

City of Kingsville, Texas

AGENDA CITY COMMISSION TUESDAY, OCTOBER 15, 2019 REGULAR MEETING

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

I. Preliminary Proceedings.

OPEN MEETING

INVOCATION / PLEDGE OF ALLEGIANCE – (Mayor Fugate)

MINUTES OF PREVIOUS MEETING(S)

Special Meeting- August 20, 2019
Regular Meeting- August 26, 2019
Special Meeting- August 27, 2019
Regular Meeting- September 9, 2019
Regular Meeting- September 23, 2019

APPROVED BY:


Deborah Balli
Interim City Manager

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

1. Public Hearing on a request for an alcohol variance for a Mixed Beverage Permit (MB) and Beverage Cartage Permit (PE) for the establishment known as Kingsville Steakhouse at 2215 Brahma Blvd., Kingsville, Texas. (Interim Director of Planning & Development Services).
2. Public Hearing on a request to rezone KT&I Co., Block 17, Lot out of 3, also known as 1120 E. Senator Carlos Truan Blvd, Kingsville, Texas from R3 (Multi-Family Residential District) to C2 (Retail District), Ted Figueroa, applicant. (Interim 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, Condemnation Update, 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; Landfill Update, Building Maintenance, Construction Updates; Park Services - grant(s) update, miscellaneous park projects, Emergency Management, Administration –Workshop Schedule, Interlocal Agreements, Public Information, Health Department, Hotel Occupancy Report, Quiet Zone, SEP, Legislative Update, Proclamations, Employee Recognition, Health Plan Update, Tax Increment Zone Presentation, Main Street Downtown, Chapter 59 project, Financial Advisor, Wastewater Treatment Plant, Water And Wastewater Rate Study Presentation, Golf Course, Library Summer Programs, Grants Update. No formal action can be taken on these items at this time."

IV. Public Comment on Agenda Items.³

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

V.

Consent Agenda

Notice to the Public

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being discussed separately unless requested by a Commission Member in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon.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

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

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

1. Motion to approve final passage of an ordinance amending the Fiscal Year 2018-2019 budget to receive and expend funds for the donation from AEP for the TML Region 11 Meeting. (City Secretary).
2. Motion to approve final passage of an ordinance amending the Fiscal Year 2018-2019 budget to receive and expend funds for the donation from the Civitan Club for a therapeutic swing and a generational swing for Corral Park. (Parks Director).
3. Motion to approve final passage of an ordinance amending the Fiscal Year 2018-2019 budget to set aside additional cash match for the City's commitment to the County's EDA Grant for JK Northway Renovations. (Interim City Manager).
4. Motion to approve support of and participation in certain events and parades for Fiscal Year 2019-2020 as stated in the memo and attachments. (Downtown Manager).
5. Motion to approve renewal of membership with Electric Reliability Council of Texas (ERCOT) for 2020. (City Attorney).
6. Motion to approve a resolution authorizing the City to execute grant documents for the Texas Parks and Wildlife Department's Local Park Grant Program for the purpose of making park improvements at Dick Kleberg Park, with an anticipated cash match, authorizing the Parks & Recreation Director to submit the grant, execute the agreement, and act as the Grant Official on the City's behalf with such grant program. (previously named Jason Alfaro, now Susan Ivy). (Parks Director).

REGULAR AGENDA

CONSIDERATION OF MOTIONS, RESOLUTIONS, AND ORDINANCES:

VI. Items for consideration by Commissioners.⁴

7. Consider a request for an alcohol variance for a Mixed Beverage Permit (MB) and Beverage Cartage Permit (PE) for the establishment known as Kingsville Steakhouse at 2215 Brahma Blvd., Kingsville, Texas. (Interim Director of Planning & Development Services).
8. Consider introduction of an ordinance amending the zoning ordinance by changing the zoning map in reference to KT&I Co., Block 17, Lot out of 3, also known as 1120 E. Senator Carlos Truan Blvd, Kingsville, Texas, from R3 (Multi-Family Residential District) to C2 (Retail District), Ted Figueroa, applicant. (Interim Director of Planning & Development Services).
9. Discuss and consider request to remove barricades from an alley that runs between North 10th and North 12th Streets (parallel to E. Ave. A and E. Nettie). (Commissioner Pecos).
10. Discuss Caesar Street drainage and street improvement needs. (Commissioner Lopez).
11. Consider aesthetic design for new US 77 Overpass between General Cavazos and CR 2120. (City Engineer).
12. Consider a resolution authorizing the Police Chief to enter into an Interagency Agreement between the Kingsville Police Department and the Kleberg County Attorney Specialized Crimes and Narcotics Task Force for a 2015 Ford Interceptor. (Police Chief).
13. Consider a resolution authorizing the Police Chief to enter into an Interagency Agreement between the Kingsville Police Department and the Kleberg County Attorney Specialized Crimes and Narcotics Task Force for a 2016 Ford Interceptor. (Police Chief).
14. Consider out-of-state travel for the Tourism Director to attend the 2019 Cowboy Christmas Expo during the National Finals Rodeo in Las Vegas, New Mexico from December 12-15, 2019. (Tourism Director).
15. Consider a resolution approving the City of Kingsville Investment Policy and Investment Strategies; designating the City Manager, Director of Finance, and City Accounting Manager as the authorized City representatives with full authority for investment purposes and providing for disclosure of financial interest. (Finance Director).
16. Consider authorizing purchase of a mobile jetter unit for the Wastewater Department. (Public Works Director).
17. Consider final passage of an ordinance amending the City of Kingsville Code of Ordinances Chapter III-Administration, providing for revision of Article 1-City Commission). (City Attorney).
18. Executive Session: Pursuant to Section 551.087, Texas Government Code, Deliberations Regarding Economic Development Negotiations Exception, the City Commission shall convene in executive session to deliberate the offer of a financial or other incentive to a business prospect that the governmental body seeks to have locate, stay, or expand in or near the territory of the governmental body and with which the governmental body is conducting economic development negotiations. (Interim City Manager).

VII. Adjournment.

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

October 7, 2019 at 2:00 P.M. and remained so posted continuously for at least 72 hours proceeding the schedule time of said meeting.

Mary Valenzuela

Mary Valenzuela, TRMC-EMC, 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)

AUGUST 20, 2019

A SPECIAL MEETING OF THE CITY OF KINGSVILLE CITY COMMISSION WAS HELD ON TUESDAY, AUGUST 19, 2019 IN THE HELEN KLEBERG GROVES COMMUNITY ROOM, 400 WEST KING AVENUE, KINGSVILLE, TEXAS AT 4:00 P.M.

CITY COMMISSION PRESENT:

Sam R. Fugate, Mayor
Edna Lopez, Commissioner
Hector Hinojosa, Commissioner
Dianne Leubert, Commissioner
Arturo Pecos, Commissioner

CITY STAFF PRESENT:

Mary Valenzuela, City Secretary
Courtney Alvarez, City Attorney
Kyle Benson, IT Manager
Susan Ivy, Parks Manager
Deborah Balli, Interim City Manager
Charlie Sosa, Purchasing Manager
Diana Gonzales, Human Resources Director
Emilio Garcia, Health Director
Adrian Garcia, Fire Chief
Ricardo Torres, Police Chief
Bill Donnell, Public Works Director
Cynthia Martin, Downtown Manager
David Soliz, Risk Manager
Rudy Mora, City Engineer
Derek Williams, IT Department
David Bodiford, Accountant
Janine Reyes, Tourism Director
Joe Casillas, Water Production Supervisor
Julian Cavazos, KPD Commander
Monica Flores, Communications Supervisor
Bradley Lile, KPD Commander
Manny Salazar, EDC Director
Rick Salinas, Volunteer Fire Department Chief

I. Preliminary Proceedings.

OPEN MEETING

Mayor Fugate opened the meeting at 4:05 p.m. with all five Commission members present.

INVOCATION / PLEDGE OF ALLEGIANCE – (Mayor Fugate)

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

MINUTES OF PREVIOUS MEETING(S)

None.

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

None.

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; Police & Fire Department – Grant Update, Police & Fire Reports; Street Updates; Public Works- Building Maintenance, Construction Updates; Park Services - grant(s) update, miscellaneous park projects, Administration–Workshop Schedule, Interlocal Agreements, Public Information, Hotel Occupancy Report, Quiet Zone, Proclamations, Health Plan Update, Tax Increment Zone Presentation, Main Street Downtown, Chapter 59 project, Financial Advisor, Water And Wastewater Rate Study Presentation. No formal action can be taken on these items at this time."

No presentations made.

IV. Public Comment on Agenda Items.³

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

No public comments made.

V.

Consent Agenda

Notice to the Public

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

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

None.

REGULAR AGENDA

CONSIDERATION OF MOTIONS, RESOLUTIONS, AND ORDINANCES:

VI. Items for consideration by Commissioners.⁴

1. **Review and discuss proposed fiscal year 2019-2020 budget for departments of the City of Kingsville. (Interim City Manager).**

Mr. Tom Ginter, Director of Planning and Development Services gave a brief update on Bureau Veritas. On the scope of work on Property Condition Assessment Inspection it states that inspections will be conducted as required by the City of Kingsville's code of ordinances related to property condition assessments and the city's adopted construction codes. BVNA will conduct a visual inspection of the building and the surrounding yard. Items inspected include foundation, roof covering, exterior and interior walls, interior ceilings, windows, doors, plumbing and electrical. Structural inspections are not part of this

scope. At the conclusion of each inspections, BVNA will provide a report containing findings of the inspection with pertinent photos. Mr. Ginter continued to report on the cost for each inspection. Fee per initial or subsequent inspection, \$150 per inspection. Preparation for and/or attendance at any court proceedings, \$150 per hour including inspector's travel time. Mr. Ginter stated that this is a contract that is worthwhile to consider.

Mayor Fugate asked Mrs. Alvarez, City Attorney if she has reviewed the agreement. Mrs. Alvarez responded that she received the agreement at the same time as the Commission. Mayor Fugate asked for Mrs. Alvarez to review it.

Commissioner Hinojosa asked if this is the only company that does this type of work. Mr. Ginter responded that there is one other company that he has attempted to contact but received no response.

Mrs. Deborah Balli, Interim City Manager began the budget workshop.

Economic Development – revenues for this fund there is \$106,000 in lieu of Tax Payments, Celanese and Housing Authority. There is a \$25,000 transfer from General Fund for existing agreement with TAMUK. Balli stated that this fund was created so that it has all the expenditures that the City expends for Economic Development. She stated that on the changes to this budget it is an overall total of \$5,000 for incentive agreements for Starbucks. Per the agreement initiate in 2015 the City includes the EDC Director in the compensation plan and contributes \$65,000 towards personnel related items for the EDC Director. The balance is paid by the EDC. The initial term of two years is from April 2015 to April 2017 with automatic annual renewals thereafter. The EDC office was relocated to the City Hall Building from the Cottage Building. Mrs. Balli's comments at this time are not picked up on the audio.

Commissioner Hinojosa stated that there was a townhall meeting yesterday and asked how this was going to be working if the EDC Director moves out, will he no longer be part of the City retirement system and health system?

Mrs. Balli responded that she has not received any information that is going to change the agreement that the city has with them on covering the \$65,000 threshold. She further stated that she has been included in these discussions.

Mr. Manny Salazar responded that it is the EDC goal and intent to get them in a financial position where he can roll-off from being a City employee. He stated that both the Chamber and the EDC are working together to try and consolidate their resources so that they can operate more effectively. He stated that it is firmly believed that a 21st century Chamber of Commerce does economic development whether it is small business development. He further stated that during last night's townhall meeting, it was the first time this message was heard by community members. There were a lot of questions, concerns and the fear of the unknown as they had not heard what the plan was. He stated that there is a Board meeting scheduled for tomorrow morning where they will be voting on this and it is his belief that his Board will be favorable of this. The Chamber of Commerce will be meeting on this item on Thursday morning to have a vote, but won't speculate on how that vote will turn out. He also commented that this is something that will be good for the community and operating under one banner is good for the community. This will not have an impact on economic development activities as it is his intent to continue doing the things that are he is doing now.

Commissioner Lopez asked which Board takes over once the merger takes place?

Mr. Salazar responded that both Boards would be disbanded in its entirety as there about 40 Board members between both organizations. He stated that the idea is to disband both Boards and setup a program to create a new Board. The initial Board would be setup of six donors who give \$5,000 or more would have an automatic seat, which are currently represented on both Boards now, and six dedicated spots to other members who range

from the \$250 membership to \$4,999 membership. Both the City and County positions will not be effected as they will maintain their positions on the Board.

Commissioner Hinojosa stated that his initial question was if once the move is made, will the EDC Director be part of the City's retirement system and health system?

Mayor Fugate commented that he thinks it will stay in place.

Mr. Salazar responded that he would still maintain the same role with the City, but may need to adjust it to provide some flexibility.

Commissioner Hinojosa commented that he would like to have a legal opinion on this matter.

Mrs. Courtney Alvarez, City Attorney commented that when Mr. Salazar approached her with this a few weeks ago with the potential of a merger, once the Boards figure out what it is that they are going to do then staff can bring back what ever agreements need to be modified to the Commission. She further commented that she has already reviewed the agreement with the EDC for the \$65,000 as well as the agreement for the lease for the office space at City Hall. She also stated that as this point it hasn't been determined if or how soon the original agreement might need to be changed and with regards to the agreement currently with the EDC, what the name of the entity might be that the city would still be contributing funds for. Alvarez stated that at this point it is her understanding from some preliminary discussions that no action has been taken by either Board, that he would continue on as a City employee. The City would still be paying the \$65,000 to which ever group would be doing economic development work for the city until such time they can fully take over the \$65,000 that the city is contributing for the position such at one point he's no longer be a city employee and on TMRS or city health insurance.

Commissioner Hinojosa commented so yes he will be a city employee but no he won't be a city employee?

Mrs. Alvarez responded no, he will continue to be a city employee until such time.

Mr. Salazar commented that he will continue the same role during economic development but just in a different banner. It will be under the Chamber of Commerce in opposed of Economic Development Counsel. Nothing on his day to day is going to change in terms of economic development.

Commissioner Hinojosa commented that there will be no accountability on the city side. Mr. Salazar commented that it doesn't change what is there now. Commissioner Hinojosa commented that to him, there is no accountability, which is his main concern. Hinojosa asked where would the city's accountability come from?

Mayor Fugate commented that it would be the City Manager. Commissioner Hinojosa responded that the City Manager does not have any control and further commented that he is an employee but he's not.

Commissioner Hinojosa requested a legal opinion from TMRS as other cities have done this and that individual would need to be a city employee before receiving all of the city's benefits.

Mrs. Alvarez commented that Mr. Salazar is a city employee that is loaned out to the other entity. She further commented that the Finance Director can work on getting the other information that Commissioner Hinojosa is requesting regarding TMRS. But contractually for the purpose of the agreement that the city currently have with the EDC, this is the way the position is set up. With regards to moving forward, whether the new group is the Chamber or the new group continues to be the EDC or if the new group has a new name, once this is determined then the city would go about coming back before the Commission

with updated agreements for both the \$65,000 and the rental of the office space located inside City Hall.

Mayor Fugate commented that his go back as far back as when Mr. Capell, past City Manager. The City agreed to pay \$65,000 to EDC with the understanding that the County do the same, which they did not follow through. He further commented that it was Mr. Capell's idea that in order to make the job more appealing, the city would offer the benefits as well and make that position a city employee. It was also understood that the city would lend out this individual to the EDC and work at their discretion. The city doesn't give more than \$65,000.

Mrs. Alvarez commented that the city pays \$65,000 and the EDC covers the rest of the cost for the employees position.

Commissioner Hinojosa commented that he understands about the \$65,000, but as he has worked for other cities, they have had the same problem. They couldn't get anybody as they didn't have any retirement system or benefits. He stated that it is being said that the City is on the hook for \$65,000, but he disagrees on that.

Mr. Salazar commented that he writes a check to the City for \$45,000 every year, to make up the difference.

Mrs. Balli commented that the city pays Mr. Salazar's salary and benefits upfront. In the budget is \$65,000 which is the net that the city covers and Mr. Salazar gives the city a check for the difference in salary and benefits minus the \$65,000.

Mr. Salazar commented that this provides some flexibility, but he is always at the city's disposal should the city need him for anything.

Mayor Fugate asked for Mrs. Alvarez to check with TML and see if what the city is doing regarding this matter is legal.

Mr. Salazar further mentioned some projects that are upcoming this year. Starbucks was announced earlier today which will be going in the area between the Holiday Inn Express and IHOP, which will create 20 to 25 jobs. Marshall's will be coming in next month as well as the Halloween Spirit store. Others are Dollar General and the possibility of new pad sites in front of Southgate Mall. Salazar mentioned other projects in the city.

Tourism Department – Mrs. Janine Reyes reported on her departments budget. She stated that Tourism revenues to climb. She stated that in fiscal year 18-19 it was estimated at \$624,211.00 and proposed for fiscal year 19-20 at \$698,011.00. Highlights for this department 1% COLA increase, addition of longevity pay, anniversary increases, and decrease in group health. Reyes stated that as for venue tax, existing hotel occupancy tax of 13% is from State 6% and City 7%. Venue tax of 2%, which was approved by the voters. The total new HOT of 15% which is consistent with total HOT of Corpus Christi market. Reyes also stated that they are waiting on the identification of project which depends on the project details of County EDA Grant at the JK Northway. Once those two things happen, then the Financial Advisor will arrange for revenue bonds to be sold with a payback using the 2% venue tax revenues. As for the Conner Museum, which is an agreement that dates back to 1979, the City provides the Conner Museum with 14.28% of revenues out of the 15% allowed for the arts which is estimated to be \$74,970 in FY 19. She stated that the Tourism Advisory Board had met and recommended \$30,000 funding due to declining fund balance and the desire to allocate funding to other organizations. Through negotiations, there is an agenda item on the Commission meeting approval of a new contract at \$40,000. She further stated that the current budget takes the \$30,000 into account so only \$10,000 would need to be added to bring the amount up as negotiated.

Commissioner Hinojosa asked Mrs. Balli that at one point there was some concern about the fund balance running out. He stated that he couldn't locate anything on fund balance in

the budget. This was a scare that staff gave him about the possibility of fund balance running out, but yet nothing has been mentioned about the fund balance. He further stated that we are increasing the advertising which is up to 15% with the minimum being 14.28%. He asked if the special event was built into the amount that was displayed and nothing was mentioned that the special event went from \$3,700 to \$33,000. He then asked what this was?

Mrs. Balli responded that we have a requirement that we spend a certain percentage, based on the revenues, this has to be based on the numbers that are in the budget.

Commissioner Hinojosa further stated that he understands this, wants to know where the other money is going to.

Mrs. Reyes stated that if the city takes a \$600,000 budget, and in this new budget a 5% is given to the Conner Museum, which is what staff is coming in at the \$30,000 but proposing \$40,000, the additional \$30,000 that is under special events and festivals, it is \$30,000 that is available for the Board to have discretion to assign to events that qualify under the arts category. Reyes further stated that the additional 5% is what is being used to pad the fund balance instead of taking away from it, it is being added.

Conner Museum – Mr. Jonathan Plant reported on the Conner Museum expenses for FY 18-19. He stated that the carryover from FY 2018 was \$17,966.05. Deposits from September 2018 through August 2019 were \$90,328.56 with a \$5,000 donation from the City of Kingsville. Total revenues as of August 2019 \$113,294.61. Salaries and benefits for the Director is 30.70% of those monies which is \$19,807.06. Salaries for student workers of \$157,58. Exhibits to include fees, supplies, miscellaneous expenses for a total of \$19,694.39. Food including receptions, outreach, business/student meals \$2,755.41. Other fees, chamber and parade entry for a total of \$191.29. Total operating expense as of July 31, 2019 is \$42,605.73. Conner Museum Projected budget for FY 19-20 is brining forward is a large account balance as a curator is not being paid any longer. Actual balance on July 2019 is \$70,688.88 and estimated revenue for FY 2019 is \$40,000 for a total estimated revenues of \$110,688.88. Salaries, wages and benefits \$20,358.00. Exhibit expenses \$23,000 and other fees \$191.29 for total projected operating expenses of \$43,459.29. He stated there was slight increase in attendance this year. Plant mentioned upcoming events for the Conner Museum.

Police Department – Chief Ricardo Torres reported on the Police Department budget for FY 2019-2020. Torres stated that his department has the same increase as all other departments regarding personnel for non-civil service. In the Patrol Division, same increases in personnel for non-civil service. He spoke about the challenge for his department which is lowering the crime rate. Communications Division, Investigation Division same personnel changes as all other departments for non-civil service.

Commissioner Hinojosa asked if the vehicles that were approved in this current budget had arrived. Chief Torres stated that they have not been delivered as of yet.

Chief Torres continued with his departments budget. Donation of \$25,000 have been awarded from the Chapter 59 funds to the following organization: Boys & Girls Club, Boy Scouts of America, Communities in Schools, Palmer Drug Abuse Program (PDAP), and Kingsville Boxing Club.

Fire Department – Fire Chief Adrian Garcia reported on the Fire Department budget for FY 2019-2020. Personnel changes are the same as all other departments. He stated that there is a request for \$1,305 for a Mavic Pro Drone. This will help start UAV program that will give firefighters an aerial view of a structure fire, grass fire, or search and rescue operation. The drone can also be utilized by the Tourism Department for aerial shots of special events.

\$8,538 – Lexipol Subscription; \$35,500 – Ambulance Supplemental Payment Program PCG Payment; Required 13% program fee based on the revenues received from the

program. In FY 19-20, the revenue is proposed at \$250,000; \$813 – Active 911 Paging System. The Active 911 paging system will be used to page out career & volunteers for emergencies, events, & special assignments. The current system is inconsistent, & we are looking for a more suitable & reliable system. The system will cost \$813 annually for 65 devices, which will cover both career & volunteer personnel.

Volunteer Fire Department – Rick Salinas reported on the Volunteer Fire Department. He spoke about cadets that have left to serve in the military.

Commissioner Lopez asked how many members are in the Volunteer Fire Department. Chief Salinas responded that there are 25 members at this time. He also stated that as for their budget, it is right on track. He stated that the department is being frugal and making the right decisions.

Mayor Fugate asked about the old pumper. Chief Salinas stated that it is doing good. It is used for the Farmer's Market.

Mrs. Balli reported that there is a vehicle replacement fund which is a fund that was set aside for vehicle replacement fund for the Fire Department. This is also the fund that the supplemental ambulance program was placed in. She stated that for this year it is being estimated \$250,000 for the Texas Health Services Program. Fund balance at the end of FY 20 \$6,553.00. Expenditures are \$82,000 for Command Vehicle, paid with funding from General Fund transfers and \$174,105 for new Skeet Brush Truck, paid with funding from Supplemental Program.

Certificate of Obligation 2016 Series, funding is winding down as projects are completed. Proposed budget is based on estimates of current project remaining budgets. Project ending fund balance for FY 19-20 is \$82,844. Expenditures, \$553,372 which is broken down as followed: \$100,000 for downtown revitalization; \$16,372 for City Hall landscaping; \$150,000 for Parks City Green Phase 1; \$90,000 for dog park; and \$197,000 transfer to Parks & Wildlife Grant for cash matching funds.

Mrs. Diana Gonzales, Human Resources Director presented on Compensation & Benefits. Gonzales presented a spreadsheet showing the five-year plan. The spreadsheet shows the different projects and cost that is associated with each project. She spoke about year 3, 2018-2019 where it shows increases to Equipment Operators 1, 2, & 3 positions for the Street Department. As for year 4 for 2019-2020 shows the 1% COLA for non-exempt and exempt increase which equals to \$72,000. It also showed the longevity at \$2.00, which the amount does include longevity up to 5 years, \$36,240.00. The plan also showed the health insurance cost of \$181,399.00. The plan also shows the anniversary increases, which have already been built in the plan. The collective bargaining which is only listed for the Fire Department which the contract is on the fourth year of a five-year contract. This increase their budget by \$40,000. Total increases for the compensation plan is \$378,018.00. Proposed positions summary, full-time positions for fiscal year is 282; part-time positions 29; temporary/seasonal 23; and interns 0.

Commissioner Lopez asked what position did the former Building Official take, as he is in Code Enforcement also. Mrs. Gonzalez responded that he is the Community Appearance Inspector. Lopez further asked if there is still one position available within the Planning Department, which is Building Official position? Mrs. Gonzalez responded yes.

Mrs. Gonzalez gave a quick summary of what is included within the proposed budget: 1% COLA for non-exempt/exempt non-civil service positions; longevity of \$2 per month per year of service capped at 25 years; additional certification categories; creation of Audio/Visual Specialist for the Police Department; and additional health plan funding of \$181,399.00. Gonzalez further stated that the Police & Fire Collective Bargaining Agreements, with the Kingsville Police Department that agreement is still pending. Kingsville Professional Fire Fighter Association is on its final year with the increases ranging from 2% to 3% for total of \$40,272.

Commissioner Lopez asked if the safety incentive was included in this budget for indoor employees. Mrs. Balli responded that it is included in the proposed budget.

Mrs. Gonzalez commented that this would require a policy revision. She further stated that some upcoming proposed changes are as followed: Policy 6.30.04 Separation Pay pertains to non-civil service staff. These revisions address several areas: increase employment timeframe from 6 months to 9 months to be eligible to receive payouts of accrued vacation and sick leave upon separation; creation of tiers for vacation payouts. The more time an individual is employed the higher number of accrued vacation hours available at separations. New tiers range from 80 hours to 200 hours; reduce the number of eligible vacation hours for persons separating with less than 2 years of continuous service from 120 to 80 hours; and eliminate the exclusion of exempt staff from regular sick leave payout. Other changes include add safety incentive for indoor employees. Mrs. Gonzalez went over the certification increases. Gonzalez also went over the supplemental renewals, which was a document that she passed out to the Commission, but City Secretary did not receive.

VI. Adjournment.

There being no further business to come before the City Commission, the meeting was adjourned at 5:48 P.M.

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, TRMC, CMC, City Secretary

AUGUST 26, 2019

A REGULAR MEETING OF THE CITY OF KINGSVILLE CITY COMMISSION WAS HELD ON MONDAY, AUGUST 26, 2019 IN THE HELEN KLEBERG GROVES COMMUNITY ROOM, 400 WEST KING AVENUE, KINGSVILLE, TEXAS AT 4:00 P.M.

CITY COMMISSION PRESENT:

Sam R. Fugate, Mayor
Edna Lopez, Commissioner
Hector Hinojosa, Commissioner
Dianne Leubert, Commissioner
Arturo Pecos, Commissioner (arrived at 4:11 p.m.)

CITY STAFF PRESENT:

Courtney Alvarez, City Attorney
Kyle Benson, IT Manager
Susan Ivy, Parks Manager
Deborah Balli, Interim City Manager
Charlie Sosa, Purchasing Manager
Diana Gonzales, Human Resources Director
Emilio Garcia, Health Director
Adrian Garcia, Fire Chief
Ricardo Torres, Police Chief
Bill Donnell, Public Works Director
Cynthia Martin, Downtown Manager
David Solis, Risk Manager
Rudy Mora, City Engineer
Derek Williams, IT Department
David Bodiford, Accountant
Janine Reyes, Tourism Director

I. Preliminary Proceedings.

OPEN MEETING

Mayor Fugate opened the meeting at 4:01 p.m. with four Commission members. Pecos arriving at 4:11 p.m.

CONVENE INTO BUDGET WORKSHOP At 4:00 P.M.:

Review and discuss proposed fiscal year 2019-2020 budget for departments of the City of Kingsville. (Interim City Manager).

Mr. Bill Donnell, Public Works Director gave the presentation for the Public Works Departments. He commented that although the budget for these departments is very lengthy and expensive, he would like them to know that what is asked for is just to maintain what they have. Major breakdowns with the equipment is very costly and is not budgeted, for major breakdowns.

Solid Waste Department – there is an increase in motor oil & gas, dues and memberships. There is a supplemental request for \$400 increase in training and travel as there are two employees needing to update their TCEQ-MSW license. He further stated that there is an approved one-time supplemental request to move Recycling Center to Public Works, \$60,000.

Commissioner Lopez asked what the \$60,000 was for. Mr. Donnell commented that this was for the building and electrical and part of the parking lot.

Mrs. Balli commented that this is also for the concrete pad that needs to be laid out for the building and all other expenses that will be incurred in order to make the move of the Recycling Center.

Commissioner Lopez asked what the cost would have been to renovate the building where the Recycling is at now. Mrs. Balli responded that the money that the Police Chief had set aside for the Bear Cat are the funds that will be used to update the Dr. Pepper Building. Commissioner Lopez asked for the total. Mrs. Balli responded that they have not done a cost analysis as of yet. Commissioner Lopez asked that staff give her the total when staff receives it.

Commissioner Hinojosa asked if the \$60,000 was just an estimate or if staff has a ready contract. Mr. Donnell responded that it is an estimate and staff is will try to work within that budget. Hinojosa asked where it will be built. Mr. Donnell stated that it would be inside the fence by the Water Department sheds which is on the Westside of the property.

Landfill Department has a 1% COLA adjustment as all other departments. Additional longevity pay and anniversary increases. Decrease in group health. There is a request of an increase of \$800 in training and travel for 2 employees Class A renewal.

Commissioner Hinojosa asked that under vehicle maintenance there is \$150,000 budgeted and in Fund 087 there is \$77,000 where is this money coming from, Fund 087 or general fund.

Mr. Donnell responded that it will start with the general fund. Mr. Hinojosa asked which vehicles will come from general fund. Mr. Donnell stated that funds will not be used from the 087 fund, unless funds run out from the 001 fund.

Solid Waste Capital Projects Fund 087 – Mr. Donnell mentioned that for a bit of history, there was an additional garbage fee approved in February of 2008. Commissioner Hinojosa asked this is part of the \$21 charge. Mr. Donnell responded that it was a \$3.00 increase on the side of that. Hinojosa commented that he recalls this fee being there prior to 2008.

Mrs. Balli commented that the additional garbage fee is what was approved in 2008, which is the \$3.00. She further commented that the was it is in Incode, it is part of the \$21.00 as it is not broken apart.

Mr. Donnell stated that for the Solidwaste revenues, it is the same that is being proposed, \$560,000.

Commissioner Hinojosa asked for a breakdown of the \$21.00 fee.

Mr. Donnell sated that in Fund 087 pays for part of the debt service on CO Series 2009 that will be fully paid in 2021. Amounts include both principal & interest for FY 20 \$49,765 and FY 21 \$48,029. Rollouts and dumpsters, \$71,900. Vehicle maintenance on Sanitation vehicles \$77,000. Capital lease for one Commercial and two residential \$95,379. New capital lease for Articulated Dump Truck, \$51,150. Initial capital lease recordation, \$314,044; this expenditure is offset with a corresponding revenue line item for the same amount which nets this to \$0, which is an accounting requirement. Included is also some alley maintenance for an amount of \$50,000.

Commissioner Hinojosa asked that in the budget, \$96,827 was paid back to the general fund, he asked for staff to explain this to him as he is not understanding it.

Mrs. Balli responded that the transfer from fund 087 for the \$96,000 is for the City Hall payback, so it is for both the general fund and the utility fund payback. This is how the payments were structured. Commissioner Hinojosa asked if Fund 087 and 090 are part of the general fund money. Mrs. Balli responded yes. Hinojosa further asked if this could be used to supplement the general fund? Mrs. Balli responded that when the City Hall was built there was funds pulled out of Fund 090. Staff setup a payback schedule and when it was originally set-up fund 087 would make those payments for both the general fund and utility fund.

Mayor Fugate asked Mrs. Balli how long has this been done this way. Mrs. Balli responded that it has been done this way since the move was made to this building.

Commissioner Hinojosa asked how many more years is left. Mrs. Balli responded that she believes it was done as a 25-year payback schedule.

Landfill Closure Fund – proposed budget is at \$267,000. Request expenditures, \$100,000 for drainage improvements to comply with Landfill permit. Engineering construction and monitoring wells for the landfill permit for \$152,000.

Commissioner Hinojosa asked if these were estimates. Mr. Donnell responded that these were tight estimates with staff doing the work.

Engineering General Fund – Mr. Rudy Mora, Engineering reported in personnel, 1% COLA adjustment; addition of longevity pay, anniversary increases, and increase in group health. He further stated that there is a supplemental request for Infrastructure Management Services which would be split funded with Utility Fund, \$20,000. There is also an approved supplemental request for new truck also split funded with Utility Fund for \$17,500.

Public Works Service Center – Mr. Donnell stated that in this budget there is a decrease in utilities.

Public Works Garage – Mr. Donnell stated that for this budget, there is a supplemental request for Cummings software for \$1,804. Another supplemental request for low profile oil drain evacuators for \$1,309. Removed prior year supplemental request for brake drum caddy and truck ramps for \$1,390. There is an approved supplemental request for 4 post lift for a cost of \$8,899 and Robinair recovery system for \$5,528.

Public Works Streets – Mr. Donnell reported that in this department there is a decrease in motor, gas & oil. An increase in capital lease payments and a decrease in capital lease interest payments. Street Fund 92, Mr. Donnell reported that the budget for this fund is \$812,000. The expenditures are as followed: \$791,471 for streets. The streets chosen for FY 19-20 maintenance were selected from prior years that were not addressed because of change in staff, weather days, etc. Caesar Street completion to be done by end of August 2019. Corral/Santa Rosa construction to begin Spring 2020 depending on available funding. There is a transfer to general fund of \$50,000. This is for reimbursement for street crew for street maintenance. Update end of FY 20 is estimated fund balance of \$475,848. A list of streets was displayed for fiscal year 20.

Commissioner Hinojosa asked if the street work will be done as listed on the list displayed? Mr. Donnell responded that it will not be done as listed on the list, it will be by priority first.

Commissioner Lopez asked if this is a list from the 20 year plan? Mr. Donnell responded that this is a list from the 20 year plan, but trying to catch the program up. Commissioner Lopez further asked if staff would consider contracting out street work? This would allow the street crew to focus on other things.

Utility Fund 51 – Mrs. Balli reported that the water revenues snapshot for FY 18-19 will finish short this year due the drop in the consumption. What was budgeted was \$4,794,000.00, and it is being estimated at \$4,400,000.00. For FY 19-20 it is being budgeted at \$4,500,000.00. She further stated that in FY 19, Commission approved a 2% increase in water rates. For FY 20, water rate study recommends a 1% increase, this is not included in the proposed budget. Consumption decline, from October 2017 through June 30, 2018 it was 894,045,127 gallons consumed and for October 2018 through June 30, 2019 684,448,900 gallons consumed. Sewer revenues snapshot, FY 18-19 activity estimated, \$3,750,000 and FY 19-20 proposed budget is \$3,900,00. In FY 2019, Commission approved a 18% increase in sewer rates. For FY 20, water rated study recommend a 16% increase, this is not included in the proposed budget. Sewer consumption decline for

October 2017 through June 30, 2018 was 633,710,000 and for October 2018 through June 30, 2019, 465,710,000.

Public Works Water – Mr. Donnell reported that there is an increase in professional services, audit services. This department has the same personnel increase as all other departments. There is an approved supplemental request for chemicals for \$10,000. Decrease in supplies and minor equipment. There is an increase in professional services for audit fees, memberships, and dues and other services. There is an approved supplemental request for annual contract increase of \$10,000. Decrease in state fees, utilities and property insurance.

Commissioner Hinojosa asked what the state fees are down? Mr. Donnell responded that it was due to property insurance. Mrs. Balli responded that it is due to all the types of insurance that are within this category.

Ground Maintenance – Mr. Donnell stated that this department has the same personnel increases as all other departments. In operations, there is a decrease in motor gas & oil, decrease in professional services and an increase in professional services for audit services and laundry. There is an approved supplemental request in equipment maintenance for \$4,000. This is a one-time supplemental and it needed to have been marked as permanent as equipment maintenance funding is needed on an on-going basis.

Utility Billing – Mrs. Sharon Shaw reported that her department has the same noted personnel changes as all other departments. She continued to state that some notable changes and additions to her budget. There is a request for \$2,700 for 3 scanners & Laserfiche fees. This equipment will allow CSR's to scan in application cards into Laserfiche for reference, no longer needing to keep the cards in paper form. There is a request for \$900 to replace the shredder. Incode E-Billing module for \$5,990. This module would replace paper bills sent to customers who wish to receive billings sent electronically. Would save money on printing and postage. Current e-billing through PSN is not tied to the billing system. Request for \$1,238 for Incode E-Billing annual maintenance fees.

Commissioner Hinojosa asked if the credit card discounts had gone down from \$74,000 to \$55,000 and asked if this was correct. Mrs. Shaw responded that this was correct. He further asked Mrs. Shaw to explain why. Mrs. Balli responded that what had happened was that staff was seeing that all credit card fees were hitting utility fund and it should have been split between Municipal Court and Utility Fund. She further stated that through the reconciliation they are seeing that all the credit card fees were hitting utility fund and they should have been split between Municipal Court and Utility Fund so some reclassifications were done which is why it looks like the fees went down in utility fund and up in general fund, but not they are doing a reclass to get them into the right place where they belong.

Mrs. Shaw continued with the budget presentation for the Meter Readers Division. She stated that in this division there is a decrease in uniforms & personal wear and minor equipment and an increase in supplies. There is an approved supplemental request for water meters for a total of \$122,077. Approved supplemental request in professional services for water meter testing for an amount of \$50,000. Increase in professional services for audit fees and training & travel. Decrease in laundry and property insurance and an approved supplemental request for water meter parts for an amount of \$19,812. Mrs. Shaw further stated that the \$122,077 is for additional end points for water meters, based on current fail rate of end points. There were roughly 1500 end points still in the ground to be replaced and FY 19-20 will have the coverage go down to 25% which means that we will pay 75% of the replacement cost. Water meter verification, \$50,000. Larger meter calibration to verify the accuracy of the meters which need to be performed on an annual basis. Water meter pars, \$19,812 for additional meters and parts needed for replacement.

Commissioner Lopez asked if staff contracted someone to change the endpoints. Mrs. Balli responded yes. City has someone making those changes.

Public Works Wastewater – Mr. Donnell reported that in overall supplies category there is an approved supplemental request in chemicals for Hydrex 60909 for \$12,000. Decrease in motor gas & oil and minor equipment & furniture. Increase in lab supplies. There is also an approved supplemental request in professional services for engineering services for an amount of \$15,000. Decrease in communications and an increase in professional services audit fees. The South Plant operations, overall supplies category, decrease in motor gas & oil. An approved supplemental request in professional services for engineering services for \$15,000, permit renewal. An approved supplemental request in training & travel for stormwater training for \$1,100 and an increase in professional services for audit services. The \$15,000 professional services, permit renewal required every 5 years. For sewer construction, there is a decrease in motor gas & oil, increase in professional services audit-services, Approved supplemental request in sewer lines & manholes for \$33,000 and a approved supplemental request for high pressure sewer cleaner for \$62,385.

Engineering Utility Fund – Mr. Mora reported that there is a decrease in supplies. There is an approved supplemental request in professional services for infrastructure management system funded with general fund 3000 for \$20,000. Increase in professional services in audit fees, training & travel for engineering and training and travel for Public Works admin and membership dues. Approved supplemental request for new truck which is split funded with general fund 3000.

Capital Projects – Mr. Mora reported that the Capital Improvements Manager position replaced with Engineering Assistant position. This position was changed due to the difficulty of filling the position of Capital Improvements Manager.

Utility Fund Capital Projects Fund 054- Mr. Mora stated that the 10 year capital & maintenance plan has a total estimated cost for 10 year capital needs is \$40 million dollars. This includes Water, Waste Water, & Water Production. The source of funds is to be determined. Total estimate cost for 10 year maintenance needs \$6 million dollars. Source of funds is Fund 54 via utility rate increases. Due to the drop in consumption, the ability to provided funding to this fund is limited for FY 20. Fund 54 in FY 20, will fund over \$1,854,476 in maintenance related items, with some carry-over projects from FY 19. The expenditures for Water Construction are \$600,000, which is the city's share for I-69 TXDOT Utility Line Relocation Project. We are still working with TXDOT for firmer numbers on the City's cost. If numbers come in less, then the excess funds will drop to fund balance and will be available for other projects. Water Production, \$125,000 carry over project, ground storage tank replacement for Well #23; \$25,000 carry over project for water well rehab; and \$152,300 carry over project for ground storage tank replacement for Well \$19. Expenditures continue with water meters; \$60,000 for water meters endpoints that are now covered only at 50% warranty in FY 18-19 and will be 25% in FY 19-20. Wastewater South Plant, \$600,000 Capital Lease for Clarifier. With the City having to come up with funds to cover the I-69 TXDOT project, we were able to cover the clarifier with a 7 year capital lease, allowing the funds set aside for the clarifier to cover the TXDOT project. This amount is offset by a \$600,000 revenue for the initial capital lease recordation, which is an accounting requirement. Capital Lease Payment, principal & interest \$95,430; \$536,000 carry over project for clarifier; \$160,746 carry over project for effluent line for second clarifier; \$100,000 carry over project for stainless steel isolation gates. Interest only payment of \$100,000 for future capital projects was not budgeted as these funds will be used to pay the capital lease payment on the clarifier.

Storm Water Fund 55 – Mr. Mora reported on this budget. He stated that Ordinance #2012-48 created a Stormwater Utility System to provide stormwater drainage service to collect and direct stormwater runoff for benefitted properties within the utility service area upon payment of SW drainage utility fee. Existing fee of \$2.25 is being recommended to remain the same. Storm Water

revenues for FY 19-20, proposed budget is \$405,000. Expenditures is \$291,800 transfer for debt service payment.

CO Series 2005 – Mr. Mora reported that for expenditures, \$37,040 is for sewer repair on 14th Street & King Street and \$13,460 for sewer line repairs. This has been budgeted in an effort to close out this fund. Sewer line repair expenditures that normally occur in Fund 051 will be coded here first.

Drainage Fund 68 – Mr. Mora stated that Certificate of Obligation Series 2013 is for drainage fund. He stated that what he is currently working on is a drainage contract for streets that lack curb and gutter. The estimated cost for this project is \$800,000. Mora went on to the Transportation Alternative Set-Aside (TASA) Program grant. He stated that his is for the Safer Route to Schools. He stated that the city contributed a 20% match for this project. If not able to get money for safe routes to schools, the other option would be TASA. The construction cost is \$689,743 with administrative cost of \$103,469. In-kind services from engineering would be \$56,908. Federal participation is \$608,135, Economic Disadvantage County \$92,433; cash match of \$20,694 and in-kind services from engineering of \$56,908. Expenditures of \$689,793. Sidewalks and ADA ramps at \$698,193; street signs \$1,200 and crosswalks \$5,400. Mr. Mora then gave the Commission an update on the drainage master plan. He stated that this was completed in August 2018. A presentation was made to the Commission on September 2018. There is a plan to submit a Flood Mitigation Application to TWBD in January 2020. The 86th Legislature Session has allotted \$793 million for drainage projects. Infrastructure updates, I-69 south expansion on schedule for May 2020 start date. State lighting maintenance, 2 year maintenance agreement from Ricardo to Corpus Christi.

Commissioner Lopez asked if these lights would be those on the Highway 77. Mr. Mora responded yes.

Mrs. Balli continued the presentation of the budget with what would have been presented the next day. She reported on miscellaneous funds for the City. She stated that building security has a proposed budget of \$10,000. A \$3 on every conviction if governing body has passed required ordinance establishing building security fund; to be used only for security personnel, services, and items related to buildings that house the operation of the Municipal Court. Municipal Court Technology fund, it is proposed at \$13,000. Up to a \$4 on every conviction if governing body has passed required ordinance establishing the municipal court technology fund; to be used only to finance the purchase of or to maintain technological enhancements for the municipal court.

Golf Course – Revenues are \$9,922 per agreement from County, the City must set aside 3% of Golf Course Revenues for capital projects. County contribution for 50% cost share of capital projects at \$34,000 and \$6,519 for additional transfer from General Fund to meet 50% County contribution. Expenditures, \$38,000 Fairway Project; \$17,399 TURCO Widespin Top Dresser; \$8,925 John Deere Ztrak Mower.

Mayor Fugate commented that the County gives the city \$35,000 to assist with the electric bill. He asked if \$34,000 is over and above? Mrs. Balli responded yes. The city gets the \$35,000 for everyday expenditures and this \$34,00 would be specific for the capital projects.

Mrs. Balli continued with her presentation. She stated that the total for the three projects is \$64,324 with the County contributing \$34,000. City Contributions has a beginning fund balance of \$17,559; \$6,519 additional contribution transfer; and 3% golf revenues transfer of \$9,922. Ending fund balance is estimated at \$3,676 and will remain in the fund for future capital projects.

Commissioner Hinojosa asked how many bank accounts does the city have? Mrs. Balli responded that there are about eight to ten accounts.

Mrs. Balli reported on Debt Service Fund. In GO Debt Service, which is Fund 011, the proposed I&S tax rate is .16782. Expenditures in the GO Debt Service fund, which is for certain bond funds which one of those series is CO Series 2011 which had an original issue of \$10,000,000.00. The maturity date is September 20, 2032; total principal & interest remaining is \$7,782,340. Payments split with UF (53.8504% from general fund and 46.1496% from utility fund). Principal for 202 is \$201,939 and interest for 2020 is \$133,239. GO Debt Service, CO 2013 which is a \$1,260,000.00 with a maturity date of September 30, 2023. Total principal & interest remaining is \$421,350; 2020 principal \$100,000 and interest for 2020 is \$7,100. CO Series 2013, \$5,230,000.00 original issue. Maturity date is September 30, 2033. Total principal and interest remaining is \$1,066,100. Principal for 2020 is \$50,000 and interest for 2020 is \$23,800. CO Series 2016, \$6,740,000.00 original issue. Maturity date is September 30, 2036. Total principal and interest remaining is \$6,762,925; principal for 2020 is \$820,000 and interest is \$135,650. CO Series 2009, \$4,270,000.00 original issue. Maturity date September 30, 2021. Total principal & interest remaining \$116,188. This is split funded between general fund pays 15.831% and Fund 087 pays 84.169%. The general funds portion of the principal is \$8,708 and interest is \$654. Fund 087 pays their debt service through a transfer to fund 011. Principal for 202 is \$46,293 and interest is \$3,472. Revenue Supported Debt Issues CO Series 2011, \$10,000,000 Original Issue. Maturity Date September 30, 2032. Total Principal & Interest Remaining - \$7,782,340. Payments split with GF (53.8504%-GF, 46.1496%-UF); 2020 Principal - \$375,000 x 46.1496% = \$173,061; 2020 Interest - \$247,425 x 46.1496% = \$114,186. UF debt service, limited tax refunding bonds Series 2014, \$9,040,000 original issue. Maturity date is September 25, 2025. Total principal & interest remaining is \$5,511,625. Principal for 202 is \$810,000 and interest is \$110,580.

Commissioner Hinojosa asked if Estrada Hinojosa has given the city a date when the city can refinance. Mrs. Balli stated that she has requested that information, but has not received it as of yet.

Mrs. Balli reported on transfers that will be made. General fund to Tourism fund, \$25,000 for JK Northway. General Fund to Golf Course; \$9,922 contract requirement; \$6,519 to meet county match on golf course capital projects. General fund to utility fund 051, \$23,352 as 50% cost of Engineer Assistant. General fund to TX CDBG Main Street Grant fund, \$50,000 grant cash match. General fund to Park Maintenance fund 093, \$25,000 for annual transfer for Park Maintenance items. General fund to Economic Development fund 098 of \$46,800 estimated sales tax revenue for Neessen Polaris incentive agreement. General fund to TASA grand fund 100, \$85,000 grant cash match down to \$49,148. General fund to insurance fund 138k \$145,372 additional contribution to Shore up Fund. Tourism fund 002 to General fund 001, \$33,457, 50% cost to Downtown Manager; \$35,000 Administrative Annual allocation. Tourism fund 002 to Insurance fund 138, \$1,125 additional contribution to Shore Up Fund. Tourism fund 002 to Façade Grant Fund 202, \$50,000 façade grant funding. Utility fund 051 to general fund 001, \$1,350,000 for administrative annual allocation. Utility fund 051 to Debt Service Fund 012, \$1,205,597 debt service payments; \$195,000 additional fund balance funding as per recommendation from Financial Advisors and \$1,250 continuing disclosure. Utility Fund 051 to UF Capital Projects Fund 054, \$95,430 various CIP Maintenance Projects. Utility Fund 051 to Self-Insurance Fund 138, \$33,922 additional contribution to Shore Up Fund. She further announced other transfers that transpired. Balli also went over the fund balance review with reserve requirements. She stated that the estimated beginning fund balance for general funds is \$6,544,657. In Utility Fund is above (below) minimum at \$324,027.

On some circle back items, Mrs. Balli stated that the current tax rate is \$.83000. Rate that proposed budget is based on (M&O Rate = .66218, Tax Valuation \$8,789,022). Rate Increase? Since this is the last year that there will be an 8% range do we want to increase it above the \$.83000. Balli gave an example as, if this year we were limited to 3.5% using our effective tax rate of \$.81247, then adding in 3.5%, the rollback rate would be \$.84091 which is less than the prior tax rate of \$.84220 which means that we would not be able to set that rate without an election. Some various options are, halfway between the effective tax rate of \$.81247 & rollback rate of \$.89361 = \$.85304. On a \$100,000 home, it would additional cost \$23.04. It would give us an additional \$198,246 to put away into a special fund for future unanticipated needs. Prior year tax rate of \$.84220 provides additional amount of \$104,974 (\$12.20 additional cost to taxpayer); \$.83500 provides additional amount of \$43,022 (\$5.00 additional cost to taxpayer; and \$.84000 provides additional amount of \$86,044 (\$10.00 additional cost to taxpayer).

Commissioner Leubert asked that if the tax rate goes up to \$.85304, it would cost the taxpayers \$23.04 on a \$100,000 valued home. Mrs. Balli responded that this was correct. Commissioner Leubert further commented that of the amounts that have been presented, if the city goes down, then some services will not be able to be provided.

Mrs. Balli commented that one other thing that we need to be mindful is that this year, based on the services and revenue that we have, this year it is at a deficit of \$1.1 million dollars. She further commented that next year the city may not be able to budget deficit at that level. At that level now, we are still only making \$300,000 above the minimum. She stated that next year it may be where the city will need to make some harder decisions as the city can't continue to deficit budget at that rate. She further commented that this year, she thinks we will end up at \$900,000 deficit budgeted. This next year at \$1.1 million, the city does not have the fund balance reserves to be able to continue to do that.

Mayor Fugate commented that he had seen in the newspaper that the County will be reducing the tax rate and asked if this would hurt them for next year.

Mrs. Balli responded that yes, this is a true statement. It will affect them as they are under the same restriction as the city.

Commissioner Hinojosa commented that the County no longer has the JK Northway or Golf Course which is how they are able to do what they do.

Mayor Fugate commented that the County may be getting some of the JK Northway back.

Commissioner Hinojosa commented that he would like to see how much of the debt service is in there that is needed. He further asked if there was any excess debt service for next year where the excess can be used as a payment to the debt service and use the difference to go into the M&O. Mrs. Balli responded that she is not sure what that amount would be. She further stated that there is a portion that can be used which was done last year, where we didn't have one of the funds make the transfer in because we pulled down the fund balance. She stated that the City's auditors feel comfortable with the city being at the general fund, just because of the city's debt service, so they really don't want the city pull down to far in the case something should happen to the revenues. Commissioner Hinojosa commented that he would like to see this in black & white; how much is in there for next year.

Mrs. Balli commented that by next year, we should end up at \$656,000. There are some funds that are there. She stated that she can speak with the auditors and see what they are comfortable with, if the Commission chooses to do this next year.

There being no further presentations or discussion, Mayor Fugate recessed the meeting at 5:45 p.m.

REGULAR MEETING RESUMES AT 6:00 P.M.:

Mayor Fugate opened the meeting with all five Commissioner members present at 6:05 p.m.

INVOCATION / PLEDGE OF ALLEGIANCE – (Mayor Fugate)

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

MINUTES OF PREVIOUS MEETING(S)

August 12, 2019 - Regular Meeting

Motion made by Commissioner Pecos to approve the minutes of August 12, 2019 as presented, seconded by Commissioner Lopez. The motion was passed and approved by the following vote: Lopez, Hinojosa, Leubert, Pecos, Fugate voting "FOR".

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

1. Public Hearing on a proposed tax rate increase from \$.83000 to \$.89000 for Fiscal Year 2019-2020. (Finance Director).

Mayor Fugate announced and opened this public hearing at 6:05 p.m.

Mrs. Deborah Balli, Finance Director stated that the proposed tax rate is \$.83000 which is the same rate as last year. The effective tax rate is \$.81247 and the rollback tax rate is \$.89361.

Mrs. Alvarez announced that a second public hearing will take place on September 3, 2019, at 6:00 p.m. at the Helen Kleberg Groves Community Room, City Hall, 400 W. King Ave., Kingsville, TX. The meeting at which a vote for the tax rate will be taken is scheduled for September 9, 2019 at 6:00 p.m. in the Helen Kleberg Groves Community Room, City Hall, 400 W. King Ave., Kingsville, TX.

Mayor Fugate announced that this is a public hearing and if anyone would like to speak on behalf of this item may do so now with a five-minute time limit. Additional time cannot be extended by City Commission.

There being no further comments, Mayor Fugate closed this public hearing at 6:07 P.M.

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, Condemnation Update, 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, Landfill Update, Building Maintenance, Construction Updates, Park Services - grant(s) update, miscellaneous park projects, Emergency Management, Administration –Workshop Schedule, Interlocal Agreements, Public Information, Health Department, Hotel Occupancy Report, Quiet Zone, SEP, Legislative Update, Proclamations, Employee Recognition, Health Plan Update, Tax Increment Zone Presentation, **Main Street Downtown**, Chapter 59 project, Financial Advisor, Wastewater Treatment Plant, Water And Wastewater Rate Study Presentation, Golf Course, Library Summer Programs, Grants Update. No formal action can be taken on these items at this time."*

Mrs. Alvarez announced upcoming Commission meetings.

Commissioner Lopez stated that she received a text message from a citizen that she would like to read. The message stated that as much as she was hesitant about losing her driveway for a few weeks for the Caesar construction, she more bothered by the fact that the Eastside of Caesar is only getting resurfaced with rock and not completely redone like the Westside.

Commissioner Pecos made a comment, but was not picked up on the audio as he was not speaking into the microphone.

Mrs. Cynthia Martin, Downtown Manager gave an update on Main Street Downtown.

IV. Public Comment on Agenda Items.³

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

No public comments made.

V.

Consent Agenda

Notice to the Public

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

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

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

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

1. Motion to approve final passage of an ordinance to rezone of Colonia Mexicana, Block 5, Lot 30-32 also known as 510 E. Avenue D, Kingsville, Texas from C2 (Retail District) to MU (Mixed Use District). (Director of Planning & Development Services).
2. Motion to approve final passage of an ordinance to rezone of McBryde AC, Block 5, Lot W/2 5, also known as 1100 East Avenue B, Kingsville, Texas from R1 (Single Family District) to RP2 (Planned Two-Family Residential District). (Director of Planning & Development Services).
3. Motion to approve final passage of an ordinance amending the Fiscal Year 2018-2019 budget to receive and expend Park donations for Healthy Family recreational programs. (Parks Director).
4. Motion to approve final passage of an ordinance amending the Fiscal Year 2018-2019 budget to expend funds for storm debris remediation. (Public Works Director).
5. Motion to approve final passage of an ordinance amending the Fiscal Year 2018-2019 budget to expend funds for repairs to the South Treatment Plant Turblex blower and North Plant lift station pumps. (Public Works Director).
6. Motion to approve final passage of an ordinance amending Chapter XV, Article 1, Building Regulations, revising the schedule of permit fees. (Director of Planning & Development Services).
7. Motion to consider reappointment of Dr. Judith Cox and Mrs. Janice Becker to the Library Board each for three-year terms. (Library Director).

REGULAR AGENDA

CONSIDERATION OF MOTIONS, RESOLUTIONS, AND ORDINANCES:

VI. Items for consideration by Commissioners.⁴

8. Consider appointing Ryder Takesuye to the Main Street Advisory Board for a two-year term. (Downtown Manager).

Motion made by Commissioner Lopez to approve the appointment of Ryder Takesuye to the Main Street Advisory Board for a two-year term, seconded by Commissioner Hinojosa. The motion was passed and approved by the following vote: Leubert, Pecos, Lopez, Hinojosa, Fugate voting "FOR".

9. Consider a resolution authorizing the Interim City Manager to enter into an Interlocal Agreement between the City of Kingsville and Texas A&M University-Kingsville relating to the John E. Conner Museum. (Tourism Director).

Mrs. Janine Reyes, Tourism Director stated that after two meetings with Texas A&M University-Kingsville and city staff, both parties agreed to the following funding for the John E. Conner Museum: \$40,000 for Fiscal Year 2019-2020 with the option to apply for additional discretionary HOT art funds and \$30,000 for Fiscal Year 2020-2021 with the option to apply for additional discretion HOT art funds. As part of the receipt of those funds, the John E. Conner Museum will participate in at least two City sponsored festivals each year.

Motion made by Commissioner Pecos to approve the resolution authorizing the Interim City Manager to enter into an Interlocal Agreement between the City of Kingsville and Texas A&M University-Kingsville relating to the John E. Conner Museum, seconded by Commissioner Lopez. The motion was passed and approved by the following vote: Pecos, Lopez, Hinojosa, Leubert, Fugate voting "FOR".

10. Consider introduction of an ordinance amending Chapter XV-Land Use, Article 3-Subdivisions, section 15-3-1 through 15-3-19, revising platting procedures. (Director of Planning & Development Services).

Introduction item.

VI. Adjournment.

There being no further business to come before the City Commission, the meeting was adjourned at 6:17 P.M.

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, TRMC, CMC, City Secretary

AUGUST 27, 2019

A SPECIAL MEETING OF THE CITY OF KINGSVILLE CITY COMMISSION WAS HELD ON TUESDAY, AUGUST 27, 2019 IN THE HELEN KLEBERG GROVES COMMUNITY ROOM, 400 WEST KING AVENUE, KINGSVILLE, TEXAS AT 4:00 P.M.

CITY COMMISSION PRESENT:

Sam R. Fugate, Mayor
Edna Lopez, Commissioner
Hector Hinojosa, Commissioner
Dianne Leubert, Commissioner
Arturo Pecos, Commissioner

CITY STAFF PRESENT:

Mary Valenzuela, City Secretary
Courtney Alvarez, City Attorney
Kyle Benson, IT Manager
Derek Williams, IT
Susan Ivy, Parks Manager
Deborah Balli, Finance Director
Tom Ginter, Director of Planning & Development Services
Charlie Sosa, Purchasing Manager
Diana Gonzales, Human Resources Director
Emilio Garcia, Health Director
Adrian Garcia, Fire Chief
Ricardo Torres, Police Chief
Cynthia Martin, Downtown Manager
Janine Reyes, Tourism Director
David Soliz, Risk Manager

I. Preliminary Proceedings.

OPEN MEETING

Mayor Fugate opened the meeting at 4:00 P.M. with all five Commission members present.

INVOCATION / PLEDGE OF ALLEGIANCE – (Mayor Fugate)

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

MINUTES OF PREVIOUS MEETING(S)

None.

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

None.

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; Police & Fire Department – Grant Update, Police & Fire Reports; Street Updates; Public

Works- Building Maintenance, Construction Updates; Park Services - grant(s) update, miscellaneous park projects, Administration –Workshop Schedule, Interlocal Agreements, Public Information, Hotel Occupancy Report, Quiet Zone, Proclamations, Health Plan Update, Tax Increment Zone Presentation, Main Street Downtown, Chapter 59 project, Financial Advisor, Water And Wastewater Rate Study Presentation. No formal action can be taken on these items at this time."

Mrs. Alvarez mentioned the upcoming City Commission meetings.

Commissioner Hinojosa asked that on the \$100,000 home valuation, it's been at this value forever, he would like for that appraiser to come and appraise his house so that he can keep it at \$100,000.

IV. Public Comment on Agenda Items.³

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

No public comments made.

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)

None.

REGULAR AGENDA

CONSIDERATION OF MOTIONS, RESOLUTIONS, AND ORDINANCES:

VI. Items for consideration by Commissioners.⁴

1. **Review and discuss proposed fiscal year 2019-2020 budget for departments of the City of Kingsville. (Interim City Manager).**

Mrs. Balli that at yesterday's meeting, there was some discussion about contractor versus city crews doing some projects. She had an RFP from 2018-2019 pulled to give the Commission some information on what staff was finding with the RFP's. She stated that to do the installation of a 6 inch base material, the contractors came in at \$36,280 and a second contract came in at \$63,465. The cost for city crews to do the same work is \$11,500. To do the removal of existing base and asphalt material, one contractor came in at \$21,660 and a second contractor came in at \$40,950. With city crews doing the same work, it would cost \$2,500. She further commented that there is several other types of work that it would cost more than what it would cost if city crews would do it.

Mrs. Balli continued with her presentation of the proposed budget. She started by stating that she verified the Tourism, Parks, and Golf Course, what she has found out after taking

into consideration the change list, the Tourism Fund would be an actual deficit budget of \$60,343; but she stated that she has found some additional revenues that would bring in about \$20,000 to offset that deficit. For Parks, there was about \$6,500 on the change list, so the deficit for the Parks would be \$306,592.

Commissioner Hinojosa asked that in the Tourism fund, it was mentioned that there would be a deficit? Mrs. Balli responded that this would be between revenues and expenditures, yes. Commissioner Hinojosa further commented that this was discussed the other day, that at a minimum on the advertisement we had to spend 14.58% and on the other one, the 15%, he asked that what if the city can't afford it and the fund balance is not able to support it, can the city not spend all the advertising money? He also asked what is the penalty if the city does not spend the required amount? Mrs. Balli responded by saying that there are State guidelines that say that you will spend no less than 15% on advertising, so the city doesn't have a choice in that matter. She further commented that there are other places that the city can cutback, but with this matter, it has to be done.

Commissioner Hinojosa again asked what is the penalty if the city does not spend it? He stated that he had asked an individual that was here a while back, and he doesn't think there is any penalty.

Mayor Fugate commented that he rather spend the money for advertising as it is good for the community.

Commissioner Hinojosa commented that he agrees with the Mayor but the city needs to cutback somewhere. He further commented that if the city doesn't have the money, how can it be spent.

Mrs. Balli asked the Commission to give her some direction as far as to what they would like for the tax rate to set at.

Commissioner Pecos asked what the rate was that staff was purposing. Mrs. Balli stated that what was proposed what right underneath the rollback rate so that we would have room to work with. She stated that it can be set at anything between the effective tax rate of \$.81247 and the rollback rate it was said that we would go \$.89000.

Mrs. Alvarez commented that the city could only go between the proposed rate and the effective rate.

Mayor Fugate asked Mrs. Balli what she is recommending the rate be? Mrs. Balli commented that it would make sense for the city to go half way between the effective rate and the rollback rate at the \$.85. She stated that she is aware that this is a jump from the \$.83 but the city is looking at \$23.04 for a \$100,000 valuation home.

Commissioner Hinojosa commented that he doesn't have a problem with the \$.85 but it will be more than \$23 that will be increased.

Mayor Fugate asked what this would add to the budget? Mrs. Balli responded that it would bring in about \$198,000 more that could be set aside in a separate fund that would not be touched and would only be able to be used in the case that something happened. She stated that the tax rate that the city had a year ago at the \$.84220, it would bring in \$104,000.

Commissioner Pecos commented that he would like to go with Mrs. Balli's recommendation of \$.85000.

Commissioner Leubert asked if it was \$.85 or \$.85304. Mrs. Balli responded that it is \$.85304. Leubert commented that she would be going with Mrs. Balli's recommendation as it is her job to tell the Commission what the city needs to have in order to make sure residents and the citizens of Kingsville get what they need, such as services and safety.

She further commented on the fact that a lot of our citizens are on some type of assistance, but they will be ok with the increase.

Commissioner Hinojosa commented that he doesn't mind going up to the \$.85304, as his increase will be \$131. He further stated that some citizens will be uncomfortable as they will be comparing us to the County as they went down on their taxes, but they don't realize that the city picked up the JK Northway and the Golf Course. He stated he understand that city needs the money therefore he doesn't have a problem with the \$.85. Mrs. Balli asked if he was stating the \$.85304 or \$.85000? Commissioner Hinojosa commented that he would like to go with what was being recommended by staff.

Commissioner Lopez commented that everyone is in agreement. She doesn't like increasing the taxes or anything else but the explanation that Mrs. Balli gave about next year doesn't really give any other choice. She further commented that this is a hard decision to make and doesn't feel that she has the votes to change it, therefore she will vote with whatever is good for the city, as she always does. She hates that the city is increasing insurance premiums on the employees as this is another hit on them. She stated that these are things that need to be thought of as well.

Commissioner Hinojosa commented that the effective tax rate may be able to be decreased next year as the city's tax value will be increasing, which is why he does not have an issue going up to the \$.85304.

Commissioner Lopez commented that so long the additional is put away in a separate fund for emergency needs.

Mayor Fugate commented that what the Commission is doing right now, most city's are doing the same.

Mrs. Balli then reported on the proposed budget. She continued with the Insurance plan changes. The monthly deductible increase is from \$250 to \$350. Increase employee premiums by 15%. Increase on generic co-pays from \$10 to \$15. Increase brand name co-pays from 30% to 35%. Eliminate First Health Network & replace with Referenced Based Pricing (Non-network providers). Emergency co-pay of \$250, then 100% co-insurance instead of deductible. Balli mentioned the rates that would be coming from the employees: employee only will go from \$46 to \$53; employee/child from \$90 to \$104; employee/spouse from \$126 to \$145; and employee/family from \$166 to \$191. She further stated that the COLA increase and longevity that will be given to the employee will offset some of the increase. This would be based on the employee's salary. She further stated that something else that was suggested was an Insurance incentive program, due to the financial health to the Insurance Fund, instead of offering a reduction in health premium cost for an employee who goes and gets an annual physical exam, we would set up an incentive program: There would be certain offerings, 3 days off, 2 days off, 1 day off (would not cost the city) a Fit Bit and/or other health related items. There would be certain activities that would get them an entry into the annual drawing for the above items.

Mrs. Balli further discussed the water and sewer rates. She stated that for FY 18-19, water rates were increased by 2%. The utility rate study recommended a 1% increase for FY 19-20. Fiscal Year 18-19 consumption decline that is estimated to be \$392,000 shortfall in water revenues. She further asked if the Commission will be doing any type of rate increase. She further stated that for FY 18-19, sewer rates were increased 18%. Fiscal year 19-20 utility rate study recommended a 16% increase. Fiscal year 18-19 consumption decline that is estimated to be \$262,000 shortfall in revenues. Mrs. Balli asked for recommendation from the Commission regarding the rate increases.

Mayor Fugate asked for Mrs. Balli's recommendation. Mrs. Balli recommended a 1% on the water rate and 8% on the sewer rate. This would be a total of 9% increase overall.

Commissioner Hinojosa asked that on the rate study, the 16% is only for commercial. Mrs. Balli responded no.

Mrs. Balli went over the compensation plan changes. There is a 1% COLA increase for all non-civil service positions. Longevity of \$2 per month per year of service capped at 25 years. New part-time Audio/Video Specialist for Police Department (29 hours/week). Additional health plan funding of \$181,399. Safety incentive for indoor employees reinstated. Separation pay for non-civil service positions revised: increase timeframe for leave payouts from 6 months to 9 months; create tiers for vacation payouts ranging from 80 to 200 hours; reduce number of eligible vacation hours for persons separating with less than 2 years of service from 120 hours to 80 hours; eliminate exclusion of exempt staff from regular sick leave payout (results in same benefits for all non-civil service employees). Additional certification pay.

Mrs. Balli stated that with the certification pay, there was some discussion about maybe making something in between the \$13.85 and \$18.47 for three of the certifications. What staff came up with is a \$16.00 certification pay the code enforcement officer, Municipal Court Deputy Clerk, and Paralegal. She stated that those three were at the \$13.85. This would affect seven employees and approximate 470, as she hasn't added it to the budget yet as she wanted to make sure the Commission was ok with those changes. Balli further spoke about the credit card convenience fee. Credit card convenience fee, \$2.50 per credit card transaction; Credit card fees are estimated at \$125,000 in cost; new fee would bring in estimated \$75,000 in revenues.

Commissioner Leubert asked that every time someone uses a credit card, it cost the city a fee, costing the city \$125,000 per year. She further asked if the what this would do is recoup some of the cost. Mrs. Balli responded yes.

Commissioner Lopez asked what the charge will be for the customer that will be using a credit card. Mrs. Balli state that the fee will be \$2.50 per charge. Lopez further asked if the both the city and customer will be paying a fee. Mrs. Balli responded yes. The city's fee will be a flat convenience fee.

Mrs. Balli stated that the Golf Course fees, annual green & cart fee go from \$2,500 to \$1,920; and locker fee go from \$180 year to \$100 per year.

Commissioner Leubert asked how much do the TAMUK Girls Golf Team pay for locker fees?

Mrs. Alvarez responded that it is not stated in the contract. It states that whatever the rate is at that time. Commissioner Leubert asked if it would come down to \$100. Mrs. Alvarez stated that if they were to add a new locker, once the new rates in play, they would pay the rate that it is at that time. Commissioner Leubert asked that if this fee changes that are being proposed are only for the year or can be changed later.

Mrs. Balli commented that the fees can be revisited at any time.

Mayor Fugate commented to go with staffs recommendation then revisit it at a later time.

Mrs. Alvarez commented that the golf course fees will come back in the form of an ordinance at a meeting in September.

2. Consider final passage of an ordinance amending Chapter XV-Land Use, Article 3-Subdivisions, section 15-3-1 through 15-3-19, revising platting procedures. (Director of Planning & Development Services).

Motion made by Commissioner Hinojosa to approve the ordinance amending Chapter XV-Land Use, Article 3-Subdivisions, section 15-3-1 through 15-3-19, revising platting procedures, seconded by Commissioner Lopez. The motion was

passed and approved by the following vote: Lopez, Hinojosa, Leubert, Pecos, Fugate voting "FOR".

3. Executive Session: Pursuant to Section 551.074, Texas Government Code, the Personnel Exception, the City Commission shall convene in Executive Session to deliberate the appointment, employment, and duties of the City Manager. (Mayor Fugate).

Mayor Fugate read the executive session and convened the meeting into closed session at 4:42 p.m.

Mayor Fugate reconvened the meeting into open session at 5:57 p.m.

VI. Adjournment.

There being no further business to come before the City Commission, the meeting was adjourned at 5:57 P.M.

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, TRMC, CMC, City Secretary

SEPTEMBER 9, 2019

A REGULAR MEETING OF THE CITY OF KINGSVILLE CITY COMMISSION WAS HELD ON MONDAY, SEPTEMBER 9, 2019 IN THE HELEN KLEBERG GROVES COMMUNITY ROOM, 400 WEST KING AVENUE, KINGSVILLE, TEXAS AT 6:00 P.M.

CITY COMMISSION PRESENT:

Sam R. Fugate, Mayor
Edna Lopez, Commissioner
Hector Hinojosa, Commissioner
Dianne Leubert, Commissioner
Arturo Pecos, Commissioner

CITY STAFF PRESENT:

Mary Valenzuela, City Secretary
Courtney Alvarez, City Attorney
Kyle Benson, IT Manager
Susan Ivy, Parks Manager
Deborah Balli, Interim City Manager
Charlie Sosa, Purchasing Manager
Diana Gonzales, Human Resources Director
Emilio Garcia, Health Director
Adrian Garcia, Fire Chief
Ricardo Torres, Police Chief
Bill Donnell, Public Works Director
Robert Rodriguez, Library Director
Cynthia Martin, Downtown Manager
David Soliz, Risk Manager
Rudy Mora, City Engineer
Derek Williams, IT Department

I. Preliminary Proceedings.

OPEN MEETING

Mayor Fugate opened the meeting at 6:00 p.m. with all five Commission members present.

INVOCATION / PLEDGE OF ALLEGIANCE – (Mayor Fugate)

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

MINUTES OF PREVIOUS MEETING(S)

None.

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

1. None.

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, Condemnation Update, 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; Landfill Update, Building Maintenance, Construction Updates; Park Services - grant(s) update, miscellaneous park projects, Emergency Management, Administration –Workshop Schedule, Interlocal Agreements, Public Information, Health Department, Hotel Occupancy Report, Quiet Zone, SEP, Legislative Update, Proclamations, Employee Recognition, Health Plan Update, Tax Increment Zone Presentation, Main Street Downtown, Chapter 59 project, Financial Advisor, Wastewater Treatment Plant, Water And Wastewater Rate Study Presentation, Golf Course, Library Summer Programs, Grants Update. No formal action can be taken on these items at this time."

Mayor Fugate presented a certificate and watch for retiree Mr. Jose Flores. Mr. Flores worked for the City of Kingsville for 40 years.

Mayor Fugate requested an update on demolitions for the next Commission meeting.

Mrs. Alvarez explained that item #11 was left blank as the information had not been received prior due to staff waiting for RFP's to come in at the time of posting the agenda. She further mentioned that the next Commission meeting is scheduled for September 23rd with a deadline for staff to turn in items by September 13th.

Commissioner Lopez stated that she would like for staff to place the minutes on the City's website. This would make it easier on everyone who would like to do some research on city business.

IV. Public Comment on Agenda Items.³

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

No public comments made.

V.

Consent Agenda

Notice to the Public

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

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

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

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

1. **Motion to approve expending funds from the City of Kingsville Employee Benefit Plan Trust for the 2019 City Health Fair (for employees and eligible dependents). (Human Resources Director).**

2. Motion to approve a resolution of the City of Kingsville, Texas, regarding several policies and resolutions such as designation of signatories, civil rights, citizen participation plan, Section 3, excessive force, Section 504, Fair Housing, and Code of Conduct Policies for TXCDBG Compliance. (Downtown Manager).

REGULAR AGENDA

CONSIDERATION OF MOTIONS, RESOLUTIONS, AND ORDINANCES:

VI. Items for consideration by Commissioners.⁴

3. 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, 2019 and ending September 30, 2020 in the particulars hereinafter stated. (Finance Director).

Mrs. Balli reported that the budget that is being proposed to be adopted is \$46,533,961.00. This changed from the this meeting to the last meeting as there were some State fees \$48,125 that staff is aware will be billed but haven't been billed from TCEQ.

Motion made by Commissioner Pecos to approve the 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, 2019 and ending September 30, 2020 in the particulars hereinafter stated, seconded by Commissioner Leubert.

Commissioner Lopez commented that she cannot support this budget that is so negative towards the citizens and our employees.

The motion was passed and approved by the following vote: Leubert, Pecos, Fugate voting "FOR". Lopez and Hinojosa voting "AGAINST".

4. 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, 2019 and ending September 30, 2020, 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).

Mrs. Balli stated that the tax rate that is in the proposed budget is \$.85304, and it's broken down with the M&O portion being \$.68522 with the debt service portion of the rate being \$.16782.

Motion made by Commissioner Pecos stating "I move that the property tax rate be increased by the adoption of a tax rate of \$0.85304, which is effectively a 4.99% percent increase in the tax rate", seconded by Commissioner Leubert.

Commissioner Leubert commented that they are moving this tax rate not for negativity for the employees or the citizens and also adopting the budget for the citizens and the employees. This is a positive but it depends on how you look at it. She further commented that if you want safety and things to do for your family; if you want water, sewer than you have to pay for it as we don't have a tax base yet, although it is being worked on. She also stated that maybe not all employees live in the city, but they care for their city and the citizens and they have to make hard choices. She stated that they are making hard choices, choices they don't want to make. They don't want to increase the budget or the tax rate on the citizens.

Commissioner Lopez commented that the Commission has every right to support the increase the tax rate and water rates and all other rates, but she has the right to voice her opinion as it is why she was voted in. She stated that during this budget, there was no discussion about adding more Firefighters or discuss safety during the budget

process. She stated that she feels as if a lot was left out and to her this is negative to the citizens. She also stated that there was a citizen last year that came and spoke up about water rate increase and people on fixed incomes, this is something she deals with every day. She commented that she gets calls everyday and she feels like that she cannot support this budget. She further commented that everyone who lives out of town, but she feels that when they presented a budget like that, she just can't support it. She stated that the information that was given to her was not enough information.

The motion was passed and approved by the following vote: Leubert, Pecos, Fugate voting "FOR". Lopez and Hinojosa voting "AGAINST".

5. Consider ratifying the property tax increase reflected in the 2019-2020 Annual Budget of the City of Kingsville (per the motion). (Finance Director).

Motion made by Commissioner Leubert to approve ratifying the property tax increase reflected in the 2019-2020 Annual Budget of the City of Kingsville (per the motion), seconded by Commissioner Pecos. The motion was passed and approved by the following vote: Leubert, Pecos, Fugate voting "FOR". Lopez and Hinojosa voting "AGAINST".

6. Consider a resolution authorizing the setting aside the difference in funds received from \$.83000 and \$.85304 tax rate into a special fund for future emergency and/or capital needs (to be decided by City Commission). (Interim City Manager).

Mrs. Balli commented that this was discussed during the budget process to adopt the \$.85304 and take the difference to set it aside in a special fund for future emergency and/or capital items as determined by the City Commission.

Motion made by Commissioner Leubert to approve the resolution authorizing the setting aside the difference in funds received from \$.83000 and \$.85304 tax rate into a special fund for future emergency and/or capital needs (to be decided by City Commission), seconded by Commissioner Pecos. The motion was passed and approved by the following vote: Leubert, Pecos, Fugate voting "FOR". Lopez and Hinojosa voting "AGAINST".

7. Consider introduction of an ordinance amending the City of Kingsville Code of Ordinances by amending Chapter III, Article 7, Personnel Policies. (Human Resource Director).

Mrs. Diana Gonzalez stated that the compensation plan includes the 1% COLA increase and the position of Audio/Visual part-time position for the Kingsville Police Department as well as the certification pay.

Introduction item.

8. Consider a resolution amending the City of Kingsville Administrative Policies and Procedures Manual, Policy No. 640.01 Safety Incentive Award Program. (Human Resource Director).

Mrs. Gonzales stated that this resolution will update Policy 640.01 Safety Incentive Award Program to include all non-civil service employees including both field and non-field personnel. One criteria that was changed is where you had two preventable accidents in the program year reduce it to one preventable accident per program year. She further stated that if they have one preventable accident, they will no longer be eligible for the award. Also, if they failed to timely file the incident within a timeframe, would make them ineligible for the award.

Commissioner Lopez asked why the change, going from 2 to 1? Mrs. Gonzales responded that it seemed to be detrimental to the policy itself. She further stated that if an employee thinks they can have two preventable accidents and have no

consequences to that, this way it would be more safety conscious. Commissioner Lopez asked if this was a change for indoor employees only. Mrs. Gonzales responded that this is for everyone. Commissioner Lopez further asked who looks into the accidents, is there a Safety Committee in place? Mrs. Gonzales responded that the Risk Manager has a Safety Committee that reviews all incidents and consider the incidents preventable or non-preventable.

Commissioner Lopez asked if the employees had a way of appealing the Committees decision. Mrs. Gonzales responded that there is an appeal where the employee can appear before the Committee and if the employee feels that it is not an adjust decision, the employee can present their case to the City Manager. Commissioner Lopez asked if it was the Committee to change it to one or did one individual decide this? Mrs. Gonzales responded that this had been discussed between the Risk Manager and herself since last year. Since the policy was being updated, it was a good opportunity to make that change. She further stated that it to prevent safety.

Commissioner Hinojosa asked how many members are in the Committee. Mrs. Gonzales responded that there is a six-member Committee in place which consist of different employees from different departments.

Mr. David Solis commented that there are representatives on this Committee from Public Works, Fire, Health, Parks & Recreation and Police. The Committee looks at the finding of the investigation and see if the incident was preventable and non-preventable.

Mayor Fugate commented that everyone understands what is being done.

Motion made by Commissioner Leubert to approve the resolution amending the City of Kingsville Administrative Policies and Procedures Manual, Policy No. 640.01 Safety Incentive Award Program, seconded by Commissioner Lopez and Commissioner Pecos. The motion was passed and approved by the following vote: Hinojosa, Leubert, Pecos, Lopez, Fugate voting "FOR".

9. Consider a resolution amending the City of Kingsville Administrative Policies and Procedures Manual, Policy No. 630.04 Separation Pay. (Human Resources Director).

Mrs. Gonzales stated that Policy 630.04 Separation Pay pertains to non-civil service staff. These revisions address several areas as indicated. Increase employment timeframe from 6 months to 9 months to be eligible to receive payouts of accrued vacation and sick leave upon separation. Creation of tiers for vacation payouts. The more time an individual is employed the higher number of accrued vacation hours available at separation. New tiers range from 80 hours to 200 hours. Reduce the number of eligible vacation hours for persons separating with less than 2 years of continuous service from 120 to 80 hours. Eliminate the exclusion of exempt staff from regular sick leave payout. Policy 630.04 was last updated on August 28, 2006. The financial impact, absorbed within affected departments. It is staff's recommendation to consider the revisions to Policy 630.04 Separation Pay.

Commissioner Hinojosa asked if the employee gets separated for any reason, the employee still receives it? Mrs. Gonzales responded yes. Commissioner Hinojosa asked if you still money from the city, you still get it? Or if you kill someone, you still get it?

Mrs. Alvarez commented that the Policy is the Policy, and responded yes.

Mrs. Gonzales commented that the Policy is not dependent on the type of separation.

Motion made by Commissioner Pecos to approve the resolution amending the City of Kingsville Administrative Policies and Procedures Manual, Policy No. 630.04 Separation Pay, seconded by Commissioner Leubert. The motion was

passed and approved by the following vote: Leubert, Pecos, Lopez, Hinojosa, Fugate voting "FOR".

10. Consider a resolution amending the City of Kingsville Administrative Policies and Procedures Manual, Policy No. 630.01 Longevity Pay. (Human Resources Director).

Mrs. Gonzales stated that Policy 630.01 Longevity Pay pertains to all full-time and part-time employees. Addition of longevity for non-civil service at \$2.00 per month per year of service is approximately \$36,240, which has been included in the budget.

Commissioner Lopez stated that the resolution states that it has an attachment of Exhibit A, but there is no Exhibit A attached.

Mrs. Alvarez responded that it was only suppose to be a clean copy of the Longevity Policy.

Mrs. Gonzales stated that there are three sentences to the Longevity Pay: Longevity pay applies to all full-time and part-time employees of the City of Kingsville; Longevity rates for non-civil service positions are established by the City Commission on an annual basis; and Longevity rates for civil service employees are established by their perspective collective bargaining agreements.

Motion made by Commissioner Leubert to approve the resolution amending the City of Kingsville Administrative Policies and Procedures Manual, Policy No. 630.01 Longevity Pay, seconded by Commissioner Pecos. The motion was passed and approved by the following vote: Pecos, Lopez, Hinojosa, Leubert, Fugate voting "FOR".

11. Consider a resolution authorizing the Mayor to enter into a Grant Administration Services Agreement between the City of Kingsville, Texas and for a 2020 Texas Capital Fund Main Street Grant. (Downtown Manager).

Mayor Fugate commented that he isn't sure if this a good thing to have done and further asked if this has ever been done.

Mrs. Alvarez responded no. Mayor Fugate asked why it is being done. Mrs. Alvarez responded that staff was made aware of a timeline and they couldn't get the RFP with the memo done to put it on the agenda before we had to publish the agenda. Alvarez further stated that we still have the public on notice as to what the City Commission is doing such as selecting someone for grant administrative services and there is no requirement that we identify the group on the heading of the agenda.

Mrs. Cynthia Martin, Downtown Manager commented that only Texas Main Street Communities are available and with 89 communities is eligible in that pool. She further stated that this year they have raised the grant amount to \$350,000 from \$250,000. This is a great opportunity that also has a low cash match.

Mayor Fugate asked what the cash match was. Mrs. Martin stated that it is a minimum of 5% but will probably recommend 10% to receive points. Martin further stated that part of the reason that this is a rush with a blank, is that Texas Department of Agriculture changes the grant guidelines every year. Now they have a system where they have a pre-approved list that they pre-vetted to do this. The process for the RFP is a little different as it is just a form for request for proposals. Mrs. Martin stated that only one proposal was received by the deadline of September 6, 2019 that being Grant Works. It is staffs recommended that Grant Works be chosen for application preparation and if a 2020 Main Street grant should be awarded to the City, administrative services pertaining to this grant.

Mayor Fugate asked Mrs. Alvarez if it is his understanding that it is ok to leave it blank.

Mrs. Alvarez stated that because the whole purpose of having the agenda is to put the public on notice of what you intend to do. You don't have to have a super high level of specificity, sometimes we can when we do, but with this particular instance we did let the public know that we would be going out for grant administrative services and what the purpose was for which was for the 2020 Texas Capital Fund Main Street Grant.

Mayor Fugate asked what the money would be used for. Mrs. Martin stated that it would be used for new sidewalks, curb & gutter and bulb outs, ADA compliant ramps, handicapped parking and improved lighting along Kleberg Ave and between 7th Street and 8th Street.

Mayor Fugate asked if we were informing the public. Mrs. Martin responded yes. She further commented that later there will be a resolution of support for the actual application.

Motion made by Commissioner Pecos to approve resolution authorizing the Mayor to enter into a Grant Administration Services Agreement between the City of Kingsville, Texas and for a 2020 Texas Capital Fund Main Street Grant, seconded by Commissioner Leubert. The motion was passed and approved by the following vote: Lopez, Hinojosa, Leubert, Pecos, Fugate voting "FOR".

12. Consider a resolution authorizing the Interim City Manager to enter into a Commercial Real Estate Listing Agreement Exclusive Right to Sell between the City of Kingsville and Monica Mendez of First Texas Realty. (Purchasing Manager).

Mr. Charlie Sosa stated that this is giving the authority for the City Manager to enter into a contract for the sale of five acres of land that the city has located on General Cavazos Blvd. west of the railroad tracks. It is being proposed that the city could sale this property for \$15,000 per acre.

Motion made by Commissioner Leubert to approve the resolution authorizing the Interim City Manager to enter into a Commercial Real Estate Listing Agreement Exclusive Right to Sell between the City of Kingsville and Monica Mendez of First Texas Realty, seconded by Commissioner Pecos. The motion was passed and approved by the following vote: Hinojosa, Leubert, Pecos, Lopez, Fugate voting "FOR".

13. Discuss and consider how to move forward with Census preparation. (Interim City Manager).

Mayor Fugate commented that he doesn't recall back in 2009 that this was done.

Commissioner Lopez asked if the county will have a committee.

Mrs. Balli stated that the county has its own count committee and the Judge stated that the city can join in with them or the city can do its own. She stated that the County has other communities that don't pertain to the city.

Commissioner Hinojosa commented that he prefers for the County to do it.

Mayor Fugate asked for the Commission not to act on this item. This would allow him to visit with the County Judge about what there intentions are, then come back and give a report to the Commission.

14. Consider awarding bid #RFP#19-9 for Internet and Data Services. (Purchasing Director).

Mr. Sosa stated that this item authorizes the City to negotiate into a contract with New Wave Communications for the City of Kingsville. RFP 19-09 Internet and Data Services will provide internet and data services for all city owned buildings. Staff published a Request for Proposal #19-09 in the newspaper on July 4, 2019 and July 18, 2019.

Request for Proposals were accepted until 2:00 p.m. on July 30, 2019. Four responses were received from Spectrum Enterprises of San Antonio, TX; Foremost Telecommunications, of Corpus Christi, TX; and AT&T Business of San Antonio, TX; and New Wave Communications of Phoenix, AZ. Purchasing and IT Department reviewed the RFP and found the information received to be responsive. Based on the proposals submitted from the four firms, New Wave Communications of Phoenix, AZ is the apparent best value for the city's internet and data services. Internet and Data Services will be funded through the Communications Budget of each department. It is staff's recommendation that the City negotiate a contract with New Wave Communications of Phoenix, AZ for the internet data services for city buildings.

Motion made by Commissioner Hinojosa to award bid #RFP#19-9 for Internet and Data Services to New Wave as per staff recommendation, seconded by Commissioner Lopez. The motion was approved by the following vote: Pecos, Lopez, Hinojosa, Leubert, Fugate voting "FOR".

15. Consider awarding bid RFP #19-11 for Water Well #19 Ground Storage Tank Replacement Project. (City Engineer).

Mr. Mora stated that the purpose of the project is to replace the existing Ground Storage Tank (GST) at Water Well No. 19. The address for the project is 315 N. 6th Street. It is located next to the City Xeriscape Garden Pavilion. The GST is in service since 2000. It currently has 34 patch repairs and 41 pin holes on the exterior and needs replacement. The life cycle of the galvanized storage tank is approximately 17 years, so it's exceeded that. The Engineering Department provided the engineering services for this project. The project was advertised in the local paper and online on August 1st and August 8th. A pre-bid was held on August 20, 2019 and the bid opening was on August 27, 2019. The base bid was to remove and install a new galvanized bolted tank. Alternate No. 1 includes a powder coated finish in lieu of a galvanized finish. Bids were received from two contractors which included TTE, LLC from Spicewood, TX, and Donald Hubert Construction from Kingsville, TX. References were verified for each of the contractors. Four options are being presented. The Base Bid ranged from \$183,500.00 to \$230,800.00. Base Bid plus Alternate No. 1 bid ranged from \$189,500.00 to \$235,885.00. The ground storage tank has been scheduled for replacement since 2016. The city would fund the project from account 054-5-6002-71200 which has \$189,500.00 allocated for ground storage tank replacement. It is staff's recommendation to award the project to TTE for the base bid and Alternate No. 1 in the amount of \$189,500.00 and authorizing the City Manager to execute a contractor.

Motion made by Commissioner Lopez to award the RFP #19-11 for Water Well #19 Ground Storage Tank Replacement Project to TTE as staff's recommendation, seconded by Commissioner Leubert. The motion was passed and approved by the following vote: Lopez, Hinojosa, Leubert, Pecos, Fugate voting "FOR".

16. Consider introduction of an ordinance amending the Fiscal Year 2018-2019 budget to clear up deficit accounts (receive and expend grant funds for Law Enforcement Off Stand Fund 009). (Director of Finance).

Introduction item.

17. Consider introduction of an ordinance amending the City of Kingsville Code of Ordinances, Chapter IX-General Regulations, Article 8-Parks and Recreation, providing for revised fees for the L.E. Ramey Golf Course Annual Cart Fee & Green Fee and the Monthly Locker Fee. (Parks Director).

Introduction item.

- 18. Consider introduction of an ordinance amending the City of Kingsville Code of Ordinances, Chapter V, Article 3-Water, providing for an increase in water rates. (Interim City Manager).**

Introduction item.

- 19. Consider introduction of an ordinance amending the City of Kingsville Code of Ordinances, Chapter V, Article 2-Sewers, providing for an increase in sewer rates. (Interim City Manager).**

Introduction item.

- 20. Discussion and consideration of request to remove barricades from an alley that runs between North 10th and North 12th Streets (parallel to E. Ave. A and E. Nettie). (City Engineer).**

Mr. Mora stated that a resident submitted a request to the City for removal of a barricade in an alley between 12th, 10th, E Ave a and E Nettie Ave. The Engineering Department sent letters to residents along E Ave A between 10th & 12th Street regarding the removal of the barricades that is located in the alley south of E Ave. A. From the 16 letters that were sent out to residents, 3 approved the removal and 4 opposed and 9 did not respond. The residents against were upset about the removal stating the barricade had been in place for the safety of their children that play in the area and if the barricade is removed, the area will be prone to high traffic and fast drivers making it a hazard for their children. This barricade has been in place for over 20 years without a complaint from any residents in the area. However, some property owners are not able to access their property through the alley. The Engineering Department researched the archives for City Commission meetings from 1980-1995 but was not able to find any information regarding the installation of the barricade. The removal of the barricade will not have any financial impact on the city.

Commissioner Lopez stated that she has met with residents and they don't approve the removal of the barricade. She stated that the area where the barricade is located is wide enough to make a U-turn.

Commissioner Leubert commented that she met with David Guytan about this years ago as to why this barricade was placed. What was happening is that people were using it as a shortcut and they would drive very fast which was a problem for everyone who lived there.

Mayor Fugate asked if this was done 20 years and no complaints were ever received.

Commissioner Lopez further commented that the area is kept clean and if it was removed it could become a safety issue.

Mayor Fugate asked for a motion to approve.

Mayor Fugate asked for a motion to approve.

Mayor Fugate asked for a motion to approve.

Item dies for a lack of motion.

- 21. Consider introduction of an ordinance amending the City of Kingsville Code of Ordinances Chapter VII, Article 5, Traffic Schedule II, providing for the removal of a school zone on East Caesar Ave. for St. Gertrude School and the removal of school zone signs. (City Engineer).**

Introduction item.

- 22. Executive Session: Pursuant to Section 551.087, Texas Government Code, Deliberations Regarding Economic Development Negotiations Exception, the City Commission shall convene in executive session to deliberate the offer of a**

financial or other incentive to a business prospect that the governmental body seeks to have locate, stay, or expand in or near the territory of the governmental body and with which the governmental body is conducting economic development negotiations. (Interim City Manager).

Mayor Fugate announced this executive session and convened the meeting into closed session at 6:05 p.m.

Mayor Fugate reconvened the meeting into open session at 7:06 p.m.

- 23. Consider a resolution authorizing the Mayor to execute an Economic Incentive Agreement between the City of Kingsville, Texas and Alpha Lake Ltd. (Chapter 380 Agreement). (City Attorney).**

Motion made by Commissioner Leubert to approve the resolution authorizing the Mayor to execute an Economic Incentive Agreement between the City of Kingsville, Texas and Alpha Lake Ltd. (Chapter 380 Agreement), seconded by Commissioner Lopez and Commissioner Pecos. The motion was passed and approved by the following vote: Lopez, Hinojosa, Leubert, Pecos, Fugate voting "FOR".

- 24. Discussion and consideration of a request from Kleberg County to provide a letter of commitment for grant matching funds for an EDA Grant for a Regional Training Center and Emergency Operating Center with no in-kind match. (Mayor Fugate).**

Mayor Fugate stated that he received a call from the County Judge that we had asked that as part of the \$537,500 that was put away for the EDA Grant and where Mr. Garza had put in for some in-kind funds. People from the grant stated that this could not be done. Mayor Fugate stated that staff had less than 24 hours to do something about this.

Mrs. Balli stated that staff had to have it to Petra who is the grant administrator. She further stated that staff had to have it to her by end of day Friday or they would lose the grant.

Mayor Fugate stated that it was a decision made by him and Mrs. Balli to draft up a letter stating that the City would withdraw the in-kind match and do a total cash match.

Motion made by Commissioner Lopez to approve a letter of commitment for grant matching funds for an EDA Grant for a Regional Training Center and Emergency Operating Center with no in-kind match, seconded by Commissioner Pecos.

Mayor Fugate commented that this is not something that he likes doing without the Commission being onboard or given an opportunity to voice their opinion. But as there was no other choice, it had to be done immediately.

The motion was passed and approved the following vote: Hinojosa, Leubert, Pecos, Lopez, Fugate voting "FOR".

- 25. Consider a resolution of the City of Kingsville, Texas supporting Kleberg County's Application to the U.S. Department of Commerce, Office of Economic Development Administration under the Disaster Supplemental Funding Economic Adjustment Program for a Regional Public Safety Training Facility and Emergency Operations and Command Center, certifying that the City of Kingsville is in support of the application and willing to provide up to \$537,500 in cash match for the grant. (Mayor Fugate).**

Motion made by Commissioner Lopez to approve the resolution of the City of Kingsville, Texas supporting Kleberg County's Application to the U.S. Department of Commerce, Office of Economic Development Administration under the Disaster Supplemental Funding Economic Adjustment Program for a

Regional Public Safety Training Facility and Emergency Operations and Command Center, certifying that the City of Kingsville is in support of the application and willing to provide up to \$537,500 in cash match for the grant, seconded by Commissioner Pecos.

Mayor Fugate commented that he attended the County Commissioners meeting this morning and during public comments he congratulated the Commissioners Court for having the initiative in getting this grant. He stated that he also pointed out to them that he was concerned about their budget and tax rate as this is bricks and mortars and doesn't deal with operations.

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

VI. Adjournment.

There being no further business to come before the City Commission, the meeting was adjourned at 7:12 P.M.

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, TRMC, CMC, City Secretary

SEPTEMBER 23, 2019

A REGULAR MEETING OF THE CITY OF KINGSVILLE CITY COMMISSION WAS HELD ON MONDAY, SEPTEMBER 23, 2019 IN THE HELEN KLEBERG GROVES COMMUNITY ROOM, 400 WEST KING AVENUE, KINGSVILLE, TEXAS AT 6:00 P.M.

CITY COMMISSION PRESENT:

Sam R. Fugate, Mayor
Edna Lopez, Commissioner
Hector Hinojosa, Commissioner
Dianne Leubert, Commissioner
Arturo Pecos, Commissioner

CITY STAFF PRESENT:

Mary Valenzuela, City Secretary
Courtney Alvarez, City Attorney
Kyle Benson, IT Manager
Derek Williams, IT
Susan Ivy, Parks Manager
Deborah Balli, Finance Director
Charlie Sosa, Purchasing Manager
Diana Gonzales, Human Resources Director
Emilio Garcia, Health Director
Rudy Mora, City Engineer
Adrian Garcia, Fire Chief
Ricardo Torres, Police Chief
Ron Lee, Fire Marshall

I. Preliminary Proceedings.

OPEN MEETING

Mayor Fugate opened the meeting at 6:00 P.M. with all five Commission members present.

INVOCATION / PLEDGE OF ALLEGIANCE – (Mayor Fugate)

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

MINUTES OF PREVIOUS MEETING(S)

Special Meeting- August 19, 2019

Motion made by Commissioner Pecos to approve the minutes of August 19, 2019 as presented, seconded by Commissioner Lopez. The motion was passed and approved by the following vote: Lopez, Hinojosa, Leubert, Pecos, Fugate voting "FOR".

Special Meeting- September 3, 2019

Motion made by Commissioner Lopez to approve the minutes of September 3, 2019 as presented, seconded by Commissioner Hinojosa. The motion was passed and approved by the following vote: Hinojosa, Leubert, Pecos, Lopez, voting: "FOR". Fugate "ABSTAINED".

Special Meeting- September 17, 2019

Motion made by Commissioner Hinojosa to approve the minutes of September 17, 2019 as presented, seconded by Commissioner Pecos. The motion was passed and approved by the following vote: Leubert, Pecos, Hinojosa, Fugate voting "FOR". Lopez "ABSTAINED".

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

1. None.

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, **Condemnation Update**, 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; Landfill Update, Building Maintenance, Construction Updates; Park Services - grant(s) update, miscellaneous park projects, Emergency Management, Administration –Workshop Schedule, Interlocal Agreements, Public Information, Health Department, Hotel Occupancy Report, Quiet Zone, SEP, Legislative Update, Proclamations, Employee Recognition, Health Plan Update, Tax Increment Zone Presentation, Main Street Downtown, Chapter 59 project, Financial Advisor, Wastewater Treatment Plant, Water And Wastewater Rate Study Presentation, Golf Course, Library Summer Programs, Grants Update. No formal action can be taken on these items at this time."*

Mrs. Cynthia Martin, Downtown Manager gave a brief update on condemnations. Martin reported that four demolitions were completed, 428 Ailsie, 630 W. Fordyce, 513 W. Johnston, and 510 E. Ave. B. These demolitions were done by city crews. Voluntary demolitions are 721 E. Johnston and 1503 E. Santa Gertrudis. There is one pending demolition which is the old Kingsville Publishing building. Mrs. Martin further stated that progress has been made to 213 E. Santa Gertrudis. They have restored the east side of the building and most of the front. It is still a working in progress project.

Commissioner Lopez asked what the time was for the 213 E. Santa Gertrudis project to be completed. Mrs. Martin responded that she believes it is the 12th of September to do the two sides, which they are very close to completion.

Commissioner Hinojosa commented that he has seen that they are making progress on this property.

Mayor Fugate asked if the City will make them bring this property up to code, such as the plumbing and electrical.

Mrs. Martin responded that she believes that the agreement with Mr. Ginter was to take care of the exterior of the structure.

Commissioner Lopez asked Mrs. Courtney Alvarez, City Attorney if she would be able to answer these questions. Mrs. Alvarez responded that she would prefer to look at the agreement before making any comments as she does not want to misquote.

Mayor Fugate commented that he would like to know what was on that agreement. He further commented that if he recalls correctly, there were children living in this house and the house was not up to code, particularly the electrical.

Commissioner Lopez commented that if she recalls correctly, the windows to this property were boarded up which is against city ordinance. Mrs. Martin commented that those boards have been removed as they have replaced the windows.

Commissioner Leubert commented that the property owner has done a lot of work and are working very hard to bring this property to where it needs to be.

Mayor Fugate presented a proclamation for Fire Prevention Month.

Mr. Jaime Cantu of the Kingsville Boxing Club recognized two Boxer, Damian Guajardo and Fabian Navarro. These two gentlemen have been with the Boxing Club for a while.

Mrs. Alvarez reported that the next City Commission is scheduled for October 15th with a deadline to staff to submit agendas items on October 2nd. She further commented that there was a notice in the Kingsville Record for a public hearing that was scheduled for tonight's meeting, but the property owner has decided to rethink what they would like to do with the property, so they opted to not placing the item before the Planning & Zoning Commission and not to move forward with the public hearing tonight.

IV. Public Comment on Agenda Items.³

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

Mrs. Lucy Camarillo, 1001 S. 24th she praised the City for a good job that has been done on Caesar Street between 6th Street and 14th Street. She further commented that since she lives on 24th Street there is a ditch on Caesar. With about 125 homes that have been built in the Wild Wood Trails Subdivision, there is a lot more traffic. She stated that her neighbor's family was concerned about their loved one walking up and down doing her exercises that they have removed her from her home and have taken her to a nursing home. They are now disposing of all her furniture simply because there is no walkway down that street. Camarillo further commented that something needs to be done with that ditch. She stated that she has volunteered her humble services to the City once before and she did it again today and she was challenged. She stated that the reason she is here today, is to get some grant money and do something with that ditch. She feels that the street needs to be widened and something needs to be done. She further stated that the revenue that is being generated from the taxes from these 125 homes, there should be a few extra monies that can be used to do something about the ditch. She further offered her assistance to the city should they need assistance in getting a grant.

V.

Consent Agenda

Notice to the Public

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

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

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

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

1. Motion to approve final passage of an ordinance amending the City of Kingsville Code of Ordinances by amending Chapter III, Article 7, Personnel Policies, (Human Resource Director).
2. Motion to approve final passage of an ordinance amending the Fiscal Year 2018-2019 budget to clear up deficit accounts (receive and expend grant funds for Law Enforcement Off Stand Fund 009). (Director of Finance).
3. Motion to approve final passage of an ordinance amending the City of Kingsville Code of Ordinances, Chapter IX-General Regulations, Article 8-Parks and Recreation, providing for revised fees for the L.E. Ramey Golf Course Annual Cart Fee & Green Fee and the Monthly Locker Fee. (Parks Director).
4. Motion to approve final passage of an ordinance amending the City of Kingsville Code of Ordinances Chapter VII, Article 5, Traffic Schedule II, providing for the removal of a school zone on East Caesar Ave. for St. Gertrude School and the removal of school zone signs. (City Engineer).

REGULAR AGENDA

CONSIDERATION OF MOTIONS, RESOLUTIONS, AND ORDINANCES:

VI. Items for consideration by Commissioners.⁴

5. Discuss and consider presentation by County Judge for potential application to USDA for loan for additional animal control building. (Interim City Manager).

No discussion or action was taken on this item as County Judge Madrid not able to make the meeting.
6. Consider final passage of an ordinance amending the City of Kingsville Code of Ordinances, Chapter V, Article 3-Water, providing for an increase in water rates. (Interim City Manager).

Motion made by Commissioner Leubert to approve the ordinance amending the City of Kingsville Code of Ordinances, Chapter V, Article 3-Water, providing for an increase in water rates, seconded by Commissioner Pecos.

Mayor Fugate asked if the rate was to be increase by 1%. Mrs. Balli responded that they will be increased by 1%.

The motion was passed and approved by the following vote: Leubert, Pecos, Fugate voting "FOR". Lopez and Hinojosa voting "AGAINST".

7. Consider final passage of an ordinance amending the City of Kingsville Code of Ordinances, Chapter V, Article 2-Sewers, providing for an increase in sewer rates. (Interim City Manager).

Motion made by Commissioner Pecos to approve the ordinance amending the City of Kingsville Code of Ordinances, Chapter V, Article 2-Sewers, providing for an increase in sewer rates, seconded by Commissioner Leubert.

Mayor Fugate asked if the rate was to be increased by 8%. Mrs. Balli responded that they will be increased by 8%.

Commissioner Leubert commented that it had been suggested to increase by 16% but only doing 8%. She stated that they want the citizens of this community to have water

and sewer and this is what it takes. She further commented that this is not something that they want to do, but they have no other choice. Reason for the increase being so high is that this rate had been slowly increased in the last few years. She further commented that repairs to the clarifier are not cheap or repair anything else it is not cheap. Therefore, this has to be done in order to give the citizens the services they deserve.

The motion was passed and approved by the following vote: Leubert, Pecos, Fugate voting "FOR". Lopez and Hinojosa voting "AGAINST".

8. Consider a resolution approving the City of Kingsville's 2019 Tax Roll as submitted by the Kleberg County Tax Assessor-Collector pursuant to the Texas Property Tax Code, Chapter 26, Section 26.09(e). (Finance Director).

Motion made by Commissioner Pecos to approve the resolution approving the City of Kingsville's 2019 Tax Roll as submitted by the Kleberg County Tax Assessor-Collector pursuant to the Texas Property Tax Code, Chapter 26, Section 26.09(e), seconded by Commissioner Leubert.

Commissioner Leubert commented that if they want to do their due diligence, they have no choice than to make sure that our citizens are protected.

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

9. Consider a resolution authorizing the Interim City Manager to enter into a Collective Bargaining Agreement between the City of Kingsville and the Kingsville Law Enforcement Association for Fiscal Year 2019-2020. (Human Resource Director).

Mrs. Diana Gonzales, Human Resources Director went over some of the changes to the Collective Bargaining Agreement with the Kingsville Law Enforcement. She stated that this is a 1-year agreement. There are a few articles that were adjusted/revised. Some of the changes are: clarifying language in Article 7 for entry level hiring of those who actively police officers; Article 9 Promotions, Section 4 promotion process; Article 16 shotgun racks; Article 20 holidays; Article 29 compensation; Article 31 employees' investigation and disciplinary action. Gonzales further commented that the agreement has been approved by KLEA.

Motion made by Commissioner Leubert to approve the resolution authorizing the Interim City Manager to enter into a Collective Bargaining Agreement between the City of Kingsville and the Kingsville Law Enforcement Association for Fiscal Year 2019-2020, seconded by Commissioner Pecos. The motion was passed and approved by the following vote: Leubert, Pecos, Lopez, Hinojosa, Fugate voting "FOR".

10. Executive Session: Pursuant to Section 551.074, Texas Government Code, the Personnel Exception, the City Commission shall convene in Executive Session to deliberate the appointment, employment, and duties of the City Manager. (Mayor Fugate).

Mayor Fugate announced the executive session and convened the meeting into closed session at 6:32 p.m.

Mayor Fugate reconvened the meeting into open session at 7:06 p.m.

11. Consider acting on information from executive search consultant for the City Manager position. (Mayor Fugate).

Mayor Fugate stated that it is the consensus of the Commission that the following candidates will be interviewed for the position of City Manager: Shawna Burkhardt from

Lamesa; Mark McLaughlin from Flatonia; Dawn Doering from Edna; Chris Whittaker from Rockdale; Craig Lindholm from Winnisboro; and David Harris from Balcones Heights. These are the six finalists that the Commission will be interviewing on October 16th.

Motion made by Commissioner Leubert to approve the six finalist candidates to be interviewed by the City Commission for the position of City Manager, seconded by Commissioner Hinojosa. The motion was passed and approved by the following vote: Pecos, Lopez, Hinojosa, Leubert, Fugate voting "FOR".

12. Consider health insurance stop-loss carrier for FY19-20. (Human Resources Director).

Mrs. Gonzales stated that the fiscal year 2019-2020 is year 2nd of a 3-year administrative services agreement with ENTRUST, INC. for third-party health administration. Each year ENTRUST evaluates stop-loss proposals for the City's Stop Loss coverage. For FY 2019-2020, ENTRUST has indicated the best value of the City was to change from Westport Insurance to Companion Life. On July 16, 2018, City Commission approved ENTRUST as the City's third-party administrator. On September 17, 2018, City Commission approved Stop Loss by Westport Insurance. As the Stop Loss was specifically approved, this item is before the City Commission for consideration of Companion Life for Stop Loss coverage for FY 2019-2020. Based on projections, the estimated annual cost for Specific Stop Loss with Companion Life is \$609,708 which is a \$63,953 increase from FY 18-19 and an estimated annual cost for Aggregate Stop Loss is \$18,135 which is a \$4,261 increase from FY 18-19. The projections were presented during the FY 2019-2020 budget workshop and incorporated in the final FY 2019-2020 budget. Utilize Companion Life as Stop Loss carrier as per ENTRUST recommendation for FY 2019-2020 as the best value for the City.

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

13. Consider a resolution amending the City of Kingsville Administrative Policies and Procedures Manual, Policy No. 830.00-Substance Abuse Policy. (Human Resources Director).

Mrs. Gonzales stated that Policy 830 Substance Abuse is recommended for revision to update policy and clarify classifications eligible for testing. The Policy addresses the following: Applicant Testing, for individuals having received a conditional offer of employment; Reasonable Suspicion Testing, Physical symptoms or manifestations of being under the influence, Direct observation of drug or alcohol use, Reliable, credible and independently corroborated report, Evidence that individual has tampered with a test, Evidence that individual involved in use, possession, sale, solicitation or transfer of drugs/alcohol; Post Accident Testing, When operating City vehicle and or mobile equipment which involves injury and/or property damage; Random Testing, Employees in safety sensitive positions and employees maintaining commercial drivers' license; Return to Duty and Follow up Testing, After completion of qualified substance abuse program, Substance Abuse Professional (SAP) for CDL drivers, Other qualifies program for non-CDL individuals; Scheduled, Periodic Testing, Designation of DOT group for CDL holders as mandated by federal regulation and Designation of non-DOT groups. Policy 830.00 was last updated on August 28, 2006. Incorporated in the Human Resource budget.

Motion made by Commissioner Leubert to approve the resolution amending the City of Kingsville Administrative Policies and Procedures Manual, Policy No. 830.00-Substance Abuse Policy, seconded by Commissioner Hinojosa and

Commissioner Pecos. The motion was passed and approved by the following vote: Hinojosa, Leubert, Pecos, Lopez, Fugate voting "FOR".

14. Consider a resolution authorizing the Mayor to execute a Sister Cities Declaration between the City of Valle Hermosa, Tamaulipas, United Mexican States and the City of Kingsville, Texas, United States of America. (Interim City Manager).

Motion made by Commissioner Leubert to approve the resolution authorizing the Mayor to execute a Sister Cities Declaration between the City of Valle Hermosa, Tamaulipas, United Mexican States and the City of Kingsville, Texas, United States of America, seconded by Commissioner Lopez and Commission Pecos. The motion was passed and approved by the following vote: Leubert, Pecos, Lopez, Hinojosa, Fugate voting "FOR".

15. Consider a resolution providing for a credit/debit card convenience fee for credit/debit card transactions with the City of Kingsville. (Finance Director).

Motion made by Commissioner Pecos to approve the resolution providing for a credit/debit card convenience fee for credit/debit card transactions with the City of Kingsville, seconded by Commissioner Hinojosa. The motion was passed and approved by the following vote: Pecos, Lopez, Hinojosa, Leubert, Fugate voting "FOR".

16. Consider accepting a donation from AEP for the TML Region 11 Meeting hosted by the City of Kingsville. (City Secretary).

Motion made by Commissioner Lopez to approve the donation from AEP for the TML Region 11 Meeting hosted by the City of Kingsville, seconded by Commissioner Hinojosa. The motion was passed and approved by the following vote: Lopez, Hinojosa, Leubert, Pecos, Fugate voting "FOR".

17. Consider introduction of an ordinance amending the Fiscal Year 2018-2019 budget to receive and expend funds for the donation from AEP for the TML Region 11 Meeting. (City Secretary).

Introduction item.

18. Consider a donation from the Civitan Club for specialized playground equipment. (Parks Director).

Motion made by Commissioner Leubert to approve the donation from the Civitan Club for specialized playground equipment, seconded by Commissioner Lopez. The motion was passed and approved by the following vote: Hinojosa, Leubert, Pecos, Lopez, Fugate voting "FOR".

19. Consider introduction of an ordinance amending the Fiscal Year 2018-2019 budget to receive and expend funds for the donation from the Civitan Club for a therapeutic swing and a generational swing for Corral Park. (Parks Director).

Introduction item.

20. Consider introduction of an ordinance amending the Fiscal Year 2018-2019 budget to set aside additional cash match for the City's commitment to the County's EDA Grant for JK Northway Renovations. (Interim City Manager).

Mrs. Alvarez stated that at the last meeting, the Commission as a body authorized the change of the cash match since they were no longer going to be allowing the in-kind services. Because the Commission authorized this to occur, now this will allow it to be reflected in the budget.

Introduction item.

21. Consider a resolution authorizing the Interim City Manager to enter into a Standard Form of Agreement between the City of Kingsville and Contractor on the Basis of a Stipulated Price for Water Well #19 Ground Storage Tank Replacement Project (RFP#19-11). (City Engineer).

Mr. Rudy Mora, City Engineer reported that this was brought on September 9th where it didn't include the resolution. This project is under \$190,000. It is staffs recommendation and authorizing the City Manager to execute a contract with TTE, LLC of Spicewood, TX.

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

22. Consider a resolution authorizing the Interim City Manager to enter into a Business Service Agreement between NewWave, Inc. and the City of Kingsville for internet and data services (RFP#19-09). (Purchasing Manager).

Motion made by Commissioner Pecos to approve this resolution authorizing the Interim City Manager to enter into a Business Service Agreement between NewWave, Inc. and the City of Kingsville for internet and data services (RFP#19-09), seconded by Commissioner Lopez. The motion was passed and approved by the following vote: Pecos, Lopez, Hinojosa, Leubert, Fugate voting "FOR".

23. Discussion of the City of Kingsville Street Improvement & Maintenance Program FY19-20 and financing options. (City Engineer).

Mr. Mora stated that a list of streets was provided to the City Commission that were in the proposed budget. The list has approximately 31 streets for improvements. He stated that he is aware that Santa Rosa and Corral have been mentioned before, which is not on the list. If this road is done, which does need to be rehabilitated, it would wipe out what is being allocated for what we have in our budget. Mora stated that what staff is looking for is some direction from the Commission would like to allocate the money into. Mora further stated that he is following the Street Maintenance Improvement Program (SMIT) which is based per year on certain streets. He stated that the way this list came out was the items from 2016, 2017, & 2018 there were certain streets that only half of them were done. They never went back to those streets in order to finish out those years. Therefore, this list before the Commission is a compilation of those streets in the previous years.

Commissioner Leubert asked how long it will take to get all the streets on the list finished, weather permitting.

Mr. Mora responded that it would take about one week per block.

Commissioner Hinojosa asked about that the Casear Corridor Project, \$600,000.

Mr. Mora responded that this project is already done and has been zeroed out.

Mayor Fugate asked what staff would like to do.

Mr. Mora stated that staff did budget for a consultant, Integrated Management Systems, and they will go back to analyze the streets as well as reprioritize the streets. What we have currently we haven't been able to keep up with it. Staffing issues and weathering permitting, play into how much can be done. Mora stated that he is looking at what the consultant recommends, but what is listed on the list now, is a good start until the consultant comes onboard.

Commissioner Lopez asked when this list was put together. Mr. Mora responded that this is a list from 2015.

Commissioner Leubert commented that the money that will be used to pay a consultant, can actually be put back into the streets. She asked why staff is looking into hiring a consultant.

Mr. Mora commented that he feels that having a third party can bring back an unbiased recommendation.

Commissioner Lopez asked if she can get an estimate of what the consultant's fee. Mr. Mora responded the fee is \$40,000, which half would be paid from General Fund and the other half from Utility Fund.

Mayor Fugate asked direction from the Commission.

The Commission recommend for staff to work on neighborhood streets.

24. Discuss and consider how to move forward with Census preparation. (Interim City Manager).

Mrs. Balli stated that she has spoken with the County Judge letting him know that the City is interested in joining them, so now she is waiting to hear from him to see what all they will need from the City.

Mayor Fugate stated that this is a good idea as we would want a good count for the 2020 Census.

No action taken.

25. Consider out-of-state travel for Mayor Fugate to Washington, D.C. September 29-October 2, 2019 for naval affairs. (Mayor Fugate).

Motion made by Commissioner Leubert to approve this out-of-state travel for Mayor Fugate, seconded by Commissioner Lopez. The motion was passed and approved by the following vote: Hinojosa, Leubert, Pecos, Lopez voting "FOR". Fugate "ABSTAINED".

26. Consider introduction of an ordinance amending the City of Kingsville Code of Ordinances Chapter III-Administration, providing for revision of Article 1-City Commission). (City Attorney).

Mrs. Alvarez stated that there was a new House Bill in the last Legislative Session that indicated that governing bodies should make time before or during the body's consideration of the item for the public to speak. The Commission can set rules on time limits on how long an individual can speak. If a member of the public addresses the Commission through a translator, they will be given twice the amount of times as a member for the public who does not require the assistance of a translator. Some other small revisions were made to this section of the ordinance such as changing the time of the start of Commission meetings from 6:00 p.m. to 5:00 p.m. Also updated was the street address for City Hall. There was also some change to comply with the State Law as well as cleaned up some language such as in Section I, stating persons not permitted within the rails, change to dais.

Introduction item.

27. Discussion of new state legislation and impacts on City. (Interim City Manager).

Mrs. Balli mentioned that there are two items that need to be discussed, One the Cyber Security Training that will need to be taken by all elected officials. The second item is the temporary custodian of records. This is for any city business that is done via any electronic device by an elected official. As this new law came into effect, it is staff's recommendation that all elected officials be issued a city cell phone so that any city business can be done through that device.

28. Consider a resolution authorizing the City to purchase 30.469 acres of land near NAS-Kingsville for encroachment prevention near the base pursuant to the State Defense Economic Adjustment Assistance Grant program award and authorizing the Interim City Manager to execute any necessary documents on the City's behalf. (Purchasing Manager).

Motion made by Commissioner Pecos to approve the resolution authorizing the City to purchase 30.469 acres of land near NAS-Kingsville for encroachment prevention near the base pursuant to the State Defense Economic Adjustment Assistance Grant program award and authorizing the Interim City Manager to execute any necessary documents on the City's behalf, seconded by Commissioner Leubert and Commissioner Hinojosa. The motion was passed and approved by the following vote: Leubert, Pecos, Lopez, Hinojosa, Fugate voting "FOR".

VI. Adjournment.

There being no further business to come before the City Commission, the meeting was adjourned at 7:44 P.M.

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, TRMC, CMC, City Secretary

PUBLIC HEARING(S)

PUBLIC HEARING #1

City of Kingsville
Department

TO: Mayor and City Commissioners

CC: Deborah Balli, Interim City Manager

FROM: Cynthia Martin, Interim Director of Planning & Dev. Services

DATE: October 1, 2019

SUBJECT: Request for alcohol variance for a Mixed Beverage permit (MB) and Beverage Cartage Permit (PE) for the establishment known as Kingsville Steak House at 2215 Brahma Blvd

Summary: The applicant, Kingsville Steak House LLC, is requesting this variance for the Kingsville Steakhouse at 2215 Brahma Blvd.

Background: The new Kingsville Steakhouse will be opening in a location formerly occupied by another restaurant, since closed, which had no liquor license. Per City Ordinance § 11-3-4, which was adopted April 9, 2018, the sale of alcoholic beverages by a dealer whose place of business is within 300 feet of a church or public hospital or within 300 feet of a public or private school, daycare or childcare facility is prohibited, unless a variance is obtained from the City Commission. After performing research and physical inspection for the property at 2215 Brahma Blvd., it has been concluded that the property in question does fall into the 300 foot boundary of one school i.e. H.M. King High School.

Financial Impact: The owners of this new steakhouse hope to increase their business by being able to serve liquor in their restaurant, a move that would serve to increase sales tax revenue.

Recommendation: Approve the alcohol variance as requested.



Mary Valenzuela

From: Mary Valenzuela
Sent: Tuesday, August 20, 2019 8:05 AM
To: Rutilio "Rudy" Mora
Subject: Kingsville Steakhouse Alcohol Application
Attachments: Alcohol Application - Kingsville Steakhouse 082019.pdf

Good morning Rudy,

Attached is an alcohol application for Kingsville Steakhouse located at 2215 Brahma Blvd. Please have your staff verify if this location complies with all city ordinances and state requirements. As per City Ordinance § 11-3-4, which was adopted on April 9, 2018, The sale of alcoholic beverages by a dealer whose place of business is within **300 feet** of a church or public hospital or within 300 feet of a public or private school, daycare or child care facility is prohibited, unless a variance is obtained from the City Commission.

I will be out of the office the rest of this week for conference, so if I can get this back by early next week, I would greatly appreciate it. Thanks.

Thank you,
Mary Valenzuela, TRMC, CMC
City Secretary
400 W. King Ave./P.O. Box 1458
Kingsville, Texas 78364
Home Rule, pop. 26,213
Office: (361) 595-8002
Fax: (361) 595-8024



ATTENTION PUBLIC OFFICIALS

A "Reply to All" of this e-mail could lead to violations of the Texas Open Meetings Act. Please reply only to the sender.

Please note that any correspondence, such as e-mail or letters, sent to City staff or City officials may become a public record and made available for Public/media review.



TEXAS ALCOHOLIC
BEVERAGE COMMISSION

ON-PREMISE PREQUALIFICATION PACKET

received

8/20/19

L-ON
(12/2017)

Submit this packet to the proper governmental entities to obtain certification for the type of license/permit for which you are applying as required by Sections 11.37, 11.39, 11.46(b), 61.37, 61.38, 61.42 and Rule §33.13

Contact your local TABC office to verify requirements of Sections 11.391 and 61.381 as you may be required to post a sign at your proposed location 60-days prior to the issuance of your license/permit.

All statutory and rule references mentioned in this application refer to and can be found in the Texas Alcoholic Beverage Code or Rules located on our website. www.tabc.texas.gov/laws/code_and_rules.asp

LOCATION INFORMATION

1. Application for: <input type="checkbox"/> Original <input type="checkbox"/> Add Late Hours Only License/Permit Number			
<input type="checkbox"/> Reinstatement License/Permit Number			
<input type="checkbox"/> Change of Licensed Location License/Permit Number			
2. Type of On-Premise License/Permit			
<input type="checkbox"/> BG Wine and Beer Retailer's Permit	<input type="checkbox"/> LB Mixed Beverage Late Hours Permit		
<input type="checkbox"/> BE Beer Retail Dealer's On-Premise License	<input type="checkbox"/> MI Minibar Permit		
<input type="checkbox"/> BL Retail Dealer's On-Premise Late Hours License	<input type="checkbox"/> CB Caterer's Permit		
<input type="checkbox"/> BP Brewpub License	<input type="checkbox"/> FB Food and Beverage Certificate		
<input type="checkbox"/> V Wine & Beer Retailer's Permit for Excursion Boats	<input checked="" type="checkbox"/> PE Beverage Cartage Permit		
<input type="checkbox"/> Y Wine & Beer Retailer's Permit for Railway Dining Car	<input type="checkbox"/> RM Mixed Beverage Restaurant Permit with FB		
<input checked="" type="checkbox"/> MB Mixed Beverage Permit			
<input type="checkbox"/> O Private Carrier's Permit - For Brewpubs (BP) with a BG only			
3. Indicate Primary Business at this Location			
<input checked="" type="checkbox"/> Restaurant	<input type="checkbox"/> Sporting Arena, Civic Center, Hotel	<input type="checkbox"/> Bar	
<input type="checkbox"/> Grocery/Market	<input type="checkbox"/> Sexually Oriented	<input type="checkbox"/> Miscellaneous	
4. Trade Name of Location			
Kingsville Steakhouse			
5. Location Address			
2215 Brahma Blvd			
City	County	State	Zip Code
Kingsville	Kleberg	TX	78363
6. Mailing Address		City	State Zip Code
7. Business Phone No.	Alternate Phone No.	E-mail Address	

OWNER INFORMATION

8. Type of Owner			
<input type="checkbox"/> Individual	<input type="checkbox"/> Corporation	<input type="checkbox"/> City/County/University	
<input type="checkbox"/> Partnership	<input checked="" type="checkbox"/> Limited Liability Company	<input type="checkbox"/> Other	
<input type="checkbox"/> Limited Partnership	<input type="checkbox"/> Joint Venture		
<input type="checkbox"/> Limited Liability Partnership	<input type="checkbox"/> Trust		
9. Business Owner/Applicant			
Kingsville Steakhouse LLC.			
10. Are you, the applicant a veteran-owned business? <input type="radio"/> Yes <input checked="" type="radio"/> No			
11. Are you, the applicant a Historically Underutilized Business (HUB)? <input type="radio"/> Yes <input checked="" type="radio"/> No			



CITY OF
KINGSVILLE

MEMORANDUM

Date	Thursday, August 29, 2019
To	Mary Valenzuela, City Secretary
From	Engineering Department
Subject	Alcohol License for 2215 Brahma Blvd

Mrs. Valenzuela,

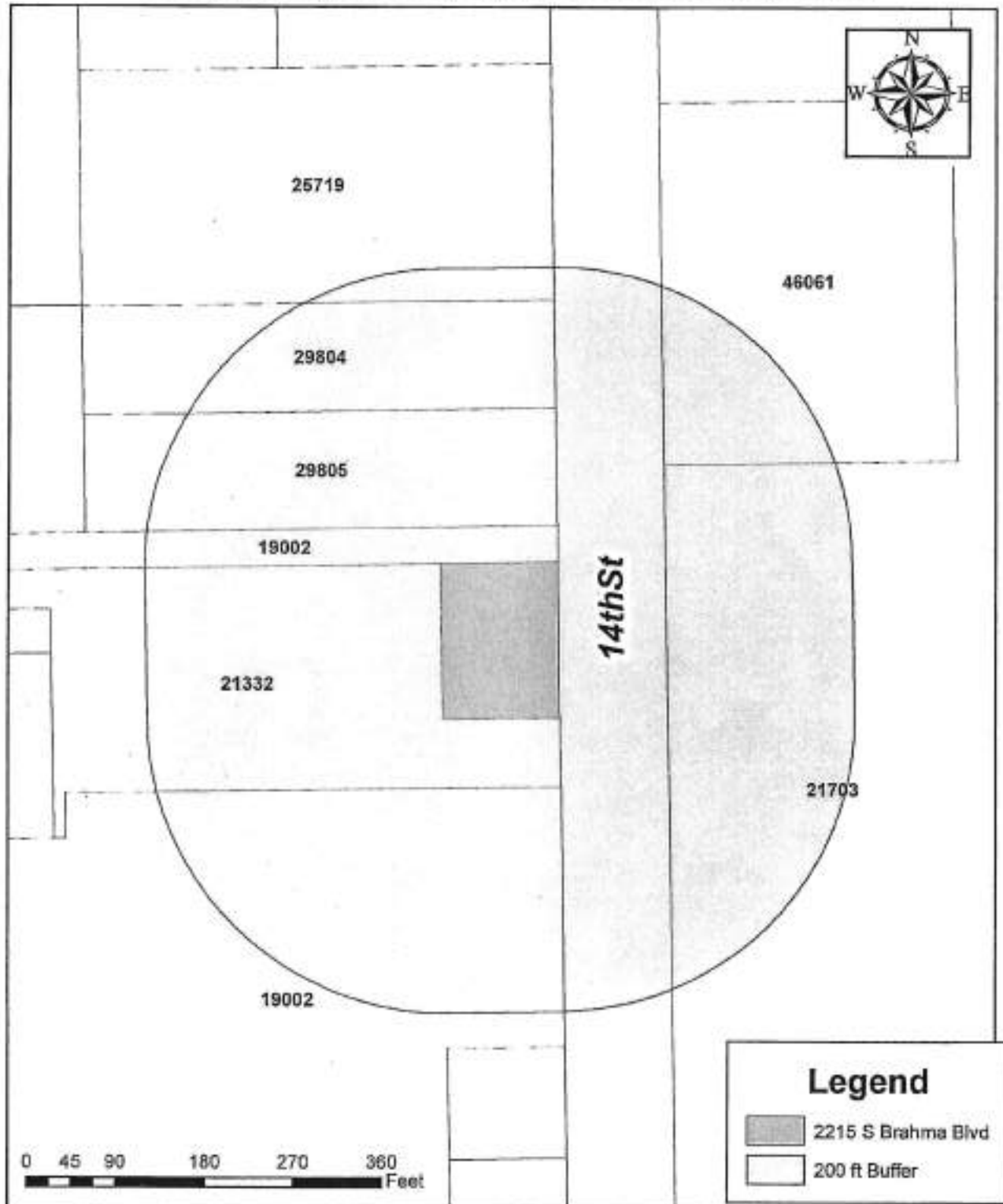
After performing the research and physical inspection you requested for the property at 2215 Brahma Blvd, we have concluded that the property in question does fall within the 300ft boundary of 1 school; therefore, it will require a variance according to City Ordinance sections 11-3-4. Notices must be sent to the property owners within the 300-foot boundary and a public hearing and publication in the local newspaper is required.

Thank You,

Engineering Department

Attachment 1 shows the property and the relative location of the 1 school; suspected to be close to the property. H.M. King High School is within the 300-foot boundary. All properties within the 300-foot boundary are shown with their short Property ID by the Kleberg Appraisal District.


300 ft Buffer Map of 2215 Brahma Blvd



Legend

- 2215 S Brahma Blvd
- 200 ft Buffer

Document Path: C:\Users\aresendez\Desktop\GIS\Maps\Buffer Map.mxd

1/1 Page	Drawn By: Planning Department	DISCLAIMER THIS MAP IS FOR VISUAL PURPOSES ONLY. THE INFORMATION ON THIS SHEET MAY CONTAIN INACCURACIES OR ERRORS. THE CITY OF KINGSVILLE IS NOT RESPONSIBLE IF THE INFORMATION CONTAINED HEREIN IS USED FOR ANY DESIGN, CONSTRUCTION, PLANNING, BUILDING, OR ANY OTHER PURPOSE.	 CITY OF KINGSVILLE PLANNING DEPARTMENT 410 West King Kingsville, Texas 78363 Office: 361-595-8055
	Last Updated: 9/3/2019		
	Note:		

WILCOX FAMILY LLC
353 WILLIAMSON PL
CORPUS CHRISTI, TX 78411-
1515
#25719

ALPHA LAKE LTD
A TEXAS LIMITED PARTNERSHIP
1700 GEORGE BUSH DR E
STE 240
COLLEGE STATION, TX 77840-3351
#21332, 19002

STARS RESTAURANTS LLC
2941 NW 156TH ST
EDMOND, OK 73013
#29804

K I S D
PO BOX 871
KINGSVILLE, TX 78364-0871
#21703

BRAHMA VALQUERO
BLVD PARTNERS
LP
2900 WINGATE ST STE 200
FORT WORTH, TX 76107
#29805

SANCHEZ REAL ESTATE
HOLDINGS LLC
290 N COUNTY ROAD 1050
KINGSVILLE, TX 78363
#45000

had these big timbers," he said. "And he and his son got it moved down here. I cut it out and did all of the painting."

With the help of Glenn Yaklin, who provided a forklift, Fred Yaklin said he was able to build and paint the cross, and the Nueces Electric Co-op assisted with the installation.

Fred Yaklin said once completed and in the ground, the cross stood at 22 feet tall.

"But you always want it to be bigger," he said.

Fred Yaklin stands in front of the 22-foot centenary memorial cross he built with the help of his fellow parishioners outside of the Our Lady of Consolation Church in Vattmann. (Photo by Anthony Ruiz)

Rev. Ethappiri said he hopes the cross will stand alongside the church for another century.

"It gives a positive message to the people," he said. "The cross, of course, is always a sign of sacrifice, of love, peace and joy. It's the vertical and the horizontal. The vertical is an invitation to God and horizontal is to

be loving to the people."

A blessing for the cross was held prior to Sunday Mass on Sept. 15.

Our Lady of Consolation Church is located along Farm Road 628 south of Kingsville, about five miles east of Hwy. 77.

Anthony Ruiz can be contacted at aruiz@king-ranch.com or (361) 221-0251.

PUBLIC NOTICE

The City Commission of the City of Kingsville will hold a public hearing on Tuesday, October 15, 2019 at 6:00 P.M. to discuss and/or take action on the following item:

Request for an alcohol variance for a Mixed Beverage Permit (MB) and Beverage Cartage Permit (PE) for the establishment known as Kingsville Steakhouse at 2215 BRAHMA BLVD, Kingsville, Texas.

The meeting will be held at City Hall, 400 West King, Kingsville, Texas 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 #2

City of Kingsville
Department

TO: Mayor and City Commissioners

CC: Interim City Manager, Deborah Balli

FROM: Interim Director of Planning & Dev. Services, Cynthia Martin

DATE: October 2, 2019

SUBJECT: Rezoning request from Ted Figueroa to rezone 1120 E Sen. Carlos Truan from R3 Multi-family to C2 Retail District

Summary: Ted Figueroa, La Mision Restaurant and Entertainment Center LLC, would like to purchase and occupy the property at 1120 E Sen. Carlos Truan from the Rio Texas Conference of the United Methodist Church based in San Antonio. In order to occupy the former church building as a restaurant and entertainment center, he needs to rezone to C2 Retail District.

Background: The former Kingsville United Methodist Church building, now vacated, occupies on the site. Attached is a letter from the Rio Texas Conference acknowledging the pending purchase of this property. The abutting commercial properties are zoned C2.

Financial Impact: As a church, this property was not on the tax rolls.

Recommendation: The property fronts onto Business Hwy 77 with abutting properties zoned C2 so rezoning the property to C2 would fit. The Planning and Zoning Commission met and voted 6-0 to recommend approval of the rezoning.



To: Planning and Zoning Commission Members

From: Cynthia Martin, Interim Director Planning & Dev. Services

Date: September 23, 2019

Subject: Rezoning request from Ted Figueroa to rezone 1120 E Sen. Carlos Truan from R3 Multi-family to C2 Retail District – Agenda items 1 and 2

Ted Figueroa, La Mision Restaurant and Entertainment Center LLC, would like to purchase and occupy the property at 1120 E Sen. Carlos Truan from the Rio Texas Conference of the United Methodist Church based in San Antonio. The former Kingsville United Methodist Church building, now vacated, occupies on the site. Attached is a letter from the Rio Texas Conference acknowledging the pending purchase of this property. The use of the building as a restaurant and entertainment center requires rezoning the property from the current residential zoning to commercial. The abutting commercial properties are zoned C2 so it makes sense to rezone this property to C2 as well.

CITY OF KINGSVILLE
PLANNING AND ZONING DIVISION
MASTER APPLICATION

PROPERTY INFORMATION: (Please PRINT or TYPE)

Project Address 1120 E. San Carlos Trun Nearest Intersection 14th + Leason

(Proposed) Subdivision Name _____ Lot _____ Block _____

Legal Description: _____

Existing Zoning Designation R3 Future Land Use Plan Designation C2

OWNER/APPLICANT INFORMATION: (Please PRINT or TYPE)

Applicant/Authorized Agent TEA FIGUEROA Phone 361-675-0016 FAX _____

Email Address (for project correspondence only): tedfigueroa@hotmail.com

Mailing Address 1116 S. Circle Dr. City Kingsville State TX Zip 78363

Property Owner Rio Texas Conference Phone 210-408-4500 FAX _____

Email Address (for project correspondence only): www.riotexas.org

Mailing Address 16400 Huebner Road City San Antonio State TX Zip 78248

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 checked="" type="checkbox"/> Re-zoning Request	\$250.00	<input type="checkbox"/> Re-plat	\$250.00
<input type="checkbox"/> SUP Request/Renewal	\$250.00	<input type="checkbox"/> Vacating Plat	\$50.00
<input type="checkbox"/> Zoning Variance Request (ZBA)	\$250.00	<input type="checkbox"/> 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:

Restaurant + Venue Center

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 [Signature] Date: 9-5-19

Property Owner's Signature _____ Date: _____

Accepted by: _____ Date: _____



16400 Huebner Road San Antonio TX 78248 210-408-4500 www.riotexas.org

September 3, 2019

To Whom It May Concern,

La Mision Restaurant and Entertainment Center LLC will be purchasing 1120 Carlos Traun Blvd., the former Kingsville Christ United Methodist Church from the Rio Texas Conference. To our knowledge, there are no deed restrictions for the transition from residential to a commercial property.

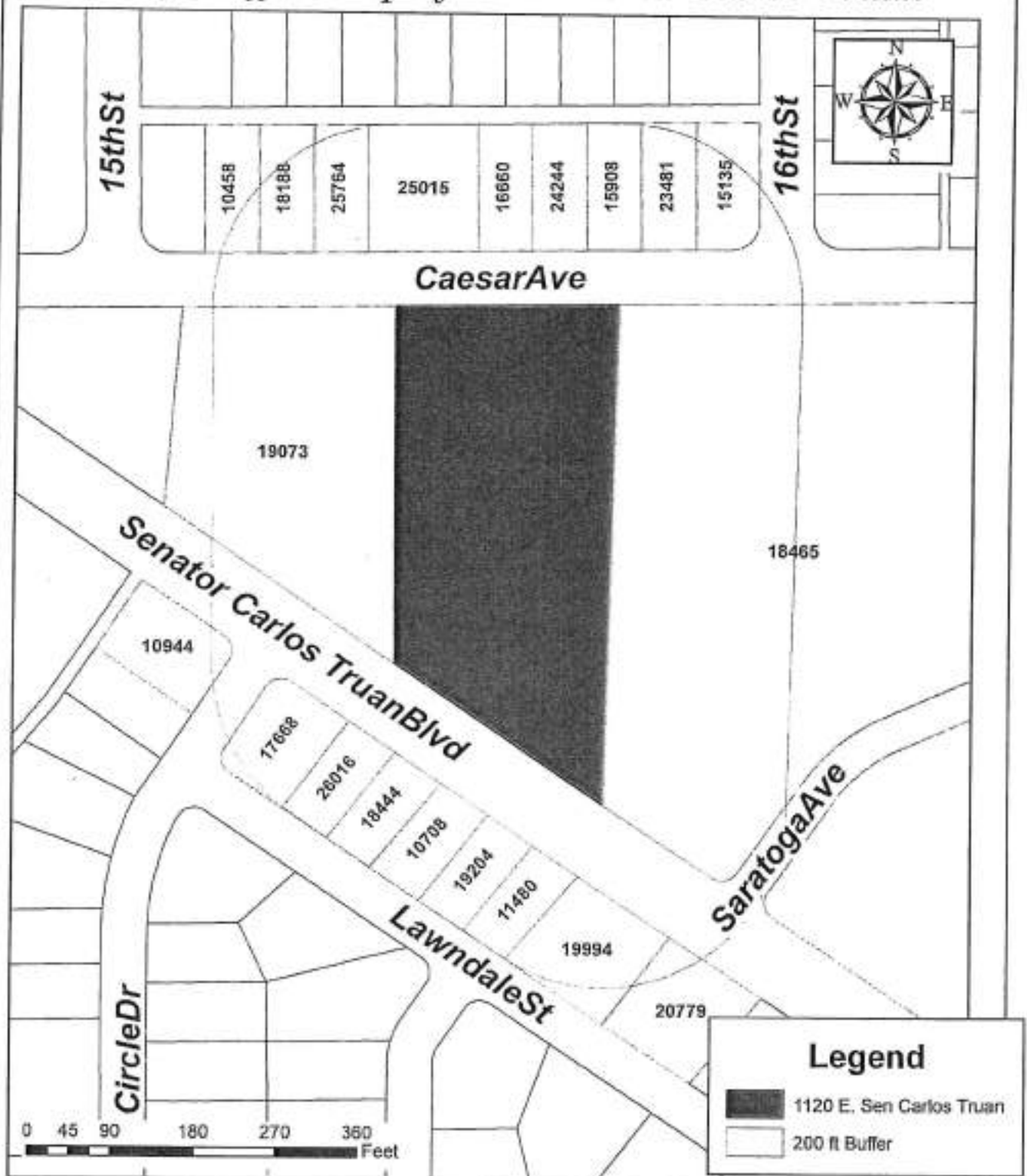
Sincerely,

A handwritten signature in black ink, appearing to read "K Waller".


Kendall Waller

Treasurer

200 ft Buffer Map of 1120 E Sen. Carlos Truan



Document Path: C:\Users\aresendez\Desktop\GIS\Maps\Buffer Map.mxd

Page 1 / 1	Drawn By: Planning Department	<small>DISCLAIMER</small> THIS MAP IS FOR VISUAL PURPOSES ONLY. THE INFORMATION ON THIS SHEET MAY CONTAIN INACCURACIES OR ERRORS. THE CITY OF KINGSVILLE IS NOT RESPONSIBLE IF THE INFORMATION CONTAINED HEREIN IS USED FOR ANY DESIGN, CONSTRUCTION, PLANNING, BUILDING, OR ANY OTHER PURPOSE.	 CITY OF KINGSVILLE PLANNING DEPARTMENT 410 West King Kingsville, Texas 78393 Office: 361-595-8055
	Last Update: 9/9/2019		
	Note:		

GUADALUPE A FERNANDEZ
LEONOR G FERNANDEZ
PO BOX 1795
KINGSVILLE, TX 78364-1795
#10458

MARTHA M MENDOZA
1118 E CAESAR AVE
KINGSVILLE, TX 78363-6613
#25015

PATRICIA CAMPBELL
1202 E CAESAR AVE
KINGSVILLE, TX 78363-6615
#15908

HALEIGH RENTALS LLC
218 S 14TH ST
KINGSVILLE, TX 78363-5839
#19073

JOHN C TABB
1102 LAWDALE DR
KINGSVILLE, TX 78363-6835
#17668

JESUS BAUTUSTA HERNANDEZ
PO BOX 1717
KINGSVILLE, TX 78364-1717
#10708

DAVID J SMOLIK
300 BURKHARDT RD
DRUMMONDS, TX 38023-7208
#19994

BERNARD E BRYANT
1106 E CAESAR AVE
KINGSVILLE, TX 78363-6613
#18188

SARA G DOMINGUEZ EST
ETVIR RUDY A
1124 E CAESAR AVE
KINGSVILLE, TX 78363-6613
#16660

ELISHIA R TAUB
ETVIR MICHAEL B
1206 E CAESAR AVE
KINGSVILLE, TX 78363-6615
#23481

VICTORIA-KINGSPONTE LLC
3730 CYPRESS CREEK PKWY
SUITE 300
HOUSTON, TX 77068
#18465

ROLDAN PENA
1108 LAWDALE DR
KINGSVILLE, TX 78363-6835
#26016

BABE JOHNSON
1122 LAWDALE DR
KINGSVILLE, TX 78363
#19204

ALONZO LOPEZ SR EST
1208 LAWDALE
KINGSVILLE, TX 78363
#20779

SHIRLEY L STERNADEL
202 REEF AVE
APT 402
CORPUS CHRISTI, TX 78402-1635
#25764

ANITA ROJAS
EMILIO GARCIA
1128 E CAESAR AVE
KINGSVILLE, TX 78363-6613
#24244

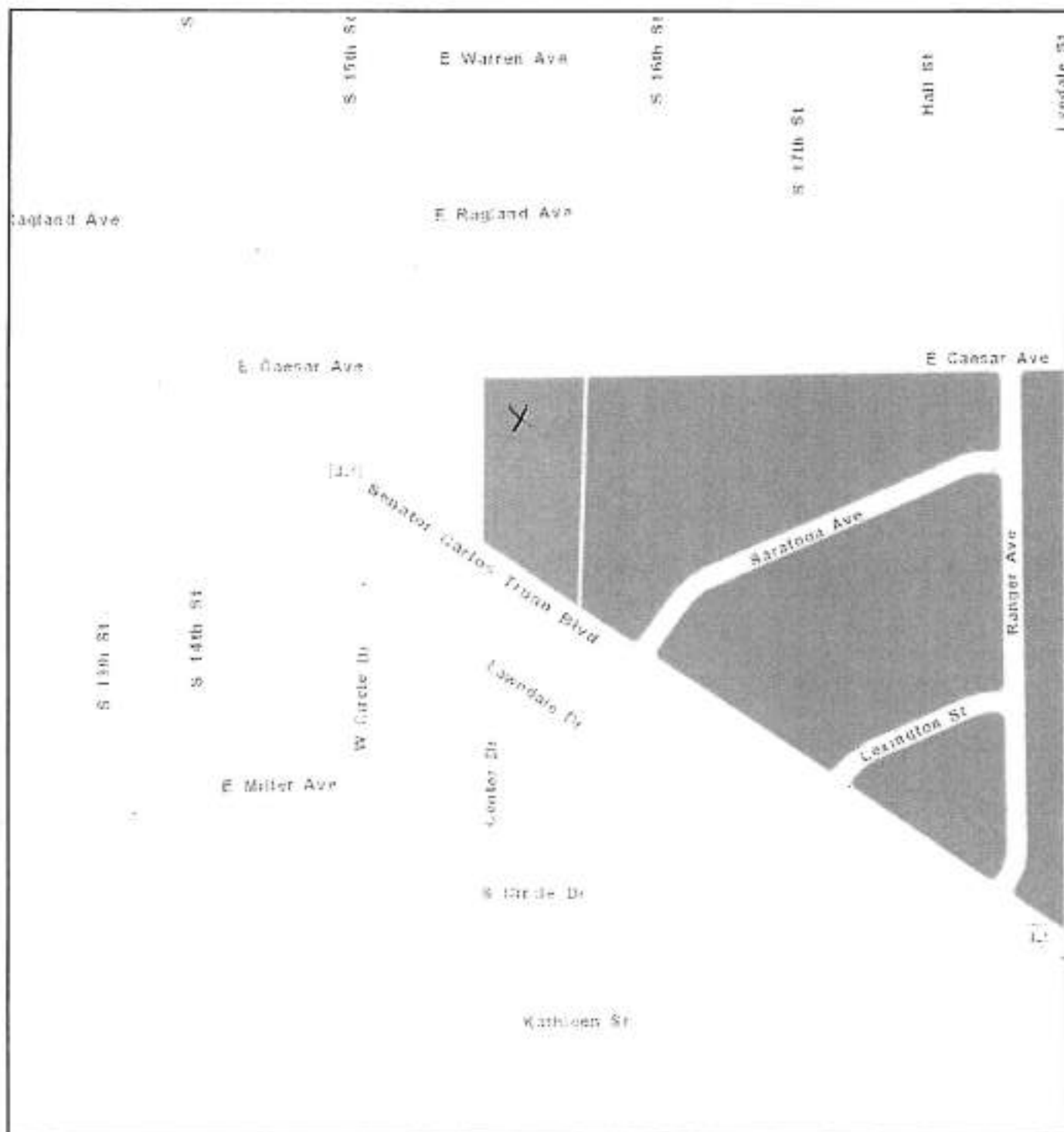
ELOY PEREZ EST
1210 E CAESAR AVE
KINGSVILLE, TX 78363-6615
#15135

LUCILLE TORRES TIJERINA
ETVIR FORTUNATO
1201 W CIRCLE DR
KINGSVILLE, TX 78363
#10944

LISA HERNANDEZ
1728 LAWDALE DR
KINGSVILLE, TX 78363-6850
#18444

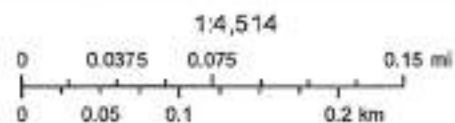
REBECCA SUE THORPE
7810 RUBY AVE
WISC RAPIDS, WI 54494-9735
#11480

	R1	R2	R3	R4	MH	C1	C2	C3	C4	E1	E2	A
Tire recapping and retreading shop									S	P	P	
Wrecking or salvage yards for auto or parts									S	S		
Storage of autos							S	S	P	S	P	
<i>Retail or Related Uses</i>												
Antique or collectable shop						S	S	P	P			
Art supply store						S	P	P	P			
Animal clinic or pet hospital, no outdoor pens							P	S	P	P		
Animal clinic or pet hospital with outdoor pens							S		S	P	P	P
Bank or savings and loan						S	P	P	P			
Book or stationary store						S	P	P				
Barber or beauty shop						S	P	P	P			
Bakery or confectionery shop, retail sales (less than 2,500 square feet)						P	P	P	P			
Bakery, wholesale								S	P	P		
Brewpub							P	S	P	P	P	
Building materials sales							S	P	P	S		
Cafeteria or restaurant						S	X P	P	P	P	P	

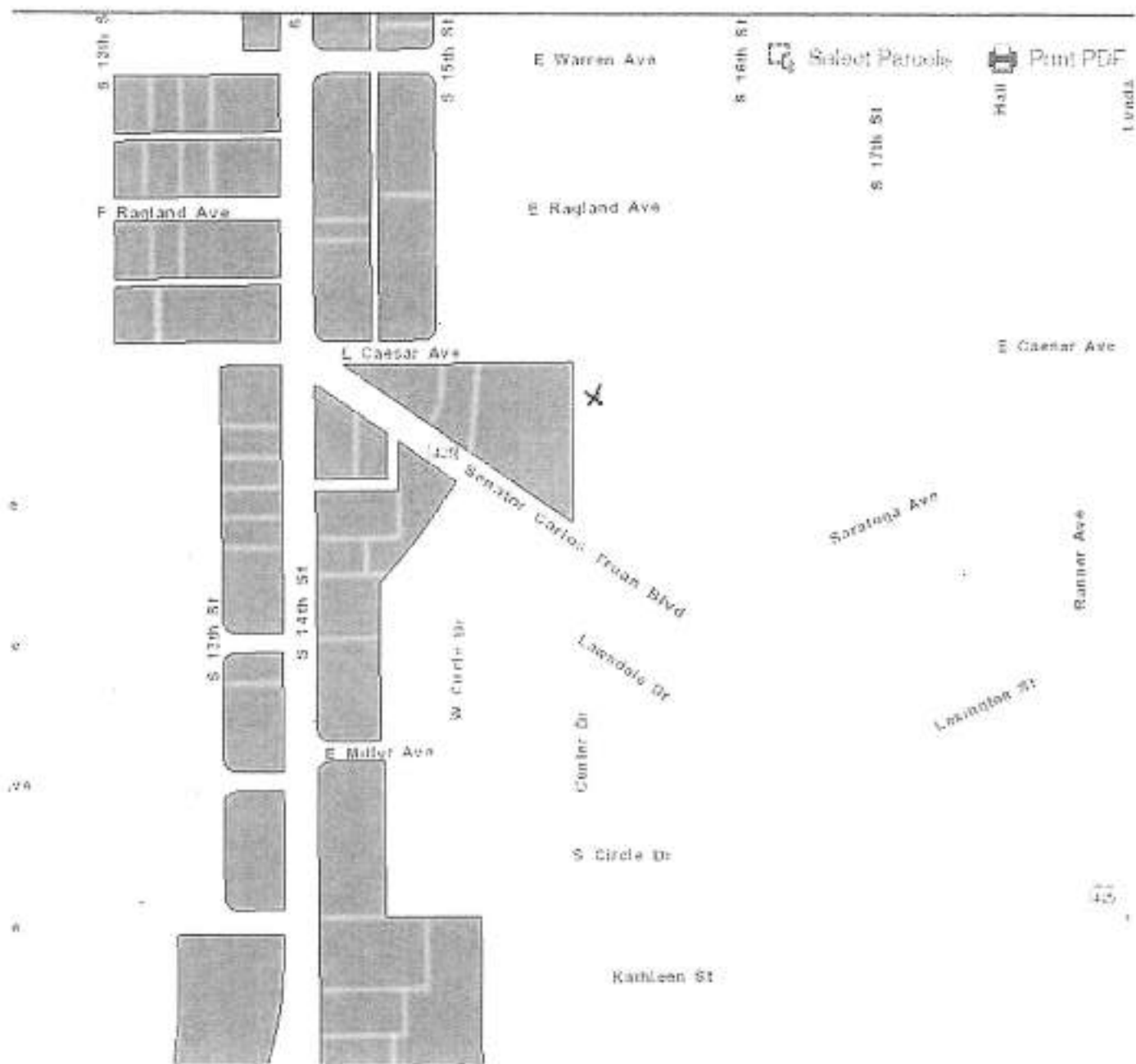


August 28, 2019

X-1120 E Sen Carlos Truan
R3-Zoning



Source: Esri, HERE, Garmin, USGS, Intermap, INCREMENT P, NRCan, Esri Japan, METI, Esri China (Hong Kong), Esri Korea, Esri (Thailand), NGCC, (c) OpenStreetMap contributors, and the GIS User Community



X- 1120 E. Sen. Carlos Truan

Pink is C2 zoning

Kleberg CAD

Property Search > 19218 CHRIST METHODIST CHURCH for Year Tax Year: 2019
2019

Property

Account

Property ID: 19218 Legal Description: KT & L CO, BLOCK 17, LOT OUT OF 3, (E X E M P T),
[CHRIST UNITED METHODIST CHURCH], ACRES 2.3

Geographic ID: 290001703103192 Zoning:

Type: Retail Agent Code:

Property Use Code:

Property Use Description:

Location

Address: 1120 E SEN CARLOS TRUAN Mapaco:

Neighborhood: Map ID: 82

Neighborhood CD:

Owner

Name: CHRIST METHODIST CHURCH Owner ID: 16752

Mailing Address: 16400 HUEBNER RD % Ownership: 100.000000000000%

SAN ANTONIO, TX 78248-1693

Exemptions: EX-XV

Values

(+) Improvement Homesite Value:	+	\$0	
(+) Improvement Non-Homesite Value:	+	\$325,010	
(+) Land Homesite Value:	+	\$0	
(+) Land Non-Homesite Value:	+	\$36,800	Ag / Timber Use Value
(+) Agricultural Market Valuation:	+	\$0	\$0
(+) Timber Market Valuation:	+	\$0	\$0
<hr/>			
(=) Market Value:	=	\$361,810	
(-) Ag or Timber Use Value Reduction:	-	\$0	
<hr/>			
(=) Appraised Value:	=	\$361,810	
(-) HS Cap:	-	\$0	
<hr/>			
(=) Assessed Value:	=	\$361,810	

Taxing Jurisdiction

Owner: CHRIST METHODIST CHURCH

% Ownership: 100.000000000000%

Total Value: \$361,810

Entity	Description	Tax Rate	Appraised Value	Taxable Value	Estimated Tax
CAD	KLEBERG COUNTY APPRAISAL DISTRICT	0.000000	\$361,810	\$0	\$0.00
CKI	CITY OF KINGSVILLE	0.890000	\$361,810	\$0	\$0.00
GGI	KLEBERG COUNTY	0.781450	\$361,810	\$0	\$0.00
SD	KINGSVILLE I.S.D.	1.518900	\$361,810	\$0	\$0.00

WST	SOUTH TEXAS WATER AUTHORITY	0.086664	\$361,810	\$0	\$0.00
	Total Tax Rate:	3.217014			
				Taxes w/Current Exemptions:	\$0.00
				Taxes w/o Exemptions:	\$11,639.48

Improvement / Building

Improvement #1: COMMERCIAL State Code: F1 Living Area: 2451.0 sqft Value: \$113,920

Type	Description	Class CD	Exterior Wall	Year Built	SQFT
MA	MAIN AREA	CH2G	EWS	1965	2451.0
ASP	ASPHALT (100%)	*		2012	17965.0

Improvement #2: COMMERCIAL State Code: F1 Living Area: 910.0 sqft Value: \$39,210

Type	Description	Class CD	Exterior Wall	Year Built	SQFT
MA	MAIN AREA	CH2G		1965	910.0

Improvement #3: COMMERCIAL State Code: F1 Living Area: 3699.0 sqft Value: \$155,420

Type	Description	Class CD	Exterior Wall	Year Built	SQFT
MA	MAIN AREA	OF2A	EWS	1965	3699.0
OP1	OPEN PORCH BASIC (20%)	*		1965	216.0
BRZ	BREEZEWAY (10%)	*		1965	279.0

Improvement #4: COMMERCIAL State Code: F1 Living Area: 620.0 sqft Value: \$16,460

Type	Description	Class CD	Exterior Wall	Year Built	SQFT
MA	MAIN AREA	OF3L	EW1	1965	620.0
OP1	OPEN PORCH BASIC (20%)	*		1965	27.0
STGG	STORAGE FRAME (GOOD)	*		2000	80.0

Land

#	Type	Description	Acres	Sqft	Eff Front	Eff Depth	Market Value	Prod. Value
1	F1	F1	2.3000	87120.00	0.00	0.00	\$36,800	\$0

Roll Value History

Year	Improvements	Land Market	Ag Valuation	Appraised	HS Cap	Assessed
2020	N/A	N/A	N/A	N/A	N/A	N/A
2019	\$325,010	\$36,800	0	361,810	\$0	\$361,810
2018	\$321,080	\$36,800	0	357,880	\$0	\$357,880
2017	\$316,700	\$36,800	0	353,500	\$0	\$353,500
2016	\$268,560	\$36,800	0	305,360	\$0	\$305,360
2015	\$268,560	\$36,800	0	305,360	\$0	\$305,360
2014	\$268,560	\$36,800	0	305,360	\$0	\$305,360
2013	\$268,560	\$36,800	0	305,360	\$0	\$305,360
2012	\$268,560	\$36,800	0	305,360	\$0	\$305,360
2011	\$268,560	\$36,800	0	305,360	\$0	\$305,360
2010	\$268,560	\$36,800	0	305,360	\$0	\$305,360
2009	\$268,560	\$36,800	0	305,360	\$0	\$305,360
2008	\$268,560	\$36,800	0	305,360	\$0	\$305,360
2007	\$268,560	\$36,800	0	305,360	\$0	\$305,360
2006	\$268,560	\$36,800	0	305,360	\$0	\$305,360

control"

"And I think in retrospect, if you've defined it at a rate 11 times higher than the state and four times higher than your region, you were pretty general and liberal in your definition," Crites said.

Bera said Crites brought his concerns regarding CCMR when she came onboard as the superintendent.

"And at the time, I listened to him, but I wasn't sure exactly what number we had submitted to the Texas Education Agency," she said. "And Mr. Garza's correct, (TEA) did not give any direction as to how we could identify

because we know what's wrong," he said. "Let's just call it what it is, be honest with ourselves and be proud of what we got. As we said before, the 'F' doesn't define us. But you know what? That 'C' pretty well defined us based on what we did, and I'll take it."

Crites said he was proud of "that 'C'" because it is based on improved scores and is something the district can document.

"So let's be honest with ourselves and call it what it is," he said. "It's a 'C,' and it's a good 'C' and it's an honest 'C,' and that ought to be our standard."

Anthony Ruiz can be contacted at aruiz@king-ranch.com or (361) 221-0251.

PUBLIC HEARING NOTICE

The Planning & Zoning Commission of the City of Kingsville will hold a Public Hearing Wednesday, October 2, 2019 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:

Ted Figueroa, applicant, requesting the rezone of KT & I CO, BLOCK 17, LOT OUT OF 3 also known as 1120 E. SEN CARLOS TRUAN, Kingsville, Texas from R3 (Multi-Family) to C2 (Retail District).

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, October 14, 2019 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:

Ted Figueroa, applicant, requesting the rezone of KT & I CO, BLOCK 17, LOT OUT OF 3 also known as 1120 E. SEN CARLOS TRUAN, Kingsville, Texas from R3 (Multi-Family) to C2 (Retail District).

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.

of Giving," Perez said. "And through that Day of Giving, (the donations) are going to be doubled. So anybody who gives on that night or for the next several weeks, it goes toward that specific gym, and the donation is going to be doubled through that Day of Giving. So that's pretty good."

The deadline to RSVP for the event is Sept. 20.

The event will include a cake auction, a social hour with drinks available for at-

to help us with that. And we're looking for a level of sponsorship where you can have a plaque put up on the new gymnasium wall as being part of the giving procedure for the new gym. We're excited for it."

The event will take place on Sept. 26 at 6 p.m. at the BGCK gym on 1238 East Kennedy Ave.

Frank Cardenas can be contacted at fcardenas@king-ranch.com or (361) 221-0243.

PUBLIC HEARING NOTICE

The Planning & Zoning Commission of the City of Kingsville will hold a Public Hearing Wednesday, October 2, 2019 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:

Ted Figueroa, applicant, requesting the rezone of KT & I CO, BLOCK 17, LOT OUT OF 3 also known as 1120 E SEN CARLOS TRUAN, Kingsville, Texas from R3 (Multi-Family) to C2 (Retail District).

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 Tuesday, October 15, 2019 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:

Ted Figueroa, applicant, requesting the rezone of KT & I CO, BLOCK 17, LOT OUT OF 3 also known as 1120 E SEN CARLOS TRUAN, Kingsville, Texas from R3 (Multi-Family) to C2 (Retail District).

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 #2019-_____

AMENDING THE ZONING ORDINANCE BY CHANGING THE ZONING MAP IN REFERENCE TO KT&I CO, BLOCK 17, LOT OUT OF 3, ALSO KNOWN AS 1120 E. SENATOR CARLOS TRUAN BLVD., KINGSVILLE, TEXAS, FROM R3 (MULTI FAMILY DISTRICT) TO C2 (RETAIL DISTRICT); AMENDING THE COMPREHENSIVE PLAN TO ACCOUNT FOR ANY DEVIATIONS FROM THE EXISTING COMPREHENSIVE PLAN; AND PROVIDING FOR PUBLICATION.

WHEREAS, the Planning Commission has forwarded to the City Commission its reports and recommendations concerning the application of Ted Figueroa, applicant, for amendment to the zoning ordinance and zoning map of the City of Kingsville;

WHEREAS, with proper notice to the public, public hearings were held on Wednesday, October 2, 2019 during a meeting of the Planning and Zoning Commission, at City Hall, and on Tuesday, October 15, 2019 during a meeting of the City Commission, at City Hall, in the City of Kingsville, during which all interested persons were allowed to appear and be heard; and

WHEREAS, the item was APPROVED with a 6-0 vote of the Planning Commission regarding the requested rezone with no abstentions; and

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

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

SECTION 1. That the Zoning Ordinance of the City of Kingsville, Texas, is amended by changing the zoning of KT&I Co., Block 17, Lot out of 3, also known as 1120 E. Senator Carlos Truan Blvd. from R3-Multi Family District to C2-Retail District, as more specifically described on the Zone Change Map, attached as Exhibit A.

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

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

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

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

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

INTRODUCED on this the 15th day of October, 2019.

PASSED AND APPROVED on this the 28th day of October, 2019.

Effective Date: _____

THE CITY OF KINGSVILLE

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED:

Courtney Alvarez, City Attorney

CONSENT AGENDA

AGENDA ITEM #1

**City of Kingsville
City Manager's Office**

TO: Mayor and City Commissioners
CC: Deborah Balli, Interim City Manager
FROM: Mary Valenzuela, City Secretary
DATE: September 18, 2019
SUBJECT: Authorization to accept donation from AEP of Texas

Request for Commission to approve a donation from AEP of Texas in the amount of \$1,000.00 to be used for the TML Region 11 Quarterly Meeting that was held on Friday, September 13, 2019 in Kingsville.



ORDINANCE NO. 2019-_____

AN ORDINANCE AMENDING THE FISCAL YEAR 2018-2019 BUDGET TO RECEIVE AND EXPEND FUNDS FOR THE DONATION FROM AEP FOR THE TML REGION 11 MEETING.

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 2018-2019 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					
1030	City Special	Donations	72030	\$1,000	
Expenditures					
1010	City Manager	Catering	31900	\$1,000	

[To amend the City of Kingsville FY 18-19 Budget to accept and expend the donation from AEP for the TML Region 11 Meeting hosted by the City of Kingsville on 9/13/19. Expenditures will be covered with donations received]

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 23rd day of September 2019.

PASSED AND APPROVED on this the ____ day of _____, 2019.

EFFECTIVE DATE: _____

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney

AGENDA ITEM #2

**City of Kingsville
Parks & Recreation Department**

TO: Mayor and City Commissioners
CC: Deborah Balli, Interim City Manager
FROM: Susan Ivy, Parks Director
DATE: September 13, 2019
SUBJECT: Agenda Request – Receipt of donation from Civitan Club

Summary: We are requesting that Commission authorize the receipt of \$2,063.99 being donated by the Civitan Club to purchase a therapeutic swing and a generational swing for Corral Park.

Background: The Civitan Club has already purchased two sets of these swings which were installed in Dick Kleberg Park and Thompson Park playgrounds. The provide increased opportunity for families with small children and special needs children to have more play options in our parks.

Financial Impact: While this donation will not provide additional revenue to the City it will increase the value of our playgrounds and recreational opportunities.

Recommendation: We ask that Commission authorize the receipt of \$2063.99 in donations and approve the associated budget amendment needed to record the funds in the Parks Department line item 093-5-4503-21700 Minor Equipment in Park Maintenance.



ORDINANCE NO. 2019-_____

AN ORDINANCE AMENDING THE FISCAL YEAR 2018-2019 BUDGET TO RECEIVE AND EXPEND FUNDS FOR THE DONATION FROM THE CIVITAN CLUB FOR A THERAPEUTIC SWING AND A GENERATIONAL SWING FOR CORRAL PARK.

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 2018-2019 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 093 – Park Maintenance					
Revenues					
4503	Park Maint	Donations	58003	\$2,063.99	
Expenditures					
4503	Park Maint	Minor Equipment	21700	\$2,063.99	

[To amend the City of Kingsville FY 18-19 Budget to accept and expend the donation from the Civitan Club for the purchase of a therapeutic swing and a generational swing for Corral Park. Expenditures will be covered with donations received]

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 23rd day of September 2019.

PASSED AND APPROVED on this the ____ day of _____, 2019.

EFFECTIVE DATE: _____

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney

AGENDA ITEM #3

ORDINANCE NO. 2019-_____

AN ORDINANCE AMENDING THE FISCAL YEAR 2018-2019 BUDGET TO SET ASIDE ADDITIONAL CASH MATCH FOR THE CITY'S COMMITMENT TO THE COUNTY'S EDA GRANT FOR JK NORTHWAY RENOVATIONS.

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 2018-2019 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 033 – CO Series 2016					
Expenditures					
4503	Park Maint	City Green Project	59104		(\$100,000)
6900	Transfers	Transfer to Fund 203	80203	\$100,000	
Revenues					
0000	Non Department	Transfer From Fund 033	75033	\$100,000	

[To amend the City of Kingsville FY 18-19 Budget to set aside additional funding for the cash match for the City's commitment to fund half of the cash match for the County's EDA Grant for JK Northway renovation to be an emergency operating center and regional first responder training center, as per Commission action taken on September 9, 2019.]

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 23rd day of September 2019.

PASSED AND APPROVED on this the ____ day of _____, 2019.

EFFECTIVE DATE: _____

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney

AGENDA ITEM #4

City of Kingsville Downtown

TO: Mayor and City Commissioners
CC: Deborah Balli, Interim City Manager
FROM: Cynthia Martin, Downtown Manager
DATE: October 1, 2019
SUBJECT: Request for City Support for Events & Parades

Summary:

The City Commission has a tradition of granting support for certain community parades and events that are held each year downtown. Instead of bringing these forward as individual agenda items, it is requested that the City Commission waive the street closing fees and support costs for the attached listing of parades and events for this fiscal year.

Background:

For any event requiring temporary closure of one or more streets, City ordinances require a fee to be paid for the requisite street closure(s) and require that City be reimbursed any actual costs and expenses incurred by them in support of the event. Ordinances also allow the City Commission to waive these requirements. Event organizers are still required to comply with all City ordinances and state laws with regards to health and safety issues. And are still required to submit a request for a permit for the required street closure(s).

Financial Impact:

The total parade/event costs to the City for FY 2019- 2020 is \$10,836 of which \$800 are street closing fees.

Recommendation:

It is recommended that street closing fees be waived and the services provided by the City in support of these parades and events be considered as in-kind sponsorship.



Downtown Parades and Events FY 2019-20 requiring street closings

Safe Trick or Treat Halloween, Mon., Oct. 28, 2019, 5pm – 6pm, 200-300 block E Kleberg

TAMUK Homecoming Parade, Thurs., Oct. 24, 2019, 6 pm, Kleberg Ave.

Veteran's Day Parade, Mon., Nov. 11, 2019, 5 pm, Kleberg Ave.

Ranch Hand Festival, tree lighting & street dance, Fri., Nov. 22, 2019, 5pm, 100 block E Kleberg

Ranch Hand Festival, Sat., Nov. 23, 2019, 9am – 4pm, Downtown centered at 6th & Kleberg

Children's Snow Day, Sat. Dec. 7, 2019, 10:30 am – 2:30 pm, Alarcon St. & Downtown Pavilion

La Posada de Kingsville Parade, Dec. 7, 2019, 7 pm, Kleberg Ave.

Kleberg-Kenedy County Junior Livestock Show Parade, Sat., Jan. 18, 2020, 10am, Kleberg Ave.

MLK Day Parade & Celebration, Mon, Jan. 20, 2020, 11 am, Kleberg Ave.

PDAP (Palmer Drug Abuse Program) Drug Free Walk, Sat., April 25, 2020, 12 pm, Yoakum Ave.

Festival de la Lotería, Sat., April 25, 2020, 10 am – 4pm, Kleberg Ave.

4th of July Parade & Celebration, Sat., July 4, 2020, 10 am, Kleberg Ave. & Downtown Pavilion

Fiesta de Paloma, Sat., Sept. 12, 2020, 11 am – 2 pm, 200 block E Kleberg

HM King High School Homecoming Parade, Thurs., Sept. 17, 2020, 6:30 pm, Kleberg Ave.

Parade Costs to the City FY 2019-2020

Community Parades (6)

TAMUK Homecoming Parade, Oct. 24, 2019

Veteran's Day Parade, Nov. 11, 2019

Kleberg – Kenedy County Junior Livestock Show Parade, Jan. 18, 2020

MLK Day Parade, Jan. 20, 2020

4th of July Parade, July 4, 2020

HM King High School Homecoming Parade, Sept. 17, 2020

Public Works

Barricades: Build-up & Tear-down \$15/hr. (10 men/6hrs) = \$900

Parade permit = \$0

Cost of \$ 900 per parade

Christmas Parade (1)

La Posada Parade, Dec. 7, 2019

Public Works

Barricades: Build-up & Tear-down \$10/hr. (15 men/6hrs) = \$900

Trash & Recycling: Delivery/Pickup/Dumping \$6 (x20) = \$120

Dumpsters: \$30 (x3) = \$90

Parade permit = \$0

Cost of \$1,110

Total parade costs \$6,510

Event Costs to the City FY 2019 – 2020

Safe Trick or Treat, Oct. 28, 2019

Public Works

Barricades: Build-up & Tear-down \$15/hr. (3 men/4hrs) = \$180

Trash & Recycling: Delivery/Pickup/Dumping \$6 each x 3 containers x 2 = \$36

Street closing permit for large events = \$150

Cost of \$366

Ranch Hand Festival, Nov. 12-23, 2019

Public Works

Barricades: Build-up & Tear-down \$15/hr. (10 men/8hrs) = \$1,200

Trash & Recycling: Delivery/Pickup/Dumping \$6 each x 10 containers x 2 = \$120

Dumpsters: \$30 (x3) = \$90

Street closing permit fee for large events = \$150

Cost of \$1,560

Children's Snow Day, Dec. 7, 2019

Public Works

Barricades: Build-up & Tear-down \$15/hr. (5 men/4hrs) = \$300

Trash & Recycling: Delivery/Pickup/Dumping \$6 each x 10 containers x 2 = \$120

Street closing permit fee for small events = \$100

Cost of \$520

PDAP (Palmer Drug Abuse Program) Drug Free Walk & BBQ, April 25, 2020

Public Works

Barricades: Build-up & Tear-down \$15/hr. (10 men/3hrs) = \$450

Trash & Recycling: Delivery/Pickup/Dumping \$6 each x 6 containers x 2 = \$72

Street closing permit fee for large events = \$150

Cost of \$672

Festival de la Loteria, April 25, 2020

Public Works

Barricades: Build-up & Tear-down \$15/hr. (5 men/8hrs) = \$600

Trash & Recycling: Delivery/Pickup/Dumping \$6 each x 10 containers x 2 = \$120

Street closing permit fee for large events = \$150

Cost of \$870

Fiesta de Paloma, Sept. 14, 2019

Public Works

Barricades: Deliver and pick-up \$20/hr. (4 men/2hrs) = \$160

Trash & Recycling: Delivery/Pickup/Dumping \$6 each x average 6 containers x 2 = \$78

Street closing permit for small events = \$100

Cost of \$338

Total event costs \$4,326

AGENDA ITEM #5



CITY OF KINGSVILLE LEGAL DEPARTMENT

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

Date: October 2, 2019

To: City Commission Members

From: Courtney Alvarez, City Attorney

Re: ERCOT Membership Renewal

AGENDA ITEM: Consider joining the Electric Reliability Council of Texas ("ERCOT") for 2020.

ISSUE: The City received notice that the ERCOT membership applications for 2020 are due by November 8, 2019, and it has been recommended that we join to give cities greater representation in ERCOT and on ERCOT's policy-making boards.

BACKGROUND: The City has been a member of ERCOT each year since 2009. ERCOT has begun accepting membership applications for 2020. In order to vote in the upcoming ERCOT elections, our city must be a member of ERCOT by November 8, 2019.

Since 2008, cities succeeded in placing city representatives on ERCOT's Board of Directors and on the Technical Advisory Committee due to their strong presence at ERCOT. ERCOT is an important arena in the effort to ensure that electricity rates in the deregulated Texas market are reasonable and stable. ERCOT membership is a straightforward way to influence electric market policy and costs \$100 to join. Membership in ERCOT gives the consumer presence greater clout at ERCOT and allows us to vote for city representatives to serve on ERCOT's most important policy-making bodies.

REQUIRED COMMISSION ACTION: Authorize staff to submit an application to join ERCOT for 2020 that includes payment of a \$100 membership fee.

FUNDING: Funds are available in the General Fund-City Special account.

CONCLUSION & RECOMMENDATION: Authorize staff to submit an application to join ERCOT for 2020.

From: Membership <membership@ercot.com>
Sent: Tuesday, October 1, 2019 9:27 AM
To: Membership
Subject: 2020 ERCOT Membership
Attachments: ERCOT Membership Application and Agreement - 2020.docx

Caution! This message was sent from outside your organization.

2019 ERCOT Members:

Announcement of Record Date for Annual Membership Meeting

The confirmation of the members of the ERCOT Board of Directors (Board) and announcement of the members of the Technical Advisory Committee (TAC) for the 2020 year will occur at the Forty-Ninth Annual Membership Meeting on December 10, 2019. In accordance with the ERCOT Bylaws, the Record Date for 2020 ERCOT Corporate Members to vote on the confirmation of the members of the Board for 2020 is Friday, November 8, 2019. Your organization would have to be approved as a Corporate Member for the Membership Year 2020 no later than the Record Date of November 8, 2019, in order to cast votes at the Annual Membership Meeting on December 10, 2019.

Membership Applications for 2020 Membership Year Now Available

ERCOT Membership terms are for no more than one Membership Year and do not renew automatically. In order to become an ERCOT Member for the 2020 Membership Year, an authorized representative of your organization must complete and sign the ERCOT Membership Application and Agreement (Application), pay the applicable Annual Membership Fee, and receive electronic confirmation of approval from ERCOT. The Application may be filled out electronically and printed for signature.

The Application for the 2020 Membership Year is attached.

Membership Eligibility

The Application provides Membership eligibility requirements in detail.

Membership Voting Rights

The ERCOT Bylaws provide for three types of Membership: Corporate, Associate and Adjunct. Only those who are approved as Corporate Members may cast votes at Membership meetings (such as, for the election of Board members or approval of amendments to the Certificate of Formation (formerly known as the Articles of Incorporation) and the ERCOT Bylaws at Annual or Special Membership Meetings)) and may cast votes to elect TAC Representatives. Associate and Adjunct Members have no such voting rights for any matters submitted to the general Membership.

Annual Membership Dues

Please note that Annual Membership Dues are payable as follows:

Membership Dues (Bylaws Section 3.4)	Annual Dues (\$)
Corporate (General) - Voting	2,000
• Residential Consumer - Corporate	100
• Office of Public Utility Counsel - Corporate	Complimentary
• Appointed Residential Consumer TAC Rep. - Corporate	Complimentary
• Commercial Consumer – Corporate	100
Associate (General) – Non-voting	500
• Residential Consumer – Associate	50
• Commercial Consumer – Associate	50
Adjunct – Non-voting	500

Any Member may request that the Member's Annual Membership Dues be waived for good cause shown. Annual Membership Dues are not prorated even if Membership is approved by ERCOT after the 2020 Membership Year has begun.

Membership Election Rights

Please note that both Corporate and Associate Memberships allow an employee of your organization to be nominated for and elected to the Board and/or an employee or representative of your organization to be nominated for and elected to TAC and TAC subcommittees, but Adjunct Memberships have no such corresponding rights.

Additional Information

For more information or to obtain a copy of the ERCOT Bylaws and Certificate of Formation, please visit ERCOT's website at <http://www.ercot.com/about/governance/> under the "Key Documents" section. Other related Membership information will also be posted for your review at the Membership Page on the ERCOT website at <http://www.ercot.com/about/governance/members>. If you have any questions, please contact Lissette Ruiz at (512) 225-7025 or membership@ercot.com.

Please consider this notice an invoice for your organization's Annual Membership Fees if you plan on submitting an Application for the 2020 Membership Year.

Thank you in advance for your efforts to submit your Applications in a complete and timely manner.



Lissette Ruiz
Senior Legal Specialist
O: 512-225-7025 | F: 512-225-7079

Confidentiality Notice: The information contained in this email message and any attached documents may be privileged and confidential and is intended for the addressee only. If you received this message in error, please notify the sender immediately.



**ELECTRIC RELIABILITY COUNCIL OF TEXAS, INC.
MEMBERSHIP APPLICATION AND AGREEMENT FOR MEMBERSHIP YEAR 2020**

This Membership Application and Agreement for Membership Year 2020 (Agreement) is made and entered into by and between Electric Reliability Council of Texas, Inc. (ERCOT) and the City of Kingsville, Texas (Applicant). In consideration of the mutual covenants contained herein Applicant hereby submits its application for ERCOT Membership (Membership) and agrees to be bound by the obligations of Membership as further described herein and the ERCOT Bylaws. ERCOT will review this application and will provide Member services and benefits described herein, subject to the terms and conditions of this Agreement and the ERCOT Bylaws, provided that Applicant meets the requirements to become an ERCOT Member (Member). This Agreement shall be effective as of the date that ERCOT provides written notice approving this application for Membership Year 2020 (Effective Date).

Capitalized terms that are not defined in this Agreement shall have the meaning as defined in the ERCOT Bylaws, as amended from time to time.

A. Membership Application Information.

1. Legal Name of Applicant.

Provide full corporate name and, if applicable, assumed "doing business as" name, of Applicant applying for Membership.

the City of Kingsville, Texas

2. Type of Membership.

Select **ONE** of three available types of Membership below (that is, Corporate, Associate or Adjunct).

Members who are Affiliates (as defined in the ERCOT Bylaws) may hold only one Corporate Membership among such Members.

Other applicants applying for additional ERCOT Memberships, such as an Associate Membership, must use a separate Agreement for each Membership.

The applicable Annual Member Dues listed below for each Membership type provide Corporate Members with voting rights pursuant to the ERCOT Bylaws and entitle Members to services ERCOT provides such as hosting ERCOT meetings, providing Members with necessary information and such other Member services as ERCOT may from time to time offer.

☒ **Corporate.** Voting. \$2,000 per Membership Year (except Residential and Commercial Consumer Members' Annual Member Dues are \$100 per Membership Year). Corporate Membership includes the right to vote on matters submitted to the general Membership, such as election of Board Directors, election of Technical Advisory Committee (TAC) Representatives and TAC subcommittees, and amendments to the Certificate of Formation (formerly known as the Articles of Incorporation) and the ERCOT Bylaws.

Residential Consumer Members do not elect a Director to represent the Residential Consumer interests as the Public Counsel is mandated to represent these interests as an *ex officio* Director on the Board. The Office of Public Utility Counsel (OPUC) and the appointed Residential Consumer TAC Representative shall be eligible to be Corporate Members without the payment of Annual Member Dues.

☐ **Associate.** Non-voting. \$500 per Membership Year (except Residential and Commercial Consumer Members' Annual Member Dues are \$50 per year). Associate Membership does not provide any voting rights for matters submitted to the general Membership. However, an Associate Member may be elected by Corporate Members to serve as a voting member of the Board, TAC or a TAC subcommittee.

☐ **Adjunct.** Non-voting. \$500 per Membership Year. Applicants not meeting the Segment requirements for Membership may join as Adjunct Members upon Board approval. Adjunct Membership does not provide any voting rights for matters submitted to the general Membership nor any right to be elected or appointed to the Board, TAC or a TAC subcommittee. Adjunct Members shall be bound by the same obligations as other Members.

3. **Payment of Annual Member Dues.**

The applicable Annual Member Dues must be paid and delivered to ERCOT by the Record Date, as determined pursuant to the ERCOT Bylaws and defined in Section B.3. below, in order for the Member to participate in the elections for the Membership Year 2020. Checks shall be made payable to ERCOT and mailed to ERCOT, Attention: Treasury Department, 7620 Metro Center Drive, Austin, Texas 78744. Contact ERCOT at membership@ercot.com for wire instructions.

4. **Segment Eligibility.**

Check **ONE** Segment designation, as further described in the ERCOT Bylaws, for which Applicant believes in good faith that Applicant is eligible.

☒ **Consumer.** Any entity meeting the definition for Residential Consumers, Commercial Consumers or Industrial Consumers as set forth in the ERCOT Bylaws.

Check **ONE** Subsegment designation:

☐ **Residential Consumer.** The appointed Board Director representing residential consumer interests, an organization or agency representing the interests of residential consumers in the ERCOT Region, or the Residential Consumer TAC Representative.

☐ **Small Commercial Consumer.** A commercial consumer having a peak demand of 1000 KW or less (or an organization representing such consumers).

☒ **Large Commercial Consumer.** A commercial consumer having a peak demand greater than 1000 KW.

☐ **Industrial Consumer.** An industrial consumer with at least one meter with average monthly demand greater than 1 megawatt consumed within the ERCOT Region engaged in an industrial process.

An entity applying for ERCOT membership as a Residential Consumer, Small Commercial Consumer or Large Commercial Consumer is ineligible if that entity has interests in the electric industry in any other capacity than as an end-use consumer or represents the interests of another entity that has interests in the electric industry in any other capacity than as an end-use consumer.

The three Consumer Directors of the Board have the right to determine Applicant eligibility in the Residential and Commercial Subsegments as provided in the ERCOT Bylaws.

☐ **Cooperative.** An Entity operating in the ERCOT Region that is:

- (i) A corporation organized under Chapter 161 of the Texas Utilities Code or a predecessor statute to Chapter 161 and operating under that chapter;
- (ii) A corporation organized as an electric cooperative in a state other than Texas that has obtained a certificate of authority to conduct affairs in the State of Texas;

- (iii) A cooperative association organized under Chapter 251 of the Texas Business Organizations Code or a predecessor to that statute and operating under that statute; or
- (iv) A River Authority as defined in Tex. Water Code §30.003.

☐ **Independent Generator.** Any entity that is not a Transmission and Distribution Entity (T&D Entity) or an Affiliate of a T&D Entity and that (i) owns or controls generation of at least 10 MW in the ERCOT Region; or (ii) is preparing to operate and control generation of at least 10 MW in the ERCOT Region, and has approval of the appropriate governmental authority, has any necessary real property rights, has given the connecting transmission provider written authorization to proceed with construction and has provided security to the connecting transmission provider.

☐ **Independent Power Marketer.** Any entity that is not a T&D Entity or an Affiliate of a T&D Entity and is registered at the Public Utility Commission of Texas (PUCT) as a Power Marketer to serve in the ERCOT Region.

☐ **Independent Retail Electric Provider (REP).** Any entity that is certified by the PUCT to serve in the ERCOT Region as a Retail Electric Provider under PURA §39.352 and that is not an Affiliate of a T&D Entity.

☐ **Aggregator.** For purposes of Segment classification, an aggregator may register to participate in this Segment if unable to qualify in any other Segment.

☐ **Investor-Owned Utility.**

- (i) An investor-held, for-profit "electric utility" as defined in PURA §31.002(6) that:
 - (a) Operates within the ERCOT Region;
 - (b) Owns 345 kV interconnected transmission facilities in the ERCOT Region;
 - (c) Owns more than 500 pole miles of transmission facilities in the ERCOT Region; or
 - (d) Is an Affiliate of an entity described in (a), (b) or (c); or
- (ii) A public utility holding company of any such electric utility.

☐ **Municipal.** An entity operating in the ERCOT Region that owns or controls transmission or distribution facilities, owns or controls dispatchable generating facilities, or provides retail electric service and is either:

- (i) A municipally owned utility as defined in PURA §11.003 or
- (ii) A River Authority as defined in Tex. Water Code §30.003.

5. Identification of Applicant's Designated Representative and Designated Representative Alternate.

a. Designated Representative.

ERCOT requires Applicant to designate an official representative in order for ERCOT to conduct ERCOT's corporate business (that is, for ERCOT to provide notice to each of its Members and for Members to participate and/or vote at Membership meetings, as applicable). Applicant identifies its designated representative for required notices to ERCOT Members, participation in meetings of the Corporate Members and voting issues, as applicable, as follows:

Name: Courtney Alvarez
Title: City Attorney
Address: P.O. Box 1458
City, State, Zip: Kingsville, TX 78364
Phone: (361) 595-8016
Email: calvarez@cityofkingsville.com

b. Designated Representative Alternate.

In the event that ERCOT is unable to contact Applicant's designated representative for any reason after reasonable attempts, Applicant identifies a designated representative alternate to receive required notices to ERCOT Members and to participate in meetings of the Corporate Members and voting issues, as applicable, as follows:

Name: _____
Title: _____
Address: _____
City, State, Zip: _____
Phone: _____
Email: _____

6. Identification of Other Members who are Affiliates of Applicant.

Applicant identifies other ERCOT Memberships held by Applicant or Affiliates of Applicant, if any (attach extra pages if necessary) as:

- (a) Member name: _____
Segment: _____
- (b) Member name: _____
Segment: _____

(c) Member name: _____
Segment: _____

B. Membership Agreement.

1. **Membership.** Any entity that qualifies for any of the Segment definitions set forth in the ERCOT Bylaws is eligible for Membership. Members must be an organization that either operates in the ERCOT Region or represents consumers within the ERCOT Region as provided in the ERCOT Bylaws. Members may join as a Corporate, Associate or Adjunct Member subject to the criteria set forth in the ERCOT Bylaws. Applicants must apply for Membership through an authorized officer or agent.

2. **Term.** The Membership Year 2020 begins on January 1, 2020, and ends on December 31, 2020. The term of this Agreement begins on the Effective Date and ends on December 31, 2020.

3. **Record Date.** The record date for Membership Year 2020 is Friday, November 8, 2019 (Record Date). Only applicants who have been approved as Corporate Members for Membership Year 2020 as of the Record Date shall be eligible to cast votes at the Annual Membership Meeting on December 10, 2019, including votes to confirm the 2020 ERCOT Board of Directors who serve from January 1, 2020, through December 31, 2020.

4. **Membership Dues.** Annual Member Dues are provided in the ERCOT Bylaws. Any change in or waiver of Annual Member Dues must be approved pursuant to the procedures set forth in the ERCOT Bylaws. Any change in Member Dues for a particular category of Members shall automatically become effective as to all ERCOT Members without the necessity of amending this Agreement.

All Memberships must be renewed annually. Annual Member Dues renewals shall be due by the Record Date for the annual membership meeting. Annual Member Dues will not be prorated.

Any Applicant may request that the Member's Annual Member Dues be waived for good cause shown.

5. **Application for Membership.** Applicant must submit the following items in order to apply for Membership:

- (i) Payment of the applicable Annual Member Dues; and
- (ii) A copy of this Agreement, signed by an authorized representative of Applicant.

Upon receipt of payment and a signed copy of this Agreement, ERCOT will promptly notify Applicant of Membership status in writing, whether approved or not.

6. **Change of Designated Representative or Designated Representative Alternate.** All ERCOT Members shall maintain current contact information on file with ERCOT for their designated representative and designated representative alternate. An ERCOT Member may change its designated representative or designated representative alternate at any time by written request of a duly authorized representative of the ERCOT Member submitted to the ERCOT Legal Department at membership@ercot.com.

7. **Changes in Affiliates.** All ERCOT Members are required to notify ERCOT of any changes in their Affiliates in accordance with the ERCOT Bylaws.

8. **Suspension and Expulsion.** All ERCOT Members shall abide by the ERCOT Bylaws, as they may be amended from time to time, and any other rule or regulation duly adopted by the Board of Directors. Any ERCOT Member, who violates any provision of this Agreement, the ERCOT Bylaws, or any other rule or regulation duly adopted by the Board of Directors, may be reprimanded, suspended, and/or expelled in accordance with procedures adopted by the Board of Directors or set forth in the ERCOT Bylaws. Such action will affect all entities deriving Membership privileges through such ERCOT Member. Suspension and expulsion are cumulative and non-exclusive remedies that may be pursued against Applicant or any other ERCOT Member in addition to any other remedy available under the Standard Form Market Participant Agreement, any other agreement executed by the ERCOT Member, or any other applicable statutes, laws, rules, or regulations.

9. **Amendment.** This Agreement may be amended, modified, superseded, canceled, renewed, or extended and the terms and conditions hereof may be waived only by a written instrument executed by both parties hereto or, in the case of a waiver, by the party waiving compliance.

10. **Governing Law.** This Agreement shall be governed by and construed and interpreted in accordance with the laws of the State of Texas that apply to contracts executed in and performed entirely within the State of Texas, without reference to any rules of conflict of laws. Parties consent to the exclusive jurisdiction of Texas.

IN WITNESS WHEREOF, Applicant certifies that:

- (i) Applicant meets the requirements for ERCOT Membership in the Segment designated herein;
- (ii) All information provided herein is true and correct to the best of Applicant's knowledge; and
- (iii) The signatory for Applicant is a representative authorized by Applicant with authority to bind Applicant contractually;
- (iv) Through the signature of its authorized representative below, Applicant agrees to be bound by the terms of this Agreement, the ERCOT Bylaws, applicable ERCOT Protocols, and any other requirements duly adopted by the Board of Directors or required by the Public Utility Commission of Texas or applicable law.

APPLICANT

City of Kingsville, Texas

By: _____

Printed Name: Courtney Alvarez

Title: City Attorney

Date: 10/15/19

AGENDA ITEM #6

RESOLUTION # 2019-_____

A RESOLUTION AUTHORIZING THE CITY TO EXECUTE GRANT DOCUMENTS FOR THE TEXAS PARKS AND WILDLIFE DEPARTMENT'S LOCAL PARK GRANT PROGRAM FOR THE PURPOSE OF MAKING PARK IMPROVEMENTS AT DICK KLEBERG PARK; WITH AN ANTICIPATED CASH MATCH; AUTHORIZING THE PARKS & RECREATION DIRECTOR TO SUBMIT THE GRANT, EXECUTE THE AGREEMENT, AND ACT AS THE GRANT OFFICIAL ON THE CITY'S BEHALF WITH SUCH GRANT PROGRAM.

WHEREAS, the Texas Parks and Wildlife Department (hereinafter "Department") has a Local Park Grant Program (hereinafter "Program") that can provide monetary assistance for improvements to public parks; and

WHEREAS, the City of Kingsville, Texas (hereinafter "City") adopted a Parks Master Plan on March 27, 2017 that contains projects for proposed improvements to all city parks, including Dick Kleberg Park, which is the site for the proposed improvements to be requested through the Program; and

WHEREAS, Dick Kleberg Park is a public park where the proposed permanent public park and recreational uses would be located; and

WHEREAS, the City is fully eligible to receive assistance under the Program; and

WHEREAS, the City is desirous of authorizing an official to represent and act for the City in dealing with the Department concerning the Program; and

WHEREAS, the City has funding in the CO2016 funds and other line items for parks improvements to meet the any required cash match for this grant; and

WHEREAS, the City Commission of the City of Kingsville through Resolution #2017-63 on September 25, 2017 authorized the City Parks & Recreation Director, Jason Alfaro, to submit an application to the aforementioned Program and to act as the authorized grant official to administer the grant; and

WHEREAS, the City was recently awarded the grant but Mr. Alfaro no longer works for the City and Susan Ivy has been named the Parks & Recreation Director since November 28, 2018 and acting as the City's authorized grant official, the City desires to affirm that change to the grant official.

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

I.

THAT the City certifies it is eligible to receive assistance under the Program, and that notice of the application has been posted according to local public hearing requirements.

II.

THAT the City certifies that the matching share for this application is readily available at this time.

III.

THAT the City hereby authorizes and directs the Director of Parks & Recreation to act for the City in dealing with the Department for the purposes of the Program, and that Susan Ivy is hereby officially designated as the representative in this regard and has been so authorized to act since assuming the Director of Parks & Recreation position.

IV.

THAT the City specifically authorizes the official to make application and execute all contract documents and grant forms to the Department concerning the site to be known as Dick Kleberg Park in the City of Kingsville, Texas or use as a park site and is hereby dedicated for public park and recreation purposes in perpetuity or for the lease term if legal control is through a lease. Projects with federal monies may have differing requirements.

V.

THAT the City Commission approves the submission of a grant application and approval of the grant agreement for the public park improvements in Dick Kleberg Park on behalf of the Kingsville Parks Department to the Texas Parks & Wildlife's Local Non-Urban Park Grant Program on the City's behalf with a cash match that is *anticipated* to be approximately \$195,125.00 and an in-kind match that is anticipated to be approximately \$29,375.00. An anticipated cash match from outside donations of \$24,750.00 is also expected.

VI.

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

VII.

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

PASSED AND APPROVED by a majority vote of the City Commission the 15th day of October, 2019.

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM

Courtney Alvarez, City Attorney

RESOLUTION # 2017- 63

A RESOLUTION AUTHORIZING THE CITY TO SUBMIT AN APPLICATION TO THE TEXAS PARKS AND WILDLIFE DEPARTMENT'S LOCAL PARK GRANT PROGRAM FOR THE PURPOSE OF REQUESTING PARK IMPROVEMENTS AT DICK KLEBERG PARK; WITH AN ANTICIPATED CASH MATCH; AUTHORIZING THE PARKS & RECREATION DIRECTOR TO SUBMIT THE GRANT AND ACT AS THE GRANT OFFICIAL ON THE CITY'S BEHALF WITH SUCH GRANT PROGRAM.

WHEREAS, the Texas Parks and Wildlife Department (hereinafter "Department") has a Local Park Grant Program (hereinafter "Program") that can provide monetary assistance for improvements to public parks; and

WHEREAS, the City of Kingsville, Texas (hereinafter "City") adopted a Parks Master Plan on March 27, 2017 that contains projects for proposed improvements to all city parks, including Dick Kleberg Park, which is the site for the proposed improvements to be requested through the Program; and

WHEREAS, Dick Kleberg Park is a public park where the proposed permanent public park and recreational uses would be located; and

WHEREAS, the City is fully eligible to receive assistance under the Program; and

WHEREAS, the City is desirous of authorizing an official to represent and act for the City in dealing with the Department concerning the Program; and

WHEREAS, the City has funding in the CO2016 funds and other line items for parks improvements to meet the any required cash match for this grant; and

WHEREAS, the City Commission of the City of Kingsville through this resolution has authorized the City Parks & Recreation Director, Jason Alfaro, to submit an application to the aforementioned Program and to act as the authorized grant official to administer the grant and represent the City in this matter.

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

I.

THAT the City certifies it is eligible to receive assistance under the Program, and that notice of the application has been posted according to local public hearing requirements.

II.

THAT the City certifies that the matching share for this application is readily available at this time.

III.

THAT the City hereby authorizes and directs the Director of Parks & Recreation to act for the City in dealing with the Department for the purposes of the Program, and that Jason Alfaro is hereby officially designated as the representative in this regard.

IV.

THAT the City the City specifically authorizes the official to make application to the Department concerning the site to be known as Dick Kleberg Park in the City of Kingsville, Texas or use as a park site and is hereby dedicated for public park and recreation purposes in perpetuity or for the lease term if legal control is through a lease. Projects with federal monies may have differing requirements.

V.

THAT the City Commission approves the submission of a grant application for the public park improvements in Dick Kleberg Park on behalf of the Kingsville Parks Department to the Texas Parks & Wildlife's Local Non-Urban Park Grant Program on the City's behalf with a cash match that is *anticipated* to be approximately \$195,125.00 and an in-kind match that is anticipated to be approximately \$29,375.00. An anticipated cash match from outside donations of \$24,750.00 is also expected.

VI.

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

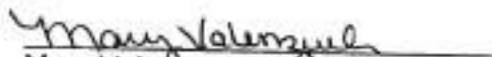
VII.

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

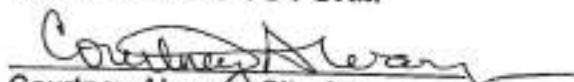
PASSED AND APPROVED by a majority vote of the City Commission the 25th day of September, 2017.


Sam R. Fugate, Mayor

ATTEST:


Mary Valenzuela, City Secretary

APPROVED AS TO FORM


Courtney Alvarez, City Attorney

REGULAR AGENDA

AGENDA ITEM #7

City of Kingsville
Department

TO: Mayor and City Commissioners

CC: Deborah Balli, Interim City Manager

FROM: Cynthia Martin, Interim Director of Planning & Dev. Services

DATE: October 1, 2019

SUBJECT: Request for alcohol variance for a Mixed Beverage permit (MB) and Beverage Cartage Permit (PE) for the establishment known as Kingsville Steak House at 2215 Brahma Blvd

Summary: The applicant, Kingsville Steak House LLC, is requesting this variance for the Kingsville Steakhouse at 2215 Brahma Blvd.

Background: The new Kingsville Steakhouse will be opening in a location formerly occupied by another restaurant, since closed, which had no liquor license. Per City Ordinance § 11-3-4, which was adopted April 9, 2018, the sale of alcoholic beverages by a dealer whose place of business is within 300 feet of a church or public hospital or within 300 feet of a public or private school, daycare or childcare facility is prohibited, unless a variance is obtained from the City Commission. After performing research and physical inspection for the property at 2215 Brahma Blvd., it has been concluded that the property in question does fall into the 300 foot boundary of one school i.e. H.M. King High School.

Financial Impact: The owners of this new steakhouse hope to increase their business by being able to serve liquor in their restaurant, a move that would serve to increase sales tax revenue.

Recommendation: Approve the alcohol variance as requested.



Mary Valenzuela

From: Mary Valenzuela
Sent: Tuesday, August 20, 2019 8:05 AM
To: Rutilio "Rudy" Mora
Subject: Kingsville Steakhouse Alcohol Application
Attachments: Alcohol Application - Kingsville Steakhouse 082019.pdf

Good morning Rudy,

Attached is an alcohol application for Kingsville Steakhouse located at 2215 Brahma Blvd. Please have your staff verify if this location complies with all city ordinances and state requirements. As per City Ordinance § 11-3-4, which was adopted on April 9, 2018, The sale of alcoholic beverages by a dealer whose place of business is within 300 feet of a church or public hospital or within 300 feet of a public or private school, daycare or child care facility is prohibited, unless a variance is obtained from the City Commission.

I will be out of the office the rest of this week for conference, so if I can get this back by early next week, I would greatly appreciate it. Thanks.

Thank you,
Mary Valenzuela, TRMC, CMC
City Secretary
400 W. King Ave./P.O. Box 1458
Kingsville, Texas 78364
Home Rule, pop. 26,213
Office: (361) 595-8002
Fax: (361) 595-8024



ATTENTION PUBLIC OFFICIALS

A "Reply to All" of this e-mail could lead to violations of the Texas Open Meetings Act. Please reply only to the sender.

Please note that any correspondence, such as e-mail or letters, sent to City staff or City officials may become a public record and made available for Public/media review.



ON-PREMISE PREQUALIFICATION PACKET

received

8/20/19

L-ON
(12/2017)

Submit this packet to the proper governmental entities to obtain certification for the type of license/permit for which you are applying as required by Sections 11.37, 11.39, 11.46(b), 61.37, 61.38, 61.42 and Rule §33.13

Contact your local TABC office to verify requirements of Sections 11.391 and 61.381 as you may be required to post a sign at your proposed location 60-days prior to the issuance of your license/permit.

All statutory and rule references mentioned in this application refer to and can be found in the Texas Alcoholic Beverage Code or Rules located on our website. www.tabc.texas.gov/laws/code_and_rules.asp

LOCATION INFORMATION

1. Application for: <input type="checkbox"/> Original <input type="checkbox"/> Add Late Hours Only License/Permit Number			
<input type="checkbox"/> Reinstatement License/Permit Number			
<input type="checkbox"/> Change of Licensed Location License/Permit Number			
2. Type of On-Premise License/Permit			
<input type="checkbox"/> BG Wine and Beer Retailer's Permit	<input type="checkbox"/> LB Mixed Beverage Late Hours Permit		
<input type="checkbox"/> BE Beer Retail Dealer's On-Premise License	<input type="checkbox"/> MI Minibar Permit		
<input type="checkbox"/> BL Retail Dealer's On-Premise Late Hours License	<input type="checkbox"/> CB Caterer's Permit		
<input type="checkbox"/> BP Brewpub License	<input type="checkbox"/> FB Food and Beverage Certificate		
<input type="checkbox"/> V Wine & Beer Retailer's Permit for Excursion Boats	<input checked="" type="checkbox"/> PE Beverage Cartage Permit		
<input type="checkbox"/> Y Wine & Beer Retailer's Permit for Railway Dining Car	<input type="checkbox"/> RM Mixed Beverage Restaurant Permit with FB		
<input checked="" type="checkbox"/> MB Mixed Beverage Permit			
<input type="checkbox"/> O Private Carrier's Permit - For Brewpubs (BP) with a BG only			
3. Indicate Primary Business at this Location			
<input checked="" type="checkbox"/> Restaurant	<input type="checkbox"/> Sporting Arena, Civic Center, Hotel	<input type="checkbox"/> Bar	
<input type="checkbox"/> Grocery/Market	<input type="checkbox"/> Sexually Oriented	<input type="checkbox"/> Miscellaneous _____	
4. Trade Name of Location			
Kingsville Steakhouse			
5. Location Address			
2215 Brahma Blvd			
City	County	State	Zip Code
Kingsville	Kleberg	TX	78363
6. Mailing Address		City	State Zip Code
7. Business Phone No.	Alternate Phone No.	E-mail Address	

OWNER INFORMATION

8. Type of Owner			
<input type="checkbox"/> Individual	<input type="checkbox"/> Corporation	<input type="checkbox"/> City/County/University	
<input type="checkbox"/> Partnership	<input checked="" type="checkbox"/> Limited Liability Company	<input type="checkbox"/> Other _____	
<input type="checkbox"/> Limited Partnership	<input type="checkbox"/> Joint Venture		
<input type="checkbox"/> Limited Liability Partnership	<input type="checkbox"/> Trust		
9. Business Owner/Applicant			
Kingsville Steakhouse LLC.			
10. Are you, the applicant a veteran-owned business? <input type="radio"/> Yes <input checked="" type="radio"/> No			
11. Are you, the applicant a Historically Underutilized Business (HUB)? <input type="radio"/> Yes <input checked="" type="radio"/> No			



CITY OF
KINGSVILLE

MEMORANDUM

Date	Thursday, August 29, 2019
To	Mary Valenzuela, City Secretary
From	Engineering Department
Subject	Alcohol License for 2215 Brahma Blvd

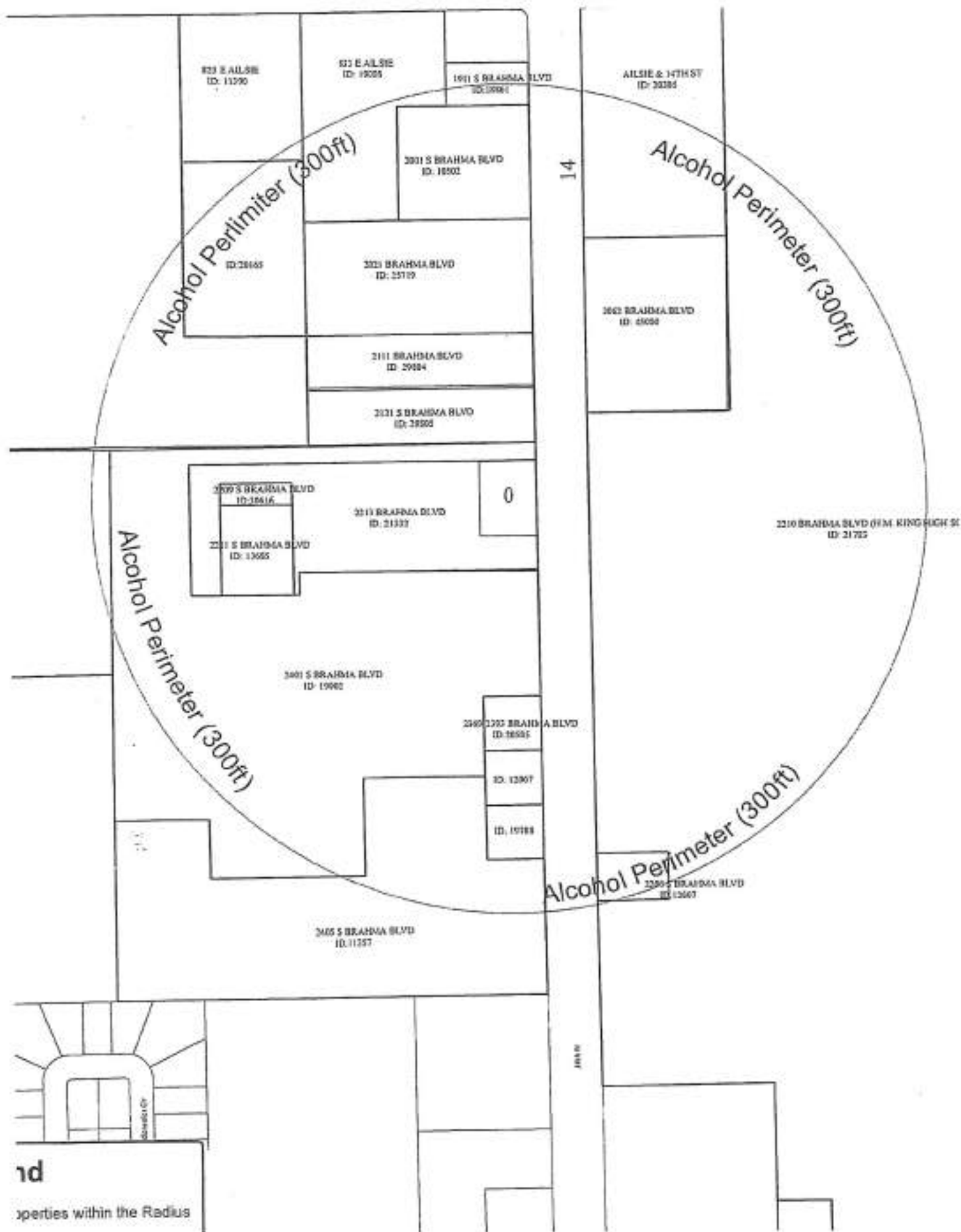
Mrs. Valenzuela,

After performing the research and physical inspection you requested for the property at 2215 Brahma Blvd, we have concluded that the property in question does fall within the 300ft boundary of 1 school; therefore, it will require a variance according to City Ordinance sections 11-3-4. Notices must be sent to the property owners within the 300-foot boundary and a public hearing and publication in the local newspaper is required.

Thank You,

Engineering Department

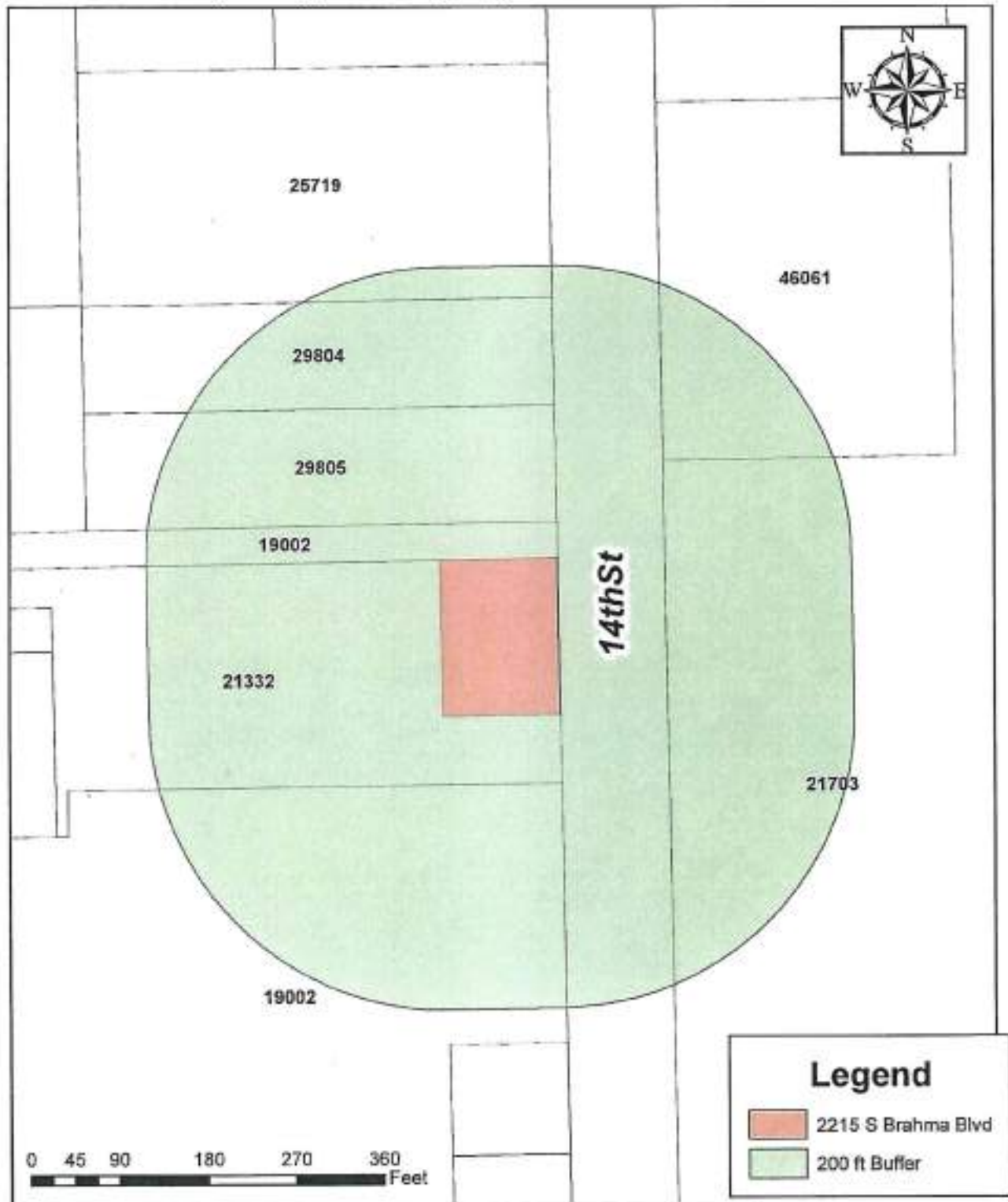
Attachment 1 shows the property and the relative location of the 1 school; suspected to be close to the property. H.M. King High School is within the 300-foot boundary. All properties within the 300-foot boundary are shown with their short Property ID by the Kleberg Appraisal District.



rd

properties within the Radius

300 ft Buffer Map of 2215 Brahma Blvd



Document Path: C:\Users\aresendez\Desktop\GIS\Maps\Buffer Map.mxd

Page 1 / 1	Drawn By: Planning Department	<p>DISCLAIMER THIS MAP IS FOR VISUAL PURPOSES ONLY. THE INFORMATION ON THIS SHEET MAY CONTAIN MISCALANEOUS OR ERRORS. THE CITY OF KINGSVILLE IS NOT RESPONSIBLE IF THE INFORMATION CONTAINED HEREIN IS USED FOR ANY DESIGN, CONSTRUCTION, PLANNING, BUILDING, OR ANY OTHER PURPOSE.</p>	<p>CITY OF KINGSVILLE PLANNING DEPARTMENT 410 West King Kingsville, Texas 78363 Office: 361-595-8055</p>
	Last Update: 9/3/2019		
	Note:		

WILCOX FAMILY LLC
353 WILLIAMSON PL
CORPUS CHRISTI, TX 78411-
1515
#25719

ALPHA LAKE LTD
A TEXAS LIMITED PARTNERSHIP
1700 GEORGE BUSH DR E
STE 240
COLLEGE STATION, TX 77840-3351
#21332, 19002

STARS RESTAURANTS LLC
2941 NW 156TH ST
EDMOND, OK 73013
#29804

K I S D
PO BOX 871
KINGSVILLE, TX 78364-0871
#21703

BRAHMA VALQUERO
BLVD PARTNERS
LP
2900 WINGATE ST STE 200
FORT WORTH, TX 76107
#29805

SANCHEZ REAL ESTATE
HOLDINGS LLC
290 N COUNTY ROAD 1050
KINGSVILLE, TX 78363
#45000

had these big timbers," he said. "And he and his son got it moved down here. I cut it out and did all of the painting."

With the help of Glenn Yaklin, who provided a forklift, Fred Yaklin said he was able to build and paint the cross, and the Nueces Electric Co-op assisted with the installation.

Fred Yaklin said once completed and in the ground, the cross stood at 22 feet tall.

"But you always want it to be bigger," he said.

Fred Yaklin stands in front of the 22-foot centenary memorial cross he built with the help of his fellow parishioners outside of the Our Lady of Consolation Church in Vattmann. (Photo by Anthony Ruiz)

Rev. Ethappiri said he hopes the cross will stand alongside the church for another century.

"It gives a positive message to the people," he said. "The cross, of course, is always a sign of sacrifice, of love, peace and joy. It's the vertical and the horizontal. The vertical is an invitation to God and horizontal is to

be loving to the people."

A blessing for the cross was held prior to Sunday Mass on Sept. 15.

Our Lady of Consolation Church is located along Farm Road 628 south of Kingsville, about five miles east of Hwy. 77.

Anthony Ruiz can be contacted at aruiz@king-ranch.com or (361) 221-0251.

PUBLIC NOTICE

The City Commission of the City of Kingsville will hold a public hearing on Tuesday, October 15, 2019 at 6:00 P.M. to discuss and/or take action on the following item:

Request for an alcohol variance for a Mixed Beverage Permit (MB) and Beverage Cartage Permit (PE) for the establishment known as Kingsville Steakhouse at 2215 BRAHMA BLVD, Kingsville, Texas.

The meeting will be held at City Hall, 400 West King., Kingsville, Texas 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.

Teachers



AGENDA ITEM #8

**City of Kingsville
Department**

TO: Mayor and City Commissioners

CC: Interim City Manager, Deborah Balli

FROM: Interim Director of Planning & Dev. Services, Cynthia Martin

DATE: October 2, 2019

SUBJECT: Rezoning request from Ted Figueroa to rezone 1120 E Sen. Carlos Truan from R3 Multi-family to C2 Retail District

Summary: Ted Figueroa, La Mision Restaurant and Entertainment Center LLC, would like to purchase and occupy the property at 1120 E Sen. Carlos Truan from the Rio Texas Conference of the United Methodist Church based in San Antonio. In order to occupy the former church building as a restaurant and entertainment center, he needs to rezone to C2 Retail District.

Background: The former Kingsville United Methodist Church building, now vacated, occupies on the site. Attached is a letter from the Rio Texas Conference acknowledging the pending purchase of this property. The abutting commercial properties are zoned C2.

Financial Impact: As a church, this property was not on the tax rolls.

Recommendation: The property fronts onto Business Hwy 77 with abutting properties zoned C2 so rezoning the property to C2 would fit. The Planning and Zoning Commission met and voted 6-0 to recommend approval of the rezoning.



To: Planning and Zoning Commission Members

From: Cynthia Martin, Interim Director Planning & Dev. Services

Date: September 23, 2019

Subject: Rezoning request from Ted Figueroa to rezone 1120 E Sen. Carlos Truan from R3 Multi-family to C2 Retail District – Agenda items 1 and 2

Ted Figueroa, La Mision Restaurant and Entertainment Center LLC, would like to purchase and occupy the property at 1120 E Sen. Carlos Truan from the Rio Texas Conference of the United Methodist Church based in San Antonio. The former Kingsville United Methodist Church building, now vacated, occupies on the site. Attached is a letter from the Rio Texas Conference acknowledging the pending purchase of this property. The use of the building as a restaurant and entertainment center requires rezoning the property from the current residential zoning to commercial. The abutting commercial properties are zoned C2 so it makes sense to rezone this property to C2 as well.

CITY OF KINGSVILLE
PLANNING AND ZONING DIVISION
MASTER APPLICATION

PROPERTY INFORMATION: (Please PRINT or TYPE)

Project Address 1120 E. San Carlos Truen Nearest Intersection 14th + Ceaser

(Proposed) Subdivision Name _____ Lot _____ Block _____

Legal Description: _____

Existing Zoning Designation R3 Future Land Use Plan Designation C2

OWNER/APPLICANT INFORMATION: (Please PRINT or TYPE)

Applicant/Authorized Agent TEA FIGUEROA Phone 361-675-0016 FAX _____

Email Address (for project correspondence only): tedfigueroa@hotmail.com

Mailing Address 1116 S. Circle Dr. City Kingsville State TX Zip 78363

Property Owner Rio Texas Conference Phone 210-408-4500 FAX _____

Email Address (for project correspondence only): www.riotexas.org

Mailing Address 16400 Huebner Road City Symantonia State TX Zip 78248

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 checked="" type="checkbox"/> Re-zoning Request	\$250.00	<input type="checkbox"/> Re-plat	\$250.00
<input type="checkbox"/> SUP Request/Renewal	\$250.00	<input type="checkbox"/> Vacating Plat	\$50.00
<input type="checkbox"/> Zoning Variance Request (ZBA)	\$250.00	<input type="checkbox"/> 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:

Restaurant + Venue Center

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 [Signature] Date: 9-5-19

Property Owner's Signature _____ Date: _____

Accepted by: _____ Date: _____



16400 Huebner Road San Antonio TX 78248 210-408-4500 www.riotexas.org

September 3, 2019

To Whom It May Concern,

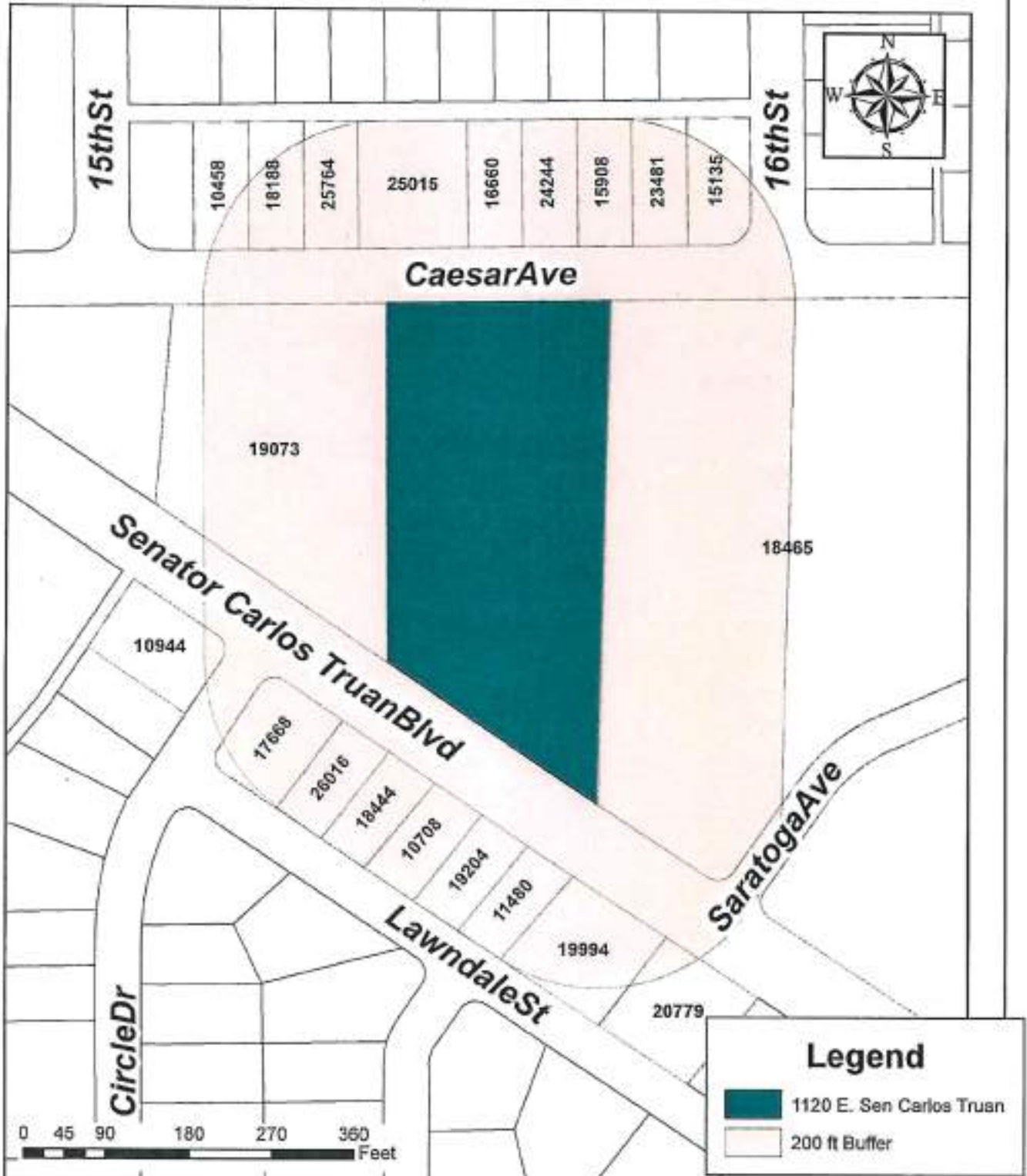
La Mision Restaurant and Entertainment Center LLC will be purchasing 1120 Carlos Traun Blvd., the former Kingsville Christ United Methodist Church from the Rio Texas Conference. To our knowledge, there are no deed restrictions for the transition from residential to a commercial property.

Sincerely,


A handwritten signature in black ink, appearing to read "Kendall Waller".

Kendall Waller
Treasurer

200 ft Buffer Map of 1120 E Sen. Carlos Truan



Document Path: C:\Users\resendez\Desktop\GIS\Maps\Buffer Map.mxd

L / I e f e d	Drawn By:	<small>DISCLAIMER</small> THIS MAP IS FOR VISUAL PURPOSES ONLY. THE INFORMATION ON THIS SHEET MAP CONTAIN NO WARRANTIES OR ERRORS. THE CITY OF KINGSVILLE IS NOT RESPONSIBLE IF THE INFORMATION CONTAINED HEREIN IS USED FOR ANY DESIGN, CONSTRUCTION, PLANNING, BUILDING, OR ANY OTHER PURPOSE.	 CITY OF KINGSVILLE PLANNING DEPARTMENT 410 West King Kingsville, Texas 78363 Office: 361-595-8055
	Planning Department		
	Last Update: 9/9/2019		
	Note:		

GUADALUPE A FERNANDEZ
LEONOR G FERNANDEZ
PO BOX 1795
KINGSVILLE, TX 78364-1795
#10458

MARTHA M MENDOZA
1118 E CAESAR AVE
KINGSVILLE, TX 78363-6613
#25015

PATRICIA CAMPBELL
1202 E CAESAR AVE
KINGSVILLE, TX 78363-6615
#15908

HALEIGH RENTALS LLC
218 S 14TH ST
KINGSVILLE, TX 78363-5839
#19073

JOHN C TABB
1102 LAWDALE DR
KINGSVILLE, TX 78363-6835
#17668

JESUS BAUTISTA HERNANDEZ
PO BOX 1717
KINGSVILLE, TX 78364-1717
#10708

DAVID J SMOLIK
300 BURKHARDT RD
DRUMMONDS, TX 38023-7208
#19994

BERNARD E BRYANT
1106 E CAESAR AVE
KINGSVILLE, TX 78363-6613
#18188

SARA G DOMINGUEZ EST
ETVIR RUDY A
1124 E CAESAR AVE
KINGSVILLE, TX 78363-6613
#16660

ELISHIA R TAUB
ETVIR MICHAEL B
1206 E CAESAR AVE
KINGSVILLE, TX 78363-6615
#23481

VICTORIA-KINGSPONTE LLC
3730 CYPRESS CREEK PKWY
SUITE 300
HOUSTON, TX 77068
#18465

ROLDAN PENA
1108 LAWDALE DR
KINGSVILLE, TX 78363-6835
#26016

BABE JOHNSON
1122 LAWDALE DR
KINGSVILLE, TX 78363
#19204

ALONZO LOPEZ SR EST
1208 LAWDALE
KINGSVILLE, TX 78363
#20779

SHIRLEY L STERNADEL
202 REEF AVE
APT 402
CORPUS CHRISTI, TX 78402-1635
#25764

ANITA ROJAS
EMILIO GARCIA
1128 E CAESAR AVE
KINGSVILLE, TX 78363-6613
#24244

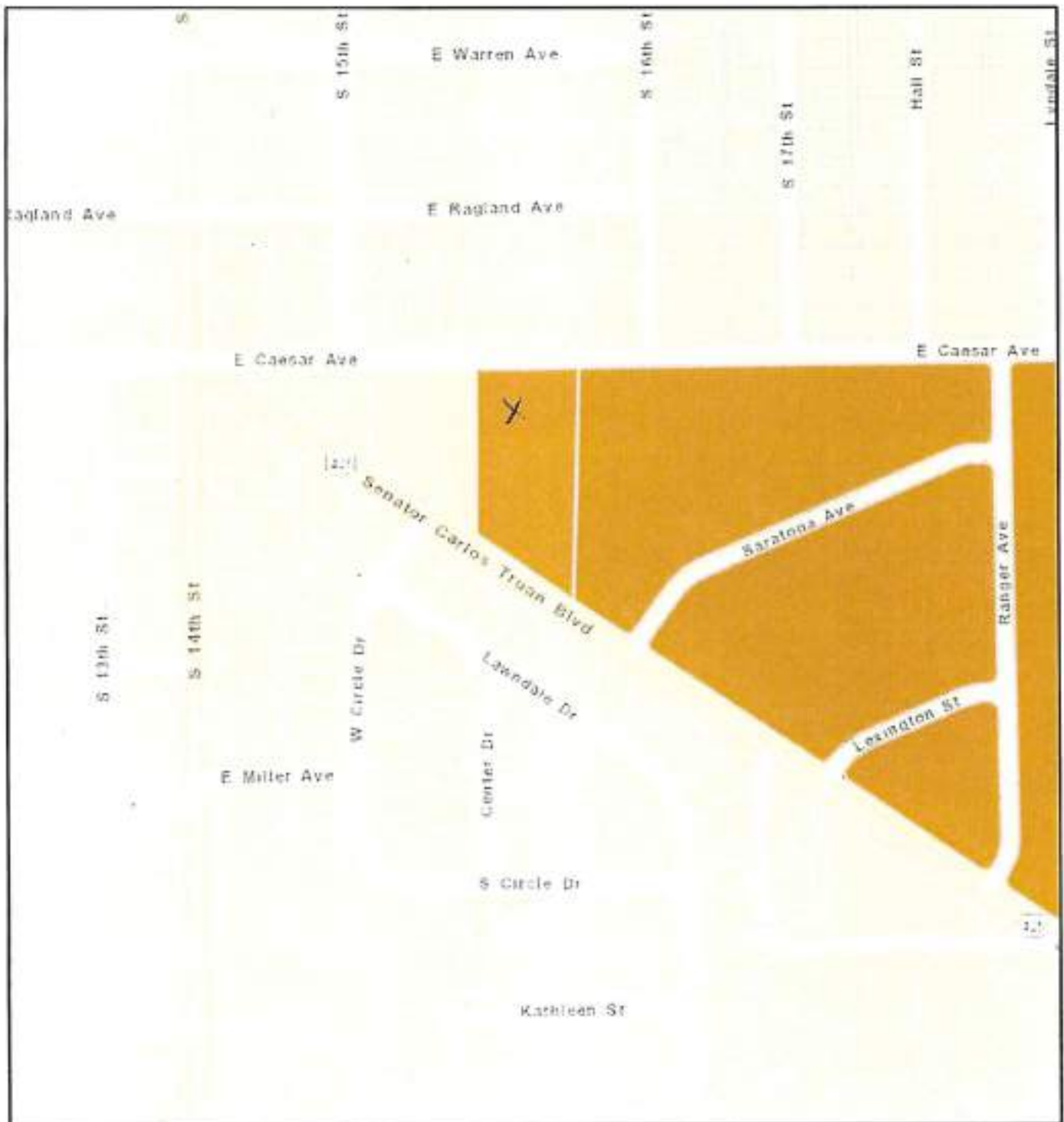
ELOY PEREZ EST
1210 E CAESAR AVE
KINGSVILLE, TX 78363-6615
#15135

LUCILLE TORRES TIJERINA
ETVIR FORTUNATO
1201 W CIRCLE DR
KINGSVILLE, TX 78363
#10944

LISA HERNANDEZ
1728 LAWDALE DR
KINGSVILLE, TX 78363-6850
#18444

REBECCA SUE THORPE
7810 RUBY AVE
WISC RAPIDS, WI 54494-9735
#11480

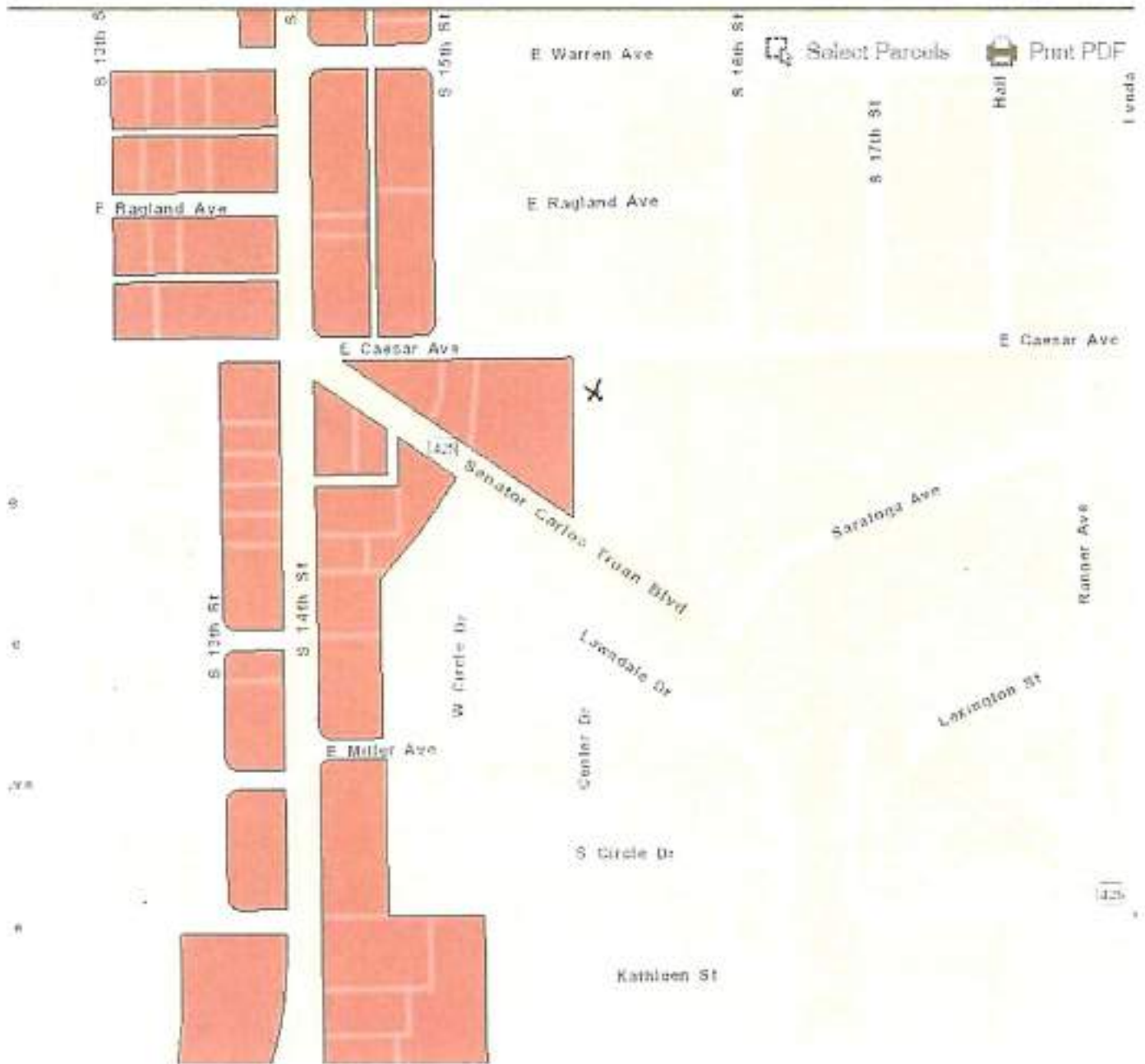
	R1	R2	R3	R4	MH	C1	C2	C3	C4	I1	I2	A
Tire recapping and retreading shop									S	P	P	
Wrecking or salvage yards for auto or parts									S	S		
Storage of autos							S	S	P	S	P	
<i>Retail or Related Uses</i>												
Antique or collectable shop						S	S	P	P			
Art supply store						S	P	P	P			
Animal clinic or pet hospital, no outdoor pens							P	S	P	P		
Animal clinic or pet hospital with outdoor pens							S		S	P	P	P
Bank or savings and loan						S	P	P	P			
Book or stationary store						S	P	P				
Barber or beauty shop						S	P	P	P			
Bakery or confectionery shop, retail sales (less than 2,500 square feet)						P	P	P	P			
Bakery, wholesale								S	P	P		
Brewpub							P	S	P	P	P	
Building materials sales							S	P	P	S		
Cafeteria or restaurant						S	X P	P	P	P	P	



August 28, 2019

X-1120 E Sen Carlos Truan
R3-Zoning

Sources: Esri, HERE, Garmin, USGS, Intermap, INCREMENT P, NRCan, Esri Japan, METI, Esri China (Hong Kong), Esri Korea, Esri (Thailand), NGCC, (c) OpenStreetMap contributors, and the GIS User Community



X-1120 E. Sen. Carlos Truon

Pink is C2 zoning

Kleberg CAD

Property Search > 19218 CHRIST METHODIST CHURCH for Year Tax Year: 2019
2019

Property

Account

Property ID: 19218 Legal Description: KT & I CO, BLOCK 17, LOT OUT OF 3, (EXEMPT),
(CHRIST UNITED METHODIST CHURCH), ACRES 2.3
Geographic ID: 290001703103192 Zoning:
Type: Real Agent Code:
Property Use Code:
Property Use Description:

Location

Address: 1120 E SEN CARLOS TRUAN Mapco:
Neighborhood: Map ID: B2
Neighborhood CD:

Owner

Name: CHRIST METHODIST CHURCH Owner ID: 16752
Mailing Address: 16400 HUEBNER RD % Ownership: 100.000000000000%
SAN ANTONIO, TX 78248-1693
Exemptions: EX-XV

Values

(+) Improvement Homesite Value:	+	\$0	
(+) Improvement Non-Homesite Value:	+	\$325,010	
(+) Land Homesite Value:	+	\$0	
(+) Land Non-Homesite Value:	+	\$36,800	Ag / Timber Use Value
(+) Agricultural Market Valuation:	+	\$0	\$0
(+) Timber Market Valuation:	+	\$0	\$0
<hr/>			
(=) Market Value:	=	\$361,810	
(-) Ag or Timber Use Value Reduction:	-	\$0	
<hr/>			
(=) Appraised Value:	=	\$361,810	
(-) HS Cap:	-	\$0	
<hr/>			
(=) Assessed Value:	=	\$361,810	

Taxing Jurisdiction

Owner: CHRIST METHODIST CHURCH
% Ownership: 100.000000000000%
Total Value: \$361,810

Entity	Description	Tax Rate	Appraised Value	Taxable Value	Estimated Tax
CAD	KLEBERG COUNTY APPRAISAL DISTRICT	0.000000	\$361,810	\$0	\$0.00
CIO	CITY OF KINGSVILLE	0.030000	\$361,810	\$0	\$0.00
GKL	KLEBERG COUNTY	0.781450	\$361,810	\$0	\$0.00
SKI	KINGSVILLE I.S.D.	1.518900	\$361,810	\$0	\$0.00

WST	SOUTH TEXAS WATER AUTHORITY	0.086664	\$361,810	\$0	\$0.00
	Total Tax Rate:	3.217014			
				Taxes w/Current Exemptions:	\$0.00
				Taxes w/o Exemptions:	\$11,639.48

Improvement / Building

Improvement #1: COMMERCIAL State Code: F1 Living Area: 2451.0 sqft Value: \$113,920

Type	Description	Class CD	Exterior Wall	Year Built	SQFT
MA	MAIN AREA	CH2G	EW5	1965	2451.0
ASP	ASPHALT (100%)	*		2012	17965.0

Improvement #2: COMMERCIAL State Code: F1 Living Area: 910.0 sqft Value: \$39,210

Type	Description	Class CD	Exterior Wall	Year Built	SQFT
MA	MAIN AREA	CH2G		1965	910.0

Improvement #3: COMMERCIAL State Code: F1 Living Area: 3699.0 sqft Value: \$155,420

Type	Description	Class CD	Exterior Wall	Year Built	SQFT
MA	MAIN AREA	OF2A	EW5	1965	3699.0
OP1	OPEN PORCH BASIC (20%)	*		1965	216.0
BRZ	BREEZEWAY (20%)	*		1965	279.0

Improvement #4: COMMERCIAL State Code: F1 Living Area: 620.0 sqft Value: \$16,460

Type	Description	Class CD	Exterior Wall	Year Built	SQFT
MA	MAIN AREA	OF3L	EW1	1965	620.0
OP1	OPEN PORCH BASIC (20%)	*		1965	27.0
STGG	STORAGE FRAME (GOOD)	*		2000	80.0

Land

#	Type	Description	Acres	Sqft	Eff Front	Eff Depth	Market Value	Prod. Value
1	F1	F1	2.3000	87120.00	0.00	0.00	\$36,800	\$0

Roll Value History

Year	Improvements	Land Market	Ag Valuation	Appraised	HS Cap	Assessed
2020	N/A	N/A	N/A	N/A	N/A	N/A
2019	\$325,010	\$36,800	0	361,810	\$0	\$361,810
2018	\$321,080	\$36,800	0	357,880	\$0	\$357,880
2017	\$316,700	\$36,800	0	353,500	\$0	\$353,500
2016	\$268,560	\$36,800	0	305,360	\$0	\$305,360
2015	\$268,560	\$36,800	0	305,360	\$0	\$305,360
2014	\$268,560	\$36,800	0	305,360	\$0	\$305,360
2013	\$268,560	\$36,800	0	305,360	\$0	\$305,360
2012	\$268,560	\$36,800	0	305,360	\$0	\$305,360
2011	\$268,560	\$36,800	0	305,360	\$0	\$305,360
2010	\$268,560	\$36,800	0	305,360	\$0	\$305,360
2009	\$268,560	\$36,800	0	305,360	\$0	\$305,360
2008	\$268,560	\$36,800	0	305,360	\$0	\$305,360
2007	\$268,560	\$36,800	0	305,360	\$0	\$305,360
2006	\$268,560	\$36,800	0	305,360	\$0	\$305,360

control."

"And I think in retrospect, if you've defined it at a rate 11 times higher than the state and four times higher than your region, you were pretty general and liberal in your definition," Crites said.

Bera said Crites brought his concerns regarding CCMR when she came onboard as the superintendent.

"And at the time, I listened to him, but I wasn't sure exactly what number we had submitted to the Texas Education Agency," she said. "And Mr. Garza's correct, (TEA) did not give any direction as to how we could identify

because we know what it is, be honest with ourselves and be proud of what we got. As we said before, the 'F' doesn't define us. But you know what? That 'C' pretty well defined us based on what we did, and I'll take it."

Crites said he was proud of "that 'C'" because it is based on improved scores and is something the district can document.

"So let's be honest with ourselves and call it what it is," he said. "It's a 'C,' and it's a good 'C' and it's an honest 'C,' and that ought to be our standard."

Anthony Ruiz can be contacted at aruiz@king-ranch.com or (361) 221-0251.

PUBLIC HEARING NOTICE

The Planning & Zoning Commission of the City of Kingsville will hold a Public Hearing Wednesday, October 2, 2019 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:

Ted Figueroa, applicant, requesting the rezone of KT & I CO, BLOCK 17, LOT OUT OF 3 also known as 1120 E. SEN CARLOS TRUAN, Kingsville, Texas from R3 (Multi-Family) to C2 (Retail District).

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, October 14, 2019 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:

Ted Figueroa, applicant, requesting the rezone of KT & I CO, BLOCK 17, LOT OUT OF 3 also known as 1120 E. SEN CARLOS TRUAN, Kingsville, Texas from R3 (Multi-Family) to C2 (Retail District).

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.

of Giving," Perez said. "And through that Day of Giving, (the donations) are going to be doubled. So anybody who gives on that night or for the next several weeks, it goes toward that specific gym, and the donation is going to be doubled through that Day of Giving. So that's pretty good."

The deadline to RSVP for the event is Sept. 20.

The event will include a cake auction, a social hour with drinks available for at-

to help us with this. And the ing a level of sponsorship where you can have a plaque put up on the new gymnasium wall as being part of the giving procedure for the new gym. We're excited for it."

The event will take place on Sept. 26 at 6 p.m. at the BGCK gym on 1238 East Kennedy Ave.

Frank Cardenas can be contacted at fcardenas@king-ranch.com or (361) 221-0243.

PUBLIC HEARING NOTICE

The Planning & Zoning Commission of the City of Kingsville will hold a Public Hearing Wednesday, October 2, 2019 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:

Ted Figueroa, applicant, requesting the rezone of KT & I CO, BLOCK 17, LOT OUT OF 3 also known as 1120 E SEN CARLOS TRUAN, Kingsville, Texas from R3 (Multi-Family) to C2 (Retail District).

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 Tuesday, October 15, 2019 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:

Ted Figueroa, applicant, requesting the rezone of KT & I CO, BLOCK 17, LOT OUT OF 3 also known as 1120 E SEN CARLOS TRUAN, Kingsville, Texas from R3 (Multi-Family) to C2 (Retail District).

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.

Teachers



At top left, two students received \$4,000 scholarships during the Kingsville to City School Teachers Association luncheon held Monday. Pictured with KTC-STA Scholarship Chair, Anna Hester, is Bishop High School graduate, Laura Rivera. At top right, Queens O State Representative, JIM Lottin, presents a certificate of recognition from KTC-STA President Cindy Phares. At right, TREA President, Patricia Hester, also from the Bishop High School graduate, Laura Rivera, who was one of the 100 teachers who helped with the rising cost of retirement expenses that was passed (Photos by Anthony Reid)

it as they were packing the

"We haven't had a CERA in 10 years," she said. "But the problem with getting a CERA and a 10th grade, because of the way we wanted both, was we needed to get our pension fund

fixed. And CERA was not going to be made into 'the' pension. The schools and systems kept their pension" to raise the pension CERA possible by the next

"That's good," she said.

During the 10th anniversary of the teachers' strike, the teachers' union, known as the "10th grade," the most powerful and "the most powerful" in the state.

"There is no more work to be done, but it was a big relief to see the teachers' union actually work to get the 10th grade. The next

Also speaking during the meeting were TREA President, Patricia Hester, and

Patricia Hester, TREA President, Patricia Hester, Bishop High School graduate, Laura Rivera, and Anna Hester, KTC-STA President, Cindy Phares.

In addition, the KTC-STA presented to M. King, Bishop High School graduate, Laura Rivera, who was one of the 100 teachers who helped with the rising cost of retirement

expenses that was passed (Photos by Anthony Reid)



Club

meeting, donors to purchase tickets for the night, the organizers want to make it more about those who have helped them in the past.

"So this year, we're doing a little bit different," he said. "We're doing it about as a thank you to all of our donors and all of our supporters who have helped us in the past, and it's going to be a lot more about the making of a live event to those who are needed."

Perry said although the barbecue had not taken place on Sept. 26, it continues to be a tradition. The organizers want to make it more about those who have helped them in the past, and it's going to be a lot more about the making of a live event to those who are needed."

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The event will include a live auction, a silent auction, and a live event to those who are needed."

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The event will include a live auction, a silent auction, and a live event to those who are needed."

Cross

the previous church was destroyed in a fire. The church, he said, has been abandoned for 10 years.

"I've kept me busy all of the time building this," he said. "I've been in the church for 10 years, and I've been in the church for 10 years."

Fisher said the church was destroyed in a fire. The church, he said, has been abandoned for 10 years.

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PUBLIC HEARING NOTICE

The Planning & Zoning Commission of the City of Kingsville will hold a Public Hearing Wednesday, October 2, 2019 at 6:00 p.m. where the Commission will discuss and take action on the following items and in which case all interested persons will be heard:

1. Jeff Figueroa, applicant, requesting the rezoning of RT & 100, BLOCK 17, LOT OUT OF 2 also known as 120 E. SEN. CARLOS TREAN, Kingsville, Texas from RD (Mud-Family) to C2 (Retail) District.

The meeting will be held in City Hall, 400 West King, in the Helen Kibbey 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 Tuesday, October 15, 2019 at 6:00 p.m. where the City Commission will discuss and take action on the following items and in which case all interested persons will be heard:

1. Jeff Figueroa, applicant, requesting the rezoning of RT & 100, BLOCK 17, LOT OUT OF 2 also known as 120 E. SEN. CARLOS TREAN, Kingsville, Texas from RD (Mud-Family) to C2 (Retail) District.

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

PUBLIC NOTICE

The City Commission of the City of Kingsville will hold a public hearing on Tuesday, October 15, 2019 at 6:00 P.M. in discuss and/or take action on the following item:

Request for an alcohol variance for a Mixed Beverage Permit (MB) and Beverage Cartage Permit (PC) for the establishment known as Kingsville Steakhouse at 2215 BRADMA HIND, Kingsville, Texas.

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

ORDINANCE #2019-_____

AMENDING THE ZONING ORDINANCE BY CHANGING THE ZONING MAP IN REFERENCE TO KT&I CO, BLOCK 17, LOT OUT OF 3, ALSO KNOWN AS 1120 E. SENATOR CARLOS TRUAN BLVD., KINGSVILLE, TEXAS, FROM R3 (MULTI FAMILY DISTRICT) TO C2 (RETAIL DISTRICT); AMENDING THE COMPREHENSIVE PLAN TO ACCOUNT FOR ANY DEVIATIONS FROM THE EXISTING COMPREHENSIVE PLAN; AND PROVIDING FOR PUBLICATION.

WHEREAS, the Planning Commission has forwarded to the City Commission its reports and recommendations concerning the application of Ted Figueroa, applicant, for amendment to the zoning ordinance and zoning map of the City of Kingsville;

WHEREAS, with proper notice to the public, public hearings were held on Wednesday, October 2, 2019 during a meeting of the Planning and Zoning Commission, at City Hall, and on Tuesday, October 15, 2019 during a meeting of the City Commission, at City Hall, in the City of Kingsville, during which all interested persons were allowed to appear and be heard; and

WHEREAS, the item was APPROVED with a 6-0 vote of the Planning Commission regarding the requested rezone with no abstentions; and

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

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

SECTION 1. That the Zoning Ordinance of the City of Kingsville, Texas, is amended by changing the zoning of KT&I Co., Block 17, Lot out of 3, also known as 1120 E. Senator Carlos Truan Blvd. from R3-Multi Family District to C2-Retail District, as more specifically described on the Zone Change Map, attached as Exhibit A.

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

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

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

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

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

INTRODUCED on this the 15th day of October, 2019.

PASSED AND APPROVED on this the 28th day of October, 2019.

Effective Date: _____

THE CITY OF KINGSVILLE

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED:

Courtney Alvarez, City Attorney

AGENDA ITEM #9

**City of Kingsville
Engineering Dept.**

TO: Mayor and City Commissioners

CC: Deborah Balli, Interim- City Manager

FROM: Rutilio P. Mora Jr, P.E., City Engineer

DATE: Monday, September 9th, 2019

SUBJECT: Discussion, consideration and authorization of barricade removal within alley between N 10th St & N 12th St.

Summary:

A resident submitted a request to the City for removal of a barricade in an alley between 12th, 10th, E Ave A and E Nettie Ave. The Engineering Department sent letters to residents along E Ave A between 10th & 12th St regarding the removal of the barricade that is located in the alley (Unopened road Vela Ave) South of E Ave A. From the 16 letters that were sent out to residents, 3 approved the removal, 4 opposed and 9 did not reply. The residents against were upset about the removal stating the barricade had been in place for the safety of their children that play in the area and if the barricade is removed, the area will be prone to high traffic and fast drivers making it a hazard for their children.

Background:

This barricade has been in place for over 20 years without a complaint from any residents in the area, however, some property owners are not able to access their property through the alley. The Engineering Department researched the archives for City Commission meetings from 1980- 1995 but was not able find any information regarding the installation of the barricade.

Financial Impact:

No financial impact.

Recommendation:

Attachments:

Letters to residents for barricade removal
Barricade removal map
Photo of barricade
Letter from resident requesting barricade removal



**City of Kingsville
Engineering Dept.**

Plat of Sims Addition
Status of approval vs denials responses from residents



Leotis Carter -R
601 E Ave A
Kingsville, TX 78363

Benilde Perales ✓
709 E Ave A
Kingsville, TX 78363

Johnny Martinez Jr
605 E Ave A
Kingsville, TX 78363

Guadalupe Hernandez ✓
713 E Ave A
Kingsville, TX 78363

Enrique Falcon X
609 E Ave A
Kingsville, TX 78363

Martin Marquez ✓
715 E Ave A
Kingsville, TX 78363

Luis Marquez X
615 E Ave A
Kingsville, TX 78363

Thomas Grijalva -R
717 E Ave A
Kingsville, TX 78363

Benito Garza -R
619 E Ave A
Kingsville, TX 78363

Elena Villarreal -R
723 E Ave A
Kingsville, TX 78363

Samuel Falcon -R
623 E Ave A
Kingsville, TX 78363

Connie Lopez
729 E Ave A
Kingsville, TX 78363

David Gaytan X
625 E Ave A
Kingsville, TX 78363

Marshall Bass -R X
631 E Ave A
Kingsville, TX 78363

Sylvia DeLaPaz Moya -R
701 E Ave A
Kingsville, TX 78363

Sandra Mendieta DeLeon
705 E Ave A
Kingsville, TX 78363

✓ - approved barricade removal

X - denies barricade removal

R - returned letter

To whom it may concern:

This letter is in reference to the barricade located in the alley of the 700 block of east Ave a. I have a concern and want for it to be removed. There are several reasons that this barricade can be a liability for the city because it prevents evacuation from this area and also prevents rescue that may be needed. It should also be a fire line which at the present time isn't serving its purpose. There is full entry access on both sides of this alley but this barricade is in the middle of the alley and allows no through exit on both sides of the alley. There are three residents with driveways located in the back. We have to use the entrance also as an exit which is a safety issue. There was an accident a few months ago where my neighbor needed an ambulance that was followed by a fire truck. They went through the alley and the ambulance and fire truck had to back up because there was no exit to the alley because of the barricade.

G. Murphy
6/18/99

CITY OF KINGSVILLE



P.O. BOX 1458 - KINGSVILLE, TEXAS 78364

July 8, 2019

address

RE: Barricade Removal in an alley North of Tranquitas Creek

Dear Property Owner:

The Engineering Department has received a request to remove an existing barricade in the alley at or near the rear of your property. The barricade prohibits access in the alley between 10th and 12th Streets. In assessing the request for removal of the barrier, the City is seeking input from the citizens in the area affected by the request. Your input is important to the process, but it is not the sole determining factor in the process.

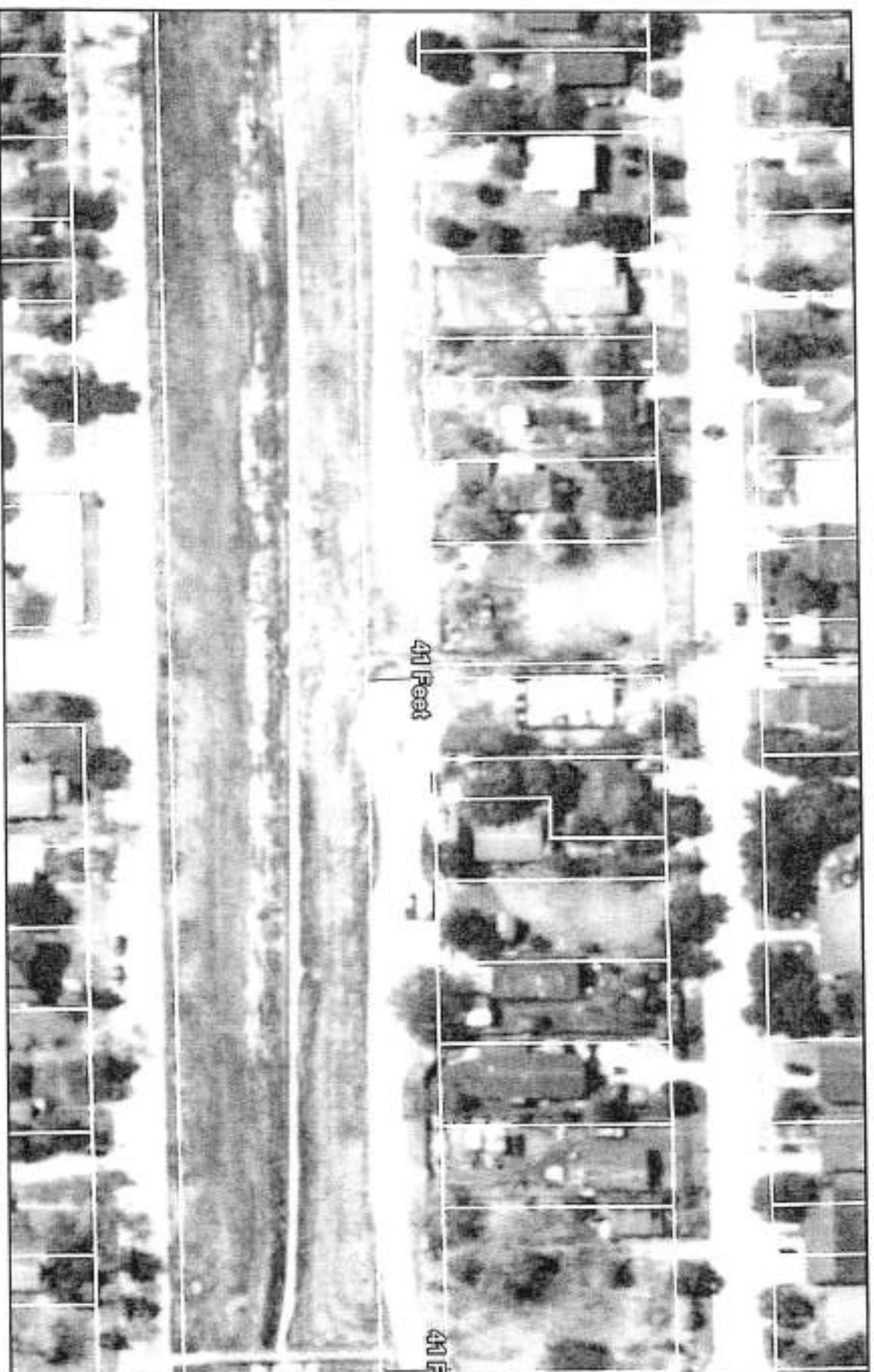
The City would like to know if you agree or disagree with removing the barricade. If the barricade is removed the alley will remain as an unimproved surface. Enclosed is a photo of the barricade and aerial picture of its location. Please submit your comments to my office at 361-595-8007.

If you have any questions let me know.

Sincerely,

Rutilio P. Mora Jr., P.E.
City Engineer

Cc: Aerial Map of Barricade
Photo of Barricade

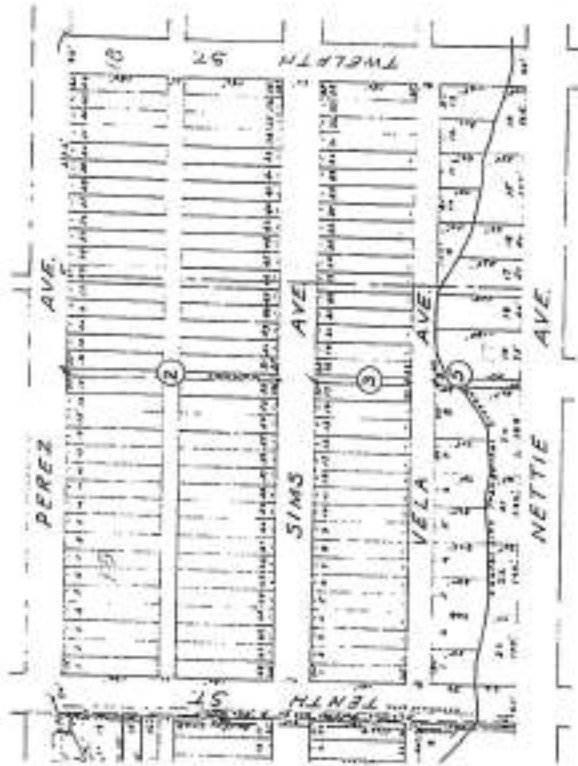


June 24, 2019

1:1,128
0 0.0075 0.015 0.03 mi
0 0.015 0.03 0.06 km

Source: Barr, DigitalGlobe, GeoEye, Earthstar Geographics, CNES/Airbus
DS, USDA, USGS, AeroGRID, IGN, and the GIS User Community

**PLAT OF
SIM[®] ADDITION**

[illegible]

B.O. Singh Jr.

from the underground market (p. 10) on this day, unusually appeared at one of the police stations in Subotica. In the foregoing interview I was told that he accepted the same for the information therein mentioned.

under my hand and Seal of office on this 13 day of March AD 1977.

J. A. Keady, Jr.
J. A. Keady, Jr., Mayor, Dublin, Maryland County, Texas.
My Commission expires Feb. 1, 1942

Filed for Record
at 4:30 o'clock P.M.
May 8, 1944
R. L. Johnson
County Clerk
Hickory County, N.C.

1. Chas. S. Patterson, owner, of the firm of PEUNISPOVE
Engineers of Kingston, Tenn., hereby certify that the above is a
true and correct plat of a Subdivision made by me Mr. C. S. Sims.
The Month of January A.D. 1948.

(Professional Engineer's Seal)

PEURIFOY & PATTERSON
By: *Chas. Patterson*

This map is approved by order of the County Commissioners, the
 10th day of April A.D. 1944. *DS*

(Commitment Curve, Sec.)

Derby, Conn.
County Clerk and Clerk of the Commission
Hobart County, Texas

The State of Texas :
County of Kieburg :

1. B.A. Brown, Clerk of the County Court, in and for said County and of record, do hereby certify that the foregoing map with its Certificate of Authenticity was filed for record in my office on the 28th day of May, A.D. 1944, at 4:30 o'clock p.m. and duly recorded as Vol. 2, page 66 of the map records of Attorney General.

Given under my hand and seal of office this 27th day of May A.D. 1944.

(County Court Seal)

Ed Brown
Clark County Coded, Klamath County

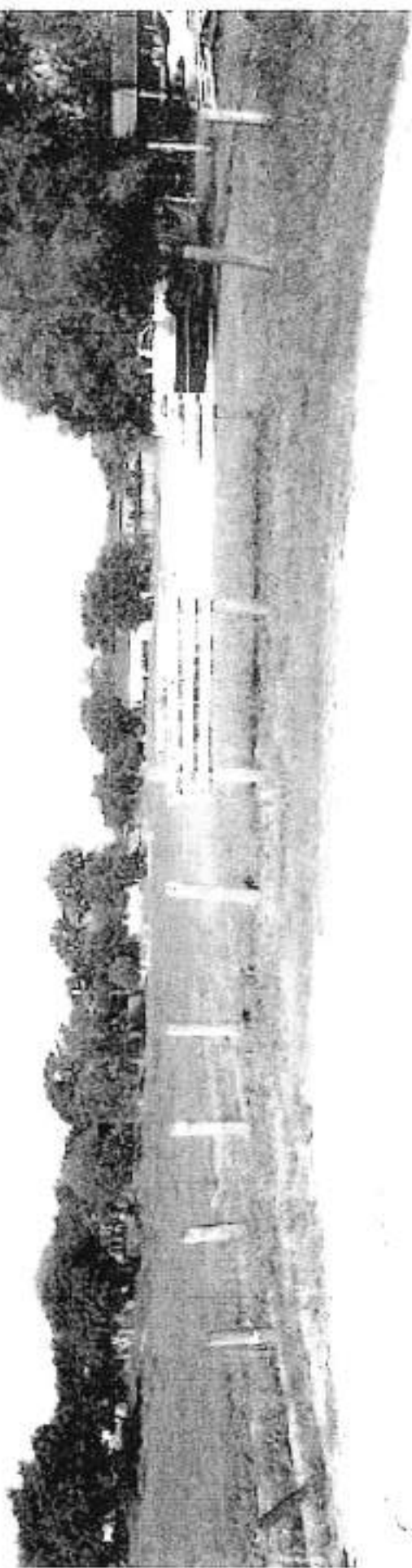
CITY OF KINGSVILLE 2019
BARRICADE REMOVAL

Drawn by: J. MARRAS
Date: 10/01/2019
Checked by: R. WOOD
Title:
Scale: AS NOTED



CITY OF KINGSVILLE
ENGINEERING DEPARTMENT
300 West King
Highway, Suite 100
Kingville, TX 77821
P.O. Box 200000





AGENDA ITEM #10

AGENDA ITEM #11

**City of Kingsville
Engineering Dept.**

TO: Mayor and City Commissioners

CC: Deborah Balli, Interim- City Manager

FROM: Rutilio P. Mora Jr, P.E., City Engineer

DATE: Tuesday, October 15, 2019

SUBJECT: Discuss and consider approving aesthetic designs for US 77 overpass project.

Summary:

TxDOT has asked the City, if we prefer an aesthetic design along the proposed overpass for US 77 Bypass between General Cavazos and CR 2120. I have included an email and attachments of the suggested standard designs. These designs have been used on other state roads. Exhibit A and B indicate cowboys and cattle in a ranch setting.

A couple of photos submitted show metal art attached to the retaining wall, however, the State will have the image imbedded in the concrete. The State is not proposing metal art in our area because of corrosion concerns. Exhibit C is a design of Retaining Wall Art. Exhibit D and E show wildlife in a ranch setting

Background:

There is an existing image of a pilot and jet at the intersection of US 77 and E Carlos Truan Blvd (Exhibit G). Other overpasses along US 77 bypass have the State of Texas outline (Exhibit F). On the existing designs we were not consulted on the images.

Financial Impact:

No financial impact.



**City of Kingsville
Engineering Dept.**

Recommendation:

Does the Commission have a preference on the type of retaining wall art design to be used?

Attachment:

Email

Exhibit A – Design - Cowboys and Cattle 1

Exhibit B – Design - Cowboys and Cattle 2

Exhibit C – Retaining Wall Metal Art – Wildlife Setting

Exhibit D – Photo – Wildlife Setting

Exhibit E – Photo – Cowboys and Cattle

Exhibit F – Photo – State of Texas

Exhibit G – Photo – Pilot and Jet (US 77 and Carlos Truan)



Rutilio "Rudy" Mora

From: Gabrielle Escamilla <Gabrielle.Escamilla@txdot.gov>
Sent: Monday, September 23, 2019 4:12 PM
To: Rutilio "Rudy" Mora
Cc: Jason Alvarez; Lucio Ramos
Subject: FW: MSE wall aesthetics US 77 Kingsville CSJ 0102-04-099
Attachments: FALFMSE4.pdf; FALFMSE.pdf; FALFMSE2.pdf; wildlife silhouette.PNG; ranchlife silhouette.PNG

Caution! This message was sent from outside your organization.

Mr. Mora

I was able to get a hold of a few MSE wall aesthetic designs to use for the US 77 Kingsville project and but most seemed unrelated to the area. However we did come across a ranch life silhouette that I believe would fit the area. Although the existing image does show a metal art work projections it's possible we can talk to the designers and have the art work embedded into the MSE wall panel if that's a preference. If you have any comments on the attached file please let me know so that we may proceed forward to include them in the plans or request modifications from our Austin Division.

Thank You,

Gabrielle Escamilla, P.E.
Transportation Engineer

Texas Department of Transportation
1701 S Padre Island Drive
Corpus Christi, TX 78416
Office (361) 808-2240



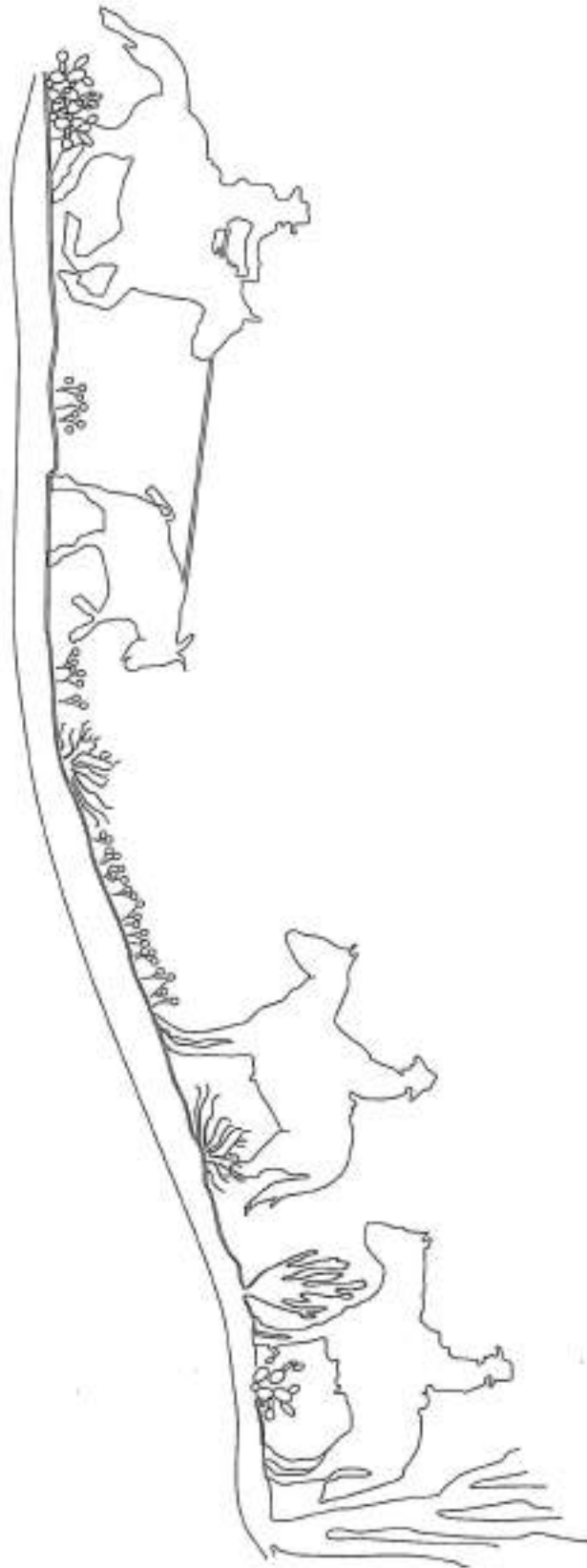


EXHIBIT A - DESIGN - COWBOYS AND CATTLE 1

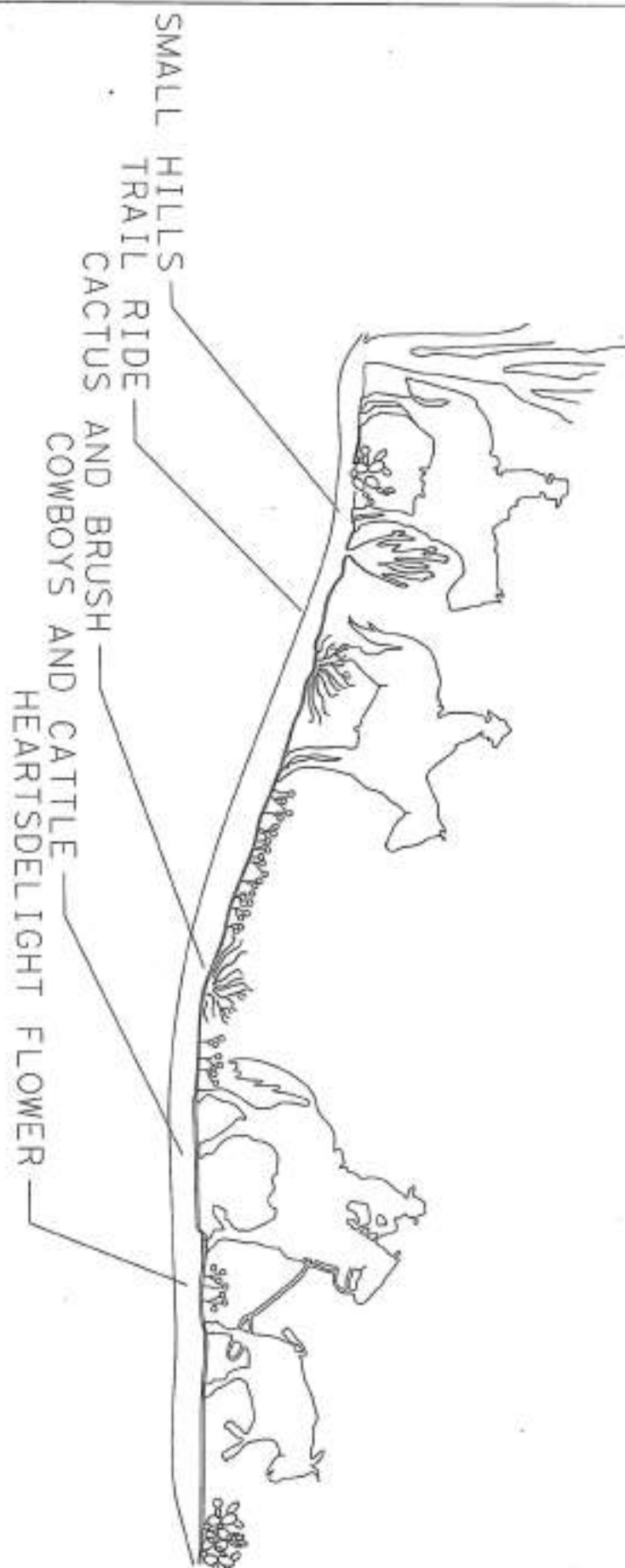
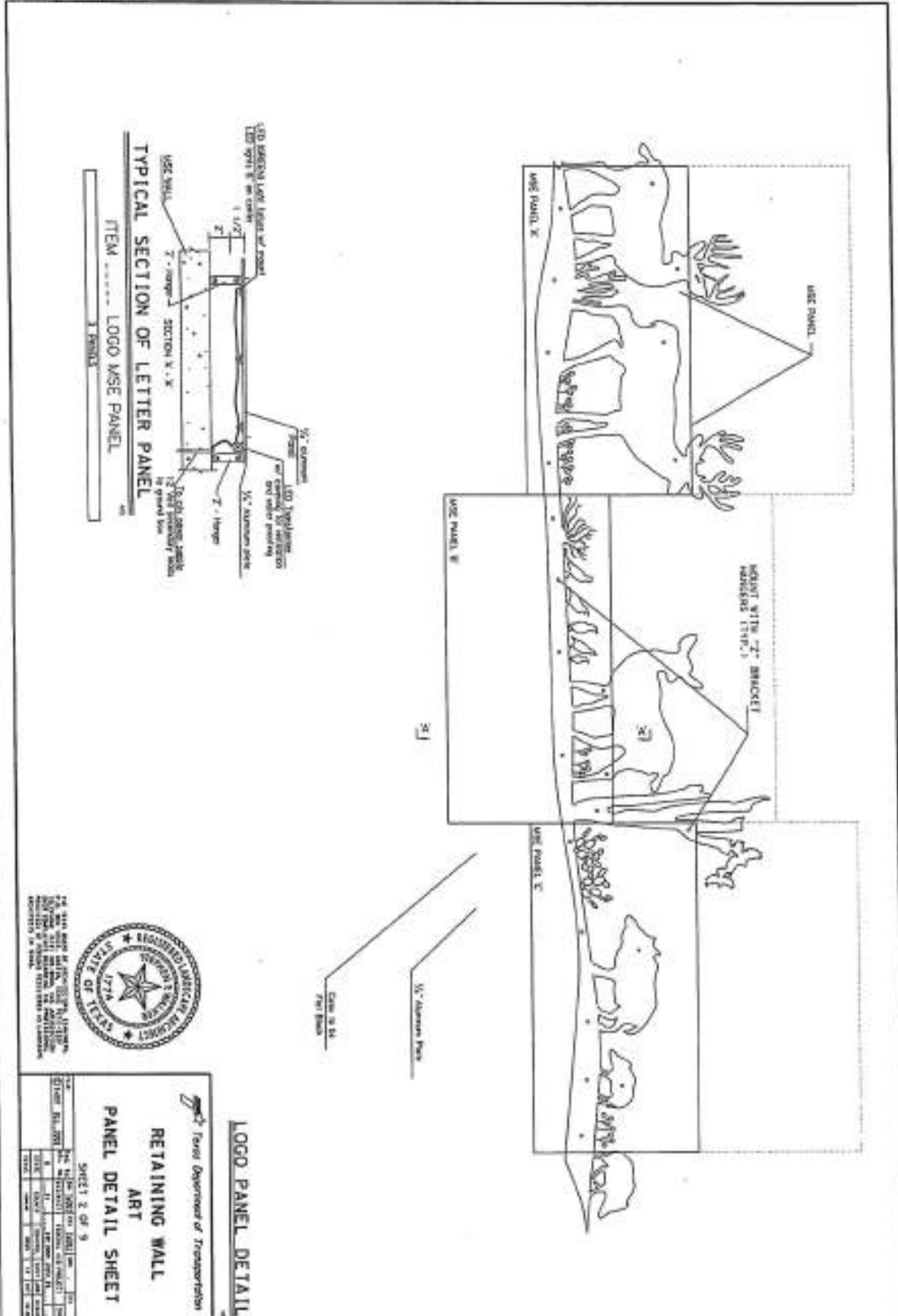


EXHIBIT B - DESIGN - COWBOYS AND CATTLE 2



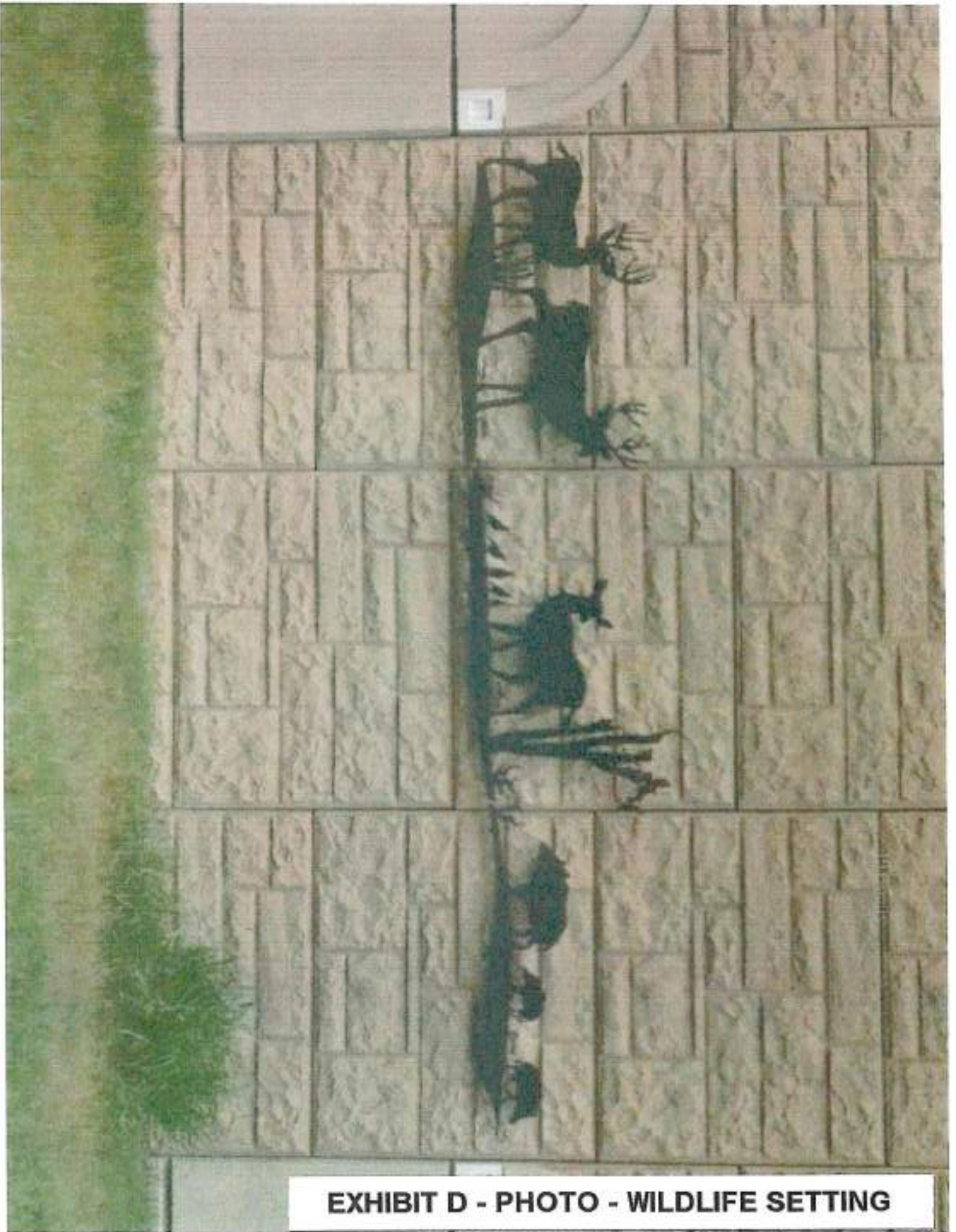


EXHIBIT D - PHOTO - WILDLIFE SETTING



EXHIBIT E - PHOTO - COWBOYS AND CATTLE



EXHIBIT F - PHOTO - STATE OF TEXAS



EXHIBIT G - PHOTO - PILOT AND JET (US 77 AND CARLOS TRUAN)

AGENDA ITEM #12

2019

**City of Kingsville
Police Department**

TO: Mayor and City Commissioners

CC: Deborah Balli, I/City Manager

FROM: Ricardo Torres, Chief of Police

DATE: September 18, 2019

SUBJECT: MOU between Kleberg County Attorney Specialized Crimes and Narcotics Task Force and the Kingsville Police Department

Summary:

The police department is requesting to enter into an MOU with the Kleberg County Attorney Specialized Crimes and Narcotics Task Force.

Background:

The Kleberg County Attorney Specialized Crimes and Narcotics Task Force has a 2015 Ford Interceptor VIN:1FM5K8AR3FGB91467 and a 2016 Ford Interceptor VIN:1MF5K8AR2GGD30280 which they have agreed to transfer care, control and maintenance of said vehicle to the Kingsville Police Department for our use.

Financial Impact:

The vehicle's in question will need some minor repairs to include:

2015 Ford Interceptor VIN:1FM5K8AR3FGB91467

2 new tires, mount and balance

Removal of current striping and apply KPD striping package

2016 Ford Interceptor VIN:1MF5K8AR2GGD30280

Rear hatch needs adjusting

Removal of current striping and apply KPD striping package

We are working on quotes for repairs and striping packages.

Recommendation:

We request approval enter into the attached MOU's for the aforementioned vehicles. Thank you for your assistance regarding this matter.



RESOLUTION #2019-_____

A RESOLUTION AUTHORIZING THE POLICE CHIEF TO ENTER INTO AN INTERAGENCY AGREEMENT BETWEEN THE KINGSVILLE POLICE DEPARTMENT AND THE KLEBERG COUNTY ATTORNEY SPECIALIZED CRIMES AND NARCOTICS TASK FORCE FOR A 2015 FORD INTERCEPTOR; REPEALING ALL CONFLICTING RESOLUTIONS AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Kingsville Police Department (KPD) has been in communication with the Kleberg County Attorney Specialized Crimes and Narcotics Task Force (Task Force) about the loan and use of a 2015 Ford Interceptor from that agency for use by KPD;

WHEREAS, the City of Kingsville has previously in agreements to loan vehicles to other law enforcement agencies;

WHEREAS, the KPD would need to re-stripe and outfit the units before placing them into service and would be responsible for their care and maintenance during the term of the use;

WHEREAS, the parties have negotiated an Interagency Agreement for the loan and use of the vehicle, which would terminate at the end of the tenure of Police Chief Ricardo Torres or of Task Force Commander Arnold Salinas;

WHEREAS, the parties are agreeable to the terms of the agreement.

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

I.

THAT the Police Chief is authorized and directed as an act of the City of Kingsville, Texas to enter into an Interagency Agreement between the Kingsville Police Department and the Kleberg County Attorney Specialized Crimes and Narcotics Task Force for a 2015 Ford Interceptor, 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
15th day of October, 2019.

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney



**KLEBERG COUNTY ATTORNEY
SPECIALIZED CRIMES
AND NARCOTICS TASK FORCE
P. O. Box 213
Kingsville, Texas 78363
361-595-5778**



**BETWEEN
KLEBERG COUNTY ATTORNEY SPECIALIZED CRIMES AND
NARCOTICS TASK FORCE
AND
KINGSVILLE POLICE DEPARTMENT**

This is an Interagency Agreement entered into by the Kleberg County Attorney Specialized Crimes and Narcotics Task Force, hereinafter "Task Force" and the Kingsville Police Department, sentenced by the signatures of the respective authorities of the parties to this Agreement. The terms and conditions of this Interagency Agreement are set out in full for the purpose of loaning a:

2015 FORD INTERCEPTOR VIN: 1FM5K8AR3FGB91467

Whereas, the Task Force owns the said vehicle and will be transferred to Kingsville Police Department, under the care, control and maintenance of Chief Ricardo Torres, and shall be used solely for law enforcement related purposes.

Chief Ricardo Torres accepts all responsibility to care and maintain the **2015 Ford Interceptor**, until the Task Force, namely Commander Arnold Salinas, requests the return of said equipment, namely:

2015 FORD INTERCEPTOR VIN: 1FM5K8AR3FGB91467

This Interagency Agreement and the authorization for the equipment use of the vehicle are valid during the present tenures of Commander Arnold Salinas and Ricardo Torres, Kingsville Police Chief. This Interagency Agreement automatically terminates at the end of the present tenure of Commander Arnold Salinas or the present tenure of Ricard Torres, Kingsville Police Chief.

Approved:

John T. Hubert, District Attorney

Kira Talip-Sanchez, County Attorney

Signed and agreed to on the effective dates of signatures.

Commander Arnold Salinas
Kleberg County Attorney Specialized
Crimes & Narcotics Task Force

Ricardo Torres
Kingsville Police Chief

Date: _____

Date: _____

ACKNOWLEDGEMENT

On this day, Commander Arnold Salinas appeared before me and acknowledged that he executed the foregoing document for the purposes stated therein.

Acknowledged this ____ day of _____, 20__.

Notary Public In and For the
State of Texas

On this day, Ricardo Torres, appeared before me and acknowledged that he executed the foregoing document for the purposes stated therein.

Acknowledged this ____ day of _____, 20__.

Notary Public In and For the
State of Texas

AGENDA ITEM #13

**City of Kingsville
Police Department**

TO: Mayor and City Commissioners

CC: Deborah Balli, I/City Manager

FROM: Ricardo Torres, Chief of Police

DATE: September 18, 2019

SUBJECT: MOU between Kleberg County Attorney Specialized Crimes and Narcotics Task Force and the Kingsville Police Department

Summary:

The police department is requesting to enter into an MOU with the Kleberg County Attorney Specialized Crimes and Narcotics Task Force.

Background:

The Kleberg County Attorney Specialized Crimes and Narcotics Task Force has a 2015 Ford Interceptor VIN:1FM5K8AR3FGB91467 and a 2016 Ford Interceptor VIN:1MF5K8AR2GGD30280 which they have agreed to transfer care, control and maintenance of said vehicle to the Kingsville Police Department for our use.

Financial Impact:

The vehicle's in question will need some minor repairs to include:

2015 Ford Interceptor VIN:1FM5K8AR3FGB91467

2 new tires, mount and balance

Removal of current striping and apply KPD striping package

2016 Ford Interceptor VIN:1MF5K8AR2GGD30280

Rear hatch needs adjusting

Removal of current striping and apply KPD striping package

We are working on quotes for repairs and striping packages.

Recommendation:

We request approval enter into the attached MOU's for the aforementioned vehicles. Thank you for your assistance regarding this matter.



RESOLUTION #2019-_____

A RESOLUTION AUTHORIZING THE POLICE CHIEF TO ENTER INTO AN INTERAGENCY AGREEMENT BETWEEN THE KINGSVILLE POLICE DEPARTMENT AND THE KLEBERG COUNTY ATTORNEY SPECIALIZED CRIMES AND NARCOTICS TASK FORCE FOR A 2016 FORD INTERCEPTOR; REPEALING ALL CONFLICTING RESOLUTIONS AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Kingsville Police Department (KPD) has been in communication with the Kleberg County Attorney Specialized Crimes and Narcotics Task Force (Task Force) about the loan and use of a 2016 Ford Interceptor from that agency for use by KPD;

WHEREAS, the City of Kingsville has previously in agreements to loan vehicles to other law enforcement agencies;

WHEREAS, the KPD would need to re-stripe and outfit the units before placing them into service and would be responsible for their care and maintenance during the term of the use;

WHEREAS, the parties have negotiated an Interagency Agreement for the loan and use of the vehicle, which would terminate at the end of the tenure of Police Chief Ricardo Torres or of Task Force Commander Arnold Salinas;

WHEREAS, the parties are agreeable to the terms of the agreement.

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

I.

THAT the Police Chief is authorized and directed as an act of the City of Kingsville, Texas to enter into an Interagency Agreement between the Kingsville Police Department and the Kleberg County Attorney Specialized Crimes and Narcotics Task Force for a 2016 Ford Interceptor, 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
15th day of October, 2019.

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney



**KLEBERG COUNTY ATTORNEY
SPECIALIZED CRIMES
AND NARCOTICS TASK FORCE
P. O. Box 213
Kingsville, Texas 78363
361-595-5778**



**BETWEEN
KLEBERG COUNTY ATTORNEY SPECIALIZED CRIMES AND
NARCOTICS TASK FORCE
AND
KINGSVILLE POLICE DEPARTMENT**

This is an Interagency Agreement entered into by the Kleberg County Attorney Specialized Crimes and Narcotics Task Force, hereinafter "Task Force" and the Kingsville Police Department, sentenced by the signatures of the respective authorities of the parties to this Agreement. The terms and conditions of this Interagency Agreement are set out in full for the purpose of loaning a:

2016 FORD INTERCEPTOR VIN: 1FM5K8AR2GGD30280

Whereas, the Task Force owns the said vehicle and will be transferred to Kingsville Police Department, under the care, control and maintenance of Chief Ricardo Torres, and shall be used solely for law enforcement related purposes.

Chief Ricardo Torres accepts all responsibility to care and maintain the **2016 Ford Interceptor**, until the Task Force, namely Commander Arnold Salinas, requests the return of said equipment, namely:

2016 FORD INTERCEPTOR VIN: 1FM5K8AR2GGD30280

This Interagency Agreement and the authorization for the equipment use of the vehicle are valid during the present tenures of Commander Arnold Salinas and Ricardo Torres, Kingsville Police Chief. This Interagency Agreement automatically terminates at the end of the present tenure of Commander Arnold Salinas or the present tenure of Ricard Torres, Kingsville Police Chief.

Approved:

John T. Hubert, District Attorney

Kira Talip-Sanchez, County Attorney

Signed and agreed to on the effective dates of signatures.

Commander Arnold Salinas
Kleberg County Attorney Specialized
Crimes & Narcotics Task Force

Ricardo Torres
Kingsville Police Chief

Date: _____

Date: _____

ACKNOWLEDGEMENT

On this day, Commander Arnold Salinas appeared before me and acknowledged that he executed the foregoing document for the purposes stated therein.

Acknowledged this ____ day of _____, 20__.

Notary Public In and For the
State of Texas

On this day, Ricardo Torres, appeared before me and acknowledged that he executed the foregoing document for the purposes stated therein.

Acknowledged this ____ day of _____, 20__.

Notary Public In and For the
State of Texas

AGENDA ITEM #14



Date: October 1, 2019

To: City Commission via Interim City Manager Deborah Balli

CC: Courtney Alvarez, City Attorney and Mary Valenzuela, City Secretary

From: Janine Reyes, Director of Tourism Services

Summary: The King Ranch® has partnered with Visit Corpus Christi and Rodeo Corpus Christi to pay for booth space at the 2019 Cowboy Christmas Expo during the National Finals Rodeo. Last year's attendance at the event was 232,600. Demographic breakdown attached.

Visit Corpus Christi has requested assistance manning the booth during the event. King Ranch® tourism staff will be at the event December 6th-9th and could use coverage to help promote King Ranch® and Kingsville from December 13th-15th. The show operates from 9AM to 5PM daily.

Tourism is requesting approval for out of state travel for Tourism Director Janine Reyes to help staff the booth. To provide booth coverage on the suggested dates, the out of state travel would begin December 12th with a return flight December 15th.





Cowboy Christmas Gift Show - 2018

(Source: LVCVA 2018 Cowboy Christmas Gift Show Intercept Survey)

Key Statistics

Total attendance: 232,600

87% of attendees were out-of-town visitors

Individual days attended at the Las Vegas Convention Center:

One day – 52%

Two days – 26%

Three days – 12%

Four days – 6%

Five or more – 4%

Mean – 1.9 days

Visitor Stats

Who are Cowboy Christmas Visitors?

Visitors from Western states made up 55 percent of visitors, with California visitors representing 16 percent of all visitors.

Visitors by Region

Western States – 55%

Southern States – 23%

Midwestern States – 11%

Eastern States – 3%

Canada – 7%

How Many Times Have You Attended Cowboy Christmas in the Past?

None – 39%

One – 8%

Two to Three – 13%

Four to Five – 10%

Six to Ten – 13%

Eleven or More – 17%

Mean – 5.1

Ninety percent of event attendees were repeat visitors to Las Vegas and visited, on average, 1.6 times in the last 12 months.

How Did Attendees Arrive at Cowboy Christmas?

Personal/Rental Car – 34%

Taxi – 24%

Ride Share (Uber/LYFT) – 18%

Las Vegas Monorail – 17%

Public Bus/Walked – 3%

NFR Attendance

Will Cowboy Christmas Attendees Also Attend the NFR?

Yes – 66%

No – 34%

Demographics

Gender

Male	50%
Female	50%

Age

21-29	6%
30-39	13%
40-49	27%
50-59	26%
60-64	14%
65 and older	14%
Mean	50.4

First Time vs. Repeat Visitors to Las Vegas

First Time	10%
Visited Before	90%

Visits to Las Vegas in the Past Year

One	69%
Two to Three	23%
Four to Five	6%
Six to Ten	2%
Mean	1.6 visits

Income

Less than \$20,000 per year	1%
\$20,000-\$39,999 per year	8%
\$40,000-\$59,999	13%
\$60,000-\$79,999	19%
\$80,000-\$99,999	19%
\$100,000-\$149,999	27%
Above \$150,000	13%

Mean Household Income of All Visitors

\$92,675

Janine Reyes

From: Meredith Darden <MDarden@visitcorpuschristitx.org>
Sent: Tuesday, October 1, 2019 9:43 AM
To: Janine Reyes
Subject: NFR Cowboy Christmas
Attachments: Cowboy Christmas - Key DEMO Info 2018.pdf

Caution! This message was sent from outside your organization.

Janine,

Thank you so much for your interest in partnering with Visit Corpus Christi to promote our region at the NFR Cowboy Christmas event in Las Vegas, Nevada.

Visit Corpus Christi will send two staff members for the duration of the event, but we would love it if you could join us in promoting our region.

The dates of the event are 12/5/2019 through 12/14/2019 and the show operates from 9AM to 5PM daily.

The event will take place at the Las Vegas Convention Center. See attached key demographic information from 2018.

<https://www.nfrexperience.com/cowboychristmas/>



Meredith Darden, CTE | DIRECTOR OF VISITOR SERVICES
VISIT CORPUS CHRISTI
office: 361.881.1818 cell: 361.537.3253
www.visitcorpuschristitx.org



Janine Reyes

From: Chris Maher <CJMaher@king-ranch.com>
Sent: Tuesday, October 1, 2019 3:07 PM
To: Janine Reyes
Subject: NFR Cowboy Christmas

Caution! This message was sent from outside your organization.

Janine,

Thanks for your willingness to represent King Ranch tourism at the Cowboy Christmas booth during the National Finals Rodeo. In partnership with Visit Corpus Christi and Rodeo Corpus Christi, King Ranch will have a booth at the Las Vegas Convention Center from Dec. 5-14. Visit Corpus Christi will have staff on site for the duration of the run, and Rodeo Corpus Christi has also planned to provide representatives for a portion of the time. King Ranch is sending a representative from our Visitor Program for the weekend of Dec. 6-9. I'd recommend you cover the following weekend, from Dec. 13-15, but feel free to choose whichever days are most convenient for your schedule.

I'm not aware of any official hotel for exhibitors at Cowboy Christmas, but I did see a list of hotels offering special rates in connection with the NFR. You can find that list [here](#), and click on the links to see their specials.

Please let me know if you need any additional information,

Christopher Maher
Visitor Program Services
King Ranch, Inc.
2205 Hwy. 141 West
Kingsville, TX 78363
Phone: (361) 221-0242
Email: cjmaher@king-ranch.com



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AGENDA ITEM #15

RESOLUTION NO. 2019-_____

A RESOLUTION APPROVING THE CITY OF KINGSVILLE INVESTMENT POLICY AND INVESTMENT STRATEGIES; DESIGNATING THE CITY MANAGER, DIRECTOR OF FINANCE, AND CITY ACCOUNTING MANAGER AS THE AUTHORIZED CITY REPRESENTATIVES WITH FULL AUTHORITY FOR INVESTMENT PURPOSES, AND PROVIDING FOR DISCLOSURE OF FINANCIAL INTEREST.

WHEREAS, the City Commission previously adopted a formal Investment Policy, which was most recently revised on September 24, 2018; and

WHEREAS, in 2017 the Finance Department submitted the City's Investment Policy to the Government Treasurer's Organization of Texas (GTOT) certification program and was awarded a Certificate of Distinction for a two-year period which ended in the spring of 2019; and

WHEREAS, the GTOT has established this certification program for those entities that develop an investment policy that meets the requirements of the Public Funds Investment Act and the standards for prudent public investing established by the GTOT, and GTOT has provided suggested revisions to the City's Investment Policy which have been incorporated into the attached policy;

WHEREAS, the City would like to submit the City's Investment Policy to GTOT again and would like the attached changes made to the policy prior to submission;

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

I.

THAT the INVESTMENT POLICY (THE "Investment Policy", attached as Exhibit A) is hereby approved:

II.

THAT the City Manager, Director of Finance, and the City Accounting Manager are hereby authorized as City Representatives. The Director of Finance and the City Accounting Manager are authorized as the investment officers responsible for the investment of the City's funds consistent with the investment policy adopted by the City;

III.

THAT the persons designated as investment officers shall exercise the judgment and care, under prevailing circumstances that a prudent person would exercise in the management of the person's own affairs, but that the City Commission retains ultimate responsibility as fiduciary of the assets of the City;

IV.

THAT the authorized officers are hereby granted authority to invest the City's funds until rescinded by the City Commission, until expiration of an officer's term, or the termination of the person's employment with the City.

V.

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

VI.

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 15th day of October, 2019.

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney



INVESTMENT POLICY

Approved by City Commission via Resolution Dated
October 15, 2019

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APPENDICES

- A. PUBLIC FUNDS INVESTMENT ACT
- B. LIST OF AUTHORIZED CITY REPRESENTATIVES
- C. INTEREST DISCLOSURE FORMS
- D. INVESTMENT POLICY RESOLUTION

INTRODUCTION

It is the policy of the City of Kingsville to invest all available monies in conformance with these legal and administrative guidelines.

Effective cash management is recognized as essential to good fiscal management. A cash management program will be pursued to maximize interest earnings as a viable and material revenue source. The City's portfolio shall be designated and managed in a manner responsive to the public trust and consistent with local, state, and federal law.

Investments shall be made with the primary objective of:

- Preservation of capital and protection of principal;
- Maintenance of sufficient liquidity to meet operating needs;
- Security of city funds and investments;
- Diversification of investment to minimize risk while maximizing interest earnings; and
- Maximization of return on the portfolio.

Earnings from investments will be used in a manner that will best serve the interests of the City of Kingsville.

II. PURPOSE

Authorization

This Investment Policy is authorized by the City Commission (see Appendix C) in accordance with Chapter 2256, Subchapter A of the Government Code - The Public Funds Investment Act (see the attached and incorporated Appendix A).

Scope

This Investment Policy applies to activities of the City, excluding pension funds, regarding investing the financial assets of Funds, including, but not limited to:

- General Funds
- Special Revenue Funds
- Enterprise Funds
- Internal Service Funds
- Capital Improvement Funds (Bond Proceeds, Bond Reserves and Debt Service)
- Endowments, Benevolence Fund

In addition to this policy, the investment of Bond Funds, Debt Service, and Reserve Funds shall be managed by their governing ordinances and Federal Law, including the Tax Reform Act of 1986 and subsequent legislation.

Review and Amendment

This policy shall be reviewed annually by the City Commission on or before December 31 of each calendar year after its adoption. The City Commission must authorize amendments to the policy.

The City Commission shall adopt a written instrument by ordinance or resolution stating that it has reviewed the Investment Policy. The written instrument so adopted shall record any changes made to the Investment Policy.

III. DEFINITIONS

Director of Finance – The Director of Finance is the Municipal Finance Officer responsible for City investments.

Director of Finance Designee – Accounting Manager.

Excess Cash Balances – Collected bank balances not needed to pay estimated check clearings.

Investment Officers – Director of Finance and Accounting Manager.

Investment Portfolio – all City monies being invested under authority of the Investment officers.

Institution – Any firm, bank, bondholding company, broker or dealer who provides quotes for either the purchase or sale of investments.

Third Party Safekeeping Institution – Any Institution not affiliated with Institution delivering the Investment.

Investment – All authorized Securities listed in Item V. Authorized investments and maximum term investments approved by the Investment Committee include U.S. Treasuries, U.S. Agencies, Repurchase Agreements, Local Government Investment Pool, and Collateralized Certificates of Deposit.

D.K. (Don't Know) Transaction – An Investment that an Institution fails to deliver to the City's Third-Party Safekeeping Institution.

Collateral - Securities or surety bond pledged by an Institution to safeguard City assets; the City requires either U.S. Treasuries or U.S. Agencies Securities so that the market values can be readily determined at any point in time.

Authorized City Representative – Officers authorized to transact as set out in the attached and incorporated Appendix B on behalf of the City (City Manager, Director of Finance and Accountant).

Reserve Funds – Funds designated by Commission for specific purposes, which have not been appropriated for spending.

Securities – Approved Investments designated by the Investment committee to be held in the Investment Portfolio or acceptable to be pledged as Collateral to secure the monies of the City.

Authorized Selling Group – Primary dealer and regional firms that have been selected by the underwriter to sell their securities. Each authorized member of a selling group will offer the issue at the price authorized by the governmental agency.

Qualified Representative – A person, who holds a position with a business organization, who is authorized to act on behalf of the business organization, and who is one of the following:

- For a business organization doing business that is regulated by or registered with a securities commission, a person who is registered under the rules of the Financial Industry Regulatory Authority (FINRA);
- For a state or federal bank, a savings bank, or a state or federal credit union, a member of the loan committee for the bank or branch of the bank or a person authorized by corporate resolution to act on behalf of and bind the banking institution; or
- For an investment pool, the person authorized by the elected official or board with authority to administer the activities of the investment pool to sign the written instrument on behalf of the investment pool; or
- For an investment management firm registered under the Investment Advisers Act of 1940 (15 U.S.C. Section 80-b-1 et seq.) or if not subject to registration under that Act registered with the State Securities Board, a person who is an officer or principal of the investment management firm.

IV. INVESTMENT OBJECTIVES

Preservation and Safety of Principal

Investments of the City shall be undertaken in a manner that seeks to ensure the preservation of capital in the overall Investment Portfolio.

Liquidity

The City's Investment Portfolio must be structured in a manner that maintains the liquidity necessary to pay obligations as they become due. Timing disbursements and depositing funds as quickly as possible can generally maintain sufficient cash flows. Generally, investments are matched to specific cash flow requirements such as payrolls, debt service payments and other payables. Liquidity is also achieved by investing in investments with active secondary markets or in Local Government Pools with stable net asset values.

Return on Investments

The City's Investment Portfolio shall be designed with the objective of regularly exceeding the average yield of the three-month U.S. Treasury bill in a manner consistent with the principles of this policy described in IV. A and B. However, it must be recognized that during a declining market, satisfying this objective may not be practical until investments mature and can be re-invested.

Diversification

Diversification is required because of differing liquidity needs of the City and is employed to control risks. Diversification minimizes the risk to the overall Investment Portfolio of potential losses on individual securities and enhances the safety of the Investment Portfolio.

Through the solicitation of competitive proposals, the City shall allocate and diversify its Investments through various Institutions. The following types of Investments will be solicited from the following types of Institutions:

- Government Securities – through approved brokers;
- Repurchase Agreements – through a Third-Party Safekeeping Institution Agreement, which includes an approved primary dealer;
- Public Funds Investments Pools – through participation agreements; and
- Certificates of Deposit – as allowed by state law and this policy.

The City recognizes that investment risks can result from default risk and market price risks due to various technical and fundamental economic factors, and other complications, leading to temporary illiquidity.

To control market price risks, volatile Investments shall be avoided. To control default risk, the only acceptable method of payment will be on a delivery versus payment-basis for all transactions, except investment pool funds and repurchase agreements.

A delivery versus payment basis provides for payment to Institutions at the time the Investments are recorded in book entry form at the City's Third-Party Safekeeping Institution, currently maintained at the Federal Reserve. For certificates of deposit, sufficient Collateral at 102% of current market values must be pledged to protect all City monies or monies under its control that exceed Federal Deposit Insurance Corporation (FDIC) coverage; the Collateral must be safe kept at a Third-Party Safekeeping Institution not affiliated with the bank or bank holding company providing the certificate of deposit. (See addendum.)

V. AUTHORIZED INVESTMENTS AND MAXIMUM TERM

The City of Kingsville is authorized to invest in:

Authorized Investments – Obligations of, or Guaranteed by Governmental Entities

- obligations, including letters of credit, of the United States or its agencies and instrumentalities;
- direct obligations of this state or its agencies and instrumentalities
- collateralized mortgage obligations directly issued by a federal agency or instrumentality of the United States, the underlying security for which is guaranteed by an agency or instrumentality of the United States;

- other obligations, the principal and interest of which are unconditionally guaranteed or insured by, or backed by the full faith and credit of, this state or the United States or their respective agencies and instrumentalities, including obligations that are fully guaranteed or insured by the Federal Deposit Insurance Corporation or by the explicit full faith and credit of the United States;
- obligations of states, agencies, counties, cities, and other political subdivisions of any state rated as to investment quality by a nationally recognized investment rating firm not less than A or its equivalent; and
- bonds issued, assumed, or guaranteed by the State of Israel.

Unauthorized Investments

The following are not authorized investments:

- obligations whose payment represents the coupon payments on the outstanding principal balance of the underlying mortgage-backed security collateral and pays no principal
- obligations whose payment represents the principal stream of cash flow from the underlying mortgage-backed security collateral and bears no interest;
- collateralized mortgage obligations that have a stated final maturity date of greater than 10 years; and
- collateralized mortgage obligations the interest rate of which is determined by an index that adjusts opposite to the changes in a market index.

Authorized Investments – Certificates of Deposit and Share Certificates

A certificate of deposit or share certificate is an authorized investment if the certificate is issued by a depository institution that has its main office or a branch office in this state and is:

- guaranteed or insured by the Federal Deposit Insurance Corporation or its successor or the National Credit Union Share Insurance Fund or its successor;
- secured by obligations that are described by Sec V (A), including mortgage backed securities directly issued by less than the principal amount of the certificates, but excluding mortgage backed securities of the nature described by Section V; or
- secured in any other manner and amount provided by law for deposits for the City of Kingsville.

In addition to the authority to invest funds in certificates of deposit under this section, an investment in certificates of deposit must be made in accordance with:

- the funds are invested by the City of Kingsville through:
 - a broker that has its main office or a branch office in this state and is selected from a list adopted by the City of Kingsville Commission or
 - a depository institution that has its main office or a branch office in this state and that is selected by the City of Kingsville
- the broker or depository institution selected by the City of Kingsville which arranges for the deposit of funds in certificates of deposit in one or more federally insured depository institutions, wherever located, for the account of the City of Kingsville;

- the full amount of the principal and accrued interest of each of the certificates of deposit is insured by the United States or an instrumentality of the United States; and
- the City of Kingsville appoints the depository institution selected by the City of Kingsville, or a clearing broker-dealer registered with the Securities and Exchange Commission and operating pursuant to Securities and Exchange Commission Rule 15c3-3 (17 C.F.R. Section 240.15c3-3) as custodian for the investing entity with respect to the certificates of deposit issued for the account of the investing entity.

Authorized Investments - Repurchase Agreements

A fully collateralized repurchase agreement is an authorized investment under this subchapter if the repurchase agreement:

- has a defined termination date;
- is secured by a combination of cash and obligations described by this section; and
 - requires the securities being purchased by the entity or cash held by the entity to be pledged to the entity, held in the entity's name, and deposited at the time the investment is made with the entity or with a third party selected and approved by the entity;
 - is placed through a primary government securities dealer, as defined by the Federal Reserve, or a financial institution doing business in this state

In this section, "repurchase agreement" means a simultaneous agreement to buy, hold for a specified time, and sell back at a future date obligation described by Section V (A) 1, at a market value at the time the funds are disbursed of not less than the principal amount of the funds disbursed. The term includes a direct security repurchase agreement and a reverse security repurchase agreement.

Notwithstanding any other law, the term of any reverse security repurchase agreement may not exceed 90 days after the date the reverse security repurchase agreement is delivered.

Money received by an entity under the terms of a reverse security repurchase agreement shall be used to acquire additional authorized investments, but the term of the authorized investments acquired must mature not later than the expiration date stated in the reverse security repurchase agreement

Only those investments listed in this section are authorized.

Local Government Investment Pool

The City of Kingsville may invest its funds and funds under its control through an eligible investment pool by way of rule, order, ordinance, or resolution by the City Commission. An investment pool shall invest the funds it receives from entities in authorized investments permitted by this section. An investment pool may invest its funds in money market mutual funds to the extent permitted by and consistent with this section and the investment policies and objective adopted by the investment pool.

To be eligible to receive funds from and invest funds on behalf of the City of Kingsville, an investment pool must furnish to the investment officer or other authorized representative an offering circular or other similar disclosure of the instrument that contains, at a minimum, the following information:

- the types of investments in which money can be invested;
- the maximum average dollar-weighted maturity allowed, based on the stated maturity date, or the pool;
- the maximum stated maturity date any investment security within the portfolio has;
- the objectives of the pool;
- the size of the pool;
- the names of the members of the advisory board of the pool and the dates their terms expire;
- the custodian bank that will safe keep the pool's assets;
- whether the intent of the pool is to maintain a net asset value of one dollar and the risk of market price fluctuation;
- whether the only source of payment is the assets of the pool at market value or whether there is a secondary source of payment, such as insurance or guarantees, and a description of the secondary source of payment;
- the name and address of the independent auditor of the pool;
- the requirements to be satisfied for an entity to deposit funds in and withdraw funds from the pool and any deadlines or other operating policies required for the entity to invest funds in and withdraw funds from the pool; and
- the performance history of the pool, including yield, average dollar-weighted maturities, and expense ratios.

To maintain eligibility to receive funds from and invest funds, an investment pool must furnish to the investment officer or other authorized representative of the entity:

- investment transaction confirmations; and
- a monthly report that contains, at a minimum, the following information:
 - the types and percentage breakdown of securities in which the pool is invested;
 - the current average dollar-weighted maturity, based on the stated maturity date, of the pool;
 - the current percentage of the pool's portfolio in investments that have state maturities of more than one year;
 - the book value versus the market value of the pool's portfolio, using amortized cost valuation;
 - the size of the pool;
 - the number of participants in the pool;
 - the custodian bank that is safekeeping the assets of the pool;
 - a listing of daily transaction activity for the City of Kingsville
 - the yield and expense ratio of the pool, including a statement regarding how yield is calculated;
 - the portfolio managers of the pool; and
 - any changes or addenda to the offering circular.

The City of Kingsville may delegate to an investment pool the authority to hold legal title as custodian of investments purchased with its local funds.

In this section, "yield" shall be calculated in accordance with regulations governing the registration of open-end management investment companies under the Investment Company Act of 1940, as promulgated from time to time by the federal Securities and Exchange Commission.

To be eligible to receive funds from and invest funds on behalf of the City of Kingsville, a public funds investment pool created to function as a money market mutual funds must mark its portfolio to market daily, and, to the extent reasonably possible, stabilize at a \$1 net asset value. If the ratio of the market value of the portfolio divided by the book value of the portfolio is less than 0.995 or greater than 1.005, portfolio holdings shall be sold as necessary to maintain the ratio between 0.995 and 1.005. In addition to the requirements of the Investment Policy and any other forms of reporting, a public funds investment pool created to function as money market mutual fund shall report yield to its investors in accordance with regulations of the federal Securities and Exchange Commission applicable to reporting by money market funds.

To be eligible to receive funds from and invest funds on behalf of the City of Kingsville under this section, a public funds investment pool must have an advisory board composed:

- equally of participants in the pool and other persons who do not have a business relationship with the pool and are qualified to advise the pool, for a public funds investment pool created under Chapter 791 and managed by a state agency; or
- of participants in the pool and other persons who do not have a business relationship with the pool and are qualified to advise the pool, for other investment pools.

To maintain eligibility to receive funds from and invest funds on behalf of the City of Kingsville, an investment pool must be continuously rate no lower than AAA or AA-m or at an equivalent rating by at least one nationally recognized rating service. If liquidation is necessary due to security's loss of rating, all prudent measures will be taken to liquidate the investment.

If the investment pool operates an Internet website, the information in a disclosure instrument or report described in section b, c (ii) and f must be posted on the website.

To maintain eligibility to receive funds from and invest funds on behalf of the City of Kingsville under this section, an investment pool must make available an annual audited financial statement of the investment pool in which funds are invested.

If an investment pool offers fee breakpoints based on fund balances invested, the investment pool in advertising investment rates must include either all levels of return based on the breakpoints provided or state the lowest possible level of return based on the smallest level of funds invested.

Collateralized Certificates of Deposit – maximum term up to 1 year

Certificates of deposit to other instruments issued by state and national banks doing business in Texas that are:

- Guaranteed or insured by the Federal Deposit Insurance Corporation or its successor; or
- Secured by obligations that are described by Section V

Certificates of deposit must be fully collateralized at 102% of their market value. The City requires the bank to pledge U.S. treasuries or U.S. agencies as collateral, (Collateral Mortgage Obligations will not be eligible as Collateral see X.C.).

Weighted Average Maturity

To minimize risk of loss to Investment Portfolio due to interest rate fluctuations, Investment maturities will not exceed the anticipated cash flow requirements of the Funds. Maturity guidelines by Fund are as follows:

- Operating Funds - The weighted average days to maturity of Investments, other than Reserve Funds, shall be 365 days or less. The Investment Officers will monitor the maturity level and make changes as appropriate.
- Capital Improvement Funds (Bond Proceeds, bond Reserves, and Debt Service) - The Investment maturity of that portion of the City Portfolio that represents Capital Improvement Funds (bond proceeds, reserve funds, and debt service) shall be determined considering:
 - The anticipated cash flow requirements of the Capital Improvement Funds; and
 - The "temporary period" as defined by Federal tax law during which time bond proceeds may be invested at an unrestricted yield. After the expiration of the temporary period, bond proceeds subject to yield restriction shall be invested considering the anticipated cash flow requirements of the Capital Improvement Funds.

Before an Investment can be made of bond proceeds from all bond issues affected by the Tax Reform Act of 1986, a careful yield analysis must be performed to comply with the Tax Reform Act. Also, an annual rebate calculation must be performed to determine if the City is required to rebate interest at the end of each respective bond issue's five-year term. Beginning on the anniversary of the third year for the respective bond issues, all bond proceeds will be yield restricted as required by the Tax Reform Act.

- Reserve Funds: Established by Operative Bond Fund or by the City Commission - the following Reserve Funds may be invested up to two years in U.S
- Revenue Bond Interest & Sinking – Treasuries with a maximum value of \$400,000
- G.O. Debt Service Fund – Treasuries with a maximum value of \$750,000

City monies governed by this Policy may not be invested in other investments permitted by law unless (i) such investments are specifically authorized for the investment of these monies by an ordinance adopted by the City Commission issuing bonds or other debt obligations or (ii) this Policy is amended to permit such investment.

VI. EXEMPTION FOR EXISTING INVESTMENTS

The City of Kingsville is not required to liquidate investments that were authorized investments at the time of purchase.

VII. INVESTMENT MIX AND STRATEGIES

Investment Mix

As a target to ensure adequate liquidity, the Investment Portfolio administered by the Investment Officers should consist of at least 10% in U.S. Treasury Securities described in V.A.I.a. and/or certificates of deposit. A minimum of 35% of the total Investment Portfolio shall be held in Investments with maturity dates of 90 days or less for liquidity. U.S. Treasuries/Agencies may be purchased for longer term maturities (greater than one year) but shall not exceed 10% of the total Investment Portfolio to preserve liquidity.

Investment reports shall specifically address whether stated Investment mix requirements are being met. Unless approved by the Investment Advisory Committee, the target percentages specified shall not be exceeded for temporary periods greater than (30) thirty days without the Investment Officers taking corrective action.

Strategies

Investment strategies for Operating Funds and Capital Improvement Funds have as the primary objective the assurance that anticipated cash flows are matched with adequate investment liquidity. The secondary objective is to create an Investment Portfolio structure that will experience minimal volatility during economic cycles. To accomplish this strategy, the City will purchase high quality, short-to-medium term investments which will complement each other.

To pay for anticipated disbursements, investments will be laddered to correspond with the projected cash needs of the City. Some Investments are acquired on the short end of the yield curve (90 days or less) to meet immediate cash needs. A few Investments are purchased on the intermediate part of the yield curve (1-2 years) to lock in high interest rates when rates are projected to decline due to the economic cycle of the economy. The dollar weighted average investment maturity of 365 days or less will be calculated using the stated final maturity dates of each investment.

Investment strategies for debt service funds shall have as the primary objective the assurance of investment liquidity adequate to cover the debt service obligations on the required payment date. Investments purchased shall not have a stated final maturity date that exceeds the debt service payment date.

Investment strategies for debt service reserve funds shall have as the primary objective the ability to generate a dependable revenue stream to the appropriate debt service fund from investments with a low degree of volatility. In accordance with the bond ordinance specific to an individual bond issue that sets out the maximum investment term, Investments should be of high quality, with short-to-intermediate-term maturities.

Achieving Investment Return Objectives

Investment selection shall be based on legality, appropriateness, liquidity, and risk/return considerations. Monies designated for immediate expenditure should be passively invested.

Passive Investment provides for:

- Liquidity to pay upcoming disbursements (payroll, debt service, payments, payables, etc.);
- Maximizing investment terms under the current budget; and
- Structuring the Investment Portfolio on a "laddered" basis.

The remaining portion of the Investment Portfolio may be invested actively.

VIII. RESPONSIBILITY AND CONTROLS

Authority to Invest

The authority to invest City funds and the execution of any documentation necessary to evidence the investment of City funds is granted to the Director of Finance. The Director of Finance or Designee will approve all investments in writing.

The City Commission may contract with an investment management firm registered under the Investment Advisers Act of 1940 (15 U.S.C. Section 80b-1 et seq.) or with the State Securities Board to provide for the investment and management of public funds or other funds under its control. A contract made under authority of this subsection may not be for a term longer than two years. The City Commission must approve a renewal or extension of the contract by ordinance or resolution.

Establishment of Internal controls

The Director of Finance will establish a system of internal controls over Investment activities of the City that are consistent with this Investment Policy. Investment procedures should include reference to the following: safekeeping agreements, repurchase agreements, wire transfer agreements, collateral agreements, depository service contracts and agreements, broker/dealer selection criteria, and security bidding and purchase processes. Such procedures shall include explicit delegation of authority to persons responsible for routine authorization of investments and the Accounting Manager shall be responsible for proper accounting of investments to maintain appropriate internal controls. The Director of Finance shall establish a system of controls to regulate the activities of subordinates.

Prudent Investment Management

Investments shall be made with the same judgment and care, under prevailing circumstances, that a person of prudence, discretion, and intelligence would exercise in the management of the person's own affairs, not for speculation, but for investment, considering the probable safety of capital and the probable income to be derived. Prudent investment is to be judged by the Investment Portfolio as a whole, not on individual Investments.

The standard of prudence to be used by Investment Officers shall be the "prudent person" standard and shall be applied in the context of managing an overall portfolio. The Investment Officers, acting in accordance with written procedures and the Investment Policy, and exercising due diligence, shall be relieved of personal responsibility for an individual security's credit risk or

market price changes provided deviations from expectations are reported immediately upon knowledge of the deviation and appropriate action is taken to control adverse developments.

Investment Officers shall seek to act responsibly as custodians of the public trust. Investment Officers shall avoid any transaction that might impair public confidence in the City's ability to govern effectively. The designated Investment Officers shall perform their duties in accordance with the adopted Investment Policy and Procedures set forth in the Investment Procedures Manual. Investment Officers acting in good faith and in accordance with these policies and procedures shall be relieved of person liability.

Investment of monies shall be governed by the following investment objectives in order of priority:

- preservation and safety or principal - by insuring that all securities are of a sufficiently high quality and duration to limit exposure to credit and market risks. The portfolio should therefore experience minimal volatility during varying economic cycles. Securities of all types are purchased with the intention of holding until maturity;
- liquidity - including the ability to reasonably meet unanticipated needs by purchasing securities with an active secondary/resale market. Diversification is maintained to minimize possible credit risk in a specific security type; and
- yield - obtaining a market rate of return while considering risk constraints and cash flow needs, is much less important than safety of principal and liquidity. The majority of investments are limited to low risk securities earning an equitable rate of return relative to the amount of risk.

Standards of Ethics

To the extent required by section 2256.005(i) of the Government Code, the Authorized City Representatives shall make such filings as required by law.

Training and Education

Recognizing that the training and education of Investment Officers contributes to efficient and effective investment management, the City requires its City Manager, Director of Finance, Accounting Manager and designated Investment Officers to receive ten (10) hours of training within twelve (12) months of taking office and at least eight (8) hours every two years; training must be from an independent source approved by the entity's governing body, and training must include controls, risks, diversification and PFIA compliance. Such training is currently required by and shall be obtained in accordance with *Section 2256.008-Investment Training; Local Governments* of the Government Code Public Funds Investment Act. The Investment Committee approves investments - training seminars presented by the following organizations.

- Government Finance Officers Association
- Government Finance Officers Association of Texas
- Government Treasurers Organization of Texas
- Municipal Treasurers Association
- Texas Municipal League

If the Investment Officer desires to attend an investment training seminar presented by another organization for training credit, such seminar must be approved by the City Manager or his designee.

IX. COMPETITIVE SOLICITATION

Except for repurchase agreements and public funds investment pools, any new issue investment will be purchased through an Authorized Selling Group or directly through the issuer. For any Investment purchased or sold through the secondary market, the City will obtain at least three proposals from authorized Institutions.

Any Institution authorized to participate in the City's investment program must meet Collateral pledge requirement outlined in Section IV.D. And must submit annual financial reports.

X. AUTHORIZED INSTITUTIONS

All institutions who seek to sell an authorized Investment to the City are required to complete the questionnaire approved by the Investment Committee and furnish supporting documentation required by the Investment Committee. Securities shall only be purchased through those Institutions approved by the Investment Committee.

Investments shall only be made with those Institutions who have executed a written instrument in a form acceptable to the City, executed by a Qualified Representative of the Institution, and substantially to the effect that the Institution has:

- Received, thoroughly reviewed and acknowledged, in writing, receipt and understanding of the City's Investment Policy, and;
- Acknowledged that the Institution has implemented reasonable procedures and controls to preclude investment transactions conducted between the Institution and the City that are not authorized by the City's Investment Policy.

Investments shall only be made with those business organizations (including money market mutual funds and local government invest pools) that have provided the entity with a written instrument, executed by a qualified representative of the firm, acknowledging that the business organization has:

- received and reviewed the entity's investment Policy; and
- implemented reasonable procedures and controls to preclude investment transactions conducted between the entity and the organization that are not authorized by the entity's investment Policy, except to the extent that this authorization is dependent on an analysis of the makeup of the entity's entire portfolio or requires an interpretation of subjective investment standards.

The Investment Committee shall, at least annually, review, revise, and adopt a list of qualified brokers that are authorized to engage in investment transactions with the City.

The Director of Finance will request the Investment Committee to authorize deletion of Institutions for:

- slow response time;
- less than competitive pricing;
- little or no information on technical or fundamental expectations based on economic indicators;
- D.K. Transactions or continuing operational difficulties;
- unwillingness to continue to abide the provisions listed in IX.A; or
- Other reasons as approved by the Investment Committee.

XI. PLEDGED COLLATERAL

The market value of pledged collateral must be at least 102% of the principal plus accrued interest for Excess Cash Balances, certificates of deposit, and repurchase agreements and held in the entity's name as evidenced by safekeeping receipts of the institution with which the securities are deposited. Evidence of proper collateralization in the form of original safekeeping receipts held at a Third-Party Safekeeping Institution not affiliated with the Institution pledging the Collateral will be approved by the Director of Finance and will be maintained in his/her Office. An authorized City Representative (See Appendix B) will approve and release all pledged collateral.

Collateral Substitution

Collateralized Investments and certificates of deposit often require substitution of collateral. Any Institution must contact the Investment Officers for approval and settlement. The substituted collateral's value will be calculated, and substitution approved if its value is equal to or greater than the required collateral value. Substitution is allowable for all transactions, but should be limited, to minimize the City's potential administrative problems.

Collateral Reductions

Should the collateral's market value exceed the required amount, any Institution may request approval from the Investment Officer to reduce collateral. Collateral reductions may be permitted only if the City's records indicate that the collateral's market value exceeds the required amount.

Prohibited Securities

Investment securities described in Section 2256.009(b), Government Code, shall not be eligible for use as collateral of City's monies governed by this Policy.

XII. SAFEKEEPING

Third Party Safekeeping Agreement

The City shall contract with a Bank or Banks for safekeeping Securities either owned by the City as a part of its Investment Portfolio or held as Collateral to secure certificates of deposit, repurchase agreements, or Excess Cash Balances.

Safekeeping of Certificate of Deposit Collateral

All Collateral Securing bank and savings and loan deposits must be held in the City of Kingsville's name by a Third-Party Safekeeping Institution approved by the City as evidenced by safekeeping receipts of the institution with which the securities are deposited, or Collateral may be held at the Federal Reserve Bank.

Safekeeping of Repurchase Agreement Collateral

The U.S. treasuries that serve as Collateral for repurchase agreements with Institutions must be delivered to a Third-Party Safekeeping Institution with which the city has established a third-party safekeeping agreement.

XIII. INFORMATION REPORTING/EVALUATION

The Director of Finance and Accounting Manager are hereby designated as the Investment Officers and are responsible for the daily operation of the Investment program and will report to the Investment Committee on a quarterly basis.

Investment Committee Consists of:

- City Commissioner (1)
- City Manager
- Assistant City Manager (if any)
- Director of Finance
- City Attorney

The Investment Committee will be responsible for monitoring, reviewing, and making recommendations regarding the City's Investment program to the City Commission. Reports will be provided to the City Commission by the Investment Officers no less than quarterly, as required by the Public Funds Investment Act.

On a quarterly basis, the City's main depository and all applicable Institutions providing certificates of deposit in excess of FDIC coverage will provide to the Investment Officer for review a copy of the balance sheet and income statement for the Call Report. All Institutions will provide annual audited financial statements. Any local government investment pools must provide reports and disclosure statements as required by the Public Funds Investments Act.

The market value of the portfolio must be determined at least quarterly from a reputable and independent source and disclosed to the governing body quarterly in the investment report.

Record Retention

The City follows the guidelines of retaining records for five years from City's current fiscal year, as required and authorized by the City's local records management guidelines.

XIV. BANKING SERVICES

All depository services are provided in the City's main depository agreement. Other services such as credit cards, direct deposit of payroll or other services may be administered through separate agreements. To aggressively invest Excess Cash Balances, controlled disbursements accounts, zero balance accounts and other cash management tools may be employed.

XVI. GENERAL PROVISIONS

Audits and Inspections

During regular business hours and as often as the Investment Officers deem necessary, the Institution providing certificates of deposit will make available for examination by the City Manager, his duly authorized agent, accountant, or legal representative, such records and data to assure to the pledge of collateral, availability of Collateral, and financial stability of the Institution.

Compliance with Laws

Each Institution agrees to comply with all federal, state, and local laws, rules, regulations, and ordinances. The personnel or officers of such Institution shall be fully qualified and authorized under federal, state, and local law to perform the services set out under this Policy. Each Institution shall permit the Investment Officers to audit, examine, and make excerpts or transcripts from such records and to make audits of all contract, invoices, materials, and other data relating to applicable Investment.

Performance Audits

The City's Annual External Financial Audit shall include a compliance audit of management controls on Investments and adherence to this Policy. The quarterly reports prepared by Investment Officers for the City commission must be formally reviewed at least annually by an independent auditor if the city invests in other than money market mutual funds, investment pools or accounts offered by its depository in the form of certificates of deposit or money market accounts. The auditor shall report the results of the review to the City Commission.

Investment Policy Resolution

The resolution authorizing this Investment Policy is attached and incorporated as Appendix C "Investment Policy Resolution."

APPENDIX A

Public Funds Investment Act

APPENDIX B

LISTING OF AUTHORIZED CITY REPRESENTATIVES

CITY OF KINGSVILLE

Attached to and made a part of the City of Kingsville
Investment Policy Approved by the City Commission on October 15, 2019

The signatures below are the signatures of Authorized City Representatives vested with full authority to sign and transact business related to the investment of funds for the City of Kingsville. The Authorized City Representatives are authorized to deposit funds, transfer funds within accounts or withdraw funds as necessary to efficiently carry out the requirements of the City of Kingsville's Investment Policy.

The signatures of the officers subscribed below are true and genuine:

Deborah Balli
Interim City Manager

Deborah Balli
Director of Finance

David Bodiford
Accounting Manager

THIS LISTING OF AUTHORIZED CITY REPRESENTATIVES is effective this 15th day of October 15 and revokes all previous authorizations.

APPENDIX C

INTEREST DISCLOSURE FORM

TO: Texas Ethics Commission, Mayor and City Commission

FROM: _____

SUBJECT: Disclosure under the Public Funds Investment Act

As City Manager and Authorized City Representative, for purposes of investing City funds, I submit this disclosure of my relationships with entities or individuals who are offering, have offered, or may offer to engage in an investment transaction with the City as of the date of the completion of this form, in compliance with Public Funds Investment Act.

1. I have the following "personal business relationships" with individual or entities who are offering to engage, have offered or may offer to engage in an investment transaction with the City of Kingsville.

2. I own ten per cent (10%) or more of the voting stock or shares of or \$5,000 or more of the fair market value of the following business organization.

3. I have received from the following business organizations funds that exceed ten percent (10%) of my gross income for the previous year.

4. I acquired from the following business organizations during the previous year investments with a book value of \$2,500 or more for my personal account.

5. I am related within the second degree of affinity (marriage) or consanguinity (blood) as determined by Chapter 573, Government Code, to the following individuals who are seeking, have sought or may seek to sell as investment to the City of Kingsville.

Interim City Manager

Date

APPENDIX C

INTEREST DISCLOSURE FORM

TO: Texas Ethics Commission, Mayor and City Commission

FROM: _____

SUBJECT: Disclosure under the Public Funds Investment Act

As Finance Director and Authorized City Representative, for purposes of investing City funds, I submit this disclosure of my relationships with entities or individuals who are offering, have offered, or may offer to engage in an investment transaction with the City as of the date of the completion of this form, in compliance with Public Funds Investment Act.

1. I have the following "personal business relationships" with individual or entities who are offering to engage, have offered or may offer to engage in an investment transaction with the City of Kingsville.

2. I own ten per cent (10%) or more of the voting stock or shares of or \$5,000 or more of the fair market value of the following business organization.

3. I have received from the following business organizations funds that exceed ten percent (10%) of my gross income for the previous year.

4. I acquired from the following business organizations during the previous year investments with a book value of \$2,500 or more for my personal account.

5. I am related within the second degree of affinity (marriage) or consanguinity (blood) as determined by Chapter 573, Government Code, to the following individuals who are seeking, have sought or may seek to sell as investment to the City of Kingsville.

Finance Director

Date

APPENDIX C

INTEREST DISCLOSURE FORM

TO: Texas Ethics Commission, Mayor and City Commission

FROM: _____

SUBJECT: Disclosure under the Public Funds Investment Act

As Accounting Manager and Authorized City Representative, for purposes of investing City funds. I submit this disclosure of my relationships with entities or individuals who are offering, have offered, or may offer to engage in an investment transaction with the City as of the date of the completion of this form, in compliance with Public Funds Investment Act.

1. I have the following "personal business relationships" with individual or entities who are offering to engage, have offered or may offer to engage in an investment transaction with the City of Kingsville.

2. I own ten per cent (10%) or more of the voting stock or shares of or \$5,000 or more of the fair market value of the following business organization.

3. I have received from the following business organizations funds that exceed ten percent (10%) of my gross income for the previous year.

4. I acquired from the following business organizations during the previous year investments with a book value of \$2,500 or more for my personal account.

5. I am related within the second degree of affinity (marriage) or consanguinity (blood) as determined by Chapter 573, Government Code, to the following individuals who are seeking, have sought or may seek to sell as investment to the City of Kingsville.

Accounting Manager

Date

APPENDIX D

Investment Policy Resolution

AGENDA ITEM #16

**City of Kingsville
Public Works**

TO: Mayor and City Commissioners
CC: Deborah Balli, Interim City Manager
FROM: William Donnell, Public Works Director *af*
DATE: October 3, 2019
SUBJECT: Purchase Mobile Jetting Unit

Summary:

This item authorizes the purchase of a new trailer mounted mobile jetting unit Model 545.

Background:

The current mobile jetting unit was purchased in 2011. This unit is in need of replacement due to corrosion and pump issues. The new unit is a very similar trailer mounted high pressure sewer cleaner and mounted on a tandem axle 14,000 GVWR trailer with a 700-gallon capacity water tank and an 800 foot hose reel used for jetting sewer mains where the large vactor is unable to enter.

Financial Impact:

This purchase will expend \$62,385 of allocated funding budgeted in Capital Outlay 051-5-7003-71200.

Recommendation:

Staff recommends purchasing the Model 545 Trailer Mounted High Pressure Sewer Cleaner from Sewer Equipment Company of America, 1590 Dutch Road, Dixon, IL 61021 under BuyBoard Contract #593-19 per attached specifications. Local government code 271 Subchapter F allows for the use of a cooperative purchasing program, specifically 271.102 ©, states, "A local government that purchases good and service under this subchapter satisfies any state law requiring the local government to seek competitive bids for the purchase of goods and services". Therefore, competitive bidding has been met.



Brian Grabow
Texas Sales
210-323-2749
bgrabow@gpmequip.com



DATE **October 2, 2019** PO # Product Class:
WO #
REV #

Distributor: **GPM EQUIPMENT**
End User: **CITY OF KINGSVILLE**
Address: **P.O. Box 1458 Kingsville, TX 78364**
City, State, Zip:
Phone: **(361)595-8009**
Contact: **FRANK GARCIA**
Email:



MODEL 545 Trailer Mounted High Pressure Sewer Cleaner

Engine & Pump:

2.5L Ford Engine w/ Full Shroud
Giant 40 GPM @ 2000 PSI
w/30 Min Run Dry Capability
Lighted Nema 4 Control Panel
Auto Shutdown (For High Engine
Temp / Low Oil Pressure)
Air Purge Valve
Recirculation System

Hose Reel & Hose:

Rotating Safety Reel
w/800' Capacity of 3/4" Hose

Tank & Fill:

700 Gal. Black Super-Poly Water Tank
2.5" Fill System

Trailer:

Tandem Axles 14,000 GVWR
Electric Brakes w/2-5/16" Ball Hitch
(1) Steel Toolbox - Fender Mounted
D.O.T. Approved LED Lighting

Accessories:

10' Leader Hose
BB Hose Guide
Upstream Pulley Guide
Tri-Star (Chisel Point) Nozzle
DD (High Flow) Nozzle
Finned Nozzle Extension
Nozzle Rack
Paper Operator / Owner Manual

ENGINE & PUMP OPTIONS:

DRAIN VALVES FOR WATER PUMP *RECOMMENDED FOR COLD CLIMATES*

GAUGE PACKAGE (HOUR METER, TACHOMETER, ENGINE VOLTS, ENGINE OIL PRESSURE,
ENGINE TEMP)

HOSE REEL & HOSE OPTIONS:

FOOTAGE METER (MOUNTED ON JET HOSE REEL)

SEWER HOSE (3/4" I.D. X 2500 PSI OPERATING PRESSURE) PER FT.

WASHDOWN SYSTEM W/GUN AND 25' OF HOSE

AUTO LEVELWIND WITH HYDRAULIC UP AND DOWN ACTION

TANK & FILL OPTIONS:

25' FILL HOSE FOR FILL SYSTEM

FILL HOSE STORAGE RACK

TOOL STORAGE OPTIONS:

ADDITIONAL TOOLBOX

LIGHTING OPTIONS:

LED FLOOD LIGHT (FACTORY STANDARD)

LED ROTATING BEACON (FACTORY STANDARD)

Quote Created by: Brian Grabow

GPM Equipment Solutions

210-323-2749

bgrabow@gpmequip.com

Your BuyBoard price is \$62,385.00 includes shipping and training

* BuyBoard Contract number 593-19

* Please make PO out to Sewer Equipment

SIGNATURE

DATE

SEWER EQUIPMENT CO. of AMERICA

SEWER EQUIPMENT
CO. of AMERICA



MODEL 545 & 747 SERIES

BEST PRODUCTS, BEST LOCAL SUPPORT



545 & 747 Series

Sewer Equipment Company of America built its first 747 Trailer Jet with a rotating hose reel in 1993. Throughout its evolution, the 747 series of jetters has been the industry standard by which others are judged. Whether it is longevity, operator safety, overall value or available options that you are looking for, the current offering of 747 trailer and truck jets are without peer in the marketplace.



Longevity starts with choosing the proper components and continues with meticulous design and assembly. With gas engines and triplex plunger run-dry water pumps as standard equipment, users are assured of a vast support network and the utmost performance and reliability for the life of their system. Frames made of fully welded $\frac{1}{4}$ " x 2" x 6" steel tubing maximize strength and corrosion resistance, and every trailer is certified by the National Association of Trailer Manufacturers, assuring you of adherence to all Federal D.O.T regulations and safety standards.

While our stout frames limit flex and sway while towing, our available Duraprolene water tanks are fully baffled to eliminate surging while stopping and turning with a load of water. Once on the job, our standard rotating safety reel allows the operator to position the trailer in the safest possible manner while simply rotating the reel to conveniently face the access point. The NEMA 4 water-tight control panel swivels with the reel to allow safe access regardless of reel position.

Our unique ECO operating system allows the engine to run at a 33% lower RPM than traditional designs, saving you operating 33% lower RPM than traditional designs, saving you operating costs on fuel every day and creating a safer and more pleasant work environment for your operators. Long term value is also created with design features like a welded, one piece enclosure and components that are painted prior to assembly to eliminate points of corrosion.

Any machine requirements necessary to get your job done, a 747 can be built to meet it. If a truck is more suited to your application, the 747 is offered to mount on your chassis or a factory provided unit with up to 3,000 gallons of water capacity. When truck mounted, power can be delivered by an auxiliary engine or via PTO hydrostatic drive from the chassis' power plant. Budget minded customers can look to the 545 series, which has the same construction features of the 747, but is without an engine and pump enclosure, or with engine enclosure only. Additional machine options include various pump configurations, wireless and tethered remote controls, tool storage, dual reels, safety lighting, integral CCTV system and more!



TOLL FREE 800.323.1604

MODEL 545 & 747 SERIES

ONE PIECE ENCLOSURE: Our one piece enclosure is designed to maintain its cosmetic and functional integrity throughout the life of your equipment. While most manufacturers bolt individual panels together to achieve its purpose this practice leads to rusting panels, missing fasteners and overall degradation of the equipment. In addition to the structural and cosmetic integrity, these enclosures function to maintain temperatures above freezing in most conditions. With steel or aluminum available as materials of construction, as well as the 80,000 BTU heater or various types of insulation packages, our units are designed for the harshest weather and road conditions.

DURAPROLENE WATER TANK: Many manufactures choose to build using plastic, however at Sewer Equipment, we offer trademarked DURAPROLENE tanks. Unlike typical "poly" materials of construction that are rotational molded and non-repairable, our DURAPROLENE material can be repaired long after the warranty has expired. In addition, our design is fully baffled, yielding dramatically improved stopability. It is UV stabilized for protection from the sun and the surface is textured to provide a long lasting finish that will withstand the test of time and keep your unit looking first rate long into the future.



BOX TUBE FRAME: As we all know, a steel box tube cross section is stronger than a "C" channel cross section. However, tube construction also costs more money. While this is indeed true, it also leads to a stronger and longer lasting frame designed to withstand the strenuous rigors of any application you throw at it. It is for this reason we utilize this concept in all our products and provide our customers with the best value in the market.

NEMA 4 WIRING: Moisture can cause havoc on electrical systems which is why we choose to protect our electrical systems with NEMA rated enclosures. NEMA is an acronym for National Electrical Manufacturers Association and this organization specifies design criteria for electrical enclosures and their sealing abilities. Rather than just run wires to and from various devices, we choose to design our products to resist the rigors of your application by utilizing these enclosures on our products and eliminate the maintenance issues related to moisture intrusion in electrical systems which do not use these methods.

SEWEREQUIPMENT.COM

BEST PRODUCTS, BEST LOCAL SUPPORT



MODEL	LENGTH	WIDTH	HEIGHT	MAX WATER CAPACITY	AXLE CONFIGURATIONS	MAX HOSE CAPACITY	HOSE SIZE
545	19'6"	7'6"	7'6"	500 gallon	Single or Tandem Axle	1000'	1/2"-1"



MODEL	LENGTH	WIDTH	HEIGHT	MAX WATER CAPACITY	AXLE CONFIGURATIONS	MAX HOSE CAPACITY	HOSE SIZE
747	19'6"	7'6"	7'6"	700 gallon	Single or Tandem Axle	1000'	1/2"-1"



MODEL	LENGTH	WIDTH	HEIGHT	MAX WATER CAPACITY	AXLE CONFIGURATIONS	MAX HOSE CAPACITY	HOSE SIZE
747 TK	26'2"	8'6"	8'6"	700 gallon	Single or Tandem Axle	1000'	1/2"-1"



MODEL	LENGTH	WIDTH	HEIGHT	MAX WATER CAPACITY	AXLE CONFIGURATIONS	MAX HOSE CAPACITY	HOSE SIZE
747 TV	20'	7'6"	8'	700 gallon	Single or Tandem Axle	1000'	1/2"-1"



MODEL	LENGTH	WIDTH	HEIGHT	MAX WATER CAPACITY	AXLE CONFIGURATIONS	MAX HOSE CAPACITY	HOSE SIZE
747 TK-TV	26'8"	8'6"	8'6"	1000 gallon	Single or Tandem Axle	1000'	1/2"-1"

TOLL FREE 800.323.1604

MODEL 545 & 747 SERIES

	747 CLASSIC	747 CLASSIC XL	747 LSS	747 LSS XL	747 LSS XL	747 LSS XL	545
Engine & Pump							
91hp Engine Min	0	0	0	0	0	0	0
92hp Engine Min	0	0	0	0	0	0	0
Triplex Plunger Water Pump w/ 90 Minute Run-Dry: 40gpm @ 200psi	0	0	0	0	0	0	0
Auto Shutdown (w/ 90 Minute Run-Dry)	0	0	0	0	0	0	0
40gpm @ 200psi Pump & 3000psi hose	0	0	0	0	0	0	0
122hp Engine Min	0	0	0	0	0	0	0
60gpm @ 200psi pump & 1" sewer hose	0	0	0	0	0	0	0
Unified NEMA 4 Control Panel	0	0	0	0	0	0	0
Tachometer/Hour Meter	0	0	0	0	0	0	0
Air Purge Valve	0	0	0	0	0	0	0
Painted Steel Shroud Enclosure with Locking Doors	0	0	0	0	0	0	0
Non-Shrouded Design	0	0	0	0	0	0	0
Recirculation System	0	0	0	0	0	0	0
Electronic Clutch Engage	0	0	0	0	0	0	0
Hydraulic Pressure Gauge	0	0	0	0	0	0	0
Drain Valve for Water Pump	0	0	0	0	0	0	0
Upgrade to Aluminum Shroud	0	0	0	0	0	0	0
Upgrade to Aluminum Shroud (optional)	0	0	0	0	0	0	0
Electronic Water Control Control	0	0	0	0	0	0	0
Electronic Throttle Control	0	0	0	0	0	0	0
Garage Package	0	0	0	0	0	0	0
Hour Meter Tech. Volt Oil Pressure Temp	0	0	0	0	0	0	0
Tank & Fill							
200gal black Super Poly Water Tank	0	0	0	0	0	0	0
2.5" Fill System	0	0	0	0	0	0	0
Fill Hose Storage Rack	0	0	0	0	0	0	0
Winterization System	0	0	0	0	0	0	0
150 Gallon Super Poly Water Tank	0	0	0	0	0	0	0
700 Gallon DuraPolyurethane Water Tank	0	0	0	0	0	0	0
1000 Gallon DuraPolyurethane Water Tank	0	0	0	0	0	0	0
1500 Gallon DuraPolyurethane Water Tank	0	0	0	0	0	0	0
2000 Gallon DuraPolyurethane Water Tank	0	0	0	0	0	0	0
2500 Gallon DuraPolyurethane Water Tank	0	0	0	0	0	0	0
3000 Gallon DuraPolyurethane Water Tank	0	0	0	0	0	0	0
10'x6" Lower Profile	0	0	0	0	0	0	0
1500 Gallon Water Tank (Truck Only)	0	0	0	0	0	0	0
10 Year Warranty for DuraPolyurethane Water Tank	0	0	0	0	0	0	0
Truck							
Mounting to approved Chassis	0	0	0	0	0	0	0
Mud Flaps	0	0	0	0	0	0	0
One Steel Underbody Toolbox	0	0	0	0	0	0	0
Auxiliary Fuel Tank	0	0	0	0	0	0	0
Aluminum Underbody Toolbox 18"x18"x18"	0	0	0	0	0	0	0
Additional Aluminum Underbody Toolbox	0	0	0	0	0	0	0
Air Purge System	0	0	0	0	0	0	0
Spray Bar for Front Bumper	0	0	0	0	0	0	0
Hydrostatic Drive	0	0	0	0	0	0	0
Rear Gauge Cluster	0	0	0	0	0	0	0
Rear Back-Up Camera System	0	0	0	0	0	0	0
Combination Heavy Duty Ball Hitch	0	0	0	0	0	0	0
Reese Style Hitch	0	0	0	0	0	0	0
Trailer							
Tandem Axles 14,000lbs GVWR	0	0	0	0	0	0	0
Electric Brakes	0	0	0	0	0	0	0
2-5/16" Ball Hitch	0	0	0	0	0	0	0
Aluminum Toolbox	0	0	0	0	0	0	0
One Steel Toolbox Fender Mounted	0	0	0	0	0	0	0
Spoke Tire and Rim	0	0	0	0	0	0	0
Hydraulic Brakes	0	0	0	0	0	0	0
Power Jack	0	0	0	0	0	0	0
Chip Guard Coating	0	0	0	0	0	0	0

	747 CLASSIC	747 CLASSIC XL	747 LSS	747 LSS XL	747 LSS XL	747 LSS XL	545
Hose Reel & Hose							
Rotating Safety Reel with 800' of 1" Hose	0	0	0	0	0	0	0
Dual Reel System	0	0	0	0	0	0	0
Reel A- Rotating Safety Reel with 500' of Umbilical Cord @ 2500psi	0	0	0	0	0	0	0
Reel B- Rotating Safety Reel with 400' of 1/2" @ 2500psi Hose	0	0	0	0	0	0	0
Dual Reel System	0	0	0	0	0	0	0
Reel A- 1/2" or 1" 600' Capacity Reel	0	0	0	0	0	0	0
Reel B- 1/2" 600' Capacity Reel	0	0	0	0	0	0	0
Automatic Level Wind with Hydraulic Up/Down	0	0	0	0	0	0	0
Automatic Level Wind with Hydraulic Up/Down (for Dual Reel)	0	0	0	0	0	0	0
Fixed Hose Reel	0	0	0	0	0	0	0
1000' x 1/2" Capacity Hose Reel	0	0	0	0	0	0	0
1/2" @ 4000psi Sewer Hose (for Dual Reel)	0	0	0	0	0	0	0
1/2" @ 4000psi Sewer Hose	0	0	0	0	0	0	0
1/2" @ 2500psi Sewer Hose	0	0	0	0	0	0	0
1/2" 3500psi Sewer Hose	0	0	0	0	0	0	0
1" 2500psi Sewer Hose	0	0	0	0	0	0	0
1" 3000psi Sewer Hose	0	0	0	0	0	0	0
Smart Counter	0	0	0	0	0	0	0
Smart Counter (for Dual Reel)	0	0	0	0	0	0	0
Footage Meter	0	0	0	0	0	0	0
Mounted on the Hose Reel	0	0	0	0	0	0	0
Footage Meter	0	0	0	0	0	0	0
Mounted on the manual level wind	0	0	0	0	0	0	0
Lateral Line Cleaning Kit	0	0	0	0	0	0	0
Mini-Mist Nozzle	0	0	0	0	0	0	0
Patrol II Floor Cutter Kit	0	0	0	0	0	0	0
25' x 1/2" Leader Hose	0	0	0	0	0	0	0
25' x 1" Leader Hose	0	0	0	0	0	0	0
Wash-down system with gun & 25' of Hose	0	0	0	0	0	0	0
TV System							
Self-Leveling Color TV camera	0	0	0	0	0	0	0
One 4" Jet Pod Skid	0	0	0	0	0	0	0
Color Monitor	0	0	0	0	0	0	0
DVR with Removable SD Card	0	0	0	0	0	0	0
Additional Self-Leveling Camera Head	0	0	0	0	0	0	0
Additional 4" Jet Pod Skid	0	0	0	0	0	0	0
6" Jet Pod Skid Extensions	0	0	0	0	0	0	0
8" Jet Pod Skid Extensions	0	0	0	0	0	0	0
10" Jet Pod Skid Extensions	0	0	0	0	0	0	0
12" Jet Pod Skid Extensions	0	0	0	0	0	0	0
15" Jet Pod Skid Extensions	0	0	0	0	0	0	0
18" Jet Pod Skid Extensions	0	0	0	0	0	0	0
Tool Storage							
Hose Guide/Wash-Down Gun	0	0	0	0	0	0	0
Upstream Fully Galvanized Storage Tray	0	0	0	0	0	0	0
Additional	0	0	0	0	0	0	0
Top Opening Aluminum Toolbox	0	0	0	0	0	0	0
Additional	0	0	0	0	0	0	0
Top Opening Steel Toolbox	0	0	0	0	0	0	0
Long Handled Tool Storage Tube	0	0	0	0	0	0	0
Root Cutter Maintenance Box	0	0	0	0	0	0	0
Lighting							
LED D.O.T. Approved Lighting	0	0	0	0	0	0	0
Compartment Lighting	0	0	0	0	0	0	0
LED Flood Light	0	0	0	0	0	0	0
LED rotating beacon	0	0	0	0	0	0	0
LED Strobe Light	0	0	0	0	0	0	0
LED Arrow Board	0	0	0	0	0	0	0
Handheld Wireless Spotlight	0	0	0	0	0	0	0
Pendant Controls							
Basic Pendant	0	0	0	0	0	0	0
Standard Pendant	0	0	0	0	0	0	0
Master Pendant	0	0	0	0	0	0	0
Wireless Pendant	0	0	0	0	0	0	0

Legend	
Standard	0
Optional	0

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AGENDA ITEM #17

ORDINANCE # 2019 _____

AMENDING THE CITY OF KINGSVILLE CODE OF ORDINANCES CHAPTER III- ADMINISTRATION; PROVIDING FOR REVISION OF ARTICLE 1-CITY COMMISSION; REPEALING ALL ORDINANCES IN CONFLICT HERewith AND PROVIDING FOR AN EFFECTIVE DATE AND PUBLICATION.

WHEREAS, the State Legislature enacted HB2840 in 2019 regarding public testimony to a governmental body, the City Commission of the City of Kingsville needs to amend its Code of Ordinances for statutory compliance; and

WHEREAS, there is an interest in moving the time for City Commission meetings from 8pm to 5pm and updating the location of City Hall;

WHEREAS, the provisions herein are necessary to promote and protect the health, safety, and welfare of the public and to comply with State Law.

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

I.

THAT Article 1: City Commission of Chapter III- Administration, of the Code of Ordinances of the City of Kingsville, Texas shall be amended to read as follows:

Article 1 – City Commission

GENERAL PROVISIONS

§3-1-1. - Meetings.

(A) *Time of meetings.* The City Commission shall meet in regular session on the second and fourth Monday of each month at 5 6:00 p.m., in the Commission chambers located at City Hall, 400 West King 200 East Kleberg, Kingsville, Texas.

(B) *Holidays.* The City Commission shall authorize city staff to amend the meeting schedule in the event a regular scheduled meeting date coincides with a city holiday.
(Ord. 90024, passed 5-14-90)

(C) *Scheduling of meetings.* Regular or special meetings of the City Commission shall be scheduled as follows:

(1) The City Commission shall meet in accordance with this section.

(2) Any two members of the City Commission may call special meetings of the Commission at any time deemed advisable according to the Charter, Article V, § 12.

(3) If it is known that a quorum of elected officers will not be present for a regularly scheduled meeting and this fact is known 72 hours or more prior to the meeting, the meeting may be rescheduled or cancelled by either the City Manager or the City Commission.

(4) Before the City Manager cancels or reschedules a regular or special meeting of the City Commission he shall get authorization from the Mayor or Mayor Pro Tem, or in their absence, from any member of the Commission.

(1962 Code, § 1-5-5; Ord. 91002, passed 1-28-91)

§3-1-2—3-1-9. - Reserved.

RULES BEFORE THE CITY COMMISSION

§ 3-1-10. - Agenda.

(A) The City Manager shall be responsible for preparation of an agenda for each City Commission meeting.

(B) The agenda shall conform to all applicable laws of the state and the following special regulations:

(1) The City Manager, City Attorney, any department head with consent of the City Manager, any member of the City Commission or the City Commission itself may place an item on the agenda; however, unless the City Manager is directed in open session to place an item on the agenda, each agenda item shall reflect the person by name or title who requested that such item be placed on the agenda.

(2) Any resident who wishes to address the City Commission on any matter may do so by notifying the City Secretary in accordance with the Texas Open Meetings Law. Any such address during the Public Comment portion of the agenda shall not exceed three five minutes without permission of a majority of the Commission.

(3) Any non-resident wishing to address the Commission shall notify the City Secretary and specify his interests in the matter being considered. The City Secretary shall present such requests to the City Manager for approval before placing the name on the agenda. Any such address during the Public Comment portion of the agenda shall not exceed three five minutes without permission of a majority of the Commission.

(4) Prior to considering any item on the agenda which requires deliberation, discussion, action, or consideration by the Commission an agenda item shall be

listed which would permit persons to comment on any the item set out on the agenda. Such comments shall not exceed three minutes. If a member of the public addresses the Commission through a translator, they will be given twice the amount of time as a member of the public who does not require the assistance of a translator. No person shall be able to comment on any matter on the agenda at any other time except with the consent of five affirmative votes of the City Commission. The provisions of this subsection shall have no application in the case of a public hearing required by law. (Ord. 96002, passed 1-22-96)

...

§3-1-13. - Rules of decorum.

The following rules of decorum shall be fully applicable to all City Commissioners and other persons appearing before the Commission or present at Commission meetings.

(A) *Recognition by presiding officer.* No person shall address the Commission without first being recognized by the presiding officer.

(B) *Speaking procedure; limitation on discussion and questioning.* Each person addressing the Commission shall step up to the podium provided for the use of the public and give his name and address in an audible tone of voice for the records, state the subject he wishes to discuss, state whom he is representing if he represents an organization or other persons, and unless further time is granted by majority vote of the Commission, shall limit his remarks as otherwise provided for herein. All remarks shall be addressed to the Commission as a whole and not to any member thereof. No person other than members of the Commission and the person having the floor shall be permitted to enter into any discussion, whether directly or through a member of the Commission, without the permission of the presiding officer. No question may be asked a Commission member or the city staff without the permission of the presiding officer and except for a Commission member, the City Manager, or City Attorney permission of the City Manager.

(C) *Improper references, disorderly conduct by persons addressing Commission.* Any person making, expressly or impliedly, personal, impertinent, slanderous, derogatory, discourteous, snide, or profane remarks or who willfully utters loud, threatening or abusive language, or engages in any disorderly conduct which would impede, disrupt, or disturb the orderly conduct of any meeting, hearing or other proceedings, shall be called to order by the presiding officer and, if such conduct continues, may, at the discretion of the presiding officer, be ordered barred from further audience before the Commission during that meeting.

(D) *Addresses after public hearing closed.* After a public hearing has been closed, no member of the public shall address the Commission from the audience on the matter

under consideration without first securing permission to so do by majority vote of the City Commission.

(E) *Campaign speeches prohibited.* No person will be allowed to address the City Commission by making campaign speeches for or against any candidate who has announced or does announce his intention to run, or issue already ordered on a ballot for election.

(F) *Disorderly conduct.* No person in the audience shall engage in disorderly conduct such as handclapping, stamping of feet, whistling, using profane language, yelling, and similar demonstrations, which conduct disturbs the peace and good order of the meeting.

(G) *Limitations on use of supplemental lighting.* Limitations on use of supplemental lighting for television and motion-picture cameras to create the least amount of interference with or disturbance of Commission proceedings and/or discomfort to the public shall be maintained.

(H) *Sergeant at Arms.* The City Manager shall act as Sergeant at Arms for the City Commission and shall furnish whatever assistance is needed in enforcing the rules established herein. The City Manager may call on any peace officer of the state when he deems it necessary to assist in his enforcement of these rules.

(I) *No unauthorized persons permitted within the dais rail.* No person except members of the City Commission and the city staff shall be allowed within the dais rail without the consent of the presiding officer.

(J) *Eating, drinking or smoking.* All persons shall refrain from smoking, eating, or drinking (except water) while in the Chamber during a City Commission meeting.

(K) *Members shall preserve order and decorum.* During City Commission meetings, the members of the Commission shall preserve order and decorum and shall not, by conversation or otherwise, delay or interrupt proceedings or refuse to obey the orders of the presiding officer or the rules of the City Commission.

(L) *Questioning the administrative staff.* Every Commission member desiring to question the administrative staff shall address the questions to the City Manager who should be entitled to answer the inquiries himself or to designate some member of his staff for that purpose. Commission appointees shall not be considered administrative staff.

(M) *Mayor and Commissioners to exercise equal power.* The Mayor and Commissioners shall exercise equal power and authority in the transaction of

business for the city, except that the Mayor or in his absence the Mayor pro-tempore shall act as presiding officer of the Commission. The Mayor shall perform all duties imposed upon him by the City Charter and by ordinances of the city, or upon order of the Commission.

(Ord. 96002, passed 1-22-96)

Cross reference— Penalty, see [§ 3-1-99](#).

...

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, as required by the Open Meetings Act, it is officially found and determined that the meeting at which this Ordinance is passed was open to the public and that the public notice of the time, place and purpose was given.

V.

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

INTRODUCED on this the 23rd day of September, 2019.

PASSED AND APPROVED on this the 15th day of October, 2019.

Effective Date: _____

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney

AGENDA ITEM #18