

# *City of Kingsville, Texas*

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## **AGENDA CITY COMMISSION MONDAY, AUGUST 8, 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 – July 11, 2016

Regular Meeting – July 25, 2016

APPROVED BY:

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

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

1. Public hearing for an alcohol variance for a Wine and Beer Retailer's Off-Premise Permit for an establishment known as O Ma Shreeful Inc., D/B/A Rita's Super Store located at 227 W. King Avenue, Kingsville, Texas. (Director of Planning and Development Services).

2. Public hearing for an alcohol variance for a Wine and Beer Retailer's Off-Premise Permit for an establishment known as Sunny Mini Mart located at 1230 E. Santa Gertrudis, Kingsville, Texas. (Director of Planning and Development Services).

### **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.

#### **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 for Public Works overtime due to recent storm event. (Director of Finance).
2. Motion to approve final passage of an ordinance amending the Fiscal Year 2015-2016 Budget for purchase and installation of a generator for the Police Department radio tower site. (Director of Finance).
3. Motion to approve final passage of an ordinance abandoning an alley and retaining an easement for utility purposes in Block 1, Eva Addition, Lots 1-18 and in Block 2, Clyde Addition, Lots 1-6 (alley is between 15<sup>th</sup> and 16<sup>th</sup> Streets) for Torres Estates. (Director of Planning and Development Services).

##### **REGULAR AGENDA**

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

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

4. Motion to approve certification of 2015 excess debt collections and the certification of 2016 anticipated collection rate, pursuant Section 26.04(b) of the Texas Property Tax Code. (Director of Finance).
5. Consider accepting 2016 certified total appraised, assessed, and taxable values of all property and the total taxable values of new property in the City of Kingsville as certified by the Kleberg County Appraisal District. (Director of Finance).
6. Consider a proposed tax rate; if proposed tax rate will exceed the effective tax rate or the rollback rate (whichever is lower), take record vote and schedule public hearings (for August 22<sup>nd</sup> & August 31<sup>st</sup>, 2016 at 6:00 P.M. at the Alcorn Commission Chambers, 200 E. Kleberg Ave., Kingsville, TX). (Director of Finance).

7. Consider an alcohol variance for a Wine and Beer Retailer's Off-Premise Permit for an establishment known as O Ma Shreeful, Inc. D/B/A Rita's Super Store located at 227 W. King Avenue, Kingsville, Texas. (Director of Planning & Development Services).
8. Consider an alcohol variance for a Wine and Beer Retailer's Off-Premise Permit for an establishment known as Sunny Mini Mart located at 1230 E. Santa Gertrudis, Kingsville, Texas. (Director of Planning & Development Services).
9. Discuss insurance claims for city property from May 31, 2016 weather event and FEMA assistance. (Risk Manager & Fire Chief).
10. Consider awarding bid for construction of CDBG (Contract # 7215270) Water Line Project to Etech Construction as per recommendation of project engineer and staff. (Purchasing Director).
11. Consider a resolution in support of an additional skilled nursing facility in Kleberg County. (Director of Planning and Development Services).
12. Consider a resolution approving an application and agreement for Historic District Façade Grant Program from K.A. Childs, Jr. for K.A. Childs Building. (Director of Planning and Development Services).
13. Consider introduction of an ordinance amending the Fiscal Year 2015-2016 budget to extend the Parks and Recreation Brookshire Pool Season. (Director of Finance).
14. Consider introduction of an ordinance amending the Fiscal Year 2015-2016 budget for siren repairs due to storm damage. (Director of Finance).
15. Consider introduction of an ordinance amending the City of Kingsville Code of Ordinances Chapter XI, Article 2, Ambulance Service, providing for the ambulance billing rates for services provided by the City. (Fire Chief).
16. Consider a resolution authorizing the City Manager to enter into a Fire Administration Specialist/Consultant Professional Services Agreement between the City of Kingsville and James DeVisser. (City Manager).
17. Executive Session: 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.**

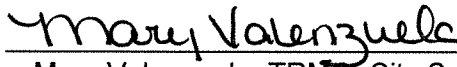
1. No person's comments shall exceed 5 minutes. Cannot be extended by Commission.
2. No person's comments shall exceed 5 minutes without permission of majority of Commission.
3. Comments are limited to 3 minutes per person. May be extended or permitted at other times in the meeting only with 5 affirmative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

NOTICE

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

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

August 5, 2016 at 5:15 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)**

**JULY 11, 2016**

**A REGULAR MEETING OF THE CITY OF KINGSVILLE CITY COMMISSION WAS HELD ON MONDAY, JULY 11, 2016 IN THE HONORABLE ROBERT H. ALCORN COMMISSION CHAMBERS 200 EAST KLEBERG AVENUE AT 6:00 P.M.**

**CITY COMMISSION PRESENT:**

Sam Fugate, Mayor  
Edna Lopez, Commissioner  
Arturo Pecos, Commissioner  
Noel Pena, Commissioner

**CITY COMMISSION ABSENT:**

Al Garcia, Commissioner

**CITY STAFF PRESENT:**

Jesús Garza, City Manager  
Courtney Alvarez, City Attorney  
Tom Ginter, Director of Planning & Development Services  
Emilio Garcia, Health Director  
Bill Donnell, Assistant Public Works Director  
Diana Gonzales, Human Resources Director  
Cynthia Martin, Downtown Manager  
Susan Ivy, Parks Manager  
David Solis, Risk Manager  
Deborah Balli, Finance Director  
Adrian Garcia, Fire Chief  
Charlie Cardenas  
Ricardo Torres, Police Chief  
Sharam Santanilla, Capital Improvement Manager  
Leo Alarcon, Tourism Director  
Tony Verdin, Systems Specialist  
Kýle Benson, Help Desk  
David Mason, Purchasing Director  
Pete Pina, Landfill Supervisor

**I. Preliminary Proceedings.**

**OPEN MEETING**

Mayor Fugate called the meeting to order in the Robert H. Alcorn Commission Chamber at 6:00 p.m. and announced quorum with four Commission members present. Commissioner Garcia 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 – June 13, 2016

**Motion made by Commissioner Pecos to approve the minutes of June 13, 2016 as presented, seconded by Commissioner Lopez. The motion was passed and approved by the following vote: Lopez, Pena, Pecos, Fugate voting “FOR”.**

**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."*

Mrs. Courtney Alvarez, City Attorney stated that the next regular scheduled City Commission will be on July 25, 2016. The deadline to submit agenda items for this meeting will be on Friday, July 15<sup>th</sup>.

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

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

No public comments made.

**V.**

**Consent Agenda**

**Notice to the Public**

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

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

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

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

**1. Motion to approve final passage of an ordinance amending the FY15-16 Budget to accept and expend donations for the Parks Department for summer programs. (Finance Director).**

**2. Motion to approve final passage 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).**

**3. Motion to approve final passage of an ordinance amending the Fiscal Year 2015-2016 Budget to include Homeland Security Grant Project #3146701 for the Police Department. (Finance Director).**

**4. Motion to approve final passage of an ordinance amending the Fiscal Year 2015-2016 Budget for the purchase of generator equipment and storm debris collection expenses. (Finance Director).**

## **REGULAR AGENDA**

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

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

**5. Consider a resolution authorizing the City Manager to enter into an Agreement between the City of Kingsville and Naismith Engineering for Professional Services for design and construction of partial "Sector 4" of the City Landfill. (City Engineer/Public Works Director).**

Mr. Charlie Cardenas, Public Works Director reported that this item authorizes the approval of a resolution to enter into an agreement with Naismith Engineering for the design and construction of Sector 4 of the City Landfill. The financial impact is \$1,811,900.00, of which a budget amendment was approved for in May, 2016.

Mrs. Alvarez commented that staff has asked the Risk Manager to review Exhibit G with regards to the insurance. There was a slight change in under B, Additional Insured, under the revision that was received late Friday, that reads that the owner shall be listed in the Engineer's General Liability Policy as provided in paragraph 6.04(a).

Mayor Fugate asked if the Commission makes a motion, would it need to be as amended?

Mrs. Alvarez responded that it would be inclusive of the change to Exhibit G.

Mayor Fugate commented that the City has slowed down on the demolitions which is something that is disappointing. Fugate further asked staff if this will expedite that, where staff can get back on track. Fugate also asked if there is a timeline for this.

Mr. Cardenas response was that this will put things on track again.

Mr. Grant Jackson of Naismith Engineering commented that the proposal before them is for the design of Sector 4 that will take, depending on some testing that need to be done, may take two to three months. Then there will be a process where they will have to put the project out for bids which will create a construction time frame which will take approximately eight to nine months.

Mayor Fugate asked that before any demolition work can be done, it will be eight months.

Mr. Cardenas responded that the landfill can still in those structure, such as burned homes that may need to be demolished.

**Motion made by Commissioner Pena to approve this resolution with the amendment as presented by the City Attorney, seconded by Commissioner Pecos. The motion was passed and approved by the following vote: Lopez, Pena, Pecos, Fugate voting "FOR".**

**6. Consider a resolution authorizing the City Manager to enter into an Agreement between the City of Kingsville and Naismith Engineering for Phase II of the Landfill Permit Amendment for the City Landfill. (City Engineer/Public Works Director).**

Mr. Cardenas stated that this time authorizes the approval of a resolution to enter into an agreement with Naismith Engineering to continue the next phase in the City of Kingsville Landfill permit amendment process with the TCEQ. There will also be a phase three which is the implementation. At this time the City of Kingsville is in phase two or the permit process.

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

**7. Consider a resolution authorizing participation in Operation Border Star with the Homeland Security Grants Division of the Governor's Office for local border security to interdict criminal activity with no anticipated cash match; authorizing the Chief of Police to act on the City's behalf with such program. (Chief of Police).**

Ricardo Torres, Chief of Police, commented that the Homeland Security Grants Division of the Governor's Office is soliciting grant applications for projects that support Operation Border Star during the 2017 grant cycle. The Kingsville Police Department has been invited to participate in this project. The purpose of the program is to sustain interagency law enforcement operations and enhance local law enforcement patrols in an effort to deter and facilitate directed actions to interdict criminal activity. Torres stated that there is \$85,000.00 in funds to cover personnel costs, fuel, and maintenance.

Commissioner Pecos asked if this money would need to be shared with the Sheriff's Office.

Chief Torres response was that each entity applies separately.

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

**8. Consider a resolution authorizing participation in Operation Stonegarden with the Homeland Security Grants Division of the Governor's Office for local border security to interdict criminal activity with no anticipated cash match; authorizing the Chief of Police to act on the City's behalf with such program. (Chief of Police).**

Chief Torres commented that the Kingsville Police Department (KPD) is a sub-recipient under the Sheriff's Office, who has allowed the KPD to receive a portion of the 2015 Operations Stonegarden Funds of \$122,533.58. The sum of \$30,000 will be used for radio equipment leaving the remaining funds to be used for personnel cost and fuel.

Commissioner Pena asked that with regards to the radio equipment, there is some Certificate of Obligations monies that were allocated for radio equipment as well. Is this an additional amount of funds? Chief Torres responded that there is still some backfill some of the radios for their units. Commissioner Pena further asked if the KPD has been receiving this grant consecutively every year. Chief Torres responded that it was not received last year. There is an application for the year 2016.

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

**9. Consider introduction of an ordinance amending the Fiscal Year 2015-2016 Budget to accept a 2017 Operation Border Star Grant for the Kingsville Police Department. (Director of Finance).**

Introduction item.

**10. Consider introduction of an ordinance amending the Fiscal Year 2015-2016 Budget to accept a 2015 Operation Stonegarden Grant for the Kingsville Police Department. (Director of Finance).**

Introduction item.

**11. Consider authorizing the acquisition and installation of audio visual equipment at the new City Hall AVES Audio Visual Systems, Inc. via BuyBoard Contract, as per staff recommendation. (Director of Purchasing & Technology).**

Mr. David Mason, Purchasing Director stated that this item authorizes the installation of audio visual equipment at the new City Hall Community Room. This equipment will expend \$60,640.10 including installation. It is recommended the City contracts with Audio Visual Technologies Group of Stafford, TX.

Mr. Garza clarified that this equipment will be used for the City Commission meetings. These funds have been previously allocated for the new City Hall.

**Motion made by Commissioner Pena to authorize the acquisition and installation of audio visual equipment at the new City Hall, seconded by Commissioner Pecos. The motion was passed and approved by the following vote: Lopez, Pena, Pecos, Fugate voting "FOR".**

**12. Consider introduction of an ordinance amending the Fiscal Year 2015-2016 Budget for CO2013 to include a drainage master plan. (Director of Finance).**

Mr. Cardenas reported that this is part of the 2013 Certificates of Obligation Series. At this time the City has a five-year maintenance plan but there is a need for an overall drainage master plan. The financial impact to hire professional services to create a drainage master plan is \$100,000.00.

Introduction item.

**VI. Adjournment.**

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

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Sam R. Fugate, Mayor

**ATTEST:**

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Mary Valenzuela, TRMC, City Secretary

**JULY 25, 2016**

**A REGULAR MEETING OF THE CITY OF KINGSVILLE CITY COMMISSION WAS HELD ON MONDAY, JULY 25, 2016 IN THE HONORABLE ROBERT H. ALCORN COMMISSION CHAMBERS 200 EAST KLEBERG AVENUE AT 5:30 P.M.**

**CITY COMMISSION PRESENT:**

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

**CITY COMMISSION ABSENT:**

Sam Fugate, Mayor

**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  
Diana Gonzales, Human Resources Director  
Susan Ivy, Parks Manager  
David Solis, Risk Manager  
Deborah Balli, Finance Director  
Adrian Garcia, Fire Chief  
Charlie Cardenas  
Ricardo Torres, Police Chief  
Sharam Santanilla, Capital Improvement Manager  
Leo Alarcon, Tourism Director  
Pete Pina, Landfill Supervisor  
Robert Rodriguez, Library Director  
Jennifer Bernal, Community Appearance Supervisor  
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 5:30 p.m. and announced quorum with four Commission members present. Mayor Fugate being absent.

**WORKSHOP:** Fiscal Year 2015-2016 Quarterly Financial and Performance Reports. (City Manager).

Mr. Jesús Garza, City Manager, announced the Employee of the Month for the month of June, Rosa Vela, Collection Department. Garza presented the Performance Measure Report to the City Commission. Garza spoke about the Code Enforcement abatements. In 2012 there were 148 abatements and in 2015 there were 946 and in this year, just in nine months they are at 1,086. This division has done this work with two full time operators. Currently the Community Appearance Division hired a temporary employee for the next several months to assist with the

workload, which shouldn't have to be done if property owners took responsibility for their properties.

Mayor Pro-tem Lopez asked for what position was the temporary employee hired for. Mr. Garza responded that the position was for an operator.

Commissioner Pecos commented that citizens of our community are having a negative attitude about maintaining their property and this is the reason for those numbers to go up.

Mr. Garza continued to report on the Performance Measure Report. Garza touched base on the Golf Course, with the storm that hit on May 31<sup>st</sup>, impacted operation at the Golf Course. The Health Department the results in high number of dogs being rescued, has been attributed to rescue groups pulling dogs from the shelter. To assist in the adoption process, the Health Department has been hosting adoption days at Pet Sense and Southgate Mall. Garza went on to report on the Street Department. The increase in 2015 potholes and alley work orders are due to the rain that occurred that year. Each pothole work order includes anywhere from 10 to 20 potholes. The years of 2011 and 2012 saw major construction projects that impacted the ability of staff to do additional streets. Armstrong Street from Santa Gertrudis to Caesar Street and Ailsie Street from Franklin Adams to Carlos Truan. The Library began to curate its Digital Collection that initially consisted of 200 eBooks, which has now grown to over 1,300 items as of the end of 2015. The Library in Fiscal Year 2015 saw a decrease in its Physical Material due to the Library disposing of books that were affected by its non-toxic mold infestation. The Library has hosted some well attended programs during the Summer for a wide variety of ages, from toddlers to adults. Within the Municipal Court Department, numbers have been low due to staff turnover. There were approximately 3,000 old warrants cleared in 2012 as a result of old warrants being cleaned out of the system. Garza further spoke about the Planning Department. There have been 36 new residential construction permits pulled. This also include multi-family complexes. He further spoke about the failed meters and the possible need to change the meters in the city as the life expectancy is 10 to 15 years. The City of Kingsville will have an it's second insert coming out in the Kingsville Record on Sunday, July 31<sup>st</sup>. This insert will have information about the relocation of administrative offices to the New City Hall as well as those offices that will remain housed at the Municipal Building located downtown. The Street Department will be working on a pothole blitz in August. Staff is hoping to cover and seal potholes by or before the first day of school. In 2014 there were 257 pothole work orders produced and 2015 has had 521 and with this year 403 pothole work orders have been created.

Commissioner Garcia stated that he has a concern regarding the failed meters as the revenue portion comes from this department. Garcia asked what the revenue loss is due to these failed meters. Mr. Garza responded that an attempt to get this number has been made, but it is difficult to get an accurate number. Commissioner Garcia asked if staff could give him a range number for the loss. Mr. Garza responded that for the technology that staff is looking into is smart readers for the new meters. Staff has been working with Schneider who will calculate the additional revenue from the smart reader.

### ***REGULAR MEETING RESUMES***

Mayor Pro-tem Lopez opened the meeting into the regular session of the agenda at 6:00 P.M. with four Commission members present. Mayor Fugate 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 – June 27, 2016

**Motion made by Commissioner Pena to approve the minutes of June 13, 2016 as presented, seconded by Commissioner Pecos. The motion was passed and approved by the following vote: Pena, Pecos, Lopez voting “FOR”. Garcia “ABSTAINED”.**

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

### **1. Public hearing for an alcohol variance for a Mixed Beverage Permit and Mixed Beverage Late Hours Permit for an establishment known as Nucky's Cocktail Bar at 1406 N. 14 St. (Director of Planning and Development Services).**

Mayor Pro-tem Lopez announced and opened this public hearing at 6:05 P.M.

Mr. Tom Ginter, Director of Planning and Development Services, reported that this is a request for an alcohol variance for Nucky's Cocktail Bar located at 1406 N. 14<sup>th</sup> Street. This establishment comes within 1,000ft of a church, Centro de Milagros. All required notices were mailed to those property owners within 300ft of this establishment. Additionally, a public hearing notice was published in the Kingsville Record as required by City Ordinance Section 11-3-4 & 11-3-5. Staff did not receive any negative feedback from those property owners that received notice.

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.

Mr. Homero Castillo, 109 N. 5<sup>th</sup> Street, commented that he would like to ask the City Commission not to approve this variance as the establishment is directly across from his mothers' residency. Castillo further commented that there are other establishments, such as this, where Kingsville residents can go out and enjoy themselves. He further stated that his establishment is near the area where a vehicle accident was caused by a drunk driver.

Mayor Pro-tem Lopez closed this public hearing at 6:08 P.M.

## **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.”*

Mr. Garza made a presentation to the City Commission regarding the Quarterly Budget Report ending June, 2016. In the third quarter of the fiscal year, the City of Kingsville is at 77% through the budget. Total revenues for General Fund are trending as expected in relation to current year projections and past year performances. In the non-property taxes, the City sales tax revenue is trending as expected with the revenue percentage at 75.13% versus 71.57% for the overall category. When it comes to sales taxes, the City is trending on budget. Permits & Licenses show that the city is at 73%, which is good. Municipal Court revenues are significantly lower than expected and compared to the prior year due to staff turnover. It is anticipated that by August, 2016, Municipal Court will be fully staffed, however, it does not appear feasible to expect revenues to come in as expected for this fiscal year. The General Service Fees, Parks and Recreation, and Golf Course is trending low. Expected revenues are down for both Golf and Parks due to a storm that occurred on May 31, 2016. Park operations were affected in greater capacity over Golf because events had to be cancelled and will continue to be cancelled through the end of this year due to facility damages. Golf operations were able to resume, but not to full capacity. In Solid Waste Division, in general fund, which includes landfill and garbage fees, revenues for this fiscal year are slightly lower compared to last fiscal year due to limiting outside haulers for waste disposal at the landfill and weather related closure of the landfill. In the main revenue for Tourism Fund are Hotel Occupancy Taxes collected by the hotels from overnight hotel guests. Revenues received through the 3<sup>rd</sup> quarter are significantly less than what was received from last year by \$37,762 and \$177,231 less than what was budget for Fiscal Year 2015-2016. In the Utility Fund Revenues, this fund is trending lower than expected for budget purposes. Funds for this revenue come mainly from water and sewer sales for both residential and commercial customers. The Street Maintenance Fund which is generated by the street maintenance fee that began January, 2016. For fiscal year 2016-2017, this fee is estimated to bring in approximately \$918,852. Overall revenues through the 3<sup>rd</sup> quarter for fiscal year 2015-2016 from all sources are right on target for budget at 80.88%. Overall Expenditures are less than expected through the 3<sup>rd</sup> quarter for this fiscal year at 52.52%. The difference in the target of 75% and actual of 52.52% is due to not all capital projects are 75% completed. There will be some capital projects and purchases that will be carried forward into fiscal year 2016-2017.

Mrs. Courtney Alvarez, City Attorney announced that the next City Commission is scheduled for Monday, August 8, 2016, with agenda items for this meeting due on Friday, July 29<sup>th</sup>.

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

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

No public comments made.

#### **V.**

##### **Consent Agenda**

##### **Notice to the Public**

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

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

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

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

**1. Motion to approve out of state travel for Mayor and Economic Development Director to Washington, D.C. from July 24-26, 2016 for city business and military matters. (Mayor Fugate).**

**2. Motion to approve final passage of an ordinance amending the Fiscal Year 2015-2016 Budget to accept a 2017 Operation Border Star Grant for the Kingsville Police Department. (Director of Finance).**

**3. Motion to approve final passage of an ordinance amending the Fiscal Year 2015-2016 Budget to accept a 2015 Operation Stonegarden Grant for the Kingsville Police Department. (Director of Finance).**

**4. Motion to approve final passage of an ordinance amending the Fiscal Year 2015-2016 Budget for CO2013 to include a drainage master plan. (Director of Finance).**

**REGULAR AGENDA**

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

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

**5. Consider an alcohol variance for a Mixed Beverage Permit and Mixed Beverage Late Hours Permit for an establishment known as Nucky's Cocktail Bar at 1406 N. 14 St. due to name and/or owner change. (Director of Planning and Development Services).**

Commissioner Pena asked if this establishment was already a bar in the past. Police Chief Torres commented that this establishment was the old Port-O-Call.

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

**6. Consider a resolution authorizing the City Manager to enter into an Interlocal Agreement between the City of Kingsville and Kleberg County for Constable Precinct #3 for Dispatching Services. (Chief of Police).**

Chief Torres reported that the Kleberg County has need for temporary dispatching and TLETS searches for the County Constable Precinct #3 and the City can assist with this temporary service. The County of Kleberg and the City of Kingsville have previously entered into interlocal agreements to share services and expenses on items that benefit the residents of their respective entities.

This agreement is for dispatching services for 30 days from the date that last party signs. Either party may cancel the agreement at any time by giving 24 hours written notice to the other party.

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

**7. Consider a resolution authorizing the City Manager to enter into an Agreement between the City of Kingsville EMS and Fire Department and Advanced Data Processing, Inc., a subsidiary of Intermedix Corporation, for ambulance billing and related professional services. (Fire Chief).**

Fire Chief Adrian Garcia stated that this agreement updates the contract with Intermedix who provides EMS billing for the Kingsville Fire Department. The Kingsville Fire Department currently uses Intermedix for EMS billing of all ambulance calls. Intermedix has informed the Kingsville Fire Department that they would begin charging for TripTix which the Fire Department had been receiving but had not been paying for. This resulted in an increase of 1.25% from 7% to 8.25% billing rate. Based on historical revenue of \$500,000, the new contract will result in an increased expense of \$6,250. In the past three years, TripTix has been provided to the Kingsville Fire Department at no cost due to an oversight on Intermedix part. Intermedix has increased the revenue from EMS over the past six years.

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

**8. Consider authorizing the acquisition of an ambulance from Siddons-Martin Emergency Group via HGAC, as per staff recommendation. (Director of Purchasing & Technology).**

Chief Garcia stated that this item authorizes the purchase of a new RRUM-01 Road Rescue F-450 Ultramedic Ambulance from Siddons-Martin Emergency Group. This ambulance will replace Medic 2, a 2007-year model with 48,421 miles. This purchase will expend a total of \$201,695, of which \$200,000 was budgeted in CO2016. The remaining balance of \$1,695 will be from 001-5-220.0-211.00.

Mayor Pro-tem Lopez asked if a committee looked into the specs of the ambulance to be purchased.

Chief Garcia stated that a committee has looked into the specs of the new ambulance.

**Motion made by Commissioner Pena to authorize the acquisition of an ambulance from Siddons-Martin Emergency Group via HGAC, seconded by Commissioner Garcia. The motion was passed and approved by the following vote: Garcia, Pena, Pecos, Lopez voting "FOR".**

**9. Consider authorizing the acquisition of a brush truck and three bodies for existing vehicles from Southwest International Trucks, Inc. via BuyBoard, as per staff recommendation. (Director of Purchasing & Technology).**

Mr. Cardenas reported that this item is for the purchase of a 2016 International 4300SBA 4x2 with a Warren 22ft Dump Brush Body w/Barn Doors Rear. This also include the replacement of three bodies on the City's existing vehicles. This will add an additional truck

to balance the work load for brush collection. Each crew will have one tractor and two trucks to facilitate collection activities. This purchase will expend a total of \$216,598 from CO2016.

Mr. Garza commented that this will replace some old fleet associated with the Sanitation Department.

Mayor Pro-tem Lopez asked if these are truck that are rented out to the public. Mr. Cardenas responded that those that are most used get rented out to the public. Lopez further asked how many employees are in each crew. Cardenas responded that each crew has four employees with two trucks.

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

**10. Consider awarding bid (RFP #16-10) for the 6<sup>th</sup> Street Overlay Project, as per staff recommendation. (Director of Purchasing & Technology).**

Mr. Cardenas reported that this item will allow the award of Bid 16-10 6<sup>th</sup> street overlay project. This work that will be done is similar to the work performed by the Texas Department of Transportation did on 14<sup>th</sup> Street and King Ave. This item will expend \$809,034.92 form 033-5-305.0-521.00 of which \$942,193.00 is allocated through CO2016. The bid was awarded to Clark Construction of San Antonio, TX.

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

**11. Consider introduction of an ordinance amending the Fiscal Year 2015-2016 Budget for Public Works overtime due to recent storm event. (Director of Finance).**

Mr. Cardenas commented that this item authorizes the approval of a budget amendment to increase overtime for public works due to increased activity and debris removal due to the May 31<sup>st</sup> storm. The financial impact is \$400,000 that is budgeted through account 099-05-160.0-314.39, debris removal and collections as part of the disaster general fund.

Introduction item.

**12. Consider introduction of an ordinance amending the Fiscal Year 2015-2016 Budget for purchase and installation of a generator for the Police Department radio tower site. (Director of Finance).**

Mr. Garza stated that when the emergency fund was created, the intention was having these funds available in case they were needed for an emergency. As staff became more educated with the FEMA process, it is not a good idea to have this fund. If funds are available, FEMA will not reimburse the City for any money spent that the City was not intending to spend.

Ricardo Torres, Police Chief stated that the police department is requesting a budget amendment in the amount of \$10,610 for the purchase and installation of a generator for the radio tower. The 800MHz radio system backbone is located at the tower site, at the Dick Kleberg Park. The site currently has a propane Generac generator that is a backup

for the radio system should power be lost as was the case during the recent weather event in May. That generator is not large enough to run the cooling system. The new generator will run the radio system as well as the cooling system so that the electronics are not damage due to the heat.

Introduction item.

**13. Consider a resolution designating authorized signatories for contractual documents and documents for requesting funds pertaining to the Texas Community Development Block Grant Program (TXCDBG) Contract Number 7215362 (Main Street). (Director of Planning and Development Services).**

Mr. Ginter stated that the City of Kingsville was awarded a grant of \$58,530.00 for sidewalk improvements in the downtown area. Prior to bidding and construction, a resolution must be approved by the City Commission. This resolution authorizes the Mayor and City Manager to be the signatories for the contractual documents pertaining to the Texas Community Development Block Grant Program Contract #7215362. There is no financial impact to the City.

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

**14. Consider introduction of an ordinance abandoning an alley and retaining an easement for utility purposes in Block 1, Eva Addition, Lots 1-18 and in Block 2, Clyde Addition, Lots 1-6 (alley is between 15<sup>th</sup> and 16<sup>th</sup> Streets) for Torres Estates. (Director of Planning and Development Services).**

Mr. Ginter reported that the developers of Torres Estate are requesting that the City of Kingsville abandon the alley that is on the south side of the project. The alley is 20ft in width. The desire is for this property that is abandoned be attached to the appropriate property owner. This is infill project that is intending to build smaller homes. The alley is no longer used and it is the desire of the developers to attach that ground to whichever lot is appropriate. There is a utility easement there and there are utilities so the city is not abandoning the utility easement.

Mayor Pro-tem Lopez asked what types of homes will be built and will emergency vehicles be able to get in to the area in case of emergency. Lopez also asked how many homes will be built. Mr. Garza responded that there is not an access issue for emergency vehicles.

Mr. Ginter stated that there will be eleven homes built.

Introduction item.

**15. Consider request for waiver of interest on liens for 921 E. Yoakum. (Director of Planning and Development Services).**

Mr. Ginter stated that Mr. Serafin Alanis is requesting that the City Commission waive the interest cost of the liens that are on the property at 921 E. Yoakum. The total amount being asked to be waived is \$1,230.05. The property owner has a signed and notarized letter from the property owner stating that if Mr. Alanis pays off the lien placed by the City of Kingsville, the property will be turned over to Mr. Alanis.

Mr. Alanis commented that he has intentions to purchase this property and asked how long the City would give him to pay this lien off.

Mrs. Alvarez commented that this is not part of the action item that is before the Commission. The question Mr. Alanis just imposed would need to be discussed with staff at a later time.

**Motion made by Commissioner Pecos to waive the interest on lien for the amount of \$1,230.05, seconded by Commissioner Pena.**

Commissioner Garcia asked who the owner of the property was and how long have they owned the property.

Mrs. Alvarez commented that in the agenda packet, it states that Segario Sanchez Malone is the property owner.

Commissioner Garcia asked if this is an estate or a deceased situation.

Mrs. Jennifer Bernal, Community Appearance Supervisor commented that this property has been under the name mentioned by Mrs. Alvarez for six years.

**Commissioner Garcia amended the motion to state contingent of Mr. Alanis purchasing this property.**

**Commissioner Garcia withdrew his amended motion. Motion remained the same as previously made by Commissioner Pecos.**

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

**16. Consider rescinding award of bid (RFP #16-08) for copper/wastewater metal participant and awarding that bid to the next responsive bidder. (City Engineer/Director of Public Works).**

Mr. Cardenas commented that this item authorizes staff to rescind the bid award currently in place with Kruger Inc. for chemicals to perform the copper removal from the North Wastewater Treatment Plant and award the bid on the next responsible bidder Kendall & Sons, Inc.

Mr. Garza commented that previously the Commission approved a contract with LNV Engineering to see where the copper came from. The report was received and results of this report will be forwarded to the Commission.

**17. 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).**

Mayor Pro-tem Lopez announced and convened the meeting into Executive Session at 7:14 P.M.

Mayor Pro-tem Lopez reconvened the meeting into open session at 7:47 P.M.

**VI. Adjournment.**

There being no further business to come before the City Commission, the meeting was adjourned at 7:47 P.M.

\_\_\_\_\_  
Sam R. Fugate, Mayor

**ATTEST:**

\_\_\_\_\_  
Mary Valenzuela, TRMC, City Secretary



# **PUBLIC HEARING(S)**

# **PUBLIC HEARING #1**

**City of Kingsville**  
**Department of Planning and Development services**

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TO: Mayor and City Commissioners  
CC: Jesus A. Garza, City Manager  
FROM: Tom Ginter, Director  
DATE: July 29, 2016  
SUBJECT: Request for Alcohol Variance at 227 W. King Street

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**Summary:** Due to a change of ownership and the address is within 300 ft. of 4 churches the property in question requires a variance according to City ordinance 2004-20.

**Background:** O. Ma Shreeful Inc. DBA Rita's Super Store, owner is requesting an alcohol variance for a Wine and Beer Retailer's Premise permit. This address had a prior alcohol variance under the name of A & J Super Store. All required notices have been sent to the property owners within 300 ft. As of this point we have not received any negative feedback from the property owners or citizens that have been noticed.

**Financial Impact:** The continued receipt of sales tax.

**Recommendation:** Approve variance request.





# OFF-PREMISE PREQUALIFICATION PACKET

received  
5-26-16

L-OFF  
(01/2016)

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

All statutory and rule references mentioned in this application refer to and can be found in the Texas Alcoholic Beverage Code or Rules located on our website. [www.tabc.texas.gov/laws/code\\_and\\_rules.asp](http://www.tabc.texas.gov/laws/code_and_rules.asp)

## LOCATION INFORMATION

1. Application for: ☒ Original

☐ Reinstatement

License/Permit Number \_\_\_\_\_

☐ Change of Licensed Location

License/Permit Number \_\_\_\_\_

2. Type of Off-Premise License/Permit

☒ BQ Wine and Beer Retailer's Off-Premise Permit

☐ LP Local Distributor's Permit

☐ BF Beer Retail Dealer's Off-Premise License

☐ E Local Cartage Permit

☐ P Package Store Permit

☐ ET Local Cartage Transfer Permit

☐ Q Wine Only Package Store Permit

☐ PS Package Store Tasting Permit

3. Indicate Primary Business at this Location

☐ Grocery/Market

☐ Convenience Store without Gas

☐ Liquor Store

☐ Miscellaneous \_\_\_\_\_

☒ Convenience Store with Gas

4. Trade Name of Location

O. MA SHREEFUL INC. DBA RITA'S SUPER STORE

5. Location Address

227 W KIRK AVE

City

County

State

Zip Code

KIRKSVILLE

KLEBURG

TX

78363

6. Mailing Address

City

State

Zip Code

7. Business Phone No.

361 592 9345

Alternate Phone No.

832-651-9858

E-mail Address

SHREEFUL1@hotmail.com

## OWNER INFORMATION

8. Type of Owner

☐ Individual

☒ Corporation

☐ City/County/University

☐ Partnership

☐ Limited Liability Company

☐ Other \_\_\_\_\_

☐ Limited Partnership

☐ Joint Venture

☐ Limited Liability Partnership

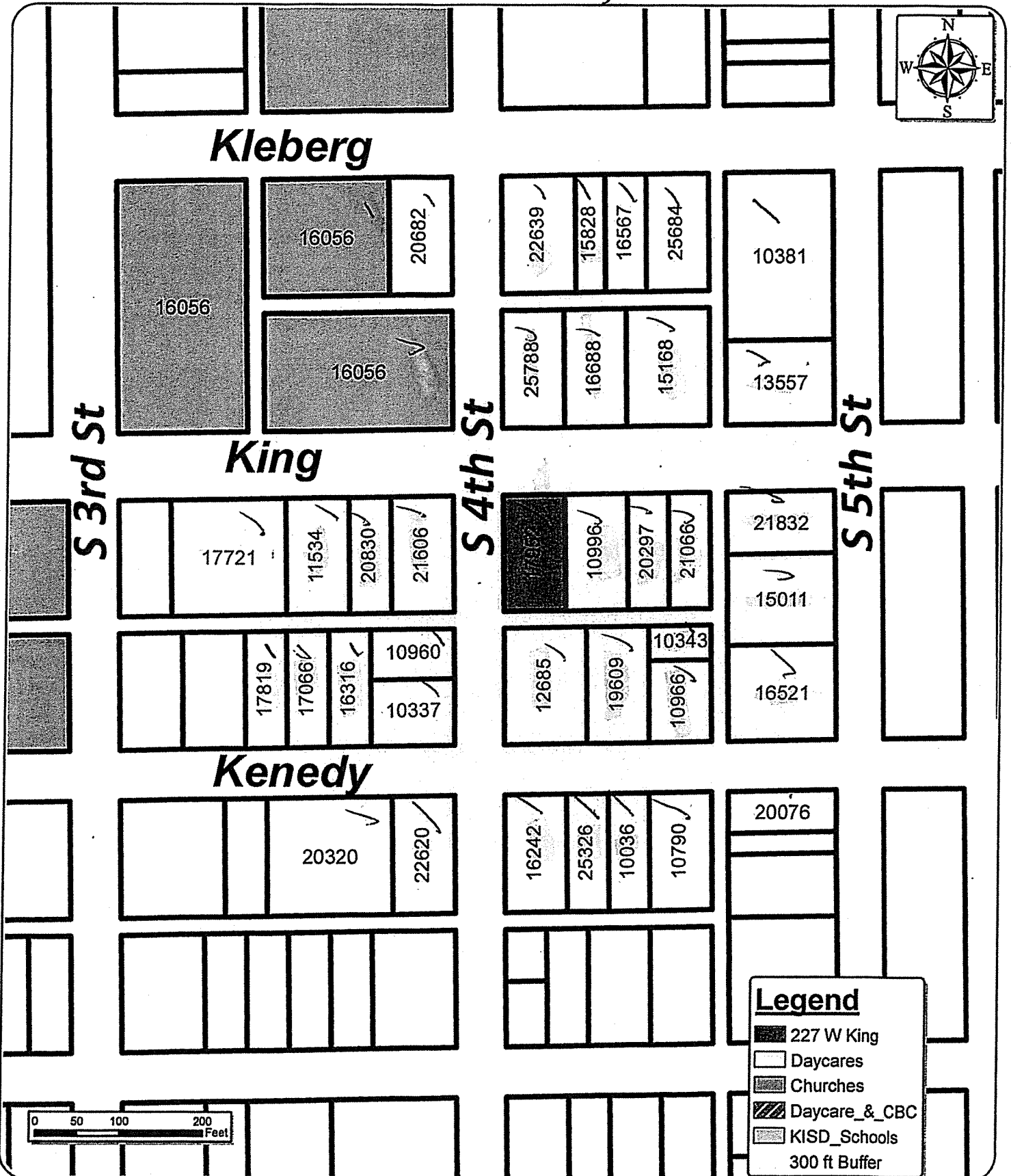
☐ Trust

9. Business Owner/Applicant

SHAN MANGESHKUMAR - F

Mike - 832-651-9858

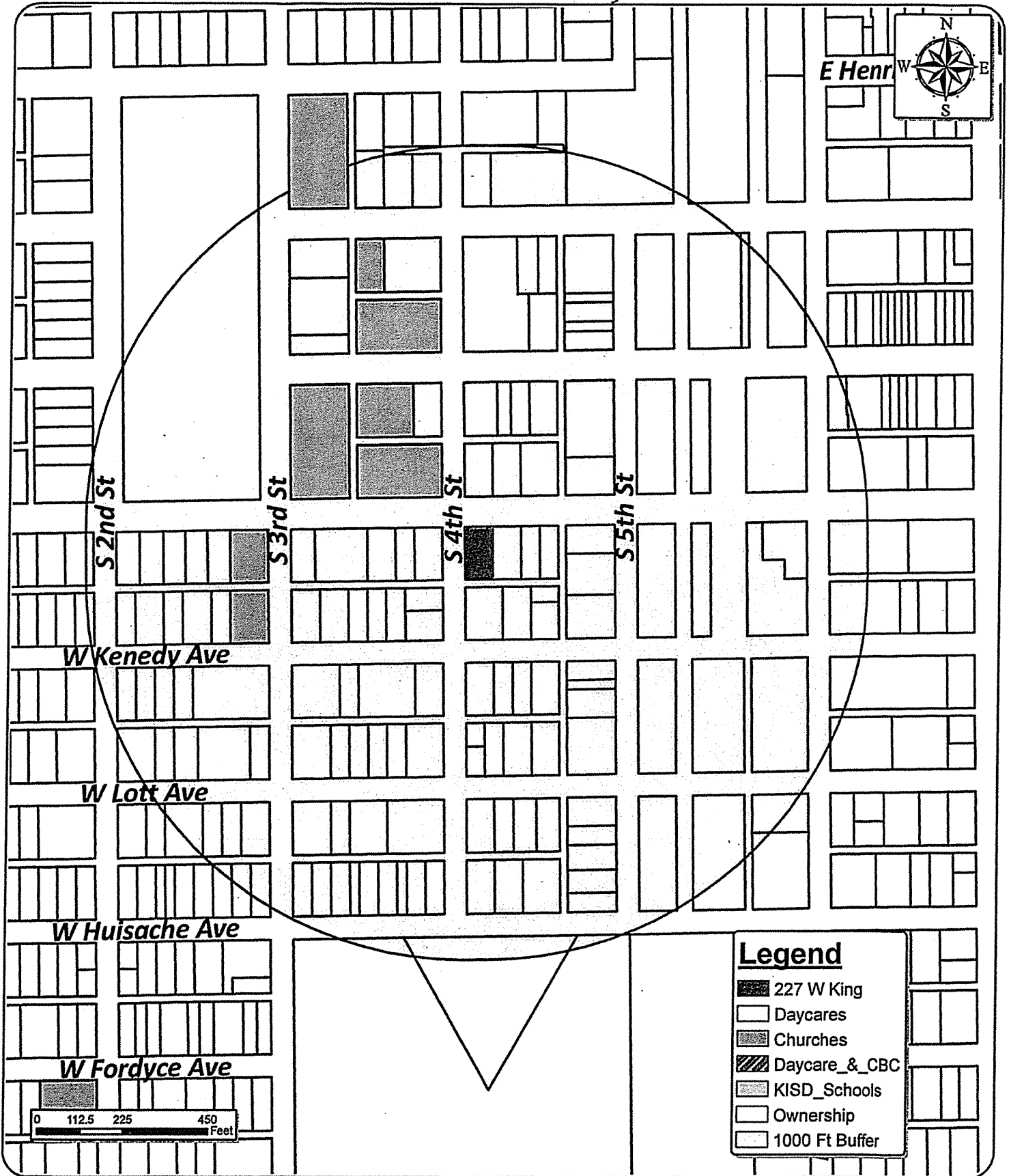
# Alcohol Permit - 300 ft. Radius




Document Path: \\SAMI\\Engineering and Public Works\\Engineering\\GIS Techs\\MAPS\\MAP\_DOCUMENTS\\Alcohol\_Permit.mxd

Page 1/1	Drawn By: Engineering Dept.	<p><b>DISCLAIMER</b></p> <p>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.</p>	<p><b>CITY OF KINGSVILLE</b></p> <p><b>ENGINEERING DEPARTMENT</b></p> <p>200 East Kleberg Kingsville, Texas 78363 Office: 361-595-8005 Fax: 361-595-8035</p>
	Last Update: 5/26/2016		
	Note: Please see attached documents.		

# Alcohol Permit - 1000 ft. Radius



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Page 1/1	Drawn By: Engineering Dept. Last Update: 5/26/2016 Note: Please see attached documents.	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.	 <p> <b>CITY OF KINGSVILLE</b>  <b>ENGINEERING DEPARTMENT</b>          200 East Kleberg          Kingsville, Texas 78363          Office: 361-595-8005          Fax: 361-595-8035       </p>
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FIRST BAPTIST CHURCH  
P.O. BOX 751  
KINGSVILLE, TX 78364  
#16056

VILLAGE TRAVEL SERVICES INC  
P.O. BOX 6329  
CORPUS CHRISTI, TX 78466  
#16688

JOE T HIBLER AND DAVID T HIBLER  
209 S 5<sup>TH</sup>  
KINGSVILLE, TX 78363  
#10343

JAMES RYAN CUMMINGS  
P.O. BOX 1256  
ORANGE GROVE, TX 78372  
#20320

ROSA ANN R.AVALOS %  
JUAN P ALVAREZ  
311 S 4<sup>TH</sup> ST  
KINGSVILLE, TX 78363  
#22620

GEORGE AND NORI CAVAZOS  
227 W KENEDY  
KINGSVILLE, TX 78363  
#16242

DON C HOLLY  
P.O. BOX 181084  
CORPUS CHRISTI, TX 78480  
#25326

MICHAEL J KRUEGER  
P.O. BOX 1538  
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# 21066

JOE T HIBLER AND DAVID T HIBLER  
209 S 5<sup>TH</sup> ST  
KINGSVILLE, TX 78363  
#16521

DAVID L RHODE FOR  
COURTNEY & ALLISON RHODE  
410 CHARLESTON DR  
VICTORIA, TX 77904  
#10036

EDGAR NOEL TELLEZ  
1025 23<sup>RD</sup> ST APT #4  
CORPUS CHRISTI, TX 78404  
#10790

TBGH INVESTMENTS LTD  
464 N PRIVATE ROAD 1077  
KINGSVILLE, TX 78363  
#20076

JOHN MICHAEL DAVIS  
302 W KENEDY  
KINGSVILLE, TX 78363  
#10337

ROY D AND JEANNETTE COX  
215 S 4<sup>TH</sup>  
KINGSVILLE, TX 78363  
#10960

HIBLER TAXIDERMISTS INC  
207 S 5TH  
KINGSVILLE, TX 78363  
#10966

RICHARD L WESTBROOK III  
MICHELLE E WESTBROOK  
305 W KING  
KINGSVILLE, TX 78363  
#20830

ALBERT GARCIA  
315 S 23<sup>RD</sup> ST  
KINGSVILLE, TX 78363  
#21832

TRUSTEE FOR ANGELA N PRADO  
ROBERT A NORRIS DDS  
18720 STONE OAK PKWY STE 207  
SAN ANTONIO, TX 78258  
# 16567

CLAUDE RAYMOND LEESON  
1800 N 14TH  
KINGSVILLE, TX 78363  
#19609

FRANK AND PATRICIA QUINN  
226 W KENEDY  
KINGSVILLE, TX 78363  
#12685

GLEN AUTRY MCBRYAR %  
S & G APPLIANCES  
325 W KING  
KINGSVILLE, TX 78363  
#17721

BEVERLY ANNE NIELSEN RE  
TRUST % RANDAL NIELSEN  
403 S 6<sup>TH</sup> ST  
KINGSVILLE, TX 78363  
#11534

KING RANCH INC  
TRACY JANIK  
3 RIVERWAY STE 1600  
HOUSTON, TX 77056  
#13557

JUAN RENE GARZA  
ALBERTO G GARZA  
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#17952 & 10996

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# 20297

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KINGSVILLE, TX 78363  
#15011

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KINGSVILLE, TX 78364  
# 25684

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MICHELLE E WESTBROOK  
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REBECCA DE LA GARZA  
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#16316

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#17066

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ROUND ROCK, TX 78681  
#17819

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PAT & BOBBY  
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#20682

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JEROME K & TERESA M HEMMERT  
227 W KENEDY  
KINGSVILLE, TX 78363  
#22639

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SHANNA J OLSON  
223 W KLEBERG  
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P.O. BOX 951  
KINGSVILLE, TX 78364  
#10381

ERNEST C MCCALL  
116 S 4<sup>TH</sup> ST  
KINGSVILLE, TX 78363  
#25788



**PUBLIC NOTICE**

The City Commission of the City of Kingsville will hold a public hearing on Monday, August 8, 2016, at 6:00 P.M. to discuss and/or take action on the following items:

**Request for an alcohol variance for a Wine and Beer Retailer's Off-Premise Permit, for the establishment known as Rita's Super Store at 227 W King Ave.**

The meeting will be held at City Hall, 200 East Kleberg Ave., Kingsville, Texas 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.

## Kingsville Chamber hosts ribbon cutting for Sames Ford Nissan



The Kingsville Chamber of Commerce held a ribbon cutting for Sames Ford Nissan on Wednesday, July 13. The newly acquired business is part of the Sames family group that is Texas' oldest dealership. Chamber officials said they are excited about the purchase of the dealership in Kingsville and welcomed them to the community. (Submitted item)

## Natural Resources Conservation Service meets with local Lion's Club

The Natural Resources Conservation Service staff, including Pathways Student Intern Ashlee Barker, met with the local Lions Club last week and gave a program on the history of the NRCS and Soil and Water Conservation Districts as well as a brief discussion on the importance of protecting our most precious resource, soil.

After an enjoyable meal and the Lion's Club business meeting, the history of the Soil Conservation Service/ Natural Resources Conservation Service was covered including the beginning of the conservation agency on April 27, 1935. It was created due to the Dust Bowl era at that time

and Congress felt compelled to pass legislation to tackle the menace of erosion, especially in the Great Plains. They passed the act in Washington as a dust storm was encroaching on the Capitol.

The first Chief of the NRCS was Hugh Hammond Bennett, who was concerned about soil erosion early in his career as a surveyor for the USDA Bureau of Soils.

Thus, the first agency created was the Soil Erosion Service under the Department of Interior in 1935. Demonstration projects were established across the country.

After 1935 when the SCS was created, labor was first provided the Civilian Conservation Corps. Then, in 1936, the agency assumed responsibility for performing soil surveys and devising flood control plans for selected watersheds in America.

In 1935, soil and water conservation districts were established to lead in the conservation planning efforts at the local level. President Roosevelt sent the first Standard State Soil Conservation Districts Law to all the governors of the states.

The first district was established in the Brown Creek watershed in North Carolina on Aug. 4, 1937. Today there are more than 3,000 SWCDs in America.

Then came various conservation programs that were passed by Congress to help the landowners to address various conservation problems on their lands.

They included the Agricultural Conservation Program, Great Plains Conservation Program, Conservation Reserve Program in 1985, and the current Environmental Quality Conservation Program and Conservation

Stewardship Program.

In 1994, Congress initiated a major reorganization of the USDA and renamed the SCS the Natural Resources Conservation Service to better reflect the broad scope of the agency's mission. The mission of the NRCS is Helping People Help the Land. After 80 years, the agency continues to fulfill the conservation legacy that was created in 1935.

The Lions had several interesting questions for the speaker and it was an enjoyable hour spent with them. Special thanks goes to Joan Rumfield, president of the local organization.

Anyone interested in more information on the NRCS and assistance available, please contact the office in Kingsville at (361) 592-0309 Ext. 3 or come by the office at 401 E. King, Ste. 100.

## Notice of Public Hearing on Kenedy County Central Appraisal District 2017 Budget

The Kenedy County Central Appraisal District will hold a public hearing on a proposed budget for 2017.

The hearing will be held on August 8, 2016 at 10:30 A.M. in the District Courtroom, Kenedy County Courthouse, 151 N. Mallory St, Sarita Texas.

A summary of the proposed budget follows:

The total amount of the Budget. \$ 263,388

The total amount of increase from The current year's budget \$ 8,127

The number of employees compensated under the proposed budget 2

The number of employees compensated Under the current budget 2

The appraisal district is supported solely by payments from the local taxing units served by the appraisal district.

If approved by the appraisal district board of directors at the public hearing, this proposed budget will take effect automatically unless disapproved by the governing bodies of the county, school districts, cities and towns served by the district.

A copy of the proposed budget is available for public inspection in the office of each of the governing bodies. A copy is also available for inspection at the appraisal district office.

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## PUBLIC NOTICE

The City Commission of the City of Kingsville will hold a public hearing on Monday, August 8, 2016, at 6:00 P.M. to discuss and/or take action on the following items:

**Request for an alcohol variance for a Wine and Beer Retailer's Off-Premise Permit, for the establishment known as Rita's Super Store at 227 W King Ave.**

The meeting will be held at City Hall, 200 East Kleberg Ave., Kingsville, Texas 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.

**TOOTH TIPS** written by **Charles A. Clements, D.D.S.**  
MASTER IN THE ACADEMY OF GENERAL DENTISTRY

## Has Your Mouth Gone Dry?

Believe it or not, dry mouth is a common problem we see in our clinic and, in varying degrees, has potentially bad effects on your oral structures. You see, your saliva contains protective elements that help your mouth. It washes away food particles, neutralizes bacterial acids that cause tooth decay, and lubricates your mouth so you can adequately speak, eat and swallow. Sometimes people notice dry mouth right after starting or changing medications. Antihistamines, blood pressure medicines, painkillers, and antidepressants are just some of the known drugs that have dry mouth as a side effect. Your dentist can advise you on how to prevent this condition from damaging your teeth. Sugarless mints, rinses and even artificial saliva can be prescribed to help lubricate dental structures and maintain good oral health! If dry mouth is an intermittent problem for you, be sure to mention it at your next dental visit.



**592-5248**

www.KingsvilleDentist.com  
325 General Cavazos Blvd, Kingsville, Texas 78363

TOOTH TIPS IS A PAID ADVERTISEMENT PERSONALLY WRITTEN BY CHARLES A. CLEMENTS, D.D.S.

# **PUBLIC HEARING #2**

**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: July 29, 2016

SUBJECT: Request for Alcohol Variance at 1230 E. Santa Gertrudis

---

**Summary:** Due to the change of ownership and that a school is within 300 ft. of the property. The property in question requires a variance according to City ordinance 2004-20.

**Background:** Ad Narsidani, Inc. DBA Sunny Mart, new owner is requesting this variance. This address had an alcohol variance prior to the change of ownership. All required notices have been sent to the property owners within 300 ft. As of this point we have not received any negative feedback from the property owners or citizens that have been noticed.

**Financial Impact:** The continued receipt of sales tax.

**Recommendation:** Approve variance request.



Kind 6/28/16



# OFF-PREMISE PREQUALIFICATION PACKET

L-OFF  
(01/2016)

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

All statutory and rule references mentioned in this application refer to and can be found in the Texas Alcoholic Beverage Code or Rules located on our website: [www.tabc.texas.gov/laws/code\\_and\\_rules.asp](http://www.tabc.texas.gov/laws/code_and_rules.asp)

## LOCATION INFORMATION

1. Application for: ☒ Original

☐ Reinstatement

License/Permit Number \_\_\_\_\_

☐ Change of Licensed Location

License/Permit Number \_\_\_\_\_

2. Type of Off-Premise License/Permit

☒ BQ Wine and Beer Retailer's Off-Premise Permit

☐ LP Local Distributor's Permit

☐ BF Beer Retail Dealer's Off-Premise License

☐ E Local Cartage Permit

☐ P Package Store Permit

☐ ET Local Cartage Transfer Permit

☐ Q Wine Only Package Store Permit

☐ PS Package Store Tasting Permit

3. Indicate Primary Business at this Location

☐ Grocery/Market

☐ Convenience Store without Gas

☐ Liquor Store

☐ Miscellaneous \_\_\_\_\_

☒ Convenience Store with Gas

4. Trade Name of Location

SUNNY MINI MART

5. Location Address

1230 E. SANTA GERTRUDIS ST.

City

KINGSVILLE

County

KLEBERG

State

TX

Zip Code

78363

6. Mailing Address

1230 E. SANTA GERTRUDIS ST.

City

KINGSVILLE

State

TX

Zip Code

78363

7. Business Phone No.

(361) 595-3101

Alternate Phone No.

(361) 396-2732

E-mail Address

DIANABRAVO54@YAHOO.COM

## OWNER INFORMATION

8. Type of Owner

☐ Individual

☒ Corporation

☐ City/County/University

☐ Partnership

☐ Limited Liability Company

☐ Other \_\_\_\_\_

☐ Limited Partnership

☐ Joint Venture

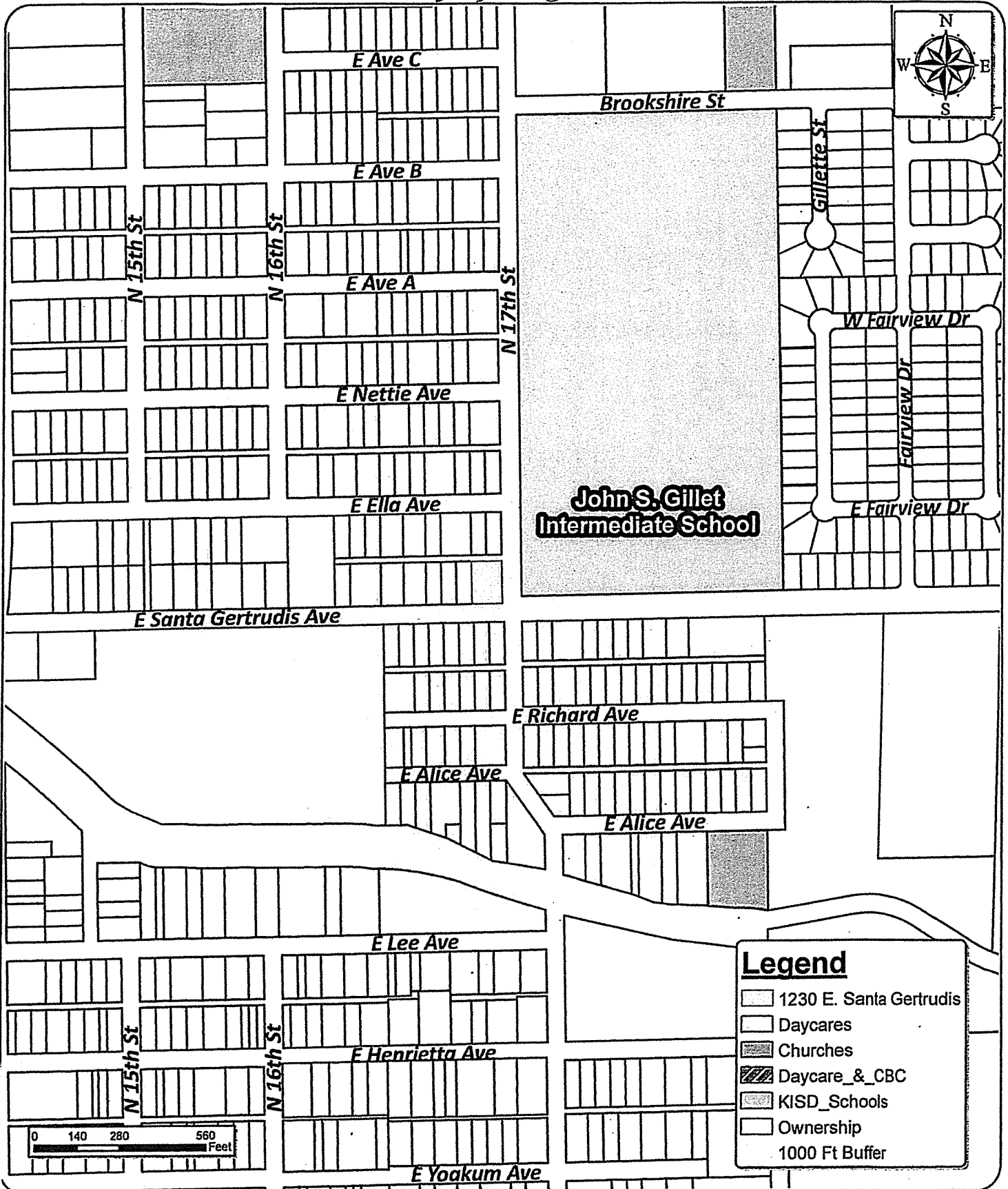
☐ Limited Liability Partnership

☐ Trust

9. Business Owner/Applicant

AD NARSIDANI INC.

# City of Kingsville



Document Path: \\SAM\Engineering and Public Works\Engineering\GIS Techs\MAPS\MAP\_DOCUMENTS\Alcohol\_Permits.mxd

Page 1/1	Drawn By: Engineering Dept.	<p><b>DISCLAIMER</b></p> <p>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.</p>	<p><b>CITY OF KINGSVILLE</b></p> <p><b>ENGINEERING DEPARTMENT</b></p> <p>200 East Kleberg Kingsville, Texas 78363 Office: 361-595-8005 Fax: 361-595-8035</p>
	Last Update: 7/1/2016		
	Note: Please see attached documents.		

# Alcohol Permit Request - 1230 E. Santa

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		21913	21293	14805	14173	13483	12820
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**E Ella**

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**E Santa Gertrudi**

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18301	19060
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**N 17th**

(GILLET  
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### **PUBLIC NOTICE**

The City Commission of the City of Kingsville will hold a public hearing on Monday, August 8, 2016, at 6:00 P.M. to discuss and/or take action on the following items:

**Request for an alcohol variance for a Wine and Beer Retailer's Off-Premise Permit (change of ownership), for the establishment known as SUNNY MINI MART AT 1230 E SANTA GERTRUDIS.**

The meeting will be held at City Hall, 200 East Kleberg Ave., Kingsville, Texas 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.



FIDEL ALVAREZ (LIFE EST)  
SYLVIA IREN ALVAREZ  
1217 E SANTA GERTRUDIS  
KINGSVILLE, TX 78363  
#21238

RAMON RAMIREZ VILLANUEVA  
ANA LEMUZ DE RAMIREZ  
1205 E SANTA GERTRUDIS  
KINGSVILLE, TX 78363  
#21868

RODOLFO GONZALES EST  
P.O. BOX 707  
KINGSVILLE, TX 78364  
#22510

OSCAR C QUINTANILLA C EST  
ERNESTINA QUINTANILLA  
1221 E SANTA GERTRUDIS  
KINGSVILLE, TX 78363  
#23125

RAMON ESPINOZA JR  
1225 E SANTA GERTRUDIS  
KINGSVILLE, TX 78363  
#13594

BETTY ANN REYES  
6219 PANTHER PEAK  
SAN ANTONIO, TX 78247  
#14259

RUBEN RAMOS JR  
1229 E SANTA GERTRUDIS  
KINGSVILLE, TX 78363  
#14915 & 15528

SHOUKAT AND SIANA NARSIDANI  
1230 E SANTA GERTRUDIS  
KINGSVILLE, TX 78363  
# 19503

GUADALUPE G SOLIZ EST  
P.O. BOX 1354  
KINGSVILLE, TX 78364  
#20152

JOSE R AND LEANDRA G GUERRA  
1220 E SANTA GERTRUDIS  
KINGSVILLE, TX 78363  
#11791

ESEQUIEL AND IRMA P DE LA PAZ  
% MARGOT DE LA PAZ  
25906 MISSION BLUFF  
BOERNE, TX 78015  
#12450

JOSE GONZALEZ EST  
GLORIA GONZALEZ  
1303 E SANTA GERTRUDIS  
KINGSVILLE, TX 78363  
#18301

MONICA MARIE ALVAREZ  
1313 E RICHARD  
KINGSVILLE, TX 78363  
#19060

ESEQUIEL DE LA PAZ %  
MARGOT DE LA PAZ  
25906 MISSION BLUFF  
BOERNE, TX 78015  
#13105

MELCHOR B HAWKINS  
5399 COUNTY ROAD 440  
ALICE, TX 78332  
#21293

FELIPE R GARCIA JR  
1226 E ELLA  
KINGSVILLE, TX 78363  
#21913

ELIZA A GUERRRA AND JOSE G GUERRA  
1225 E ELLA  
KINGSVILLE, TX 78363  
#18731

GREGORIO V GONZALEZ JR  
1235 E ELLA  
KINGSVILLE, TX 78363  
# 20005

RITA GARCIA OLIVAREZ  
15719 WALNUT TRAIL DR  
SAN ANTONIO, TX 78247  
#11000 & 12938

DELFINA BAZAN LIFE EST  
ELIZABETH BAZAN HARRIS  
1245 E ELLA  
KINGSVILLE, TX 78363  
#11647

MANUEL H GONZALES  
NORMA ELLA GONZALES  
256 E COUNTY ROAD 2150  
KINGSVILLE, TX 78363  
#12820

ABEL L GARCIA  
106 S PASTORIA AVE  
SUNNYVALE, CA 94086  
#13483

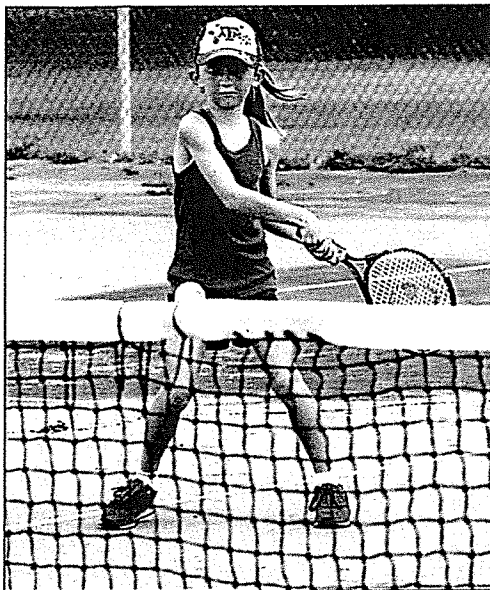
GEORGE ADAME  
P.O. BOX 444  
KINGSVILLE, TX 78364  
#14173

REYMUNDO LOERA JR  
1242 E ELLA  
KINGSVILLE, TX 78363  
#14805

MIGUEL AND BERENICE RAMIREZ  
P.O. BOX 5060  
KINGSVILLE, TX 78364  
# 20794

MARIO C AND RAQUEL FLORES  
1237 E ELLA  
KINGSVILLE, TX 78363  
# 20654

## Despite location change, HMK tennis camp going strong



Pictured above is Alyssa Rios, and at left is Milce Brennan, two beginner players at the H.M. King summer tennis camp. Despite having to move locations to Memorial Middle School, the annual H.M. King summer tennis camp still has beginner and intermediate players out every morning going through drills. Coach Ed Gonzales said this year's camp has had a strong turnout despite the move to MMS. Former Brahma players are also helping coach and lead drills during the camp. The second session of the camp wraps up Thursday. (Photos by Jaime Gonzalez)

## Big Dog Powerlifting dominates Battle of the Bay

By Jaime Gonzalez  
jgonzalez@king-ranch.com

Big Dog Powerlifting, based out of Bishop, took seven first place finishes and a second place finish at the National Powerlifting Champions Battle of the Bay earlier this month in Corpus Christi.

On the boys side, all three Big Dog lifters took first place in their respective divisions.

Arturo Reyna took first place in the equipped 148-pound class with a 248-pound bench,

396-pound squat and a 407-pound deadlift.

Samuel Alcantar matched his teammate with a first-place finish in the raw 148-pound division with a 181-pound bench, 325-pound squat and a 380-pound deadlift.

Joseph Moreno rounded out the boys team by taking first place in the raw 165-pound class.

Moreno benched 104 pounds, squatted 192 pounds and deadlifted 226 pounds.

At 13, Moreno was the youngest lifter at the meet. The girls team took four

first place spots, and swept the top two places in one of the divisions.

Isabel Soliz took first in the equipped 123-pound division.

She benched 104 pounds, squatted 226 pounds and deadlifted 248 pounds.

Her teammate Gabriela Reyna finished right behind her in second in the division with a bench of 99 pounds, a squat of 192 pounds and a deadlift of 192 pounds.

Ava Garza finished first in the equipped 148-pound division with a bench 121 pounds, squat of 248

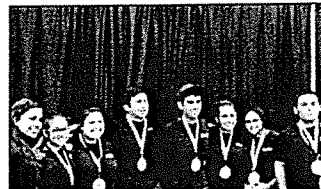
pounds and a deadlift of 259 pounds.

Araceli Loera earned first place in the equipped 198-pound class with a bench of 159 pounds, a squat of 308 pounds and a deadlift of 264 pounds.

In the 220-pound class, Alexis Estrangel finished first with a 170-pound bench, a 314-pound squat and a 226-pound deadlift.

Big Dog powerlifting will compete in Brownsville in September for their next competition.

They will host a bake sale fundraiser Saturday at Walmart.



Big Dog Powerlifting had eight medalists at the Battle of the Bay meet earlier this month in Corpus Christi. The team finished with seven first-place medals and a second-place medal at the NPC event. The team will next compete in Brownsville in September. Noe Barrera is the coach of Big Dog Powerlifting. (Submitted photo)

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### PUBLIC NOTICE

The City Commission of the City of Kingsville will hold a public hearing on Monday, August 8, 2016, at 6:00 P.M. to discuss and/or take action on the following items:

Request for an alcohol variance for a Wine and Beer Retailer's Off-Premise Permit (change of ownership), for the establishment known as SUNNY MINI MART at 1230 E. SANTA GERTRUDIS. The meeting will be held at City Hall, 200 East Kleberg Ave., Kingsville, Texas 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 Zoning Board of Adjustment of the City of Kingsville will hold a Special Meeting on Thursday August 4, 2016 at 6:00 p.m. The following item will be presented for discussion and/or action:

ITEM NO. 2015-16: KISD owner, Johnny Macareno agent, is requesting a variance for a monument sign that will exceed the 18 inches of the ground located KT & I Co, BLOCK 10, LOT PT 10, (EXEMPT), ACRES 9.47 (EXEMPT).

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

# **CONSENT AGENDA**

# **AGENDA ITEM #1**

**City of Kingsville  
Engineering/Public Works**

---

TO: Mayor and City Commissioners

CC: Jesus A. Garza, City Manager

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

DATE: July 20, 2016

SUBJECT: Budget amendment for Public Works Overtime for FY 2015 - 2016

---

**Summary:**

This item authorizes the approval of a budget amendment to increase overtime for public works due to increased activity and debris removal due to the May 31<sup>st</sup>, 2016 storm event.

**Background:**

On May 31, 2016, the City of Kingsville experience thunder storms producing high winds and rain, and several confirmed tornados. Although no personal injuries were reported, the storm caused extensive damage around the city. As a result, the Public Works Department has been working "around the clock" in clean-up and debris removal. All divisions with the Public Works Department have been working on these efforts. As an example, the Water Distribution Division of Public Works has been removing brush at the Municipal Golf Course. With the increased clean up activity, Public Works is requesting additional funds through a budget amendment to cover these expenses for Fiscal Year 2015-2016. The funds will cover overtime and hauling charges for all divisions of Public Works.

**Financial Impact:**

The financial impact is \$40,000.00 that is budgeted through account 099-05-1603-31439 Debris removal and collections as part of the disaster general fund.

**Recommendation:**

Staff recommends authorization of this item as it will expedite and enhance clean-up efforts around the City of Kingsville.



**ORDINANCE NO. 2016-\_\_\_\_\_**

**AN ORDINANCE AMENDING THE FISCAL YEAR 2015-2016 BUDGET FOR PUBLIC WORKS OVERTIME DUE TO RECENT STORM EVENT.**

**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/>					
<b>Fund 099-Disaster Response Recovery Fund</b>					
<u>Equity</u>					
2		Restricted-Disaster Response	61002		<u>\$40,000</u>
<u>Expenses</u>					
5-1702		Overtime	11200	\$40,000	<u>\$40,000</u>

[To amend the City of Kingsville FY 15-16 Disaster Response Recovery Fund Budget to include Public Works overtime due to increased activity and debris removal from the May 31<sup>st</sup>, 2016 storm event as per the attached memo from the City Engineer/Director of Public Works.]

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 25<sup>th</sup> day of July, 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 #2**

**City of Kingsville  
Police Department**

---

TO: Mayor and City Commissioners  
CC: Jesus A. Garza, City Manager  
FROM: Ricardo Torres, Chief of Police  
DATE: July 20, 2016  
SUBJECT: Request for Budget Amendment

---

**Summary:**

The police department is requesting a budget amendment in the amount of \$10,610.00 for the purchase and installation of a generator for the radio tower site.

**Background:**

The 800MHz radio system backbone is located at the tower site, at the Dick Kleberg Park. The site currently has a propane Generac generator that is a backup for our radio system should power be lost as was the case during the recent weather event. That generator is not large enough to run the cooling system. The new generator will run the radio system as well as the cooling system so that the electronics are not damaged due to the heat.

**Financial Impact:**

The equipment consists of a Generac 22kw propane generator, reusing existing circuits and transfer switch. Generator comes with a 2yr limited warranty and we would recommend purchasing the 10yr warranty at a cost of \$1,320.00

Generator=\$5,520.00      Material=\$350.00      Labor=\$3,120.00      10Yr Warr=\$1,320.00  
AmeriGas to disconnect old generator and connect new generator to propane tank=\$300.00

Total Expenditures would be \$10,610.00

**Recommendation:**

We request that the budget amendment be approved to cover the cost of the generator, warranty and related installation expenses.





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TECL #29608

P.O. BOX 10366 CORPUS CHRISTI, TX 78460 (361) 242-3121 FAX (361)242-2678 [www.rabalais.com](http://www.rabalais.com)

### Proposal

Date: 07/20/2016

Rabalais I&E Constructors, hereby proposes to provide the Electrical Installation:

AT: City of Kingsville Police Department

FOR: Chief Torres

In accordance with the following scope of work and specifications:

Demo and replace existing generator with a new 22kw generac propane generator. Reuse existing circuits and transfer switch. New generator comes with a 2yr. Limited warranty. A 10 yr. warranty is available at additional cost of \$1,320.00. Excludes connecting/disconnecting propane lines.

Generator=\$5,520.00 Material=\$350.00 Labor=\$3,120.00

\$8,990.00

Bid Total

\$0.00

Tax

Bid Total with Tax

The price for the work described above will be: \$8,990.00

Eight thousand nine hundred and ninety dollars.

*This proposal is void if not accepted in writing within 10 days after this date; however, when executed by both parties, it shall become the contract for the services described above.*

**SEE REVERSE SIDE OF THIS AGREEMENT FOR ADDITIONAL TERMS AND CONDITIONS.**

**Acceptance of Proposal:** I have read both sides of this document and accept the prices, specifications and conditions stated. I understand that upon signing, this proposal becomes a binding contract. Rabalais I&E Constructors are authorized to do the work as specified.

**Accepted By:**

Signature

Print Name

Title

Date

**RABALAIS I & E CONSTRUCTORS**

It is our privilege to offer our company's abilities and competitive prices to you. Please call for any additional information you might need in making

Freddy Nava

Freddy Nava

361-242-3121, Ext. 124

[fnava@rabalais.com](mailto:fnava@rabalais.com)

## TERMS AND CONDITIONS OF CONTRACT

1. Written Orders- Rabalais I & E Constructors, will receive written orders for all additional work or changes signed by authorized person representing customer. No such additional work shall be commenced until such written authorization is received and acknowledged by Rabalais I & E Constructors.
2. Payment for Additional Work of Changes- Payments for changes to the original contract shall be made under the same terms and conditions as are embodied in the original contract.
3. Unavoidable Interruptions- It is hereby mutually agreed that Rabalais I & E Constructors, shall not be held responsible or liable for any loss, damage or delay caused by fire, strikes, civil or military authority or any other cause beyond its control.
4. Charges to Rabalais I & E Constructors- Rabalais I & E Constructors, shall not be liable for any charges for temporary wiring, electrical energy, heat, job clean-up, hoisting, job telephone, job office or storage space, etc., unless specifically stated in this proposal.
5. Liquidated Damages- Rabalais I & E Constructors, shall not be liable for any charges for liquidated damages resulting from delay in completion of the work caused by factors beyond its control.
6. Transfer of Title- If the customer transfers ownership of the property by sale or otherwise, the full amount remaining unpaid on this contract shall become immediately due and payable after date of such sale.
7. Arbitration- Any controversy or claim arising out of or relating to this contract or the breach thereof, shall be settled by arbitration in Nueces County, Texas, in accordance with the rules, then obtaining, of the American Arbitration Association, and the judgement upon the award rendered may be entered in the highest court of the forum, state or federal, having jurisdiction.
8. Work Week- The proposal is based on a 40 hour work week at normal work hours unless otherwise specified.
9. Payment- Payment for all amounts due under this agreement as well as any additions to this agreement are due and payable at the office of Rabalais I & E Constructors- 11200 Up River Road, Corpus Christi, TX 78410 Nueces County, Texas. Payments shall be made by mail to Rabalais I & E Constructors- at P.O. Box 10366, Corpus Christi, TX 78460 or in person at 11200 Up River Road, Corpus Christi, TX 78460, Nueces County, Texas. All past due amounts shall bear interest at maximum allowed.
10. This agreement shall be interpreted according to the laws of the State of Texas and venue for any dispute arising out of this agreement shall be in Nueces County, Texas.

**From:** Monica Flores <monica@kingsvillepd.us>  
**Sent:** Wednesday, July 20, 2016 2:17 PM  
**To:** 'Ricardo Torres'  
**Subject:** FW: Disconnect and Reconnect Generator

---

**From:** Bush, Leia [<mailto:Leia.Bush@amerigas.com>]  
**Sent:** Wednesday, July 20, 2016 2:08 PM  
**To:** 'monica@kingsvillepd.us'  
**Subject:** Disconnect and Reconnect Generator

Monica,

Per our conversation on the phone to disconnect the generator and reconnect it. Your looking at a minimum of 1 hour for each trip @ \$104.00 per hour and the dispatch fee of \$39.99 for the dispatch of the technician. There may be parts that will need to be changed out or replaced. This may alter the cost. The total without any parts installed would be as follows:

City of Kingsville – Police Dept. #101902688

Labor – 2hours = \$208.00  
Dispatch fee - X 2 = \$79.98

Total - \$294.58

Let me know if you need anything else. The soonest available date I have to disconnect the generator will be 07/25/2016. Let me know if that will work out for you.

Thank you,

**Leia M. Bush - CRR**  
**AmeriGas**  
553 E Cong. Solomon P. Ortiz Blvd.  
Robstown, Tx. 78380  
Office: 361-387-3033  
Fax: 361-387-5121  
Email: [Leia.Bush@AmeriGas.com](mailto:Leia.Bush@AmeriGas.com)

ORDINANCE NO. 2016- \_\_\_\_\_

**AN ORDINANCE AMENDING THE FISCAL YEAR 2015-2016 BUDGET FOR THE PURCHASE AND INSTALLATION OF A GENERATOR FOR THE POLICE DEPARTMENT RADIO TOWER SITE.**

**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 099-Disaster Response Recovery Fund**

Equity

2		Restricted-Disaster Response	61002		<u>\$10,610</u>
---	--	------------------------------	-------	--	-----------------

Expenses

5-2103		Machinery/Equipment	71200	\$10,610	
				<u>\$10,610</u>	

[To amend the City of Kingsville FY 15-16 Disaster Response Recovery Fund Budget to include the purchase and installation of a generator for the radio tower site 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 25<sup>th</sup> day of July, 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 #3**



**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: July 15, 2016  
SUBJECT: Abandonment of Alley (Torres Estates)

---

**Summary:** The developers of Torres Estate are requesting that the City abandon the alley that is on the south side of the project. The alley is 20 feet in width. The desire is for this property that is abandoned be attached to the appropriate property owner.

**Background:** This is an infill project that is intending to build smaller homes. The alley is no longer used and it is the desire of the developers to attach that ground to whichever lot is appropriate. Enclosed is a copy of the final plat for this project. There is also are documents that reflect the legal of the alley and the location of it to the relationship of the development. There is a utility easement there and there are utilities so we are not abandoning the utility easement. The developer is aware of this that is why the request is for the alley only. There is concern on the part of staff concerning access to the utilities and that has been expressed to the developers of the project.

**Financial Impact:** There is no direct financial impact to the city. There could be the point that the additional ground for the lot could help in the sale of the ground.

**Recommendation:** While the infill project is an important one for the City access to the utilities is a concern for staff.



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*FINAL PLAT OF*  
**TORRESESTATES**

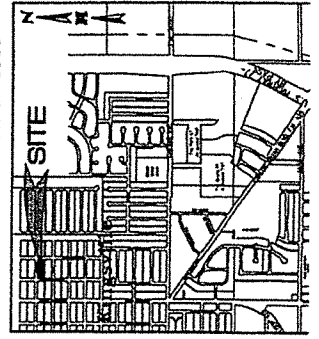
BEING A SUBDIVISION OF 1.44 ACRES SITUATED IN THE CITY OF KINGSVILLE, KLEBERG COUNTY, TEXAS, OUT OF LOTS 1, 2, AND 3, BLOCK 2 CLYDE ADDITION TO THE CITY OF KINGSVILLE VOLUME 1, PAGE 33, ENVELOPE 18, K.C.M.R. AND ALL OF LOTS 1,2,3,4,5,6,7,8, AND 9, BLOCK 1 EVA ADDITION TO THE CITY OF KINGSVILLE VOLUME 1, PAGE 33, ENVELOPE 17, K.C.M.R. KLEBERG COUNTY, TEXAS

DEBIT BY : MAX	DATE : 8/7/18
BURNING OFFICE BY :	DATE :
PAYAL CHECK BY :	DATE :

090618 - 1415Z  
040618 - 1700Z  
010618 - 0800Z

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**FLOOD ZONE**  
**ZONE "X" (UNSHADED)**  
AREAS DETERMINED TO BE OUTSIDE THE 0.2% ANNUAL CHANCE FLOODPLAIN.  
COMMUNITY PANEL NUMBER: #8024 0-118 B  
EFFECTIVE DATE: MARCH 17, 2014



VICINITY MAP scale: 1"=1000'

**WITNESSES:**

12:01 PM  
The deadline for submitting the application is 12:01 PM. The deadline for submitting the application is 12:01 PM.

STAYCE TEXAS  
COLUMBIA, MO. 65201

1981 The Publ. Phil. Soc. 1981 The Publ. Phil. Soc.

1990, 1991)

© 2006 Blackwell Publishing Ltd, *Journal of Internal Medicine* 260: 105–114

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**WISCONSIN**

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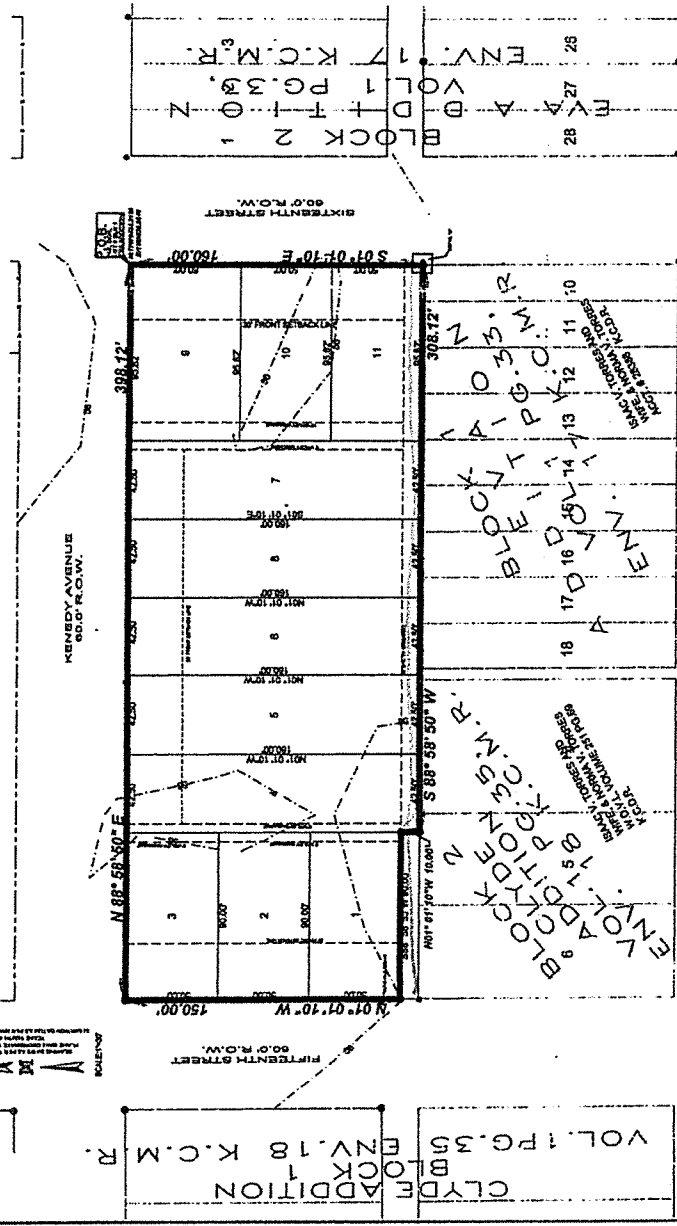
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## GENERAL NOTES AND OBSERVATIONS

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### CONCLUSION

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EXHIBIT "A"

July 07, 2016

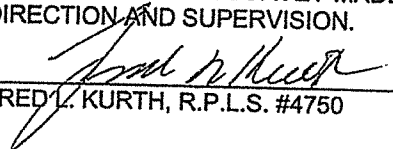
**METES AND BOUNDS DESCRIPTION**  
**0.162 AC. OUT OF THE EXISTING 20.0-FOOT ALLEY**  
**OUT OF BLOCK 1, EVA ADDITION AND**  
**BLOCK 2, CLYDE ADDITION**

A tract of land containing 0.162 of one acre situated in Kleberg County, Texas, being a part or portion of a 20.0-foot Alley located in Block 1, Eva Addition, according to the plat thereof recorded in Volume 1, Page 33, Envelope 17, and out of Block 2, Clyde Addition, according to the plat thereof recorded in Volume 1, Page 35, Envelope 18, said 0.162 of one acre is more particularly described as follows:

BEGINNING at a No. 4 rebar set [Northing: 17076294.338, Easting: 1193831.568] at the Southeast corner of said Lot 9, Block 1, for the Northeast corner of this herein described tract;

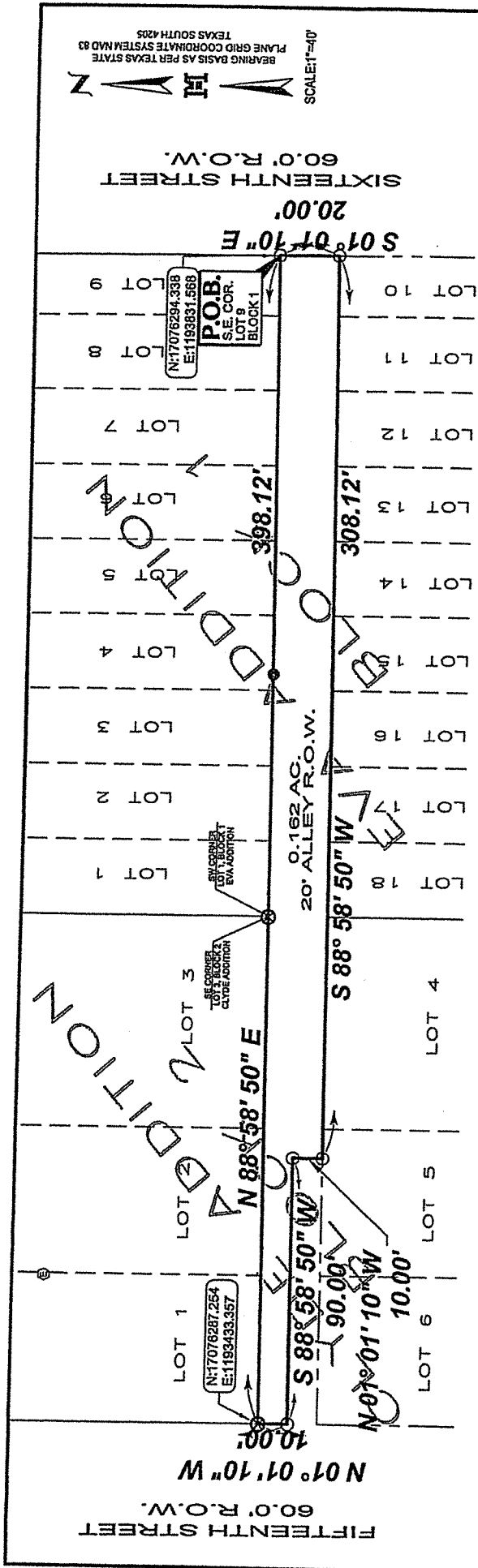
1. THENCE, S 01° 01' 10" E along the West right-of-way line of Sixteenth Street, a distance of 20.00 feet to a No. 4 rebar set for the Southeast corner of this tract;
2. THENCE, S 88° 58' 50" W a distance of 308.12 feet to a No. 4 rebar set for the Easternmost Southwest corner of this tract;
3. THENCE, N 01° 01' 10" W a distance of 10.00 feet to a No. 4 rebar set for an inside corner of this tract;
4. THENCE, S 88° 58' 50" W a distance of 90.00 feet to a No. 4 rebar set for the Westernmost Southwest corner of this tract;
5. THENCE, N 01° 01' 10" W along the East right-of-way line of Fifteenth Street, a distance of 10.00 feet to a No. 5 rebar found [Northing: 17076287.254, Easting: 1193433.357] at the Southwest corner of Lot 1, of said Block 2, Clyde Addition, for the Northwest corner of this tract;
6. THENCE, N 88° 58' 50" E at a distance of 171.75 feet pass a No. 5 rebar found on the Southeast corner of Lot 3, of said Block 2, Clyde Addition, and the Southwest corner of Lot 1, of said Block 1, Eva Addition, at a distance of 254.49 feet pass a No. 4 rebar found, continuing a total distance of 398.12 feet to the POINT OF BEGINNING, and containing 0.162 of one acre of land, more or less.

I, FRED L. KURTH, A REGISTERED PROFESSIONAL LAND SURVEYOR DO HEREBY AFFIRM THAT THIS METES AND BOUNDS DESCRIPTION REPRESENTS THE RESULTS OF A SURVEY MADE ON THE GROUND ON 07/30/2014 UNDER MY DIRECTION AND SUPERVISION.

  
FRED L. KURTH, R.P.L.S. #4750

7-7-16  
DATE:





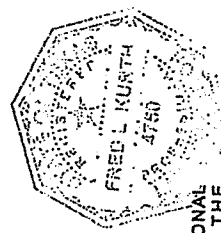
- NOTES:**
1. SURVEY IS VALID ONLY IF PRINT HAS ORIGINAL SEAL & SIGNATURE OF SURVEYOR.
  2. SURVEY WAS PREPARED WITHOUT THE BENEFIT OF A TITLE COMMITMENT WHICH MAY SHOW EASEMENTS AFFECTING THIS TRACT. THE SURVEYOR IS ADVISING THE RECIPIENT OF THIS PLAT THAT EASEMENTS MAY AFFECT THIS TRACT.

### EXHIBIT "B"

### LEGEND

- FOUND No.4 REBAR
- FOUND No.5 REBAR
- SET No.4 REBAR WITH PLASTIC CAP STAMPED MELDEN & HUNT
- RIGHT OF WAY
- K.C.M.R. - KLEBERG COUNTY MAP RECORDS
- S.E. COR. - SOUTHEAST CORNER
- S.W. COR. - SOUTHWEST CORNER
- P.O.B. - POINT OF BEGINNING
- AC. - OF ONE ACRE

I, FRED L. KURTH, A REGISTERED PROFESSIONAL LAND SURVEYOR, DO HEREBY CERTIFY THE FOREGOING PLAT TO BE TRUE AND CORRECT REPRESENTATION OF A SURVEY MADE ON THE GROUND ON 07/30/2014 UNDER MY DIRECTION AND SUPERVISION.



*Fred L. Kurth* 7-2-16  
 FRED L. KURTH, RPLS No. 4750 DATE:

PLAT SHOWING  
 0.162 AC. OUT OF AN  
 EXISTING 20.0-FOOT ALLEY  
 OUT OF BLOCK 1, EVA ADDITION  
 VOLUME 1, PAGE 33, ENVELOPE 17, K.C.M.R.  
 AND BLOCK 2, CLYDE ADDITION  
 TO THE CITY OF KINGSVILLE  
 VOLUME 1, PAGE 35, ENVELOPE 18, K.C.M.R.  
 KLEBERG COUNTY, TEXAS

**MELDEN & HUNT INC.**  
 CONSULTANTS • ENGINEERS • SURVEYORS  
 227 N. F.M. 3167  
 RIO GRANDE CITY, TX 78152  
 PH: (956) 487-9256  
 FAX: (956) 488-8591

115 W. MCINTYRE  
 EDINBURG, TX 78541  
 PH: (956) 381-0981  
 FAX: (956) 381-1839  
 ESTABLISHED 1947  
 www.meldenandhunt.com

BOOK T-979, PG. 28-28  
 DATE: 07/30/2016  
 JOB NO. 14095.08  
 FILE NAME: 14095.08  
 DRAWN BY: J.L.G.

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BEARING BASIS AS PER TEXAS STATE  
 PLANE GRID COORDINATE SYSTEM NAD 83  
 TEXAS SOUTH 4205

SIXTEENTH STREET  
 60.0' R.O.W.

FIFTEENTH STREET  
 60.0' R.O.W.

**NOTICE OF CONFIDENTIALITY RIGHTS:** IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OF THE FOLLOWING INFORMATION FROM THIS INSTRUMENT BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER

**WARRANTY DEED WITH VENDOR'S LIEN**

DATE: October 2<sup>nd</sup>, 2014

**GRANTOR:** Isaac Torres, a/k/a Isaac V. Torres, and wife, Norma V. Torres

**GRANTOR'S MAILING ADDRESS (INCLUDING COUNTY):** Post Office Box 1813, Kingsville, Kleberg County, Texas 78364

**GRANTEE:** South Texas Benevolence Society, Inc., by and through its President, Mark Dizdar

**GRANTEE'S MAILING ADDRESS (INCLUDING COUNTY):** 1101 B Vine, McAllen, Hidalgo County, Texas 78501

**CONSIDERATION:** Ten and 00/100th Dollars (\$10.00) and one (1) real estate lien note as follows:

One (1) real estate lien note of even date that is in the principal amount of Eighty-Seven Thousand Five Hundred and 00/100ths Dollars (\$87,500.00), and is executed by the Grantee, payable to the order of Kleberg Bank, N.A. The note is secured by a vendor's lien retained in favor of Grantor in this deed and by a deed of trust of even date from Grantee to JOE M. HENKEL, Trustee. The vendor's lien and superior title to the property are retained for the benefit of Grantor and are hereby transferred to Kleberg Bank, N.A.

**PROPERTY (INCLUDING ANY IMPROVEMENTS):**

Lots One (1) through Three (3), Block Two (2), CLYDE ADDITION, an addition to the City of Kingsville, according to map or plat of record in Volume 1, Page 35, Envelope 18, Map Records of Kleberg County, Texas; and

Lots One (1) through Nine (9), Block One (1), EVA ADDITION, an addition to the City of Kingsville, according to map or plat of record in

Volume 1, Page 33, Envelope 17, Map Records of Kleberg County,  
Texas.

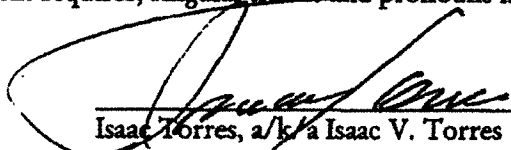
**RESERVATIONS FROM AND EXCEPTIONS TO CONVEYANCE AND WARRANTY:** All easements, rights of way, prescriptive rights, and reservations of record, all presently recorded restrictions, covenants, reservations, conditions, oil and gas leases, mineral severances, and other instruments that affect the property; and any discrepancies, conflicts, or shortages in area or boundary lines.

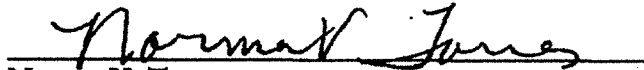
Grantor, for the consideration and subject to the reservations from and exceptions to conveyance and warranty, grants, sells, and conveys to Grantee the property, together with all and singular the rights and appurtenances thereto in any wise belonging, subject to the provisions stated above, to have and hold it to Grantee, Grantee's heirs, executors, administrators, successors, or assigns forever. Grantor hereby binds Grantor and Grantor's heirs, executors, administrators, and successors to warrant and forever defend all and singular the property to Grantee and Grantee's heirs, executors, administrators, successors, and assigns, against every person whomsoever lawfully claiming or to claim the same or any part thereof, subject to the reservations from and exceptions to warranty.

The vendor's lien and superior title to the property are retained until each note described is fully paid according to its terms, at which time this deed shall become absolute.

GRANTOR SELLS TO GRANTEE AND GRANTEE PURCHASES FROM GRANTOR, THE PROPERTY IN ITS "AS-IS", "WHERE-IS" CONDITION, AND WITH ALL FAULTS, EXCEPT FOR THE WARRANTIES OF TITLE AS PROVIDED AND LIMITED HEREIN. GRANTOR HAS NOT MADE AND DOES NOT MAKE ANY REPRESENTATIONS AS TO THE PHYSICAL CONDITION, LAYOUT, FOOTAGE, EXPENSES, ZONING, OPERATION, OR ANY OTHER MATTER AFFECTING OR RELATED TO THE PROPERTY, AND BUYER HEREBY EXPRESSLY ACKNOWLEDGES THAT NO SUCH REPRESENTATIONS HAVE BEEN MADE. GRANTOR MAKES NO OTHER WARRANTIES, EXPRESS OR IMPLIED, OF MERCHANTABILITY, MARKETABILITY, FITNESS OR SUITABILITY FOR A PARTICULAR PURPOSE OR OTHERWISE EXCEPT AS SET FORTH AND LIMITED HEREIN. ANY IMPLIED WARRANTIES ARE EXPRESSLY DISCLAIMED AND EXCLUDED.

When the context requires, singular nouns and pronouns include the plural.

  
Isaac Torres, a/k/a Isaac V. Torres

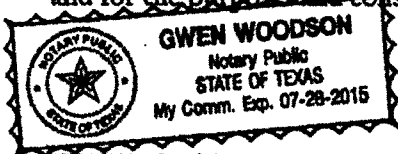
  
Norma V. Torres

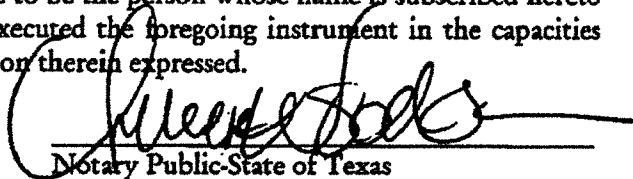
#### ACKNOWLEDGMENTS

STATE OF TEXAS  
COUNTY OF KLEBERG

§  
§

On this 27th day of October, 2014, came on before me the undersigned notary public in and for the State of Texas, the person of Isaac Torres, a/k/a Isaac V. Torres, known to me to be the person whose name is subscribed hereto and acknowledged to me that he executed the foregoing instrument in the capacities and for the purposes and consideration therein expressed.

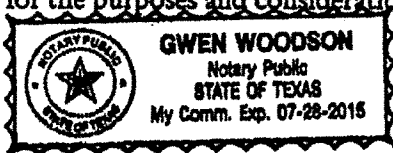


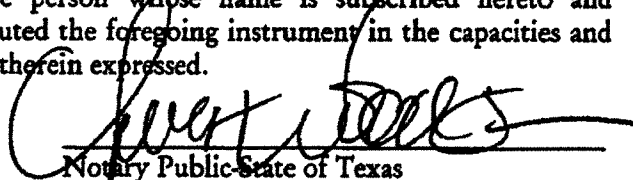
  
Notary Public-State of Texas

STATE OF TEXAS  
COUNTY OF KLEBERG

§  
§

On this 27th day of October, 2014, came on before me the undersigned notary public in and for the State of Texas, the person of Norma V. Torres, known to me to be the person whose name is subscribed hereto and acknowledged to me that she executed the foregoing instrument in the capacities and for the purposes and consideration therein expressed.



  
Notary Public-State of Texas

***PREPARED IN THE LAW OFFICE OF:***

Michael James Krueger  
Post Office Box 1538  
Kingsville, Texas 78364-1538

***AFTER RECORDING RETURN TO:***

South Texas Benevolence Society, Inc.  
Attention: Mr. Mark Dizdar  
1101 B. Vine  
McAllen, Texas 78501



VOL. 521 PAGE 848

FILE# 300454

FILED FOR RECORD

2014 NOV -3 AM 10:18

STEPHANIE G. GARZA  
COUNTY CLERK KLEBERG COUNTY

BY *Connie G. Martinez*  
CONNIE G. MARTINEZ

STATE OF TEXAS, COUNTY OF KLEBERG, I HEREBY CERTIFY THAT THIS INSTRUMENT WAS FILED ON THE DATE AND TIME STAMPED HEREON BY ME AND WAS DULY RECORDED IN THE OFFICIAL RECORDS OF KLEBERG COUNTY, TEXAS

VOL 521 PAGE 844

NOV - 5 2014

DELIVERY DATE



*Stephanie G. Garza*  
STEPHANIE G. GARZA  
COUNTY CLERK, KLEBERG COUNTY

ANY PROVISIONS HEREIN WHICH RESTRICTS THE SALE, RENTAL, OR USE OF THE DESCRIBED REAL PROPERTY BECAUSE OF COLOR OR RACE INVALID AND ENFORCEABLE UNDER FEDERAL LAW.

RETURN TO:

KINGSVILLE TITLE SERVICES

P O BOX 1434—115 N SEVENTH

KINGSVILLE TX 78363

RECORDERS MEMORANDUM:

ALL OR PART OF A SOCIAL SECURITY NUMBER, IF CONTAINED IN THIS DOCUMENT, MAY HAVE BEEN REDACTED. TEX. GOV'T CODE SEC. 552.147(b) THE COUNTY CLERK MAY REDACT A LIVING PERSON'S SOCIAL SECURITY NUMBER FROM ANY OR ALL DOCUMENTS CONTAINED FOR DISCLOSURE KLEBERG COUNTY.

**ORDINANCE NO. 2016-\_\_\_\_\_**

**AN ORDINANCE ABANDONING AN ALLEY AND RETAINING AN EASEMENT FOR UTILITY PURPOSES IN BLOCK 1, EVA ADDITION, LOTS 1-18 AND IN BLOCK 2, CLYDE ADDITION, LOTS 1-6 (ALLEY IS BETWEEN 15<sup>TH</sup> AND 16<sup>TH</sup> STREETS) FOR TORRES ESTATES; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH AND PROVIDING FOR AN EFFECTIVE DATE AND PUBLICATION.**

**WHEREAS**, a twenty (20) foot alley right of way lies between Block 1, Eva Addition, Lots 1-18 and Block 2, Clyde Addition, Lots 1-6 in the City of Kingsville as more fully stated on the legal description and map attached hereto;

**WHEREAS**, Issac V. Torres and his wife Norma V. Torres own half of the lots contiguous to the alley and they used to own the other half of the lots contiguous to the alley prior to selling them to the South Texas Benevolence Society, Inc. by and through its President Mark Dizdar; all the parties now desire the alley right of way be closed for public use for the redevelopment of the area;

**WHEREAS**, AEP, AT&T, CMA, Center Point and the City water and sewer departments have verified there are existing utilities running through the alley right of way, for which they would need continued access;

**WHEREAS**, staff recommends the alley right of way be vacated **but a utility easement be maintained**, with the alley being equally split among the adjoining property owners (Issac V. Torres and his wife Norma V. Torres/South Texas Benevolence Society, Inc.);

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

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

I.

**THAT** the City of Kingsville abandons and relinquishes any and all interest in the following described property as an alley to the adjoining property owners, but retains an easement for utility purposes. All documentation of the vacating of the land and retention of the utility easement will be appropriately recorded by the new property owner at the Kleberg County Clerk's Office pursuant to state law with the property owner being responsible for any and all filing fees.

Said property to be abandoned being a tract of land containing 0.162 of one acre situated in Kleberg County, Texas, being a part or portion of a 20.0-foot Alley located in Block 1, Eva Addition, according to the plat thereof recorded in Volume 1, Page 33, Envelope 17, and out of Block 2, Clyde Addition, according to the plat thereof recorded in Volume 1, Page 35, Envelope 18, said 0.162 of one acre is more particularly described as follows:

BEGINNING at a No. 4 rebar set [Northing: 17076294.338, Easting: 1193831.568] at the Southeast corner of said Lot 9, Block 1, for the Northeast corner of this herein described tract in the City of Kingsville, Kleberg County, Texas;

1. THENCE S 01° 01' 10" E along the West right-of-way line of Sixteenth Street, a distance of 20.00 feet to a No.4 rebar set for the Southeast corner of this tract;
2. THENCE, S 88° 58' 50" W a distance of 308.12 feet to a No. 4 rebar set for the Easternmost Southwest corner of this tract;
3. THENCE, N 01° 01' 10" W a distance of 10.00 feet to a No. 4 rebar set for an inside corner of this tract;
4. THENCE, S 88° 58' 50" W a distance of 90.00 feet to a No. 4 rebar set for the Westernmost Southwest corner of this tract;
5. THENCE, N 01° 01' 10" W along the East right-of-way line of Fifteenth Street, a distance of 10.00 feet to a No.5 rebar found [Northing: 17076287.254, Easting: 1193433.357] at the Southwest corner of Lot 1, of said Block 2, Clyde Addition, for the Northwest corner of this tract;
6. THENCE, N 88° 58' 50" E at a distance of 171.75 feet pass a No. 5 rebar found on the Southeast corner of Lot 3, of said Block 2, Clyde Addition, and the Southwest corner of Lot 1, of said Block 1, Eva Addition, at a distance of 254.49 feet pass a No. 4 rebar found, continuing a total distance of 398.12 feet to the POINT OF BEGINNING, and containing 0.162 of one acre of land, more or less.

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 25<sup>th</sup> day of July, 2016.

**PASSED AND APPROVED** on this the \_\_\_\_<sup>th</sup> day of \_\_\_\_\_, 2016.

\_\_\_\_\_  
Sam R. Fugate, Mayor

**ATTEST:**

\_\_\_\_\_  
Mary Valenzuela, City Secretary

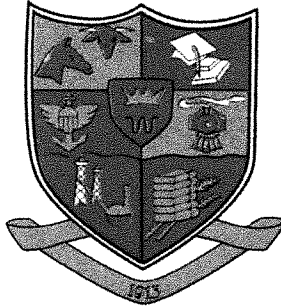
**APPROVED AS TO FORM:**

\_\_\_\_\_  
Courtney Alvarez, City Attorney

# **REGULAR AGENDA**

# **AGENDA ITEM #4**

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



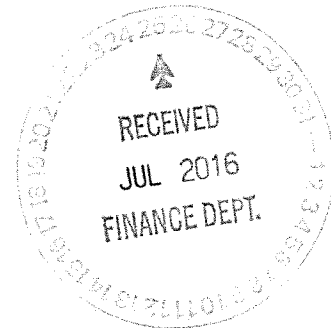
**COUNTY of KLEBERG**  
KINGSVILLE, TEXAS  
78364-1457

P. O. Box 1457

Phone: 361-595-8541  
Phone: 361-595-8542  
Fax: 361-595-8546

**July 20, 2016**

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



**Dear Ms. Balli:**

**Pursuant to Section 26.04(b) of the Texas Property Tax Code, I, Melissa T. De La Garza, PCC, do hereby submit the certification of 2015 excess debt collections and the certification of 2016 anticipated collection rate.**

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

**Respectfully,**

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

**Enc.**

**CERTIFICATION OF 2015 EXCESS  
DEBT COLLECTIONS**

**CITY OF KINGSVILLE  
INTEREST & SINKING FUND**

"I, Melissa T. De La Garza, Collector for the City of Kingsville solemnly swear, that the amount of excess debt service funds collected in 2015 for the City of Kingsville, Interest & Sinking Fund has been determined to be \$-0-."

  
**COLLECTOR**

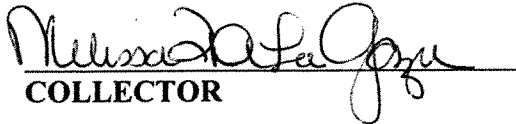
July 20, 2016  
**DATE**



**CERTIFICATION OF 2016 ANTICIPATED  
COLLECTION RATE**

**CITY OF KINGSVILLE  
INTEREST & SINKING FUND**

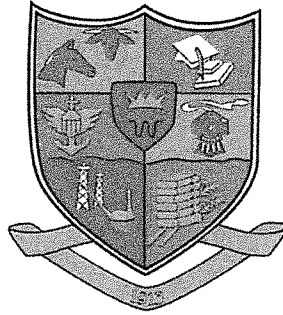
"I, Melissa T. De La Garza, Collector for the City of Kingsville solemnly swear, that the anticipated collection rate for 2016 for the City of Kingsville, Interest & Sinking Fund has been estimated to be 100%."

  
COLLECTOR

July 20, 2016  
DATE

# **AGENDA ITEM #5**

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



P. O. Box 1457

Phone: 361-595-8541  
Phone: 361-595-8542  
Fax: 361-595-8546

**COUNTY of KLEBERG**  
KINGSVILLE, TEXAS

78364-1457

**August 1, 2016**

City of Kingsville  
Jesus Garza, City Manager  
P O Box 1458  
Kingsville, TX 78364-1458

**RE: 2016 CERTIFIED VALUES**

**Dear Mr. Garza:**

Pursuant to the Texas Property Tax Code Sec. 26.04(b) & (e), I, Melissa T. De La Garza, do hereby submit the total appraised, assessed and taxable values of all property and the total taxable value of new property in the City of Kingsville as certified by the Kleberg County Appraisal District and the 2016 Governing Body Summary #1A with the effective and rollback tax rates. The 2016 certified appraisal roll on a CD may be viewed in the Tax Office.

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

Also, please find the 2016 notice for the City of Kingsville that will be published in the Kingsville Record on August 14, 2016 and the 2016 planning calendar.

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

Respectfully,

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

Enc.

CC. Deborah Balli, Director of Finance

**2016 FINAL VALUE INFORMATION  
AS OF 7-25-16**

**TAXING UNIT  
CITY OF KINGSVILLE**

<b>GROSS VALUES</b>		<b>2016 FINAL VALUES</b>
REAL:	\$	761,756,167
PERSONAL:	\$	89,558,210
MINERAL:	\$	39,541,260
 TOTAL GROSS VALUE:	 \$	 890,855,637
 TOTAL EXEMPTIONS:	 \$	 89,604,466
HOMESTEAD CAP ADJ:	\$	1,492,121
LOSS TO AGRICULTURAL: VALUATION	\$	10,301,890
 NET TAXABLE VALUE:	 \$	 789,457,160

## 2016 FINAL VALUE INFORMATION

AS OF 7-25-16

### TAXING UNIT CITY OF KINGSVILLE

GROSS VALUES	2016 FINAL VALUES	2015 FINAL VALUES	DIFFERENCE
REAL:	\$ 761,756,167	\$ 723,790,576	\$ 37,965,591
PERSONAL:	\$ 89,558,210	\$ 99,061,220	\$ (9,503,010)
MINERAL:	\$ 39,541,260	\$ 29,640,590	\$ 9,900,670
TOTAL GROSS VALUE:	\$ 890,855,637	\$ 852,492,386	\$ 38,363,251
TOTAL EXEMPTIONS:	\$ 89,604,466	\$ 85,304,735	\$ 4,299,731
HOMESTEAD CAP ADJ:	\$ 1,492,121	\$ 1,008,252	\$ 483,869
LOSS TO AGRICULTURAL: VALUATION	\$ 10,301,890	\$ 10,490,760	\$ (188,870)
NET TAXABLE VALUE:	\$ 789,457,160	\$ 755,688,639 (INC)	\$ 33,768,521

# 2016 Governing Body Summary #1A\*

## Benchmark 2016 Tax Rates

### CITY OF KINGSVILLE

Date: 07/29/2016 04:07 PM

DESCRIPTION OF TAX RATE	TAX RATE PER \$100	THIS YEAR'S TAX LEVY**	ADDITIONAL TAX LEVY
Effective Tax Rate	\$0.82858	\$6,544,943	
One Percent \$100 Tax Increase***	\$0.83687	\$6,610,426	\$65,483
One Cent per \$100 Tax Increase****	\$0.838580	\$6,623,933	\$78,990
Notice & Hearing Limit*****	\$0.82858	\$6,544,943	\$0
Rollback Tax Rate	\$0.87185	\$6,886,733	\$341,790
Last Year's Tax Rate	\$0.842200	\$6,652,528	\$107,585
Proposed Tax Rate	\$0.84220	\$6,652,528	\$107,585

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

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

\*\*\*Tax increase compared to effective tax rate.

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

# NOTICE OF 2016 TAX YEAR PROPOSED PROPERTY TAX RATE FOR CITY OF KINGSVILLE

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

The governing body of CITY OF KINGSVILLE proposes to use revenue attributable to the tax rate increase for the purpose of .

PROPOSED TAX RATE	\$0.84220 per \$100
PRECEDING YEAR'S TAX RATE	\$0.84220 per \$100
EFFECTIVE TAX RATE	\$0.82858 per \$100
ROLLBACK TAX RATE	\$0.87185 per \$100

The effective tax rate is the total tax rate needed to raise the same amount of property tax revenue for CITY OF KINGSVILLE from the same properties in both the 2015 tax year and the 2016 tax year.

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

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

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

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

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

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

First Hearing: August 22, 2016 at 6:00 PM at the Honorable Robert H. Alcorn Commission Chambers, City Hall, 200 E. Kleberg, Kingsville, TX.

Second Hearing: August 31, 2016 at 6:00 PM at the Honorable Robert H. Alcorn Commission Chambers, City Hall, 200 E. Kleberg, Kingsville, TX.

# 2016 Planning Calendar

## CITY OF KINGSVILLE

Date: 07/29/2016 04:07 PM

Date	Activity
April-May	Mailing of notices of appraised value by chief appraiser.
April 30*	The chief appraiser prepares and certifies to the tax assessor for each county, municipality, and school district participating in the appraisal district an estimate of the taxable value.
May 15*	Deadline for submitting appraisal records to ARB.
July 20 (Aug. 30)	Deadline for ARB to approve appraisal records.
July 25	Deadline for chief appraiser to certify rolls to taxing units.
July 20, 2016	Certification of anticipated collection rate by collector.
July 29, 2016	Calculation of effective and rollback tax rates.
August 8, 2016	Submission of effective and rollback tax rates to governing body.
August 5, 2016	72-hour notice for meeting ( <i>Open Meetings Notice</i> ).
August 8, 2016	Meeting of governing body to discuss tax rate; if proposed rate tax rate will exceed the rollback rate or the effective tax rate (whichever is lower), take record vote and schedule public hearing.
August 14, 2016	Publish the Notice of Property Tax Rates by September 1 or the 30th day after the first date that the taxing unit has received each applicable certified appraisal roll. Notice must also be posted on the municipality's website.
August 19, 2016	72-hour notice for public hearing ( <i>Open Meetings Notice</i> )
August 22, 2016	Public hearing.
August 26, 2016	72-hour notice for second public hearing ( <i>Open Meetings Notice</i> )
August 31, 2016	Second public hearing (may not be earlier than 3 days after first public hearing); schedule and announce meeting to adopt tax rate 3-14 days from this date.
September 9, 2016	72-hour notice for meeting at which governing body will adopt tax rate ( <i>Open Meetings Notice</i> )
September 12, 2016	Meeting to adopt tax rate. Meeting is 3 to 14 days after second public hearing. Taxing unit must adopt tax rate by Sept. 30 or 60 days after receiving certified appraisal roll, whichever is later.

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



# **AGENDA ITEM #6**

# 2016 Governing Body Summary #1A\*

## Benchmark 2016 Tax Rates

### CITY OF KINGSVILLE

Date: 07/29/2016 04:07 PM

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FOLLOWS:

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

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

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August 8, 2016	Submission of effective and rollback tax rates to governing body.
August 5, 2016	72-hour notice for meeting ( <i>Open Meetings Notice</i> ).
August 8, 2016	Meeting of governing body to discuss tax rate; if proposed rate tax rate will exceed the rollback rate or the effective tax rate (whichever is lower), take record vote and schedule public hearing.
August 14, 2016	Publish the Notice of Property Tax Rates by September 1 or the 30th day after the first date that the taxing unit has received each applicable certified appraisal roll. Notice must also be posted on the municipality's website.
August 19, 2016	72-hour notice for public hearing ( <i>Open Meetings Notice</i> )
August 22, 2016	Public hearing.
August 26, 2016	72-hour notice for second public hearing ( <i>Open Meetings Notice</i> )
August 31, 2016	Second public hearing (may not be earlier than 3 days after first public hearing); schedule and announce meeting to adopt tax rate 3-14 days from this date.
September 9, 2016	72-hour notice for meeting at which governing body will adopt tax rate ( <i>Open Meetings Notice</i> )
September 12, 2016	Meeting to adopt tax rate. Meeting is 3 to 14 days after second public hearing. Taxing unit must adopt tax rate by Sept. 30 or 60 days after receiving certified appraisal roll, whichever is later.

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

# **AGENDA ITEM #7**

**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: July 29, 2016  
SUBJECT: Request for Alcohol Variance at 227 W. King Street

---

**Summary:** Due to a change of ownership and the address is within 300 ft. of 4 churches the property in question requires a variance according to City ordinance 2004-20.

**Background:** O. Ma Shreeful Inc. DBA Rita's Super Store, owner is requesting an alcohol variance for a Wine and Beer Retailer's Premise permit. This address had a prior alcohol variance under the name of A & J Super Store. All required notices have been sent to the property owners within 300 ft. As of this point we have not received any negative feedback from the property owners or citizens that have been noticed.

**Financial Impact:** The continued receipt of sales tax.

**Recommendation:** Approve variance request.





# OFF-PREMISE PREQUALIFICATION PACKET

received  
5-26-16

L-OFF  
(01/2016)

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

All statutory and rule references mentioned in this application refer to and can be found in the Texas Alcoholic Beverage Code or Rules located on our website. [www.tabc.texas.gov/laws/code\\_and\\_rules.asp](http://www.tabc.texas.gov/laws/code_and_rules.asp)

## LOCATION INFORMATION

1. Application for: ☒ Original

☐ Reinstatement

License/Permit Number \_\_\_\_\_

☐ Change of Licensed Location

License/Permit Number \_\_\_\_\_

2. Type of Off-Premise License/Permit

☒ BQ Wine and Beer Retailer's Off-Premise Permit

☐ LP Local Distributor's Permit

☐ BF Beer Retail Dealer's Off-Premise License

☐ E Local Cartage Permit

☐ P Package Store Permit

☐ ET Local Cartage Transfer Permit

☐ Q Wine Only Package Store Permit

☐ PS Package Store Tasting Permit

3. Indicate Primary Business at this Location

☐ Grocery/Market

☐ Convenience Store without Gas

☐ Liquor Store

☐ Miscellaneous \_\_\_\_\_

☒ Convenience Store with Gas

4. Trade Name of Location

O. MA SHREEFUL INC. DBA RITA'S SUPER STORE

5. Location Address

227 W KING AVE

City

KINGSVILLE

County

KLEBUR

State

TX

Zip Code

78363

6. Mailing Address

City

State

Zip Code

7. Business Phone No.

361 592 9345

Alternate Phone No.

832-651-9858

E-mail Address

SHREEFUL1@hotmail.com

## OWNER INFORMATION

8. Type of Owner

☐ Individual

☐ Partnership

☐ Limited Partnership

☐ Limited Liability Partnership

☒ Corporation

☐ Limited Liability Company

☐ Joint Venture

☐ Trust

☐ City/County/University

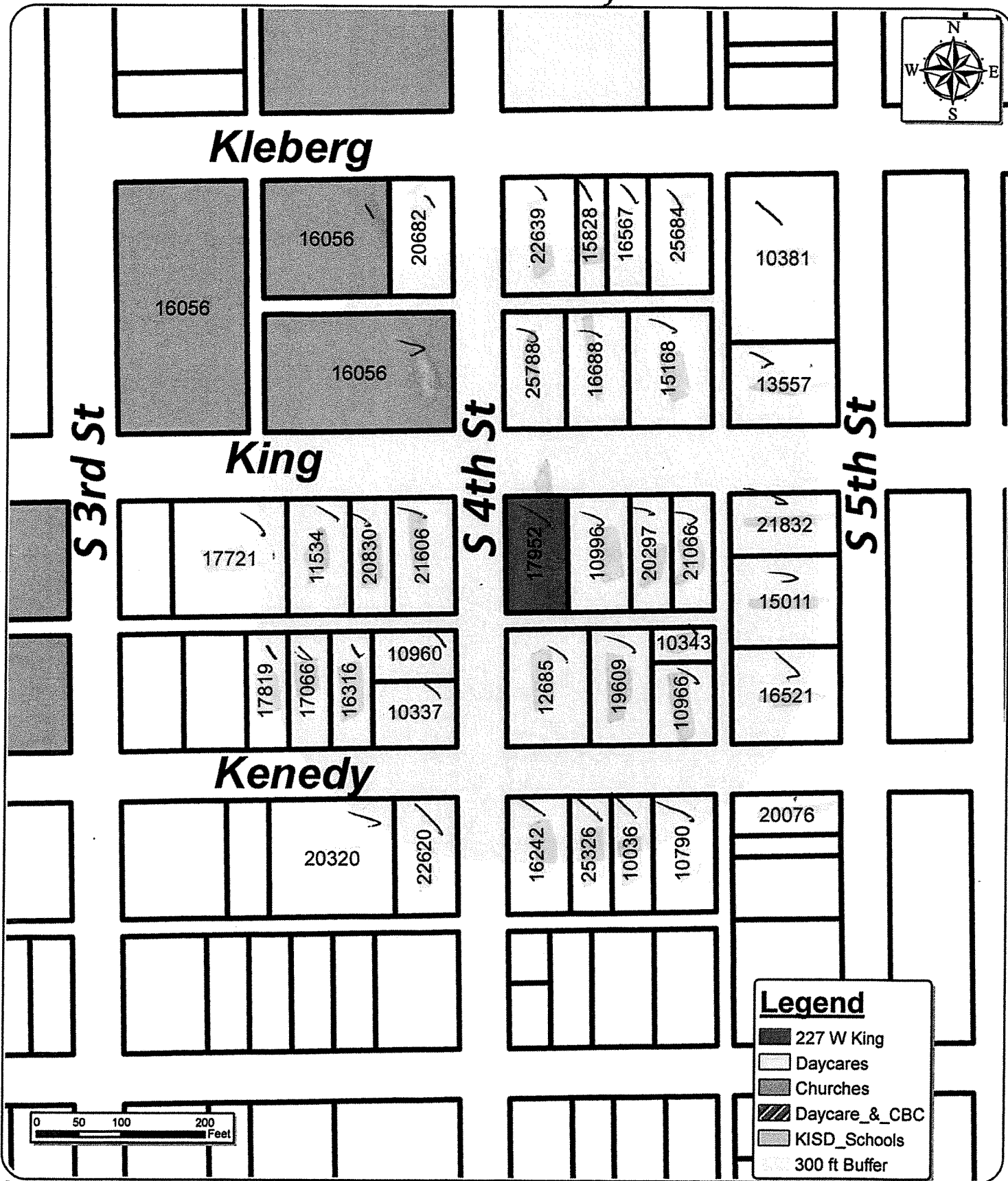
☐ Other \_\_\_\_\_

9. Business Owner/Applicant

SHAN MANGSHKUMAR - F

Mike - 832-651-9858

# Alcohol Permit - 300 ft. Radius

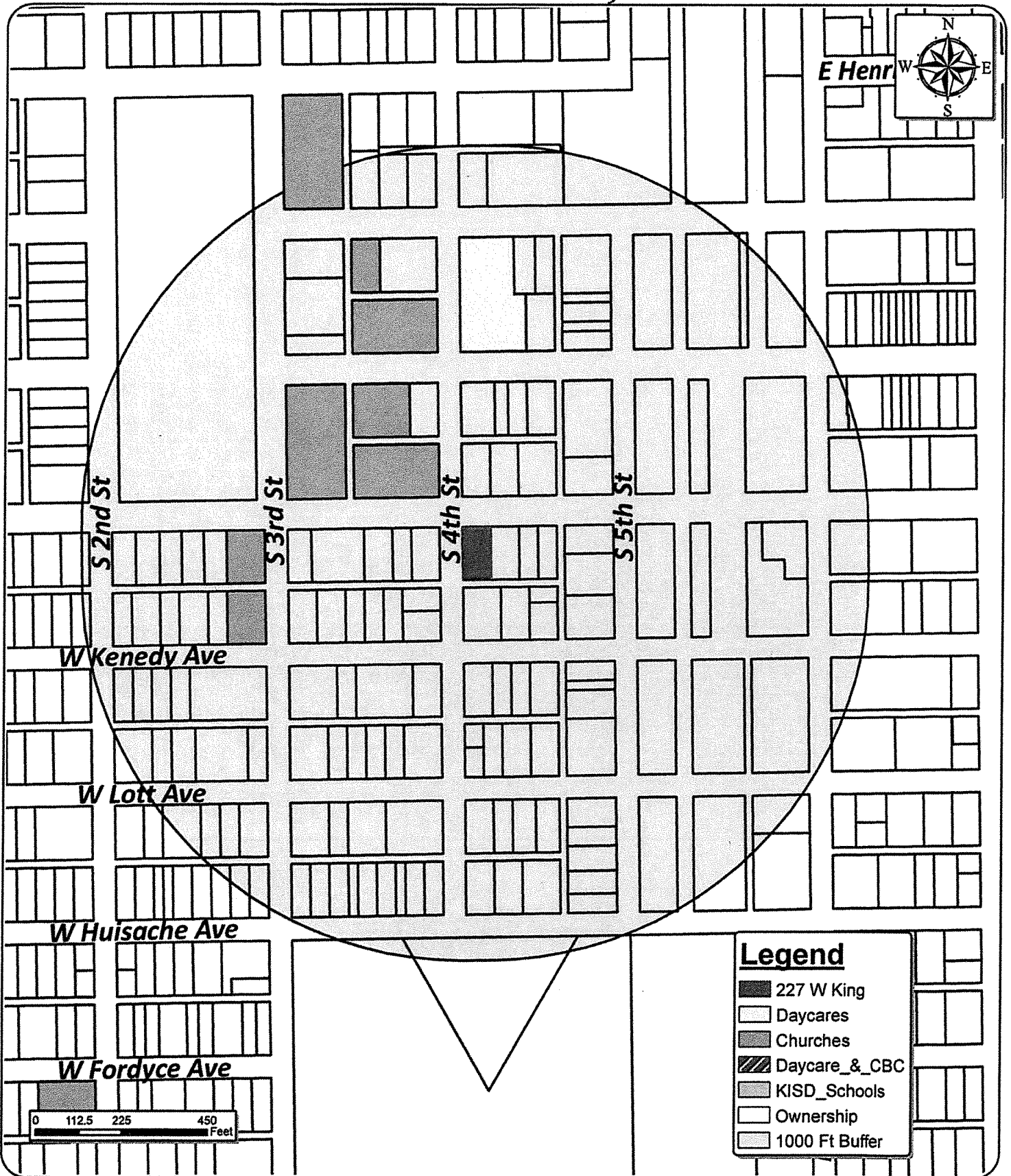


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Page 1/1	Drawn By: Engineering Dept.	<p><b>DISCLAIMER</b></p> <p>THIS MAP IS FOR VISUAL PURPOSES ONLY. THE INFORMATION ON THIS SHEET MAY CONTAIN INACCURACIES OR ERRORS. THE CITY OF KINGSVILLE IS NOT RESPONSIBLE IF THE INFORMATION CONTAINED HEREIN IS USED FOR ANY DESIGN, CONSTRUCTION, PLANNING, BUILDING, OR ANY OTHER PURPOSE.</p>	<p><b>CITY OF KINGSVILLE</b>  <b>ENGINEERING DEPARTMENT</b>          200 East Kleberg          Kingsville, Texas 78363          Office: 361-595-8005          Fax: 361-595-8035</p>
	Last Update: 5/26/2016		
	Note: Please see attached documents.		



# Alcohol Permit - 1000 ft. Radius



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Page 1 / 1	Drawn By: Engineering Dept.	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.	
	Last Update: 5/26/2016		
	Note: Please see attached documents.		

**CITY OF KINGSVILLE**  
**ENGINEERING DEPARTMENT**  
 200 East Kleberg  
 Kingsville, Texas 78363  
 Office: 361-595-8005  
 Fax: 361-595-8035

FIRST BAPTIST CHURCH  
P.O. BOX 751  
KINGSVILLE, TX 78364  
#16056

VILLAGE TRAVEL SERVICES INC  
P.O. BOX 6329  
CORPUS CHRISTI, TX 78466  
#16688

JOE T HIBLER AND DAVID T HIBLER  
209 S 5<sup>TH</sup>  
KINGSVILLE, TX 78363  
#10343

JAMES RYAN CUMMINGS  
P.O. BOX 1256  
ORANGE GROVE, TX 78372  
#20320

ROSA ANN R AVALOS %  
JUAN P ALVAREZ  
311 S 4<sup>TH</sup> ST  
KINGSVILLE, TX 78363  
#22620

GEORGE AND NORI CAVAZOS  
227 W KENEDY  
KINGSVILLE, TX 78363  
#16242

DON C HOLLY  
P.O. BOX 181084  
CORPUS CHRISTI, TX 78480  
#25326

MICHAEL J KRUEGER  
P.O. BOX 1538  
KINGSVILLE, TX 78363  
# 21066

JOE T HIBLER AND DAVID T HIBLER  
209 S 5<sup>TH</sup> ST  
KINGSVILLE, TX 78363  
#16521

DAVID L RHODE FOR  
COURTNEY & ALLISON RHODE  
410 CHARLESTON DR  
VICTORIA, TX 77904  
#10036

EDGAR NOEL TELLEZ  
1025 23<sup>RD</sup> ST APT #4  
CORPUS CHRISTI, TX 78404  
#10790

TBGH INVESTMENTS LTD  
464 N PRIVATE ROAD 1077  
KINGSVILLE, TX 78363  
#20076

JOHN MICHAEL DAVIS  
302 W KENEDY  
KINGSVILLE, TX 78363  
#10337

ROY D AND JEANNETTE COX  
215 S 4<sup>TH</sup>  
KINGSVILLE, TX 78363  
#10960

HIBLER TAXIDERMISTS INC  
207 S 5TH  
KINGSVILLE, TX 78363  
#10966

RICHARD L WESTBROOK III  
MICHELLE E WESTBROOK  
305 W KING  
KINGSVILLE, TX 78363  
#20830

ALBERT GARCIA  
315 S 23<sup>RD</sup> ST  
KINGSVILLE, TX 78363  
#21832

TRUSTEE FOR ANGELA N PRADO  
ROBERT A NORRIS DDS  
18720 STONE OAK PKWY STE 207  
SAN ANTONIO, TX 78258  
# 16567

CLAUDE RAYMOND LEESON  
1800 N 14TH  
KINGSVILLE, TX 78363  
#19609

FRANK AND PATRICIA QUIP  
226 W KENEDY  
KINGSVILLE, TX 78363  
#12685

GLEN AUTRY MCBRYAR %  
S & G APPLIANCES  
325 W KING  
KINGSVILLE, TX 78363  
#17721

BEVERLY ANNE NIELSEN RE  
TRUST % RANDAL NIELSEN  
403 S 6<sup>TH</sup> ST  
KINGSVILLE, TX 78363  
#11534

KING RANCH INC  
TRACY JANIK  
3 RIVERWAY STE 1600  
HOUSTON, TX 77056  
#13557

JUAN RENE GARZA  
ALBERTO G GARZA  
1102 E YOAKUM  
KINGSVILLE, TX 78363  
#17952 & 10996

RAJAB CHALLOO  
P.O. BOX 867  
KINGSVILLE, TX 78363  
# 20297

JOE T HIBLER  
209 S 5<sup>TH</sup> ST  
KINGSVILLE, TX 78363  
#15011

KINGSVILLE SLEEP CENTER  
P.O. BOX 1832  
KINGSVILLE, TX 78364  
# 25684

RICHARD L WESTBROOK III  
MICHELLE E WESTBROOK  
305 W KING  
KINGSVILLE, TX 78363  
#21606

REBECCA DE LA GARZA  
349 E FM 772  
KINGSVILLE, TX 78363  
#16316

ELISA G AND ROBERT L GARZA  
815 S 24<sup>TH</sup> ST  
KINGSVILLE, TX 78363  
#17066

KATHI AND KEVIN MONTEITH  
8442 FERN BLUFF AVE  
ROUND ROCK, TX 78681  
#17819

FIRST BAPTIS CHURCH  
PAT & BOBBY  
P.O. BOX 751  
KINGSVILLE, TX 78364  
#20682

HEMMERT IRREV TRUST  
JEROME K & TERESA M HEMMERT  
227 W KENEDY  
KINGSVILLE, TX 78363  
#22639

RANDALL C OLSON  
SHANNA J OLSON  
223 W KLEBERG  
KINGSVILLE, TX 78363  
#15828

KINGSVILLE PUBLISHING CO %  
KING RANCH  
P.O. BOX 1090  
KINGSVILLE, TX 78364  
#15168

KINGSVILLE PUBLISHING CO  
P.O. BOX 951  
KINGSVILLE, TX 78364  
#10381

ERNEST C MCCALL  
116 S 4<sup>TH</sup> ST  
KINGSVILLE, TX 78363  
#25788

**PUBLIC NOTICE**

The City Commission of the City of Kingsville will hold a public hearing on Monday, August 8, 2016, at 6:00 P.M. to discuss and/or take action on the following items:

**Request for an alcohol variance for a Wine and Beer Retailer's Off-Premise Permit, for the establishment known as Rita's Super Store at 227 W King Ave.**

The meeting will be held at City Hall, 200 East Kleberg Ave., Kingsville, Texas 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.

## Kingsville Chamber hosts ribbon cutting for Sames Ford Nissan



The Kingsville Chamber of Commerce held a ribbon cutting for Sames Ford Nissan on Wednesday, July 13. The newly acquired business is part of the Sames family group that is Texas' oldest dealership. Chamber officials said they are excited about the purchase of the dealership in Kingsville and welcomed them to the community. (Submitted item)

## Natural Resources Conservation Service meets with local Lion's Club

The Natural Resources Conservation Service staff, including Pathways Student Intern Ashlee Barker, met with the local Lions Club last week and gave a program on the history of the NRCS and Soil and Water Conservation Districts as well as a brief discussion on the importance of protecting our most precious resource, soil.

**Robert Schmidt**

NRCS District Conservationist

After an enjoyable meal and the Lions Club business meeting, the history of the Soil Conservation Service/Natural Resources Conservation Service was covered including the beginning of the conservation agency on April 27, 1935. It was created due to the Dust Bowl era at that time

and Congress felt compelled to pass legislation to tackle the menace of erosion, especially in the Great Plains. They passed the act in Washington as a dust storm was encroaching on the Capitol.

The first Chief of the NRCS was Hugh Hammond Bennett, who was concerned about soil erosion early in his career as a surveyor for the USDA Bureau of Soils.

Thus, the first agency created was the Soil Erosion Service under the Department of Interior in 1933. Demonstration projects were established across the country.

After 1935 when the SCS was created, labor was first provided the Civilian Conservation Corps. Then, in 1936, the agency assumed responsibility for performing soil surveys and devising flood control plans for selected watersheds in America.

In 1935, soil and water conservation districts were established to lead in the conservation planning efforts at the local level. President Roosevelt sent the first Standard State Soil Conservation Districts Law to all the governors of the states.

The first district was established in the Brown Creek watershed in North Carolina on Aug. 4, 1937. Today there are more than 3,000 SWCDs in America.

Then came various conservation programs that were passed by Congress to help the landowners to address various conservation problems on their lands.

They included the Agricultural Conservation Program, Great Plains Conservation Program, Conservation Reserve Program in 1985, and the current Environmental Quality Conservation Program and Conservation

Stewardship Program.

In 1994, Congress initiated a major reorganization of the USDA and renamed the SCS the Natural Resources Conservation Service to better reflect the broad scope of the agency's mission. The mission of the NRCS is Helping People Help the Land. After 80 years, the agency continues to fulfill the conservation legacy that was created in 1935.

The Lions had several interesting questions for the speaker and it was an enjoyable hour spent with them. Special thanks goes to Joan Rumfield, president of the local organization.

Anyone interested in more information on the NRCS and assistance available, please contact the office in Kingsville at (361) 592-0309 Ext. 3 or come by the office at 401 E. King, Ste. 100.

## Notice of Public Hearing on Kenedy County Central Appraisal District 2017 Budget

The Kenedy County Central Appraisal District will hold a public hearing on a proposed budget for 2017.

The hearing will be held on August 8, 2016 at 10:30 A.M. in the District Courtroom, Kenedy County Courthouse, 151 N. Mallory St, Sarita Texas.

A summary of the proposed budget follows:

The total amount of the Budget. \$ 263,388

The total amount of increase from  
The current year's budget \$ 8,127

The number of employees compensated  
under the proposed budget 2

The number of employees compensated  
Under the current budget 2

The appraisal district is supported solely by payments from the local taxing units served by the appraisal district.

If approved by the appraisal district board of directors at the public hearing, this proposed budget will take effect automatically unless disapproved by the governing bodies of the county, school districts, cities and towns served by the district.

A copy of the proposed budget is available for public inspection in the office of each of the governing bodies. A copy is also available for inspection at the appraisal district office.

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Kingsville  
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## PUBLIC NOTICE

The City Commission of the City of Kingsville will hold a public hearing on Monday, August 8, 2016, at 6:00 P.M. to discuss and/or take action on the following items:

**Request for an alcohol variance for a Wine and Beer Retailer's Off-Premise Permit, for the establishment known as Rita's Super Store at 227 W King Ave.**

The meeting will be held at City Hall, 200 East Kleberg Ave., Kingsville, Texas 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.

**TOOTH TIPS** written by **Charles A. Clements, D.D.S.**  
MASTER IN THE ACADEMY OF GENERAL DENTISTRY

## Has Your Mouth Gone Dry?

Believe it or not, dry mouth is a common problem we see in our clinic and, in varying degrees, has potentially bad effects on your oral structures. You see, your saliva contains protective elements that help your mouth. It washes away food particles, neutralizes bacterial acids that cause tooth decay, and lubricates your mouth so you can adequately speak, eat and swallow. Sometimes people notice dry mouth right after starting or changing medications. Antihistamines, blood pressure medicines, painkillers, and antidepressants are just some of the known drugs that have dry mouth as a side effect. Your dentist can advise you on how to prevent this condition from damaging your teeth. Sugarless mints, rinses and even artificial saliva can be prescribed to help lubricate dental structures and maintain good oral health! If dry mouth is an intermittent problem for you, be sure to mention it at your next dental visit.



(361) **592-5248**

www.KingsvilleDentist.com  
325 General Cavazos Blvd., Kingsville, Texas 78363

TOOTH TIPS IS A PAID ADVERTISEMENT PERSONALLY WRITTEN BY CHARLES A. CLEMENTS, D.D.S.

# **AGENDA ITEM #8**

**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: July 29, 2016

SUBJECT: Request for Alcohol Variance at 1230 E. Santa Gertrudis

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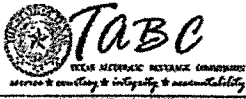
**Summary:** Due to the change of ownership and that a school is within 300 ft. of the property. The property in question requires a variance according to City ordinance 2004-20.

**Background:** Ad Narsidani, Inc. DBA Sunny Mart, new owner is requesting this variance. This address had an alcohol variance prior to the change of ownership. All required notices have been sent to the property owners within 300 ft. As of this point we have not received any negative feedback from the property owners or citizens that have been noticed.

**Financial Impact:** The continued receipt of sales tax.

**Recommendation:** Approve variance request.





# OFF-PREMISE PREQUALIFICATION PACKET

L-OFF  
(01/2016)

Kcvd 6/28/16

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

All statutory and rule references mentioned in this application refer to and can be found in the Texas Alcoholic Beverage Code or Rules located on our website: [www.tabc.texas.gov/laws/code\\_and\\_rules.asp](http://www.tabc.texas.gov/laws/code_and_rules.asp)

## LOCATION INFORMATION

1. Application for: ☒ Original

☐ Reinstatement

License/Permit Number \_\_\_\_\_

☐ Change of Licensed Location

License/Permit Number \_\_\_\_\_

2. Type of Off-Premise License/Permit

☒ BQ Wine and Beer Retailer's Off-Premise Permit

☐ LP Local Distributor's Permit

☐ BF Beer Retail Dealer's Off-Premise License

☐ E Local Cartage Permit

☐ P Package Store Permit

☐ ET Local Cartage Transfer Permit

☐ Q Wine Only Package Store Permit

☐ PS Package Store Tasting Permit

3. Indicate Primary Business at this Location

☐ Grocery/Market

☐ Convenience Store without Gas

☐ Liquor Store

☐ Miscellaneous \_\_\_\_\_

☒ Convenience Store with Gas

4. Trade Name of Location

SUNNY MINI MART

5. Location Address

1230 E. SANTA GERTRUDIS ST.

City  
KINGSVILLE

County  
KLEBERG

State  
TX

Zip Code  
78363

6. Mailing Address

1230 E. SANTA GERTRUDIS ST.

City  
KINGSVILLE

State  
TX

Zip Code  
78363

7. Business Phone No.

(361) 595-3101

Alternate Phone No.

(361) 396-2732

E-mail Address

DIANABRAVO54@YAHOO.COM

## OWNER INFORMATION

8. Type of Owner

☐ Individual

☒ Corporation

☐ City/County/University

☐ Partnership

☐ Limited Liability Company

☐ Other \_\_\_\_\_

☐ Limited Partnership

☐ Joint Venture

☐ Limited Liability Partnership

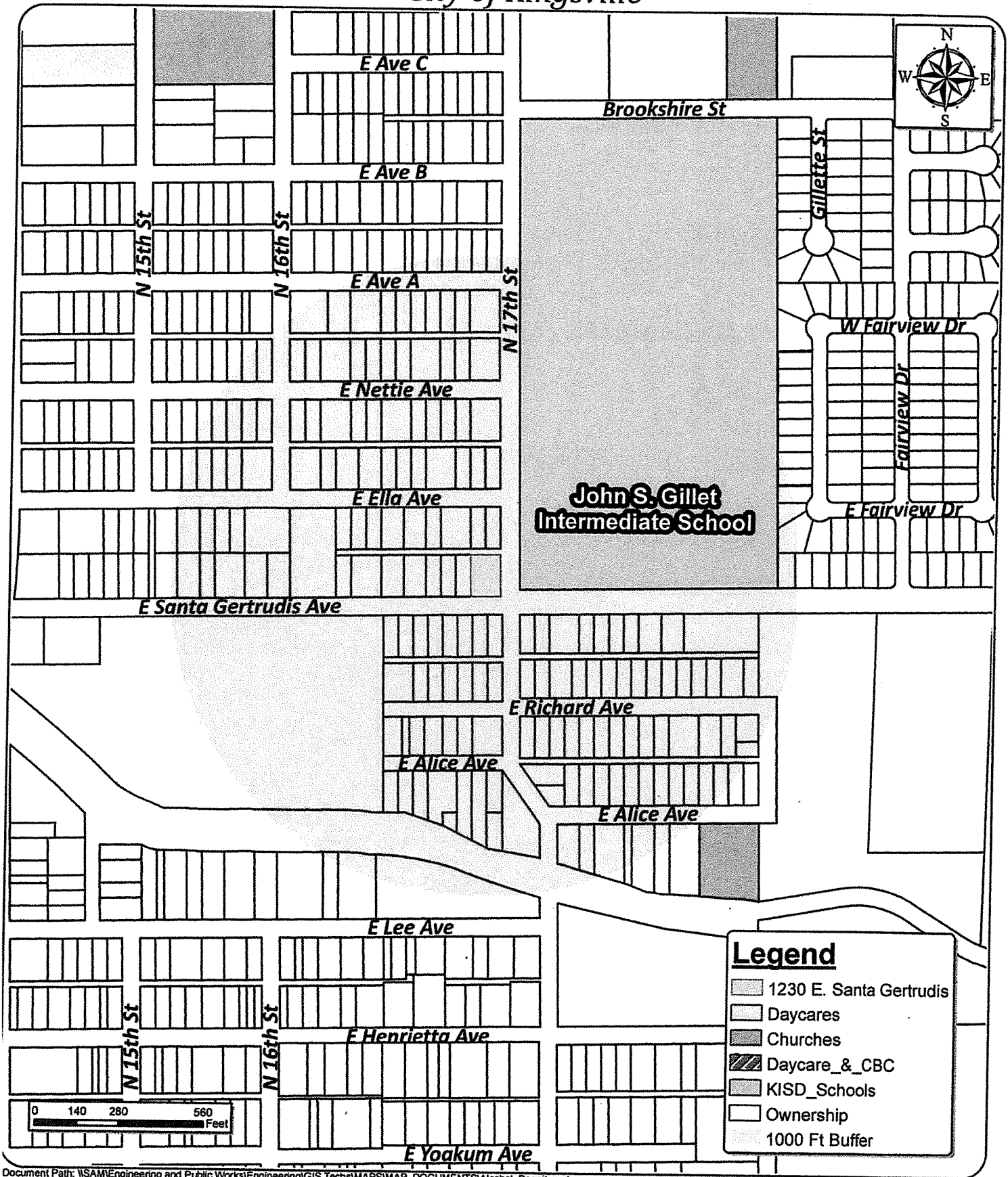
☐ Trust

9. Business Owner/Applicant


AD NARSIDANI INC.



# City of Kingsville



Document Path: \\SAMI\\Engineering and Public Works\\Engineering\\GIS Techs\\MAPS\\MAP\_DOCUMENTS\\Alcohol\_Permit.mxd

Page 1/1	Drawn By: Engineering Dept.	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.	
	Last Update: 7/1/2016		
	Note: Please see attached documents.		

**CITY OF KINGSVILLE**  
**ENGINEERING DEPARTMENT**  
 200 East Kleberg  
 Kingsville, Texas 78363  
 Office: 361-595-8005  
 Fax: 361-595-8035

# Alcohol Permit Request - 1230 E. Santa

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**E Ella**

		18731	20005	20654	11647	12938	11000
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11711	12450	13105	11791	20794	20152	19503
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**E Santa Gertrudi**

21238	21868	22510	23125	13594	14259	14915	15528
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18301	19060
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**N 17th**

(GILLET  
A

### **PUBLIC NOTICE**

The City Commission of the City of Kingsville will hold a public hearing on Monday, August 8, 2016, at 6:00 P.M. to discuss and/or take action on the following items:

**Request for an alcohol variance for a Wine and Beer Retailer's Off-Premise Permit (change of ownership), for the establishment known as SUNNY MINI MART AT 1230 E SANTA GERTRUDIS.**

The meeting will be held at City Hall, 200 East Kleberg Ave., Kingsville, Texas 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.

FIDEL ALVAREZ (LIFE EST)  
SYLVIA IREN ALVAREZ  
1217 E SANTA GERTRUDIS  
KINGSVILLE, TX 78363  
#21238

RAMON RAMIREZ VILLANUEVA  
ANA LEMUZ DE RAMIREZ  
1205 E SANTA GERTRUDIS  
KINGSVILLE, TX 78363  
#21868

RODOLFO GONZALES EST  
P.O. BOX 707  
KINGSVILLE, TX 78364  
#22510

OSCAR C QUINTANILLA C EST  
ERNESTINA QUINTANILLA  
1221 E SANTA GERTRUDIS  
KINGSVILLE, TX 78363  
#23125

RAMON ESPINOZA JR  
1225 E SANTA GERTRUDIS  
KINGSVILLE, TX 78363  
#13594

BETTY ANN REYES  
6219 PANTHER PEAK  
SAN ANTONIO, TX 78247  
#14259

RUBEN RAMOS JR  
1229 E SANTA GERTRUDIS  
KINGSVILLE, TX 78363  
#14915 & 15528

SHOUKAT AND SIANA NARSIDANI  
1230 E SANTA GERTRUDIS  
KINGSVILLE, TX 78363  
# 19503

GUADALUPE G SOLIZ EST  
P.O. BOX 1354  
KINGSVILLE, TX 78364  
#20152

JOSE R AND LEANDRA G GUERRA  
1220 E SANTA GERTRUDIS  
KINGSVILLE, TX 78363  
#11791

ESEQUIEL AND IRMA P DE LA PAZ  
% MARGOT DE LA PAZ  
25906 MISSION BLUFF  
BOERNE, TX 78015  
#12450

JOSE GONZALEZ EST  
GLORIA GONZALEZ  
1303 E SANTA GERTRUDIS  
KINGSVILLE, TX 78363  
#18301

MONICA MARIE ALVAREZ  
1313 E RICHARD  
KINGSVILLE, TX 78363  
#19060

ESEQUIEL DE LA PAZ %  
MARGOT DE LA PAZ  
25906 MISSION BLUFF  
BOERNE, TX 78015  
#13105

MELCHOR B HAWKINS  
5399 COUNTY ROAD 440  
ALICE, TX 78332  
#21293

FELIPE R GARCIA JR  
1226 E ELLA  
KINGSVILLE, TX 78363  
#21913

ELIZA A GUERRRA AND JOSE G GUERRA  
1225 E ELLA  
KINGSVILLE, TX 78363  
#18731

GREGORIO V GONZALEZ JR  
1235 E ELLA  
KINGSVILLE, TX 78363  
# 20005

RITA GARCIA OLIVAREZ  
15719 WALNUT TRAIL DR  
SAN ANTONIO, TX 78247  
#11000 & 12938

DELFINA BAZAN LIFE EST  
ELIZABETH BAZAN HARRIS  
1245 E ELLA  
KINGSVILLE, TX 78363  
#11647

MANUEL H GONZALES  
NORMA ELLA GONZALES  
256 E COUNTY ROAD 2150  
KINGSVILLE, TX 78363  
#12820

ABEL L GARCIA  
106 S PASTORIA AVE  
SUNNYVALE, CA 94086  
#13483

GEORGE ADAME  
P.O. BOX 444  
KINGSVILLE, TX 78364  
#14173

REYMUNDO LOERA JR  
1242 E ELLA  
KINGSVILLE, TX 78363  
#14805

MIGUEL AND BERENICE RAMIREZ  
P.O. BOX 5060  
KINGSVILLE, TX 78364  
# 20794

MARIO C AND RAQUEL FLORES  
1237 E ELLA  
KINGSVILLE, TX 78363  
# 20654

## Despite location change, HMK tennis camp going strong



Pictured above is Alyssa Rios, and at left is Miles Brennan, two beginner players at the H.M. King summer tennis camp. Despite having to move locations to Memorial Middle School, the annual H.M. King summer tennis camp still has beginner and intermediate players out every morning going through drills. Coach Ed Gonzales said this year's camp has had a strong turnout despite the move to MMS. Former Brahma players are also helping coach and lead drills during the camp. The second session of the camp wraps up Thursday. (Photos by Jaime Gonzalez)

## Big Dog Powerlifting dominates Battle of the Bay

By Jaime Gonzalez  
jgonzalez@king-ranch.com

Big Dog Powerlifting, based out of Bishop, took seven first place finishes and a second place finish at the National Powerlifting Champions Battle of the Bay earlier this month in Corpus Christi.

On the boys side, all three Big Dog lifters took first place in their respective divisions.

Arturo Reyna took first place in the equipped 148-pound class with a 248-pound bench,

396-pound squat and a 407-pound deadlift.

Samuel Alcantar matched his teammate with a first-place finish in the raw 148-pound division with a 181-pound bench, 325-pound squat and a 380-pound deadlift.

Joseph Moreno rounded out the boys team by taking first place in the raw 165-pound class.

Moreno benched 104 pounds, squatted 192 pounds and deadlifted 226 pounds.

At 13, Moreno was the youngest lifter at the meet. The girls team took four

first place spots, and swept the top two places in one of the divisions.

Isabel Soliz took first in the equipped 123-pound division.

She benched 104 pounds, squatted 226 pounds and deadlifted 248 pounds.

Her teammate Gabriela Reyna finished right behind her in second in the division with a bench of 99 pounds, a squat of 192 pounds and a deadlift of 192 pounds.

Ava Garza finished first in the equipped 148-pound division with a bench 121 pounds, squat of 248

pounds and a deadlift of 259 pounds.

Araceli Loera earned first place in the equipped 198-pound class with a bench of 159 pounds, a squat of 308 pounds and a deadlift of 264 pounds.

In the 220-pound class, Alexis Estrine finished first with a 170-pound bench, a 314-pound squat and a 226-pound deadlift.

Big Dog powerlifting will compete in Brownsville in September for their next competition.

They will host a bake sale fundraiser Saturday at Walmart.



Big Dog Powerlifting had eight medalists at the Battle of the Bay meet earlier this month in Corpus Christi. The team finished with seven first-place medals and a second-place medal at the NPC event. The team will next compete in Brownsville in September. Noe Barrera is the coach of Big Dog Powerlifting. (Submitted photo)

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### PUBLIC NOTICE

The City Commission of the City of Kingsville will hold a public hearing on Monday, August 8, 2016, at 6:00 P.M. to discuss and/or take action on the following items:

**Request for an alcohol variance for a Wine and Beer Retailer's Off-Premise Permit (change of ownership), for the establishment known as SUNNY MINIMART AT 1230 E SANTA GERTRUDIS.** The meeting will be held at City Hall, 200 East Kleberg Ave., Kingsville, Texas 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 Zoning Board of Adjustment of the City of Kingsville will hold a Special Meeting on Thursday August 4, 2016 at 6:00 p.m. The following item will be presented for discussion and/or action:

**ITEM NO. 2015-16: KISD owner, Johnny Macareno agent, is requesting a variance for a monument sign that will exceed the 18 inches of the ground located KT & I Co. BLOCK 10, LOT PT 10, (EXEMPT). ACRES 9.47 (EXEMPT).**

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

# **AGENDA ITEM #9**

# **AGENDA ITEM #10**



**City of Kingsville**  
**Purchasing and Technology Department**

---

TO: Mayor and City Commissioners  
CC: Jesus A. Garza, City Manager  
FROM: David Mason, Purchasing/IT Director  
DATE: July 20, 2016  
SUBJECT: CDBG Water Line Project

---

**Summary:**

This will allow the award for construction of the CDBG Water Line Project.

**Background:**

The City advertised for bids on June 26, 2016 and July 3, 2016. A Pre-Bid Bid conference was held on July 13, 2016. Bids were opened at 1:30 pm, Wednesday, July 20, 2016 with five (5) bids received. Etech Construction of San Antonio is the apparent lowest responsive bidder as shown on the attached Bid Tab.

**Financial Impact:**

This item will expend the \$191,953.00 of which \$210,000.00 is available from the CDBG grant funds.

**Recommendation:**

It is recommended the City award the bid to Etech Construction, 11115 Cedar Park, San Antonio, TX 78249 in the amount of \$191,953.00





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August 1, 2016

Mr. David Mason, Purchasing Director  
City of Kingsville  
200 East Kleberg Street  
Kingsville, Texas 78364

**Re: City of Kingsville, Texas  
Water Line Improvement Project  
TDA Contract No. 7215270  
Recommendation of Award**

Dear Mr. Mason:

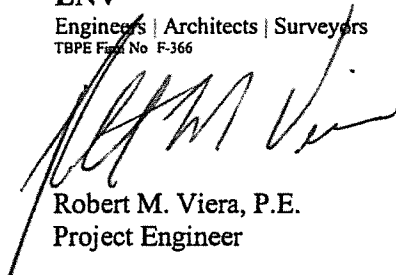
Bids were opened and read aloud on Wednesday, July 20, 2016 for the above referenced project. Five (5) bids were received and the results are shown on the attached bid tabulation sheet. The low/best bidder on the project is ETech Construction, Inc., 11115 Cedar Park, San Antonio, Texas 78249 with a Total Base Bid plus Additive Bid No. 1 in the amount of \$191,953.00.

I have reviewed the Contractor's qualifications and bid documents, and it is my recommendation that the City award the project to ETech Construction, Inc. in the total amount of \$191,953.00.

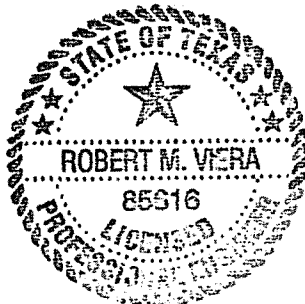
Sincerely,

**LNV**

Engineers | Architects | Surveyors  
TBPE Form No. F-366



Robert M. Viera, P.E.  
Project Engineer



Attachments

U:\Kingsville\150569 2015 CDBG Water Sys Imprvmnts\000\Bidding\Recomm Letter.doc

# BID TABULATION

Client Name City of Kingsville  
Project Name # 150566- 2015 CDBG Water Systems Improvements  
Date: July 20, 2016 @ 2PM

LNV, INC  
801 NAVIGATION, SUITE 300  
CORPUS CHRISTI, TX 78408  
PHONE: 361.883.1984  
FAX: 361.883.1986

			Etech Construction, Inc.		ADK Environmental, Inc.		The S125 Company		DMB Construction, L.L.C.		Donald Hubert Construction Co., Inc.	
			11115 Cedar Park San Antonio, TX 78249		16434 FM 630 Odessa, TX 78750		1008 Doherty Mission, TX 78572		4722 Neptune St. Corpus Christi, TX 78405		PO Box 34 Kingsville, TX 78363	
ITEM	QTY	UNIT	DESCRIPTION		UNIT	PRICE	TOTAL	UNIT	PRICE	TOTAL	UNIT	PRICE
BASE BID - WATERLINE												
A-1	2,903	LF	8" WATERLINE		\$19.00	\$55,157.00	\$28.00	\$81,284.00	\$22.00	\$63,866.00	\$26.95	\$77,945.55*
A-2	11	EA	8" X 8" TEE		\$850.00	\$9,350.00	\$3,600.00	\$3,960.00	\$6,000.00	\$6,000.00	\$827.00	\$9,900.00
A-3	1	EA	8" X 8" X 8" CROSS		\$1,500.00	\$1,500.00	\$420.00	\$420.00	\$600.00	\$600.00	\$928.00	\$1,000.00
A-4	18	EA	8" 45° - BEND		\$300.00	\$5,400.00	\$260.00	\$4,680.00	\$600.00	\$10,800.00	\$678.50	\$8,280.00
A-5	14	EA	8" GATE VALVE		\$1,600.00	\$22,400.00	\$1,200.00	\$16,800.00	\$2,000.00	\$28,000.00	\$1,697.21	\$30,100.00
A-6	2	EA	6" GATE VALVE		\$1,500.00	\$3,000.00	\$1,000.00	\$2,000.00	\$3,000.00	\$3,000.00	\$1,339.00	\$2,900.00
A-7	1	EA	3" GATE VALVE		\$1,200.00	\$1,200.00	\$600.00	\$600.00	\$1,000.00	\$1,000.00	\$796.00	\$1,100.00
A-8	3	EA	2" GATE VALVE		\$900.00	\$2,700.00	\$300.00	\$900.00	\$3,000.00	\$3,000.00	\$590.00	\$1,100.00
A-9	1	EA	12" X 8" REDUCER		\$2,500.00	\$2,500.00	\$600.00	\$600.00	\$1,000.00	\$1,000.00	\$1,770.00	\$2,250.00
A-10	5	EA	8" X 6" REDUCER		\$1,200.00	\$6,000.00	\$500.00	\$2,500.00	\$5,000.00	\$5,000.00	\$1,395.00	\$900.00
A-11	1	EA	8" X 3" REDUCER		\$1,000.00	\$1,000.00	\$400.00	\$400.00	\$500.00	\$500.00	\$382.00	\$400.00
A-12	3	EA	8" X 2" REDUCER		\$500.00	\$1,500.00	\$400.00	\$1,200.00	\$500.00	\$500.00	\$335.00	\$400.00
A-13	368	LF	8" WATERLINE BORE		\$65.00	\$23,920.00	\$80.00	\$29,440.00	\$70.00	\$25,760.00	\$91.69	\$1,710.00
A-14	2	EA	WATER SERVICE CONNECTION		\$1,000.00	\$2,000.00	\$1,000.00	\$2,000.00	\$1,000.00	\$2,000.00	\$648.00	\$80.00
A-15	5	EA	TIE-INTO EXISTING WATER SERVICE		\$1,100.00	\$5,500.00	\$2,000.00	\$10,000.00	\$1,000.00	\$5,000.00	\$941.00	\$1,500.00
A-16	1	EA	6" PLUG		\$200.00	\$200.00	\$150.00	\$150.00	\$300.00	\$300.00	\$192.00	\$1,400.00
A-17	2	EA	8" PLUG		\$300.00	\$600.00	\$175.00	\$350.00	\$300.00	\$600.00	\$288.00	\$300.00
A-18	3	EA	8" TO 8" WATERLINE CONNECTION		\$1,200.00	\$3,600.00	\$2,500.00	\$7,500.00	\$1,000.00	\$3,000.00	\$1,565.00	\$2,000.00
A-19	4	EA	8" TO 6" WATERLINE CONNECTION		\$1,000.00	\$4,000.00	\$2,200.00	\$8,800.00	\$1,000.00	\$4,000.00	\$1,442.00	\$6,000.00
A-20	1	EA	8" TO 3" WATERLINE CONNECTION		\$400.00	\$400.00	\$2,000.00	\$2,000.00	\$1,000.00	\$1,000.00	\$974.00	\$1,000.00
A-21	3	EA	8" TO 2" WATERLINE CONNECTION		\$400.00	\$1,200.00	\$1,500.00	\$4,500.00	\$1,000.00	\$3,000.00	\$749.00	\$1,000.00
A-22	5	EA	FIRE HYDRANT ASSEMBLY		\$4,800.00	\$24,000.00	\$4,000.00	\$20,000.00	\$5,000.00	\$25,000.00	\$4,516.00	\$3,000.00
A-23	8	LF	CURB AND GUTTER REPAIR		\$50.00	\$400.00	\$50.00	\$400.00	\$20.00	\$160.00	\$45.00	\$800.00
A-24	240	SF	PAVEMENT REPAIR		\$12.00	\$2,880.00	\$5.00	\$1,200.00	\$20.00	\$4,800.00	\$10.20	\$3,600.00
A-25	14	SF	CONCRETE REPAIR		\$14.00	\$196.00	\$10.00	\$140.00	\$20.00	\$280.00	\$22.50	\$315.00
A-26	635	SF	BASE REPAIR		\$10.00	\$6,350.00	\$3.00	\$1,965.00	\$10.00	\$6,350.00	\$3.90	\$700.00
TOTAL BASE BID					\$187,153.00		\$203,789.00		\$206,316.00		\$235,782.00	
ADDITIVE DEDUCTIVE BID NO. 1 - WATERLINE									\$216,195.91*		\$235,782.00	
B-1	40	LF	CURB AND GUTTER		\$50.00	\$2,000.00	\$60.00	\$2,400.00	\$20.00	\$800.00	\$41.00	\$4,000.00
B-2	695	SF	PAVEMENT CONCRETE		\$12.00	\$8,340.00	\$5.00	\$3,475.00	\$20.00	\$13,900.00	\$9.57	\$10,425.00
B-3	347	SF	CONCRETE REPAIR		\$14.00	\$4,858.00	\$10.00	\$3,470.00	\$20.00	\$6,940.00	\$20.25	\$17,350.00
TOTAL ADDITIVE DEDUCTIVE BID NO. 1					\$15,198.00		\$9,345.00		\$21,640.00		\$31,775.00	
ADDITIVE BID NO. 1 - WATERLINE												
C-1	1	EA	FIRE HYDRANT ASSEMBLY		\$4,800.00	\$4,800.00	\$4,000.00	\$4,000.00	\$5,000.00	\$5,000.00	\$4,476.00	\$5,500.00
TOTAL ADDITIVE BID NO. 1					\$4,800.00		\$4,000.00		\$5,000.00		\$5,500.00	
BASE BID SUB-TOTAL					\$187,153.00		\$203,789.00		\$206,316.00		\$235,782.00	
TOTAL BASE & ADDITIVE DEDUCTIVE BID NO. 1					\$171,955.00		\$213,134.00		\$184,676.00		\$201,168.31	
TOTAL BASE & ADDITIVE DEDUCTIVE BID NO. 1 & ADDITIVE BID NO. 1					\$176,755.00		\$217,134.00		\$189,676.00		\$205,644.31	

\* DENOTES ERROR IN BID

Prepared by  
LNV, INC

# **AGENDA ITEM #11**

**City of Kingsville**  
**Planning and Development Services**

---

TO: Mayor and City Commissioners

CC: Jesus A. Garza, City Manager

FROM: Tom Ginter, Director

DATE: July 29, 2016

SUBJECT: Resolution to Support Skilled Nursing Facility in Kingsville

---

**Summary:** The Rhoman Group Inc. has done some pre planning regarding the construction of Skilled Nursing Facility with in Kleberg County. As a part of this process substantial community support is used in the decision making process with the Department of Aging and Disabilities. A resolution from the City Commission reflects substantial community support.

**Background:** The Rhoman Group with Underwood Construction are interested in building a Skilled Nursing Facility Project in Kleberg County . They have done a demographic assessment which has recognized that Kleberg County is in need of at 90 additional beds to meet the expected long term care of the expanding senior population. The next step in the process is securing substantial community support. Enclosed is a letter from The Rhoman Group which explains in more detail the long term need and the vision of the project. It should be noted that this support in no way obligates the City Commission to the State of Texas or to Underwood Construction.

**Financial Impact:** If this facility was located in our city limits it would have a very positive impact. As the enclosed memo stated the construction estimate of the facility is \$9million to \$12million and 75 to 120 full time jobs.

**Recommendation:** While the letter reflects a facility in Kleberg County which would be a positive event, it is our thought that the City of Kingsville could provide the services and



**City of Kingsville**  
**Planning and Development Services**

employment for this project to be successful. It is the recommendation to approve the City Commission Support Resolution.



Hello!

Thank you for taking a moment to look at our proposed new Skilled Nursing Facility Project, currently in the pre-planning phase. This facility, if approved by the state, will be constructed at a yet-to-be-determined site within **Kleberg County, Texas**. The first steps for obtaining state approval to construct a new Medicaid-participating Nursing Home have already been taken. We have submitted our formal application and a third-party demographic assessment. That demographic assessment concluded that Kleberg County is in need of at least **90** additional Medicaid-participating beds in order to adequately meet the expected long-term care needs of the expanding senior population. Based on this need, Underwood Construction, LP, entered into contract with The Rhoman Group, Inc., for the purpose of acquiring the proper licensure through the Texas Department of Aging and Disabilities (DADS).

You may find information concerning The Rhoman Group, Inc. here: [www.rhomangroup.com](http://www.rhomangroup.com)

You may find information concerning Underwood Construction, LP here: [www.underwoodlp.com](http://www.underwoodlp.com)

The next step of the application process for licensure in the state of Texas is securing "substantial community support." We collect this support in the form of letters from citizens, community leaders, and elected officials. All support letters submitted, will be considered by the state in determining the need of the additional Medicaid-certified "licenses" required to operate the facility. The health care services provided through our proposed development project will offer vital long-term and skilled rehabilitative care to your community, especially the elderly. You are receiving this packet of information to ask you, as a local citizen, and an integral part of your community, to write a brief letter of support for our new planned project.

All we ask, is take a quick look at our proposal overview below, and upon your consent, submit your letter of support to our office. Your support in no way obligates you or your community to the state of Texas or to Underwood Construction, LP. However, your candid and vocal support is critical in this process. As stated above, we have already submitted our formal application to the Texas Department of Aging and Disability Services (DADS). However, in order to complete the application process, we need your timely and attentive help.

If you need assistance in writing your letter or brain-storming ideas, please feel free to reach out to me via email or phone. I have sample letters and years of experience doing this. I can, and will, help you.

**Here are some key points to consider for your support letter:**

- Underwood Construction, LP is requesting DADS grant **90 Medicaid bed licenses** for a new skilled nursing facility to be constructed in Kleberg County. This is a nursing home. It is **NOT** a behavioral, drug, or criminal rehabilitative center. It is a long-term skilled nursing center which will feature physical and occupational therapy areas for local area residents.
- While Kleberg County currently has two (2) skilled nursing facilities. They are on average **91.2%** full (based on the past 12 months). This leaves roughly **4** open Medicaid-certified beds per 1,000 age 65+ resident in the county. The Texas average is nearly four times that at **15** open Medicaid-certified beds per 1,000 senior citizens. With current growth trends and increasing demand on existing facilities, Kleberg County will likely have **NO** Medicaid-funded nursing facility beds available for residents seeking care by mid to late 2018. This is very serious for the most at risk citizens within the county.

---

## Anticipated Project Overview

The following is a brief description of the “typical” building initiated and developed by The Rhoman Group, Inc. and our development partners throughout the State of Texas. In this particular venture, Underwood Construction, LP, will be the equity development and construction company, and as such will make all final decisions on location and build-out. It is important to note that this information may change depending upon land purchase, the facility operator’s specific requirements and needs, and other factors yet to be determined. Each project is as unique as the community for which it is designed.

**Medicaid Beds:** 90

**Total Bed Capacity:** likely 100-120 (90 Medicare/Medicaid beds + 10-20 Private Pay)

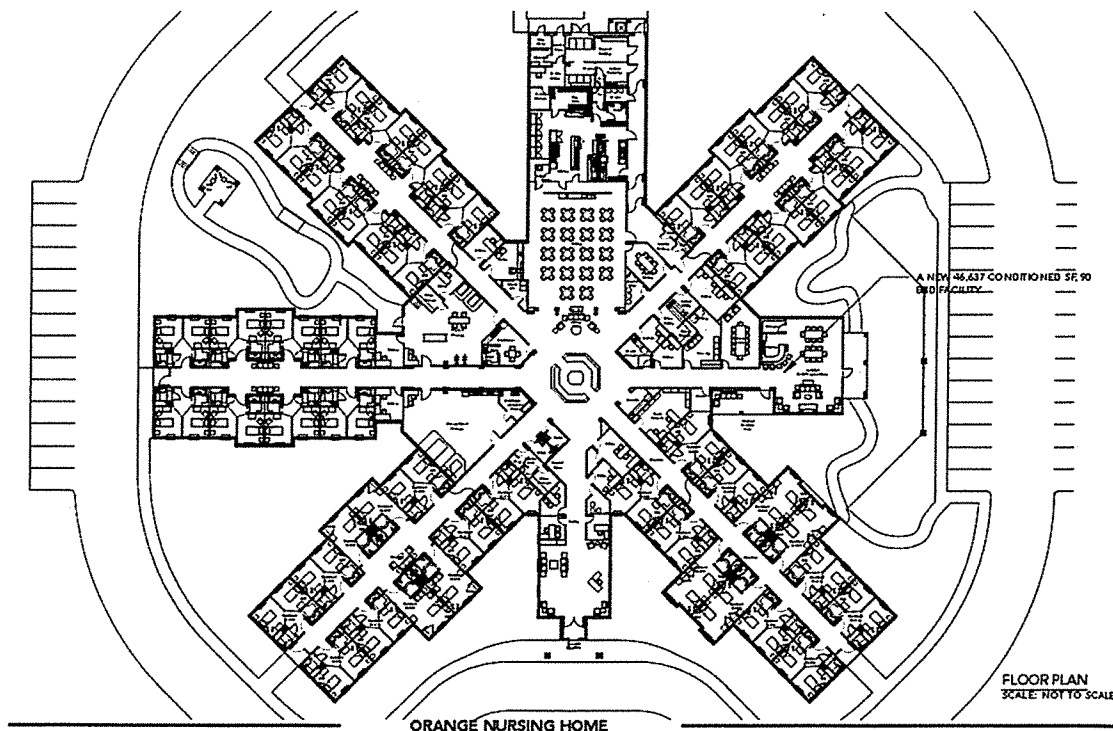
**Land Requirement:** 6 to 7 acres

**Total Construction Estimate:** \$9-12 Million

**New Jobs:** 75-120 Full-time equivalency

**Completion:** Estimated Fall of 2019 or Spring of 2020 (this mainly depends upon the state’s approval timeline)

**Current floor plan under consideration:**



This 46,000+ square foot building and campus will feature very appealing landscaping, well-appointed décor, and a very simple, easy-to-navigate hallway system. It will also have a spacious occupational and physical therapy area/gym, open dining area, and several sitting areas throughout. This facility will provide mostly semi-private rooms which will only share closet/storage areas and a restroom between two rooms. This is a unique standard feature with Underwood Construction, LP.



- Kleberg County has over **4,350** residents age 65+, of which nearly **22%** live just over or below the national poverty line. In addition, many of the seniors within Kleberg County have a recognized disability. It is our position that the elderly and disabled citizens in Kleberg County deserve reasonable access to quality, Medicaid-funded long term nursing care which they may need within their local communities.
- *"A community needs waiver is designed to meet the needs of communities that do not have reasonable access to quality nursing facility care."* – Texas Department of Aging and Disability Services: Nursing Facility Requirements for Licensure & Medicaid Certification [emphasis mine, but the quote is directly from DADS]
- Additionally, DADS stated purpose for the rules of submitting applications is, in part, to *"promote competition."* Competition among healthcare providers is essential. This competition increases the level of care provided to citizens on every front. The citizens of Kleberg County deserve the highest level of accessible and quality of care which DADS can promote.
- Other factors which relate to our application are the **ages** of the existing facilities, and/or the **quality of care** being offered. Any personal, honest stories you may have concerning your experiences with current local providers could help our position, so please feel free to share those in your letter.

The main thought of your letter should be the fact that your community is in immediate and realistic **NEED** of 90 additional Medicaid-certified beds to be housed in a newly constructed Nursing Home.

The letters should be "addressed" to:

**DO NOT MAIL YOUR  
LETTER TO THIS ADDRESS.**

Commissioner Jon Weizenbaum  
Texas Department of Aging and Disability Services  
John H. Winters Human Services Center  
P.O. Box 149030  
Austin, Texas 78714

**THE COMPLETED LETTERS SHOULD BE MAILED FOR SUBMISSION TO:**

The Rhoman Group, Inc.  
ATTN: Jeff Rhodes  
1002 E. Todd St.  
Minden, LA 71055

If you have questions or concerns, or if I may assist you in any way, please call me anytime on my cell phone, **662.404.1668** or email me at: [jeff@rhomangroup.com](mailto:jeff@rhomangroup.com)

Thank you,

Jeff Rhodes  
Development Project Lead  
[www.rhomangroup.com](http://www.rhomangroup.com)

**Deadline for letters:  
Friday, August 12, 2016**

**RESOLUTION #2016-\_\_\_\_\_**

**A RESOLUTION OF THE CITY OF KINGSVILLE, TEXAS IN SUPPORT OF AN  
ADDITIONAL SKILLED NURSING FACILITY IN KLEBERG COUNTY.**

**WHEREAS**, the City of Kingsville is the county seat of Kleberg County and home to nearly 85% of the County's total population and there currently exist only two nursing home facilities within the County to provide care for our residents, and

**WHEREAS**, there are 216 Medicaid-certified beds in the existing two nursing facilities and those beds are consistently 91% full, and

**WHEREAS**, the expanding senior citizen population, which currently makes up nearly 13% of our total population has a growing demand for services for this sector of our community, with healthcare services being at the forefront of these considerations, and

**WHEREAS**, this type of healthcare service is critical for the citizens' quality of life and it is essential that the best opportunities are developed to provide such services in our community;

**NOW, THEREFORE BE IT RESOLVED THAT:**

Section 1: The City Commission of the City of Kingsville, Texas supports the creation of a new nursing home with additional certified Medicaid beds in Kingsville, Kleberg County, Texas.

Section 2: The appropriate regulatory authorities strongly consider an application for a waiver to participate in the Texas Medicaid Program pursuant to 40 TAC Section 19.2322 (h)(1) for applicant Underwood Construction, LP to provide these services to our community.

Section 3: This resolution shall be in effect as of the date of its approval.

**PASSED AND APPROVED** by the City of Kingsville City Commission on this the

  8th   day of   August   2016.

---

Sam R. Fugate, Mayor

**ATTEST:**

---

Mary Valenzuela, City Secretary

**APPROVED AS TO FORM:**

---

Courtney Alvarez, City Attorney

# **AGENDA ITEM #12**

**City of Kingsville**  
**Planning and Development Services Department**

---

TO: Mayor and City Commissioners

CC: Jesus A. Garza, City Manager

FROM: Tom Ginter, Director

DATE: July 29, 2016

SUBJECT: Request to Approve Façade Grant Request for the K.A. Childs Building 418 E. Kleberg

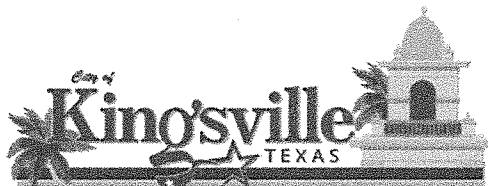
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**Summary:** The owner of the building at 418 E. Kleberg K. A. Childs Jr. is requesting a façade grant to replace the windows, paint and debris cleanup. This is in response to the recently passed vacant building ordinance that was passed by the City Commission.

**Background:** Since the passage of the vacant building ordinance, city staff has been in contact with Mr. Childs on the process of improving the appearance of this property. Consequently he has put together some costs to do that and is requesting a façade grant for assistance with that. Attached are two bids for glass replacement with Roy's Glass being the least expensive at \$4,653.95. As a reminder the façade grant is a 50-50 reimbursement match with City matching dollars. It is also anticipated that some additional costs for paint and debris cleanup will be needed for the property.

**Financial Impact:** Total impact would be the allocation of \$4,000.00 dollars. We believe that \$2,500 would cover the window expense and the remainder would go toward paint and clean up.

**Recommendation:** The recommendation is to approve the façade grant request.



**RESOLUTION #2016-\_\_\_\_\_**

**A RESOLUTION APPROVING AN APPLICATION AND AGREEMENT FOR THE HISTORIC DISTRICT FAÇADE GRANT PROGRAM FROM K.A. CHILDS, JR. FOR THE K.A. CHILDS BUILDING.**

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

**WHEREAS**, the City has received an Application and an Agreement for a Historic District Façade Improvement Grant from K.A. Childs, Jr. for external renovation of the K.A. Childs Building located at 418 East Kleberg Avenue, in the downtown area and in the historic district;

**WHEREAS**, the application has a projected external renovation amount of \$8,000 and the applicant is requesting a grant amount of \$4,000, which would be the maximum reimbursable amount of 50% of the out-of-pocket expenses for work performed and paid for by the applicant, for renovation of the building's façade, windows, paint, and the like;

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

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

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

I.

**THAT** the Historic District Façade Grant Application and Agreement for K.A. Childs, Jr. for the external renovation of the K.A. Childs Building located at 418 East Kleberg Avenue, Kingsville, Texas be approved as per the attached and the City shall provide as a grant reimbursement of an amount up to \$4,000.00 so long as all of the terms and conditions of the guidelines are met;

II.

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

**PASSED AND APPROVED** by a majority vote of the City Commission on the 8<sup>th</sup>  
day of August, 2016.

\_\_\_\_\_  
Sam R. Fugate, Mayor

**ATTEST:**

\_\_\_\_\_  
Mary Valenzuela, City Secretary

**APPROVED AS TO FORM:**

\_\_\_\_\_  
Courtney Alvarez, City Attorney

APPLICATION

Project Title: K.A. Childs Buildings Date Prepared: 7-7-2016

Owner: K.A. Childs JR Phone #: 361-720-0777

Email Address: buddychilds@yahoo.com ☒ Individual ☐ Corporation ☐ Nonprofit ☐ Other  
(Circle)

Address: 124 Ormesby Place Franklin, TN. 37064

Contact (if different): SAME AS ABOVE Phone #: \_\_\_\_\_

Email Address: \_\_\_\_\_ ☐ Individual ☐ Corporation ☐ Nonprofit ☐ Other  
(Circle)

Address: \_\_\_\_\_

Project Location / Address: 418 East Kleberg, Block 41 Lot 17-20 AND  
1-16 ORIGINAL TOWN

Legal Description: SAME AS ABOVE, 1-16 IS ON YOKUM STREET

Parcel Number: \_\_\_\_\_ Zoning Commercial C-3

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

Comment: \_\_\_\_\_

Proposed Use: SALE OR LEASE

Scope of Work: REPLACEMENT OF BOARDED AND BROKEN GLASS  
REPAINTING AS NEEDED. DEBRIS CLEANUP. IMPROVED CARE  
OF PARKING AND DRIVING SURFACES

Schedule: WORK HAS BEEN ON GOING AND WILL CONTINUE

Contractor(s) ERNESTO SOLIS: 2 HENRY'S GLASS 3 ROY'S GLASS  
AND MORE

Violation history: \_\_\_\_\_

Attach documents that support:

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

Project Amount \_\_\_\_\_

Requested grant amount \_\_\_\_\_

Applicant signature \_\_\_\_\_

Office Use:

Date Received \_\_\_\_\_ Acknowledged by \_\_\_\_\_

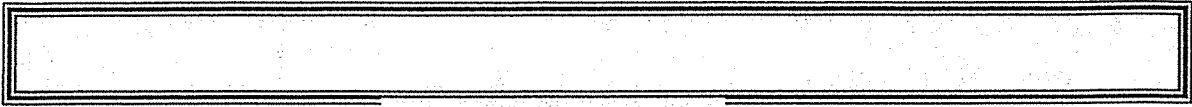
Meeting Date(s) \_\_\_\_\_

Staff and/or Board and/or Commission actions \_\_\_\_\_

Notice Date(s) \_\_\_\_\_

Comments \_\_\_\_\_





# AGREEMENT

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

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

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

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

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

Address/ Description of Property 418 EAST KLEBERG, Bk4/ Lot 17-20 AND 1-16 ORIGINAL TOWN

Building Owner Name K. A. Childs JR "Buddy"

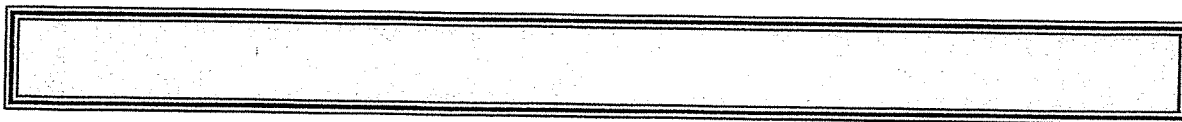
Business Owner Address 124 ORMESBY PLACE FRANKLIN, TN 37064

Signature(s) K A Childs Jr

Date 7-7-2016

For the City \_\_\_\_\_

Signature \_\_\_\_\_ Date \_\_\_\_\_



VERIFICATION

Project Title: KA Childs Buildings Date Prepared: 7-7-2016

Prepared by: KA Childs Phone #: 361-720-0777 cell

Email Address: buddychilds@yahoo.com

Scope of Completed Work: AS NECESSARY TO PLEASE THE  
"DOWNTOWN EFFORT" AND FUNDING ALLOWOS.

Completion Date(s) \_\_\_\_\_

Eligible Expenses: \_\_\_\_\_

Office Use

Inspection(s)

By \_\_\_\_\_ Date \_\_\_\_\_

Comments \_\_\_\_\_

# Roy's Glass and More

P. O. Box 947  
1906 S. 6th Street  
Kingsville, TX 78363  
Phone: 361-592-5233  
Fax: 361-592-3220

Date: 7-7-16

Quotation To: K.A. Childs

Attn: Oso Soliz  
455-1930

Fax #: \_\_\_\_\_

Memo: \_\_\_\_\_

QUANTITY	DESCRIPTION	AMOUNT OF EA.	TOTAL
	To replace all broken glass in window's at K.A. Childs Bldg.		
255	16 X 20 1/8 plexi		
	20 sheets cut to size		\$2,376.00
1	Case Clear silicone		\$123.26
	Labor to Install		1,800.00
		Tax	\$354.69

\$4,653.95

Clerical errors subject to correction.

Roy's Glass and More

By: Roy

B.O.

HENTY'S GLASS SHOP NO. 3  
728 E. COPPAL  
KINGSVILLE, TEXAS 78302  
(361) 592-8734

OSO

(166)	16x20	1/8" clear plexi	12.78	2121.48
(17)	20x23	" "	19.17	325.89
				<u>2447.37</u>

TAX 201.91

2649.28

LABOR 4860.00

7509.28

KAC

Bid

# **AGENDA ITEM #13**

**City of Kingsville  
Parks & Recreation Department**

---

TO: Mayor and City Commissioners

CC: Jesus A. Garza, City Manager

FROM: Susan Ivy, Parks Manager

DATE: July 28, 2016

SUBJECT: Agenda Request – Extended Service days at Brookshire Pool

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**Summary:**

The Kingsville Parks & Recreation Department wishes to extend the length of time the Brookshire Pool is open to the public during the year. We would like to extend the closing date to October 30, 2016 with reduced hours beginning after the regular closing date of August 20, 2016. Reduced hours would be Friday evening from 5-9pm and Saturday and Sunday afternoons from 2-5pm with pool rental availability on Saturday and Sunday from 5-9pm. As part of the proposed budget staff will propose opening the pool earlier next fiscal year. This item, however, is through the end of October.

**Background:**

Historically, due to funding limitations, the Brookshire Pool has only been able to open to the public during the summer months. With the increase in aquatic facilities that remain open year round in our area we feel it is important to provide as much service as possible to our community locally. The extreme heat in South Texas makes aquatic recreation tops on the list of community favorites.

**Financial Impact:**

Extending the dates of operation for this calendar year will require an additional \$6000.00 funding. Admission fees would offset part of this expense but not all. Pool Parties rental fees will also offset costs as well.

**Recommendation:**

The Kingsville Parks & Recreation Department would like to recommend your approval of the extended service days at Brookshire Pool and appropriate the funding requested for the current fiscal year.



**ORDINANCE NO. 2016- \_\_\_\_\_**

**AN ORDINANCE AMENDING THE FISCAL YEAR 2015-2016 BUDGET TO EXTEND THE PARKS AND RECREATION BROOKSHIRE POOL SEASON.**

**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**

Equity

2		Unassigned Fund Balance	61002		<u>\$6,000</u>
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Expenses

5-4503	Salaries	11100	\$4,159	
5-4503	FICA	11500	322	
5-4503	Workers' Compensation	11700	75	
5-4503	Unemployment Comp	11800	104	
5-4503	Supplies	21100	150	
5-4503	Chemicals	21400	1,040	
5-4503	Advertising	34001	150	
			<u>\$6,000</u>	

[To amend the City of Kingsville FY 15-16 General Fund Budget to extend the Parks and Recreation Brookshire Pool season 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 8<sup>th</sup> day of August, 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 #14**

**City of Kingsville  
Police Department**

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TO: Mayor and City Commissioners

CC: Jesus A. Garza, City Manager

FROM: Ricardo Torres, Chief of Police

DATE: August 3, 2016

SUBJECT: Request for Budget Amendment

---

**Summary:**

The police department is requesting a budget amendment in the amount of \$13,450.00 for the repairs to the siren at 17<sup>th</sup> & Lee.

**Background:**

Our city has a Storm Sentry system to alert our citizens of weather events consisting of a weather station located at the Kingsville PD and 3 sirens. The siren located at 17<sup>th</sup> & Lee was damaged when it was struck by lightning.

**Financial Impact:**

**Material**

Heavy Duty 3 Phase Starter	\$2,000.00
40 HP Continuous Duty 3 Phase Motor	\$4,750.00

**Labor**

Installation of Starter	\$400.00
Remove Siren from Telephone Pole & Prepare for Shipping	\$1,400.00
Replacement of Motor	\$650.00
Move Siren to site & Remount on Telephone Pole	\$1,400.00
Petty's Electronic	\$100.00

**Shipping**

Ship Shipping Pallet to Kingsville	\$250.00
Ship Siren to Sentry Siren in Canon City, Colorado	\$1,250.00
Ship Repaired Siren from Canon City to Kingsville	\$1,250.00

Total Cost     \$13,450.00



**City of Kingsville  
Police Department**

**Recommendation:**

We request that the budget amendment be approved to cover the cost of the repair of the siren and related costs.



## Storm Sirens, Inc.

3801 Harrogate Drive

Norman, Ok 73072

1-800-527-6375

stormsirens@aol.com

July 26, 2016

Ricardo Torres, Chief of Police  
City of Kingsville  
1700 East King Avenue  
Kingsville, Texas 78363

Regarding: Storm Siren Repair

Dear Chief Torres:

I finally have all of the information necessary for the repair of the lightning damage to the Sentry model 40V2T Storm Warning Siren located at 17<sup>th</sup> & Lee. This proposal includes all work done to this point and all work necessary to make the siren 100% operational.

Material	
Heavy Duty 3 Phase Starter	2,000.00
40 HP Continuous Duty 3 Phase Motor	4,750.00
Labor	
Installation of Starter	400.00
Remove Siren from Telephone Pole & Prepare for Shipping	1,400.00
Replacement of Motor	650.00
Move Siren to Site & Remount Siren on Telephone Pole	1,400.00
Petty's Electronic – Checked Site	100.00
Shipping	
Ship Shipping Pallet to Kingsville	250.00
Ship Siren to Sentry Siren in Canon City, Colorado	1,250.00
Ship Repaired Siren from Canon City to Kingsville	1,250.00
	\$13,450.00

If you have any questions, please contact us at our toll free number 1 (800) 527-6375 or by e-mail [stormsirens@aol.com](mailto:stormsirens@aol.com).

Sincerely,

*Frederick R. Engelbrecht*

Frederick R. Engelbrecht  
President

FRE:st

**ORDINANCE NO. 2016-\_\_\_\_\_**

**AN ORDINANCE AMENDING THE FISCAL YEAR 2015-2016 BUDGET FOR SIREN REPAIRS DUE TO STORM DAMAGE.**

**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 099-Disaster Response Recovery Fund**

Equity

2		Restricted-Disaster Response	61002		\$13,450
					<u>\$13,450</u>

Expenses

5-2103		Equipment Maintenance	41400	\$13,450	
				<u>\$13,450</u>	

[To amend the City of Kingsville FY 15-16 Budget to include siren repairs due to storm damage from May 31, 2016 weather event 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 8<sup>th</sup> day of August, 2016.

**PASSED AND APPROVED** on this the 22nd day of August, 2016.

**EFFECTIVE DATE:** \_\_\_\_\_

\_\_\_\_\_  
Sam R. Fugate, Mayor

**ATTEST:**

\_\_\_\_\_  
Mary Valenzuela, City Secretary

**APPROVED AS TO FORM:**

\_\_\_\_\_  
Courtney Alvarez, City Attorney

# **AGENDA ITEM #15**

**City of Kingsville  
Fire Department**

---

TO: Mayor and City Commissioners

CC: Jesus A. Garza, City Manager

FROM: Adrian Garcia, Fire Chief

DATE: August 8th, 2016

SUBJECT: EMS Billing Rate and Fee Structure

---

**Summary:**

This item will change the EMS Billing Rate to rates more consistent with the rest of the State of Texas. The additional revenue will help cover the increased fees from a new agreement with Intermedix that was approved at our last City Commission Mtg. Additional revenue will also go towards our overall EMS related expenses.

**Background:**

Currently EMS billing has (5) different rates within the fee structure. This is cumbersome, time consuming and lends itself to errors. The EMS billing rate change will reduce the fee structure to (2) different rates, making it less cumbersome and easier to use. In addition, Intermedix will begin billing for TripTix with the new contract increasing cost, which this adjustment will offset some of that increase.

**Financial Impact:**

The change in billing rate will increase revenue by ~\$60,000 of which half will cover increased fees with Intermedix and the other half will go towards a vehicle replacement fund to assist with Ambulance replacements.

**Recommendation:**

It is our recommendation that the Commission approve this billing rate change for the aforementioned reasons.





**ORDINANCE #2016- \_\_\_\_\_**

**AMENDING THE CITY OF KINGSVILLE CODE OF ORDINANCES CHAPTER XI, ARTICLE 2, AMBULANCE SERVICE, PROVIDING FOR THE AMBULANCE BILLING RATES FOR SERVICES PROVIDED BY THE CITY; REPEALING ALL ORDINANCES IN CONFLICT HERewith AND PROVIDING FOR AN EFFECTIVE DATE AND PUBLICATION.**

**WHEREAS**, the City of Kingsville operates an ambulance service through the Kingsville Fire Department;

**WHEREAS**, the rates for providing this ambulance service have not been updated in several years (2012), yet the cost for the services and supplies has increased thereby necessitating this rate revision ordinance;

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

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

I.

**THAT** Section 11-2-28 through Section 11-2-29 of Article 2: Ambulance Service of Chapter XI, Business Regulations, of the Code of Ordinances of the City of Kingsville, Texas, shall be amended to read as follows:

**ARTICLE 2: AMBULANCE SERVICE**

***General Provisions***

....

**§11-2-28 AMBULANCE BILLING RATES FOR SERVICES PROVIDED BY THE CITY OF KINGSVILLE AMBULANCE SERVICE.**

The fee for services provided by the City of Kingsville Fire Department ambulance service shall be as approved by the City Commission. A copy of the current fees (approved in August 2016 ~~October 2012~~) is available from the City Secretary and incorporated herein by reference.

**§11-2-29 PENALTY.**

Any violation of the terms of this article shall be subject to a fine of not exceeding two hundred dollars (\$200.00) per day.

II.

**THAT** all ordinances or parts of ordinances in conflict with this ordinance are repealed to the extent of such conflict only.

III.

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

IV.

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

**INTRODUCED** on this the 8th day of August, 2016.

**PASSED AND APPROVED** on this the 22nd day of August, 2016.

\_\_\_\_\_  
Sam R. Fugate, Mayor

**ATTEST:**

\_\_\_\_\_  
Mary Valenzuela, City Secretary

**APPROVED AS TO FORM:**

\_\_\_\_\_  
Courtney Alvarez, City Attorney

**City of Kingsville, Texas  
EMS Billing Fee Schedule  
Through Intermedix**

BLS	\$900.00
ALS	\$1,300.00
ALS2	\$1,300.00
Supplies	\$0.00
TWT	\$225.00
SCT	\$1,300.00
Mileage	\$15.00 / Loaded Mile

City Commission Approved: August 22, 2016

# **AGENDA ITEM #16**

## City of Kingsville Fire Department

---

TO: Mayor and City Commissioners  
CC: Jesus A. Garza, City Manager  
FROM: Adrian Garcia, Fire Chief / EMC  
DATE: August 5, 2016  
SUBJECT: Fire Consultant Agreement

---

### **Summary:**

The Kingsville Fire Department requests to renew the Fire Consultants agreement for the purposes of professional fire administration and emergency management consulting services.

### **Background:**

A few months ago Emergency Management was reorganized to fall under the responsibility of the Fire Chief. These consulting services will support the City of Kingsville's Fire Chief / Emergency Management Coordinator in achieving its goals for improving the City's overall Emergency Management Plan and assist with conceptualization ideas to better the operational effectiveness of the Kingsville Fire Department and insure fire industry best practices are being implemented.

Jim DeVisser recently served as Interim Fire Chief for six months and proved to be a great asset to our organization. Prior to serving as Interim Fire Chief Mr. DeVisser had served as a consultant within the Fire Department in Kingsville for nearly 10 months. He relies on over 20 years of experience, 12 of which have been in the role of Battalion Chief for the City of Corpus Christi Fire Department. His knowledge and expertise will help accomplish the goals of this Department.

Staff conducted research on independent third party Fire Consulting firms: Fitch & Associates and RFG Fire Rescue Consulting. The hourly rate for third party consulting firms ranged from \$75/hr. to \$100/hr. In light of Mr. DeVisser's experience the agreement is at a rate of \$28/ hour.

### **Financial Impact:**

The Fire Consultant will be compensated \$28.00 per hour, for 20 hours per week over the 6 month period equates to a total of ~\$13,440.



## City of Kingsville Fire Department

### **Recommendation:**

The following Fire Consultant scope of work is in support of current efforts by the City of Kingsville to continue to improve the safety of the residents of Kingsville by utilizing qualified subject matter experts to quickly prepare the City of Kingsville for all-hazards incident and implement current best practices for the safety of our fire department personnel.

Our recommendation that the Commission renew the Fire Consultant Agreement.



**RESOLUTION #2016-\_\_\_\_\_**

**A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A FIRE ADMINISTRATION SPECIALIST/CONSULTANT PROFESSIONAL SERVICES AGREEMENT BETWEEN CITY OF KINGSVILLE AND JAMES DEVISSER; REPEALING ALL CONFLICTING RESOLUTIONS AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the City of Kingsville desires to have fire administration specialist/consultant work done to provide professional fire administration and emergency management consulting services to assist the City and Fire Department with improving the City's overall Emergency Management Plan and assist with conceptualization ideas to better the operational effectiveness of the Fire Department;

**WHEREAS**, the City's former Interim Fire Chief/Emergency Management Director, James "Jim" DeVisser, has a working knowledge of the City's Emergency Management Plan and of the Fire Department due to his recent employment with the City (November 2015-June 2016) and is available to assist with providing these services;

**WHEREAS**, the City and James DeVisser have worked to prepare a Contract for Professional Services between the City of Kingsville and James DeVisser for Fire Administration Specialist/Consultant services.

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

I.

**THAT** the City Manager is authorized and directed as an act of the City of Kingsville, Texas to enter into a Fire Administration Specialist/Consultant Professional Services Agreement between the City of Kingsville and James DeVisser in accordance with Exhibit A hereto attached and made a part hereof.

II.

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

III.

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

**PASSED AND APPROVED** by a majority vote of the City Commission on the  
\_\_\_\_\_ 8th day of \_\_\_\_\_ August \_\_\_\_\_, 2016.

\_\_\_\_\_  
Sam R. Fugate, Mayor

**ATTEST:**

\_\_\_\_\_  
Mary Valenzuela, City Secretary

**APPROVED AS TO FORM:**

\_\_\_\_\_  
Courtney Alvarez, City Attorney



**CITY OF KINGSVILLE  
FIRE ADMINISTRATION SPECIALIST/CONSULTANT  
PROFESSIONAL SERVICES  
AGREEMENT**

THIS **PROFESSIONAL SERVICES AGREEMENT** (this "Agreement"), entered into this \_\_\_\_ day of October, 2016 by and between the CITY OF KINGSVILLE, hereinafter called the "CITY" acting herein by the City Manager, and James DeVisser (hereinafter called the "CONSULTANT").

**Whereas**, the City of Kingsville desires to enter into a professional services agreement for the purposes of providing professional fire administration and emergency management consulting services to assist the City and Fire Department with improving the City's overall Emergency Management Plan and assist with conceptualization ideas to better the operational effectiveness of the Fire Department; and

**Whereas** the City desires to engage the Consultant to render such professional services.

NOW THEREFORE, the parties do mutually agree as follows:

**A. SCOPE OF SERVICES**

Consultant shall assist the City Fire Department and Emergency Management with administrative processes review and development. Consultant shall perform all functions and responsibilities as more particularly described in the attached List of Services (attached hereto as Exhibit A) for the position and all other services as may be required by such position.

**B) STANDARD OF PERFORMANCE AND DEFICIENCIES**

- 1) All services of the Consultant will be performed in a professional, reasonable and prudent manner in accordance with generally accepted professional practice. The Consultant represents that he has the required skills and capacity to perform the work and services to be provided under this Agreement.
- 2) The Consultant represents that services provided under this Agreement shall be performed within the limits prescribed by the City in a manner consistent with that level of care and skill ordinarily exercised by other professionals under similar circumstances. Consultant shall use the standard of care in his profession to comply with all applicable Federal, State, and local laws, codes, ordinances and regulations.
- 3) Any deficiency in Consultant's work and services performed under this Agreement shall be subject to the provisions of applicable state and federal law. Any deficiency discovered shall be corrected upon notice from City. The City

shall notify the Consultant in writing of any such deficiency and provide an opportunity for mutual investigation and resolution of the problem prior to pursuit of any judicial remedy. In any case, this provision shall in no way limit the judicial remedies available to the City under applicable state or federal law.

C) TERM AND TIME OF PERFORMANCES

The services of the Consultant shall commence on August 15, 2016 and shall continue for an initial term of six months, ending on February 15, 2017. The services may automatically renew for one month terms subject to appropriation of funding, ending on September 30, 2017 unless prior to February 15, 2017 either (1) one party provides notice of termination to the other or (2) the parties mutually agree to termination. This agreement may be terminated (a) by the Consultant in writing with 30 days notice to the City, or (b) by the City in writing with 30 days notice to the Consultant .

Nothing contained herein shall prevent the parties from terminating this Agreement without 30-day notice by mutual consent.

D) ACCESS TO INFORMATION

It is agreed that all information, data, reports and records as are existing, available and necessary for the carrying out of the work outlined above shall be furnished to the Consultant by the City and its agencies. No Charge will be made to the Consultant for such information and the City and its agencies will cooperate with the Consultant in every way possible to facilitate the performance of the work described in this Agreement.

E) COMPENSATION

- a) For all services specified above to be rendered by Consultant, the Consultant shall be paid a fee of \$28.00 per consulting hour. The consultant shall be paid on a bi-weekly basis.
- b) As an independent contractor, the Consultant shall not be eligible for any city leaves and shall not be eligible for any city health insurance or optional benefits.

F) General

It is also agreed that:

- a) Consultant is an independent contractor and is not an employee, servant or agent of the City of Kingsville.
- b) The City of Kingsville shall cooperate with and render reasonable assistance to Consultant to efficiently discharge Consultant's duties hereunder.
- c) The fee indicated under Paragraph E "Compensation" contemplates only those services listed in Paragraph A hereof and only those operations conducted by the

City of Kingsville as of the date of this agreement. Fees for additional services desired by the City of Kingsville or for the provision of listed services to additional operations shall be separately negotiated.

- d) No work under this Agreement shall be subcontracted by the Consultant.

#### G) MISCELLANEOUS PROVISIONS

- a) This Agreement shall be construed under and in accord with the laws of the State of Texas, and venue for any action shall be in Kingsville, Kleberg County, Texas.
- b) This Agreement shall be binding upon and inure to the benefit of the parties hereto and their respective heirs, executors, administrators, legal representatives, successors and assigns where permitted by this Agreement.
- c) In any case should one or more of the provisions contained in this Agreement for any reason be held to be invalid, illegal or unenforceable in any respect, such invalidity, illegality or unenforceability shall not affect any other provision thereof and this Agreement shall be construed as if such invalid, illegal, or unenforceable provision had never been contained herein.
- d) If any action at law or in equity is necessary to enforce or interpret the terms of this Agreement, the prevailing party shall be entitled to reasonable attorney's fees, costs, and necessary disbursements in addition to any other relief to which such party may be entitled.
- e) Neither the City nor Consultant shall be liable under any circumstances for loss of revenues, loss of product, consequential damages of any kind, indirect damages of any kind or special damages of any kind to the other party, or to any third party. No punitive or exemplary damages of any kind shall be recoverable against either party under any circumstances.
- f) City shall have the right during the course of the Agreement and until one (1) year after the end of the Agreement to audit Consultant's books and records relating to the costs to be reimbursed under Paragraph E "Compensation". Consultant shall during the term of the Agreement, provide City with evidence of payment for and records of receipts of materials, supplies, and travel expenses as they become available and are presented for payment, together with such other data City may reasonably request.
- g) Any notice, demand, request, consent, approval or communication that either party desires or is required to give to the other party shall be in writing and either served personally or sent prepaid, first class mail. Any such notice, demand, etc., shall be addressed to the other party at the address set forth herein below. Either party may change its address by notifying the other party of the change of

address. Notice shall be deemed communicated within 48 hours from the time of mailing if mailed as provided in this section.

(1) If to City: City Manager, City of Kingsville  
P.O. Box 1458  
Kingsville, TX 78363  
(361) 595-8002 Phone  
(361) 595-8024 Fax

(2) If to Consultant: James DeVisser  
410 Cole St  
Corpus Christi, TX 78404  
361-563-7170 (cell)

h) This Agreement may be amended by mutual agreement of the parties hereto and a writing to be attached to and incorporated into this Agreement.

IN WITNESSETH HEREOF, the parties have hereunto set their hands and seals.

CITY OF KINGSVILLE, City:

NAME, Independent Contractor/Consultant:

BY: \_\_\_\_\_  
Jesus Garza, City Manager

BY: \_\_\_\_\_  
James DeVisser

Approved as to form:

BY: \_\_\_\_\_  
Courtney Alvarez, City Attorney

EXHIBIT A  
Fire Administrative Specialist/Consultant  
List of Service to be Provided

- The Fire Consultant will assist the Emergency Management Coordinator in conducting a comprehensive evaluation of the existing emergency management plan and identify areas of improvement, in efforts to align to an All-Hazards approach and implement current emergency management best practices.
- The Fire Consultant will assist the Emergency Management Coordinator by researching EOC operational models and assist in identifying the model that best fits the City of Kingsville. Once determined, will assist in the development and delivery of the EOC training curriculum to all key personnel, which will include roles, responsibilities, and expectations.
- Conceptualization of Fire Department programs and services. Assist fire chief with recommendations for overall organization of fire department operations and services to provide the most efficient and effective outcomes. Identify potential problems related to Fire Department operations and make recommendations for the development of programs to address them in advance.
- Special projects. Assist the fire chief / EMC with special projects as needed.

# **AGENDA ITEM #17**