

# City of Kingsville, Texas

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## AGENDA CITY COMMISSION MONDAY, MARCH 14, 2016 REGULAR MEETING

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

### I. Preliminary Proceedings.

#### OPEN MEETING

INVOCATION / PLEDGE OF ALLEGIANCE – (Mayor Fugate)

#### MINUTES OF PREVIOUS MEETING(S)

Regular Meeting – February 22, 2016

### II. Public Hearing - (Required by Law).<sup>1</sup>

1. NONE.

### III. Reports from Commission & Staff.<sup>2</sup>

*“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.”*

### IV. Public Comment on Agenda Items.<sup>3</sup>

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

APPROVED BY:

  
\_\_\_\_\_  
Jesús A. Garza  
City Manager

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being discussed separately unless requested by a Commission Member in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon.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 2015-2016 Budget to use remaining funds in CO Series 1998 and CO Series 2011 for street maintenance funding. (Finance Director).
2. Motion to approve final passage of an ordinance amending the Fiscal Year 2015-2016 Budget for the retainage portion of the Water Well #25 drilling contract. (Finance Director).
3. Motion to approve final passage of an ordinance amending the City of Kingsville Code of Ordinances Chapter VII, Article 8, Section 3- Traffic Control Devices, providing for the authority to replace yield sign with stop sign on Armstrong Ave. at Caesar Ave. (City Engineer/Public Works Director).
4. Motion to approve the Historical Development Board decision on an application for a building permit for remodeling at 429 E. Kenedy Ave., which was approved by the board. (Downtown Manager).

**REGULAR AGENDA**

**CONSIDERATION OF MOTIONS, RESOLUTIONS, AND ORDINANCES:**

VI. **Items for consideration by Commissioners.**<sup>4</sup>

5. Consider a resolution appointing Election Judges and the Early Voting Ballot Board Judge for the City of Kingsville General Election on May 7, 2016. (City Secretary).

*(CONSIDERE UNA RESOLUCIÓN QUE NOMBRA JUECES ELECTORALES Y EL JUEZ DE LA JUNTA DE VOTACIÓN ANTICIPADA PARA LAS ELECCIONES GENERALES DE LA CIUDAD DE KINGSVILLE, QUE SE LLEVARÁN A CABO EL 7 DE MAYO DE 2016.) (SECRETARIA MUNICIPAL).*

6. Consider a resolution authorizing the Mayor to enter into a revised agreement with the Texas Department of Transportation to contribute right-of-way funds (fixed price) for improvements to US 77 for right-of-way acquisition and the relocation and adjustment of utilities from General Cavazos Blvd. to the Southern city limits along US 77. (City Attorney)
7. Consider a resolution authorizing the City Manager to enter into an Interlocal Cooperation Agreement between the City of Kingsville and Texas A&M University-Kingsville relating to Street Services. (City Engineer/Public Works Director).

8. Consider out-of-state travel for City Commission and staff to attend the ICSC RECon 2016 Exhibition and Conference in Las Vegas, Nevada on May 22-25, 2016. (City Manager).
9. Consider out-of-state travel for Task Force Commander and Agent Tamez to attend the 2016 National Interdiction Conference (NIC) in Reno, Nevada on March 15-17, 2016. (Task Force Commander).
10. Consider accepting donation/fundraiser money from Keep Kingsville Beautiful "Fill the Flower Pot" fund drive. (Planning & Development Services Director).
11. Consider the Historical Development Board decision on an application for a building permit for a sidewalk renovation at 200 E. Yoakum, which was approved by the board. (Downtown Manager).
12. Consider the Historical Development Board decision on an application for a sign permit at 200 E. Yoakum, which was approved by the board. (Downtown Manager).
13. Consider introduction of an ordinance amending the City of Kingsville Code of Ordinances by adopting Chapter XV, Land Use, Article 11, Vacant Buildings and Property; establishing definitions, applicability, and location. (Planning & Development Services Director).
14. Consider introduction of an ordinance amending the City of Kingsville Code of Ordinances by amending Chapter XV, Land Use, Article 6, Zoning, amending Section 15-6-21 definitions to add dwelling above business and work/live units and revising the definition of mixed use; adopting sections 15-6-29 work/live units and 15-6-30 dwelling above business; and amending Appendix A-Land Use Categories to add dwelling/ above business and work/live units. (Planning & Development Services Director).
15. Consider introduction of an ordinance amending the Fiscal Year 2015-2016 Budget for Fund 033 Co Series 2016 for project and debt issuance costs. (Finance Director).
16. Consider introduction of an ordinance amending the Fiscal Year 2015-2016 Budget for Street Maintenance Projects funded by the street maintenance fee. (Finance Director).
17. Consider introduction of an ordinance amending the Fiscal Year 2015-2016 Budget to include a TXDOT refund in CO Series 2011 to be used for City Hall complex improvements. (Finance Director).
18. Consider introduction of an ordinance amending the Fiscal Year 2015-2016 Utility Fund Budget for expenditures for the Texas Department of Agriculture Community Development Block Grant (TXCDBG #7215270) for water system improvements. (Finance Director).
19. Consider introduction of an ordinance amending the Fiscal Year 2015-2016 General Fund Budget to transfer the Risk Management Department under the Personnel (Human Resources) Department. (City Manager).
20. Consider request for waiver of ZBA fee for 412 W. Henrietta. (Planning & Development Services Director).
21. Executive Session: Pursuant to Section 551.072, Texas Government Code, Deliberations regarding Real Property Exception, the City Commission shall convene in Executive Session to discuss the purchase, exchange, lease, or value of real property as deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third party. (City Manager).

22. Consider resolution authorizing the City Manager to execute a property contract for the acquisition of real property for a new Tourism/Visitors Center site. (Purchasing & Technology Director).

23. Executive Session: Pursuant to Section 551.071, Texas Government Code, Consultation with Attorney Exception, the City Commission shall convene in executive session to seek legal advice from the City Attorney regarding a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with this chapter. (City Attorney).

## VII. Adjournment.

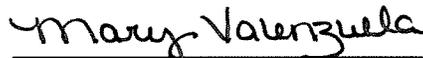
1. No person's comments shall exceed 5 minutes. Cannot be extended by Commission.
2. No person's comments shall exceed 5 minutes without permission of majority of Commission.
3. Comments are limited to 3 minutes per person. May be extended or permitted at other times in the meeting only with 5 affirmative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

### NOTICE

This City of Kingsville and Commission Chambers are wheelchair accessible and accessible parking spaces are available. Requests for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary's office at 361/595-8002 or FAX 361/595-8024 or E-Mail mvalenzuela@cityofkingsville.com for further information. Braille Is Not Available. The City Commission reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by the Texas Government Code, Section 551-071 (Consultation with Attorney), 551-072 (Deliberations about Real Property), 551-073 (Deliberations about Gifts and Donations), 551-074 (Personnel Matters), 551.076 (Deliberations about Security Devices), 551-086 (Certain Public Power Utilities: Competitive Matters), and 551-087 (Economic Development).

I, the undersigned authority do hereby certify that the Notice of Meeting was posted on the bulletin board in the City Hall, 200 East Kleberg, of the City of Kingsville, Texas, a place convenient and readily accessible to the general public at all times and said Notice was posted on the following date and time:

March 11, 2016 at 4:30 P.M. and remained so posted continuously for at least 72 hours proceeding the schedule time of said meeting.



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

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

By: \_\_\_\_\_  
City Secretary's Office  
City of Kingsville, Texas