of the conditions listed as triggering events have ceased to exist for a period of 7 consecutive days.

Stage 2 Triggers -- MODERATE Water Shortage Conditions

Requirements for initiation

Customers shall be required to comply with the requirements and restrictions on certain non-essential water uses provided in Section 5-3-78 of this Plan when the criteria described as follows occurs. The City of Kingsville will recognize that a moderate water shortage exists when the capacity of the City of Kingsville's groundwater wells is equal to or less than 85 percent of the original capacity (approximately ~~4.6~~ 7.0 million gallons per day), and the total daily water demand equals or exceeds 7.0 million gallons for 3 consecutive days.

Requirements for termination

Stage 2 of the Plan may be rescinded when all of the conditions listed as triggering events have ceased to exist for a period of 15 consecutive days. Upon termination of Stage 2, Stage 1 becomes operative.

Stage 3 Triggers -- SEVERE Water Shortage Conditions

Requirements for initiation

Customers shall be required to comply with the requirements and restrictions on certain non-essential water uses for Stage 3 of this Plan when the criteria described as follows occurs. The City of Kingsville will recognize that a severe water shortage exists when the capacity of the City of Kingsville's groundwater wells is equal to or less than 80 percent of the original capacity (approximately ~~4.4~~ 6.6 million gallons per day), and the total daily water demand equals or exceeds 7.5 million gallons for 3 consecutive days.

Requirements for termination

Stage 3 of the Plan may be rescinded when all of the conditions listed as triggering events have ceased to exist for a period of 30 consecutive days. Upon termination of Stage 3, Stage 2 becomes operative.

Stage 4 Triggers -- EMERGENCY Water Shortage Conditions

Requirements for initiation

Customers shall be required to comply with the requirements and restrictions on certain non-essential water uses for Stage 4 of this Plan when the criteria described as follows occurs. The City of Kingsville will recognize that an emergency water shortage exists when:

1. Major water line breaks, or pump or system failures occur, which cause unprecedented loss of capability to provide water service; **or**
2. Natural or man-made contamination of the water supply source(s).

Requirements for termination

Stage 4 of the Plan may be rescinded when all of the conditions listed as triggering events have ceased to exist for a period of 7 consecutive days. Upon termination of Stage 4, Stage 3 becomes operative.

Stage 5 Triggers -- WATER ALLOCATION

Requirements for initiation

Customers shall be required to comply with the water allocation plan prescribed in Section 5-3-78 of this Plan and comply with the requirements and restrictions for Stage 4 - EMERGENCY Water Shortage Conditions of this Plan when the City Manager determines that water shortage conditions threaten public health, safety and welfare.

Requirements for termination

Water allocation may be rescinded when all of the conditions listed as triggering events have ceased to exist for a period of 15 consecutive days.

§ 5-3-78 DROUGHT RESPONSE STAGES

The City Manager, or his/her designee, shall monitor water supply and/or demand conditions on a daily basis and, in accordance with the triggering criteria set forth in Section 5-3-77 of this Plan, shall determine that a mild, moderate, severe, emergency or water shortage condition exists and shall implement the following notification procedures:

Notification

Notification of the Public:

The City Manager or his/her designee shall notify the public by means of publication in a newspaper of general circulation, direct mail, and/or public service announcements.

Additional Notification:

The City Manager or his/her designee shall notify directly or cause to be notified directly, the following individuals and entities:

Mayor and members of the City Commission
Fire Chief
City and/or County Emergency Management Coordinator
County Judge and Commissioners
State Disaster District/Department of Public Safety
~~TNRCC~~ TCEQ (required when mandatory restrictions are imposed)
Major water users
Critical water users, i.e. hospitals
~~Parks/Street superintendents and~~ Public Facilities Managers

Stage 1 Response -- MILD Water Shortage Conditions

Goal: Achieve a voluntary 10% percent reduction in total water use.

Supply Management Measures:

The City of Kingsville will prohibit the use of ornamental fountains, reduce or discontinue flushing of water mains and schedule meetings with large water users, industrial and commercial to exchange information regarding methods of saving water.

Voluntary Water Use Restrictions:

- (a) Water customers are requested to voluntarily limit the irrigation of landscaped areas to Sundays and Thursdays for customers with a street address ending in an even number (0, 2, 4, 6 or 8), and Saturdays and Wednesdays for water customers with a street address ending in an odd number (1, 3, 5, 7 or 9), and to irrigate landscapes only between the hours of midnight and 10:00 a.m. and 8:00 p.m. to midnight on designated watering days.

(b) All operations of the City of Kingsville shall adhere to water use restrictions prescribed for Stage 2 of the Plan.

(c) Water customers are requested to practice water conservation and to minimize or discontinue water use for non-essential purposes.

Stage 2 Response -- MODERATE Water Shortage Conditions

Goal: Achieve a 15% percent reduction in total water use.

Supply Management Measures:

Continue Stage 1 measures and implement any additional regulations and prohibitions.

Water Use Restrictions:

Under threat of penalty for violation, the following water use restrictions shall apply to all persons:

- (a) Irrigation of landscaped areas with hose-end sprinklers or automatic irrigation systems shall be limited to Sundays and Thursdays for customers with a street address ending in an even number (0, 2, 4, 6 or 8), and Saturdays and Wednesdays for water customers with a street address ending in an odd number (1, 3, 5, 7 or 9), and irrigation of landscaped areas is further limited to the hours of 12:00 midnight until 10:00 a.m. and between 8:00 p.m. and 12:00 midnight on designated watering days. However, irrigation of landscaped areas is permitted at anytime if it is by means of a hand-held hose, a faucet filled bucket or watering can of five (5) gallons or less, or drip irrigation system.
- (b) Use of water to wash any motor vehicle, motorbike, boat, trailer, airplane or other vehicle is prohibited except on designated watering days between the hours of 12:00 midnight and 10:00 a.m. and between 8:00 p.m. and 12:00 midnight. Such washing, when allowed, shall be done with a hand-held bucket or a hand-held hose equipped with a positive shutoff nozzle for quick rises. Vehicle washing may be done at any time on the immediate premises of a commercial car wash or commercial service station. Further, such washing may be exempted from these regulations if the health, safety, and welfare of the public is contingent upon frequent vehicle cleansing, such as garbage trucks and vehicles used to transport food and perishables.

- (c) Use of water to fill, refill, or add to any indoor or outdoor swimming pools, wading pools, or jacuzzi-type pools is prohibited except on designated watering days between the hours of 12:00 midnight and 10:00 a.m. and between 8 p.m. and 12:00 midnight.
- (d) Operation of any ornamental fountain or pond for aesthetic or scenic purposes is prohibited except where necessary to support aquatic life or where such fountains or ponds are equipped with a recirculation system.
- (e) Use of water from hydrants shall be limited to fire fighting, related activities, or other activities necessary to maintain public health, safety, and welfare, except that use of water from designated fire hydrants for construction purposes may be allowed under special permit from the City of Kingsville.
- (f) Use of water for the irrigation of golf course greens, tees, and fairways is prohibited except on designated watering days between the hours 12:00 midnight and 10:00 a.m. and between 8 p.m. and 12:00 midnight. However, if the golf course utilizes a water source other than that provided by the City of Kingsville, the facility shall not be subject to these regulations.
- (g) All restaurants are prohibited from serving water to patrons except upon request of the patron.
- (h) The following uses of water are defined as non-essential and are prohibited:
 - 1. wash down of any sidewalks, walkways, driveways, parking lots, tennis courts, or other hard-surfaced areas;
 - 2. use of water to wash down buildings or structures for purposes other than immediate fire protection;
 - 3. use of water for dust control;
 - 4. flushing gutters or permitting water to run or accumulate in any gutter or street; and
 - 5. failure to repair a controllable leak(s) within a reasonable period after having been given notice directing the repair of such leak(s).

Stage 3 Response -- SEVERE Water Shortage Conditions

Goal: Achieve a 25% reduction in total water use.

Supply Management Measures:

Continuation of restrictions set forth in previous conditions and implementation of additional regulations or prohibitions.

Water Use Restrictions: All requirements of Stage 2 shall remain in effect during Stage 3 except:

- (a) Irrigation of landscaped areas shall be limited to designated watering days between the hours of 12:00 midnight and 10:00 a.m. and between 8 p.m. and 12:00 midnight and shall be by means of hand-held hoses, hand-held buckets, drip irrigation, or permanently installed automatic sprinkler system only. The use of hose-end sprinklers is prohibited at all times.
- (b) The watering of golf course tees is prohibited unless the golf course utilizes a water source other than that provided by the City of Kingsville.
- (c) The use of water for construction purposes from designated fire hydrants under special permit is to be discontinued.

Stage 4 Response -- Emergency Water Shortage Conditions

Goal: Achieve a 35% reduction in total water use.

Supply Management Measures:

Continuation of restrictions set forth in previous conditions and implementation of additional regulations or prohibitions by the South Texas Water Authority.

Water Use Restrictions. All requirements of Stage 2 and 3 shall remain in effect during Stage 4 except:

- (a) Irrigation of landscaped areas is absolutely prohibited.
- (b) Use of water to wash any motor vehicle, motorbike, boat, trailer, airplane or other vehicle is absolutely prohibited.
- (c) The filling, refilling, or adding of water to swimming pools, wading pools, and jacuzzi-type pools is prohibited.
- (d) Operation of any ornamental fountain or pond for aesthetic or scenic purposes is prohibited except where necessary to support

aquatic life or where such fountains or ponds are equipped with a recirculation system.

- (e) No application for new, additional, expanded, or increased-in-size water service connections, meters, service lines, pipeline extensions, mains, or water service facilities of any kind shall be approved, and time limits for approval of such applications are hereby suspended for such time as this drought response stage or a higher-numbered stage shall be in effect.
- (f) Irrigation of landscaped areas shall be limited to designated watering days between the hours of 6:00 a.m. and 10:00 a.m. and between 8 p.m. and 12:00 midnight and shall be by means of hand-held hoses, hand-held buckets, or drip irrigation only. The use of hose-end sprinklers or permanently installed automatic sprinkler system are prohibited at all times.

Stage 5 Response -- WATER ALLOCATION

In the event that water shortage conditions threaten public health, safety, and welfare, the City Manager is hereby authorized to allocate water according to the following water allocation plan:

Single-Family Residential Customers

The allocation to residential water customers residing in a single-family dwelling shall be as follows:

Persons per Household	Gallons per Month
1 or 2	6,000
3 or 4	7,000
5 or 6	8,000
7 or 8	9,000
9 or 10	10,000
11 or more	12,000

"Household" means the residential premises served by the customer's meter. "Persons per household" includes only those persons currently physically residing at the premises and expected to reside there for the entire billing period. It shall be assumed that a particular customer's household is comprised of two (2) persons unless the customer notifies the City of Kingsville of a greater number of persons per household on a form prescribed by the City Manager. The City of Kingsville shall give his/her best effort to see that such forms are mailed, otherwise provided,

or made available to every residential customer. If, however, a customer does not receive such a form, it shall be the customer's responsibility to go to the City of Kingsville offices to complete and sign the form claiming more than two (2) persons per household. New customers may claim more persons per household at the time of applying for water service on the form prescribed by the City Manager. When the number of persons per household increases so as to place the customer in a different allocation category, the customer may notify the City of Kingsville on such form and the change will be implemented in the next practicable billing period. If the number of persons in a household is reduced, the customer shall notify the City of Kingsville in writing within two (2) days. In prescribing the method for claiming more than two (2) persons per household, the City Manager shall adopt methods to insure the accuracy of the claim. Any person who knowingly, recklessly, or with criminal negligence falsely reports the number of persons in a household or fails to timely notify the City of Kingsville of a reduction in the number of person in a household shall be fined not less than \$ 100.00.

Residential water customers shall pay the following surcharges:

- \$5.00 for the first 1,000 gallons over allocation.
- \$8.00 for the second 1,000 gallons over allocation.
- \$16.00 for the third 1,000 gallons over allocation.
- \$40.00 for each additional 1,000 gallons over allocation.

Surcharges shall be cumulative.

Master-Metered Multi-Family Residential Customers

The allocation to a customer billed from a master meter which jointly measures water to multiple permanent residential dwelling units (e.g., apartments, mobile homes) shall be allocated 6,000 gallons per month for each dwelling unit. It shall be assumed that such a customer's meter serves two dwelling units unless the customer notifies the City of Kingsville of a greater number on a form prescribed by the City Manager. The City Manager shall give his/her best effort to see that such forms are mailed, otherwise provided, or made available to every such customer. If, however, a customer does not receive such a form, it shall be the customer's responsibility to go to the City of Kingsville offices to complete and sign the form claiming more than two (2) dwellings. A dwelling unit may be claimed under this provision whether it is occupied or not. New customers may claim more dwelling units at the time of applying for water service on the form prescribed by the City Manager. If the number of dwelling units served by a master meter is reduced, the customer shall notify the City of Kingsville in writing within two (2) days. In prescribing the method for claiming more than two (2) dwelling units, the City Manager

shall adopt methods to insure the accuracy of the claim. Any person who knowingly, recklessly, or with criminal negligence falsely reports the number of dwelling units served by a master meter or fails to timely notify the City of Kingsville of a reduction in the number of person in a household shall be fined not less than \$ 200.00. Customers billed from a master meter under this provision shall pay the following monthly surcharges:

\$ 5.00 for 1,000 gallons over allocation up through 1,000 gallons for each dwelling unit.

\$ 8.00, thereafter, for each additional 1,000 gallons over allocation up through a second 1,000 gallons for each dwelling unit.

\$16.00, thereafter, for each additional 1,000 gallons over allocation up through a third 1,000 gallons for each dwelling unit.

\$40.00, thereafter for each additional 1,000 gallons over allocation.

Surcharges shall be cumulative.

Commercial Customers

A monthly water allocation shall be established by the City Manager, or his/her designee, for each nonresidential commercial customer other than an industrial customer who uses water for processing purposes. The non-residential customer's allocation shall be approximately 75 percent of the customer's usage for corresponding month's billing period for the previous 12 months. If the customer's billing history is shorter than 12 months, the monthly average for the period for which there is a record shall be used for any monthly period for which no history exists. Provided, however, a customer, 75 percent of whose monthly usage is less than 6,000 gallons, shall be allocated 6,000 gallons. The City Manager shall give his/her best effort to see that notice of each non-residential customer's allocation is mailed to such customer. If, however, a customer does not receive such notice, it shall be the customer's responsibility to contact the City of Kingsville to determine the allocation. Upon request of the customer or at the initiative of the City Manager, the allocation may be reduced or increased if, (1) the designated period does not accurately reflect the customer's normal water usage, (2) one nonresidential customer agrees to transfer part of its allocation to another nonresidential customer, or (3) other objective evidence demonstrates that the designated allocation is inaccurate under present conditions. A customer may appeal an allocation established hereunder to the City Manager. Nonresidential commercial customers shall pay the following surcharges:

Customers whose allocation is 6,000 gallons through 20,000 gallons per month:

\$ 5.00 per thousand gallons for the first 1,000 gallons over allocation.

\$ 8.00 per thousand gallons for the second 1,000 gallons over allocation.

\$16.00 per thousand gallons for the third 1,000 gallons over allocation.

\$40.00 per thousand gallons for each additional 1,000 gallons over allocation.

Customers whose allocation is 21,000 gallons per month or more:

One times the block rate for each 1,000 gallons in excess of the allocation up through 5 percent above allocation.

Three times the block rate for each 1,000 gallons from 5 percent through 10 percent above allocation.

Five times the block rate for each 1,000 gallons from 10 percent through 15 percent above allocation.

Ten times the block rate for each 1,000 gallons more than 15 percent above allocation.

The surcharges shall be cumulative. As used herein, "block rate" means the charge to the customer per 1,000 gallons at the regular water rate schedule at the level of the customer's allocation.

Industrial Customers

A monthly water allocation shall be established by the City Manager, or his/her designee, for each industrial customer, which uses water for processing purposes. The industrial customer's allocation shall be approximately 90 percent of the customer's water usage baseline. Ninety (90) days after the initial imposition of the allocation for industrial customers, the industrial customer's allocation shall be further reduced to 85 percent of the customer's water usage baseline. The industrial customer's water use baseline will be computed on the average water use for the 36-month period ending prior to the date of implementation of Stage 2 of the Plan. If the industrial water customer's billing history is shorter than 36 months, the monthly average for the period for which there is a record shall be used for any monthly period for which no billing history exists. The City Manager shall give his/her best effort to see that notice of each industrial customer's allocation is mailed to such customer. If, however, a customer does not receive such notice, it shall be the customer's responsibility to contact the City of Kingsville to determine the allocation, and the allocation shall be fully effective notwithstanding the lack of receipt of written notice. Upon request of the customer or at the

initiative of the City Manager, the allocation may be reduced or increased, (1) if the designated period does not accurately reflect the customer's normal water use because the customer had shutdown a major processing unit for repair or overhaul during the period, (2) the customer has added or is in the process of adding significant additional processing capacity, (3) the customer has shutdown or significantly reduced the production of a major processing unit, (4) the customer has previously implemented significant permanent water conservation measures such that the ability to further reduce water use is limited, (5) the customer agrees to transfer part of its allocation to another industrial customer, or (6) if other objective evidence demonstrates that the designated allocation is inaccurate under present conditions. A customer may appeal an allocation established hereunder to the City Manager. Industrial customers shall pay the following surcharges:

Customers whose allocation is 6,000 gallons through 20,000 gallons per month:

- \$ 5.00 per thousand gallons for the first 1,000 gallons over allocation.
- \$ 8.00 per thousand gallons for the second 1,000 gallons over allocation.
- \$16.00 per thousand gallons for the third 1,000 gallons over allocation.
- \$40.00 per thousand gallons for each additional 1,000 gallons over allocation.

Customers whose allocation is 21,000 gallons per month or more:

- One times the block rate for each 1,000 gallons in excess of the allocation up through 5 percent above allocation.
- Three times the block rate for each 1,000 gallons from 5 percent through 10 percent above allocation.
- Five times the block rate for each 1,000 gallons from 10 percent through 15 percent above allocation.
- Ten times the block rate for each 1,000 gallons more than 15 percent above allocation.

The surcharges shall be cumulative. As used herein, "block rate" means the charge to the customer per 1,000 gallons at the regular water rate schedule at the level of the customer's allocation.

...

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 10th day of September, 2018.

PASSED AND APPROVED on this the 24th day of September, 2018.

Effective Date: _____

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney

AGENDA ITEM #12

**City of Kingsville
Purchasing Department**

TO: Mayor and City Commissioners

CC: Jesus A. Garza, City Manager

FROM: Charlie Sosa, Purchasing Manager

DATE: September 6, 2018

SUBJECT: RFP#18-13 KPD Law Enforcement Software

Summary: This item authorizes the award of RFP#18-13 and for the City to negotiate a contract with E-Force Software for the KPD Law Enforcement Software for the City of Kingsville. The Law Enforcement Software will provide CAD/RMS software for the Kingsville Police Department.

Background: We published Request for Proposal #18-13 in the newspaper on August 5, 2018 and August 12, 2018. Requests for Proposal were accepted until 2:00 PM on August 28, 2017. Three responses were received. They came from E-Force Software, NovoTrax Public Safety, and Mark 43. Staff reviewed RFP #18-13 and found the information received to be responsive. The KPD Law Enforcement Software Committee reviewed qualifications and discussed the three firms RFP's based on Experience, Capacity to Perform Certifications approved by Department of Public Safety. The KPD Law Enforcement Software Committee recommends E-Force Software to be the best value to the city for the City of Kingsville KPD Law Enforcement Software. The KPD Law Enforcement Software Committee consisted of Police Chief Ricardo Torres, Lt. Julian Cavazos, Noe Sosa-KPD IT, Lt. Brad Lile, Sgt. Brad Allen, Monica Flores-KPD Telecommunications Supervisor, and Charlie Sosa-Purchasing Manager.

EFORCE

- eForce has been in the law enforcement software industry for over 20 years and has an established working product used by multiple departments across the nation with 63 departments using the software in the State of Texas.
- eForce is already NIBRS compliant so they will only be required to provide 1 months worth of data to the DPS to show that they have less than a 4% error rate in their compilation of data.
- eForce understands law enforcement in Texas.



City of Kingsville Purchasing Department

- Cost is irrelevant as it is paid for by the grant.
- eForce will allow you to share data with Kingsville A&M University PD and other Texas eForce customers

NovoTrax Public Safety

- currently does not have any law enforcement users for its software. It's parent company NovoTrax Patient Flow & Room Management has an excellent reputation in the health industry but that says nothing for their Public Safety product.
- Viewed a presentation by company rep where he was unable to produce a working demonstration of law enforcement software.
- Admitted that we would be a "Beta" site for implementation of NovoTrax Public Safety Software.
- New Public Safety software companies are started every day and a lot of them fail.
- Trying to implement an unproven software could be a public safety risk.

Mark43

- RFP asked that software language is C#
 - Uses programming language:
 - REACT/js (front-end)
 - Java (back-end)
- No ability to create and post briefings
- No ability to custom forms (i.e. agency specific DUI form) that can be populated by the RMS data. (Custom Forms Module)
- No eCitation software.

Financial Impact:

Total amount of contract for the Law Enforcement Software is not expected to exceed \$224,654.53, which is budgeted for through grant funds. The Commission approved the submission of the grant via Resolution #2018-25 signed on April 9, 2018 and the funds are budgeted in the FY18-19 budget.

Recommendation:

It is recommendation the City: 1) award RFP#18-13 to E-Force Software and 2) authorize staff to negotiate a contract with E-Force Software (from 1047 South 100 West Suite 130 Logan UT, 84321) for the KPD Law Enforcement Software for the City of Kingsville, as per staff recommendation.



AGENDA ITEM #13



PRELIMINARY PROJECT AND FINANCING PLAN
TAX INCREMENT REINVESTMENT ZONE #1,
HISTORIC DOWNTOWN KINGSVILLE, TEXAS
August 31, 2018



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Exhibit A—“TIRZ #1, Historic Downtown, Legal Description”

Exhibit B— “Estimated Captured Appraised Value by Year”

1. OVERVIEW

1.1. Background

The City of Kingsville (The "City") is a Texas home rule municipality incorporated in 1911. Kingsville is located approx. 45 miles West of Corpus Christi and approx. 160 miles South of San Antonio. The City is the Kleberg County (The "County") seat of Government. As such, Kingsville is the largest city in the County and provides numerous indispensable services benefitting area residents county-wide. Kingsville is home to Texas A & M University - Kingsville, Naval Air Station - Kingsville, a Border Patrol station and Kleberg County Regional Airport which offers charter and private facilities.

Although Kingsville is home to many of the County's top services and amenities, its population growth experienced a decrease in population in the 1980s that recent population increases have yet to offset. The population Kingsville has closely tracked the population of Kleberg County, with only a small portion of the county population outside the city. While some population growth occurred in the 1920s and 1930s as a result of the founding of South Texas State Teachers College in 1925, the bulk of the historical growth was precipitated by the establishment of the Naval Air Station - Kingsville in 1942 shortly after the U.S. entered World War II. Enrollment at the University experienced a postwar boom until the 1970s, after which population growth slowed and then stopped. The population of the City is set to increase by roughly a third over the next three decades from 2010 to 2040. The Texas State Data Center, forecasts the population of Kingsville to increase to 32,274 by 2040. See Map Figure 1, City Limits and ETJ and Table Figure 2, Kingsville Population Trends.

Map Figure 1 - City Limits and ETJ

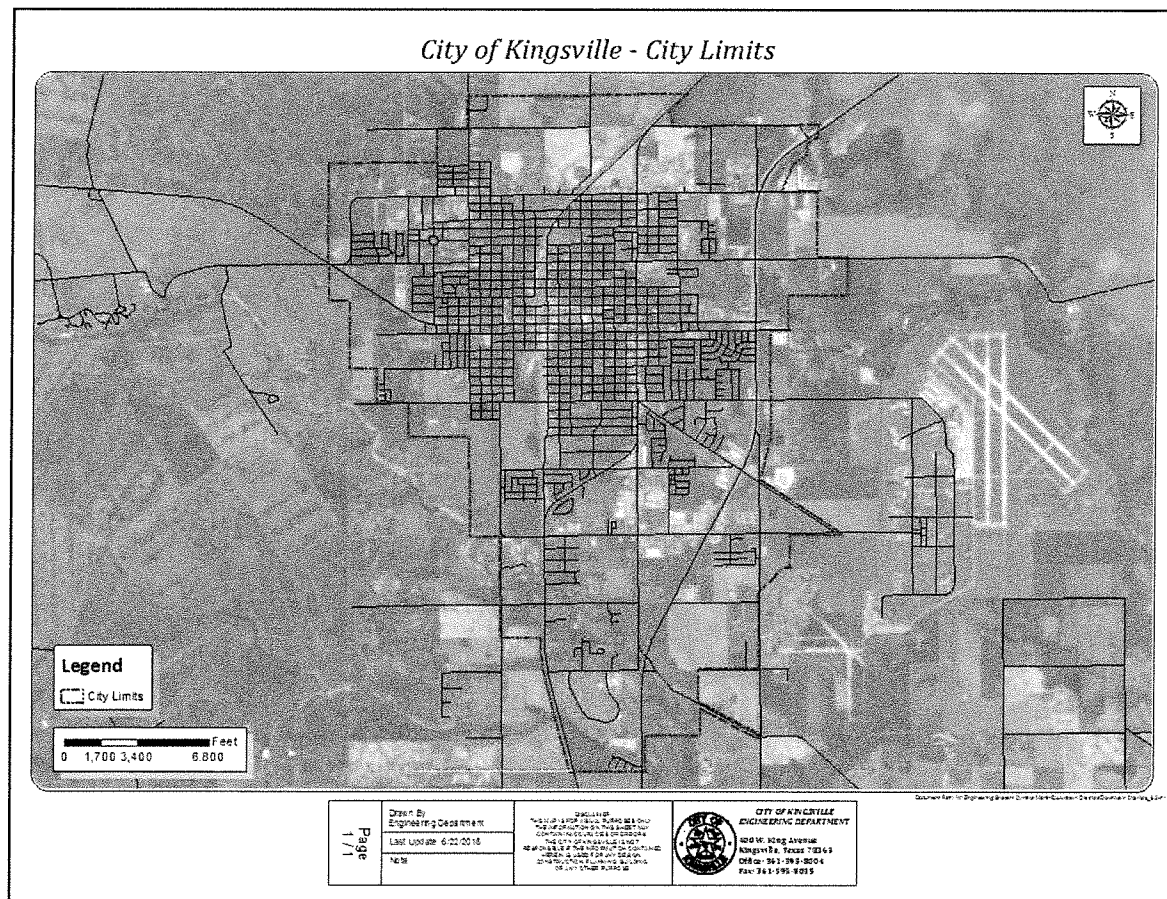


Table Figure 2, Kingsville Population Trends

Table 2: Kingsville and Kleberg County: Population Growth, 1920-2050 (projected population for 2020-2050)

Year	Kingsville	Growth	Kleberg	Growth
1920	4,770	--	7,837	--
1930	6,815	42.9	12,451	58.9
1940	7,782	14.2	13,344	7.2
1950	16,898	117.1	21,991	64.8
1960	25,297	49.7	30,052	36.7
1970	28,995	14.6	33,166	10.4
1980	29,949	3.3	33,358	0.6
1990	25,276	-15.6	30,274	-9.2
2000	25,575	1.2	31,549	4.2
2010	26,213	2.5	32,061	1.6
2020	26,868	2.5	35,587	11.0
2030	29,447	9.6	39,003	9.6
2040	32,274	9.6	42,240	8.3
2050	34,920	8.2	45,746	8.3

Source: U.S. Census Bureau, Texas State Data Center

Attracting and incentivizing new commercial and economic growth is critical to the viability of the City of Kingsville. This Preliminary Project and Financing Plan outlines the City's specific opportunity to utilize Tax Increment Financing ("TIF") in accordance with the requirements of Chapter 311 of the Texas Tax Code to spur new economic growth in its Historic Downtown District.

1.2 The Challenge

1.2(a) Description of the Zone

Kingsville's citizens and leaders realize that in sustaining gradual, deliberate growth and attracting new economic development, we must preserve the intrinsic qualities that are unique to our town. In early 2017, the City developed a Vision Plan for Kingsville's Downtown identifying recommended land uses and the layout and form of the development/redevelopment, along with improvements relating to streets and parking areas, vehicular and pedestrian access and circulation, streetscaping and amenities, signage and lighting and infrastructure upgrades.

Downtown Kingsville, like many other downtown areas in towns of comparable size, was once the heart of the City and the center for commerce; however, once major thoroughfares were constructed, growth and business naturally gravitated south and Downtown Kingsville faced significant disinvestment and is still plagued by such declining growth today. *See Table Figure 3, Downtown Zone Taxable Value Analysis.*

Table Figure 3, Downtown Zone Taxable Value Analysis

YEAR	2015	2016	2017
INCREMENT	\$152,640	\$15,536	\$889,979
TOTAL	\$13,220,839	\$13,236,195	\$14,126,174
% CHANGE	1.15%	0.12%	6.30%

Average Annual Growth Rate = 2.52%

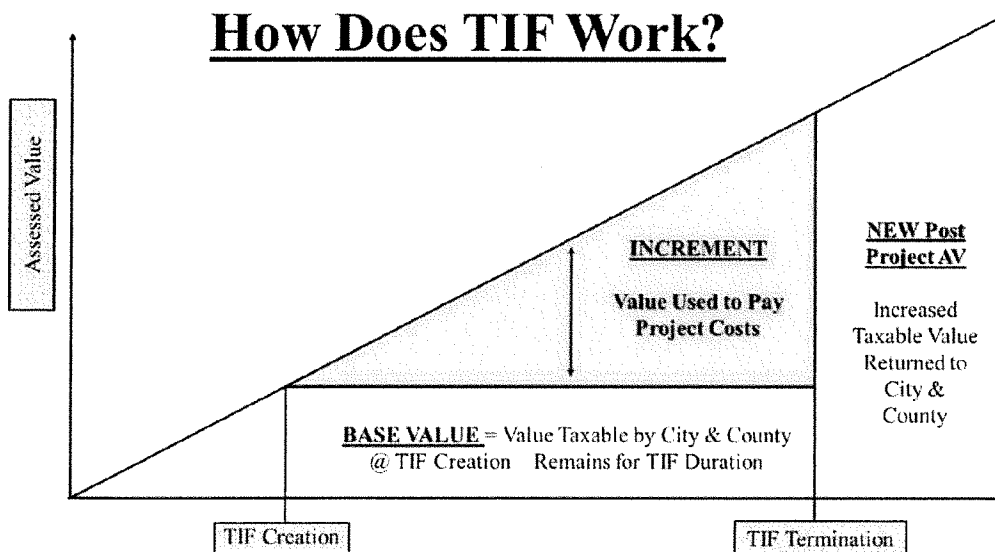
Accordingly, the City should work to re-establish Downtown Kingsville as a pedestrian commercial and entertainment destination and seize the economic opportunities therein.

The re-establishment of Downtown Kingsville is met with several specific challenges including:

- Substandard public infrastructure that impedes pedestrian sociability and mobility
- Numerous building vacancies and current aesthetics discourage development in the area
- Deteriorating façades need to be upgraded/improved to maintain historic integrity of the area

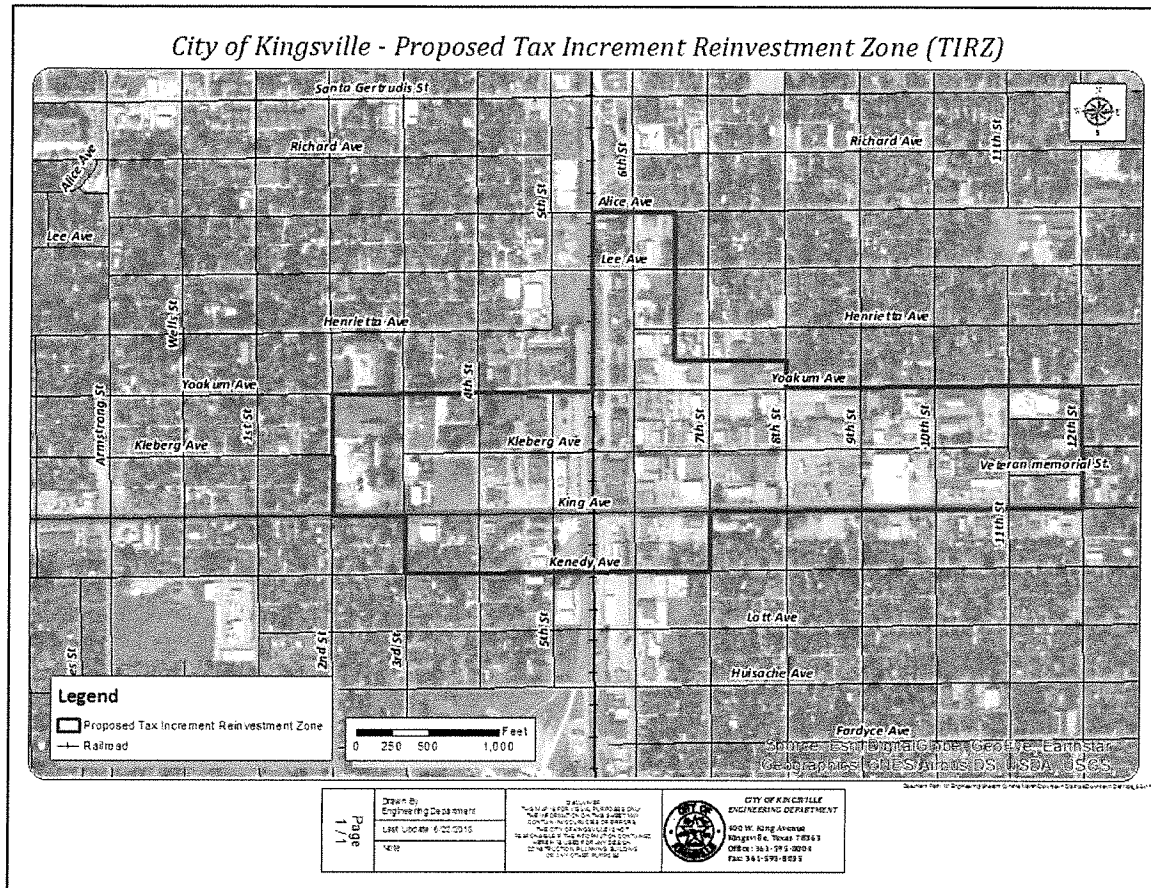
1.2(b) TIRZ Boundary

The City is requesting that the County participate in a Tax Increment Reinvestment Zone (“TIRZ” or “Zone”) to be created over certain commercial areas within Historic Downtown Plainview spanning 33 acres. Tax Increment Financing is a development tool available to the City to catalyze economic development in the downtown area. Increases in property tax revenues over and above the value of taxes paid within the Zone for 2018 are to be re-invested back into the area in the form of infrastructure improvements, façade upgrades, environmental remediation etc. Taxing jurisdictions continue to collect taxes on the base amount of assessed property values at the creation of the TIRZ for the life of the TIRZ. For a detailed explanation, see *How Does a TIRZ/TIF work?* below.



Map Figure 4, below, depicts the TIRZ boundary

Map Figure 4, TIRZ Boundary



The creation of a TIRZ in Historic Downtown Kingsville is justifiable under Section 311.005 of the Texas Tax Increment Financing Act since the area's present condition substantially impairs the City's growth due to the presence of a significant number of substandard or deteriorating structures. Additionally, the Historic Downtown District possesses inadequate sidewalks and street layouts that impede pedestrian mobility and inhibit economic growth.

Given these existing conditions, the feasibility for many types of desired development in Kingsville's Historic Downtown District is limited. The conditions outlined above will not be overcome or corrected without intervention and assistance from the public sector, therefore satisfying the general criteria for creation of the zone. The necessity for the TIRZ partnership is compelling because neither the City nor County can address Downtown's redevelopment issues alone.

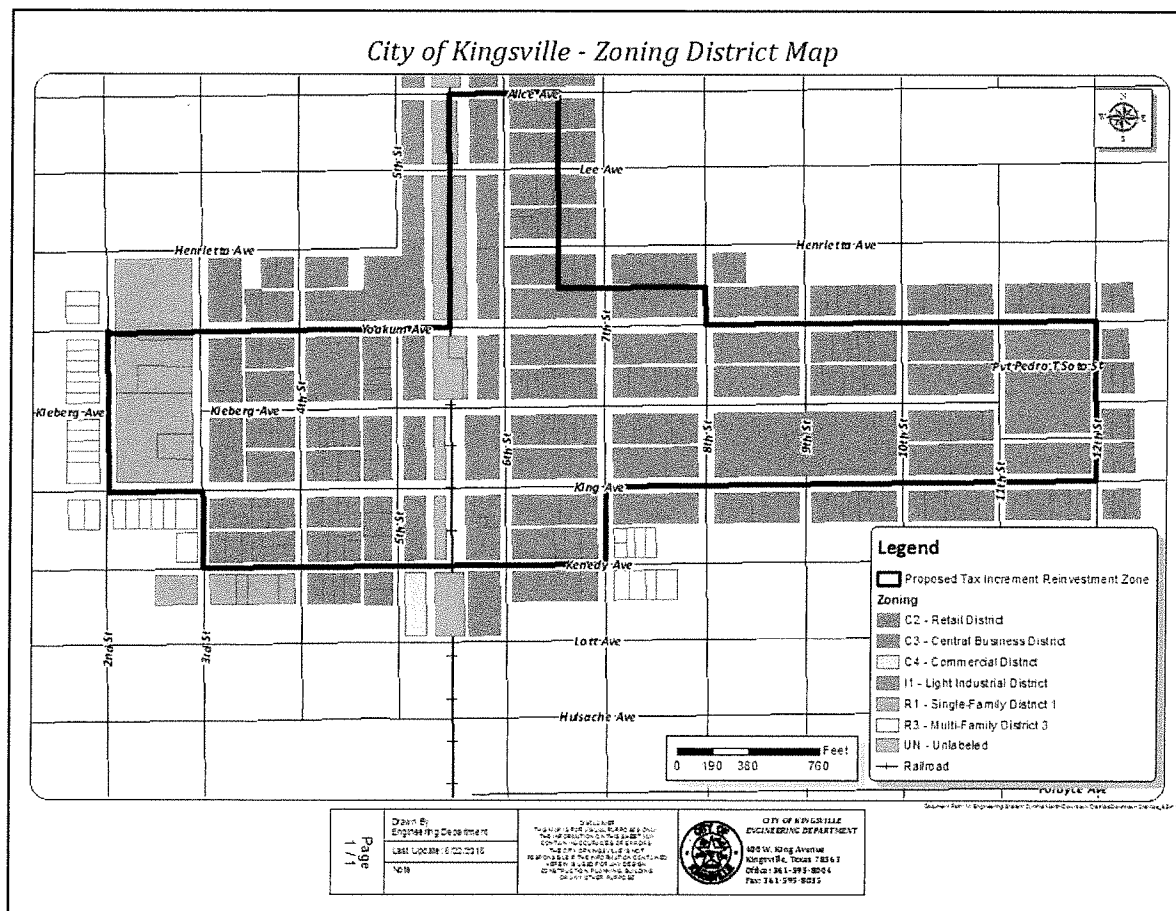
2. Preliminary Project Plan

This Project Plan and Reinvestment Zone Financing Plan ("The Plan") has been prepared in accordance with the requirements of Chapter 311 of the Texas Tax Code and outlines the improvements to be funded and implemented in Tax Increment Reinvestment Zone #1, Historic Downtown.

2.1 Existing Uses and Conditions, Proposed Uses— TEX. TAX CODE ANN. § 311.011(b) (1)

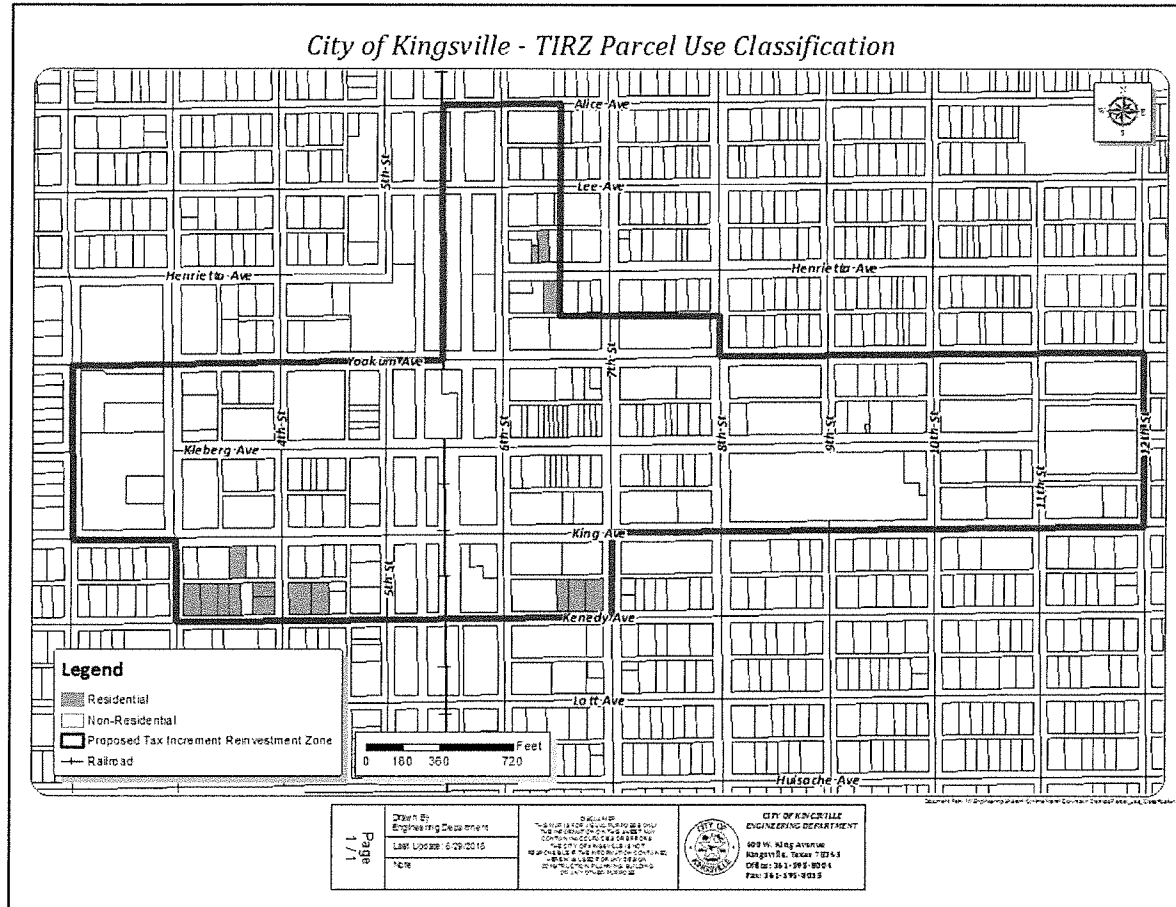
The bulk of TIRZ properties are zoned C3- Central Business District or C2- Retail with retail and limited R-1 residential uses throughout. All properties within the Historic Downtown District also carry the overlay district designation of "H Design Historic" for zoning purposes. See Map Figure 5, Zoning District Map.

Map Figure 5, Zoning District Map



Existing land use within the TIRZ is overwhelmingly commercial and public/non-profit, with 11% of properties within the TIRZ boundary (calculated in terms of acreage per parcel) used for residential purposes. See Map Figure 6 below "Kingsville TIRZ Parcel Use Classification."

Map Figure 6, TIRZ Parcel Use Classification



Key to the revitalization of downtown Kingsville is increasing the number of residential units in the area. There are currently many sites in the area that would be suitable for the development of infill housing units as well as multi-family housing complexes. These sites include vacant lots and unused buildings. City staff recently added zoning code provisions to enable and encourage loft apartments, residential above commercial and live/work units. Another important step would be to increase the lodging options within the Historic Downtown District. The District is lacking in restaurant and entertainment venues as are enhanced parks/public use spaces.

2.2 Method of Relocation—TEX. TAX CODE ANN. § 311.011(b) (4)

It is not anticipated that any TIRZ construction or TIRZ redevelopment projects will require relocation of displaced persons. In the event that residential properties are purchased by developers in connection with Project Plan construction or redevelopment, the City will assist displaced tenants in locating alternate housing.

3. REINVESTMENT ZONE FINANCING PLAN

The TIRZ is intended to provide a funding and/or reimbursement mechanism for major public infrastructure improvements along with various landscape, beautification and urban design components for Historic Downtown Kingsville. The Plan is comprehensive and long-term in nature

which will promote stability and sustainable economic opportunities in an area that is currently underutilized and not reaching its full potential.

3.1 Estimated Project Cost Description— TEX. TAX CODE ANN. § 311.011(c) (1)

The project costs below comply with the categories established in Section 311.002 of the Texas Tax Code as Project Costs that are eligible for TIF increment fund reimbursement. The dollar amounts are approximate based on assumptions of how the TIRZ may develop over the duration of the zone and are expressed in year 2018 dollars. Project costs may be adjusted to actual development plans, bid costs and/or for inflation. Approved projects shall commence as funds are available in the "TIF Fund" or are available from other sources.

Project Description

Kleberg Avenue Sidewalk Replacement Project

Project Cost Estimate

\$2,250,000.00

ITEM	QTY	UNIT	DESCRIPTION	UNIT PRICE	TOTAL PRICE
KLEBERG AVENUE SIDEWALK IMPROVEMENTS					
1	8,500	SY	REMOVE & REPLACE CONCRETE SIDEWALK	\$80.00	\$680,000.00
2	158	EA	ADA CURB RAMPS	\$2,500.00	\$395,000.00
3	65	EA	CROSSWALK STRIPING	\$500.00	\$32,500.00
4	7,800	LF	REMOVE & CONCRETE CURB	\$30.00	\$234,000.00
5	4,000	SY	PAVERS	\$60.00	\$240,000.00
6	1	LS	WATER UTILITY ADJUSTMENTS	\$20,000.00	\$20,000.00
7	1	LS	SEWER UTILITY ADJUSTMENTS	\$20,000.00	\$20,000.00
8	56	EA	LIGHTING INCLUDING ELECTRICAL	\$5,000.00	\$280,000.00
9	1	LS	LANDSCAPING	\$86,000.00	\$86,000.00
10	1	LS	TRAFFIC CONTROL	\$15,000.00	\$15,000.00
SUBTOTAL CONSTRUCTION COST					\$2,002,500.00
ENGINEERING					\$202,500.00
SURVEYING					\$22,500.00
CONSTRUCTION INSPECTION					\$22,500.00
TOTAL KLEBERG SIDEWALK REPLACEMENT PROJECT					\$2,250,000.00

TIRZ project costs will be funded at the discretion and approval of the TIRZ Board of Directors (The "Board") with the consent of the City Council. Costs that the Board finds necessary or convenient to the creation of the zone or to the implementation of the project plans for the zone will be considered as eligible project costs.

In addition to the projects outlined above, the following categories established in Section 311.002(1) of the Texas Tax Code as eligible project costs will be considered as such when appropriate and practicable:

(A) *Capital costs*, including the actual costs of the acquisition and construction of public works, public improvements, new buildings, structures, and fixtures; the actual costs of the acquisition, demolition, alteration, remodeling, repair, or reconstruction of existing buildings, structures, and fixtures; the actual costs of the remediation of conditions that contaminate public or private land or buildings; the actual costs of the preservation of the facade of a public or private building; the actual costs of the

demolition of public or private buildings; and the actual costs of the acquisition of land and equipment and the clearing and grading of land;

(B) *Financing costs*, including all interest paid to holders of evidences of indebtedness or other obligations issued to pay for project costs and any premium paid over the principal amount of the obligations because of the redemption of the obligations before maturity;

(C) *Real property assembly costs*;

(D) *Professional service costs*, including those incurred for architectural, planning, engineering, and legal advice and services;

(E) *Imputed administrative costs*, including reasonable charges for the time spent by employees of the municipality or county in connection with the implementation of a project plan;

(F) *Relocation costs*;

(G) *Organizational costs*, including the costs of conducting environmental impact studies or other studies, the cost of publicizing the creation of the zone, and the cost of implementing the project plan for the zone;

(H) *Interest* before and during construction and for one year after completion of construction, whether or not capitalized;

(I) *Operating cost* of the reinvestment zone and project facilities; and

(J) *Contributions* made by the municipality or county from general revenue for the implementation of the project plan.

It is anticipated that economic development loans or grants might be made to assist implementation of the Project Plan. The Board, with City Council's approval, shall have the authority to establish and administer economic development programs, including but not limited to grants and loans, authorized under Chapter 380 of the Texas Local Government Code. Should such grants or loans occur, it will be done with the intent to fulfill the public purposes of developing and diversifying the economy, eliminating unemployment/underemployment, and developing or expanding transportation, business and commercial activity in the TIRZ.

3.2 Kind, Number, Location of Proposed Public Improvements— TEX. TAX CODE ANN. § 311.011(c) (2)

The proposed public improvements of TIRZ #1, Historic Downtown, are meant to address and remediate specific challenges faced by the area, which, if not remedied by TIF intervention, will continue to substantially impair the City's growth. Current public infrastructure is substandard for pedestrian mobility purposes and the overall area aesthetics are unfriendly and uninviting. Accordingly, new sidewalks and curb, extensions for traffic calming, pedestrian crosswalks and ADA compliant ramps are proposed to increase pedestrian mobility and access in the area. In an effort to improve area aesthetics, ornamental street lights are proposed to evoke a sense of arrival and increased character in Historic Downtown. Redevelopment of the area is contemplated to materialize over the 30 year life of the TIRZ..

3.3 Economic Feasibility— TEX. TAX CODE ANN. § 311.011(c) (3)

The primary source of TIRZ revenue will be the ad valorem taxes generated on the annual incremental value above the base year value. Revenues will result from annual estimated inflationary growth on base property values and from new taxable values as construction and redevelopment occurs within the TIRZ. The table below shows expected TIF participation rates of the City and County respectively.

Jurisdiction	Tax Rate	% Participation	Duration
City of Kingsville	0.842200	100%	30 years
Kleberg County	0.828800	100%	30 years
Kingsville ISD	1.518900	100%	30 years
So TX Water	0.08294	100%	30 years
Combined TIF Rate		3.272842	

Assuming development occurs according to Exhibit C, "TIRZ #1, and Historic Downtown Revenue Model", the estimated cumulative combined City and County real property tax increments from within the TIRZ would total \$401,554.23 over the 30 year life of the zone. Expected tax increments are a result of the removal of the economic depreciation factor depressing the majority of downtown commercial property values.

With anticipated cumulative TIF fund receipts and the proposed TIF project costs expressed in terms of 2018 present value, the difference between anticipated receipts of \$401,554.23 and the TIRZ project cost list of \$2,225,000, creates a shortfall of \$1,823,445.77. In other words, some but not all of the total eligible project costs identified in Section 3.1 of this Plan can be paid from the TIF fund. To fund the balance of the outlined projects, supplemental funding must come from some combination of municipal bonds for capital improvements, City/County operating budgets or grants. Alternatively, some of the project cost items might not be constructed.

3.4 Estimate of Bonded Indebtedness to be Incurred— TEX. TAX CODE ANN. § 311.011(c) (4)

The City, in its sole discretion, may issue or cause to be issued bonds, notes or other obligations secured by tax increment revenues, the proceeds of which are used to pay for or reimburse Project Costs, capitalized interest, developer interest and costs of issuance of the bonds. The amount of bonds and bonded indebtedness will be a function of the availability of TIRZ revenues.

3.5 Estimated Time When Monetary Obligations are to be Incurred— TEX. TAX CODE ANN. § 311.011(c) (5)

The TIRZ may incur monetary obligations after contracts between the TIRZ and property developers are inspected, completed and accepted by the City. The build-out horizon for TIRZ improvements will largely be market-driven. As such, bond issuance may occur at appropriate times as determined by the City and will largely be dependent upon tax revenue amounts available in the TIF fund to reimburse developers according to executed construction agreements or for debt service. Project costs, administrative costs and costs related to the creation and organization of the TIRZ may be paid from the issuance of bonds, directly from tax increment revenue, or a combination thereof.

3.6 Methods and Sources of Financing— TEX. TAX CODE ANN. § 311.011(c) (6)

To ensure timely construction and redevelopment, the City may utilize both “pay-as-you-go” and other various methods of financing allowable under the Tax Increment Financing Act including the issuance of tax increment bonds. Any such bonds or notes are payable solely from the tax increment fund and must mature on or before the date by which the final payments of the tax increment into the tax increment fund are due. To the extent permitted by law, efforts will be made to leverage TIRZ funds with grants/public funds and other economic development tools.

The City may issue tax increment bonds by ordinance. Alternatively, the City may execute a service contract with a created Local Government Corporation (“LGC”) under Chapter 431 of the Texas Transportation Code to issue bonds on behalf of the City and manage the affairs of the TIRZ.

The increment amount of sales tax attributable to the TIRZ will not be deposited into the tax increment fund.

3.7 Current Appraised Value of Taxable Real Property— TEX. TAX CODE ANN. § 311.011(c) (7)

The base year value of all taxable real property within the designated TIRZ is \$14,126,174 as indicated by the 2017 Kleberg County Appraisal District tax roll. The base year value is approximately 18% of the total appraised value of all taxable real property in the City of Kingsville, or well within the 50% limit required by section 311.006(a)(2)(B) (Based on the 2017 total appraised value of all taxable real property in the municipality of \$ \$789,457,160.

Total value of privately owned property used for residential purposes within TIRZ #1, Historic Downtown is \$ 580,830 and privately owned property used for residential purposes accounts for approximately 4% of the total property (calculated in terms of acreage per parcel) in the TIRZ, which is within the 30% maximum allowed by section 311.006(a) (1) (*See Map Figure 6 for a more detailed explanation of calculations*).

3.8 Estimated Captured Appraised Value by Year— TEX. TAX CODE ANN. § 311.011 (c) (8)

Exhibit B, “Estimated Captured Appraised Value by Year” demonstrates the projected incremental tax value subject to capture throughout the life of the TIRZ.

3.9 Duration of Zone— TEX. TAX CODE ANN. § 311.011 (c) (9)

TIRZ #1, Historic Downtown Plainview, Texas shall exist for a term of 30 years. The TIRZ shall take effect immediately upon the passage of the ordinance creating it, lasting through December 31, 2046 (with final year’s tax to be collected by September 30, 2017) or at an earlier time designated by the City Council by ordinance. The City Council may determine, in its sole discretion that the TIRZ should be terminated prior to the designated termination date if there is insufficient private investment in the TIRZ, accelerated private investment in the TIRZ, or other good cause. City Council, by ordinance, may also terminate the TIRZ when all project costs and tax increment bonds, if any, including interest, have been paid in full.

NOTE: Per TEX. TAX CODE ANN. § 311.011(h), all amounts contained in this Preliminary Project Plan or Reinvestment Zone Financing Plan, including expenditures relating to project costs are considered estimates and do not act as a limitation on the items described herein.

Exhibit A – "TIRZ #1, Historic Downtown, Legal Description"

Beginning at a point that lies in the center of the intersection of 6th Street and Alice Avenue, said point also being described as the "Point of Beginning";

Thence due east along the centerline of the aforementioned Alice Avenue approximately two hundred ninety-one feet to a point that lies on the centerline of Alice Avenue north of Lots 10 and 11, Block 21 of the Original Town, said point also being the north-easternmost corner of the zone herein described;

Thence due south approximately one thousand forty-eight feet crossing Blocks 21, 28, and the northern half of Block 36 of the Original Town to a point that lies in the alley in Block 36 north of Yoakum Avenue;

Thence due east approximately seven hundred eighty-five feet to a point that lies on the centerline of 8th Street parallel with the alley in Blocks 37 and 38 of the Original Town;

Thence due south along the centerline of the aforementioned 8th Street approximately two hundred sixteen feet to a point that lies in the center of the intersection of 8th Street and Yoakum Avenue;

Thence due east along the centerline of the aforementioned Yoakum Avenue approximately two thousand eighty-five feet to a point that lies in the center of the intersection of 12th Street and Yoakum Avenue, said point also being the easternmost corner of the zone herein described;

Thence due south along the centerline of the aforementioned 12th Street approximately eight hundred sixty-one feet to a point that lies in the center of the intersection of 12th Street and King Avenue, said point also being parallel to the easternmost corner of the zone herein described;

Thence due west along the centerline of the aforementioned King Avenue approximately two thousand six hundred twenty-five feet to a point that lies in the center of the intersection of 7th Street and King Avenue;

Thence due south along the centerline of the aforementioned 7th Street approximately four hundred nineteen feet to a point that lies in the center of the intersection of 7th Street and Kenedy Avenue, said point also being the south-easternmost corner of the zone herein described;

Thence due west along the centerline of the aforementioned Kenedy Avenue approximately two thousand one hundred forty-one feet to a point that lies in the center of the intersection of 3rd Street and Kenedy Avenue, said point also being the south-westernmost corner of the zone herein described;

Thence due north along the centerline of the aforementioned 3rd Street approximately four hundred nineteen feet to a point that lies in the center of the intersection of 3rd Street and King Avenue;

Thence due west along the centerline of the aforementioned King Avenue approximately five hundred seven feet to a point that lies in the center of the intersection of 2nd Street and King Avenue, said point also being the westernmost corner of the zone herein described;

Thence due north along the centerline of the aforementioned 2nd Street approximately eight hundred sixty-one feet to a point that lies in the center of the intersection of 2nd Street and Yoakum Avenue, said point also being parallel to the westernmost corner of the zone herein described;

Thence due east along the centerline of the aforementioned Yoakum Avenue approximately one thousand two hundred thirty feet crossing the tract Park, Block Chamberlain Park, Lot N 382.06', (KISD Administrative Office & TEC) to a point that lies in the center of Yoakum Avenue parallel to the center of the Union Pacific Railroad Company railroad track south of tract Juan Mendiola, Lot 192, (Rincon de Santa Gertrudis), Acres 0.94;

Thence due north along the centerline of the aforementioned Union Pacific Railroad Company railroad track approximately one thousand two hundred fifty-eight feet crossing tracts Juan Mendiola, Lot 192, (Rincon de Santa Gertrudis), Acres 0.94 and Acres 0.87 to a point that lies on the centerline of the intersection of the railroad track and Alice Avenue, said point also being the north-westernmost corner of the zone herein described;

Thence due east along the centerline of the aforementioned Alice Avenue approximately two hundred ninety feet to the "Point of Beginning".

Exhibit B – “Estimated Captured Appraised Value by Year”

			COK -\$.69055	KC-\$.761970	KISD-\$.1.170000	STWA-\$.064224		
			Taxes Based on	Taxes Based	Taxes Based on	Taxes Base on		
			PY M&O Tax	on PY M&O	Taxes Based on	PY M&O Tax		
Base Year	Base Year	Taxable Value	Incremental	Rate	Tax Rate	PY M&O Tax Rate	Rate	Total
			Increase					
1	2017	14,126,174						
2	2018	14,482,154	355,980	2,458.22	2,712.46	4,164.96	228.62	9,564.26
3	2019	14,847,104	364,950	2,520.16	2,780.81	4,269.92	234.39	9,805.28
4	2020	15,221,251	374,147	2,583.67	2,850.89	4,377.52	240.29	10,052.37
5	2021	15,604,826	383,576	2,648.78	2,922.73	4,487.83	246.35	10,305.69
6	2022	15,998,068	393,242	2,715.53	2,996.38	4,600.93	252.56	10,565.40
7	2023	16,401,219	403,151	2,783.96	3,071.89	4,716.87	258.92	10,831.64
8	2024	16,814,530	413,311	2,854.12	3,149.30	4,835.74	265.44	11,104.60
9	2025	17,238,256	423,726	2,926.04	3,228.67	4,957.60	272.13	11,384.44
10	2026	17,672,660	434,404	2,999.78	3,310.03	5,082.53	278.99	11,671.32
11	2027	18,118,011	445,351	3,075.37	3,393.44	5,210.61	286.02	11,965.44
12	2028	18,574,585	456,574	3,152.87	3,478.96	5,341.91	293.23	12,266.97
13	2029	19,042,665	468,080	3,232.32	3,566.63	5,476.53	300.62	12,576.10
14	2030	19,522,540	479,875	3,313.78	3,656.50	5,614.54	308.20	12,893.02
15	2031	20,014,508	491,968	3,397.29	3,748.65	5,756.03	315.96	13,217.92
16	2032	20,518,874	504,366	3,482.90	3,843.11	5,901.08	323.92	13,551.01
17	2033	21,035,949	517,076	3,570.67	3,939.96	6,049.78	332.09	13,892.50
18	2034	21,566,055	530,106	3,660.65	4,039.25	6,202.24	340.46	14,242.59
19	2035	22,109,520	543,465	3,752.89	4,141.04	6,358.54	349.03	14,601.50
20	2036	22,666,680	557,160	3,847.47	4,245.39	6,518.77	357.83	14,969.46
21	2037	23,237,880	571,200	3,944.42	4,352.38	6,683.04	366.85	15,346.69
22	2038	23,823,474	585,595	4,043.82	4,462.05	6,851.46	376.09	15,733.43
23	2039	24,423,826	600,352	4,145.73	4,574.50	7,024.11	385.57	16,129.91
24	2040	25,039,306	615,480	4,250.20	4,689.78	7,201.12	395.29	16,536.38
25	2041	25,670,297	630,991	4,357.31	4,807.96	7,382.59	405.25	16,953.10
26	2042	26,317,188	646,891	4,467.11	4,929.12	7,568.63	415.46	17,380.32
27	2043	26,980,382	663,193	4,579.68	5,053.33	7,759.36	425.93	17,818.30
28	2044	27,660,287	679,906	4,695.09	5,180.68	7,954.90	436.66	18,267.32
29	2045	28,357,326	697,039	4,813.40	5,311.23	8,155.36	447.67	18,727.66
30	2046	29,071,931	714,605	4,934.70	5,445.07	8,360.87	458.95	19,199.60
			14,945,757	103,207.92	113,882.18	174,865.36	9,598.76	401,554.23

AGENDA ITEM #14