

City of Kingsville, Texas

AGENDA CITY COMMISSION

**MONDAY, JUNE 27, 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 – June 13, 2016

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, 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.³

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

APPROVED BY:


Jesus 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being discussed separately unless requested by a Commission Member in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon.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 granting a special use permit to place a mobile home at Corral, Block 23, Lot 1,2 (Corral Storage) known as 1220 E. Corral, amending the comprehensive plan to account for any deviations from the existing comprehensive plan. (Planning & Development Services Director).
2. Motion to approve final passage of an ordinance amending the Fiscal Year 2015-2016 budget to accept and expend donations from the Kingsville Chamber of Commerce. (Finance Director).

REGULAR AGENDA

CONSIDERATION OF MOTIONS, RESOLUTIONS, AND ORDINANCES:

VI. Items for consideration by Commissioners.⁴

3. Consider a resolution supporting regulations for responsible standards and placement of wind farms. (City Manager).
4. Consider acceptance of donations for Parks Department summer programs. (Parks Manager).
5. Consider acceptance of donation for Police Department for officer medical kits. (Chief of Police).
6. Consider a resolution authorizing the City to submit an application to the Office of the Governor for a Homeland Security Grant for the purpose of requesting grant funding on behalf of the City for night vision equipment for the law enforcement personnel for the Kingsville Police Department with no anticipated cash match. (Chief of Police).
7. Consider introduction of an ordinance amending the FY15-16 Budget to accept and expend donations for the Parks Department for summer programs. (Finance Director).
8. Consider introduction of an ordinance amending the Fiscal Year 2015-2016 Budget to accept and expend donation from the Kingsville Area Educators Federal credit Union for police officer medical kits. (Finance Director).
9. Consider introduction of an ordinance amending the Fiscal Year 2015-2016 Budget to include Homeland Security Grant Project #3146701 for the Police Department. (Finance Director).

10. Consider introduction of an ordinance amending the Fiscal Year 2015-2016 Budget for the purchase of generator equipment and storm debris collection expenses. (Finance Director).

11. Consider authorizing the addition of the Cottage Building and new City Hall to the windstorm and hail property insurance policy. (Risk Manager).

12. Consider a resolution authorizing the transfer and release of the Kingsville Specialized Crimes and Narcotics Task Force to Kleberg County. (City Manager).

13. 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. (City Manager).

VII. Adjournment.


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

NOTICE

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

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

June 24, 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

MINUTES OF PREVIOUS MEETING(S)

JUNE 13, 2016

A REGULAR MEETING OF THE CITY OF KINGSVILLE CITY COMMISSION WAS HELD ON MONDAY, JUNE 13, 2016 IN THE HONORABLE ROBERT H. ALCORN COMMISSION CHAMBERS 200 EAST KLEBERG AVENUE AT 6:00 P.M.

CITY COMMISSION PRESENT:

Edna Lopez, Mayor Pro-tem
Arturo Pecos, Commissioner
Al Garcia, Commissioner

CITY COMMISSION ABSENT:

Sam Fugate, Mayor
Noel Pena, Commissioner

CITY STAFF PRESENT:

Jesús Garza, City Manager
Mary Valenzuela, City Secretary
Courtney Alvarez, City Attorney
Tom Ginter, Director of Planning & Development Services
Emilio Garcia, Health Director
Bill Donnell, Assistant Public Works Director
Carol Rogers, Risk Managers
Diana Gonzales, Human Resources Director
David Mason, Purchasing/IT Director
Johnny Campos, Police Officer
Leo Alarcon, Tourism Director
Cynthia Martin, Downtown Manager
Susan Ivy, Parks Manager
David Solis, Risk Manager
Deborah Balli, Finance Director
Charlie Sosa, Street Supervisor

I. Preliminary Proceedings.

OPEN MEETING

Mayor Pro-tem Lopez called the meeting to order in the Robert H. Alcorn Commission Chamber at 6:00 p.m. and announced quorum with three Commission members present. Mayor Fugate and Commissioner Pena being absent.

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)

Regular Meeting – May 31, 2016

Special Meeting – June 6, 2016

Motion made by Commissioner Pecos to approve the minutes for May 31, 2016 and June 6, 2016 as presented, seconded by Commissioner Garcia. The motion was passed and approved by the following vote: Pecos, Garcia, Lopez voting “FOR”.

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

1. Public Hearing on an ordinance granting a special use permit to place a mobile home at Corral, Block 2, Lot 18 on a .2525 acre tract known as 1100 E. Corral,

amending the comprehensive plan to account for any deviations from the existing comprehensive plan. (Planning & Development Services Director).

Mayor Pro-tem Lopez announced and opened this public hearing at 6:02 P.M.

Mr. Tom Ginter, Planning & Development Services Director, reported that as of this afternoon he has received a call from the requestor stating that he wished to drop his request for a special use permit.

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

Mayor Pro-tem Lopez closed this public hearing at 6:03 P.M.

2. Public Hearing on an ordinance granting a special use permit to place a mobile home at Corral, Block 23, Lot 1, 2 (Corral Storage) known as 1220 E. Corral, amending the comprehensive plan to account for any deviations from the existing comprehensive plan. (Planning & Development Services Director).

Mayor Pro-tem Lopez announced and opened this public hearing at 6:04 P.M.

Mr. Ginter reported that Mr. Fabrizio Martello is requesting a special use permit for 1220 E. Corral. There has been a storage business at this property for some time. There was a mobile home on the property prior to the ordinance concerning mobile homes so it was grandfathered in at that time. Mr. Martello has stated that for a period of time thought the mobile home was not being lived in for some time so consequently the use is no longer grandfathered. Mr. Martello wants to have somebody live in the mobile home because when someone wasn't living on the property vandalism increased and since someone has been living in it the vandalism has stopped. The Planning & Zoning Commission approved the special use permit by a 5-2 vote and recommends approval.

Mr. Fabrizio Martello, 614 W. Richard, commented that for eleven years he had a tenant residing in the mobile home until he passed away. During the time the tenant was living in the mobile home, there was no vandalism on the property. Since the property is vacant, vandalism has increased. He stated that he is also trying to assist a family by having them stay in the mobile home and in return the family maintains the upkeep of the property. Martello further commented that he is looking into placing some landscaping to improve the look of the property.

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

Mayor Pro-tem Lopez closed this public hearing at 6:07 P.M.

3. Public Hearing for Preliminary and Final Plats for North 62 acres of Lot 25, Block 20, Kleberg Town and Improvement Company Subdivision (in ETJ) known as Escondido Ranch. (Planning & Development Services Director).

Mayor Pro-tem Lopez announced and opened this public hearing at 6:08 P.M.

Mr. Ginter reported that S&S Kingsville Construction have submitted a housing development in the Extra Territorial Jurisdiction (ETJ). Due to an agreement with Kleberg County in 2005, the City Commission has the authority to approve the plats as presented. Some time back the plats were presented to Kleberg County for approval which were approved. At some point it came to their attention that while outside of the city limits, it is in the City's ETJ which does provide for a process to review by the City. Work was stopped and the review process was started. Commissioner Roy Cantu, Charlie Cardenas and Mr. Ginter reviewed the plats and had two comments which since then S&S Kingsville Construction have submitted revised plats. City staff reviewed the

revisions and approve the resubmitted plans. The Planning & Zoning Commission reviewed the preliminary and final plats on June 1st and approved them by a vote of 7-0 vote and recommend approval.

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

Mayor Pro-tem Lopez closed this public hearing at 6:10 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, 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."

Mr. Jesús Garza, City Manager reported that this meeting would have been the meeting where the City Commission would have received the Performance Measure Report for the month of May as well as recognize the May Employee of the Month. This will be done at the last meeting in June. Garza further updated the City Commission on the cleanup efforts that have taken place after the storm. The city had a successful debris collection on Saturday, June 11th. There were 23 tons of debris and 36 tons of brush that were collected on Saturday. Garza thanked all the volunteers that assisted in this event. He further commented that the Governor has submitted a letter to the President requesting that twelve out of thirty-one counties that the Governor had requested to be a federal disaster county, Kleberg County was not included on that list. The evaluation continues with the State. Staff has meetings scheduled for next week to continue assessing the damage as there is still a possibility that Kleberg County could be added to request.

Mr. David Solis, Risk Manager reported that the three structures that were damaged by the storm are the Care Building, J.K. Northway Coliseum, and Recreation Center. Recovery services has begun on the three buildings by a recovery company from Grand Prairie, TX. Tiles from the Care Building were tested and came back positive for asbestos. With all three structures the city could see damages to exceed over one million dollars. The city has a \$25,000 deductible per occurrence. If FEMA grants the declaration, we could see public assistance and the city will be able to recoup the \$25,000.

Commissioner Garcia asked if there were any electrical connections on the floor level at the Care Building. Garcia further asked if there is an exclusion in the windstorm policy for asbestos.

Mr. Solis responded that he is not sure if there were any electrical connections but will check on it. He further stated that there is exclusions in the windstorm policy.

Mr. Garza commented that before the park is opened to the public, it is important that these areas are secured.

Mrs. Courtney Alvarez, City Attorney announced that the next City Commission meeting is scheduled for Monday, June 27th. Agenda items for this meeting are due Friday, June 14th.

Commissioner Pecos commented that the twelve counties that were submitted to the President have been approved. Pecos further asked when staff will be moving into the new City Hall building.

Mr. Garza commented that staff is finalizing a few details this week in order to get the Certificate of Occupancy. Staff is already beginning to move some of their items. Staff was also waiting the Foundation to have their event prior to moving some items into their offices. The move to the new City Hall should take about a month.

Commissioner Lopez asked if there would be a custodian on staff for the new city hall.

Mr. Garza responded that as part of the budget, the Commission approved two part-time positions specifically for the new city hall. One will focus on the exterior of the building and the other will be custodial for the interior of the building.

Commissioner Garcia announced that he will not be available to attend the next City Commission meeting scheduled for June 27th.

IV. Public Comment on Agenda Items.³

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

Mr. Luke Womack, 218 Billy Evans, commented on the response that city staff took after the storm was outstanding.

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 Garcia. The motion was approved by the following vote: Pecos, Garcia, Lopez voting "FOR".

1. Motion to approve final passage of an ordinance amending the Fiscal Year 2015-2016 budget to include transfers for the creation of a disaster response recovery fund for city expenses. (Finance Director).

REGULAR AGENDA

CONSIDERATION OF MOTIONS, RESOLUTIONS, AND ORDINANCES:

VI. Items for consideration by Commissioners.⁴

2. Consider acceptance of a donation from the Kingsville Chamber of Commerce for landscaping at the New City Hall Complex. (Finance Director).

Mrs. Deborah Balli, Finance Director reported that the city has received this donation in the amount of \$730. This donation was from money collected at the Mayor's State of the City Event.

Motion made by Commissioner Garcia to approve this donation, seconded by Commissioner Pecos. The motion was passed by the following vote: Garcia, Pecos, Lopez voting: "FOR".

3. Consider introduction of an ordinance amending the Fiscal Year 2015-2016 budget to accept and expend donations from the Kingsville Chamber of Commerce. (Finance Director).

Introduction item.

4. Consider accepting the Comprehensive Annual Financial Report of the City of Kingsville for Fiscal Year 2014-2015. (Finance Director).

Mr. Luke Womack of John Womack & CO., P.C. gave the City Commission a report on the City of Kingsville's Comprehensive Annual Financial Report for Fiscal Year 2015. Womack reported that the City had a different kind of year in that the City decided to spend a lot of the reserved monies. This expenditure was for the restoring of a historical building into a new city hall. Mr. Womack at this time went over the report with the City Commission. In the general fund last year there were \$13,434,000.00 in assets and being a governmental fund it is almost cash basis. Cash was \$5.4 million, pooled cash was \$2 million which is a full cash amount and to which many different funds participate in. Taxes receivable is \$1.2 million, accounts receivable of various kinds is \$1.2 million with restricted cash at \$3,041,000.00 for about \$13,646,000 versus last years \$13,434,000, which is hardly any change. In liabilities last year in accounts payable was \$730,000 with this year at \$1,284,000.00, primarily due to capital projects the City has going on at the new City Hall. The deferred income is \$1,047,044, this is not something the city is going to pay, this is not a liability, and this is an offset to the tax revenues. Whenever there are tax revenues you do not recognize it until it is actually collected. The fund balance for the year was \$10,519,157, which was slightly higher the year before but the landfill went from \$4.4 million to \$2.4 million which came down about \$2 million which due primarily to the new city hall. In the Police Forfeiture Fund last year had \$6.3 million total assets which was primarily cash this year at \$4,780,000.00 and last year their liabilities were \$2,793,000; this year the liability jumped up to \$3.3 million due to cases pending that have not been awarded. The ending fund balance of monies that have been approved and are available \$1,439,000.00 versus \$890,000 from the year before. Debt service fund is functioning the way it's supposed too basically because it is taxes we do have some non-tax debt to be funded because of projects it was used for guarantee which pays it

through there and reimbursed by other assessments. This fund balance last year was \$588,000 and this year its \$579,000, which is staying even. Revenue for the year was up \$17,319,000 and last year it was \$16,157,000 of which revenue was up \$1.2 million. The increases and expenditure tend to offset that, \$5,762,000 is general governmental administration which is up \$1.7 million which is primarily where the flowing of the money for the restoration process. The total expenditures were \$19,895,184 and this resulted on an overall revenue in excess of revenue expenditures of \$2,576,000, which is basically \$2.6 million of what was spent then brought in. Last year's loss was at \$1.8 million as other construction items were on going during that time period. The net change in fund balance was \$1,000,000.00 with the fund balance last year at \$11,526,000.00; take out \$1,007,000.00 which will bring it down to \$10,519,000.00. Womack stated that the fund balance is still very strong and have minimum fund balances allowances which the city is in excess of those balances. In the Police Department, they brought in \$549,759 which were the revenues that were recognizable during the period in excess of expenditures. Debt service fund brought in \$1,385,000.00 with expenditures at \$1,747,000.00 and that's operating at loss of \$361,000.00 but do have a fund that has service fees attached to it and transfers in to \$352,000.00 to cover that loss. Womack commented that the general fund was untouched last year but could have gone up \$1,000,000.00 if we hadn't started the project. In the Utility Fund, water sales dropped close to \$1 million dollars last year. Cash is still strong, there is \$5,000,000.00 in cash and cash equivalence and had \$939,000.00 in pooled equity. Total assets is at \$12,986,000.000, the assets of the city are at \$47,011,510.00 which is the cost of every asset that the city has acquired and have not liquated in excess of \$5,000.00, so up to date we have sent \$47,000,000.00 in various types of assets. Depreciation is at \$30,130 resulting in a net of \$16,881,000.00. The total liabilities \$3.1 million which is very similar to the prior year. Obligations of a long term debt of \$15,834,000.00 which is the amount of expenditures that is owed. The total fund balance is at \$11,027,000.00 with unrestricted at \$4.9 million. In Utility Fund, water was at \$5,237,000.00 last year and this year it's at \$4.5 million. Wastewater was down about \$200,000.00 which usually follows water so when water goes down which also affects wastewater. Operating expenses was \$6.4 million last year and \$6.4 million this year, so this was kept overall intact. The operating income loss is at \$501,000.00 with last it year it was with the positive of \$764,000.00. Total fund balance is at \$11,027,271.00 with \$4.9 million being unrestricted. Womack further commented that the reconciliation of assets and liability accounts has improved immensely. Certain expenditures of the Tourism Funds should be supported by surveys that indicate the events held actually were increasing tourism and the local hotel industry. The City also did not reach the 15% of hotel/motel tax expenditures to be expended on advertising according to state law, and spent more than the 15% cap for hotel/motel tax expenditures related to promoting arts and culture. Womack further commented as for bidding, there was a finding that the City did not perform proper bidding procedures for services from a vendor which totaled more than \$50,000.00. Staff has begun implementing new procedures to track this individually so that this won't happen again. Womack stated that when issues were addressed to staff, staff immediately addressed the issues. He further thanked staff for all their hard work.

5. Consider introduction of an ordinance granting a special use permit to place a mobile home at Corral, Block 2, Lot 18 on a .2525 acre tract known as 1100 E. Corral, amending the comprehensive plan to account for any deviations from the existing comprehensive plan. (Planning & Development Services Director).

No action taken.

6. Consider introduction of an ordinance granting a special use permit to place a mobile home at Corral, Block 23, Lot 1,2 (Corral Storage) known as 1220 E. Corral, amending the comprehensive plan to account for any deviations from the existing comprehensive plan. (Planning & Development Services Director).

Introduction item.

7. Consider Preliminary Plat for North 62 acres of Lot 25, Block 20, Kleberg Town and Improvement Company Subdivision (in ETJ) known as Escondido Ranch. (Planning & Development Services Director).

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

8. Consider Final Plat for North 62 acres of Lot 25, Block 20, Kleberg Town and Improvement Company Subdivision (in ETJ) known as Escondido Ranch. (Planning & Development Services Director).

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

9. Consider authorizing purchase of an H.D. Industries Pro Patcher Asphalt Pothole Patcher on a 2017 Cab and Chassis from Freightliner for \$147,283.70 via BuyBoard as per staff recommendation. (Purchasing & Technology Director).

Mr. David Mason, Purchasing & Technology Director reported that this item authorized the purchase of a new HD Industries Pro Patcher Pothole Patcher on 2017 Freightliner M2106 Cab and Chassis. In order to continue progress on the City's street plan, specifically pothole repair, an additional patching machine is needed. This purchase will expend a total of \$147,283.70 from 033-5-3050-71200 of which \$160,000.00 is available from CO 2016.

Motion made by Commissioner Garcia to authorize the purchase of an H.D. Industries Pro Patcher Asphalt Pothole Patcher on a 2017 Cab and Chassis from Freightliner for \$147,283.70, seconded by Commission Pecos. The motion was passed and approved by the following vote: Garcia, Pecos, Lopez voting "FOR".

10. Consider authorizing repairs to roof at Parks Department Equipment Barn to Parsons Commercial Roofing, Inc. via TIPS Purchasing Cooperative, as per staff recommendation. (Purchasing Director).

Mr. Mason stated that his item authorizes the installation of a new rood at the Equipment Barn at Dick Kleberg Park. The replacement roof will be done with 7/16" (1/2" performance class) Oriented Strand Board (OSB) decking with 30 lb. felt and 30 year dimensional shingles. Installation will be \$20,518.00 from 033-5-4503-71300, Equipment Barn Improvements of which \$25,000 is available.

11. Consider final passage of an ordinance amending Chapter XV, Article 5, Historical Districts and Landmarks, Sections 15-5-17 through 15-5-33, providing for a revised application and permit approval process. (Planning & Development Services Director).

Mr. Ginter, stated that as per concerns from staff, staff is proposing that the following language be deleted from Section 15-5-20 which states "or appropriated resident of the municipality entity".

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

VI. Adjournment.

There being no further business to come before the City Commission, the meeting was adjourned at 6:57 P.M.

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, TRMC, City Secretary

CONSENT AGENDA

AGENDA ITEM #1

City of Kingsville
Department of Planning and Development Services

TO: Mayor and City Commissioners

CC: Jesus A. Garza, City Manager

FROM: Tom Ginter, Director

DATE: June 3, 2016

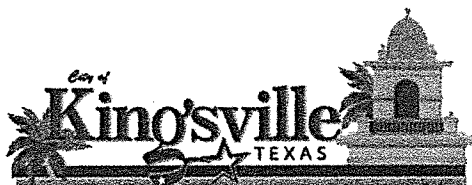
SUBJECT: Special Use Permit Request for 1220 E. Corral

Summary: Fabrizio Martello is requesting a special use permit for 1220 E. Corral.

Background: There has been a storage business at this property for some time. In fact there was a mobile home on the property prior to the ordinance concerning mobile homes so it was grandfathered in at that time. Mr. Martello has stated that for a period of time though the mobile home was not being lived in for some time so consequently the use is no longer grandfathered. He wants to have somebody live in the mobile home because when someone wasn't vandalism increased and since someone has been living in it the vandalism has stopped. There was discussion on the condition of the mobile home since it is an older one. A motion was made to approve the special use permit request from Fabrizio Martello and it was approved 5 to 2.

Financial Impact: I believe there will be minimal financial impact to the city.

Recommendation: Again taking into account the appearance of Corral Street with the ordinance as written and the desire for security on site to help with the business I recommend approval of the special use permit request from Fabrizio Martello.



ORDINANCE #2016-_____

AMENDING THE ZONING ORDINANCE BY GRANTING A SPECIAL USE PERMIT TO PLACE A MOBILE HOME AT CORRAL, BLOCK 23, LOT 1, 2 (CORRAL STORAGE) KNOWN AS 1220 E. CORRAL; AMENDING THE COMPREHENSIVE PLAN TO ACCOUNT FOR ANY DEVIATIONS FROM THE EXISTING COMPREHENSIVE PLAN; PROVIDING FOR PUBLICATION;

WHEREAS, the Planning and Zoning Commission has forwarded to the City Commission its reports and recommendations concerning the application of Fabrizio Martorello, for amendment to the zoning map of the City of Kingsville with the request based on City Code sections 15-6-23(C)(10) and 15-2-3(E) as this property is zoned I1 (light industrial);

WHEREAS, with proper notice to the public, public hearings were held on Wednesday, May 18, 2016, during a meeting of the Planning and Zoning Commission, and on Monday, June 13, 2016, during a meeting of the City Commission, in the Commission Chambers, at City Hall, in the City of Kingsville, during which all interested persons were allowed to appear and be heard; and

WHEREAS, a majority of the Planning Commission by a 5-2 vote APPROVED the requested rezone; and

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

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

SECTION 1. That the Zoning Ordinance of the City of Kingsville, Texas, is amended and a Special Use Permit is granted for a Mobile Home on the premises known as 1220 E. Corral as more specifically describe on site plan attached as Exhibit A.

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

1. **ALLOWED USE:** The only use authorized by this Special Use Permit is as a Mobile Home for onsite joint commercial & residential purposes or for strictly commercial purposes.

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

3. **SPECIAL CONDITION:** (3.1) The applicant shall obtain all required licenses for

operating the business and permits for building, fire and health thereby meeting all adopted codes to operate said business, and shall cooperate with all annual fire safety, health, and sanitation inspections, in order to maintain compliance with state and city regulations for a storage (rental) facility. (3.2) All activity on site shall be in complete compliance of all City codes, especially the nuisance, fire, building and zoning codes.

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

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

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

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

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

INTRODUCED on this the 13th day of June, 2016.

PASSED AND APPROVED on this the 27th day of June, 2016.

EFFECTIVE DATE: _____

THE CITY OF KINGSVILLE

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

By: _____
Courtney Alvarez, City Attorney



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FINANCE**
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361-516-0111
www.toledocorp.com

PUBLIC HEARING NOTICE

The Planning & Zoning Commission of the City of Kingsville will hold a Regular Meeting Wednesday, May 18, 2016 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:

Fabrizio Martorello, owner, requesting a special use permit to place a mobile home at CORRAL, BLOCK 3, LOT 1, 2, (CORRAL STORAGE) (CORRAL STORAGE) also known as 1220 E. Corral.

The meeting will be held at City Hall, 200 East Kleberg, in the City Commission Chambers. If you have any questions about the items on the agenda, please contact the Planning Department at (361) 595-8055.

PUBLIC HEARING NOTICE

The City Commission of the City of Kingsville will hold a Public Hearing Monday May 23, 2016 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:

Fabrizio Martorello, owner, requesting a special use permit to place a mobile home at CORRAL, BLOCK 3, LOT 1, 2, (CORRAL STORAGE) (CORRAL STORAGE) also known as 1220 E. Corral. The meeting will be held at City Hall, 200 East Kleberg, in the City Commission Chambers. If you have any questions about the items on the agenda, please contact the City Secretary at (361) 595-8002.

PUBLIC HEARING NOTICE

The Planning & Zoning Commission of the City of Kingsville will hold a Regular Meeting Wednesday, May 18, 2016 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:

Jose Luis Perez, Jr., requesting a special use permit to place a mobile home at CORRAL, BLOCK 2, LOT 18, ACRES .2525 also known as 1100 E. Corral.

The meeting will be held at City Hall, 200 East Kleberg, in the City Commission Chambers. If you have any questions about the items on the agenda, please contact the Planning Department at (361) 595-8055.

PUBLIC HEARING NOTICE

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Jose Luis Perez, Jr., requesting a special use permit to place a mobile home at CORRAL, BLOCK 2, LOT 18, ACRES .2525 also known as 1100 E. Corral.

The meeting will be held at City Hall, 200 East Kleberg, in the City Commission Chambers. If you have any questions about the items on the agenda, please contact the City Secretary at (361) 595-8002.

*Published April 17, 2016
Kingsville Record*

CITY OF KINGSVILLE

200 E. Kleberg Avenue
Planning & Development Services Dept.
Planning & Zoning Division

Kingsville, Texas 78363
Phone: (361) 395-8055
Fax: (361) 395-8065

Master Land Use Application

PROPERTY INFORMATION: (Please PRINT or TYPE)

Project Address 1220 E. Corral Located in the City ETJ

(Proposed) Subdivision Name _____ Total number of Lots _____

Legal Description: CORRAL, BLOCK 3, LOT 1,2, (CORRAL STORAGE) (CORRAL STORAGE)

Existing Zoning Designation _____ Future Land Use Designation _____

OWNER/APPLICANT INFORMATION: (Please PRINT or TYPE)

Applicant/Authorized Agent Fabrizio Martorello Phone 914-470-6960 FAX _____

Email Address (for project correspondence only): 3fab17@gmail.com

Mailing Address 614 W. Richard Ave City Kingsville State TX Zip 78363

Property Owner Fabrizio Martorello Phone _____ FAX _____

Email Address (for project correspondence only): _____

Mailing Address _____ City _____ State _____ Zip _____

Select appropriate request(s) for which approval is sought. Attach appropriate checklist(s) with this application.

<input type="checkbox"/> Annexation Request.....No Fee	<input type="checkbox"/> Preliminary Plat.....Fee Varies
<input type="checkbox"/> Administrative Appeal (ZBA).....\$250.00	<input type="checkbox"/> Final Plat.....Fee Varies
<input type="checkbox"/> Comp. Plan Amendment Request.....\$250.00	<input type="checkbox"/> Minor Plat.....\$100.00
<input type="checkbox"/> Re-zoning Request.....\$250.00	<input type="checkbox"/> Re-plat.....\$200.00
<input checked="" type="checkbox"/> SUP Request/Renewal.....\$250.00	<input type="checkbox"/> Vacating Plat.....\$50.00
<input type="checkbox"/> Zoning Variance Request (ZBA).....\$250.00	<input type="checkbox"/> Conceptual Development Plat.....\$100.00
<input type="checkbox"/> PUD Request.....\$250.00	<input type="checkbox"/> Subdivision Variance Request.....\$25.00 ea
<input type="checkbox"/> Lot Line Adjustment Plat.....\$100.00	<input type="checkbox"/> Amending Plat.....\$100.00

Please provide a basic description of the proposed project:

Requesting special use permit for mobile home for
office use / security / caretaker

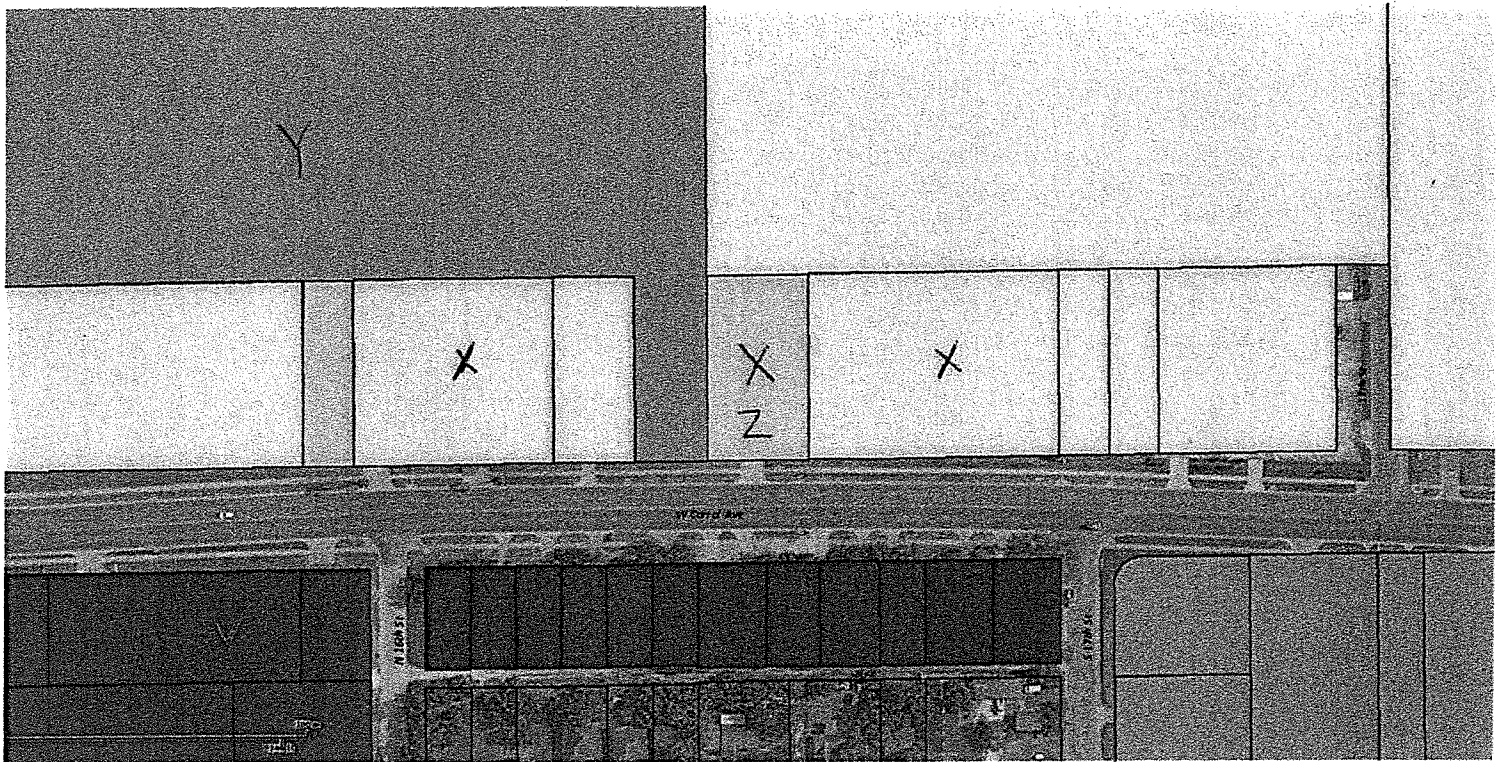
I hereby certify that I am the owner and/or duly authorized agent of the owner for the purposes of this application. I further certify that I have read and examined this application and know the same to be true and correct. If any of the information provided on this application is incorrect the permit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

Applicant's Signature: Fabrizio Martorello Date: 4/14/2016

Property Owner's Signature: Fabrizio Martorello Date: 4/14/2016

Application and Fee Accepted by: _____ Date: _____

1220 E. Corral



X - property zoned I1 - Light Industrial

XZ - property in question

Y - property zoned C2 - Retail

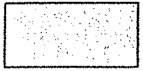
V - all of that property in that color
zoned C4 - Commercial

1220 E Corral

Legend



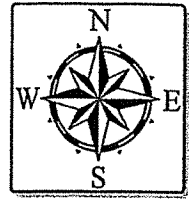
City Limits



1220 E Corral



200 Ft Buffer



14203

13883

24074

25595

24509

W Corral Ave

N 16th St

S 17th St

E Mesquite Ave

24612 17035 25361 17785 20523 21126 21766 14772 13446

0 140 280 560 Feet

Document Path: \\SAM\Engineering and Public Works\Engineering\GIS Techs\WAPSWAP_DOCUMENTS\Arc_City_Address_Assign_Map_8.5x11.mxd

Page
1/1

Drawn By:
Engineering Department

Last Update: 4/15/2016

Note:

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
ENGINEERING DEPARTMENT
200 East Kleberg
Kingsville, Texas 78363
Office: 361-595-8005
Fax: 361-595-8005

1100 E. Corral - Jose Luis Perez, Jr.

PAUL WEST
489 N COUNTY ROAD 1050
KINGSVILLE, TX 78363-8923
#13883 & #17146

PAUL WEST
489 N COUNTY ROAD 1050
KINGSVILLE, TX 78363-8923
#17146

JOSE VILLARREAL
2105 E LOTT
KINGSVILLE, TX 78363
#24074

JUAN GONZALEZ
720 E MESQUITE
KINGSVILLE, TX 78363
#24778

BENNIE JEAN GONZALES
808 W 2ND
BISHOP, TX 78343-2010
#24132

KARLA TERESA CHAPA
2003 CARLA
ZAPATA, TX 78076-2928
#23843

FRANCISCO LONGORIA
1205 E CORRAL
KINGSVILLE, TX 78363-4058
#16279

1220 E. Corral - Fabrizio Martorelli

DANIEL ROSAS
PO BOX 306
KINGSVILLE, TX 78364-0306
#25595

PAUL WEST
489 N COUNTY ROAD 1050
KINGSVILLE, TX 77363-8923
#13883, #14203, #24509

JOSE VILLARREAL
2105 E LOTT
KINGSVILLE, TX 78363
#24074

SOFIA LORRETTA SALDANA
1211 E CORRAL
KINGSVILLE, TX 78363
#24612 & #17035

FRANK SALDANA
1219 E CORRAL
KINGSVILLE, TX 778363
#25361 & #17785

JUAN RAMIREZ
220 W RICHARD
KINGSVILLE, TX 78363
#20523

BALDEMAR ESCAMILLA
1233 E CORRAL
KINGSVILLE, TX 78363
#21126

ARTURO HINOJOSA
5206 CREEKLINE
AUSTIN, TX 78745-2227
#21766

ARMIN HINOJOSA
1241 E CORRAL
KINGSVILLE, TX 78363
#14772

RAMON ALVAREZ
919 W AVE I
KINGSVILLE, TX 78363
#13446

Sunday's Paper- May 15, 2016

PUBLIC HEARING NOTICE

The City Commission of the City of Kingsville will hold a Public Hearing Monday June 13, 2016 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:

Fabrizio Martorello, owner, requesting a special use permit to place a mobile home at CORRAL, BLOCK 3, LOT 1, 2, (CORRAL STORAGE) (CORRAL STORAGE) also known as 1220 E. Corral.

The meeting will be held at City Hall, 200 East Kleberg, in the City Commission Chambers. If you have any questions about the items on the agenda, please contact the City Secretary at (361) 595-8002.

Sec. 15-6-23. - Mobile home district (MH) and mobile home on individual lots.

- (A) *Area regulations.* The minimum lot area for a mobile home/manufactured home district shall be five acres.
- (B) *Yard and width regulations.* Yard, width and layout for mobile home/manufactured home parks as indicated on the Space Requirement Chart (Appendix B) shall be complied with.
- (C) *Mobile homes/manufactured homes and mobile home/manufactured home park regulations.* Mobile home/manufactured home parks and mobile homes/manufactured homes shall meet the following requirements:
- (1) Minimum individual mobile home/manufactured home space or lot of 25 feet in width and a minimum area of 3,000 square feet.
 - (2) A minimum separation of 15 feet shall be maintained between all mobile homes/manufactured homes. End to end clearance shall not be less than ten feet. No mobile home/manufactured home may be nearer than ten feet to any building.
 - (3) A strip 15 feet in width around the outside boundary of the mobile home/manufactured home park which is planted to screening shrubs and trees or fencing or both, as recommended by the City Planner and approved by the Planning and Zoning Commission in site plan approval.
 - (4) A playground or open space of not less than 10% of the total area of the development set aside for recreational purposes and equipped adequately.
 - (5) The mobile home/manufactured home park shall be approved with sewer and water facilities for mobile home space as approved by the City Engineer.
 - (6) Street shall conform to municipal design and engineering standards.
 - (7) Site plan shall be approved of the mobile home/manufactured home park by the Planning and Zoning Commission and City Commission.
 - (8) Mobile homes/manufactured homes shall comply with the tie down requirements of the Building Code. Mobile home/manufactured home parks shall provide anchors and tie downs.
 - (9) Mobile homes/manufactured homes placed on individual lots shall have wheels removed, be skirted, and have concrete driveways and adequate space to meet off-street parking regulations.
 - X (10) Mobile homes/manufactured homes may be placed in Industrial Districts (I1 and I2) for offices or dwellings by special use permit. No more than one mobile home/manufactured home per business may be so placed.
 - (11) All parking lots shall be paved to suppress dust.

(1962 Code, § 11-4-5; Ord. 84009, passed 6-18-84; Ord. 2003-11, passed 5-12-03)

Cross reference— Penalty, see § 15-6-999; trailers and trailer parks, see §§ 15-2-1 et seq.

Sec. 15-2-3. - Temporary permit; special use permit.

- (A) The Planning and Zoning Commission, in cases of an emergency or undue hardship, may grant a temporary permit for the location of a manufactured home to be used for one family dwelling within the corporate limits of the city.
- (B) Such permit shall be a personal permit to the applicant and shall be considered as an amendment to the zoning ordinances insofar as the special use is concerned. In granting a special use permit, special conditions may be required precedent to the issuance of a certificate of occupancy for the use of the property, and not as conditions precedent to the issuance of the special use permit. Such permit shall not be transferable and shall expire immediately upon cessation of use by the grantee and is subject to the following restrictions:
 - (1) Hardships must be demonstrated due to age, infirmity, or death of a family member.
 - (2) Permit is limited to one year.
 - (3) Permit may be renewed by demonstrating continued hardship.
 - (4) The manufactured home must be removed within 90 days of the expiration of the permit.
- (C) A public hearing shall be held to determine that the granting of the special use permit will not adversely affect the character, use or monetary value of surrounding property; does not modify the intent of the land use plan or zoning plan; and will not adversely affect traffic, safety, health, public utilities and general welfare.
- (D) All special use permit applications shall be accompanied by a fee of \$250.00 as stated in § 15-6-4 (A) of the Zoning ordinance. A special use permit may not be issued for a manufactured home to be located in any residential zone for any commercial purpose; ex. a model home in R-1. A special use permit may be issued for a manufactured office in residential zonings.
- ✕ (E) Manufactured homes may also be placed in Industrial Districts (I-1 and I-2) for offices or dwellings by special use permit. No more than one mobile home or manufactured home per business may be so placed. Manufactured homes may not be placed in residential zones for temporary commercial purposes.

(1962 Code, § 5-9-23; Ord. 2003-09, § 15-2-3, passed 4-28-03; Ord. 2006-32, passed 7-10-06)

Secs. 15-2-4—15-2-14. - Reserved.

6. **Discuss and Consider Action for a special use permit for Jose Luis Perez, Jr., to place a mobile home at CORRAL, BLOCK 2, LOT 18, ACRES .2525 also known as 1100 E. Corral.**

Tom Ginter explained to the board that mobile homes are allowed in properties zoned Industrial (I1 and I2), referring to ordinance Section 15-6-23 (10) "mobile homes/manufactured homes may be placed in Industrial (I1 and I2) for offices or dwellings by special use permit. Mr. Ginter wanted to make sure the board understood if the special use permit is approved it will apply only for this request and once the mobile home is removed from this property the special use permit will no longer apply. Debbie Tiffie asked if a special use permit is requested it is only good for one year. Mike Klepac also asked if we approve this special use permit today, then 365 days later he will have to vacate or come before the Planning and Zoning Commission again. Mr. Ginter replied correct. Mrs. Tiffie also asked that her understanding was that mobile homes were only allowed in mobile home parks. Mr. Ginter replied that they are allowed in Industrial Districts (I1 and I2). Lupe Alvarez stated that the Planning and Zoning Committee have issued too many special use permits. Mrs. Tiffie stated that according to his application he is requesting this mobile home for further business purposes. Mr. Ginter replied that Mr. Perez can have a business depending on the type of business and if the Land Use Chart allows it. Brian Coufal asked Mr. Perez what type of business he plans on having. Mr. Perez replied he has not decided yet maybe some type of custom wood working shop but is waiting to see what this commission decides. Mr. Coufal stated that he would be more incline if it was for a specific business purpose. Mrs. Tiffie stated that it sounds like Mr. Perez wants to make this his permanent residency because he wants to plant trees and remodel. Steve Zamora replied that according to the ordinance it's allowed. Mr. Ginter replied that according to the ordinance mobile home can be used for dwellings in an area zoned as I1 (Industrial). Discussion was held on the interpretation of Section 15-6-23. Jesus Garza, the City Manager stated to the board that this land is not developed and the economic benefit of having someone run water, sewer, electrical services to the property that currently does not have infrastructure regardless of the owners plans with the property the benefit to the community would be one more developable property. Mr. Perez stated that he has the money to run the water, sewer, and electrical services. Selina Perez co-owner of the property addressed the board stating that this property would be a starting point for her brother where he can remodel it for some type of business and eventually have a home somewhere else. Mr. Zamora asked Mr. Perez if the property size is .2525. Mr. Perez replied yes. Mr. Zamora added that he is limited on space with a quarter of an acre. Robert McCreight made a motion to approve the special use permit for Jose Luis Perez, Jr., to place a mobile home at CORRAL, BLOCK 2, LOT 18, ACRES .2525 also known as 1100 E. Corral. Lupe Alvarez second. 0 in favor, 7 opposed.

7. **Public Hearing for a special use permit for Fabrizio Martorello, to place a mobile home at CORRAL, BLOCK 3, LOT 1, 2, (CORRAL STORAGE) (CORRAL STORAGE) also known as 1220 E. Corral.**

Fabrizio Martorello currently living at 614 W. Richard stated to the board he currently has 38 storage units called Safe Trust Storage and has been in business for about 15 years at 1220 E. Corral. Mr. Martorello further stated that the mobile home has always been at

this location but is requesting a special use permit to have someone live in it that will provide security and help with running the business, at the same time he is helping a couple who are down on their luck. Mr. Martorello added that he has had several breaks when no one was living on site. Lupe Alvarez asked Mr. Martorello if his intention was to remove the mobile home that is currently there and replace it with a new one. Mr. Martorello replied no. Mrs. Tiffie asked if the mobile home was already there why is Mr. Martorello applying for a special use permit because he would fall under the grandfather clause. Mr. Ginter replied because the mobile home was not used that cuts off the grandfather clause. Discussion was held on Mr. Martorello putting a more permanent building there. Mr. Martorello will get with Mr. Ginter to discuss what options are available to him.

✕ 8. Discuss and Consider Action for a special use permit for Fabrizio Martorello to place a mobile home at (CORRAL STORAGE) (CORRAL STORAGE) also known as 1220 E. Corral.

Debbie Tiffie made a motion to approve the special use permit for a one year time period in order to give him time to discuss his options for the future. Lupe Alvarez second. 5 in favor, 2 opposed.

9. Discuss and Consider Action concerning the number of monthly meetings, expectations, terms of members and attendance.

Mr. Garza informed the board that one of the things that has been a priority in coordination with the commission is trying to reassess the development review process. And one of the perceptions is that the city is not business friendly. Mr. Garza further informed the board that the way the meetings are scheduled does not help the process, because the city has to have 15 days prior to consider any special use permits or variance requests. And what happens sometimes is that these requests come in 14 days prior to the regularly scheduled meeting, so they have to wait another month before it is presented before a committee. This will total about 40 to 45 days before it is presented to a committee then it has to be presented to the City Commission. If it's a zoning request it has to be an ordinance and in our charter ordinances have to be introduced and then adopted, so they will take two City Commission meetings. Because of this Mr. Garza recommended that this board permanently schedule two Planning and Zoning meetings per month, the first and third Wednesday of each month. Mr. Garza also informed the board that they are revisiting some of the language related to the responsibilities and expectations for board/commission/committee members. For example, on Section 3-3-1 where it states "the absence of a member from three consecutive regularly scheduled meetings without a valid excuse shall be grounds for dismissal from such board, commission or committee. Everyone has a different interpretation of valid excuse. This will remove some of the ambiguity behind it so that the commission has more flexibility on holding commission members accountable. Mr. Garza stated that he is aware of several committee members term expiring sometime in June, and because of the change in language this would be a great opportunity of each member to determine if they are committed and willing to serve within the new parameters of the expectations. Mr. Garza added this will assist with the goal of a business friendly environment. Mr. Garza informed the board that the Planning and Permit Departments will be housed at the

AGENDA ITEM #2

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

TO: Mayor and City Commissioners
FROM: Jesus A. Garza, City Manager
DATE: June 8, 2016
SUBJECT: Kingsville Chamber of Commerce Donation

Summary:

This item authorizes the acceptance and appropriation of a \$730 donation from the Kingsville Chamber of Commerce.

Background:

On May 26, 2016, the Kingsville Chamber of Commerce hosted the State of the City luncheon. This year's event raised \$730 which will be donated to the City of Kingsville for landscaping at the new City Hall Complex.

Financial Impact:

This budget amendment will accept the \$730 donation in the General Fund and transfer it to CO Series 2016 where the current landscaping project funds are budgeted.

Recommendation:

Staff is recommending the FY 15-16 budget be amended to include the \$730 donation from the Kingsville Chamber of Commerce.



ORDINANCE NO. 2016-_____

AN ORDINANCE AMENDING THE FISCAL YEAR 2015-2016 BUDGET TO ACCEPT AND EXPEND DONATIONS FROM THE KINGSVILLE CHAMBER OF COMMERCE.

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 2015-2016 budget be amended as follows:

**CITY OF KINGSVILLE
DEPARTMENT EXPENSES
BUDGET AMENDMENT**

Dept. No.	Department Name:	Account Name:	Account Number:	Budget Increase	Budget Decrease
--------------	---------------------	------------------	--------------------	--------------------	--------------------

Fund 001 General Fund

Revenues

4-0000		Donations	72030	<u>\$730</u>	
--------	--	-----------	-------	--------------	--

Expenses

5-6900		Transfer Out to Fund 033	80033	<u>\$730</u>	
--------	--	--------------------------	-------	--------------	--

Fund 033-CO Series 2016

Revenues

4-0000		Transfer In from Fund 001	75001	<u>\$730</u>	
--------	--	---------------------------	-------	--------------	--

Expenses

5-1030		City Hall Complex Improvements	71217	<u>\$730</u>	
--------	--	-----------------------------------	-------	--------------	--

[To amend the City of Kingsville FY 15-16 General Fund Budget to accept and expend donations from the Kingsville Chamber of Commerce for landscaping at the new City Hall Complex as per the attached memo from the City Manager.]

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 13th day of June, 2016.

PASSED AND APPROVED on this the 27th day of June, 2016.

EFFECTIVE DATE: _____

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney

REGULAR AGENDA

AGENDA ITEM #3

RESOLUTION #2016-_____

**A RESOLUTION OF THE CITY OF KINGSVILLE SUPPORTING REGULATIONS
FOR RESPONSIBLE STANDARDS AND PLACEMENT OF WIND FARMS.**

WHEREAS, the City of Kingsville is the county seat of Kleberg County, Texas and home to Naval Air Station-Kingsville (NASK) which trains half of all tactical fighter pilots for the U.S. Navy;

WHEREAS, there have recently been, and there almost certainly will be in the future, companies entering into and attempting to enter into options for long-term lease agreements with landowners in Kleberg County for the purpose of erecting wind turbines (wind farms) on the scenic landscapes of our community; and

WHEREAS, according to the Electric Reliability Council of Texas (ERCOT), the Kleberg County area is ranked high on the scale of potential sites due to the amount of wind generated along the Gulf Coast, which has resulted in interest in and around Kleberg County and neighboring Nueces and Kenedy Counties; and

WHEREAS, the City Commission of the City of Kingsville is concerned about the potential impact large wind farms could have on the roads bridges, and drainage infrastructure and on the scenic vistas of the area; and

WHEREAS, the construction of such industrial wind farms could impact the peaceful existence that the residents of Kingsville and the surrounding area which people have come to enjoy over the years; and

WHEREAS, the City of Kingsville is concerned with electromagnetic interference with navigation radar at NASK attributable to wind turbines (wind farms) as the industrial wind turbines create a disturbance on air traffic control radar that hinders flight operations; and

WHEREAS, the disruption of flight operations at the local base could result in the relocation of the local military flight training mission at Naval Air Station Kingsville, which would be devastating to the economy of our community as the base has an estimated economic impact to our community of over \$400 million per year and to the State as well; and

WHEREAS, the Kingsville City Commission is concerned about the potential impact industrial wind farms could have on the environmental integrity and wildlife of the area, including the potential for abandoned turbines by unregulated companies that would become costly to clean up and would ultimately scar the rural areas of the county as there are currently no post-production clean up requirements; and

WHEREAS, construction of such industrial wind farms could destroy the peaceful existence of the quality of life the residents of Kleberg County have come to enjoy

over the years by generating noise from the turbines and by creating "shadow, strobe or flicker" effects; and

WHEREAS, no federal or state laws specifically protect the property rights of landowners adjacent to wind farms; and

WHEREAS, it is widely accepted by professional appraisers and members of the real estate community that land values where industrial wind farms are built and the land of the adjoining property owners are very likely to be devalued, resulting in economic loss for the property owners and in reduced tax base for the County and local school district; and

WHEREAS, the City of Kingsville, along with Naval Air Station-Kingsville and Kleberg County, completed a joint land use study in 2006 to promote compatible land use development in the areas surrounding NASK and to develop strategies to mitigate future development of wind farms and other incompatible land use; and

WHEREAS, the construction of wind farms in adjoining counties cannot be regulated by the City or any county even though those farms can cause electromagnetic interference with radar and disrupt flight operations at NASK whose economic impact to our community and State and whose benefit to our country is far greater than that of a wind farm that can be relocated to a less impactful area or at least be regulated; and

WHEREAS, a proposed wind farm by APEX Wind Energy Holdings, LLC is being considered for development in the Chapman Ranch area of adjoining Nueces County and the Nueces County Commissioners Court is in opposition to that development as stated in a resolution they previously adopted and the City is opposed to the development due to all of the reasons stated herein including the potential negative impact on radar and flight operations at NAS-Kingsville.

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

1. Is opposed to the APEX Wind Energy Holdings, LLC, development of the Chapman Ranch Wind Farm for the reasons stated herein.
2. Desires to see regulation at both the state and local levels which at a minimum requires the permitting of wind farms to ensure appropriate measures are taken to relieve concerns related to their proximity to air flight installations and city growth patterns and post-production clean up.
3. Urges the State Legislature to study and implement reasonable controls on the placement of wind farms.

PASSED AND APPROVED by a majority vote of the City Commission on the 27th day of June, 2016.

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney

AGENDA ITEM #4

**City of Kingsville
Parks & Recreation**

TO: Mayor and City Commissioners

CC: Jesus A. Garza, City Manager

FROM: Susan Ivy, Parks Manager

DATE: June 3, 2016

SUBJECT: Receipt of Donations to Parks & Recreation

Summary: The Parks & Recreation Department requests your approval to receipt and record donations received for assistance with summer programming from various donors.

Background: In order to provide quality programming during out of school summer months to kids in Kingsville the Parks & Recreation Department continually seeks opportunities to partner with local businesses, non-profits and grant opportunities to assist with funding of our programming. We have received various contributions for assistance with our Summer Programming which is detailed below. Just a note regarding Outdoor Movie contributions – Kingsville Publishing Company will also be donating ads for each of our Outdoor Movie Events.

Financial Impact: These donations will increase our programming funding by \$4,380.00.

\$990.00 Brookshire Foundation Swim Team
\$990.00 Brookshire Foundation Summer Track Team
\$750.00 Fit 24 gym Cinema Summer Sponsor
\$300.00 The Tanning Bar Cinema Summer Sponsor
\$250.00 Fugate Law Firm – STEM Camp
\$200.00 Cherry Tree – Swim Team
\$200.00 Scholtzkys Deli – Swim Team
\$200.00 ML Cook Inc. – Swim Team
\$50.00 Swimmin' Stuff – Swim Team
\$200.00 Quail Country Realty – Swim Team
\$250.00 Agri Life Extension 4H - Cinema Summer Sponsor

\$4380.00 Total Donations

Recommendation: I respectfully request that the City Commission authorize the receipt of these donations to be used in the manner for which they were donated and approve the budget amendment that supports their recording.



AGENDA ITEM #5

**City of Kingsville
Police Department**

TO: Mayor and City Commissioners

CC: Jesus A. Garza, City Manager

FROM: Ricardo Torres, Chief of Police

DATE: June 11, 2016

SUBJECT: Acceptance of Donation from Kingsville Area Educators Federal Credit Union

Summary:

The police department is requesting approval for the acceptance of a monetary donation to be used to purchase medical kits.

Background:

Our KPD officers have been providing information to some of our local banks and credit unions with regards to crime prevention. The Kingsville Area Educators Federal Credit Union has donated \$500.00 to the Kingsville Police Department to show their appreciation for the assistance provided by the officers. They have requested that these funds be spent on equipment for the officers of the department.

Financial Impact:

The equipment consists of 50 OFFICER MEDICAL KITS W/COMBAT GAUZA LE & SOFTT WIDE tourniquets. This will outfit every authorized police officer position of the department. The total cost for this project is \$5,557.50.

Total Expenditures would be \$5,557.50.

Recommendation:

We request that the donation be accepted to assist in defraying the cost of the medical kits.





Quote

Quote # 765

Quote Date 5/16/2016

Customer

KINGSVILLE POLICE DEPARTMENT

Ship To

P.O. No.	PO DATE	Rep	Terms	Ship Via	Lead Time
—	5/16/2016	LK	NET 30 DAYS	PPA	2-3 WEEKS
Item	Description	Ordered	UOM	Price Per	Total Price
OMK-03	OFFICER MEDICAL KIT w/ COMBAT GAUZE LE & SOFTT WIDE	50	EA	111.15	5,557.50

Prepared By: Courtney

Memo: ***SHIPPING NOT INCLUDED ON QUOTE***

Sub-Total	5,557.50
Shipping	0.00
Taxes	0.00
Total	5,557.50

AGENDA ITEM #6

**City of Kingsville
Police Department**

TO: Mayor and City Commissioners
CC: Jesus A. Garza, City Manager
FROM: Ricardo Torres, Chief of Police
DATE: June 10, 2016
SUBJECT: Budget Amendment

Summary:

The police department is requesting a resolution for application and acceptance of Homeland Security Grant Project #3146701

Background:

Continued smuggling along the border and up thru U.S. Hwy 77, a HIDTA corridor, have had connections to known terrorist groups and other special interest groups. With the purchase of 9 complete sets of night vision goggles, officers in the field will greatly enhance their ability to see in low light conditions since the officers do not know the intentions of those individuals they are pursuing in the dark. The ability to see in low light conditions will allow the officers to see the smugglers and or suspects before they are seen. The ability to see under low light conditions greatly enhances officer safety as well as greatly assist in the apprehension of those criminals.

Financial Impact:

The equipment consists of 9-WTNVC-TNV/PVS-14 w/L3 OMNI VIII 9-Norotos MILSPEC USGI MICH Helmet Mounting Assembly. The Coastal Bend Council of Governments has approved the amount of \$27,000.00 in grant funds for the project with no matching funds by the City of Kingsville.

Total Grant Fund Expenditures would be \$27,000.00.

Recommendation:

We request approval of the resolution as presented.



RESOLUTION NO. 2016-_____

A RESOLUTION AUTHORIZING THE CITY TO SUBMIT AN APPLICATION TO THE OFFICE OF THE GOVERNOR FOR A HOMELAND SECURITY GRANT FOR THE PURPOSE OF REQUESTING GRANT FUNDING ON BEHALF OF THE CITY FOR NIGHT VISION EQUIPMENT FOR LAW ENFORCEMENT PERSONNEL FOR THE KINGSVILLE POLICE DEPARTMENT WITH NO ANTICIPATED CASH MATCH.

WHEREAS, the City Commission of the City of Kingsville finds it in the best interest of the citizens of Kingsville, that the Kingsville Police Department participate in an application to the Office of the Governor via the Coastal Bend Council of Governments for the Homeland Security Grant Program for grant monies for night vision equipment for law enforcement personnel for FY2016-2017; and

WHEREAS, the City agrees to provide the applicable matching funds for the said project, if any, as required by the Office of the Governor for the Homeland Security Grant Program grant application; and

WHEREAS, the City agrees that in the event of loss or misuse of the Office of the Governor grant funds, the City of Kingsville City Commission assures that the funds received through the grant will be returned to the Office of the Governor in full;

WHEREAS, the City Commission of the City of Kingsville designates the Kingsville Chief of Police as the grantee's authorized official. The authorized official is given the power to apply for, accept, reject, alter or terminate the grant on behalf of the applicant agency.

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

I.

THAT the City Commission of the City of Kingsville approves the submission of the grant application for the Homeland Security Grant Program for night vision equipment for law enforcement personnel to the Office of the Governor.

II.

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

PASSED AND APPROVED by a majority vote of the City Commission the 27th day of June, 2016.

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM

Courtney Alvarez, City Attorney

AGENDA ITEM #7

**City of Kingsville
Parks & Recreation**

TO: Mayor and City Commissioners

CC: Jesus A. Garza, City Manager

FROM: Susan Ivy, Parks Manager

DATE: June 3, 2016

SUBJECT: Receipt of Donations to Parks & Recreation

Summary: The Parks & Recreation Department requests your approval to receipt and record donations received for assistance with summer programming from various donors.

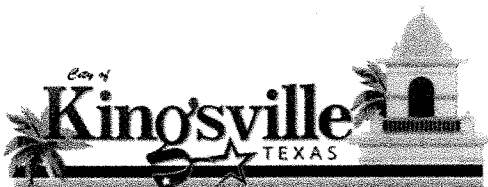
Background: In order to provide quality programming during out of school summer months to kids in Kingsville the Parks & Recreation Department continually seeks opportunities to partner with local businesses, non-profits and grant opportunities to assist with funding of our programming. We have received various contributions for assistance with our Summer Programming which is detailed below. Just a note regarding Outdoor Movie contributions – Kingsville Publishing Company will also be donating ads for each of our Outdoor Movie Events.

Financial Impact: These donations will increase our programming funding by \$4,380.00.

\$990.00 Brookshire Foundation Swim Team
\$990.00 Brookshire Foundation Summer Track Team
\$750.00 Fit 24 gym Cinema Summer Sponsor
\$300.00 The Tanning Bar Cinema Summer Sponsor
\$250.00 Fugate Law Firm – STEM Camp
\$200.00 Cherry Tree – Swim Team
\$200.00 Scholtzky's Deli – Swim Team
\$200.00 ML Cook Inc. – Swim Team
\$50.00 Swimmin' Stuff – Swim Team
\$200.00 Quail Country Realty – Swim Team
\$250.00 Agri Life Extension 4H - Cinema Summer Sponsor

\$4380.00 Total Donations

Recommendation: I respectfully request that the City Commission authorize the receipt of these donations to be used in the manner for which they were donated and approve the budget amendment that supports their recording.



ORDINANCE NO. 2016- _____

AN ORDINANCE AMENDING THE FISCAL YEAR 2015-2016 BUDGET TO ACCEPT AND EXPEND DONATIONS FOR THE PARKS DEPARTMENT FOR SUMMER PROGRAMS.

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 2015-2016 budget be amended as follows:

**CITY OF KINGSVILLE
DEPARTMENT EXPENSES
BUDGET AMENDMENT**

Dept. No.	Department Name:	Account Name:	Account Number:	Budget Increase	Budget Decrease
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Fund 001 General Fund

Revenues

4-4503 Parks	Park Donations	58003	\$4,380	
			<u>\$4,380</u>	

Expenses

5-4503 Parks	Recreational Programs	31499	\$4,380	
			<u>\$4,380</u>	

[To amend the City of Kingsville FY 15-16 General Fund Budget to accept and expend Parks donations received from various donors to assist with summer programming as per the attached memo from the Parks Manager.]

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 27th day of June, 2016.

PASSED AND APPROVED on this the 11th day of July, 2016.

EFFECTIVE DATE: _____

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney

AGENDA ITEM #8

**City of Kingsville
Police Department**

TO: Mayor and City Commissioners
CC: Jesus A. Garza, City Manager
FROM: Ricardo Torres, Chief of Police
DATE: June 11, 2016
SUBJECT: Request for Budget Amendment

Summary:

The police department is requesting a budget amendment in the amount of \$5,008.00 to be used to purchase medical kits.

Background:

As you may recall two KPD officers were able to save the life of one of our citizen's, recently, by providing immediate medical care at a major accident scene. KPD is partnering with TAMUK PD to provide Self Aid Buddy Aid training to our police officers. Officers will have the training and equipment to be able to assist not only our citizens, other officers but also themselves should circumstances dictate that immediate care is needed.

Financial Impact:

The equipment consists of 50 OFFICER MEDICAL KITS W/COMBAT GAUZA LE & SOFTT WIDE tourniquets. This will outfit every authorized police officer position of the department. The total cost for this project is \$5,557.50. We are requesting \$5,008.00 to be used to cover the cost of the medical kits.

Total Expenditures would be \$5,557.50

Recommendation:

We request that the budget amendment be approved to cover the cost of the medical kits.





Quote

Quote # 765
Quote Date 5/16/2016

Customer
KINGSVILLE POLICE DEPARTMENT

Ship To

P.O. No.	PO DATE	Rep	Terms	Ship Via	Lead Time
—	5/16/2016	LK	NET 30 DAYS	PPA	2-3 WEEKS
Item	Description	Ordered	UOM	Price Per	Total Price
OMK-03	OFFICER MEDICAL KIT w/ COMBAT GAUZE LE & SOFTT WIDE	50	EA	111.15	5,557.50

Prepared By: Courtney
Memo: ***SHIPPING NOT INCLUDED ON QUOTE***

Sub-Total	5,557.50
Shipping	0.00
Taxes	0.00
Total	5,557.50

5310 Elm Street.Houston, Texas 77081

Tel: 713-723-6000 - Fax 713-723-6221

email:orders@ps-med.com

ORDINANCE NO. 2016-_____

AN ORDINANCE AMENDING THE FISCAL YEAR 2015-2016 BUDGET TO ACCEPT AND EXPEND DONATION FROM THE KINGSVILLE AREA EDUCATORS FEDERAL CREDIT UNION FOR POLICE OFFICER MEDICAL KITS.

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 2015-2016 budget be amended as follows:

CITY OF KINGSVILLE
DEPARTMENT EXPENSES
BUDGET AMENDMENT

Dept. No.	Department Name:	Account Name:	Account Number:	Budget Increase	Budget Decrease
<hr/>					
Fund 001 General Fund					
<u>Revenues</u>					
4-0000		Donations	72030	<u>\$500</u>	
<u>Expenses</u>					
5-2105		Medical Supplies	22400	<u>\$500</u>	

[To amend the City of Kingsville FY 15-16 General Fund Budget to accept and expend a donation from the Kingsville Area Educators Federal Credit Union to assist in the purchase of Officer Medical Kits as per the attached memo from the Chief of Police.]

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 27th day of June, 2016.

PASSED AND APPROVED on this the 11th day of July, 2016.

EFFECTIVE DATE: _____

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney

AGENDA ITEM #9

**City of Kingsville
Police Department**

TO: Mayor and City Commissioners

CC: Jesus A. Garza, City Manager

FROM: Ricardo Torres, Chief of Police

DATE: June 10, 2016

SUBJECT: Budget Amendment

Summary:

The police department is requesting a resolution for application and acceptance of Homeland Security Grant Project #3146701

Background:

Continued smuggling along the border and up thru U.S. Hwy 77, a HIDTA corridor, have had connections to known terrorist groups and other special interest groups. With the purchase of 9 complete sets of night vision goggles, officers in the field will greatly enhance their ability to see in low light conditions since the officers do not know the intentions of those individuals they are pursuing in the dark. The ability to see in low light conditions will allow the officers to see the smugglers and or suspects before they are seen. The ability to see under low light conditions greatly enhances officer safety as well as greatly assist in the apprehension of those criminals.

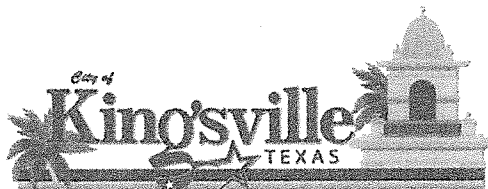
Financial Impact:

The equipment consists of 9-WTNVC-TNV/PVS-14 w/L3 OMNI VIII 9-Norotos MILSPEC USGI MICH Helmet Mounting Assembly. The Coastal Bend Council of Governments has approved the amount of \$27,000.00 in grant funds for the project with no matching funds by the City of Kingsville.

Total Grant Fund Expenditures would be \$27,000.00.

Recommendation:

We request approval of the resolution as presented.



ORDINANCE NO. 2016-_____

AN ORDINANCE AMENDING THE FISCAL YEAR 2015-2016 BUDGET TO INCLUDE HOMELAND SECURITY GRANT PROJECT #3146701 FOR POLICE DEPARTMENT.

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 2015-2016 budget be amended as follows:

CITY OF KINGSVILLE
DEPARTMENT EXPENSES
BUDGET AMENDMENT

Dept. No.	Department Name:	Account Name:	Account Number:	Budget Increase	Budget Decrease
Fund 080-Homeland Security Grant					
<u>Revenue</u>					
4-0000		State Grants	72010	<u>\$27,000</u>	
<u>Expenses</u>					
5-2100		Minor Equipment	21700	<u>\$27,000</u>	

[To amend the City of Kingsville FY 15-16 General Fund Budget to purchase night vision goggles for the Kingsville Police Department with Homeland Security Grant Project #3146701 as per the attached memo from the Chief of Police.]

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 27th day of June, 2016.

PASSED AND APPROVED on this the 11th day of July, 2016.

EFFECTIVE DATE: _____

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney

AGENDA ITEM #10

**City of Kingsville
Finance Department**

TO: Mayor and City Commissioners

CC: Jesus A. Garza, City Manager

FROM: Deborah Balli, Director of Finance

DATE: June 16, 2016

SUBJECT: Disaster Response Recovery Budget Amendment

Summary:

This item authorizes a budget amendment for the purchase of equipment to be used in an emergency power outage and costs associated with storm debris collection from the recently created Disaster Response Recovery Fund.

Background:

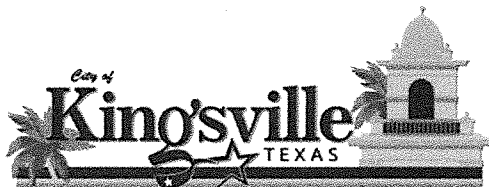
The City established a Disaster Response Recovery Fund that will hold yearly contributions in the event of disaster situations. After evaluating the needs after a recent storm, it was discovered that electrical transfer switches are needed at Public Works and the Landfill to ensure the facilities can function during emergency power outages and funds are needed to cover the expenses of storm debris collection.

Financial Impact:

This budget amendment will appropriate \$15,300 in equipment purchases and professional services-for clean-up events from the newly created Disaster Response Recovery Fund.

Recommendation:

Staff is recommending the FY 15-16 budget be amended to include the \$15,300 in expenditures in the Disaster Response Recovery Fund.



ORDINANCE NO. 2016- _____

AN ORDINANCE AMENDING THE FISCAL YEAR 2015-2016 BUDGET FOR THE PURCHASE OF GENERATOR EQUIPMENT AND STORM DEBRIS COLLECTION EXPENSES.

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 2015-2016 budget be amended as follows:

**CITY OF KINGSVILLE
DEPARTMENT EXPENSES
BUDGET AMENDMENT**

Dept. No.	Department Name:	Account Name:	Account Number:	Budget Increase	Budget Decrease
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Fund 099-Disaster Response Recovery Fund

Equity

2	Restricted-Disaster Response	61002			<u>\$15,300</u>
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Expenses

5-1603	Prof Svcs-Events & Clean Ups	31439	\$5,000	
5-1703	Minor Equipment	21700	\$3,000	
5-3020	Machinery/Equipment	71200	<u>\$7,300</u>	
			<u>\$15,300</u>	

[To amend the City of Kingsville FY 15-16 Disaster Response Recovery Fund Budget to purchase generator equipment and cover the costs of storm debris collection as per the attached memo from the Director of Finance.]

II.

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

III.

THAT if for any reason any section, paragraph, subdivision, clause, phrase, word or provision of this ordinance shall be held invalid or unconstitutional by final judgment of a court of competent jurisdiction, it shall not affect any other section, paragraph, subdivision, clause,

phrase, word or provision of this ordinance, for it is the definite intent of this City Commission that every section, paragraph, subdivision, clause, phrase, word or provision hereof be given full force and effect for its purpose.

IV.

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

INTRODUCED on this the 27th day of June, 2016.

PASSED AND APPROVED on this the ___ day of _____, 2016.

EFFECTIVE DATE: _____

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney

AGENDA ITEM #11

City of Kingsville
Department Name

TO: Mayor and City Commissioners

CC: Jesus A. Garza, City Manager

FROM: David Solis, Risk Manager

DATE: June 16, 2016

SUBJECT: Windstorm and Hail Property Insurance for New City Hall and Cottage

Summary:

The City's current windstorm policy effective May 1, 2016 – April 30, 2017 does not include the New City Hall or the Cottage Building as the buildings were not completed or fully occupied.

This agenda item will allow the New City Hall and the Cottage Building to be added to the City's existing windstorm coverage with Amrisc for City-owned real and personal property.

Background:

Broker, Victor O. Schinnerer & Co. originally provided the City with a quote from Amrisc of \$ 32,417.70 for the New City Hall and \$600.60 for the Cottage Building. Information was relayed to City Commission on April 18, 2016 with the windstorm renewal and staff was directed to re-evaluate premium costs and bring item back when structures were to be insured.

After subsequent review by broker and underwriters from Amrisc, the annual windstorm premium was reduced for the New City Hall to \$ 28,719 annually while the premium for the Cottage Building remained the same at \$600.60 annually. As there remains ten (10) months on the policy the rates for the two structures would be pro-rated and effective July 1, 2017- April 30, 2017.



City of Kingsville
Department Name

Financial Impact:

The pro-rated premium amount for both buildings is as follows:

<u>Location</u>	<u>Building Value</u>	<u>Contents Value</u>	<u>Premium</u>
New City Hall	\$9,000,000	\$450,000	\$23,932.50
Cottage	\$ 175,000	\$ 0	\$ 500.50
		Inspection Fee	<u>\$ 750.00</u>
		Total	\$25,183.00

Recommendation:

Staff recommends the addition of the New City Hall and Cottage Building to the existing windstorm policy with Amrisc for an added pro-rated premium of \$ 25,183.



AGENDA ITEM #12

RESOLUTION # 2016-__

A RESOLUTION AUTHORIZING THE TRANSFER AND RELEASE OF THE KINGSVILLE SPECIALIZED CRIMES AND NARCOTICS TASK FORCE TO KLEBERG COUNTY; REPEALING ALL CONFLICTING RESOLUTIONS AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, pursuant to the provisions of the Texas Local Government Code Chapter 791 (Interlocal Cooperation Act), a local governmental body may contract or agree with one or more local government bodies for the performance of governmental functions in which the contracting parties are mutually interested; and

WHEREAS, Kleberg County has requested to take the Kingsville Specialized Crimes and Narcotics Task Force; and

WHEREAS, the County and the City desire to improve the health, safety, and quality of life of the residents of their jurisdictions.

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

I.

THAT the City of Kingsville, Texas will transfer and release all personnel and assets, contracts and liabilities, known or unknown at the time of the transfer or arising out of events occurring prior to the transfer, of the Kingsville Specialized Crimes and Narcotics Task Force to Kleberg County for continued law enforcement services effective July 11, 2016; and releases the personnel and assets, contracts and liabilities of the Task Force on that date.

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 unless stated otherwise herein.

PASSED AND APPROVED by a majority vote of the City Commission on the
____ 27th day of June _____, 2016.

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney

AGENDA ITEM #13