

City of Kingsville, Texas

AGENDA CITY COMMISSION

**MONDAY, APRIL 12, 2021
REGULAR MEETING**

**CITY HALL
HELEN KLEBERG GROVES COMMUNITY ROOM
400 WEST KING AVENUE
5:00 P.M.**

**Conference Line call: 1 (415) 655-0001 and
when prompted type access code: 126 210 9951 #**

OR

Live Videostream: <http://www.cityofkingsville.com/webex>

I. Preliminary Proceedings.

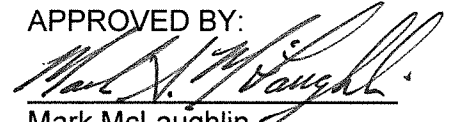
OPEN MEETING

INVOCATION / PLEDGE OF ALLEGIANCE – (Mayor Fugate)

MINUTES OF PREVIOUS MEETING(S)

Regular Meeting-March 22, 2021

APPROVED BY:


Mark McLaughlin
City Manager

****AUDIENCE AND PRESENTER SOCIAL DISTANCING
AND PUBLIC TESTIMONY AND PUBLIC HEARING INPUT
AT PUBLIC MEETINGS OF THE CITY COMMISSION. To**

reduce the chance of COVID-19 transmission, public meetings will be held in a manner intended to separate, to the maximum practical extent, audience and presenters from personal contact with members of Community, City Staff, and City Commission. Public testimony and public hearing input for Public Comment and all items on the agenda at public meetings of the City Commission shall be provided in written format and presented to the City Secretary and/or designee prior to the start of each meeting of the City Commission. This testimony and/or public input shall be in accordance with the City Secretary's instructions, which shall be posted on the City Secretary's outdoor public bulletin board at City Hall and on the City website and allow for electronic submission. The written public testimony shall be provided to members of the City Commission prior to voting on measures for that meeting. Written testimony shall be limited in accordance with the City Secretary requirements and shall be placed into the record of each meeting. This written testimony shall serve as the required public testimony pursuant to Texas Government Code section 551.007 and shall constitute a public hearing for purposes of any public hearing requirement under law. The meeting may be held telephonically or via videoconference; and, if so conducted, the public may participate remotely by following the instructions of the City Secretary which would be posted on the City Secretary's outdoor public bulletin at City Hall and on the City website.

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

1. Public Hearing on the replat of Orig Town, Block 56, Lots 17 & 18 (0.16 acres) also known as 330 East Kenedy Avenue, Kingsville, Texas. Tim Hellstein, authorized agent, Robert & Cecilia Pacheco, owners. (Director of Planning & Development Services).
2. Public Hearing on the submission of an application to the Texas Community Development Block Grant (TXCDBG) Program for a Main Street Grant for the installation of ADA compliant sidewalks and lighting activity; road construction/renovation to include curb and gutter and related drainage; demolition and clearance activity. (Director of Planning & Development Services).

III. Reports from Commission & Staff.²

"At this time, the City Commission and Staff will report/update on all committee assignments which may include, but is not limited to, the following: Planning & Zoning Commission, Zoning Board of Adjustments, Historical Board, Housing Authority Board, Library Board, Health Board, Tourism, Chamber of Commerce, Coastal Bend Council of Governments, Conner Museum, Keep Kingsville Beautiful, and Texas Municipal League. Staff reports include the following: Building & Development, Code Enforcement, Condemnation Update, Proposed Development Report; Accounting & Finance – Financial & Investment Information, Investment Report, Quarterly Budget Report, Monthly Financial Reports, Utilities Billing Update; Police & Fire Department – Grant Update, Police & Fire Reports; Streets Update; Public Works; Landfill Update, Building Maintenance, Construction Updates; Park Services - grant(s) update, miscellaneous park projects, Emergency Management, Administration –Workshop Schedule, Interlocal Agreements, Public Information, Health Department, Hotel Occupancy Report, Quiet Zone, SEP, Legislative Update, Proclamations, Employee Recognition, Health Plan Update, Tax Increment Zone Presentation, Main Street Downtown, Chapter 59 project, Financial Advisor, Wastewater Treatment Plant, Water And Wastewater Rate Study Presentation, Golf Course, Library Summer Programs, Grants Update. No formal action can be taken on these items at this time."

IV. Public Comment on Agenda Items.³

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

V.

Consent Agenda

Notice to the Public

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

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

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

1. Motion to approve final passage of an ordinance amending the zoning ordinance by changing the zoning map in reference to Cooper 2, Block 3, Lots 15 & 16 (exempt), also known as 803 W. Yoakum, Kingsville, Texas from R1 (Single-Family) to R3 (Multi-Family). (Director of Planning & Development Services).
2. Motion to approve final passage of an ordinance amending the City of Kingsville Code of Ordinances by amending Chapter XV, Article 1-Building Regulations, Sections 2, 6-8, 11, 23, 40 & 60, and Article 6-Zoning, Sections 91 & 143, revising sections for compliance with existing International Building Codes. (Director of Planning & Development Services).
3. Motion to approve of final passage of an ordinance amending the Fiscal Year 2020-2021 budget to appropriate additional funds needed for the water system risk and resilience assessment. (Public Works Director).
4. Motion to approve of final passage of an ordinance amending the Fiscal Year 2020-2021 budget to accept and expend funds received from the Law Enforcement Officer Standards and Education Fund for continuing education. (Police Chief).
5. Motion to approve of final passage of an ordinance amending the Fiscal Year 2020-2021 budget to accept and expend funds awarded from the 2022 Local Borderstar Security Program for personnel costs. (Police Chief).
6. Motion to approve of final passage of an ordinance amending the City of Kingsville Code of Ordinances Chapter V, Article 2, Sewers, providing for a correction to the commercial sewer rate undercharge. (Finance Director).

REGULAR AGENDA

CONSIDERATION OF MOTIONS, RESOLUTIONS, AND ORDINANCES:

VI. Items for consideration by Commissioners.⁴

7. Consider replat of Orig Town, Block 56, Lots 17 & 18 (0.16 acres) also known as 330 East Kenedy Avenue, Kingsville, Texas. (Director of Planning & Development Services).
8. Consider a resolution authorizing the submission of a Texas Community Development Block Grant Program application to the Texas Department of Agriculture for the Main Street Fund, and authorizing the Mayor, City Manager to act as the City's authorized representatives in all matters pertaining to the City's participation in the Texas Community Development Block Grant Program. (Director of Planning & Development Services).
9. Consider accepting donation from NuStar Energy for the Fire Department. (Fire Chief).
10. Consider introduction of an ordinance amending the Fiscal Year 2020-2021 budget to accept and expend donation from NuStar Energy for Fire Department equipment maintenance and supplies. (Fire Chief).
11. Consider awarding RFP#21-06 for 2021 Downtown Improvements-7th Street for TxCDBG Contract #7219192 as per staff recommendation, and approving a resolution authorizing the City Manager to enter into a Construction Contract for 2021 Downtown Improvements-7th Street between the City and Etech Construction, Inc. (RFP#21-06) (TxCDBG #7219192) (City Engineer).
12. Consider awarding RFP for Manhole Rehabilitation Project-Phase III for TxCDBG Contract #7218269 to Brush Country Construction, as per staff recommendation, and approving a resolution authorizing the Mayor to enter into a Standard Form of

Price for Wastewater Manhole Rehabilitation Project-Phase 3 (TxCDBG #7218269). (City Engineer).

13. Consider a resolution authorizing Change Order #1 to the Standard Form of Agreement between the City and Contractor on the Basis of a Stipulated Price for North Armstrong Street Improvements from Santa Gertrudis Avenue to Kenedy Avenue. (City Manager/City Engineer).
14. Consider a resolution authorizing staff to cease the process to sell the City's approximately 1.0 acres of land located off Corral Ave. and US77 Bypass (Garcia Farm Tract, Lot A) in Kingsville, Texas. (Tourism Center site). (City Manager).
15. Consider a resolution decommissioning pocket parks off West Alice and West Richard (Lantana Park 1, Block 7, Lot Park) (0.08 acres) and West Lantana and West Richard (Lantana Park 1, Block 7, Lot Park) (0.25 acres) in Kingsville, Texas. (City Manager/City Attorney).
16. Consider a resolution authorizing staff to proceed with placing for sale the City's 0.25 acres of land located off West Lantana and West Richard (Lantana Park 1, Block 7, Lot Park) in Kingsville, Texas. (pocket park). (City Manager/City Attorney).
17. Consider a resolution authorizing staff to proceed with placing for sale the City's 0.08 acres of land located off West Alice and West Richard (Lantana Park 1, Block 7, Lot Park) in Kingsville, Texas. (pocket park). (City Manager/City Attorney).

VII. Adjournment.

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

NOTICE

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

I, the undersigned authority do hereby certify that the Notice of Meeting was posted on the bulletin board located at City Hall, 400 West King Ave, of the City of Kingsville, Texas, a place convenient and readily accessible to the general public at all times and said Notice was posted on the following date and time:

April 8, 2021 at 3:30 P.M. and remained so posted continuously for at least 72 hours proceeding the schedule time of said meeting.


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

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)

MARCH 22, 2021

A REGULAR MEETING OF THE CITY OF KINGSVILLE CITY COMMISSION WAS HELD ON MONDAY, MARCH 22, 2021 IN THE HELEN KLEBERG GROVES COMMUNITY ROOM, 400 WEST KING AVENUE, KINGSVILLE, TEXAS AT 5:00 P.M.

CITY COMMISSION PRESENT:

Sam R. Fugate, Mayor
Hector Hinojosa, Commissioner
Norma N. Alvarez, Commissioner
Ann Marie Torres, Commissioner

CITY COMMISSION ABSENT:

Edna Lopez, Commissioner

CITY STAFF PRESENT:

Mark McLaughlin, City Manager
Mary Valenzuela, City Secretary
Courtney Alvarez, City Attorney
Janine Reyes, Tourism Director
Derek Williams, IT
Susan Ivy, Parks Director
Rudy Mora, Engineer
Bill Donnell, Public Works Director
Deborah Balli, Finance Director
Charlie Sosa, Purchasing Manager
Diana Gonzales, Human Resources Director
Ricardo Torres, Chief of Police
Juan Adame, Fire Chief
Brenda Joyas, Downtown Manager

STAFF PRESENT VIA CONFERENCE CALL OR VIDEOSTREAM

Emilio Garcia, Health Director

I. Preliminary Proceedings.

OPEN MEETING

Mayor Fugate opened the meeting at 5:00 p.m. with four Commission members present. Lopez 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-February 22, 2021

Motion made by Commissioner Alvarez to approve the minutes of February 22, 2021 as presented, seconded by Commissioner Hinojosa. The motion was passed and approved by the following vote: Hinojosa, Alvarez, Torres voting “FOR”. Fugate “ABSTAINED”.

****AUDIENCE AND PRESENTER SOCIAL DISTANCING AND PUBLIC TESTIMONY AND PUBLIC HEARING INPUT AT PUBLIC MEETINGS OF THE CITY COMMISSION.**

To reduce the chance of COVID-19 transmission, public meetings will be held in a manner intended to separate, to the maximum practical extent, audience and presenters from personal contact with members of Community, City Staff, and City Commission. Public testimony and public hearing input for Public Comment and all

items on the agenda at public meetings of the City Commission shall be provided in written format and presented to the City Secretary and/or designee prior to the start of each meeting of the City Commission. This testimony and/or public input shall be in accordance with the City Secretary's instructions, which shall be posted on the City Secretary's outdoor public bulletin board at City Hall and on the City website and allow for electronic submission. The written public testimony shall be provided to members of the City Commission prior to voting on measures for that meeting. Written testimony shall be limited in accordance with the City Secretary requirements and shall be placed into the record of each meeting. This written testimony shall serve as the required public testimony pursuant to Texas Government Code section 551.007 and shall constitute a public hearing for purposes of any public hearing requirement under law. The meeting may be held telephonically or via videoconference; and, if so conducted, the public may participate remotely by following the instructions of the City Secretary which would be posted on the City Secretary's outdoor public bulletin at City Hall and on the City website.

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

1. Public Hearing on an ordinance amending the zoning ordinance by changing the zoning map in reference to Cooper 2, Block 3, Lots 15 & 16 (exempt), also known as 803 W. Yoakum, Kingsville, Texas from R1 (Single-Family) to R3 (Multi-Family). Dana Hickey authorized agent and applicant, Riviera Praise & Worship Church, owner. (Director of Planning & Development Services).

Mayor Fugate read and opened this public hearing at 5:02 P.M.

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

Property owner is requesting a rezone of this property from R1 (Single Family) to R3 (Multi-Family). The property was originally zoned as R3 before the City carried out a general rezone of a section of the City into R1. The primary use of the property is a Church as well as residency for the Missionary/Pastor. Proper notification was mailed to those residents within the area. Staff received no feedback from any of those that were notified. The Planning & Zoning Commission met on March 17, 2021 with regards to this rezone and voted to approve the rezone unanimously.

Mayor Fugate asked if staff received any complaints on the rezone request. Mr. McLaughlin responded no complaints were received.

Commissioner Torres asked if letters were mailed to those within the area. Mr. McLaughlin responded yes.

There being no further comments Mayor Fugate closed this public hearing at 5:04 P.M.

III. Reports from Commission & Staff.²

"At this time, the City Commission and Staff will report/update on all committee assignments which may include, but is not limited to, the following: Planning & Zoning Commission, Zoning Board of Adjustments, Historical Board, Housing Authority Board, Library Board, Health Board, Tourism, Chamber of Commerce, Coastal Bend Council of Governments, Conner Museum, Keep Kingsville Beautiful, and Texas Municipal League. Staff reports include the following: Building & Development, Code Enforcement, Condemnation Update, Proposed Development Report; Accounting & Finance – Financial & Investment Information, Investment Report, Quarterly Budget Report, Monthly Financial Reports, Utilities Billing Update; Police & Fire Department – Grant Update, Police & Fire Reports; Streets Update; Public Works; Landfill Update, Building Maintenance, Construction Updates; Park Services - grant(s) update, miscellaneous park

projects, Emergency Management, Administration –Workshop Schedule, Interlocal Agreements, Public Information, Health Department, Hotel Occupancy Report, Quiet Zone, SEP, Legislative Update, Proclamations, Employee Recognition, Health Plan Update, Tax Increment Zone Presentation, Main Street Downtown, Chapter 59 project, Financial Advisor, Wastewater Treatment Plant, Water And Wastewater Rate Study Presentation, Golf Course, Library Summer Programs, Grants Update. No formal action can be taken on these items at this time.”

Mr. McLaughlin reported that the City of Kingsville will be hosting Trash Off Day on Saturday, March 27, 2021 from 8:30 a.m. to 12:00 p.m. He further reported that he has spoken with Manny Salazar, Economic Development Director regarding placing an executive session agenda item for the second meeting in April for an update to the Commission on real estate property.

Mayor Fugate presented a proclamation to representatives and the Commanding Officer of Naval Air Station-Kingsville honoring the month of April 2021 as Month of the Military Child.

Ms. Courtney Alvarez, City Attorney reported that the next City Commission meeting is scheduled for April 12, 2021 at 5:00 p.m. Deadline for staff to submit their agenda item for the upcoming meeting is Thursday, April 1st. She further announced that City Offices will be closed Friday, April 2nd for observance of Good Friday.

IV. Public Comment on Agenda Items.³

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

Mrs. Mary Valenzuela, City Secretary read a public comment on behalf of Mrs. Gloria Bigger-Cantu. The public comment read as followed:

My name is Gloria Bigger-Cantu. I live at 725 W. Henrietta. My public comment is in reference to Item 4, Consider sponsorship of the Calle 7 Mercado Event in downtown Kingsville. (Downtown Manager). Julia Guido and I met with the Downtown Manager Ms. Brenda Joyas on March 12, 2021 concerning an email we received from her on Feb. 26, 2021. The email stated her intentions to have a Calle Siete Mercado Event. We wanted to share information with Ms. Joyas about the history of the Kingsville Farmers Market, and we also had other discussions with her. Ms. Joyas said at that meeting she wanted the Mercado event to be held April 24, 2021 which is on the fourth Saturday of the month. This date would be in conflict with the Kingsville Farmers Market as we want to resume the event on April 24. The KFM has been dormant since March 2020 due to the pandemic. The first KFM was held on Saturday Feb. 28, 2015. The KFM has been held every fourth Saturday of the month at the Pavilion since that time. There are no fees for the vendors to participate in the KFM. We would like Ms. Joyas to consider another date besides April 24 that would be more beneficial to the community. The vendors and the consumers would also benefit if there were two different dates that would allow them to participate in two events. As you all may already know, there is also another event on April 17 which is the Loteria set for downtown. Then there would be three downtown events in April. Perhaps Ms. Joyas can start the Mercado event on Saturday May 1 with a Cinco de Mayo theme. Ms. Guido and I are KFM founders and the only current board members at this time. Some of the board members moved away; sadly, one passed. The KFM president and another board member officially stepped away from the KFM on March 11, 2021. Ms. Guido is working with plans to reopen the KFM on April 24, the fourth Saturday of the month. I am assisting her as best as I can. Thank you all for your service on the City Commission. Respectfully yours, Gloria Bigger-Cantu.

Ms. Dana Hickey, 5966 S. Hwy 77, Riviera, TX made a comment via WebEx. Ms. Hickey commented on agenda item #5. She commented that the purpose for the request to rezone this property back to R3 (Multi-Family) is to house Missionary/Pastor.

No further comments were made or received.

V.

Consent Agenda

Notice to the Public

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

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

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

- 1. Motion to approve the reappointment of Alonzo Lopez to the Civil Service Commission for a three-year term ending on 10/27/2023. (Human Resources Director).**

REGULAR AGENDA

CONSIDERATION OF MOTIONS, RESOLUTIONS, AND ORDINANCES:

VI. Items for consideration by Commissioners.⁴

- 2. Consider the appointment of David L. Thibodeaux to the Historical Development Board for a three-year term. (Downtown Manager).**

Staff requested for no discussion or action to be taken for agenda item #2. The Commission had no discussion or took any action on this item.

- 3. Consider sponsorship of the annual Festival de Loteria event in downtown Kingsville. (Downtown Manager).**

Ms. Brenda Joyas, Downtown Manager stated that due to Governor Abbott reopening Texas to 100%, staff would like to have the Loteria Festival in person for 2021. The financial impact would be approximately \$1,400 with any additional amount by the Police Department if needed.

Motion made by Commissioner Alvarez to approve sponsorship of the annual Festival de Loteria event in downtown Kingsville, seconded by Commissioner Hinojosa and Commissioner Torres. The motion was passed and approved by the following vote: Hinojosa, Alvarez, Torres, Fugate "FOR".

- 4. Consider sponsorship of the monthly Calle 7 Mercado event in downtown Kingsville. (Downtown Manager).**

Ms. Joyas stated that this item is for support for a new event to be called Calle 7 Mercado. She has received several calls from citizens asking that an event such as this to take place. The event would take place on 7th Street between King and Yoakum

within the Downtown area. The Mercado would give those the option to sell and buy goods. The event would take place on the fourth Saturday of each month, which is the same Saturday as the Kingsville Farmers Market. This will be a separate event from the Kingsville Farmers Market.

Commissioner Torres asked what the difference was between a Farmers Market and a Mercado. She commented that by having the new event on the same day as the Farmers Market may be seen as segregation which is something she does not care for.

Ms. Joyas responded that a Farmers Market only allows for items to be sold that are homegrown or homemade. The Mercado would allow for all others to sell their items whether they are homemade or homegrown.

Commissioner Alvarez commented that she agrees with Commissioner Torres's comment that the new event being held on the same days as the Farmer's Market may be seen as segregation. She further asked why 7th Street and what is on 7th Street.

Commissioner Hinojosa asked why the fourth Saturday of the month was chosen when there is already a scheduled event occurring on that day and further asked why not choose another date.

Mayor Fugate asked why not pick a different date than the date that the Farmers Market is already scheduled for. The Farmers Market has been on the fourth Saturday of each month since 2015.

Commissioner Torres asked how this event came about. Ms. Joyas responded that she has received several calls from citizens asking for this type of event. Commissioner Torres asked about how many calls have been received regarding this type of event. Ms. Joyas responded that she has received around ten calls.

Motion made by Commissioner Hinojosa to approve the sponsorship of the monthly Calle 7 Mercado event in downtown Kingsville on the first weekend of each month.

Mayor Fugate asked for a second to the motion made by Commissioner Hinojosa. Mayor Fugate asked a second and third time for a second to the motion made by Commissioner Hinojosa.

Agenda item dies due to a lack of second.

5. **Consider introduction of an ordinance amending the zoning ordinance by changing the zoning map in reference to Cooper 2, Block 3, Lots 15 & 16 (exempt), also known as 803 W. Yoakum, Kingsville, Texas from R1 (Single-Family) to R3 (Multi-Family). (Director of Planning & Development Services).**

Introduction item.

6. **Consider introduction of an ordinance amending the City of Kingsville Code of Ordinances by amending Chapter XV, Article 1-Building Regulations, Sections 2, 6-8, 11, 23, 40 & 60, and Article 6-Zoning, Sections 91 & 143, revising sections for compliance with existing International Building Codes. (Director of Planning & Development Services).**

Mr. Nicholas Daniels, Building Official stated that this item will allow the amendment of Chapter XV, Building Regulations, Sections 2, 6 through 8, 11, 23, 40, 60 and Article 6

Zoning, Sections 91 and 143. These sections are being revised so that they follow the existing International Building Codes.

Commissioner Torres asked for the last time these fees had been updated. Mr. Daniels responded that he believes these were last updated in 2019.

Introduction item.

7. **Consider a resolution authorizing the City to submit an application to the FEMA Assistance to Firefighters Grant requesting grant funding for SCBA respirator units, masks, and air cylinders on behalf of the Kingsville Fire Department with an anticipated \$28,469 cash match. (Fire Chief).**

Mr. Juan Adame, Fire Chief stated that the Kingsville Fire Department is requesting approval to apply for the 2021 Assistance to Firefighters Grants, which if awarded, would allow the replacement of the aging Self-Contained Breathing Apparatus that will become non-compliant this year. This grant could replace 31 units, 31 masks, and 62 air cylinders. The grant request is for \$313,163.55 with the city being responsible for a cost share match or \$28,469.41, when the grant is awarded and fulfilled.

Motion made by Commissioner Hinojosa to approve the resolution authorizing the City to submit an application to the FEMA Assistance to Firefighters Grant requesting grant funding for SCBA respirator units, masks, and air cylinders on behalf of the Kingsville Fire Department with an anticipated \$28,469 cash match, seconded by Commissioner Torres. The motion was passed and approved by the following vote: Torres, Hinojosa, Alvarez, Fugate voting "FOR".

8. **Consider a resolution accepting authorization from Kleberg County for the City to enter and use a right-of-way on West Sage Road to install a six-inch water line to be paid for by the property owners requesting it. (Public Works Director/City Manager).**

Mr. McLaughlin commented that this item is a request made by County Commissioner Chuck Schultz for the installation of a waterline on West Sage Road which is to be paid for by the people owning adjoining property. County Commissioners Court met on this item and have given the authority to the City of Kingsville to place the waterline on their road. Once installed the City will continue the maintenance and operation of the water line. There is no financial impact to the City. The cost of \$34,985.90 will be paid upfront by residents benefiting from the water line extension.

Commissioner Hinojosa asked about those residents that are not ready to benefit from this, will they be able to do so later? If so, what would be the cost for those residents?

Mr. McLaughlin responded that they would have to pay the water tap fee only.

Motion made by Commissioner Hinojosa and Commissioner Alvarez to approve the resolution accepting authorization from Kleberg County for the City to enter and use a right-of-way on West Sage Road to install a six-inch water line to be paid for by the property owners requesting it, seconded by Commissioner Torres. The motion was passed and approved by the following vote: Hinojosa, Alvarez, Torres, Fugate voting "FOR".

9. **Consider introduction of an ordinance amending the Fiscal Year 2020-2021 budget to appropriate additional funds needed for the water system risk and resilience assessment. (Public Works Director).**

Mr. Bill Donnell, Public Works Director stated that this item authorizes funding for engineering services to perform a water system Risk and Resilience Assessment and

Emergency Response Plan. This assessment is to be completed and certified to the Administrator of the Environmental Protection Agency by June 30, 2021. The assessment was not a budgeted item for this fiscal year as staff became aware of this requirement towards the end of the budget process. This will reduce the unappropriated Utility Fund 051 fund balance by \$26,000.

Introduction item.

10. Consider authorizing purchase of Command Vehicle for Fire Department from Siddons Martins Emergency Group, LLP via Tarrant County Purchasing Cooperative, as per staff recommendation. (Purchasing Manager).

Mr. Charlie Sosa, Purchasing Manager stated that this item authorizes the City Manager to enter into a contract with Siddons Martins Emergency Group, LLC from Denton, TX through Tarrant County Purchasing Cooperative for the purchase of a new command vehicle for the Fire Chief. The existing vehicle used by the Fire Chief is a 2011 Chevy Tahoe. The new command vehicle will be outfitted with all necessary equipment and radios as requested by the Fire Chief. The amount for the new command vehicle will be \$70,332.00

Motion made by Commissioner Hinojosa and Commissioner Torres to authorize the purchase of Command Vehicle for Fire Department from Siddons Martins Emergency Group, LLP via Tarrant County Purchasing Cooperative, as per staff recommendation, seconded by Commissioner Alvarez. The motion was passed and approved by the following vote: Alvarez, Torres, Hinojosa, Fugate voting "FOR".

11. Consider a resolution authorizing the City Manager to execute a Contract for Baseball Field Fencing Installation between the City of Kingsville and S&J Fence Company. (RFP#21-05 Dick Kleberg Park baseball field fencing Installation at ball fields #4 & #6, awarded on 2/22/21). (Purchasing Manager).

Mr. Sosa stated that this item authorizes the City Manager to execute a contract with S&J Fence Company for the installation of Dick Kleberg Park field fencing for baseball fields #4 and #6 which is funded by Texas Parks & Wildlife Grant.

Motion made by Commissioner Alvarez to approve the resolution authorizing the City Manager to execute a Contract for Baseball Field Fencing Installation between the City of Kingsville and S&J Fence Company. (RFP#21-05 Dick Kleberg Park baseball field fencing Installation at ball fields #4 & #6, awarded on 2/22/21), seconded by Commissioner Torres. The motion was passed and approved by the following vote: Torres, Hinojosa, Alvarez, Fugate voting "FOR".

12. Consider introduction of an ordinance amending the Fiscal Year 2020-2021 budget to accept and expend funds received from the Law Enforcement Officer Standards and Education Fund for continuing education. (Police Chief).

Mr. Ricardo Torres, Chief of Police stated that the Police Department is in receipt of funds from the Law Enforcement Officer and Standards Education Account from the Texas Comptroller of Public Accounts. The money must be used as necessary to ensure the continuing education of persons licensed under Chapter 1701 of the Occupation Code or to provide training as determined by the agency head within the agency. A deposit was made for an amount of \$2,808.34 from the State Comptroller Office.

Introduction item.

- 13. Consider a resolution authorizing the release of Ch. 59 Funds of the Kingsville Police Department for donation to the Boy Scouts of America Venado District. (Police Chief).**

Motion made by Commissioner Hinojosa to approve the resolution authorizing the release of Ch. 59 Funds of the Kingsville Police Department for donation to the Boy Scouts of America Venado District, seconded by Commissioner Alvarez. The motion was passed and approved by the following vote: Hinojosa, Alvarez, Torres, Fugate voting "FOR".

- 14. Consider a resolution authorizing application to and acceptance of BJA-2021Southwest Border Rural and Tribal Assistance Program Grant; authorizing the Chief of Police to act on the City's behalf with such program. (Police Chief).**

Chief Torres stated that if awarded this grant monies will be used for the purchase of two automated license plated packages, traffic data classifier system software with modems, startup and configuration services, as well as the Rapiscan Itemizer 4Dn trace detection unit for an estimated amount up to \$83,147.88.

Motion made by Commissioner Alvarez to approve the resolution authorizing application to and acceptance of BJA-2021Southwest Border Rural and Tribal Assistance Program Grant; authorizing the Chief of Police to act on the City's behalf with such program, seconded by Commissioner Torres. The motion was passed and approved by the following vote: Alvarez, Torres, Hinojosa, Fugate voting "FOR".

- 15. Consider a resolution authorizing participation in Local Border Security Program FY2022 with the Office of the Governor, Public Safety Office for law enforcement personnel costs, fuel, and equipment; authorizing the Chief of Police to act of the City's behalf with such program. (Police Chief).**

Chief Torres stated that the Police Department has been invited to participate in the 2022 Local Boarder Security Program. The grant period is from September 1, 2021 to August 31, 2022. He further stated that they have an application and are requesting \$78,000.00 to be used to cover personnel cost.

Motion made by Commissioner Torres to approve the resolution authorizing participation in Local Border Security Program FY2022 with the Office of the Governor, Public Safety Office for law enforcement personnel costs, fuel, and equipment; authorizing the Chief of Police to act of the City's behalf with such program, seconded by Commissioner Hinojosa. The motion was passed and approved by the following vote: Torres, Hinojosa, Alvarez, Fugate voting "FOR".

- 16. Consider introduction of an ordinance amending the Fiscal Year 2020-2021 budget to accept and expend funds awarded from the 2022 Local Borderstar Security Program for personnel costs. (Police Chief).**

Introduction item.

- 17. Consider approving the budget modification for Texas CDBG #721826 (manhole rehab) for engineering services. (City Engineer).**

Mayor Fugate asked how many times this has changed. Mr. Rudy Mora, City Engineer responded that Phase 1 was 18 manholes, Phase 2 was 11 manholes and Phase 3 is 3 manholes.

Motion made by Commissioner Hinojosa to approve the budget modification for Texas CDBG #721826 (manhole rehab) for engineering services, seconded by Commissioner Alvarez. The motion was passed and approved by the following vote: Hinojosa, Alvarez, Torres, Fugate voting "FOR".

18. Consider introduction of an ordinance amending the City of Kingsville Code of Ordinances Chapter V, Article 2, Sewers, providing for a correction to the commercial sewer rate undercharge. (Finance Director).

Mrs. Deborah Balli, Finance Director stated that that the sewer rates were increased in 2019 and 2020 and there was error in the Commercial rate calculation for the number of gallons used above 3,000. Staff is not looking to recuperate the loss of revenue, as it was staff's error.

Mr. McLaughlin commented that the error was caught by the Auditor's.

Introduction item.

19. Executive Session: Pursuant to Section 551.072, Texas Government Code, Deliberations regarding Real Property Exception, the City Commission shall convene in Executive Session to discuss the purchase, exchange, lease, or value of real property as deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third party. (City Manager).

Mayor Fugate read agenda item #19, Executive Session and convened the meeting into close session at 5:56 P.M.

Mayor Fugate convened the meeting into open session at 6:21 P.M.

VI. Adjournment.

There being no further business to come before the City Commission, the meeting was adjourned at 6:21 P.M.

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, TRMC, CMC, City Secretary

PUBLIC HEARING(S)

PUBLIC HEARING #1

Planning and Development Services
410 W King
Kingsville, TX 78363
PH: 361-595-8093



MEMO

Date: April 7, 2021
To: Mark McLaughlin (City Manager)
From: Uche Echeozo (Director of Planning and Development Services)
Subject: **Tim Hellstein, authorized agent, Robert & Cecilia Pacheco, owners, requesting a replat of ORIG TOWN, BLOCK 56, LOTS 17 & 18 (0.16 acres) also known as 330 East Kennedy Avenue, Kingsville, Texas.**

The Planning and Zoning Commission meeting held as scheduled this evening, April 7, 2021 with 4 members in attendance. There were two members that were absent – Commissioner Debbie Tiffie and Bill Aldrich

Members deliberated over the issue of granting approval for a re-plat of existing lots 17, 18 (0.16 acres) into one single unit. Letters were sent out to neighbors and the City received no objections to the request. However, one citizen was asking for clarification regarding what constitutes a plat. Commissioners, after deliberations, voted unanimously to approve the recommendation to re-plat the said property which currently sits on both lots 17 and 18. A recorded vote of all members present was taken and Commissioners Mike Klepac, Idotha Battle, Brian Coufal and the Chairman – Steve Zamora all voted ‘YES’

The meeting was adjourned by 6.15p.m.

Thank you.

Uche Echeozo
Director of Planning and
Development Services

Planning and Development Services
410 W King
Kingsville, TX 78363
PH: 361-595-8093



MEMO

Date: March 24, 2021
To: Planning and Zoning Commission Members
From: Uche Echeozo (Director of Planning and Development Services)
Subject: **Tim Hellstein, authorized agent, Robert & Cecilia Pacheco, owners, requesting a replat of ORIG TOWN, BLOCK 56, LOTS 17 & 18 (0.16 acres) also known as 330 East Kennedy Avenue, Kingsville, Texas.**

The applicant approached the department because they wanted to re-plat the existing lots 17 and 18 into one single unit to enable them carry out a housing development. This action would regularize the legal description attached to the property. Now, there is a building that sits on both lot 17 and 18. The applicant intends to demolish the current building and put up a new one. Re-platting the property would facilitate this process.

Consequently, this application is being submitted for your consideration. Therefore, it is recommended that you consider the said application and approve same since this will encourage housing development within the city of Kingsville.

Thank you.

A handwritten signature in black ink, appearing to read "Uche Echeozo", with a stylized flourish at the end.

Uche Echeozo
Director of Planning and
Development Services

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

PROPERTY INFORMATION: (Please PRINT or TYPE)

Project Address 330 East Kenedy Avenue Nearest Intersection East Kenedy Ave. & South 8th St.

(Proposed) Subdivision Name Pacheco Subdivision No. 1 Lot 1 Block 1

Legal Description: Replat of a 0.16 acre tract known as Lots 17 & 18, Block 56, Original Townsite of Kingsville

Existing Zoning Designation District 3 (R3) Future Land Use Plan Designation District 3 (R3)

OWNER/APPLICANT INFORMATION: (Please PRINT or TYPE)

Applicant/Authorized Agent Tim Hellstein Phone (409)527-3876 FAX n/a

Email Address (for project correspondence only): thellstein@cobalt-engineering.com

Mailing Address 12005 Delany Road City La Marque State TX Zip 77568

Property Owner Robert & Cecilia Pacheco Phone (361)455-5412/5399 FAX n/a

Email Address (for project correspondence only): saspacheco@yahoo.com

Mailing Address 330 East Kenedy Avenue City Kingsville State TX Zip 78363

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

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

Please provide a basic description of the proposed project:

The property is known as Lots 17 & 18, Block 56, of the Original Townsite of Kingsville, which current residence sits on both Lots and due to weather sustained damage the owners have approved for Gov't aided assistance (FEMA & GLO) to demo and rebuild home following current Zoning and Ordinance Regulations for the City of Kingsville.

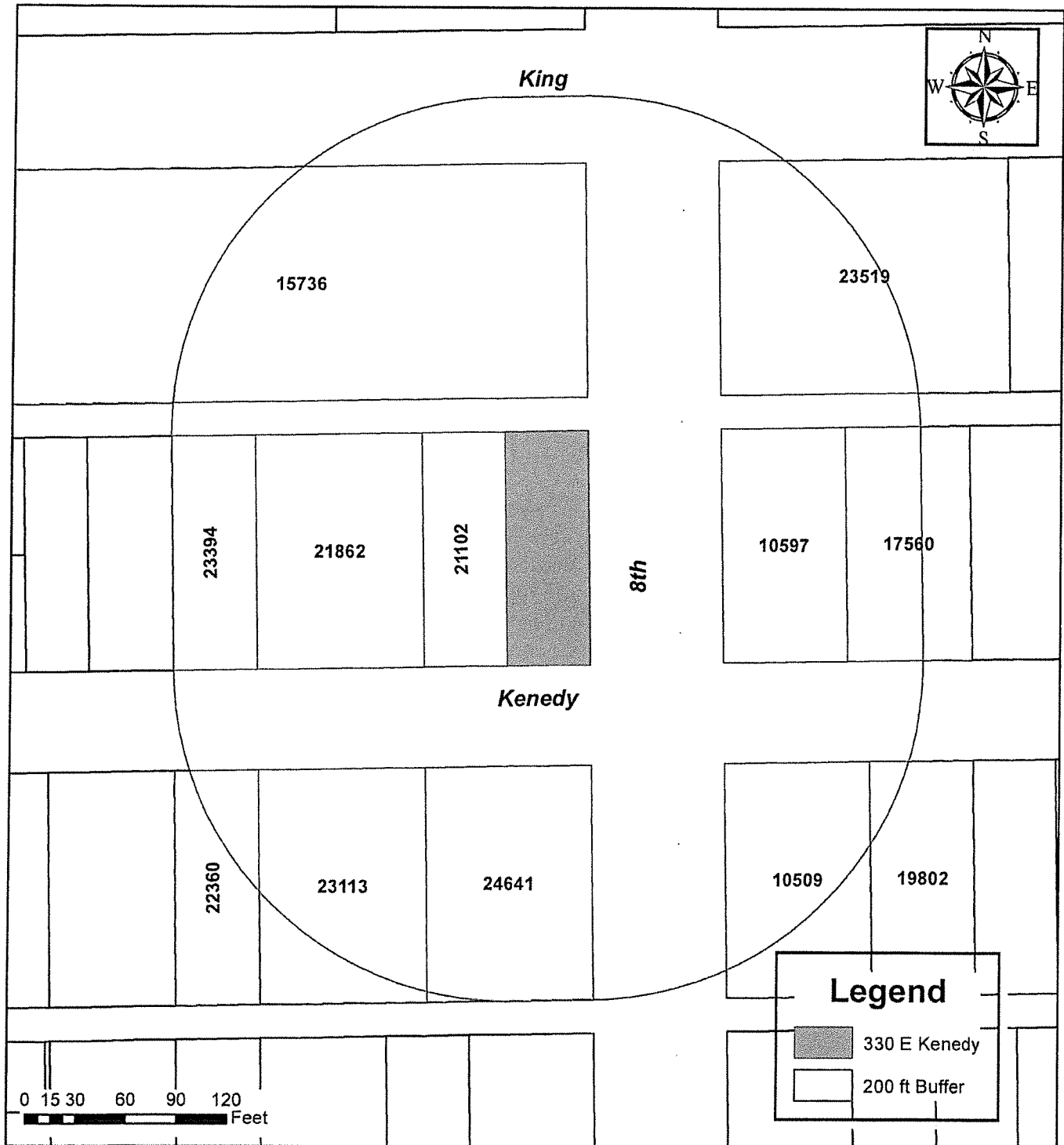
I hereby certify that I am the owner and /or duly authorized agent of the owner for the purposes of this application. I further certify that I have read and examined this application and know the same to be true and correct. If any of the information provided on this application is incorrect the permit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

Applicant's Signature Tim Hellstein Date: 3/3/2021


Property Owner's Signature [Signature] Date: _____

Accepted by: _____ Date: _____

200 ft Buffer Map of 330 E Kenedy



Document Path: C:\Users\sresendez\Desktop\GIS\Maps\New Buffer Maps.mxd

1/1 Page	Drawn By: Planning Department	<p>DISCLAIMER</p> <p>THIS MAP IS FOR VISUAL PURPOSES ONLY. THE INFORMATION ON THIS SHEET MAY CONTAIN INACCURACIES OR ERRORS.</p> <p>THE CITY OF KINGSVILLE IS NOT RESPONSIBLE IF THE INFORMATION CONTAINED HEREIN IS USED FOR ANY DESIGN, CONSTRUCTION, PLANNING, BUILDING, OR ANY OTHER PURPOSE.</p>	 <p>CITY OF KINGSVILLE PLANNING DEPARTMENT</p> <p>410 West King Kingsville, Texas 78363 Office: 361-595-8055</p>
	Last Update: 3/15/2021		
	Note:		

STATE BANK OF KINGSVILLE
PO BOX 991
KINGVILLE, TX 78364-0991
#15736

FRANCISCO S GONZALEZ
ETUX AMELIA O
303 S 8TH ST
KINGVILLE, TX 78363-5568
#21862,21102

MARY A HARRIS (LIFE EST)
JAMES HARRIS
311 E KENEDY
KINGVILLE, TX 78363
#22360

PEARLIE BURSE GARCIA
403 E KENEDY AVE
KINGVILLE, TX 78363-5662
#10509

PHYSICIANS PREMIER REAL ESTATE
HOLDINGS-KINGSVILLE LLC
PO BOX 60112
CORPUS CHRISTI, TX 78466
#23519

ROSE CLIFTON LAURENCE
ETUX LISA MARIE
402 E KENEDY ABE
KINGVILLE, TX 7363
#10597

DOUGLAS DEWAYNE HICKMAN
ETUX JULIE LAVERNE
317 E KENEDY AVE
KINGVILLE, TX 78363-5572
#23113

RENE V MUNOZ
ETUX REBECCA C
409 E KENEDY AVE
KINGVILLE, TX 78363-5662
#19802

DAVID L RHODE
410 CHARLESTON DR
VICTORIA, TX 77904-3815
#23394

HOMER L EVANS JR
408 E KENEDY
KINGVILLE, TX 78363
#17560

FRANCUSCO S GONZALEZ
303 S 8TH ST
KINGVILLE, TX 78363-5568
#24641

BEING A RE-PLAT OF A 0.16 ACRE (7,000.00 SQUARE FEET) TRACT OF LAND KNOWN AS LOTS 1, 17 AND 18, BLOCK 56, OF THE ORIGINAL TOWNSHIP OF KINGSVILLE, IN KLEBERG COUNTY, TEXAS, RECORDED IN THE OFFICE OF THE COUNTY CLERK OF KLEBERG COUNTY, TEXAS AND BEING THE SAME LOTS 1, 17 AND 18, BLOCK 56 CONVEYED TO ROBERT AND CECILIA PACHECO RECORDED IN COUNTY CLERKS FILE NO. 31,3570 OF THE OFFICIAL RECORDS OF KLEBERG COUNTY, TEXAS.

COUNTY, TEXAS

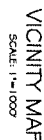
20' ALLEY

STATE OF TEXAS, - CITY OF KINGSVILLE
BEFORE ME, THE UNDERSIGNED AUTHORITY, ON THIS DAY PERSONALLY APPEARED ROBERT PACHECO, known to me to be the owner of the 0.16 ACRE OF 7000 DO SQUARE FEET TRACT OF LAND, KNOWN TO ME TO BE THE 0.16 ACRE OF 7000 DO SQUARE FEET TRACT OF LAND, COUNTY OF _____, TEXAS, AND THE PERSON WHOSE NAME IS SUBMITTED TO THE FOREGOING INSTRUMENT, AND ACKNOWLEDGED TO ME THAT THE DISCUTED THE SAME FOR THE PURPOSES AND CONSIDERATION THEREIN EXPRESSED.

GIVEN UNDER MY HAND AND SEAL OF OFFICE THIS _____ DAY OF _____, 2021.

STATE OF TEXAS - CITY OF KINGSVILLE
BEFORE ME, THE UNDERSIGNED AUTHORITY, ON THIS DAY PERSONALLY APPEARED CECILIA PACHECO,
KNOWN TO ME TO BE AN OWNER OF THE 0.15 ACRES 7,000.00 SQUARE FEET TRACT OF LAND KNOWN
AS LOTS 17 AND 18, BLOCK 56, OF THE ORIGINAL TOWNSITE OF KINGSVILLE, IN KLEBERG COUNTY,
TEXAS AND THE PERSON WHOSE NAME IS SUBSCRIBED TO THE FOREGOING INSTRUMENT, AND
ACKNOWLEDGED TO ME THAT HE EXECUTED THE SAME FOR THE PURPOSES AND CONSIDERATION
THEREIN EXPRESSED.

EAST KENEDY AVENUE
(EXISTING COLLECTOR STREET)
(60' R.O.W.)



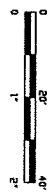
DIRECTOR OF PLANNING & DEVELOPMENT SERVICES

STEFFENSE, GAYNA, CLERK OF COURT, IN AND FOR KLEBERG COUNTY, TEXAS, HEREBY CERTIFY THAT THE FOREGOING INSTRUMENT DATED THE 20 DAY OF 20 WITH ITS CERTIFICATE OF AUTHENTICATION, WAS FILED FOR RECORD IN MY OFFICE, THIS THE 20 DAY OF 20 AT O'CLOCK, M AND DAY RECORDED IN VOLUME PAGE OF THE MAP RECORDS OF KLEBERG COUNTY, TEXAS.

WITNESSES MY HAND AND SEAL OF OFFICE IN KNOXSVILLE, KLEBERG COUNTY, TEXAS, THIS 20 DAY OF 20.

DEFER TO THE COURT CLERK

- 1) THERE ARE NO PRELIMINARY OR PENDING EASEMENTS WITHIN THE BOUNDARIES OF THIS LOT AT THIS TIME.
- 2) ALL DRAINAGE EASEMENTS AND RIGHT-OF-WAYS SHALL BE KEPT CLEAR OF FENCES, BUILDINGS, FOUNDATIONS, PLANTINGS AND OTHER OBSTRUCTIONS TO THE OPERATION AND MAINTENANCE OF THE DRAINAGE FLOWING.
- 3) ALL ROLLING CORNERS WERE EITHER FOUND OR ESTABLISHED BY A 50' ROLL ROLL STOP MARKED WITH A PLASTIC AND LABELLED CORNER ENGINEERING MARK 10 194541.
- 4) THE PURPOSE OF THIS PLAT IS TO MAKE ONE LOT OUT OF TWO LOTS IN A RECORDED SUBDIVISION, MULTI-MANUAL DISTRICT 8-331 REQUIREMENTS.
- 5) ALL EASEMENTS ARE BASED ON TEXAS STATE PLANE COORDINATES, SOUTH ZONE AND 839' FOR HORIZONTAL CONTROL.
- 6) WE HAVE REVISED THE FLOOD INSURANCE RATE MAP, COORDINATING PANEL NO. 4427320 1/25, EFFECTIVE DATE 01/20/14, AS PUBLISHED BY FEDERAL EMERGENCY MANAGEMENT AGENCY, OUR REVIEW OF THE MAP INDICATES THAT THIS PARCEL OF LAND LIES WITHIN ZONE X, WHICH IS ZONE OF MINIMAL FLOOD HAZARD.
- 7) CURRENT BUILDINGS LOCATED ON SUBJECT PROPERTY ARE EXEMPT FROM THE NEW BUILDING SETBACK BY THE CITY OF FARGOVILLE, OR STRUCTURES SHOULD ADHERE TO SETBACKS SHOWN HEREIN APPROVED BY THE CITY OF FARGOVILLE.



ADDRESS: 330 EAST KENEY AVENUE
LAND USAGE: MULTI-FAMILY DISTRICT 3 (R3)
STREET CLASSIFICATION: EAST KENEY AVENUE
BUILDING SETBACK LINES (EXISTING COLLECTOR STREET
FROM YARD - 20' SOUTH 4TH STREET
EXISTING LOCAL STREET
INTERIOR YARD - 5'
EXTERIOR YARD - 10'

Kleberg CAD

Property Search > 20335 PACHECO ROBERT for Year 2021

Tax Year: 2021 - Values not available

Property

Account

Property ID:	20335	Legal Description:	ORIG TOWN, BLOCK 56, LOT 17, 18
Geographic ID:	100105617000192	Zoning:	
Type:	Real	Agent Code:	
Property Use Code:			
Property Use Description:			

Location

Address:	330 E KENEDY	Mapsco:	
Neighborhood:		Map ID:	C1
Neighborhood CD:			

Owner

Name:	PACHECO ROBERT	Owner ID:	64444
Mailing Address:	ETUX CECILIA 330 E KENEDY KINGSVILLE, TX 78363	% Ownership:	100.000000000000%
		Exemptions:	OTHER, HS

Values

(+) Improvement Homesite Value:	+	N/A	
(+) Improvement Non-Homesite Value:	+	N/A	
(+) Land Homesite Value:	+	N/A	
(+) Land Non-Homesite Value:	+	N/A	Ag / Timber Use Value
(+) Agricultural Market Valuation:	+	N/A	N/A
(+) Timber Market Valuation:	+	N/A	N/A

(=) Market Value:	=	N/A	
(-) Ag or Timber Use Value Reduction:	-	N/A	

(=) Appraised Value:	=	N/A
(-) HS Cap:	-	N/A

(=) Assessed Value:	=	N/A

Taxing Jurisdiction

Improvement / Building

Improvement #1: RESIDENTIAL **State Code:** A1 **Living Area:** 1900.0 sqft **Value:** N/A

Type	Description	Class CD	Exterior Wall	Year Built	SQFT
MA	MAIN AREA	FF3	EWB	1945	1900.0
OPFA	OPEN PORCH FRAME AVERAGE	*		1945	24.0
CNC	CONCRETE SLAB RESIDENTIAL	*		1945	60.0
STGG	STORAGE FRAME (GOOD)	*		2005	100.0
WDFA	WOOD DECK FRAME AVERAGE	*		2018	168.0

Land

#	Type	Description	Acres	Sqft	Eff Front	Eff Depth	Market Value	Prod. Value
1	A1	A1	0.1607	7000.00	50.00	140.00	N/A	N/A

Roll Value History

Year	Improvements	Land Market	Ag Valuation	Appraised	HS Cap	Assessed
2021	N/A	N/A	N/A	N/A	N/A	N/A
2020	\$38,030	\$4,500	0	42,530	\$0	\$42,530
2019	\$38,100	\$4,500	0	42,600	\$0	\$42,600
2018	\$37,430	\$4,500	0	41,930	\$0	\$41,930
2017	\$37,290	\$4,500	0	41,790	\$0	\$41,790
2016	\$37,290	\$4,500	0	41,790	\$0	\$41,790
2015	\$33,890	\$4,500	0	38,390	\$0	\$38,390
2014	\$33,890	\$4,500	0	38,390	\$0	\$38,390
2013	\$33,890	\$4,500	0	38,390	\$0	\$38,390
2012	\$33,890	\$4,500	0	38,390	\$0	\$38,390
2011	\$33,890	\$4,500	0	38,390	\$0	\$38,390
2010	\$33,890	\$4,500	0	38,390	\$0	\$38,390
2009	\$33,890	\$4,500	0	38,390	\$0	\$38,390
2008	\$33,890	\$4,500	0	38,390	\$0	\$38,390

PUBLIC HEARING NOTICE

The Planning & Zoning Commission of the City of Kingsville will hold a Public Hearing Wednesday, April 7, 2021 at 6:00 p.m. wherein the Commission will discuss and/or take action on the following items and at which time all interested persons will be heard:

Tim Hellstein, authorized agent, Robert & Cecilia Pacheco, owners, requesting a replat of ORIG TOWN, BLOCK 56, LOTS 17 & 18 (0.16 acres) also known as 330 East Kenedy Avenue, Kingsville, Texas.

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

PUBLIC HEARING NOTICE

The City Commission of the City of Kingsville will hold a Public Hearing Monday, April 12, 2021 at 5:00 p.m. wherein the City Commission will discuss and act on the following item and at which time all interested persons will be heard:

Tim Hellstein, authorized agent, Robert & Cecilia Pacheco, owners, requesting a replat of ORIG TOWN, BLOCK 56, LOTS 17 & 18 (0.16 acres) also known as 330 East Kenedy Avenue, Kingsville, Texas.

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

Lady Badgers' historic run ends in 3A State Semifinals

FRED SALINAS
SPORTS CONTRIBUTOR

The Lady Badger girls' basketball squad reached the 3A State Tournament for the first time in school history, where they fell 78-41 to a very tough Fairfield Lady Eagles team in the state semifinals on March 6 at Delmar Fieldhouse Arena in Houston.

Fairfield returned to the dance as 3A contenders after earning a 4A state championship in 2020.

The Lady Eagles not only had state tournament experience on their side, but also had an obvious height advantage over Bishop.

Fairfield took advantage of their height to score at-will in the paint and collect several offensive rebounds to keep the Lady Badgers at bay.

The Lady Eagles opened the contest by taking control of the ball



Region IV Champs

The 2021 Lady Badger basketball team members pictured in the front row, from left, are Madalyn Ruiz, Katie Winters, JayDee Zamora, Mayra Martinez, Catherine Gutierrez. In the back row, are Cassidy Peña, Jalana Martinez, Marlene Leizman, Ashlin Scott, Elcann Alvarez and Kaitlyn Vera. (Photo courtesy of Buchanan Photography)

on the tip off and quickly scored from the free throw line after a Bishop foul to post the first points of the game.

Bishop's junior Katie Winters posted the first points for the Lady Badgers on a put back after

a missed shot from the field.

The Bishop offense got off to a slow start, turning the ball over and missing some shots that allowed Fairfield a couple of fast breaks to take an 18-11 advantage at the

half 40-19.

Bishop's defense came out of intermission with tenacity and grit, allowing Fairfield 14 points in the period.

This would be the lowest output period by the Lady Eagles in the game.

The Lady Badgers were able to tack on 11 points in the third period, led by junior Catherine Gutierrez with six points on two 3-point shots, to be down 54-30 after three periods of play.

Following their lowest output period in the contest, the Lady Eagles bounced back to post 24 points in the final period to Bishop's 11 to collect the victory, with a final score of 78-41.

Bishop's junior JayDee Zamora led the team with 14 points followed by Gutierrez with nine points on three 3-pointers.

The Lady Badgers chalk up the game as a learning experience and

look forward to returning to the big dance in 2022 since all players are slated to return as no seniors were on the roster.

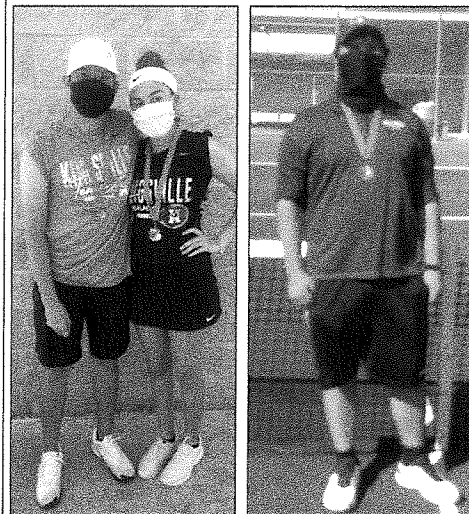
"The opportunity to play in the State Tournament has instilled a deeper sense of drive, determination, and passion for the Lady Badger Basketball team. I speak for all the coaches and athletes in saying that we are eager to return next season even better and stronger. I personally could not be more proud of each and every girl in our basketball program, and am deeply humbled to be a part of the team's success. They exemplify and define what a team should be. Continuously putting in the work and supporting each other year after year," Bishop Head Girls Basketball Coach Sherry Luna said.

Congratulations to the Lady Badgers, managers and coaching staff on a spectacular season.



HMK JV tennis winners

The H.M. King JV tennis team participated in the Kingsville JV tennis tournament on Feb. 23. The Kingsville JV team took second place in team points. Pictured, from left, are Albert Benavides, Danielle O'Grady, Zoey Fuentes, Conner Kuippers, Hilton Proc and Alyna Chavez. Kuippers also earned first place in JV boys singles and Fuentes earned third place in girls singles. (Courtesy photos)



HMK varsity tennis winners

H.M. King tennis members participated in the Bishop varsity tennis tournament on Feb. 26. (In the left photo) Greg Zapata and Stacy Gomez placed first in mixed doubles. (In the right photo) Dylan Guerra earned first place in boys singles. (Courtesy photos)

PUBLIC HEARING NOTICE

The Planning & Zoning Commission of the City of Kingsville will hold a Public Hearing Wednesday, April 7, 2021 at 6:00 p.m. wherein the Commission will discuss and/or take action on the following items and at which time all interested persons will be heard: Tim Hellstein, authorized agent, Robert & Cecilia Pacheco, owners, requesting a replat of ORIG TOWN, BLOCK 56, LOTS 17 & 18 (0.16 acres) also known as 330 East Kenedy Avenue, Kingsville, Texas.

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

PUBLIC HEARING NOTICE

The City Commission of the City of Kingsville will hold a Public Hearing Monday, April 12, 2021 at 5:00 p.m. wherein the City Commission will discuss and act on the following item and at which time all interested persons will be heard: Tim Hellstein, authorized agent, Robert & Cecilia Pacheco, owners, requesting a replat of ORIG TOWN, BLOCK 56, LOTS 17 & 18 (0.16 acres) also known as 330 East Kenedy Avenue, Kingsville, Texas.

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

CITY OF KINGSVILLE

TRASH-OFF DAY



The City of Kingsville will be hosting a Trash-Off Day. Citizens can dump their Trash for FREE!

Saturday, March 27, 2020 from 8:30 a.m. - 12:00 p.m.

*** Weather Permitting ***

FACE MASKS REQUIRED!

Located at 6th Street and E. Avenue B. Two blocks NORTH of Kleberg Elementary School

You must provide proof of residency and a utility bill.

Contact Code Compliance for more info at 361.595.8093

NO CONTRACTORS ALLOWED! KINGSVILLE RESIDENTS ONLY!

We **WILL** Accept:

- Appliances (no refrigerators or freezers)
- Brush
- Furniture
- Tires (8 per vehicle)

ONLY standard automobile tires.

We will **NOT** Accept:

- Hazardous Waste
- Refrigerators or Freezers
- Concrete
- Household Garbage
- Sheetrock or Roofing Scraps

No tractors or semi-trucks

Volunteers Needed!!

Hand sanitizer and face mask will be provided

Please stay home if you are feeling sick or have a fever.



PUBLIC HEARING #2

City of Kingsville
Planning and Development Services Department

TO: Mayor and City Commissioners

CC: Mark McLaughlin, City Manager

FROM: Uche Echeozo, Director

DATE: March 31, 2021

SUBJECT: Request for a Public Hearing on the submission of a **Main Street Grant** from the Texas Department of Agriculture as part of the Texas Community Development Block Grant (TXCDBG) Program.

Summary: The Planning and Development Services Department of the City of Kingsville wishes to submit an application for a **Main Street Grant** that would facilitate the various efforts towards Downtown revitalization. Consequently, a request is made for a Public Hearing geared towards engaging members of the community.

Background: The Planning and Development Services Department of the City of Kingsville is currently embarking on projects geared towards downtown revitalization. The works are, ongoing but the funds are fast depleting. In order to adequately fund this exercise, and get it to completion, they wish to submit a further application for a Main Street Grant that gives a maximum of \$350,000 which would be employed in carrying out the relevant projects needed to effectively transform downtown Kingsville and make it a "destination place". A public hearing is part of the requirements needed to ensure members of the community are adequately briefed on the details of the plan.

Financial Impact: None.

Recommendation: Approve the request for a Public Hearing.



PUBLIC HEARING NOTICE

CITY OF KINGSVILLE (KLEBERG COUNTY)

TEXAS COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM

The City of Kingsville will hold a public hearing on April 12, 2021 at 5:00 PM to give notice of the City's intent to submit Texas Community Development Block Grant Program grant applications for a Main Street grant request of \$350,000 for the installation of ADA compliant sidewalks and lighting activity; road construction/renovation to include curb and gutter and related drainage; demolition and clearance activity. The meeting will be held at City Hall, 400 West King, Kingsville, Texas in the Helen Kleberg Groves Community Room. If you have any questions about the items on the agenda, please contact the Planning Department at (361) 595-8055.

Thank you

Yours Sincerely,

A handwritten signature in black ink, appearing to read 'Uche Echeozo', with a stylized flourish at the end.

Uche Echeozo
Director of Planning
and Development Services

HMK High School Early College program provides many opportunities, benefits students

GLORIA BIGGER-CANTU
CONTRIBUTING REPORTER

Early College high school students have an opportunity to earn a high school diploma and 60 college hours towards a Baccalaureate degree or Associate degree," said Martha Ramirez, H.M. King High School Early College Administrator, at a presentation she made March 16 at the HMK Dome.

Ramirez said she wanted to showcase the Early College program at HMK High School. She spoke about the opportunities and benefits that are available to students in the Early College program.

Ramirez said she was pleased that so many people attended the meeting.

"We had a successful turnout because half of the people present there were parents." She especially commended Memorial Middle School and Communities in School staff for reaching out to parents to attend the presentation.

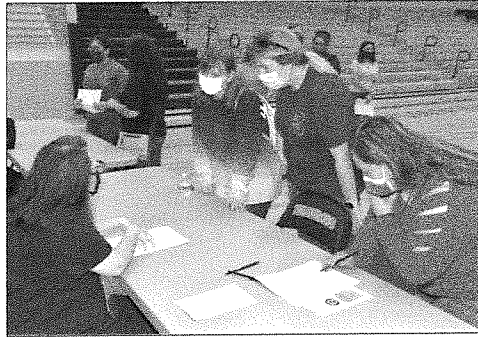
The Kingsville Independent School District Early College Program is in partnership with Coastal Bend College and Texas A&M University Kingsville.

Ramirez said the Early College High School program has many benefits because it provides free tuition, textbooks, materials,

and transportation. "Parents can save thousands of dollars with their children's education," Ramirez said.

The Early College program also allows students opportunities to get certifications in welding, automotive, nursing and Work Force while attending Coastal Bend College. Ramirez said the Early College increases college readiness and reduces barriers to college access.

Early College students also have opportunities to visit college campuses, college fairs, Texas Work Force fairs and have access to college recruiters.



Students, parents speak to Early College program representatives after the presentation. (Courtesy photo)

See "EARLY COLLEGE" ON PG. 13

TAMUK chemistry professor recognized as distinguished woman

By LAURA NEWMAN
REPORTER

Chemistry Professor at Texas A&M University-Kingsville, Jingbo Louise Liu was recently recognized for her accomplishments, dedication and leadership.

Liu won the 2021 International Union of Pure and Applied Chemistry (IUPAC) Distinguished Woman in Chemistry award in February.

This year, only 12 women from around the world were recognized and Liu was one of the four women based in the United States and they only woman from Texas.

Liu said she was pleasantly surprised when she heard that she won the award. She believes she was nominated for all her contributions to research in education.

Liu has several books on energy, publi-

cations, extensive research and leadership qualities that may have contributed to her being nominated and recognized.

The IUPAC started in 2011 and occurs every other year. They hold conferences for the distinguished women in science in different locations each year. This year's conference will be held in Montreal, Canada in August—Liu said it will most likely be virtual and she will be attending.

Liu has taught at TAMUK for more than 15 years and teaches general chemistry, organic chemistry, environmental chemistry and nonchemistry as well as research for the university.

Prior to Texas, Liu spent a short period of time in Virginia as an assistant professor in chemistry and time in New York and



Chemistry Professor Jingbo Louise Liu sits in her office, which is full of life. Her plants have been growing for more than six years. (Photo by Laura Newman)

See "TAMUK" ON PG. 13

PUBLIC HEARING NOTICE

The Planning & Zoning Commission of the City of Kingsville will hold a Public Hearing Wednesday, April 21, 2021 at 6:00 p.m. wherein the Commission will discuss and/or take action on the following items and at which time all interested persons will be heard:

Weldon Ross West, authorized agent and owner, requesting a Special Use Permit for general business use at CORRAL, BLOCK 3, LOT 10-13 (EL CAMPO PROCESS PLANT) also known as 1400 E Corral, Kingsville, Texas.

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

PUBLIC HEARING NOTICE

The City Commission of the City of Kingsville will hold a Public Hearing Monday, April 26, 2021 at 5:00 p.m. wherein the City Commission will discuss and act on the following item and at which time all interested persons will be heard:

Weldon Ross West, authorized agent and owner, requesting a Special Use Permit for general business use at CORRAL, BLOCK 3, LOT 10-13 (EL CAMPO PROCESS PLANT) also known as 1400 E Corral, Kingsville, Texas.

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

PUBLIC HEARING NOTICE

CITY OF KINGSVILLE (KLEBERG COUNTY)
TEXAS COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM

The City of Kingsville will hold a public hearing on April 12, 2021 at 5:00 PM to give notice of the City's intent to submit Texas Community Development Block Grant Program grant applications for a Main Street grant request of \$350,000 for the installation of ADA compliant sidewalks and lighting activity; road construction/renovation to include curb and gutter and related drainage; demolition and clearance activity. The meeting will be held at City Hall, 400 West King, Kingsville, Texas in the Helen Kleberg Groves Community Room. If you have any questions about the items on the agenda, please contact the Planning Department at (361) 595-8055.

Thank you

Yours Sincerely,

Uche Echeozo
Director of Planning
and Development Services

CITY OF KINGSVILLE

TRASH-OFF DAY

The City of Kingsville will be hosting a Trash-Off Day.
Citizens can dump their Trash for FREE!

Saturday, March 27, 2021 from 8:30 a.m. - 12:00 p.m.
*** Weather Permitting ***

Located at 6th Street and E. Avenue B.
Two blocks NORTH of Kleberg Elementary School

You must provide proof of residency and a utility bill.

Contact Code Compliance for more info at 361.595.8093
NO CONTRACTORS ALLOWED! KINGSVILLE RESIDENTS ONLY!

We **WILL** Accept:

- Appliances (no refrigerators or freezers)
- Brush
- Furniture
- Tires (8 per vehicle)

ONLY standard automobile tires.



We will **NOT** Accept:

- Hazardous Waste
- Refrigerators or Freezers
- Concrete
- Household Garbage
- Sheetrock or Roofing Scraps



Please stay home
if you are feeling sick
or have a fever.



Let us help you keep rodents away!

Protect your family and pets with our safe and effective pest control solutions against these and other potentially harmful household pests.

*Ask about our affordable maintenance plans for a pest-free home

365 days a year!



Roaches • Ants • Fleas • Ticks • Bees
Scorpions • Termites • Other Pests



816 N. 14th Street
Kingsville, TX 78363

TPCL #13343
595-RUDY
78363

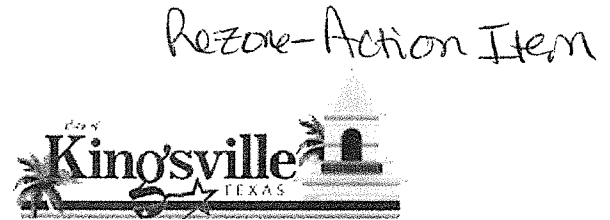
Commercial and Residential

"Serving Kingsville, Bishop and the Surrounding Area"

CONSENT AGENDA

AGENDA ITEM #1

Planning and Development Services
410 W King
Kingsville, TX 78363
PH: 361-595-8093



MEMO

Date: March 17, 2021

To: Mark McLaughlin (City Manager)

From: Uche Echeozo (Director of Planning and Development Services)

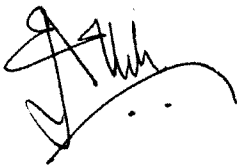
Subject: **Re: Dana Hickey, authorized agent and applicant, Riviera Praise & Worship Church, owner, requesting the rezone of COOPER 2, BLOCK 3, LOT 15, 16 (EXEMPT) also known as 803 W Yoakum, Kingsville, Texas from R1 (Single Family) to R3 (Multi-Family).**

The Planning and Zoning Commission meeting held as scheduled this evening, March 17, 2021 with 5 members in attendance. There was one member that was absent – Commissioner Mike Klepac

Members deliberated over the issue of granting approval for a re-zone of existing lots 15, 16 (EXEMPT) also known as 803 W Yoakum, Kingsville. Letters were sent out to neighbors and the City received no objections to the rezoning request. Commissioners, after deliberations, voted unanimously to approve the recommendation to re-zone the said property from R1 (Single Family) to R3 (Multi-Family). A recorded vote of all members present was taken and Commissioners Debbie Tiffie, Idotha Battle, Brian Coufal, Bill Aldrich and the Chairman – Steve Zamora all voted ‘YES’

The meeting was adjourned by 6.26p.m.

Thank you.



Uche Echeozo
Director of Planning and
Development Services

Planning and Development Services
410 W King
Kingsville, TX 78363
PH: 361-595-8093



MEMO

Date: March 10, 2021

To: Planning and Zoning Commission Members

From: Uche Echeozo (Director of Planning and Development Services)

Subject: **Dana Hickey, authorized agent and applicant, Riviera Praise & Worship Church, owner, requesting the rezone of COOPER 2, BLOCK 3, LOT 15, 16 (EXEMPT) also known as 803 W Yoakum, Kingsville, Texas from R1 (Single Family) to R3 (Multi-Family).**

The applicant approached the department because they wanted to re-zone the existing lot 15, 16 (EXEMPT) from the current zoning which is R1 (Single Family Residential) to R3 (Multi-Family). A look into history revealed the property was originally zoned R3 before the City carried out a general rezone of a section of the City into R1. In order to justify the request, it is pertinent to consider the primary use of the property which is a Church as well as residence for the missionary/Pastor. Similarly, right on the other side of Armstrong Street, is zoned R3 which makes the proposal not markedly incompatible.

Consequently, this application is being submitted for your consideration. Therefore, it is recommended that you consider the said application and approve same since this will encourage the proper use of the property and ensure the City is not accused of engaging in a takings situation or a violation under the RLUIPA (Religious Land Use and Institutionalized Persons Act).

Thank you.

Uche Echeozo
Director of Planning and
Development Services

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

PROPERTY INFORMATION: (Please PRINT or TYPE)

Project Address 803 W Yoakum (SR) Nearest Intersection Armstrong & Kleberg
 (Proposed) Subdivision Name SAME PLACE Lot _____ Block _____

Legal Description: _____

Existing Zoning Designation R1-single family Future Land Use Plan Designation R3- multi family

OWNER/APPLICANT INFORMATION: (Please PRINT or TYPE)

Applicant/Authorized Agent DANA Hickey Phone 361 296 4187 FAX _____

Email Address (for project correspondence only): dane.sage.3@hotmail.com

Mailing Address PO box 237 City RIVIERA State TX Zip 78379

Property Owner Praise And Worship Phone 361 296 4007 FAX _____

Email Address (for project correspondence only): SAME

Mailing Address SAME City _____ State _____ Zip _____

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

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

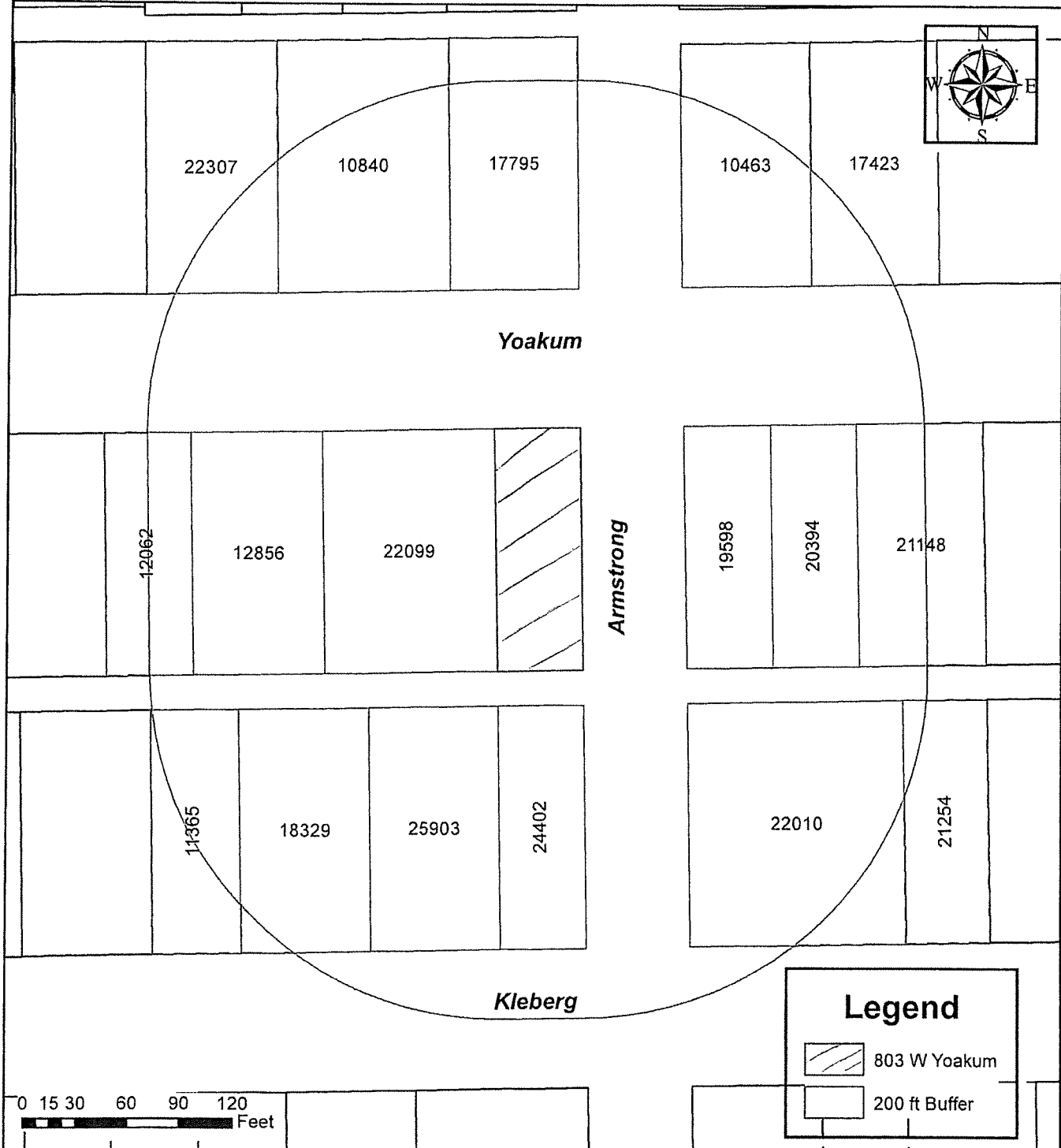
Please provide a basic description of the proposed project:

Before last year the property was ALWAYS
multi family. We request property to remain
as it was, multi family.
USE of property to facilitate use of church.


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

Applicant's Signature Dana Hickey Date: 2/5/2021
 Property Owner's Signature Rodney E. Liff Date: 2/7/2021
 Accepted by: _____ Date: _____

200 ft Buffer Map of 803 W Yoakum



Document Path: C:\Users\sresendez\Desktop\GIS\Maps\New Buffer Maps.mxd

Page 1 / 1	Drawn By: Planning Department	DISCLAIMER THIS MAP IS FOR VISUAL PURPOSES ONLY. THE INFORMATION ON THIS SHEET MAY CONTAIN INACCURACIES OR ERRORS. THE CITY OF KINGSVILLE IS NOT RESPONSIBLE IF THE INFORMATION CONTAINED HEREIN IS USED FOR ANY DESIGN, CONSTRUCTION, PLANNING, BUILDING, OR ANY OTHER PURPOSE	 CITY OF KINGSVILLE PLANNING DEPARTMENT 410 West King Kingsville, Texas 78363 Office: 361-595-8055
	Last Update: 2/22/2021		
	Note:		

BALDEMAR B GALINDO
ETUX LISA P (LIFE EST)
ANDREA GALINDO
901 E SHELTON ST
KINGSVILLE, TX 78363
#22307

MUNDAY WAYNE WEEKS
208 N ARMSTRONG AVE
KINGSVILLE, TX 78363-4204
#10463

MICHAEL LEROY WATSON
ETUX AMY MARTINEZ WATSON
4209 PETRONILA CREEK CT
CORPUS CHRISTI, TX 78410-5618
#12856

FABRIZIO MARTORELLO
DOMENICO H MARTORELLO
614 W RICHARD AVE
KINGSVILLE, TX 78363-4363
#20394

HELEN RODRIGUEZ
806 W KLEBERG AVE
KINGSVILLE, TX 78363-4219
#18329

SANTIAGO CANTU
PO BOX 197
LA BLANCA, TC 78558-0197
#22010

JONATHAN ORTIZ
ETUX NORA V
722 ALEXANDER AVE
KINGSVILLE, TX 78363-6730
#10840

JOSEPH A FIGARELLI
736 SANTA CLARA
DR
KINGSVILLE, TX 78363-3430
#17423

CHARLIE L SOSA
908 W DEER TRL
KINGSVILLE, TX 78363-2746
#22099

ROBYN HAMBRIGHT HARBORTH
AKA ROBYN LEE HAMBRIGHT
721 W YOAKUM
KINGSVILLE, TX 78363
#21148

SC CONSTRUCTION LLC
PO BOX 197
LA BLANCA, TX 78558-0197
#25903

HUGH P LIECK
408 NELDA ST
KINGSVILLE, TX 78363-7417
#21254

DAVID CHRISTOPHER
JOY P CHRISTOPHER
1506 LEWIS ST
KINGSVILLE, TX 78363
#17795

DAVID L HARRIS EST
5661 SANTA CLARA DR
ROBSTOWN, TX 78380-9420
#12062

ROCHELLE GUERRA LIGUEZ
116 N ARMSTRONG
KINGSVILLE, TX 78363
#19598

RICARDO G VEGA
ETUX GLORIA B
805 W KLEBERG AVE
KINGSVILLE, TX 78363-4218
#11365

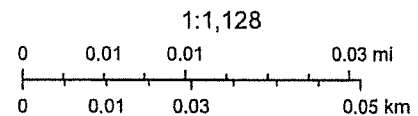
RODNEY LIGHT
RIVIERA PRAISE & WORSHIP
CHURCH
PO BOX 126
RIVIERA, TX 78379
#24402

803 W Yoakum



March 10, 2021

x 803 W Yoakum
Zoned R1- single Family
y zoned R3- multi-family
z zoned C2- Retail



Source: Esri, Maxar, GeoEye, Earthstar Geographics, CNES/Airbus DS, USDA, USGS, AeroGRID, IGN, and the GIS User Community, Sources: Esri, HERE, Garmin, FAO, NOAA, USGS, © OpenStreetMap contributors, and the GIS User Community

Kleberg CAD

Property Search > 23624 RIVIERA PRAISE for Year 2021

Tax Year: 2021 - Values not available

Property

Account

Property ID:	23624	Legal Description:	COOPER 2, BLOCK 3, LOT 15, 16, (E X E M P T)
Geographic ID:	120200315000192	Zoning:	
Type:	Real	Agent Code:	
Property Use Code:			
Property Use Description:			

Location

Address:	803 W YOAKUM	Mapscot:	
Neighborhood:		Map ID:	A2
Neighborhood CD:			

Owner

Name:	RIVIERA PRAISE	Owner ID:	67350
Mailing Address:	& WORSHIP CHURCH PO BOX 126 RIVIERA, TX 78379-0126	% Ownership:	100.000000000000%
		Exemptions:	EX-XV

Values

(+) Improvement Homesite Value:	+	N/A	
(+) Improvement Non-Homesite Value:	+	N/A	
(+) Land Homesite Value:	+	N/A	
(+) Land Non-Homesite Value:	+	N/A	Ag / Timber Use Value
(+) Agricultural Market Valuation:	+	N/A	N/A
(+) Timber Market Valuation:	+	N/A	N/A

(=) Market Value:	=	N/A	
(-) Ag or Timber Use Value Reduction:	-	N/A	

(=) Appraised Value:	=	N/A
(-) HS Cap:	-	N/A

(=) Assessed Value:	=	N/A

Taxing Jurisdiction

Improvement / Building

Improvement #1: RESIDENTIAL **State Code:** B3 **Living Area:** 1722.0 sqft **Value:** N/A

Type	Description	Class CD	Exterior Wall	Year Built	SQFT
MA	MAIN AREA	FF4	EW2	1945	1722.0
OPFA	OPEN PORCH FRAME AVERAGE *			1945	32.0
OPFA	OPEN PORCH FRAME AVERAGE *			1945	8.0
OPFA	OPEN PORCH FRAME AVERAGE *			1945	16.0

Land

#	Type	Description	Acres	Sqft	Eff Front	Eff Depth	Market Value	Prod. Value
1	B3	B3	0.1607	7000.00	50.00	140.00	N/A	N/A

Roll Value History

Robert Gafford left impact in Kingsville community

By LAURA NEWMAN
REPORTER

Robert Howard "Bob" Gafford, a long-time Kingsville resident, left a huge footprint in the city of Kingsville.

In late January, Gafford passed away, but the impact and contributions he made in the community will continue to live on.

Gafford has been described as a hard-working man.

As a teenager, he worked in an oil field where he did drilling and made 0.99 cents per hour—which was a lot of money back then.

He worked eight-hour days, seven days a week and as a young teenager, he had a good reputation with the drillers, allowing him to fill in on the weekends and holidays for the regular staff that wanted time off.

During World War II, he served in the Texas State Guard while also attending Kingsville High School and then later joined the United States Air Force.

Gafford graduated Texas A&M University in 1949 with a B.S. in Chemistry and a U.S. in Petroleum and Natural Gas Engineering in 1950.

Upon joining the

United States Air Force, Gafford was stationed at Keesler Air Force Base in Biloxi, Miss., where he met his wife Melba Faye Wilcox.

After an honorable discharge in 1953, Gafford and his wife returned to Kingsville.

Alan Wang, friend of the Gafford family, described Gafford as a community leader and someone that made humanitarian gestures.

Gafford's family operated the Gafford Super Market. Upon Gafford's discharge, he entered a partnership with his father in the grocery business until 1978.

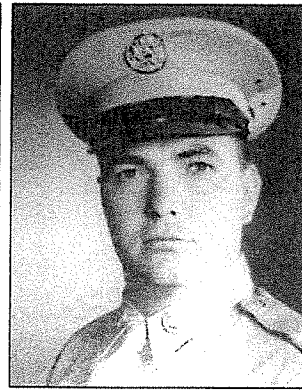
Gafford allowed the young enlisted Navy men to take out "IOUs" for groceries to feed their families until they got paid.

When the grocery store closed, Gafford and his family moved to Ben Bolt ranch. He owned Ben Bolt ranch in Uvalde County on the Frio River. Gafford and his wife raised three daughters and four sons.

He served in a number of civic organizations including: the Kingsville Boy Scouts, Troop 374, Wood Badge Adult Training and the Society of the Order of



Robert Howard Gafford is pictured working in the ranch.



Robert Howard Gafford



Robert Howard Gafford - circa 1944



Mr. and Mrs. Robert Howard Gafford

the Arrow. Gafford was asked to

run for Mayor of Kingsville but was not eligible due to the location of their home being outside of the city's limits.



LANDLORDS & RENTERS

Behind on rent?

The Texas Rent Relief Program is here to help.

COVID-19 has affected Texans across the state. We have emergency funds available to help Texas renters pay current and past due rent and utility bills – even if the landlord has already sued for eviction in their local court.

Households must have incomes at or below 80% of the Area Median Income and meet other eligibility requirements. For full details, visit TexasRentRelief.com.

For Information and to Apply

833-9TX-RENT 744 Freq. 833-989-7368

TexasRentRelief.com

Assistance is available in multiple languages.



Texas Coronavirus Relief Bill Rental Assistance Program administered by the Texas Department of Housing and Community Affairs. Providing federal, state, and local assistance to renters who are unable to pay their rent due to the economic impact of COVID-19. Funds are available to renters who are unable to pay their rent due to the economic impact of COVID-19. Funds are available to renters who are unable to pay their rent due to the economic impact of COVID-19.

PUBLIC HEARING NOTICE

The Planning & Zoning Commission of the City of Kingsville will hold a Public Hearing Wednesday, March 17, 2021, at 6:00 p.m., wherein the Commission will discuss and/or take action on the following items and at which time all interested persons will be heard:

Dana Hickey, authorized agent and applicant, Riviera Praise & Worship Church, owner, requesting the rezoning of COOPER 2, BLOCK 3, LOT 15, 16, (EXEMPT) also known as 803 W. Yorkum, Kingsville, Texas from R1 (Single-Family) to R3 (Multi-Family).

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

PUBLIC HEARING NOTICE

The City Commission of the City of Kingsville will hold a Public Hearing Monday, March 22, 2021 at 5:00 p.m., wherein the City Commission will discuss and act on the following item and at which time all interested persons will be heard:

Dana Hickey, authorized agent and applicant, Riviera Praise & Worship Church, owner, requesting the rezoning of COOPER 2, BLOCK 3, LOT 15, 16, (EXEMPT) also known as 803 W. Yorkum, Kingsville, Texas from R1 (Single-Family) to R3 (Multi-Family).

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



Let us help you keep rodents away!

Protect your family and pets with our safe and effective pest control solutions against these and other potentially harmful household pests.

*Ask about our affordable maintenance plans for a pest-free home

365 days a year!



Roaches • Ants • Fleas • Ticks • Bees
Scorpions • Termites • Other Pests



816 N. 14th Street
Kingsville, TX 78363

595-RUDY
7038

TECL #12313

PUBLIC HEARING NOTICE

The Planning & Zoning Commission of the City of Kingsville will hold a Public Hearing Wednesday, March 17, 2021, at 6:00 p.m. wherein the Commission will discuss and/or take action on the following items and at which time all interested persons will be heard:

Dana Hickey, authorized agent and applicant, Riviera Praise & Worship Church, owner, requesting the rezone of COOPER 2, BLOCK 3, LOT 15, 16, (EXEMPT) also known as 803 W Yoakum, Kingsville, Texas from R1 (Single-Family) to R3 (Multi-Family).

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

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

ORDINANCE #2021-_____

AMENDING THE ZONING ORDINANCE BY CHANGING THE ZONING MAP IN REFERENCE TO COOPER 2, BLOCK 3, LOTS 15 & 16 (EXEMPT), ALSO KNOWN AS 803 W. YOAKUM, KINGSVILLE, TEXAS, FROM R1 (SINGLE-FAMILY DISTRICT) TO R3 (MULTI-FAMILY DISTRICT); AMENDING THE COMPREHENSIVE PLAN TO ACCOUNT FOR ANY DEVIATIONS FROM THE EXISTING COMPREHENSIVE PLAN; AND PROVIDING FOR PUBLICATION.

WHEREAS, the Planning Commission has forwarded to the City Commission its reports and recommendations concerning the application of Dana Hickey, authorized agent and applicant, for Riviera Praise & Worship Church, owner, for amendment to the zoning ordinance and zoning map of the City of Kingsville;

WHEREAS, with proper notice to the public, public hearings were held on Wednesday, March 17, 2021 during a meeting of the Planning and Zoning Commission, and on Monday, March 22, 2021 during a meeting of the City Commission, at City Hall, in the City of Kingsville, during which all interested persons were allowed to appear and be heard; and

WHEREAS, the item was APPROVED with a 5-0 vote of the Planning Commission regarding the requested rezone with no abstentions; and

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

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

SECTION 1. That the Zoning Ordinance of the City of Kingsville, Texas, is amended by changing the zoning of Cooper 2, Block 3, Lots 15 & 16 (exempt), also known as 803 W. Yoakum, Kingsville, Texas, from R1-Single Family District to R3-Multi-Family District, as more specifically described on the Zone Change Map, attached as Exhibit A.

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

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

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

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

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

INTRODUCED on this the 22nd day of March, 2021.

PASSED AND APPROVED on this the 12th day of April, 2021.

Effective Date: _____

THE CITY OF KINGSVILLE

Sam R. Fugate, Mayor

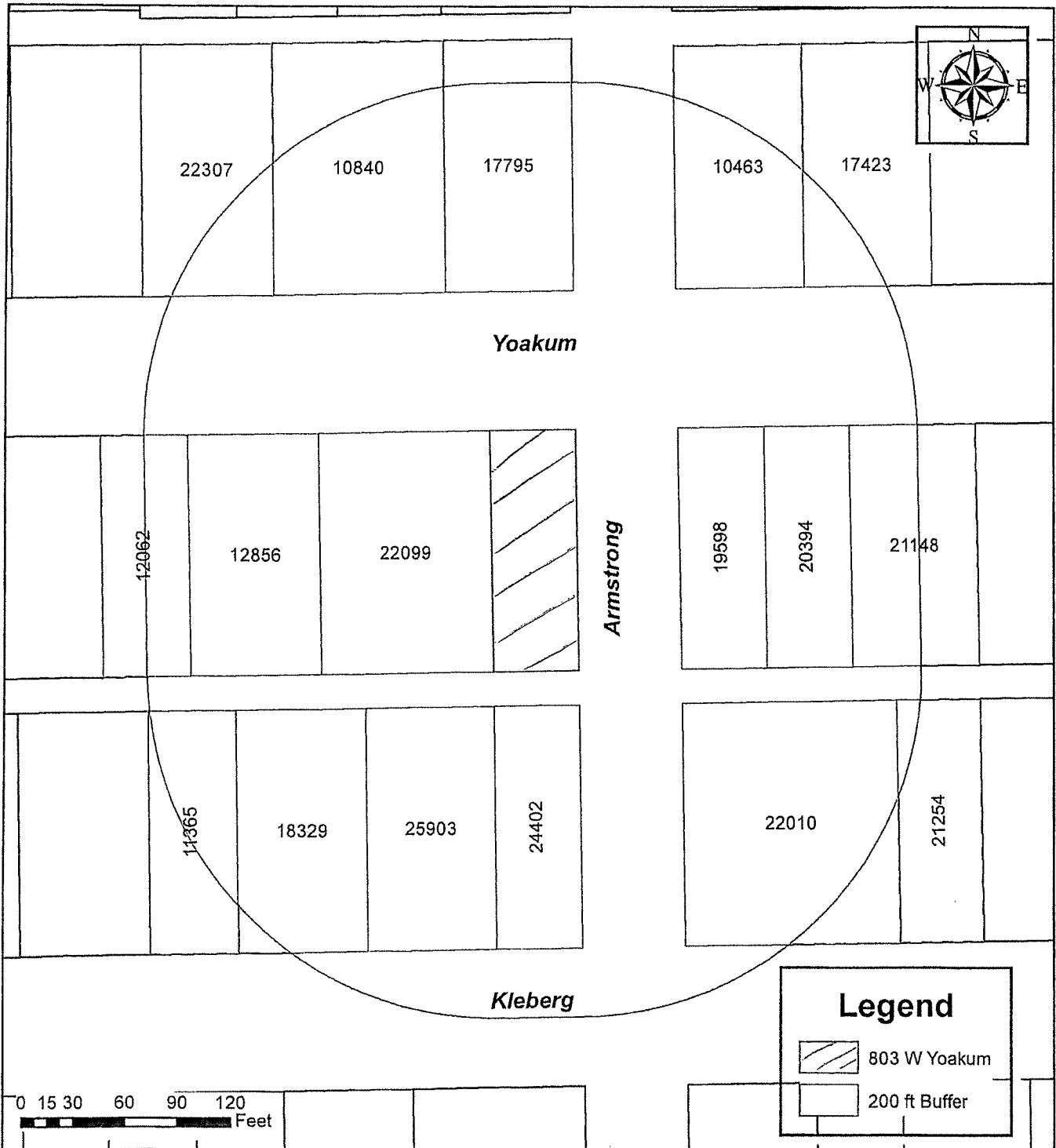
ATTEST:

Mary Valenzuela, City Secretary


APPROVED:

Courtney Alvarez, City Attorney

200 ft Buffer Map of 803 W Yoakum



Document Path: C:\Users\sresendez\Desktop\GIS\Maps\New Buffer Maps.mxd

<div> <div>11</div> <div>Page</div> <div>11</div> </div>	Drawn By: Planning Department	<p>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>	 <p>CITY OF KINGSVILLE PLANNING DEPARTMENT 410 West King Kingsville, Texas 78363 Office: 361-595-8055</p>
	Last Update: 2/22/2021		
	Note:		

AGENDA ITEM #2



MEMO

Date: March 17, 2021
To: Mark McLaughlin (City Manager)
From: Uche Echeozo (Director of Planning and Development Services)
Subject: Re: Revisions to City Ordinances

The Planning and Zoning Commission meeting held as scheduled this evening, March 17, 2021 with 5 members in attendance. There was one member that was absent – Commissioner Mike Klepac

Members deliberated over the issue of amending Chapter XV, ARTICLE 1-BUILDING REGULATIONS, SECTIONS 2, 6-8, 11,23,40,60 and ARTICLE 6 ZONING, SECTIONS 91 & 143, revising sections for compliance with existing International Building Codes. The Building Official – Nicholas Daniels made the presentation and answered questions posed by the Commissioners. The Commission, after deliberations, voted unanimously to approve the recommendation to amend/revise the relevant sections of the Code of Ordinances. A recorded vote of all members present was taken and Commissioners Debbie Tiffie, Idotha Battle, Brian Coufal, Bill Aldrich and the Chairman – Steve Zamora all voted 'YES'

The meeting was adjourned by 6.26p.m.

Thank you.

A handwritten signature in black ink, appearing to be "Uche Echeozo", written in a cursive style.

Uche Echeozo
Director of Planning and
Development Services

ORDINANCE NO.2021-_____

AMENDING THE CITY OF KINGSVILLE CODE OF ORDINANCES BY AMENDING CHAPTER XV, ARTICLE 1-BUILDING REGULATIONS, SECTIONS 2, 6-8, 11, 23, 40, & 60, AND ARTICLE 6-ZONING, SECTIONS 91 & 143, REVISING SECTIONS FOR COMPLIANCE WITH EXISTING INTERNATIONAL BUILDING CODES; REPEALING ALL ORDINANCES IN CONFLICT HERewith AND PROVIDING FOR AN EFFECTIVE DATE AND PUBLICATION.

WHEREAS, the City recently adopted the 2018 versions of the International Building Codes and staff has been working to review the City Code of Ordinances to locate sections that may need to be updated for consistency with the new IBC versions;

WHEREAS, staff has located some ordinance sections that need to be updated and makes the recommended changes below to be consistent and reduce confusion for developers;

WHEREAS, the Planning & Zoning Commission has met to discuss and consider the recommended changes and met on March 17, 2021 where they unanimously recommended by a vote of 5-0 the adoption of the revisions contained herein;

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 15-1-6 of Article 1: Building Regulations of Chapter XV, Building Code, of the Code of Ordinances of the City of Kingsville, Texas, shall be amended to read as follows:

...

§ 15-1-2 ADOPTION BY REFERENCE.

The purpose of this subarticle is to provide minimum standards, provisions and requirements for reasonably safe construction, alteration and modification of buildings within the city. All such construction, alteration and modification of buildings within the corporate limits of the city shall conform to the requirements of this subarticle and to the specifications, rules and regulations entitled *International Building Code* 2018 Edition, approved and adopted by the Southern Building Code Congress International with all appendices thereto. Such edition is incorporated herein by reference and made a part of this subarticle as if fully set forth herein. When such edition conflicts with local regulations and ordinances, all locally adopted regulations and ordinances shall prevail. The *International Building Code*, 2018 Edition, shall apply to the construction, alteration,

repair, equipment, use and occupancy, location, maintenance, removal and demolition of every building or structure or any appurtenances connected or attached to such buildings or structures.

...

§ 15-1-6 SCHEDULE OF PERMIT FEES.

(A) On all repairs or alterations to existing buildings or on construction of other than buildings, fees will be based on a flat fee as restated in subdivision (B)(1) hereof shall apply.

(B) The permit fee for all new buildings or additions to existing buildings where the floor area is increased, shall be as follows:

(1) (a) Permit fees for remodeling, repair, or alterations to existing buildings will be charged on a flat fee basis. A project with one inspection or more, if necessary, (that is not a re-inspection) will be charged a flat fee of \$100.00 dollars. Duplexes, apartments, hotels, and motels shall be charged an additional fee of \$10.00 per unit. Permit fees for roof repairs shall be charged a permit fee of \$0.06 per square foot. When the work performed does not meet the code requirements and a reinspection is required, a reinspection fee of ~~\$25.00~~ \$50.00 will be charged for each reinspection.

(b) Permit fees; new buildings and additions.

1. All buildings shall be charged a permit fee of ~~\$0.16~~ \$0.30 per square foot. The minimum fee shall be ~~\$10~~ \$25. Duplexes, apartments, hotels, and motels shall be charged an additional fee of \$10.00 per unit. A Construction Site Office shall be charged a permit fee of ~~\$30.00~~ based on inspection and review requirements.
2. In applying paragraph 1. of this subdivision (b), square footage shall be determined by including each floor level including basements and cellars, mechanical rooms, storage areas, lofts, balconies, porches, sun decks, covered patios, breezeways, carports, garages, sheds and other similar areas.
3. *Moved buildings or structures.* A fee of ~~\$0.40~~ \$0.20 per square foot shall be charged for the issuance of any permit for a moved building or structure.

(c) A plan review fee shall be paid upon submission of permit for review as listed below. These fees will be credited to any plan review or administrative fees set forth in later sections of this ordinance, should those fees be in excess of the fees stated below:

1. \$250.00 for new single family or two-family residential construction
2. \$500.00 for new multi-family residential
3. \$500.00 for new commercial construction
4. \$25.00 for any plumbing, mechanical or electrical permit.
5. \$25.00 for any accessory building
6. \$25.00 for signs
7. \$25.00 for residential remodel
8. \$25.00 for commercial tenant finish out

9. \$35.00 Fence permit.

- (2) *Moving buildings or structures.* A fee of \$110.00 shall be charged for the issuance of any permit for the moving of a building or structure.
- (3) *Demolition of building or structure.* A fee of \$75.00 shall be charged for issuing a permit for the demolition of any building or structure.
- (4) ~~*Plan checking fee.* A plan checking fee shall be paid at the time of submitting plans and specifications for review of commercial projects. The plan checking fee shall be equal to one half of the building permit fee as set forth in § 107.3 of the *International Building Code*. Such plan checking fee is in addition to the building permit fee. A Plan Update or Revision fee shall be charged equal to 50% of the original Plan Review fee and shall be payable upon submission of update or revision.~~
- (5) *Starting work without permit.* Where work for which a permit is required by this code is started or proceeded with prior to obtaining the permit, the fees herein specified shall be doubled, but the payment of such double fee shall not relieve any persons from fully complying with the requirements of this code in the execution of the work nor from any other penalties prescribed herein.
- (6) (5) *Investigation fee.* The fee for any investigation required for building construction is equal to the cost of the building of the plan review.
- (7) (6) *After hours inspection fee.* The cost of performing and inspection after regular business hours is equal to ~~\$25.00~~ \$50.00 per hour with a 2 hour minimum charge.
- (8) (7) *Reinspection fee.* When the work performed does not meet the code requirements and a reinspection is required, a fee of ~~\$25.00~~ \$50.00 will be charged for each reinspection.
- (9) (8) *Refunds on permits.* No refund will be granted on individual permit fees assessed at the minimum fee amount for a specific type of permit. Refunds of permit fees greater than minimum fee amounts may be made at a rate not to exceed 75% of that portion of the fee in excess of the minimum fee amount provided: (a) no work has commenced, (b) no inspections have been made, and the refund claim is submitted within 180 days after the issuance of the permit. Refund claims must be submitted in writing with a copy of the permit receipt.

§ 15-1-7 BUILDING PERMIT VALUATIONS.

If, in the opinion of the Building Department, the valuation of building, alteration or structure appears to be underestimated in the application, permit shall be denied, unless the applicant can show detailed estimated cost to meet the approval of the Building Department. Permit valuations shall include total cost, such as electrical, gas, mechanical, plumbing equipment and other systems, including materials and labor. The final valuation applied to the project is subject to Building Department approval.

§ 15-1-8 SWIMMING POOLS; ENCLOSURE REQUIRED.

Prior to first filing and final inspection, all swimming pools shall be completely enclosed. ~~The fence or screen enclosure of the pool shall be at least four feet in height and shall not exceed six feet in residential pools. Openings in the fence shall not permit~~

~~the passage of a four-inch diameter sphere. The fence or screen enclosure shall be equipped with self-closing and self-latching gates. by a barrier in compliance with section 305 of the 2018 International Swimming Pool and Spa Code.~~

...

§ 15-1-11 CERTIFICATE OF OCCUPANCY REQUIRED.

- (A) ~~No entity shall furnish water, sewer, electricity, gas, or other public utilities unless at the time of making application for service a valid certificate of occupancy duly executed by the Building Official is presented. The Building Official shall have the authority to suspend water, electricity, gas or other public utilities if a Certificate of Occupancy is not provided or is revoked.~~
- (B) There shall be two types of certificates of occupancy. These shall be designated as an Interim Certificate of Occupancy and a Permanent Certificate of Occupancy.
- (1) An Interim Certificate of Occupancy may be issued by the Building Official for use in necessary construction ~~on the premises only~~. The fee for an interim Certificate of Occupancy shall be \$3.00 per day for the first 30 calendar days; \$6.00 per day for the second 30 calendar days; and \$10.00 per day for each calendar day thereafter. The fees for such Interim Certificate of Occupancy shall be tendered prior to the issuance of such Interim Certificate of Occupancy. ~~An Interim Certificate of Occupancy shall be required for water utility service only. The Interim Certificate of Occupancy shall be valid a maximum of 180 days unless approved in writing by the Building Official.~~
- (2) A Permanent Certificate of Occupancy shall be issued when the Building Official determines that the proposed structure meets all applicable laws and ordinances, and not before. The fee for a Permanent Certificate of Occupancy shall be \$25.00. An additional fee of \$15.00 per floor shall be charged for multi-story buildings. A Permanent Certificate of Occupancy shall not be subject to renewal, and shall be valid as long as the premises for which it was issued meets all applicable codes and utility services are not terminated for any reason to such premises, whichever occurs first.

...

§ 15-1-23 SCHEDULE OF PERMIT FEES.

The permit fees for all new buildings, or additions to existing buildings where the floor area is increased, shall be as follows:

- (A) Except for a specific fee set forth below, permit fees for remodeling or alterations to existing buildings costing in excess of \$100.00 shall be charged a permit fee of ~~\$0.03~~ \$0.15 per square foot. Duplexes, apartments, hotels and motels shall be charged and additional fee of \$10.00 per unit.

Plumbing Permit Fees	
For each issuing permit	\$25.00

Plus the following when provided:	
- For each plumbing fixture, floor drain or trap, including water and drainage piping	2.50
- For each house sewer	5.00 <u>10.00</u>
- For each house sewer having to be replaced or repaired	5.00 <u>10.00</u>
- For each cesspool	5.00 <u>10.00</u>
- For each septic tank and seepage pit or drainfield	10.00
- For each water heater and/or vent	2.50 <u>10.00</u>
- For installation, alteration or repair of water piping and/or water-treating equipment	5.00
- For repair or alteration of drainage or vent piping	5.00
For vacuum breakers or backflow protective devices installed subsequent to the installation of the piping or equipment served:	
- One to five	2.50
- Over five, each	1.50
Investigation fee	Permit fee
Reinspection fee	25.00 <u>50.00</u>
Outside city limits fee	25.00 plus permit fee
The permit fee shall be doubled, if work is started before the permit is issued.	

- (B) *Permit fees for new buildings and additions.* All buildings shall be charged a permit fee ~~\$0.04~~ \$0.15 per square foot. The minimum fee shall be \$20.00. Duplexes, apartments, hotels and motels shall be charged an additional fee of \$10.00 per unit.

- (C) *Moved buildings or structures.* A fee of ~~\$0.04~~ \$0.15 per square foot shall be charged for the issuance of any permit for a moved building or structure.
- (D) *Refunds on permits.* No refund will be granted on individual permit fees assessed at the minimum fee amount for a specific type of permit. Refunds of permit fees greater than minimum fee amounts may be made at a rate not to exceed 75% of that portion of the fee in excess of the minimum fee amount provided: (1) no work has commenced, (2) no inspections have been made, and (3) the refund claim is submitted within 180 days after the issuance of the permit. Refund claims must be submitted in writing with a copy of the permit receipt.

...

§ 15-1-40 SCHEDULE OF PERMIT FEES.

- (A) The fees for gas permits as set forth in Section 106.6.2 of the International Fuel Gas Code, 2018 Edition, are hereby established. A separate permit is required for each address.

Schedule of Permit Fees	
For issuing each permit	\$5.00 <u>25.00</u>
One to four outlets (inclusive)	\$5.00 <u>10.00</u>
Each additional outlet	\$1.00
Conversion burners, floor furnaces, incinerators, boilers, central heating, or air conditioning	\$5.00 <u>10.00</u>
Each additional	\$1.00
Vented wall furnaces and water heaters (first unit)	\$2.50 <u>10.00</u>
Each additional	\$4.00 <u>5.00</u>
Reinspection fee	\$5.00 <u>50.00</u>

- (B) If any person commences any work before obtaining the necessary permit and inspection, fees shall be doubled; and any and all fees shall be paid by the person to whom the permit is issued.

(C) If the inspector determines that public safety has been endangered, a complaint shall be filed in Municipal Court. Upon receiving a conviction, the person shall have their license revoked as follows:

- (1) 1st conviction 3 months revocation
- (2) 2nd conviction 6 months revocation
- (3) 3rd conviction 12 months revocation
- (4) 4th conviction 2 year revocation
- (5) 5th conviction permanently revoked

...

§ 15-1-60 PERMITS AND FEES; ELECTRICAL INSPECTION.

(A) *Permits required.* It shall be unlawful for any person to install or cause to be installed, or to permit any person to install, any electrical wiring, fixtures or equipment, or to make any alterations, additions or repairs within the city limits without first obtaining a permit to do so as issued by the inspector, except as provided herein. There shall be one permit for each building for which rough work for electrical conductors, or where electrical equipment is installed. Accessory buildings, tourism cottages or group houses shall not be considered separate buildings when work is classed as one project to be completed at one time; unless separate meter loops or switches are installed thereon.

(B) *Permits not required.* No permit shall be required for minor repairs or maintenance work, replacement of tamps or for connecting portable electrical equipment to permanently installed receptacles of a suitable nature. No permit shall be required of an established refrigeration firm for the replacing of a refrigeration motor by another motor of the same horsepower and rating, solenoid valves, low pressure controls, or other controls that are a part of the refrigeration system provided the electrical supply to same has been or is properly installed by a licensed electrician. No permit shall be required for the installation of electrical conductors or equipment to be installed by or for a public utility corporation in duly executing their services as outlined in their franchise. No permit shall be necessary for any work involved in the manufacturing, testing, servicing, altering, or repairing of electrical equipment or apparatus so long as the work does not include any permanent wiring.

(C) *Permit fees.* There is a minimum permit fee of \$25.00. Before proceeding with the installations, alteration of or the addition to any electrical wiring or equipment within or on any building, structure, or premises, publicly or privately owned within the corporate limits, the master electrician in charge of such proposed work shall first file with the inspector an application requesting a permit and pay fees to the Permit Clerk in accordance with the schedule contained herein.

(1) *Permit fees required.* The permit fees for all new buildings, or additions to existing buildings where the floor area is increased shall be as follows:

- (a) Except for specific fees set forth below, permit fees for remodeling, repairs or alterations to existing buildings costing in excess of \$100.00 shall be charged a permit fee of ~~\$0.04~~ 0.15 per square foot. Duplexes, apartments, hotels and motels shall be charged an additional fee of \$10.00 per unit.

Permit Fees	
Admin Review Fee	\$ 25.00
Circuits	\$ 2.00
Fixtures	0.30 <u>0.50</u>
Motors, one hp and smaller	1.25
Motors, one to five hp	3.75
Motors, five to ten hp	4.75
Motors, ten to 25 hp	7.25
Motors, over 25 hp	10.00
Electrical Services:	
Temporary	10.00 <u>25.00</u>
100 amps or less	7.00
101 to 200 amps	9.50
201 to 400 amps	17.00
401 to 1,000 amps	25.00
1,001 to 1,600 amps	30.00
Over 1,600 amps	32.00
Each additional meter	8.00
Sub-feeders (commercial only):	
100 amps or less	7.00
101 to 200 amps	9.50

201 to 400 amps	17.00
401 to 1,000 amps	25.00
1,001 to 1,600 amps	30.00
Over 1,600 amps	32.00
Transformers:	
0—10 kw	6.00
Each additional kw or fraction thereof	0.40
Heaters, 5 kw and less	12.00
Each additional kw or fraction	0.40
Equipment:	
Motion picture projectors	15.00
X-ray, cat-scan, etc.	15.00
Elevators/escalators	15.00
Gasoline pump	10.00
Swimming pool, sauna or hot tub	15.00
Welding machines	10.00
Other	10.00
Central heat or air conditioning:	
Up to 3 hp	5.00
Over 3 hp per hp or fraction	1.00
Reinspection fee	25.00

Permit issuing fee for issuing all permits, with the exception of meter inspection requests	5.00
Existing facility inspection fee:	
Residential meter inspection	20.00
Nonresidential meter inspection	20.00
Investigation fee	Permit fee
After hours inspection fee	25.00 <u>50.00</u> per hour, two hour minimum
Signs (electrical work only) will be based according to actual electrical installations to connect service to sign.	
If electrical work is started without permit, the penalty shall be \$150.00 for the first offense, compounded by \$150.00 for each additional offense.	

- (b) Permit fees for new buildings and additions. All buildings shall be charged a permit fee of ~~\$0.06~~ 0.15 per square foot. The minimum fee shall be \$25.00. Duplexes, apartments, hotels and motels shall be charged an additional fee of \$10.00 per unit.
- (c) Moved buildings or structures. A fee of \$0.10 per square foot shall be charged for the issuance of any permit for a moved building or structure.
- (d) Refunds on permits. No refund will be granted on individual permit fees assessed at the minimum fee amount for a specific type of permit. Refunds of permit fees greater than minimum fee amounts may be made at a rate not to exceed 75% of that portion of the fee in excess of the minimum fee amount provided: no work has commenced, no inspections have been made, and the refund claim is submitted within 180 days after the issuance of the permit. Refund claims must be submitted in writing with a copy of the permit receipt.
- (e) Penalties.
 - 1. If electrical work (which requires a permit) is started without a permit, the penalty shall be \$150.00 for the first offense, compounded by \$150.00 for each additional offense. There is no cap on the maximum number of offenses.
 - 2. Example:
 - a. First offense: \$150.00
 - b. Second offense: \$300.00

- c. Third offense: \$450.00
- 3. An additional penalty of \$150.00 per incident shall apply to each of the following:
 - a. Electrical work performed within the city limits by unlicensed electricians.
 - b. Any company that hires unlicensed electricians to perform permitted electrical work within the city limits.
 - c. Failure to produce electrical license while performing electrical work.
 - d. Starting work without first obtaining a permit.

...

§15-6-91 SIDE YARD.

(A) The minimum required side yard for uses in various districts shall be in accordance with the schedule indicated on the Space Requirement Chart (Appendix B), except that where a lawfully existing building at the effective date of this article has a smaller side yard than prescribed, it may be altered provided such alteration in no way increases the degree of nonconformity and provided all other requirements are satisfied. No side yard may hereafter be reduced below the minimum requirement set forth.

(B) Special side yard regulations.

(1) Every part of the required side yard shall be open and unobstructed except for the normal projections of window sills, belt courses, cornices, chimneys, and other architectural features projecting no more than 12 inches into the required side yard and roof eaves projecting no more than 36 inches into the required side yard.

(2) Attached dwellings. Where a fire wall of a dwelling, garage, or carport is located on a property line, the roof shall be so designed and constructed as not to drain water onto the adjoining lot.

(3) Whenever any use or district not normally requiring a side yard adjoins a use or district in which side yards are required, a minimum five foot side yard shall be maintained.

(4) A one-family attached dwelling separated from another by a fire or party wall need not provide a side yard except that no complex of attached one-family dwellings shall exceed 300 feet in length. A minimum required side yard of five feet shall be provided so that any building shall be at least ten feet from any other building.

(5) A complex of multiple-family dwelling units shall maintain a minimum side yard separation of ten feet so that any two adjacent complexes shall be at least 20 feet apart.

(6) Gasoline pumps shall be located at least ten feet from any side property line.

(7) Any building within five feet of a side yard must satisfy a ~~four-hour~~ fire wall standard as established in the international building codes, unless a common wall agreement exists and is recorded upon the deed.

...

§ 15-6-143 TIME LIMITS ON BUILDING PERMITS.

~~Building permits secured under the provisions of this article shall be rendered null and void if construction is not begun within six months of issuance of the permit, the construction is not completed within one year of the issuance of the permit, Every permit issued shall become invalid unless the work on the site authorized by such permit is commenced within 180 days after its issuance, or if the work authorized on the site by such permit is suspended or abandoned for a period of 180 days after the time the work is commenced. The building official is authorized to grant, in writing, one or more extensions of time, for periods not more than 180 days each. The extension shall be requested in writing and justifiable cause demonstrated. Or, should this article be amended, prior to the start of construction, in such manner as to make the construction or intended use illegal, then the applicant may reapply for a permit in such cases, but shall be treated as a new applicant being evaluated in light of all ordinances currently in effect, following all procedures and paying all fees as would be required for the initiation of new construction.~~

...

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 22nd day of March, 2021.

PASSED AND APPROVED on this the 12th day of April, 2021.

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
Public Works, Wastewater Division

TO: Mayor and City Commissioners

CC: Mark McLaughlin, City Manager

FROM: William Donnell, Director of Public Works

DATE: February 26, 2021

SUBJECT: Utility Fund 051 Budget Amendment

Summary:

This item authorizes funding for engineering services to perform a water system Risk and Resilience Assessment and Emergency Response Plan.

Background:

This assessment is required under the America's Water Infrastructure Act of 2018 for all public water systems serving population sizes between 3,301–49,999. This assessment is to be completed and certified to the Administrator of the Environmental Protection Agency by June 30, 2021. This assessment was not budgeted for this fiscal year as I became aware of this required assessment toward the end of the budget process.

Financial Impact:

This will reduce the unappropriated Utility Fund 051 fund balance by \$26,000.00. The costs will be charged to 051-5-6002-31400.

Recommendation:

Staff recommends the approval of funds to complete the assessment and comply with the requirement of the America's Water Infrastructure Act of 2018.



ORDINANCE NO. 2021-_____

AN ORDINANCE AMENDING THE FISCAL YEAR 2020-2021 BUDGET TO APPROPRIATE ADDITIONAL FUNDS NEEDED FOR THE WATER SYSTEM RISK AND RESILIENCE ASSESSMENT.

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 2020-2021 budget be amended as follows:

CITY OF KINGSVILLE
DEPARTMENT EXPENSES
BUDGET AMENDMENT

Dept No.	Dept Name	Account Name	Account Number	Budget Increase	Budget Decrease
Fund 051 – Utility Fund					
<u>Expenditures</u>					
6002	Water Prod	Professional Services	31400	\$26,000	

[To amend the City of Kingsville FY 20-21 Budget to appropriate additional funds needed for the Water System Risk and Resilience Assessment. Funds will come from the Utility Fund unappropriated fund balance.]

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 22nd day of March 2021.

PASSED AND APPROVED on this the 12th day of April 2021.

EFFECTIVE DATE: _____

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney

AGENDA ITEM #4

**City of Kingsville
Police Department**

TO: Mayor and City Commissioners

CC: Mark McLaughlin, City Manager

FROM: Ricardo Torres, Chief of Police

DATE: March 5, 2021

SUBJECT: Request for Budget Amendment

Summary:

The police department is in receipt of funds from the Law Enforcement Officer and Standards Education Account from the Texas Comptroller of Public Accounts.

Background:

This payment must be used as necessary to ensure the continuing education of persons licensed under Chapter 1701, Occupations Code, or to provide training, as determined by the agency head, to full-time, fully paid law enforcement support personnel in our agency.

Financial Impact:

A direct deposit was made into our account from the Law Enforcement Officer Standards and Education (LEOSE) account in the amount of \$2,808.34. Those funds should be transferred to Fund 009 for use for continuing education of officers upon consideration and approval by the City of Kingsville City Commission.

Recommendation:

We request that a budget amendment be approved for acceptance and expenditure of these funds for continuing education of Kingsville Police Department personnel as allowed by the Occupations Code, Title 10. Occupations Related to Law Enforcement and Security, Chapter 1701. Law Enforcement Officer, Subchapter A. General Provisions, Sec. 1701.157. Thank you for your consideration and assistance.



ORDINANCE NO. 2021-_____

AN ORDINANCE AMENDING THE FISCAL YEAR 2020-2021 BUDGET TO ACCEPT AND EXPEND FUNDS RECEIVED FROM THE LAW ENFORCEMENT OFFICER STANDARDS AND EDUCATION FUND FOR CONTINUING EDUCATION.

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 2020-2021 budget be amended as follows:

CITY OF KINGSVILLE
DEPARTMENT EXPENSES
BUDGET AMENDMENT

Dept No.	Dept Name	Account Name	Account Number	Budget Increase	Budget Decrease
Fund 009 - LEOSE					
<u>Revenues</u>					
2100	Police	State Grants	72010	(\$2,808.34)	
<u>Expenditures</u>					
2100	Police	Training & Travel	31600	\$2,808.34	

[To amend the City of Kingsville FY 20-21 Budget to accept and expend funds received from the Law Enforcement Officer Standards and Education Fund for continuing education. Funds will come from the grant funds received.]

II.

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

III.

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

IV.

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

INTRODUCED on this the 22nd day of March 2021.

PASSED AND APPROVED on this the 12th day of April 2021.

EFFECTIVE DATE:_____

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney

AGENDA ITEM #5

Budget Am.

**City of Kingsville
Police Department**

TO: Mayor and City Commissioners
CC: Mark McLaughlin, City Manager
FROM: Ricardo Torres, Chief of Police
DATE: March 9, 2021
SUBJECT: 2022 Local Border Security Program (LBSP)

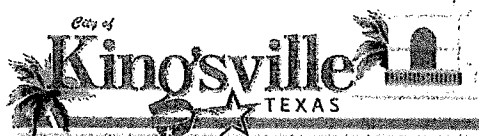
Summary:

The Kingsville Police Department has been invited to participate in the 2022 Local Border Security Program (LBSP). The grant period is from 09/01/2021 to 08/31/2022. We have an application #2994107 and are requesting \$78,000.00 to be used to cover personnel costs.

Background:

Operation Border Star centers on the use of intelligence to increase the effectiveness of federal, state, and local law enforcement assets. The purpose of the program is to sustain interagency law enforcement operations and enhance local law enforcement patrols to facilitate directed actions to deter and interdict criminal activity. Program participants shall assist in the execution of coordinated border security operations in an effort to:

1. Increase the effectiveness and impact of Steady State and Surge Operations.
2. Reduce border-related criminal activity in Texas.
3. Implement and increase the effectiveness of operational methods, measures, and techniques for outbound/southbound operations.
4. Decrease the supply of drugs smuggled into and through Texas from Mexico.
5. Disrupt and deter operations of gang and cartel criminal organizations.
6. Decrease specifically targeted tactics (such as conveyance methods) for drugs in the Texas border region.
7. Decrease use of specific areas for crime as targeted in directed action missions.
8. Increase the effectiveness of air operations mission planning and prioritization.
9. Increase the coordination and integration of air-ground team operations to include Texas Military Forces (TMF) aviation, United States Customs and Border Protection (USCBP) Air and Marine, Texas Department of Public Safety (DPS) Aircraft Division, and United States Coast Guard (USCG) aviation support.



**City of Kingsville
Police Department**

10. Increase the effectiveness of directed action missions based upon intelligence and analysis to ensure they target the most serious threats and are conducted in high pay-off areas.
11. Increase the number and quality of analytical intelligence products developed at the Unified Command and state levels.
12. Increase intelligence-based operations at the Unified Command level through integration of TxMap, sector specific information, and intelligence analysis.

Financial Impact:

The grant for "Operation Border Star" is a reimbursement type but does not require any cash match. We are requesting \$78,000.00 in funds to cover personnel costs, fuel and equipment.

Recommendation:

We would request a resolution authorizing our application, for participation, and acceptance of funds when awarded. Please place this on the next available agenda. Thank you for your assistance regarding this matter.



ORDINANCE NO. 2021-_____

AN ORDINANCE AMENDING THE FISCAL YEAR 2020-2021 BUDGET TO ACCEPT AND EXPEND FUNDS AWARDED FROM THE 2022 LOCAL BORDERSTAR SECURITY PROGRAM FOR PERSONNEL COSTS.

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 2020-2021 budget be amended as follows:

CITY OF KINGSVILLE
DEPARTMENT EXPENSES
BUDGET AMENDMENT

Dept No.	Dept Name	Account Name	Account Number	Budget Increase	Budget Decrease
Fund 017 – Local Borderstar Security Program					
<u>Revenues</u>					
0000	Non-Dept	State Grants	72010	(\$78,000)	
<u>Expenditures</u>					
2100	Police	Overtime	11201	\$66,953	
2100	Police	Retirement	11400	\$5,925	
2100	Police	FICA	11500	\$5,122	

[To amend the City of Kingsville FY 20-21 Budget to accept and expend funds awarded from the 2022 Local Borderstar Security Program for Personnel costs. Funds will come from the grant funds received.]

II.

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

III.

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

that every section, paragraph, subdivision, clause, phrase, word or provision hereof be given full force and effect for its purpose.

IV.

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

INTRODUCED on this the 22nd day of March 2021.

PASSED AND APPROVED on this the 12th day of April 2021.

EFFECTIVE DATE: _____

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney

AGENDA ITEM #6

City of Kingsville
Public Works, Wastewater Division

TO: Mayor and City Commissioners

CC: Mark McLaughlin, City Manager

FROM: Deborah Balli, Finance Director

DATE: March 5, 2021

SUBJECT: Utility Fund 051 Budget Amendment

Summary:

Sewer rates were increased in 2019 and 2020 and there was an error in the Commercial rate calculation for the amount of gallons used above 3,000.

Background:

Ordinance 2018-48 Section (D) – this is the ordinance used as the calculation base Commercial (includes hotels, motels, apartments over 4 units, and all others not meeting any other categories). Minimum monthly charge of \$29.55 with an allowance of 3,000 gallons. For consumption in excess of 3,000 gallons. For consumption in excess of 3,000 gallons a charge of \$3.86 per 1,000 gallons will be levied.

Ordinance 2019-50 Section (D) this ordinance had an 8% increase

The last sentence would have resulted in: For consumption in excess of 3,000 gallons a charge of \$4.17 per 1,000 gallons will be levied ($\$3.86 \times 1.08 = \4.17). This ordinance stated \$3.96. (looks like we used the above (C) section base of \$3.66 to do the calculation).

Ordinance 2020-40 (D) this ordinance had a 5% increase

The last sentence would have resulted in: For consumption in excess of 3,000 gallons a charge of \$4.38 per 1,000 gallons will be levied ($\$4.17 \times 1.05 = \4.38). This ordinance started \$4.16 (we started with the incorrect base of \$3.96 to do the calculation).

Financial Impact:

To continue the incorrect rate will result in an unintended loss in revenue.

Recommendation:

Staff recommends the approval of the rate correction for per 1,000 gallons above the 3,000 gallon base usage.



ORDINANCE NO. 2021-_____

AMENDING THE CITY OF KINGSVILLE CODE OF ORDINANCES CHAPTER V, ARTICLE 2, SEWERS, PROVIDING FOR A CORRECTION TO THE COMMERCIAL SEWER RATE UNDERCHARGE; REPEALING ALL ORDINANCES IN CONFLICT HERewith AND PROVIDING FOR AN EFFECTIVE DATE AND PUBLICATION.

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

WHEREAS, the commercial sewer rate for amounts in excess of 3,000 gallons was inadvertently miscalculated in a prior ordinance resulting in an undercharge for that rate and now needs to be corrected to reflect the proper rate.

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

I.

THAT Section 5-2-2 of Article 2: Sewers of Chapter V, Public Works, of the Code of Ordinances of the City of Kingsville, Texas, shall be amended to read as follows:

§ 5-2-2 USER CLASSIFICATIONS; SCHEDULE OF CHARGES.

...

(D) *Commercial (includes hotels, motels, apartments over 4 units, and all others not meeting any other categories).* Minimum monthly charge \$33.52 with an allowance of 3,000 gallons. For consumption in excess of 3,000 gallons a charge of \$4.38 ~~\$4.16~~ per 1,000 gallons will be levied.

...

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 22nd day of March, 2021.

PASSED AND APPROVED on this the 12th day of April, 2021.

Effective Date: _____

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney

REGULAR AGENDA

AGENDA ITEM #7



MEMO

Date: April 7, 2021

To: Mark McLaughlin (City Manager)

From: Uche Echeozo (Director of Planning and Development Services)

Subject: **Tim Hellstein, authorized agent, Robert & Cecilia Pacheco, owners, requesting a replat of ORIG TOWN, BLOCK 56, LOTS 17 & 18 (0.16 acres) also known as 330 East Kenedy Avenue, Kingsville, Texas.**

The Planning and Zoning Commission meeting held as scheduled this evening, April 7, 2021 with 4 members in attendance. There were two members that were absent – Commissioner Debbie Tiffie and Bill Aldrich

Members deliberated over the issue of granting approval for a re-plat of existing lots 17, 18 (0.16 acres) into one single unit. Letters were sent out to neighbors and the City received no objections to the request. However, one citizen was asking for clarification regarding what constitutes a plat. Commissioners, after deliberations, voted unanimously to approve the recommendation to re-plat the said property which currently sits on both lots 17 and 18. A recorded vote of all members present was taken and Commissioners Mike Klepac, Idotha Battle, Brian Coufal and the Chairman – Steve Zamora all voted 'YES'

The meeting was adjourned by 6.15p.m.

Thank you.

A handwritten signature in black ink, appearing to read "Uche Echeozo", with a stylized flourish at the end.

Uche Echeozo
Director of Planning and
Development Services

Planning and Development Services
410 W King
Kingsville, TX 78363
PH: 361-595-8093



MEMO

Date: March 24, 2021
To: Planning and Zoning Commission Members
From: Uche Echeozo (Director of Planning and Development Services)
Subject: Tim Hellstein, authorized agent, Robert & Cecilia Pacheco, owners, requesting a replat of ORIG TOWN, BLOCK 56, LOTS 17 & 18 (0.16 acres) also known as 330 East Kennedy Avenue, Kingsville, Texas.

The applicant approached the department because they wanted to re-plat the existing lots 17 and 18 into one single unit to enable them carry out a housing development. This action would regularize the legal description attached to the property. Now, there is a building that sits on both lot 17 and 18. The applicant intends to demolish the current building and put up a new one. Re-platting the property would facilitate this process.

Consequently, this application is being submitted for your consideration. Therefore, it is recommended that you consider the said application and approve same since this will encourage housing development within the city of Kingsville.

Thank you.

Uche Echeozo
Director of Planning and
Development Services

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

PROPERTY INFORMATION: (Please PRINT or TYPE)

Project Address 330 East Kenedy Avenue Nearest Intersection East Kenedy Ave. & South 8th St.

(Proposed) Subdivision Name Pacheco Subdivision No. 1 Lot 1 Block 1

Legal Description: Replat of a 0.16 acre tract known as Lots 17 & 18, Block 56, Original Townsite of Kingsville

Existing Zoning Designation District 3 (R3) Future Land Use Plan Designation District 3 (R3)

OWNER/APPLICANT INFORMATION: (Please PRINT or TYPE)

Applicant/Authorized Agent Tim Hellstein Phone (409)527-3876 FAX n/a

Email Address (for project correspondence only): thellstein@cobalt-engineering.com

Mailing Address 12005 Delany Road City La Marque State TX Zip 77568

Property Owner Robert & Cecilia Pacheco Phone (361)455-5412/5399 FAX n/a

Email Address (for project correspondence only): saspacheco@yahoo.com

Mailing Address 330 East Kenedy Avenue City Kingsville State TX Zip 78363

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

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

Please provide a basic description of the proposed project:

The property is known as Lots 17 & 18, Block 56, of the Original Townsite of Kingsville, which current residence sits on both Lots and due to weather sustained damage the owners have approved for Gov't aided assistance (FEMA & GLO) to demo and rebuild home following current Zoning and Ordinance Regulations for the City of Kingsville.

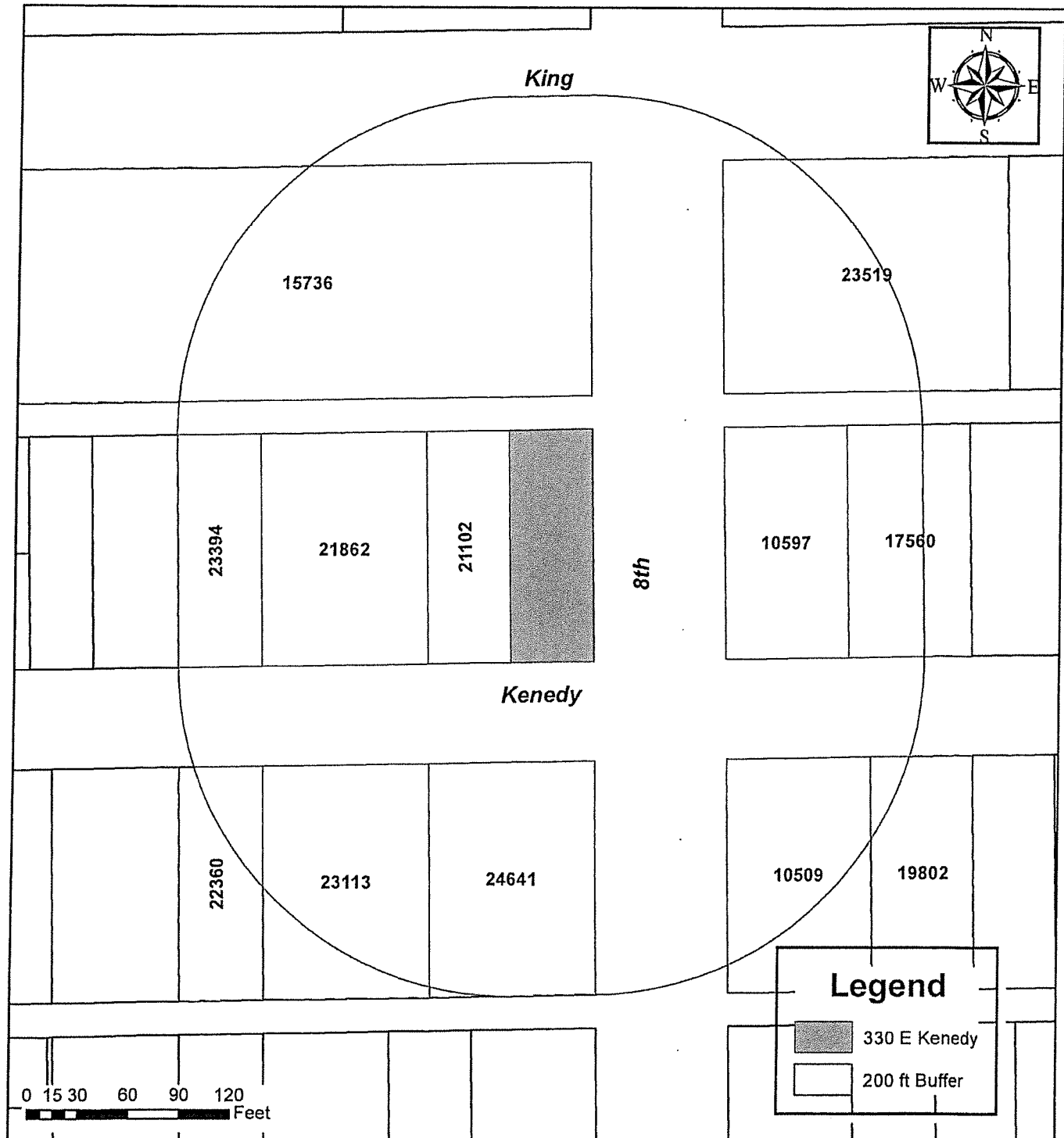
I hereby certify that I am the owner and /or duly authorized agent of the owner for the purposes of this application. I further certify that I have read and examined this application and know the same to be true and correct. If any of the information provided on this application is incorrect the permit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

Applicant's Signature Tim Hellstein Date: 3/3/2021

Property Owner's Signature [Signature] Date: _____

Accepted by: _____ Date: _____

200 ft Buffer Map of 330 E Kenedy



Document Path: C:\Users\sresendez\Desktop\GIS\Maps\New Buffer Maps.mxd

<div>Page</div> <div>1 / 1</div>	<div>Drawn By:</div> <div>Planning Department</div>	<div>DISCLAIMER</div> <div>THIS MAP IS FOR VISUAL PURPOSES ONLY.</div> <div>THE INFORMATION ON THIS SHEET MAY</div> <div>CONTAIN INACCURACIES OR ERRORS</div> <div>THE CITY OF KINGSVILLE IS NOT</div> <div>RESPONSIBLE IF THE INFORMATION CONTAINED</div> <div>HEREIN IS USED FOR ANY DESIGN,</div> <div>CONSTRUCTION, PLANNING, BUILDING,</div> <div>OR ANY OTHER PURPOSE.</div>	<div> </div> <div> CITY OF KINGSVILLE PLANNING DEPARTMENT 410 West King Kingsville, Texas 78363 Office: 361-595-8055 </div>
	<div>Last Update:</div> <div>3/15/2021</div>		
	<div>Note:</div>		

STATE BANK OF KINGSVILLE
PO BOX 991
KINGVILLE, TX 78364-0991
#15736

PHYSICIANS PREMIER REAL ESTATE
HOLDINGS-KINGSVILLE LLC
PO BOX 60112
CORPUS CHRISTI, TX 78466
#23519

DAVID L RHODE
410 CHARLESTON DR
VICTORIA, TX 77904-3815
#23394

FRANCISCO S GONZALEZ
ETUX AMELIA O
303 S 8TH ST
KINGSVILLE, TX 78363-5568
#21862,21102

ROSE CLIFTON LAURENCE
ETUX LISA MARIE
402 E KENEDY ABE
KINGSVILLE, TX 7363
#10597

HOMER L EVANS JR
408 E KENEDY
KINGSVILLE, TX 78363
#17560

MARY A HARRIS (LIFE EST)
JAMES HARRIS
311 E KENEDY
KINGSVILLE, TX 78363
#22360

DOUGLAS DEWAYNE HICKMAN
ETUX JULIE LAVERNE
317 E KENEDY AVE
KINGSVILLE, TX 78363-5572
#23113

FRANCUSCO S GONZALEZ
303 S 8TH ST
KINGSVILLE, TX 78363-5568
#24641

PEARLIE BURSE GARCIA
403 E KENEDY AVE
KINGSVILLE, TX 78363-5662
#10509

RENE V MUNOZ
ETUX REBECCA C
409 E KENEDY AVE
KINGSVILLE, TX 78363-5662
#19802

BEING A RE-PLAT OF A 0.16 ACRE (7,000.00 SQUARE FEET) TRACT OF LAND KNOWN AS LOTS 17 AND 18, BLOCK 56, OF THE ORIGINAL TOWNSHIP OF KINGSVILLE, IN KLEBERG COUNTY, TEXAS, RECORDED IN THE OFFICE OF THE COUNTY CLERK OF KLEBERG COUNTY, TEXAS AND BEING THE SAME LOTS 17 AND 18, BLOCK 56 CONVERTED TO ROBERT AND CECILIA PACHECO RECORDED IN COUNTY CLERKS FILE NO. 31.3570 OF THE OFFICIAL RECORDS OF KLEBERG COUNTY TEXAS.

PACHECO SUBDIVISION NO. 1

20' ALLEY

2021

2021

000000

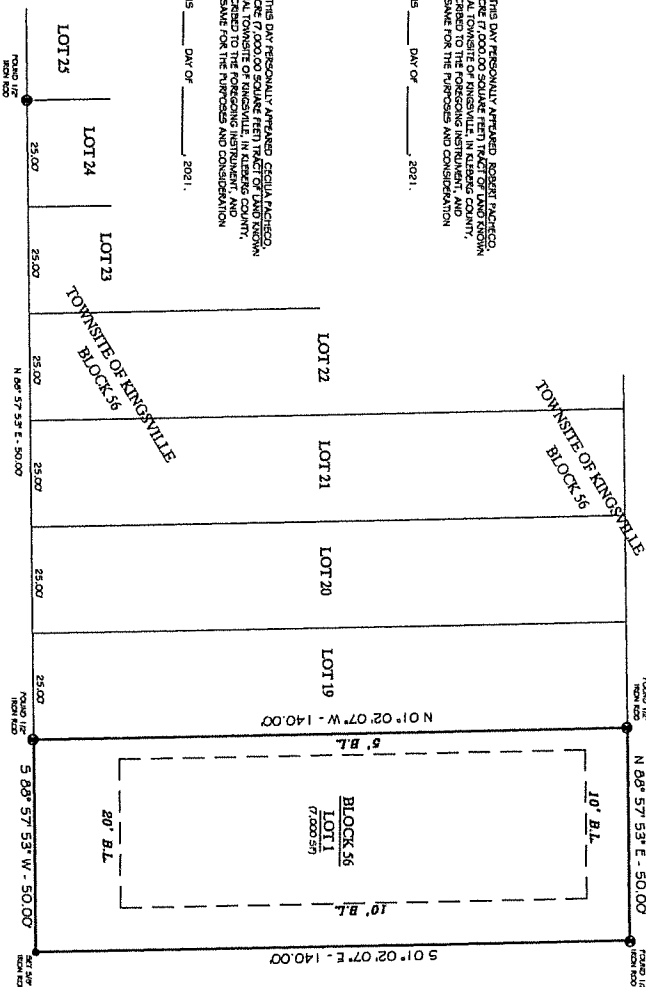


COBALT

ENGINEERING AND INSPECTION, LLC

TUBE REG. #: 17742 / TUBES REG. #: 1014424

12005 DELANY ROAD • LA MARQUE, TEXAS 77568 • 409-354-5925



SOUTH 8TH STREET
(EXISTING LOCAL STREET)
(60' R.O.W.)

AND DEVELOPMENT SERVICES OF THE CITY OF KINGSVILLE, TEXAS AS AUTHORIZED BY SECTION 15-3-19 OF THE CITY OF KINGSVILLE CODE, AND SECTION 212.005 OF THE TEXAS LOCAL GOVERNMENT CODE.

STATE OF TEXAS
COUNTY OF KLEBERG

1. STEPHEN A. GAZDA, CLERK OF THE COUNTY COURT, IN AND FOR STEUBEN COUNTY, TEXAS, HEREBY CERTIFY THAT THE FOREGOING INSTRUMENT DATED THE _____ DAY OF _____ 20____, BY AND WITH HIS CLERK/NOTARY AUTHORIZATION, WAS FILED FOR RECORD IN MY OFFICE, THIS THE _____ DAY OF _____ 20____, AT _____ O'CLOCK _____ M AND DAY RECORDED IN VOLUME PAGE _____ OF THE RECORDS OF STEUBEN COUNTY, TEXAS.

WITNES MY HAND AND SEAL OF OFFICE IN DUNSMITH, STEUBEN COUNTY, TEXAS, THIS THE _____ DAY OF _____ 20____.

DEPUTY TO THE COUNTY CLERK

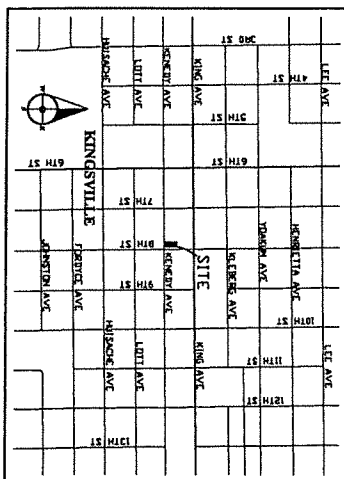
1) THERE ARE NO PIPELINES OR PIPELINE EASEMENTS WITHIN THE BOUNDARIES OF THIS PLAT AT TIME OF SURVEY.

3. ALL PROPERTY CONVEYANCES WERE EITHER FORWAD OR ESTABLISHED BY A 50% MIN. RECORD SET, MARKED WITH A PUBLIC COT NUMBER COULD BE NUMBERING (NOL 10184561).

4. THE PURPOSE OF THIS PLAN IS TO MAKE ONE LOT OUT OF TWO LOTS IN A RECORDED SUBDIVISION (MATHIAS VALLEY, DISTRICT 3, 63) RECONVEYANCES.

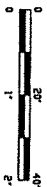
5. ALL EASEMENTS ARE BASED ON TEXAS STATE PLANT COORDINATES, SOUTH ZONE (NAD 83) FOR HORIZONTAL CONTROL.

2) THIS PROPERTY IS CONTAINED WITHIN THE CORPORATE LIMITS OF THIS MUNICIPALITY.



SCALE: 1"=1000'

SCALE: 1"=1000'



CITY FILE NO. XXXXXXXX

Kleberg CAD

Property Search > 20335 PACHECO ROBERT for Year 2021

Tax Year: 2021 - Values not available

Property

Account

Property ID:	20335	Legal Description:	ORIG TOWN, BLOCK 56, LOT 17, 18
Geographic ID:	100105617000192	Zoning:	
Type:	Real	Agent Code:	
Property Use Code:			
Property Use Description:			

Location

Address:	330 E KENEDY	Mapsco:	
Neighborhood:		Map ID:	C1
Neighborhood CD:			

Owner

Name:	PACHECO ROBERT	Owner ID:	64444
Mailing Address:	ETUX CECILIA 330 E KENEDY KINGSVILLE, TX 78363	% Ownership:	100.000000000000%
		Exemptions:	OTHER, HS

Values

(+) Improvement Homesite Value:	+	N/A	
(+) Improvement Non-Homesite Value:	+	N/A	
(+) Land Homesite Value:	+	N/A	
(+) Land Non-Homesite Value:	+	N/A	Ag / Timber Use Value
(+) Agricultural Market Valuation:	+	N/A	N/A
(+) Timber Market Valuation:	+	N/A	N/A

(=) Market Value:	=	N/A	
(-) Ag or Timber Use Value Reduction:	-	N/A	

(=) Appraised Value:	=	N/A
(-) HS Cap:	-	N/A
<hr/>		
(=) Assessed Value:	=	N/A

Taxing Jurisdiction

Improvement / Building

Improvement #1: RESIDENTIAL **State Code:** A1 **Living Area:** 1900.0 sqft **Value:** N/A

Type	Description	Class CD	Exterior Wall	Year Built	SQFT
MA	MAIN AREA	FF3	EWB	1945	1900.0
OPFA	OPEN PORCH FRAME AVERAGE	*		1945	24.0
CNC	CONCRETE SLAB RESIDENTIAL	*		1945	60.0
STGG	STORAGE FRAME (GOOD)	*		2005	100.0
WDFA	WOOD DECK FRAME AVERAGE	*		2018	168.0

Land

#	Type	Description	Acres	Sqft	Eff Front	Eff Depth	Market Value	Prod. Value
1	A1	A1	0.1607	7000.00	50.00	140.00	N/A	N/A

Roll Value History

Year	Improvements	Land Market	Ag Valuation	Appraised	HS Cap	Assessed
2021	N/A	N/A	N/A	N/A	N/A	N/A
2020	\$38,030	\$4,500	0	42,530	\$0	\$42,530
2019	\$38,100	\$4,500	0	42,600	\$0	\$42,600
2018	\$37,430	\$4,500	0	41,930	\$0	\$41,930
2017	\$37,290	\$4,500	0	41,790	\$0	\$41,790
2016	\$37,290	\$4,500	0	41,790	\$0	\$41,790
2015	\$33,890	\$4,500	0	38,390	\$0	\$38,390
2014	\$33,890	\$4,500	0	38,390	\$0	\$38,390
2013	\$33,890	\$4,500	0	38,390	\$0	\$38,390
2012	\$33,890	\$4,500	0	38,390	\$0	\$38,390
2011	\$33,890	\$4,500	0	38,390	\$0	\$38,390
2010	\$33,890	\$4,500	0	38,390	\$0	\$38,390
2009	\$33,890	\$4,500	0	38,390	\$0	\$38,390
2008	\$33,890	\$4,500	0	38,390	\$0	\$38,390

PUBLIC HEARING NOTICE

The Planning & Zoning Commission of the City of Kingsville will hold a Public Hearing Wednesday, April 7, 2021 at 6:00 p.m. wherein the Commission will discuss and/or take action on the following items and at which time all interested persons will be heard:

Tim Hellstein, authorized agent, Robert & Cecilia Pacheco, owners, requesting a replat of ORIG TOWN, BLOCK 56, LOTS 17 & 18 (0.16 acres) also known as 330 East Kenedy Avenue, Kingsville, Texas.

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

PUBLIC HEARING NOTICE

The City Commission of the City of Kingsville will hold a Public Hearing Monday, April 12, 2021 at 5:00 p.m. wherein the City Commission will discuss and act on the following item and at which time all interested persons will be heard:

Tim Hellstein, authorized agent, Robert & Cecilia Pacheco, owners, requesting a replat of ORIG TOWN, BLOCK 56, LOTS 17 & 18 (0.16 acres) also known as 330 East Kenedy Avenue, Kingsville, Texas.

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

Lady Badgers' historic run ends in 3A State Semifinals

FRED SALINAS
SPORTS CONTRIBUTOR

The Lady Badger girls' basketball squad reached the 3A State Tournament for the first time in school history, where they fell 78-41 to a very tough Fairfield Lady Eagles team in the state semifinals on March 6 at Delmar Fieldhouse Arena in Houston.

Fairfield returned to the dance as 3A contenders after earning a 4A state championship in 2020.

The Lady Eagles not only had state tournament experience on their side, but also had an obvious height advantage over Bishop.

Fairfield took advantage of their height to score at-will in the paint and collect several offensive rebounds to keep the Lady Badgers at bay.

The Lady Eagles opened the contest by taking control of the ball



Region IV Champs

The 2021 Lady Badger basketball team members pictured in the front row, from left, are Madalyn Ruiz, Katie Winters, JayDee Zamora, Mayra Martinez, Catherine Gutierrez. In the back row, are Kassidy Peña, Jalyna Martinez, Marlene Ledezma, Ashlin Scott, Eleena Alvarez and Kaitlyn Vera. (Photo courtesy of Buchanan Photography)

on the tip off and quickly scored from the free throw line after a Bishop foul to post the first points of the game.

Bishop's junior Katie Winters posted the first points for the Lady Badgers on a put back after a missed shot from the field.

The Bishop offense got off to a slow start, turning the ball over and missing some shots that allowed Fairfield a couple of fast breaks to take an 18-11 advantage at the

half 40-19.

Bishop's defense came out of intermission with tenacity and grit, allowing Fairfield 14 points in the period.

This would be the lowest output period by the Lady Eagles in the game.

The Lady Badgers were able to tack on 11 points in the third period, led by junior Catherine Gutierrez with six points on two 3-point shots, to be down 54-30 after three periods of play.

Following their lowest output period in the contest, the Lady Eagles bounced back to post 24 points in the final period to Bishop's 11 to collect the victory, with a final score of 78-41.

Bishop's junior JayDee Zamora led the team with 14 points followed by Gutierrez with nine points on three 3-pointers.

The Lady Badgers chalk up the game as a learning experience and

look forward to returning to the big dance in 2022 since all players are slated to return as no seniors were on the roster.

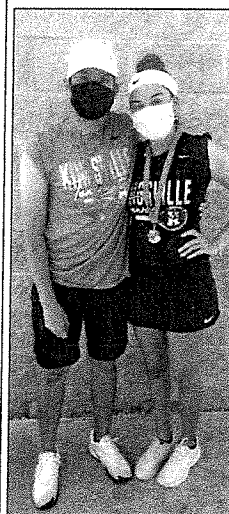
"The opportunity to play in the State Tournament has instilled a deeper sense of drive, determination, and passion for the Lady Badger Basketball team. I speak for all the coaches and athletes in saying that we are eager to return next season even better and stronger. I personally could not be more proud of each and every girl in our basketball program, and am deeply humbled to be a part of the teams' success. They exemplify and define what a team should be. Continuously putting in the work and supporting each other year after year," Bishop Head Girls Basketball Coach Sherry Luna said.

Congratulations to the Lady Badgers, managers and coaching staff on a spectacular season.



HMK JV tennis winners

The H.M. King JV tennis team participated in the Kingsville JV tennis tournament on Feb. 23. The Kingsville JV team took second place in team points. Pictured, from left, are Albert Benavides, Danielle O'Grady, Zoey Fuentes, Connor Kuippers, Hilton Proe and Alyssa Chavez. Kuippers also earned first place in JV boys singles and Fuentes earned third place in girls singles. (Courtesy photos)



HMK varsity tennis winners

H.M. King tennis members participated in the Bishop varsity tennis tournament on Feb. 26. (In the left photo) Greg Zapata and Starr Gomez placed first in mixed doubles. (In the right photo) Dylan Guerra earned first place in boys singles. (Courtesy photos)

PUBLIC HEARING NOTICE

The Planning & Zoning Commission of the City of Kingsville will hold a Public Hearing Wednesday, April 7, 2021 at 6:00 p.m. wherein the Commission will discuss and/or take action on the following items and at which time all interested persons will be heard: Tim Hellstein, authorized agent, Robert & Cecilia Pacheco, owners, requesting a replat of ORIG TOWN, BLOCK 56, LOTS 17 & 18 (0.16 acres) also known as 330 East Kennedy Avenue, Kingsville, Texas.

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

PUBLIC HEARING NOTICE

The City Commission of the City of Kingsville will hold a Public Hearing Monday, April 12, 2021 at 5:00 p.m. wherein the City Commission will discuss and act on the following item and at which time all interested persons will be heard: Tim Hellstein, authorized agent, Robert & Cecilia Pacheco, owners, requesting a replat of ORIG TOWN, BLOCK 56, LOTS 17 & 18 (0.16 acres) also known as 330 East Kennedy Avenue, Kingsville, Texas.

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

CITY OF KINGSVILLE

TRASH-OFF DAY



The City of Kingsville will be hosting a Trash-Off Day.
Citizens can dump their Trash for FREE!

Saturday, March 27, 2020 from 8:30 a.m. - 12:00 p.m.

Weather Permitting

FACE MASKS REQUIRED!

Located at 6th Street and E. Avenue B.
Two blocks NORTH of Kleberg Elementary School

You must provide proof of residency and a utility bill.

Contact Code Compliance for more info at 361.595.8093

NO CONTRACTORS ALLOWED! KINGSVILLE RESIDENTS ONLY!

We **WILL** Accept:

- Appliances (no refrigerators or freezers)
- Brush
- Furniture
- Tires (8 per vehicle)

ONLY standard automobile tires.

We will **NOT** Accept:

- Hazardous Waste
- Refrigerators or Freezers
- Concrete
- Household Garbage
- Sheetrock or Roofing Scraps

No tractors or semi-trucks

Volunteers Needed!!

Hand sanitizer and face mask will be provided

Please stay home if you are feeling sick or have a fever.



AGENDA ITEM #8

City of Kingsville
Planning and Development Services Department

TO: Mayor and City Commissioners

CC: Mark McLaughlin, City Manager

FROM: Uche Echeozo, Director

DATE: April 5, 2021

SUBJECT: Request for a resolution on the submission of a **Main Street Grant** from the Texas Department of Agriculture as part of the Texas Community Development Block Grant (TXCDBG) Program.

Summary: The Planning and Development Services Department of the City of Kingsville wishes to submit an application for a **Main Street Grant** that would facilitate the various efforts towards Downtown revitalization. Consequently, a Public Hearing geared towards engaging members of the community has been advertised in the newspaper and is being held on April 12, 2021. A resolution authorizing submission is also hereby requested for after the public hearing.

Background: The Planning and Development Services Department of the City of Kingsville is currently embarking on projects geared towards downtown revitalization. The works are, ongoing but the funds are fast depleting. In order to adequately fund this exercise, and get it to completion, they wish to submit a further application for a Main Street Grant that gives a maximum of \$350,000 which would be employed in carrying out the relevant projects needed to effectively transform downtown Kingsville and make it a "destination place". A public hearing is part of the requirements needed to ensure members of the community are adequately briefed on the details of the plan, as is a resolution authorizing submission.

Financial Impact: None.

Recommendation: Approve a resolution authorizing submission of the grant application.



RESOLUTION # 2021-_____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KINGSVILLE, TEXAS, AUTHORIZING THE SUBMISSION OF A TEXAS COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM APPLICATION TO THE TEXAS DEPARTMENT OF AGRICULTURE FOR THE MAIN STREET FUND; AND AUTHORIZING THE MAYOR, CITY MANAGER TO ACT AS THE CITY'S AUTHORIZED REPRESENTATIVES IN ALL MATTERS PERTAINING TO THE CITY'S PARTICIPATION IN THE TEXAS COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM.

WHEREAS, the City Commission of the City of Kingsville, Texas, (hereinafter referred to as "City of Kingsville") desires to develop a viable community, including decent housing and a suitable living environment and expanding economic opportunities, principally for persons of low-to-moderate income; and

WHEREAS, certain conditions exist which represent a threat to the public health and safety; and

WHEREAS, it is necessary and in the best interests of the City of Kingsville to apply for funding under the Texas Community Development Block Grant Program.

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

1. That a Texas Community Development Block Grant Program application for the Main Street Fund is hereby authorized to be filed on behalf of the City with the Texas Department of Agriculture.
2. That the City's application be placed in competition for funding under the Main Street Fund.
3. That the application be for \$350,000 of grant funds to provide for the installation of ADA compliant sidewalks and lighting activity, road construction/renovation to include curb and gutter and related drainage; demolition and clearance activity along Kleberg Avenue between 4th and 5th Street.
4. That the City Commission directs and designates the Mayor, City Manager as the City's Authorized Representatives to act in all matters in connection with this application and the City's participation in the Texas Community Development Block Grant Program.
5. That all funds will be used in accordance with all applicable federal, state, local and programmatic requirements including but not limited to procurement, environmental review, labor standards, real property acquisition, and civil rights requirements.
6. That it further be stated that the City of Kingsville is committing \$52,500 in cash and \$36,000 in in-kind services toward the installation of ADA compliant sidewalks and lighting activity, road construction/renovation to include curb and

gutter and related drainage; demolition and clearance activity along Kleberg Avenue between 4th and 5th Street of this Main Street project.

7. That this Resolution shall be and become effective on or after adoption.
8. That all resolutions or parts of resolutions in conflict with this resolution are repealed to the extent of such conflict only.

PASSED AND APPROVED by a majority vote of the City Commission the 12th day of April, 2021.

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM

Courtney Alvarez, City Attorney

AGENDA ITEM #9

**City of Kingsville
Department Name**

TO: Mayor and City Commissioners
CC: Mark McLaughlin, City Manager
FROM: Juan J. Adame, Fire Chief
DATE: March 23, 2021
SUBJECT: Accept Monetary Donation from NuStar Energy

Summary:

The Kingsville Fire Department is requesting approval to accept a donation from NuStar Energy in the amount of \$1,750.00.

Background:

As part of their charitable giving program, NuStar Energy makes annual donations to fire departments in their service area.

Financial Impact:

No negative financial impact. This donation will be used in the fire department for equipment maintenance and supplies.

Recommendation:

Accept the donation from NuStar Energy in the amount of \$1,750.00.





City of Kingsville
Kingsville Fire Department
PO Box 1458
Kingsville TX 78363

Dear Kingsville Fire Department:

Because of the great work you're doing in the community, we're happy to make a contribution to your agency! It's our hope that by contributing to worthwhile causes, like yours, we can help make a difference by changing lives for the better!

As part of our charitable giving program, we're required to document all donations made by NuStar Energy L.P., its subsidiaries and its affiliated Foundation for tax reporting purposes. We'd appreciate it if you would complete the information below about the attached contribution and return it to Michelle Unda at michelle.unda@nustarenergy.com or fax it to 210-918-5798. If you have any questions, please feel free to contact Michelle at 361-249-9429.

Event (if applicable): annual donations

Check #: 60461215 Amount: \$1,750.00 Check Date: 11/25/2020

Contribution Information

Yes

No

☒☐


We received the donation listed above. If not, please explain (did not receive, wrong amount, etc.) _____

☐☒

We are a 501(c)(3) organization.

☐☒

We provided goods and/or services (green fees, dinner, etc.) to NuStar for this donation. If yes, the estimated fair market value of goods/services provided is:
\$ _____



Signature
FIRE CHIEF

Title

Juan J. Aclame

Print Name
3/17/2021

Date

We appreciate your help and all that you're doing to serve the community!

COPY

RECEIVED
3/18/21

NuStar Logistics, L.P.

P.O. Box 781609
San Antonio, TX 78278-1609

JPMorgan Chase Bank, N.A.
Syracuse, NY

60461215

50-937/213

Date
11/25/2020

*****1,750 DOLLARS 00 CENTS
AND

***1,750.00**

PAY TO THE ORDER OF
CITY OF KINGSVILLE
FIRE DEPT
PO BOX 1458
KINGSVILLE TX 78363

NUSTAR A/P DISBURSEMENTS

VOID AFTER SIX MONTHS
Authorized Signature

⑈60461215⑈

"PAYMENT SUBJECT TO VERIFICATION AND
RIGHT TO RECOVER IMPROPER CHARGES"

THE ATTACHED CHECK IS IN FULL PAYMENT
OF ITEMS STATED. ENDORSEMENT MUST BE
IDENTICAL WITH THE PAYEE DESIGNATED.

DETACH AT PERFORATION BEFORE DEPOSITING
AND RETAIN FOR YOUR FILES

NuStar Logistics, L.P.

2030035
VENDOR NUMBER

P.O. Box 781609 San Antonio TX 78278-1609

Invoice Date	Invoice Number	Voucher Document	Deductions	Gross amount
11/24/2020	CR20201124143302	1900113703	0.00	1,750.00
City of Kingsville Fire Dept.				
Sum total			0.00	1,750.00

COPY

RECEIVED
3/18/21

Payment Document 2000792019	Check Number 60461215	Check Date 11/25/2020	Currency USD	Payment Amount *****1,750.00*
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FX

AGENDA ITEM #10

**City of Kingsville
Department Name**

TO: Mayor and City Commissioners
CC: Mark McLaughlin, City Manager
FROM: Juan J. Adame, Fire Chief
DATE: March 23, 2021
SUBJECT: Accept Monetary Donation from NuStar Energy

Summary:

The Kingsville Fire Department is requesting approval to accept a donation from NuStar Energy in the amount of \$1,750.00.

Background:

As part of their charitable giving program, NuStar Energy makes annual donations to fire departments in their service area.

Financial Impact:

No negative financial impact. This donation will be used in the fire department for equipment maintenance and supplies.

Recommendation:

Accept the donation from NuStar Energy in the amount of \$1,750.00.





City of Kingsville
Kingsville Fire Department
PO Box 1458
Kingsville TX 78363

Dear Kingsville Fire Department:

Because of the great work you're doing in the community, we're happy to make a contribution to your agency! It's our hope that by contributing to worthwhile causes, like yours, we can help make a difference by changing lives for the better!

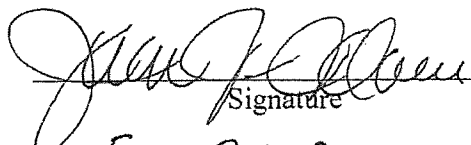
As part of our charitable giving program, we're required to document all donations made by NuStar Energy L.P., its subsidiaries and its affiliated Foundation for tax reporting purposes. We'd appreciate it if you would complete the information below about the attached contribution and return it to Michelle Unda at michelle.unda@nustarenergy.com or fax it to 210-918-5798. If you have any questions, please feel free to contact Michelle at 361-249-9429.

Event (if applicable): annual donations

Check #: 60461215 Amount: \$1,750.00 Check Date: 11/25/2020

Contribution Information

Yes	No	
<input checked="" type="checkbox"/>	<input type="checkbox"/>	We received the donation listed above. If not, please explain (did not receive, wrong amount, etc.) _____
<input type="checkbox"/>	<input checked="" type="checkbox"/>	We are a 501(c)(3) organization.
<input type="checkbox"/>	<input checked="" type="checkbox"/>	We provided goods and/or services (green fees, dinner, etc.) to NuStar for this donation. If yes, the estimated fair market value of goods/services provided is: \$ _____



Signature
FIRE CHIEF

Title

Juan J. Aclame

Print Name
3/17/2021

Date

We appreciate your help and all that you're doing to serve the community!

COPY

RECEIVED
3/18/21

NuStar Logistics, L.P.

P.O. Box 781609
San Antonio, TX 78278-1609JPMorgan Chase Bank, N.A.
Syracuse, NY

60461215

50-937/213

Date
11/25/2020*****1,750 DOLLARS 00 CENTS
AND

\$**1,750.00**

PAY TO THE ORDER OF
CITY OF KINGSVILLE
FIRE DEPT
PO BOX 1458
KINGSVILLE TX 78363

NUSTAR A/P DISBURSEMENTS

VOID AFTER SIX MONTHS
Authorized Signature

⑈60461215⑈

"PAYMENT SUBJECT TO VERIFICATION AND
RIGHT TO RECOVER IMPROPER CHARGES"THE ATTACHED CHECK IS IN FULL PAYMENT
OF ITEMS STATED. ENDORSEMENT MUST BE
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AND RETAIN FOR YOUR FILES

NuStar Logistics, L.P.

2030035
VENDOR NUMBER

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11/24/2020	CR20201124143302	1900113703	0.00	1,750.00
City of Kingsville Fire Dept.				
Sum total			0.00	1,750.00

COPY

RECEIVED
3/18/21

Payment Document 2000792019	Check Number 60461215	Check Date 11/25/2020	Currency USD	Payment Amount *****1,750.00*
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FX

ORDINANCE NO. 2021-_____

AN ORDINANCE AMENDING THE FISCAL YEAR 2020-2021 BUDGET TO ACCEPT AND EXPEND DONATION FROM NUSTAR ENERGY FOR FIRE DEPARTMENT EQUIPMENT MAINTENANCE AND SUPPLIES.

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 2020-2021 budget be amended as follows:

CITY OF KINGSVILLE
DEPARTMENT EXPENSES
BUDGET AMENDMENT

Dept No.	Dept Name	Account Name	Account Number	Budget Increase	Budget Decrease
Fund 017 – Local Borderstar Security Program					
<u>Revenues</u>					
0000	Fire	Donations	72030	(\$1,750)	
<u>Expenditures</u>					
2200	Fire	Equipment Maintenance	41400	\$1,750	

[To amend the City of Kingsville FY 20-21 Budget to accept and expend donation from NuStar Energy for equipment maintenance and supplies. Funds will come from the donation received.]

II.

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

III.

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

IV.

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

INTRODUCED on this the 12th day of April 2021.

PASSED AND APPROVED on this the 26th day of April 2021.

EFFECTIVE DATE: _____

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney

AGENDA ITEM #11

**City of Kingsville
Engineering Dept.**

TO: Mayor and City Commissioners

CC: Mark McLaughlin, City Manager

FROM: Rutilio P. Mora Jr, P.E., City Engineer

DATE: April 12, 2021

SUBJECT: Consider Awarding RFP# 21-06 for 2021 Downtown Improvements – 7th Street for the Texas Community Development Block Grant (TXCDBG) Contract Number 7219192 and authorizing execution of the contract.

Summary:

The City advertised RFP#1-06 for 2021 Downtown Improvements- 7th Street (CDBG#7219192) on February 18 & 25, 2021. On March 9, 2021, the City received 3 bids which were publicly opened for the 2021 Downtown Improvements – 7th Street TXCDBG 7219192. Bidder 1 was Etech Construction, Inc. from San Antonio, Texas. Bidder 2 was Diamond X Contracting from Johnson City, Texas. Bidder 3 was DMB Construction LLC, from Corpus Christi, Texas. The total bids (base and alternate no. 1, 2 and 3) ranged from \$296,892.25 to \$1,054,812.70. The project successfully bid under the grant construction amount of \$350,000.00.

Contractor's references were verified. We recommend awarding the project to the low bidder who provides the best value to the City, Etech Construction Inc., in the amount of \$326,164.75 for the base bid plus alternates no. 1 and 2. The remaining funds of \$23,835.25 will be spent on additional improvements.

Background:

The City was awarded the TDA TxCDBG 7219192 in late 2019. The project consists of sidewalk improvements, bulb-out, curb & gutter, ADA ramps, pavement repair, concrete steps, drainage improvements, signage and lighting (Per Exhibit A). Construction funds include construction costs of \$345,000.00 and administration costs of \$4,500.00 for a total of \$350,000.00. Other funds include the City's match of in-kind services and cash.



**City of Kingsville
Engineering Dept.**

In-kind services are provided in-house by the Engineering Department in the amount of \$36,000.00. The cash match is \$34,000.00 used to pay for grant administration. The total of other funds is \$70,000.00. Total funds for the project is \$420,000.00.

Financial Impact:

The project will be funded by the TDA TXCDBG and the City's match in the amount of \$420,000.00. The City's match is allocated in Fund 101 – TXCDBG Main Street #7219192.

Recommendation:

Staff recommends:

- 1) award of the bid BID#21-06 for 2021 Downtown Improvements – 7th Street TXCDBG 7219192 to Etech Construction Inc., in the amount of \$326,164.25 for the base bid plus alternate no. 1 & 2 and
- 2) approval of a resolution giving the City Manager the authority to sign the Standard Form Agreement between the City and Etech Construction Inc.

Attachments:

Bid Tabulation

Resolution

Construction Contract

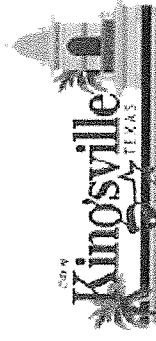
Addendum No. 1

7th Street Proposed Improvements – Sheets 7 & 8



BID TABULATION

City of Kingsville
 Project Name: 2021 Downtown Improvements - 7th St.
 Bid Number: 21-06
 Date: 03/09/2021



Erech Construction, Inc. P.O. Box 690504 San Antonio, TX 78269									Diamond X Contracting P.O. Box 1158 Johnson City, TX 78636			DMB Construction, LLC 4722 Neptune Street Corpus Christi, TX 78405		
ITEM	QTY	UNIT	DESCRIPTION			UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE			
BASE BID: 2021 Downtown Improvement - 7 th St.														
B-1	765	SY	REMOVE & DISPOSE OF EXISTING SIDEWALK			\$8.00	\$6,120.00	\$88.00	\$67,320.00	\$65.27	\$49,931.55			
B-2	675	LF	REMOVE & DISPOSE OF EXISTING CONCRETE CURB			\$1.50	\$1,012.50	\$14.00	\$9,450.00	\$32.32	\$21,816.00			
B-3	1055	SY	REMOVE & DISPOSE OF EXISTING CONCRETE PAVEMENT			\$8.00	\$8,440.00	\$17.00	\$17,935.00	\$37.01	\$39,045.55			
B-4	1	LS	REMOVE & DISPOSE OF EXISTING GRATE INLET, JUNCTION BOX & DRAINAGE PIPING			\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00	\$6,531.00	\$6,531.00			
B-5	615	LF	6"-9" MONO CURB-PARKING			\$14.00	\$8,610.00	\$28.00	\$17,220.00	\$100.24	\$61,647.60			
B-6	360	LF	6"-9" MONO CURB-BULB OUT			\$22.00	\$7,920.00	\$30.00	\$10,800.00	\$145.44	\$52,358.40			
B-7	765	SY	6" SIDEWALK AND BUILT- UP RAMP			\$99.00	\$75,735.00	\$80.00	\$61,200.00	\$215.30	\$164,704.50			
B-8	60	LF	SIDEWALK DRAIN			\$36.00	\$2,160.00	\$125.00	\$7,500.00	\$686.35	\$41,181.00			
B-9	975	SY	6" CONCRETE PAVEMENT-STREET			\$92.00	\$89,700.00	\$75.00	\$73,125.00	\$193.32	\$188,487.00			
B-10	80	SY	6" CONCRETE PAVEMENT-ALLEY			\$92.00	\$7,360.00	\$80.00	\$6,400.00	\$455.87	\$36,469.60			
B-11	138	LF	CONCRETE STEPS			\$20.00	\$2,760.00	\$65.00	\$8,970.00	\$371.43	\$51,257.34			
B-12	10	EA	ADA RAMPS			\$2,500.00	\$25,000.00	\$2,500.00	\$25,000.00	\$3,647.00	\$36,470.00			
B-13	151	SY	BULB OUT-BRICK PAVERS			\$111.25	\$16,798.75	\$125.00	\$18,875.00	\$248.76	\$37,562.76			
B-14	1	LS	ADA PARKING MARKINGS			\$800.00	\$800.00	\$4,000.00	\$4,000.00	\$6,804.00	\$6,804.00			
B-15	4	EA	CROSSWALK STRIPING THERMOPLASTIC			\$300.00	\$1,200.00	\$800.00	\$3,200.00	\$1,150.50	\$4,602.00			
B-16	2	EA	STOP BAR-THERMOPLASTIC			\$600.00	\$1,200.00	\$600.00	\$1,200.00	\$1,023.50	\$2,047.00			
B-17	6	EA	ADA PARKING AND STOP SIGNS			\$1,000.00	\$6,000.00	\$850.00	\$5,100.00	\$1,251.33	\$7,507.98			
B-18	3	EA	ALUMINUM STREET LAMP			\$4,000.00	\$12,000.00	\$10,000.00	\$30,000.00	\$17,834.67	\$53,504.01			
B-19	6	EA	CURB INLETS			\$2,500.00	\$15,000.00	\$5,000.00	\$30,000.00	\$8,066.00	\$48,396.00			
B-20	1	EA	JUNCTION BOX			\$2,500.00	\$2,500.00	\$5,000.00	\$5,000.00	\$9,432.00	\$9,432.00			
B-21	61	LF	18" DIA. CL III RCP PIPE			\$37.00	\$2,257.00	\$118.00	\$7,198.00	\$137.97	\$8,416.17			
B-22	98	LF	21" DIA. CL III RCP PIPE			\$38.00	\$3,724.00	\$128.00	\$12,544.00	\$142.89	\$14,003.22			
B-23	32	LF	24" DIA. CL III RCP PIPE			\$37.50	\$1,200.00	\$130.00	\$4,160.00	\$151.56	\$4,849.92			
B-24	45	LF	30" DIA. CL III RCP PIPE			\$31.00	\$1,395.00	\$200.00	\$9,000.00	\$160.38	\$7,217.10			
TOTAL BASE BID							\$299,892.25		\$436,197.00		\$954,261.70			

ALTERNATE BID NO. 1:									
A1-1	10	SY	REMOVE & DISPOSE OF EXISTING CONCRETE PAVEMENT	\$18.00	\$180.00	\$50.00	\$500.00	\$653.00	\$6,530.00
A1-2	120	LF	6'-9" MONO CURB-BULB OUT	\$22.00	\$2,640.00	\$40.00	\$4,800.00	\$145.44	\$17,452.80
A1-3	90	SY	BULB OUT-BRICK PAVERS	\$111.25	\$10,012.50	\$125.00	\$11,250.00	\$248.78	\$22,390.20
A1-4	10	SY	6" CONCRETE PAVEMENT	\$144.00	\$1,440.00	\$75.00	\$750.00	\$1,917.90	\$19,179.00
A1-5	4	EA	METAL SIGNS	\$1,000.00	\$4,000.00	\$850.00	\$3,400.00	\$1,301.00	\$5,204.00
TOTAL ALTERNATE BID NO. 1					\$18,272.50		\$20,700.00		\$70,756.00
ALTERNATE BID NO. 2:									
A2-1	2	EA	ALUMINUM STREET LAMP	\$4,000.00	\$8,000.00	\$10,000.00	\$20,000.00	\$17,836.00	\$35,672.00
TOTAL ALTERNATE BID NO. 2					\$8,000.00		\$20,000.00		\$35,672.00
ALTERNATE BID NO. 3:									
A3-1	765	SY	4" SIDEWALK AND BUILT UP RAMP (IN LIEU OF BASE BID ITEM B-7)	\$94.50	\$72,292.50	\$50.00	\$38,250.00	\$202.16	\$154,652.40
TOTAL ALTERNATE BID NO. 3					\$72,292.50		\$38,250.00		\$154,652.40
TOTAL BASE BID					\$299,892.25		\$436,197.00		\$954,261.70
TOTAL BASE BID + ALTERNATIVE BID NO. 1					\$318,164.75		\$456,897.00		\$1,025,017.70
TOTAL BASE BID + ALTERNATIVE BID NO. 2					\$307,892.25		\$456,197.00		\$989,933.70
TOTAL BASE BID - (B-7) + ALTERNATIVE BID NO. 3					\$296,449.75		\$413,247.00		\$944,209.60
TOTAL BASE BID + ALTERNATIVE BID NO. 1 & 2					\$326,164.75		\$476,897.00		\$1,060,689.70
TOTAL BASE BID - (B-7) + ALTERNATIVE BID NO. 1, 2 & 3					\$322,722.25		\$453,947.00		\$1,050,637.60

RED ENTRIES DENOTE ERROR IN BID PROPOSAL. Request a copy of the Bid Proposal(s) for more details. NOTE: These errors do not affect the BID RANKING.

BID RESULTS RANKING - LOWEST TO HIGHEST:

1

2

3

RESOLUTION #2021-_____

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONSTRUCTION CONTRACT FOR 2021 DOWNTOWN IMPROVEMENTS-7TH STREET BETWEEN THE CITY OF KINGSVILLE AND ETECH CONSTRUCTION INC. (RFP #21-06)(TXCDBG #7219192); REPEALING ALL CONFLICTING RESOLUTIONS AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Kingsville went out for RFP's for 2021 Downtown Improvements-7th Street (CDBG#7219192) via RFP#21-06, which was advertised on February 18, 2021 and February 25, 2021;

WHEREAS, bids were received from three contractors by the bid opening on March 9, 2021 and at a City Commission meeting on April 12, 2021, the City Commission made an award to Etech Construction Inc. (hereafter "Contractor") for the Base Bid and Alternate No. 1 & No. 2 in the amount of \$326,164.75;

WHEREAS, the City Commission has awarded the bid for RFP#21-06, it now hereby authorizes the City Manager to execute the agreement on the City's behalf.

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 Construction Contract for 2021 Downtown Improvements-7th Street between the City of Kingsville and Etech Construction Inc. (RFP#21-06) (TxCDBG#7219192) in accordance with the attached contract and the documents referenced in Article 3 thereof.

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
_____ 12th day of April, 2021.

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney

CONSTRUCTION CONTRACT for 2021 DOWNTOWN IMPROVEMENTS- 7TH ST.

THIS AGREEMENT made this the _____ day of _____, 2021, by and between the Etech Construction Inc. (a corporation organized and existing under the laws of the State of Texas) hereinafter called the “*Contractor*”, and the City of Kingsville, Texas (a home rule municipal corporation) hereinafter called the “*City*.”

WITNESSETH, that the Contractor and the City for the considerations stated herein mutually agree as follows:

ARTICLE 1. Statement of Work. The Contractor shall furnish all supervision, technical personnel, labor, materials, machinery, tools, equipment and services, including utility and transportation services, and perform and complete all work required for the construction of the Improvements embraced in the Project; namely, 2021 Downtown Improvement – 7th St. (under the Texas Community Development Block Grant Contract #7219192). The Downtown Improvements (sidewalks, gutters, ramps, drainage, bulb-out, etc.) for the City of Kingsville Texas Community Development Block Grant (TxCDBG) project, all in strict accordance with the contract documents including all addenda thereto, numbered Addendum #1, dated March 30, 2020 all as prepared by City of Kingsville – Engineering Department acting and in these contract documents preparation, referred to as the “*Engineer*”.

ARTICLE 2. The Contract Price. The City will pay the Contractor for the performance of the Contract in current funds, for the total quantities of work performed at the *unit prices* stipulated in the Bid for the several respective items of work completed subject to additions and deductions as provided in the Bid Schedule – Base Bid, Alternates No. 1 & 2 and Addendum #1 hereof. That being said, the City expects it will pay the Contractor for the performance of the Contract, in current funds, subject to additions and deductions as provided in Section 109 hereof, the sum of Three Hundred Twenty-Six Thousand One Hundred Sixty-Four Dollars and Seventy-Five Cents. (\$326,164.75).

ARTICLE 3. The Contract. The executed contract documents shall consist of the following components:

- | | |
|------------------------------|--|
| a. This Agreement (pgs. 1-2) | f. General Conditions, Part I |
| b. Addenda | g. Special Conditions |
| c. Invitation for Bids | h. Technical Specifications |
| d. Instructions to Bidders | i. Drawings (<i>as listed in the Schedule of Drawings</i>) |
| e. Signed Copy of Bid | j. [Add any applicable documents] |

ARTICLE 4. Performance. Work, in accordance with the Contract dated April 12, 2021, shall commence on or before _____, 2021, and Contractor shall complete the WORK within 180 consecutive calendar days thereafter. The date of completion of all WORK is therefore _____, _____.

This Agreement, together with other documents enumerated in this ARTICLE 3, which said other documents are as fully a part of the Contract as if hereto attached or herein repeated, forms the Contract between the parties hereto. In the event that any provision in any component part of this Contract conflicts with any provision of any other component part, the provision of the component part first enumerated in this ARTICLE 3 shall govern, except as otherwise specifically stated.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed in *triplicate* original copies on the day and year first above written.

Etech Construction Inc (Contractor)

By: Jonathan Green

Title: President

Corporate Certifications

I, Jaime Green, certify that I am the Corporate Secretary of the corporation named as Contractor herein; that Jonathan Green, who signed this Agreement on behalf of the Contractor, was then President of said corporation; that said Agreement was duly signed for and in behalf of said corporation by authority of its governing body, and is within the scope of its corporate powers.

Corporate
Seal

(Corporate Secretary)

City of Kingsville, TX (City)

By _____

By: Mark McLaughlin

Title: City Manager

Corporate Certifications

I, Mary Valenzuela, certify that I am the City Secretary of the municipal corporation named as City herein; that Mark McLaughlin, who signed this Agreement on behalf of the City, was then City Manager of said municipal corporation; that said Agreement was duly signed for and in behalf of said corporation by authority of its governing body, and is within the scope of its corporate powers.

Corporate
Seal

(Corporate Secretary)



ADDENDUM NO. 1 - Bid # 21-06

Project: 2021 Downtown Improvements - 7th Street TXCDBG 7219192

Owner: City of Kingsville

Engineer: Rutilio P. Mora Jr. P.E.

Addendum No.: 1 **Specifications Section:** _____ **Issue Date:** February 26, 2021

Acknowledge receipt of this Addendum in the BID PROPOSAL submitted for this project. Failure to acknowledge receipt of this Addendum in the BID PROPOSAL may render the BID as non-responsive and serve as the basis for rejecting the BID.

Approved by: Rutilio P. Mora, Jr., P.E.

Rutilio P. Mora Jr.

Name

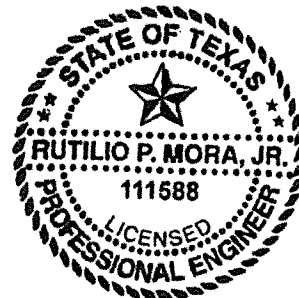
2/26/2021

Date

Addendum Item:

1. Q. Is there six decorative sign posts?
A. There are six (6) decorative sign posts for base bid B-17. Four (4) ADA and two (2) stop signs.
2. Q. Is there six reserved parking signs?
A. There is one (1) reserved parking sign and three (3) 2-hour parking signs. It is located in Additive Alternate Bid No. 1 - A1-5 Metal sign.

Note: To comply with the Instruction to Bidders paragraph 2, no other addendum will be issued after today.



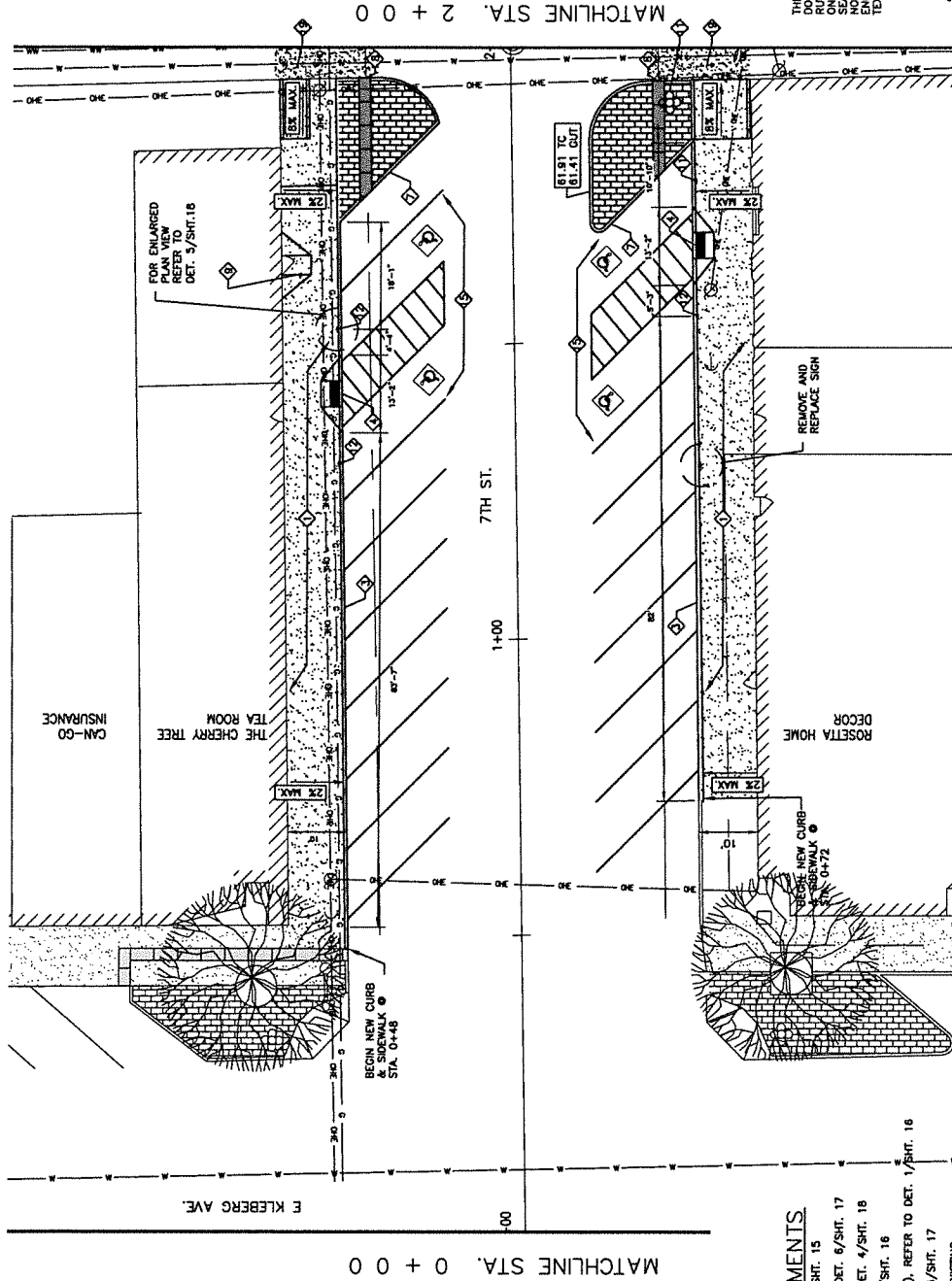
CITY OF KINGSVILLE
ENGINEERING DEPARTMENT
400 West King
Kingsville, Texas 78643
Office 361.595.8007
Fax 361.595.8035



Drawn by: V. MARQUEZ
Date: 02/01/2020
Checked by: R. MORA
Job: Scale: N.T.S.

2020 DOWNTOWN IMPROVEMENTS 7TH STREET STA. 0+00 TO STA. 2+00 (PROPOSED PLAN)

SHEET
7



PROPOSED IMPROVEMENTS

- 1 NEW SIDEWALK, REFER TO DET. 1/SH. 15
- 2 NEW CONCRETE STEPS, REFER TO DET. 6/SH. 17
- 3 NEW CONCRETE CURB, REFER TO DET. 4/SH. 18
- 4 NEW ADA RAMP, REFER TO DET. 1/SH. 16
- 5 NEW ADA LANDING (TURNING SPACE), REFER TO DET. 1/SH. 16
- 6 NEW CROSSWALK, REFER TO DET. 3/SH. 17
- 7 NEW BRICK PAVERS (MATCH WITH EXISTING AT KLEBERG AVE), REFER TO DET. 5/SH. 17
- 8 NEW SIDEWALK DRAIN, REFER TO DET. 1/SH. 17
- 9 NEW CURB INLET, REFER TO DET. 4/SH. 10
- 10 NEW BUILT UP RAMP, REFER TO DET. 2/SH. 18
- 11 NEW DECORATIVE LAMP WITH BASE, REFER TO SH. 14
- 12 NEW SIGN, REFER TO DET. 4/SH. 17
- 13 RELOCATED STOP SIGN
- 14 STOP BAR, REFER TO DET. 3/SH. 17
- 15 NEW ADA PARKING MARKING AND SYMBOLS, REFER TO DET. 1/SH. 18
- 16 NEW JUNCTION BOX, REFER TO DET. 4/SH. 9
- 17 CITY SHALL ADJUST WATERLINE
- 18 GAS COMPANY SHALL ADJUST EXISTING LINE IF NEEDED
- 19 NEW CONCRETE PAVEMENT

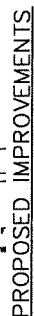
A STA. 0+00 TO STA. 2+00 (PROPOSED PLAN)
SCALE 1/20



THE SEAL APPEARING ON THIS DOCUMENT WAS AUTHORIZED BY RUTLIO P. MORA JR., P.E., NO. 111588, LICENSED PROFESSIONAL ENGINEER, STATE OF TEXAS. ANY ALTERATION OF THIS DOCUMENT WITHOUT THE ENGINEER'S NOTIFICATION TO THE RESPONSIBLE ENGINEER IS AN OFFENSE UNDER THE TEXAS ENGINEERING PRACTICE ACT.



RUTLIO P. MORA JR., P.E. NO. 111588



AGENDA ITEM #12

**City of Kingsville
Engineering Dept.**

TO: Mayor and City Commissioners

CC: Mark McLaughlin, City Manager

FROM: Rutilio P. Mora Jr, P.E., City Engineer

DATE: April 12, 2021

SUBJECT: Consider Awarding Manhole Rehabilitation Project – Phase III for the Texas Community Development Block Grant Program (TXCDBG) Contract Number 7218269 and authorizing execution of the contract.

Summary:

The City has approximately \$38,122 in funds remaining from the Manhole Rehabilitation Project from the TXCDBG 7218269, so an informal bid process was used to obtain quotes for additional manhole replacement work. Requests to bid on the project were sent to seven contractors. The City received one (1) bid for the Wastewater Manhole Rehabilitation Project – Phase III from Brush Country Construction with a base bid amount of \$40,000.00. As the remaining grant construction funds are \$38,122.00, staff I recommends removing one (1) manhole and related appurtenances with a cost of \$10,000.00 of the four (4) manholes in the scope of work. This will reduce the base bid to \$30,000, which is within the amount of funds remaining.

As part of the grant requirements, the City will need to award the project and authorize a Standard Form of Agreement between the City and Contractor. I have attached page 19 of the TDA 2020 Manual – Chapter 5 Procurement Procedures. It states "Eligibility of all contractors must be verified through the SAM Website prior to any formal action authorizing the award of the contract to the contractor (examples of formal action include but are not limited to authorizing resolution, authorizing ordinance, Council approval of award, contract execution, etc.)". SAM stands for System of Award Management and is an official website of the US Government used to register an entity with the US Government.

Background:



**City of Kingsville
Engineering Dept.**

The City was awarded the TDA TXCDBG 7218269 in late 2018. The project consists of rehabilitation of 18 manhole, including new manhole rings, covers and pavement repair. (Per Exhibit A). Construction funds include construction costs of \$217,000.00, engineering \$50,000.00 and administration costs of \$33,000.00 for a total of \$300,000.00. Other funds include the City's cash match of \$60,000.00. Total funds for the project are \$360,000.00.

Phase I rehabbed 18 manholes at a cost of \$168,988.00. Phase II rehabbed 8 manholes for a cost of \$69,890.00.

Financial Impact:

The financial impact has been allocated Fund 086 with remaining funds of \$38,122.00.

Recommendation:

Staff recommends:

- 1) award of the Manhole Rehabilitation Project – Phase III to Brush Country Construction, and
- 2) approval of a resolution giving the City Manager the authority to sign the Standard Form Agreement between the City and Brush Country Construction in the amount of \$30,000.00 for the adjusted base bid amount.

Attachments:

Bid Proposal

Standard Form of Agreement

TDA 2020 Manual – Chapter 5 Procurement Procedures – page 19



- Sequential purchases – purchases, made over a period, of items that in normal purchasing practices would be purchased in one purchase;
- Component purchases – purchases of the component parts of an item that in normal purchasing practices would be purchased in one purchase.

The Local Government Code, Sec. 262.023 (c) and Sec. 252.021 specifically prohibit the use of the small purchase procurement method to make separate, sequential, or component purchases of items or services, with the intent of avoiding the competitive bidding and competitive proposal requirements. For example:

- A water line job should be one purchase, rather than separate purchases of pipe, fire hydrants, valves, and fittings.
- A water storage tank should be bid as one purchase, rather than separate purchases of site preparation, foundation, piping, valves, welding, etc.

Prior to beginning small purchase procedures, the Grant Recipient should get an estimate of the cost of the construction from the engineer. If the estimated cost is greater than \$50,000, small purchase procurement would not be considered appropriate and is not an allowable cost.

5.4.2 Step by Step Small Purchase Procedures

STEP 1 Comply with Davis-Bacon Act requirements

The Grant Recipient must obtain prevailing wage rates for the local area as required by the Davis-Bacon and Related Acts, and incorporate those wage rates into the procurement for construction. See **Chapter 7: Davis-Bacon Labor Standards** for specific information on the requirements of the Davis-Bacon Act.

Wage Rates are not required for construction contracts of \$2,000 or less.

STEP 2 Contact three vendors for quotes or estimates

The Grant Recipient must contact at least three firms by phone, in person, or in writing including email, to obtain cost estimates for the goods or services. The responses (including responses that indicate no interest or quotes provided) must be recorded on the *Small Purchase Procurement Record (Form A504)*.

STEP 3 Promote participation of MBEs and Section 3 Businesses

The Grant Recipient should actively take steps to encourage proposals from small, minority, and female-owned businesses (MBEs), as well as Section 3 business concerns.

STEP 4 Clear the Contractor

The Grant Recipient must verify the contractor's eligibility through the System for Award Management (www.SAM.gov). See **Chapter 7 Davis Bacon Labor Standards** for details. Eligibility of all contractors must be verified through the SAM website prior to any formal action authorizing the award of the contract to the contractor (examples of formal action include but are not limited to, authorizing resolution, authorizing ordinance, Council approval of award, contract execution, etc.).

STEP 5 Award the Contract

The Grant Recipient must award the contract to the lowest appropriate bidder. If the contract is awarded to a bidder that does not propose the lowest price, the Grant Recipient must document the decision in compliance with Texas Local Government Code Section 252.043 (municipalities) or Section 262.027 (counties), as applicable.

STEP 6 Execute the Contract

The Grant Recipient must submit the *Small Purchase Procurement Record (Form A504)* and *Financial Interest Report (Form A503)* to TDA within 30 days of executing the contract.

BID TABULATION

City of Kingsville
Wastewater Manhole Rehabilitation Project – Phase 3
TxCDBG Contract No. 7218269
Tuesday, March 6, 2021 at 5pm

LNV, INC
801 NAVIGATION, SUITE 300
CORPUS CHRISTI, TX 78408
PHONE: 361.883.1964
FAX: 361.883.1965

				Brush Country Construction			
				1300 Martin Ave McAllen, TX 78504			
ITEM	QTY	UNIT	DESCRIPTION	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE
BASE BID - WASTEWATER MANHOLE REHABILITATION							
A-1	1	LS	MOBILIZATION, BONDS, & INSURANCE	\$4,000.00	\$4,000.00	\$0.00	\$0.00
A-2	1	LS	BYPASS PUMPING TO CONTROL WW FLOW	\$400.00	\$400.00	\$0.00	\$0.00
A-3	1	LS	TRAFFIC CONTROL	\$1,500.00	\$1,500.00	\$0.00	\$0.00
A-4	4	EA	TRENCH SAFETY	\$375.00	\$1,500.00	\$0.00	\$0.00
A-5	3	EA	WASTEWATER MANHOLE REHABILITATION – MANHOLE FIBERGLASS LINER 42" DIA (10-12 FOOT DEPTH) MH #s 2 & 3	\$6,500.00	\$19,500.00	\$0.00	\$0.00
A-6	1	EA	WASTEWATER MANHOLE REHABILITATION – MANHOLE FIBERGLASS LINER 42" DIA (13 FOOT DEPTH) MH #4	\$6,500.00	\$6,500.00	\$0.00	\$0.00
A-7	4	EA	MANHOLE BENCH RESTORATION	\$500.00	\$2,000.00	\$0.00	\$0.00
A-9	4	EA	REMOVE & REPLACE MANHOLE RING & COVER TO INCLUDE CONCRETE COLLAR AND PAVEMENT REPAIR	\$1,000.00	\$4,000.00	\$0.00	\$0.00
A-10	4	GAL	CHEMICAL GROUT (STOP LEAK)	\$150.00	\$600.00	\$0.00	\$0.00
TOTAL BASE BID					\$40,000.00		\$0.00
ADDITIVE ALTERNATIVE NO. 1 – WASTEWATER MANHOLE REHABILITATION - Manhole #5							
B-1	1	LS	BYPASS PUMPING TO CONTROL WW FLOW	\$1,000.00	\$1,000.00	\$0.00	\$0.00
B-2	1	LS	TRAFFIC CONTROL	\$1,500.00	\$1,500.00	\$0.00	\$0.00
B-3	1	EA	TRENCH SAFETY	\$1,500.00	\$1,500.00	\$0.00	\$0.00
B-4	1	EA	WASTEWATER MANHOLE REHABILITATION – MANHOLE FIBERGLASS LINER 42" DIA (5 FOOT DEPTH) MH #5	\$5,000.00	\$5,000.00	\$0.00	\$0.00
B-5	1	EA	MANHOLE BENCH RESTORATION	\$500.00	\$500.00	\$0.00	\$0.00
B-6	1	EA	REMOVE & REPLACE MANHOLE RING & COVER TO INCLUDE CONCRETE COLLAR AND PAVEMENT REPAIR	\$1,000.00	\$1,000.00	\$0.00	\$0.00
B-7	1	GAL	CHEMICAL GROUT (STOP LEAK)	\$150.00	\$150.00	\$0.00	\$0.00
TOTAL ADD ALT NO. 1 – MH #5					\$10,650.00		\$0.00
ADDITIVE ALTERNATIVE NO. 2 – WASTEWATER MANHOLE REHABILITATION - Manhole #6							
C-1	1	LS	BYPASS PUMPING TO CONTROL WW FLOW	\$1,000.00	\$1,000.00	\$0.00	\$0.00
C-2	1	LS	TRAFFIC CONTROL	\$1,500.00	\$1,500.00	\$0.00	\$0.00
C-3	1	EA	TRENCH SAFETY	\$1,500.00	\$1,500.00	\$0.00	\$0.00
C-4	1	EA	WASTEWATER MANHOLE REHABILITATION – MANHOLE FIBERGLASS LINER 42" DIA (6-8 FOOT DEPTH) MH #6	\$5,000.00	\$5,000.00	\$0.00	\$0.00
C-5	1	EA	MANHOLE BENCH RESTORATION	\$500.00	\$500.00	\$0.00	\$0.00
C-6	1	EA	REMOVE & REPLACE MANHOLE RING & COVER TO INCLUDE CONCRETE COLLAR AND PAVEMENT REPAIR	\$1,000.00	\$1,000.00	\$0.00	\$0.00
C-7	1	GAL	CHEMICAL GROUT (STOP LEAK)	\$150.00	\$150.00	\$0.00	\$0.00
TOTAL ADD ALT NO. 2 – MH #6					\$10,650.00		\$0.00
ADDITIVE ALTERNATIVE NO. 3 – WASTEWATER MANHOLE REHABILITATION - Manhole #7							
D-1	1	LS	BYPASS PUMPING TO CONTROL WW FLOW	\$1,000.00	\$1,000.00	\$0.00	\$0.00
D-2	1	LS	TRAFFIC CONTROL	\$1,500.00	\$1,500.00	\$0.00	\$0.00
D-3	1	EA	TRENCH SAFETY	\$1,500.00	\$1,500.00	\$0.00	\$0.00
D-4	1	EA	WASTEWATER MANHOLE REHABILITATION – MANHOLE FIBERGLASS LINER 42" DIA (6-8 FOOT DEPTH) MH #7	\$5,000.00	\$5,000.00	\$0.00	\$0.00
D-5	1	EA	MANHOLE BENCH RESTORATION	\$500.00	\$500.00	\$0.00	\$0.00
D-6	1	EA	REMOVE & REPLACE MANHOLE RING & COVER TO INCLUDE CONCRETE COLLAR AND PAVEMENT REPAIR	\$1,000.00	\$1,000.00	\$0.00	\$0.00
D-7	1	GAL	CHEMICAL GROUT (STOP LEAK)	\$150.00	\$150.00	\$0.00	\$0.00
TOTAL ADD ALT NO. 3 – MH #7					\$10,650.00		\$0.00
ADDITIVE ALTERNATIVE NO. 4 – WASTEWATER MANHOLE REHABILITATION - Manhole #8							
E-1	1	LS	BYPASS PUMPING TO CONTROL WW FLOW	\$1,000.00	\$1,000.00	\$0.00	\$0.00
E-2	1	EA	TRAFFIC CONTROL	\$1,500.00	\$1,500.00	\$0.00	\$0.00
E-3	1	EA	TRENCH SAFETY	\$1,500.00	\$1,500.00	\$0.00	\$0.00
E-4	1	EA	WASTEWATER MANHOLE REHABILITATION – MANHOLE FIBERGLASS LINER 42" DIA (6-8 FOOT DEPTH) MH #8	\$5,000.00	\$5,000.00	\$0.00	\$0.00
E-5	1	EA	MANHOLE BENCH RESTORATION	\$500.00	\$500.00	\$0.00	\$0.00
E-6	1	GAL	REMOVE & REPLACE MANHOLE RING & COVER TO INCLUDE CONCRETE COLLAR AND PAVEMENT REPAIR	\$1,000.00	\$1,000.00		
E-7	1	GAL	CHEMICAL GROUT (STOP LEAK)	\$150.00	\$150.00	\$0.00	\$0.00
TOTAL ADD ALT NO. 4 – MH #8					\$10,650.00		\$0.00
TOTAL BASE BID					\$40,000.00		\$0.00
TOTAL BASE BID + ADD ALT NO. 1					\$50,650.00		\$0.00
TOTAL BASE BID + ADD ALT NO. 1 & 2					\$61,300.00		\$0.00
TOTAL BASE BID + ADD ALT NO. 1, 2 & 3					\$71,950.00		\$0.00
TOTAL BASE BID + ADD ALT NO. 1, 2, 3 & 4					\$82,600.00		\$0.00

* DENOTES ERROR IN BID

Brush Country Construction
1300 Martin Ave
McAllen, TX 78504
956-252-5647

BID PROPOSAL

Proposal of Brush Country Construction

a * Brush Country Construction (hereinafter called "BIDDER"), organized and existing under the laws of the State of Texas to City of Kingsville, Texas (hereinafter called "OWNER.")

BIDDER hereby proposes to perform all WORK for the construction of the "Wastewater Manhole Rehabilitation Project – Phase 3" in accordance with the CONTRACT DOCUMENTS, within the time set forth therein, and at the prices stated below.

By submission of this BID, each BIDDER certifies, and in the case of a joint BID each party thereto certifies as to its own organization, that this BID has been arrived at independently, without consultation, communication, or agreement as to any matter relating to this BID with any other BIDDER or with any competitor.

BIDDER hereby agrees to commence WORK under this contract on or before a date to be specified in the NOTICE TO PROCEED and to fully complete the PROJECT within 45 consecutive calendar days thereafter. BIDDER further agrees to pay as liquidated damages, the sum of \$ 200.00 for each consecutive calendar day thereafter as provided in the General Conditions.

BIDDER acknowledges receipt of the following ADDENDUM:

*Insert "a corporation", "a partnership", or "an Individual" as applicable.

BIDDER agrees to perform all the work described in the CONTRACT DOCUMENTS for the following amount:

BID SCHEDULE

ITEM	QUANTITY	UNIT	DESCRIPTION	UNIT PRICE	TOTAL PRICE
<u>BASE BID – WASTEWATER MANHOLE REHABILITATION</u>					
A-1)	1	LS	MOBILIZATION, BONDS, & INSURANCE per plans and specifications, complete in place per lump sum.	<u>4000⁰⁰</u>	<u>4000⁰⁰</u>
A-2)	1	LS	BYPASS PUMPING TO CONTROL WW FLOW per plans and specifications, complete in place per lump sum.	<u>400⁰⁰</u>	<u>400⁰⁰</u>
A-3)	1	LS	TRAFFIC CONTROL per plans and specifications, complete in place per lump sum.	<u>1500⁰⁰</u>	<u>1500⁰⁰</u>
A-4)	4	EA	TRENCH SAFETY per plans and specifications, complete in place per lump sum.	<u>375⁰⁰</u>	<u>1500⁰⁰</u>
A-5)	3	EA	WASTEWATER MANHOLE REHABILITATION – MANHOLE FIBERGLASS LINER 42" DIA (10-12 FOOT DEPTH) (MH's # 2, & 3) per plans and specifications, complete in place per each.	<u>6500⁰⁰</u>	<u>19500⁰⁰</u>
A-6)	1	EA	WASTEWATER MANHOLE REHABILITATION – MANHOLE FIBERGLASS LINER 42" DIA (13 FOOT DEPTH) (MH #4) per plans and specifications, complete in place per each.	<u>6500⁰⁰</u>	<u>6500⁰⁰</u>
A-7)	4	EA	MANHOLE BENCH RESTORATION per plans and specifications, complete in place per each.	<u>500⁰⁰</u>	<u>2000⁰⁰</u>

ITEM	QUANTITY	UNIT	DESCRIPTION	UNIT PRICE	TOTAL PRICE
A-8)	4	EA	REMOVE & REPLACE MANHOLE RING & COVER TO INCLUDE CONCRETE COLLAR AND PAVEMENT REPAIR per plans and specifications, complete in place per each.	<u>1000⁰⁰</u>	<u>4000⁰⁰</u>
A-9)	4	GAL	CHEMICAL GROUT (STOP LEAK) per plans and specifications, complete in place per gallon.	<u>150⁰⁰</u>	<u>600⁰⁰</u>

TOTAL BASE BID \$ 40,000⁰⁰

**ADDITIVE ALTERNATIVE NO. 1 – WASTEWATER MANHOLE REHABILITATION –
MANHOLE #5**

B-1)	1	LS	BYPASS PUMPING TO CONTROL WW FLOW per plans and specifications, complete in place per lump sum.	<u>1000⁰⁰</u>	<u>1000⁰⁰</u>
B-2)	1	LS	TRAFFIC CONTROL per plans and specifications, complete in place per lump sum.	<u>1500⁰⁰</u>	<u>1500⁰⁰</u>
B-3)	1	EA	TRENCH SAFETY per plans and specifications, complete in place per lump sum.	<u>1500⁰⁰</u>	<u>1500⁰⁰</u>
B-4)	1	EA	WASTEWATER MANHOLE REHABILITATION – MANHOLE FIBERGLASS LINER 42" DIA (5 FOOT DEPTH) (MH #5) per plans and specifications, complete in place per each.	<u>5000⁰⁰</u>	<u>5000⁰⁰</u>

ITEM	QUANTITY	UNIT	DESCRIPTION	UNIT PRICE	TOTAL PRICE
B-5)	1	EA	MANHOLE BENCH RESTORATION per plans and specifications, complete in place per each.	<u>500⁰⁰</u>	<u>500⁰⁰</u>
B-6)	1	EA	REMOVE & REPLACE MANHOLE RING & COVER TO INCLUDE CONCRETE COLLAR AND PAVEMENT REPAIR per plans and specifications, complete in place per each.	<u>1000⁰⁰</u>	<u>1000⁰⁰</u>
B-7)	1	GAL	CHEMICAL GROUT (STOP LEAK) per plans and specifications, complete in place per gallon.	<u>150⁰⁰</u>	<u>150⁰⁰</u>

TOTAL ADD ALT NO. 1 – MH #5 \$ 10,650⁰⁰

**ADDITIVE ALTERNATIVE NO. 2 – WASTEWATER MANHOLE REHABILITATION –
MANHOLE #6**

C-1)	1	LS	BYPASS PUMPING TO CONTROL WW FLOW per plans and specifications, complete in place per lump sum.	<u>1000⁰⁰</u>	<u>1000⁰⁰</u>
C-2)	1	LS	TRAFFIC CONTROL per plans and specifications, complete in place per lump sum.	<u>1500⁰⁰</u>	<u>1500⁰⁰</u>
C-3)	1	EA	TRENCH SAFETY per plans and specifications, complete in place per lump sum.	<u>1500⁰⁰</u>	<u>1500⁰⁰</u>

ITEM	QUANTITY	UNIT	DESCRIPTION	UNIT PRICE	TOTAL PRICE
C-4)	1	EA	WASTEWATER MANHOLE REHABILITATION - MANHOLE FIBERGLASS LINER 42" DIA (6-8 FOOT DEPTH) (MH #6) per plans and specifications, complete in place per each.	<u>5000⁰⁰</u>	<u>5000⁰⁰</u>
C-5)	1	EA	MANHOLE BENCH RESTORATION per plans and specifications, complete in place per each.	<u>500⁰⁰</u>	<u>500⁰⁰</u>
C-6)	1	EA	REMOVE & REPLACE MANHOLE RING & COVER TO INCLUDE CONCRETE COLLAR AND PAVEMENT REPAIR per plans and specifications, complete in place per each.	<u>1000⁰⁰</u>	<u>1000⁰⁰</u>
C-7)	1	GAL	CHEMICAL GROUT (STOP LEAK) per plans and specifications, complete in place per gallon.	<u>150⁰⁰</u>	<u>150⁰⁰</u>

TOTAL ADD ALT NO. 2 - MH #6 \$ 10,650⁰⁰

**ADDITIVE ALTERNATIVE NO. 3 - WASTEWATER MANHOLE REHABILITATION -
MANHOLE #7**

D-1)	1	LS	BYPASS PUMPING TO CONTROL WW FLOW per plans and specifications, complete in place per lump sum.	<u>1000⁰⁰</u>	<u>1000⁰⁰</u>
D-2)	1	LS	TRAFFIC CONTROL per plans and specifications, complete in place per lump sum.	<u>1500⁰⁰</u>	<u>1500⁰⁰</u>

ITEM	QUANTITY	UNIT	DESCRIPTION	UNIT PRICE	TOTAL PRICE
D-3)	1	EA	TRENCH SAFETY per plans and specifications, complete in place per lump sum.	<u>1500⁰⁰</u>	<u>1500⁰⁰</u>
D-4)	1	EA	WASTEWATER MANHOLE REHABILITATION - MANHOLE FIBERGLASS LINER 42" DIA (6-8 FOOT DEPTH) (MH #6) per plans and specifications, complete in place per each.	<u>5000⁰⁰</u>	<u>5000⁰⁰</u>
D-5)	1	EA	MANHOLE BENCH RESTORATION per plans and specifications, complete in place per each.	<u>500⁰⁰</u>	<u>500⁰⁰</u>
D-6)	1	EA	REMOVE & REPLACE MANHOLE RING & COVER TO INCLUDE CONCRETE COLLAR AND PAVEMENT REPAIR per plans and specifications, complete in place per each.	<u>1000⁰⁰</u>	<u>1000⁰⁰</u>
D-7)	1	GAL	CHEMICAL GROUT (STOP LEAK) per plans and specifications, complete in place per gallon.	<u>150⁰⁰</u>	<u>150⁰⁰</u>

TOTAL ADD ALT NO. 3 - MH #7 \$ 10,650⁰⁰

**ADDITIVE ALTERNATIVE NO. 4 - WASTEWATER MANHOLE REHABILITATION -
MANHOLE #8**

E-1)	1	LS	BYPASS PUMPING TO CONTROL WW FLOW per plans and specifications, complete in place per lump sum.	<u>1000⁰⁰</u>	<u>1000⁰⁰</u>
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ITEM	QUANTITY	UNIT	DESCRIPTION	UNIT PRICE	TOTAL PRICE
E-2)	1	LS	TRAFFIC CONTROL per plans and specifications, complete in place per lump sum.	<u>1500⁰⁰</u>	<u>1500⁰⁰</u>
E-3)	1	EA	TRENCH SAFETY per plans and specifications, complete in place per lump sum.	<u>1500⁰⁰</u>	<u>1500⁰⁰</u>
E-4)	1	EA	WASTEWATER MANHOLE REHABILITATION - MANHOLE FIBERGLASS LINER 42" DIA (6-8 FOOT DEPTH) (MH #8) per plans and specifications, complete in place per each.	<u>5000⁰⁰</u>	<u>5000⁰⁰</u>
E-5)	1	EA	MANHOLE BENCH RESTORATION per plans and specifications, complete in place per each.	<u>500⁰⁰</u>	<u>500⁰⁰</u>
E-6)	1	EA	REMOVE & REPLACE MANHOLE RING & COVER TO INCLUDE CONCRETE COLLAR AND PAVEMENT REPAIR per plans and specifications, complete in place per each.	<u>1000⁰⁰</u>	<u>1000⁰⁰</u>
E-7)	1	GAL	CHEMICAL GROUT (STOP LEAK) per plans and specifications, complete in place per gallon.	<u>150⁰⁰</u>	<u>150⁰⁰</u>

TOTAL ADD ALT NO. 4 - MH #8 \$ 10650⁰⁰

BID SUMMARY

TOTAL BASE BID \$ 40,000⁰⁰
TOTAL BASE BID + ADD ALT NO. 1 \$ 50,650⁰⁰
TOTAL BASE BID + ADD ALT NOS. 1&2 \$ 61,300⁰⁰
TOTAL BASE BID + ADD ALT NOS. 1,2&3 \$ 71,950⁰⁰
TOTAL BASE BID + ADD ALT NOS. 1,2,3&4 \$ 82,600⁰⁰

Respectfully submitted:


Signature

Estimator
Title

License number (if applicable)

1300 martin Ave McAllen TX
Address 78504

3-5-2021
Date

Date

Seal - (if BID is by a corporation)

Brush Country Construction
1300 Martin Ave
McAllen, TX 78504
956-252-5647

Bond Number: BB00932

Bid Bond

CONTRACTOR:

(Name, legal status and address)

Maria Lucy Gonzalez dba Brush Country Construction
1300 Martin Ave Mcallen, TX 78503

SURETY:

(Name, legal status and principal place of business)

Hudson Insurance Company
100 William Street, 5th Floor New York, NY 10038
888-400-5505

This document has important legal consequences. Consultation with an attorney is encouraged with respect to its completion or modification. Any singular reference to Contractor, Surety, Owner or other party shall be considered plural where applicable.

OWNER:

(Name, legal status and address)

City of Kingsville
400 W King Ave
Kingsville TX 78363

BOND AMOUNT:

NOT TO EXCEED Two Thousand (\$2,000.00) Dollars

PROJECT:

(Name, location or address, and Project number, if any)

Wastewater Manhole Rehabilitation Project Phase 3

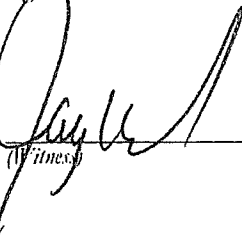
Project Number, if any:

The Contractor and Surety are bound to the Owner in the amount set forth above, for the payment of which the Contractor and Surety bind themselves, their heirs, executors, administrators, successors and assigns, jointly and severally, as provided herein. The conditions of this Bond are such that if the Owner accepts the bid of the Contractor within the time specified in the bid documents, or within such time period as may be agreed to by the Owner and Contractor, and the Contractor either (1) enters into a contract with the Owner in accordance with the terms of such bid, and gives such bond or bonds as may be specified in the bidding or Contract Documents, with a surety admitted in the jurisdiction of the Project and otherwise acceptable to the Owner, for the faithful performance of such Contract and for the prompt payment of labor and material furnished in the prosecution thereof; or (2) pays to the Owner the difference, not to exceed the amount of this Bond, between the amount specified in said bid and such larger amount for which the Owner may in good faith contract with another party to perform the work covered by said bid, then this obligation shall be null and void, otherwise to remain in full force and effect. The Surety hereby waives any notice of an agreement between the Owner and Contractor to extend the time in which the Owner may accept the bid. Waiver of notice by the Surety shall not apply to any extension exceeding sixty (60) days in the aggregate beyond the time for acceptance of bids specified in the bid documents, and the Owner and Contractor shall obtain the Surety's consent for an extension beyond sixty (60) days.

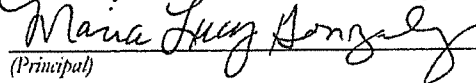
If this Bond is issued in connection with a subcontractor's bid to a Contractor, the term Contractor in this Bond shall be deemed to be Subcontractor and the term Owner shall be deemed to be Contractor.

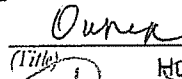
When this Bond has been furnished to comply with a statutory or other legal requirement in the location of the Project, any provision in this Bond conflicting with said statutory or legal requirement shall be deemed deleted herefrom and provisions conforming to such statutory or other legal requirement shall be deemed incorporated herein. When so furnished, the intent is that this Bond shall be construed as a statutory bond and not as a common law bond.

Signed and sealed this 4th day of March 2021


(Witness)

Maria Lucy Gonzalez dba Brush Country Construction

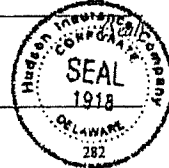

(Principal) (Seal)


(Title) Owner Hudson Insurance Company


(Surety) David Gonsalves


(Witness) Nick Brady

Attorney In Fact
(Title)



By arrangement with the American Institute of Architects, the National Association of Surety Bond Producers (NASBP) (www.nasbp.org) makes this form document available to its members, affiliates, and associates in Microsoft Word format for use in the regular course of surety business. NASBP vouches that the original text of this document conforms exactly to the text in AIA Document A310-2010, Bid Bond. Subsequent modifications may be made to the original text of this document by users, so careful review of its wording and consultation with an attorney are encouraged before its completion, execution or acceptance.

**POWER OF ATTORNEY**

KNOW ALL MEN BY THESE PRESENTS: That HUDSON INSURANCE COMPANY, a corporation of the State of Delaware, with offices at 100 William Street, New York, New York, 10038, has made, constituted and appointed, and by these presents, does make, constitute and appoint

David Gonsalves

of the State of North Carolina

its true and lawful Attorney(s)-in-Fact, at New York, New York, each of them alone to have full power to act without the other or others, to make, execute and deliver on its behalf, as Surety, bonds and undertakings given for any and all purposes, also to execute and deliver on its behalf as aforesaid renewals, extensions, agreements, waivers, consents or stipulations relating to such bonds or undertakings provided, however, that no single bond or undertaking shall obligate said Company for any portion of the penal sum thereof in excess of the sum of

Two Thousand (\$2,000.00) Dollars

Such bonds and undertakings when duly executed by said Attorney(s)-in-Fact, shall be binding upon said Company as fully and to the same extent as if signed by the President of said Company under its corporate seal attested by its Secretary.

In Witness Whereof, HUDSON INSURANCE COMPANY has caused these presents to be of its Senior Vice President thereunto duly authorized, on this 16th day of November, 20 17 at New York, New York.

(Corporate seal)



Attest: Dina Daskalakis
Dina Daskalakis
Corporate Secretary

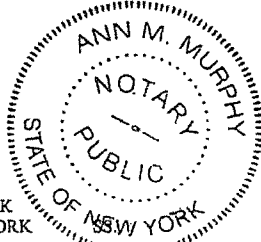
HUDSON INSURANCE COMPANY

By: Michael P. Cifone
Michael P. Cifone
Senior Vice President

STATE OF NEW YORK
COUNTY OF NEW YORK. SS.

On the 16th day of November, 20 17 before me personally came Michael P. Cifone to me known, who being by me duly sworn did depose and say that he is a Senior Vice President of HUDSON INSURANCE COMPANY, the corporation described herein and which executed the above instrument, that he knows the seal of said Corporation, that the seal affixed to said instrument is such corporate seal, that it was so affixed by order of the Board of Directors of said Corporation, and that he signed his name thereto by like order.

(Notarial Seal)



Ann M. Murphy
ANN M. MURPHY
Notary Public, State of New York
No. 01MU6067553
Qualified in Nassau County
Commission Expires December 10, 2021

CERTIFICATION

STATE OF NEW YORK
COUNTY OF NEW YORK

The undersigned Dina Daskalakis hereby certifies:

That the original resolution, of which the following is a true and correct copy, was duly adopted by unanimous written consent of the Board of Directors of Hudson Insurance Company dated July 27th, 2007, and has not since been revoked, amended or modified:

"RESOLVED, that the President, the Executive Vice Presidents, the Senior Vice Presidents and the Vice Presidents shall have the authority and discretion, to appoint such agent or agents, or attorney or attorneys-in-fact, for the purpose of carrying on this Company's surety business, and to empower such agent or agents, or attorney or attorneys-in-fact, to execute and deliver, under this Company's seal or otherwise, bonds obligations, and recognizances, whether made by this Company as surety thereon or otherwise, indemnity contracts, contracts and certificates, and any and all other contracts and undertakings made in the course of this Company's surety business, and renewals, extensions, agreements, waivers, consents or stipulations regarding undertakings so made; and

FURTHER RESOLVED, that the signature of any such Officer of the Company and the Company's seal may be affixed by facsimile to any power of attorney or certification given for the execution of any bond, undertaking, recognizance, contract of indemnity or other written obligation in the nature thereof or related thereto, such signature and seal when so used whether heretofore or hereafter, being hereby adopted by the Company as the original signature of such officer and the original seal of the Company, to be valid and binding upon the Company with the same force and effect as though manually affixed."

THAT the above and foregoing is a full, true and correct copy of Power of Attorney issued by said Company, and of the whole of the original and that the said Power of Attorney is still in full force and effect and has not been revoked, and furthermore that the Resolution of the Board of Directors, set forth in the said Power of Attorney is now in force.

Witness the hand of the undersigned and the seal of said Corporation this 4th day of March, 2021.

(Corporate seal)



By: Dina Daskalakis
Dina Daskalakis, Corporate Secretary



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
3/5/2021

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER (856)787-4989
Crystal Jeannie Salinas
James E. Capt & Associates LLC
P. O. BOX 126
San Juan, TX 78589-0126

CONTACT NAME: CRYSTAL J SALINAS
PHONE (A/C, No, Ext): (800)887-4989 Ext. FAX (A/C, No): (956)781-3380
E-MAIL: JEANNIE@CAPTINSURANCE.COM
ADDRESS:

INSURED
BRUSH COUNTRY CONSTRUCTION
1300 MARTIN AVE
MCALLEN, TX 78503

INSURER(S) AFFORDING COVERAGE	NAIC #
INSURER A: KINSALE INSURANCE COMPANY A-	38920
INSURER B: KINSALE INSURANCE COMPANY A-	38920
INSURER C: TEXAS MUTUAL INSURANCE COMPANY	22945
INSURER D: GREAT AMERICAN INS CO	
INSURER E:	
INSURER F:	

COVERAGES

CERTIFICATE NUMBER:

REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADD'L SUBH INSR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	GENERAL LIABILITY					EACH OCCURRENCE \$ 1,000,000
	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY					DAMAGE TO RENTED PREMISES (Per occurrence) \$ 100,000
	<input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR					MED EXP (Any one person) \$ N/A
			0100055051-3	08/15/20	08/15/21	PERSONAL & ADV INJURY \$ 1,000,000
						GENERAL AGGREGATE \$ 2,000,000
						PRODUCTS - COMP/OP AGG \$ 2,000,000
	GEN'L AGGREGATE LIMIT APPLIES PER:					
	<input type="checkbox"/> POLICY <input checked="" type="checkbox"/> PROJECT <input type="checkbox"/> LOC					
B	AUTOMOBILE LIABILITY					COMBINED SINGLE LIMIT (Per accident) \$
	<input type="checkbox"/> ANY AUTO					BODILY INJURY (Per person) \$
	<input type="checkbox"/> ALL OWNED AUTOS	<input type="checkbox"/> SCHEDULED AUTOS				BODILY INJURY (Per accident) \$
	<input type="checkbox"/> HIRED AUTOS	<input type="checkbox"/> NON-OWNED AUTOS				PROPERTY DAMAGE (Per accident) \$
	<input checked="" type="checkbox"/> UMBRELLA LIAB	<input type="checkbox"/> OCCUR				EACH OCCURRENCE \$ 2,000,000
	<input type="checkbox"/> EXCESS LIAB	<input type="checkbox"/> CLAIMS-MADE	0100055114-3	08/15/20	08/15/21	AGGREGATE \$ 2,000,000
	<input type="checkbox"/> DED <input type="checkbox"/> RETENTION \$					
C	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY					<input checked="" type="checkbox"/> WC STATUTORY LIMITS <input type="checkbox"/> OTHER
	ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH)	Y/N				E.L. EACH ACCIDENT \$ 1,000,000
	If yes, describe under DESCRIPTION OF OPERATIONS below	<input checked="" type="checkbox"/> Y <input type="checkbox"/> N/A	0002002035	08/16/20	08/16/21	E.L. DISEASE - EA EMPLOYEE \$ 1,000,000
						E.L. DISEASE - POLICY LIMIT \$ 1,000,000
D	CONTRACTORS EQUI					EQUIPMENT LEASED OR RENTED FROM OTHERS 300,000
			IMPE58944600	04/12/20	04/12/21	

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)

CERTIFICATE HOLDER

CANCELLATION

CITY OF KINGSVILLE
400 W KING AVE

KINGSVILLE TX 78363

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

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RESOLUTION #2021-_____

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A STANDARD FORM OF AGREEMENT BETWEEN THE CITY OF KINGSVILLE AND CONTRACTOR ON THE BASIS OF A STIPULATED PRICE FOR WASTEWATER MANHOLE REHABILITATION PROJECT-PHASE 3 (TXCDBG #7218269); REPEALING ALL CONFLICTING RESOLUTIONS AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Kingsville went out for informal bids for Phase 3 of the Wastewater Manhole Rehabilitation Project (TxCDBG #7218269), as the amount of funds available to expend was less than \$50,000, and solicited bids from at least seven contractors;

WHEREAS, a single bid response was received and at a City Commission meeting on April 12, 2021, the City Commission made an award to Brush Country Construction (hereafter "Contractor") for the Base Bid less one manhole in the amount of approximately \$30,000.00;

WHEREAS, the City Commission has awarded the bid for Phase 3 of the Wastewater Manhole Rehabilitation Project (TxCDBG #7218269), it now hereby authorizes the Mayor to execute the agreement on the City's behalf.

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

I.

THAT the Mayor is authorized and directed as an act of the City of Kingsville, Texas to enter into a Standard Form of Agreement Between the City of Kingsville and Contractor on the Basis of a Stipulated Price for Phase 3 of the Wastewater Manhole Rehabilitation Project (TxCDBG #7218269) in accordance with the attached contract and the documents cited therein.

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
_____ 12th day of April, 2021.

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney

**STANDARD FORM OF AGREEMENT
TxCDBG CONTRACT NO. 7218269
BETWEEN OWNER AND CONTRACTOR
ON THE BASIS OF A STIPULATED PRICE**

THIS AGREEMENT is dated as of the _____ day of _____ in the year _____ by and between City of Kingsville (hereinafter called OWNER) and Brush Country Construction (hereinafter called CONTRACTOR).

OWNER and CONTRACTOR, in consideration of the mutual covenants hereinafter set forth, agree as follows:

Article 1. WORK:

CONTRACTOR shall complete all Work as specified or indicated in the Contract Documents. The Work is generally described as follows:

"Wastewater Manhole Rehabilitation Project – Phase 3"

Article 2. ENGINEER:

The Project has been designed by:

**LNV
Engineers/Architects/Surveyors
801 Navigation, Suite 300
Corpus Christi, Texas 78408**

Who is hereinafter called ENGINEER and who is to act as OWNER'S representative, assume all duties and responsibilities and have the rights and authority assigned to ENGINEER in the Contract Documents in connection with completion of the Work in accordance with the Contract Documents.

Article 3. CONTRACT TIME:

- 3.1 The Work will be completed and ready for final payment in accordance with the General Conditions within 45 calendar days from the date when the Contract Time commences to run.
- 3.2 Liquidated Damages. OWNER and CONTRACTOR recognize that time is of the essence of this Agreement and that OWNER will suffer financial loss if the Work is not completed within the time specified in paragraph 3.1 above, plus any extensions thereof allowed in accordance with the General Conditions.

They also recognize the delays, expense and difficulties involved in proving in a legal or arbitration proceeding the actual loss suffered by OWNER if the Work is not completed on time. Accordingly, instead of requiring any such proof, OWNER and CONTRACTOR agree that as liquidated damages for delay (but not as a penalty) CONTRACTOR shall pay OWNER two hundred & 00/100 dollars (\$200.00) for each calendar day that expires after the time specified in Article 3.1 of this Agreement for Substantial Completion until the Work is substantially complete. After Substantial Completion if CONTRACTOR shall neglect, refuse or fail to complete the remaining Work within the Contract Time or any proper extension thereof granted by OWNER, CONTRACTOR shall pay OWNER two hundred dollars (\$200.00) for each calendar day that expires after the time specified in Article 3.1 of this Agreement for completion and readiness for final payment.

Article 4. CONTRACT PRICE:

- 4.1 OWNER shall pay CONTRACTOR for completion of the Work in accordance with the Contract Documents in current funds as follows: Per Contractors Proposal dated March 5, 2021 in the Total Base Bid in the amount minus Manhole #4 amount of \$30,000.00, as attached and a part of this contract document.

Article 5. PAYMENT PROCEDURES:

CONTRACTOR shall submit Applications for Payment in accordance with the General Conditions. Applications for Payment will be processed by ENGINEER as provided in the General Conditions.

Article 6. INTEREST:

All moneys not paid when due as provided in the General Conditions shall bear interest at the maximum rate allowed by law at the place of the Project.

Article 7. CONTRACTORS REPRESENTATIONS:

In order to induce OWNER to enter into this Agreement CONTRACTOR makes the following representations:

- 7.1. CONTRACTOR has familiarized itself with the nature and extent of the Contract Documents, Work, site, locality, and all local conditions and Laws and Regulations that in any manner may affect cost, progress, performance or furnishing of the Work.
- 7.2. CONTRACTOR has obtained and carefully studied (or assumes responsibility for obtaining and carefully studying) all such examinations, investigations, explorations, tests, reports and studies which pertain to the subsurface or physical conditions at or contiguous to the site or otherwise may affect the cost, progress, performance or furnishing of the Work as CONTRACTOR considers necessary for the performance of furnishing of the Work at the Contract Price, within the Contract Time and in accordance with the other terms and conditions of the Contract Documents, including specifically the provisions of the General Conditions; and no additional examinations, investigations, explorations, tests, reports, studies or similar information or data are or will be required by CONTRACTOR for such purposes.
- 7.3. CONTRACTOR has reviewed and checked all information and data shown or indicated on the Contract Documents with respect to existing Underground Facilities at or contiguous to the site and assumes responsibility for the accurate location of said Underground Facilities. No additional examinations, investigations, explorations, tests, reports, studies or similar information or data in respect of said Underground Facilities are or will be required by CONTRACTOR in order to perform and furnish the Work at the Contract Price, within the Contract Time and in accordance with the other terms and conditions of the Contract Documents, including specifically the provisions of the General and Special Conditions.
- 7.4. CONTRACTOR has correlated the results of all such observations, examinations, investigations, explorations, tests, reports and studies with the terms and conditions of the Contract Documents.
- 7.5. CONTRACTOR has given ENGINEER written notice of all conflicts, errors or discrepancies that he has discovered in the Contract Documents and the written resolution thereof by ENGINEER is acceptable to CONTRACTOR.

Article 8. CONTRACT DOCUMENTS:

The Contract Documents which comprise the entire agreement between OWNER and CONTRACTOR concerning the Work consists of the following:

**CONTRACT DOCUMENTS
&
TECHNICAL SPECIFICATIONS
FOR**

**WASTEWATER MANHOLE REHABILITATION PROJECT
PHASE 3
FOR**

CITY OF KINGSVILLE, TEXAS
TxCDBG CONTRACT NO. 7218269
*Financed through provisions of a
Texas Community Development Block Grant Program
From the Texas Department of Agriculture*

Mayor
Sam Fugate

Mayor Pro-Tem
Hector Hinojosa

Council Members
Norma Nelda Alvarez
Edna Lopez
Ana Marie Torres

City Manager
Mark McLaughlin

City Secretary
Mary Valenzuela

FEBRAURY 2021

Prepared by:



engineers | architects | surveyors

801 Navigation, Suite 300
Corpus Christi, Texas 78408
(361) 883-1984
TBPE Firm No. F-366

Together with all of the items or sections listed in the Table of Contents thereof.

- 8.2 A Notice of Award consisting of one page.
- 8.3 A Notice to Proceed with Construction consisting of one page which shall be executed at a later date.

There are no Contract Documents other than those listed above in this Article 8. The Contract Documents may only be amended, modified or supplemented as provided in the General Conditions.

Article 9. MISCELLANEOUS:

- 9.1. Terms used in this Agreement which are defined in the General Conditions will have the meanings indicated in the General Conditions.
- 9.2. No assignment by a party hereto of any rights or interests in the Contract Documents will be binding on another party hereto without the written consent of the party sought to be bound; and specifically but without limitation moneys that may become due and moneys that are due may not be assigned without such consent (except to the extent that the effect of this restriction may be limited by law), and unless specifically stated to the contrary in any written consent to an assignment no assignment will release or discharge the assignor from any duty or responsibility under the Contract Documents.
- 9.3. OWNER and CONTRACTOR each binds itself, its partners, successors, assigns and legal representatives to the other party hereto, its partners, successors, assigns and legal representatives in respect of all covenants, agreements and obligations contained in the Contract Documents.

Article 10. OTHER PROVISIONS:

None.

IN WITNESS WHEREOF, OWNER and CONTRACTOR have signed this Agreement in five counterparts. Two counterparts each have been delivered to OWNER and CONTRACTOR and one counterpart to ENGINEER. All portions of the Contract Documents have been signed or identified by OWNER and CONTRACTOR or by ENGINEER on their behalf.

This Agreement will be effective on _____, 20__.

OWNER:
City of Kingsville, Texas

CONTRACTOR:
Brush Country Construction

By: _____
Sam Fugate, Mayor

By: _____

Attest _____

Attest _____

Address for giving notices:

City of Kingsville, Texas
400 W. King Avenue
Kingsville, Texas 78363

Address for giving notices:

Brush Country Construction
1300 Martin Ave.
McAllen, TX 78504

AGENDA ITEM #13

**City of Kingsville
Engineering Dept.**

TO: Mayor and City Commissioners

CC: Mark McLaughlin, City Manager

FROM: Rutilio P. Mora Jr, P.E., City Engineer

DATE: April 12, 2021

SUBJECT: Consider Approving Change Order #1 for the 2021 N. Armstrong Street Improvements from W. Santa Gertrudis Avenue to W. Kenedy Avenue.

Summary:

Change Order #1 includes additional manhole adjustments, concrete curb and full depth construction of the intersection for W. Santa Gertrudis Avenue and N. Armstrong Street. The additional manholes were discovered during construction under existing pavement and include modifying the opening per TCEQ requirements. The request to include the intersection of Santa Gertrudis Avenue and N. Armstrong Street in the contract is necessary to provide a smooth pavement surface. The intersection has many defects in the area for example utility repairs, rutting, shoving and alligator cracking. Change Order #1 total is \$72,470.16.

The original contract totaled \$762,814.73. The City may increase the scope of work of the contract by 25%. The proposed change order would increase the contract by 9.50%.

At the next Commissioners Meeting, I would like to present Change Order #2 to include an additional scope of work for chip seal maintenance along N. Armstrong between W. Santa Gertrudis Avenue and W. Corral Avenue. The additional work will provide pavement markings on street parking, bike lanes, 2 travel lanes and a dedicated turning lane between W. Corral Ave and W. Kenedy Avenue.

Background:

The City advertised RFP#21-01 on December 31, 2020 and January 7, 2021. On January 12, 2021, the City received 5 bids which were publicly opened for the 2021 N. Armstrong Street Improvements from Santa Gertrudis Avenue to Kenedy Avenue. Bidder 1 was J. E. Construction Services located in Corpus Christi, Texas. Bidder 2 was



**City of Kingsville
Engineering Dept.**

Mako Contracting located in Corpus Christi, Texas. Bidder 3 was Tierra Leasing Services LLC, located in Karnes City, Texas. Bidder 4 was the Diamond X Contracting Inc., located in Johnson City, Texas. Bidder 5 was J. Carroll Weaver Inc., located in Sinton, Texas. The total bids ranged from \$762,814.73 to \$1,112,324.52. We are pleased to announce the project had successful bids under the engineer's estimated cost.

References were verified for all Contractors. We recommended awarding the project to the lowest bidder providing the best value to the City, J. Carroll Weaver Inc. in the amount of \$762,814.73 for the base bid and alternate #1.

The Armstrong Street Improvements between Santa Gertrudis Avenue and Kenedy Avenue include 3,000 feet of full depth construction. The project is in three phases approximately 1,000 feet long and will allow residents and businesses same day access. The project includes new pavement markings for two bike lanes, 2 travel lanes and a dedicated turning lane. The proposed markings will introduce a new method of transportation for bicyclists with their only travel lane for traffic safety. By narrowing the existing travel lanes, it will reduce speeding in the area and provide additional traffic safety. The proposed pavement is 3 inches hot mix asphalt and 10 inches of limestone base for a total pavement section of 13 inches. The pavement design was provided by a Geotechnical Consultant based on the traffic volume and loads. The pavement is designed for a 20-year life cycle in combination with intermediate preventative maintenance. The above referenced scope are base bid items.

The project includes an alternate bid item for a proposed 4-foot-wide sidewalk on the east side between Henrietta Avenue to alley due south and Kleberg Avenue to alley due south. The remaining east side of the street has existing sidewalks to remain. This alternate will help in providing pedestrian safety when walking between Santa Gertrudis Avenue and Kennedy Avenue.

Financial Impact:

The financial impact will be \$72,470.16 proposed funding by the Street Fund 092.

Recommendation:

Staff recommends approving Change Order #1.

Attachments:

None.



RESOLUTION #2021-_____

A RESOLUTION AUTHORIZING CHANGE ORDER #1 TO THE STANDARD FORM OF AGREEMENT BETWEEN CITY AND CONTRACTOR ON THE BASIS OF A STIPULATED PRICE FOR NORTH ARMSTRONG STREET IMPROVEMENTS FROM SANTA GERTRUDIS AVENUE TO KENEDY AVENUE; REPEALING ALL CONFLICTING RESOLUTIONS AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Kingsville desires to have North Armstrong Street from Santa Gertrudis Avenue to Kenedy Avenue redone and prepared a bid (RFP#21-01) for that purpose; and

WHEREAS, the City advertised RFP#21-01 in the local newspaper on December 31, 2020 and on January 7, 2021 and closed bids on January 12, 2021 at which time five bids were received; and

WHEREAS, after review of all bids and confirmation of references, staff recommended and City Commission approved that the bid be awarded to the bidder who had the best value for the City and was the apparent low bidder, J. Carroll Weaver, Inc. located in Sinton, Texas, for the base bid and alternate #1 in the total amount of \$762,814.73 and approved a construction contract for that purpose on January 25, 2021 via Resolution #21-03; and

WHEREAS, during construction of the project, additional manholes were discovered under existing pavement and the openings need to be modified for compliance, so Change Order #1 is submitted for that purpose and to add more concrete curbs and for full depth construction of the intersection of W. Santa Gertrudis Avenue and N. Armstrong Street, for a total price of \$72,470.16, which is approximately 9.5% of the contract price making it below the 25% increase for change orders allowed by law;

WHEREAS, the City and J. Carroll Weaver, Inc. have reviewed Change Order #1 to the Standard Form of Agreement Between the City and Contractor on the Basis of a Stipulated Price for North Armstrong Street Improvements from Santa Gertrudis Avenue to Kenedy Avenue that Change Order is ready for approval by City Commission.

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 execute Change Order #1 for the Standard Form of

Agreement Between the City and Contractor on the Basis of a Stipulated Price for North Armstrong Street Improvements from Santa Gertrudis Avenue to Kenedy Avenue for the purposes and amount noted herein above.

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
12th day of April, 2021.

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney

AGENDA ITEM #14

RESOLUTION #2021-_____

A RESOLUTION AUTHORIZING STAFF TO CEASE THE PROCESS TO SELL THE CITY'S APPROXIMATELY 1.0 ACRES OF LAND LOCATED OFF CORRAL AVE. AND US77 BYPASS (GARCIA FARM TRACT, LOT A) IN KINGSVILLE, TEXAS.

WHEREAS, the City of Kingsville owns approximately 1.0 acres of land at 1501 N. Hwy 77, Kingsville, Texas off Corral Ave. and US77 Bypass at Garcia Farm Tract, Lot A, also known as Property ID 15051;

WHEREAS, the land presently houses the City's Tourism Department and the City previously considered making the land available for commercial development at a City Commission meeting on December 14, 2020 via Resolution #20-97;

WHEREAS, the City Commission of the City of Kingsville now finds it to no longer be in the best interest of the citizens of Kingsville that the 1.0 acres of land at 1501 N. Hwy 77, Kingsville, Texas off Corral Ave. and US77 Bypass at Garcia Farm Tract, Lot A, also known as Property ID 15051, be placed for sale as authorized by the Texas Local Government Code;

WHEREAS, the City had listed the property with a real estate broker qualified to do a multiple listing service method of sale as allowed by Texas Local Government Code Section 253.014 with the best offer coming back before the Commission for approval of the sale;

WHEREAS, the broker did not receive any written offers at or above the list price for the property;

WHEREAS, a larger ten acre tract of land owned by the County that is adjacent to the Tourism Center site is being sold for commercial development thereby placing that land back on the tax roll and the development may allow for future increased visibility and traffic at the Tourism Center;

WHEREAS, the City now wished to rescind its prior resolution authorizing the placement for sale of the Tourism Center site;

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

I.

THAT the City Commission of the City of Kingsville no longer authorizes staff to place for sale via a broker in compliance with the Texas Local Government Code the City's 1.0 acres of land at 1501 N. Hwy 77, Kingsville, Texas off Corral Ave. and US77 Bypass at Garcia Farm Tract, Lot A, also known as Property ID 15051 and hereby rescinds Resolution #20-97 that was approved on December 14, 2020.

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 the 12th day of April, 2021

Sam Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney

AGENDA ITEM #15

RESOLUTION #2021-_____

A RESOLUTION DECOMMISSIONING POCKET PARKS OFF WEST ALICE AND WEST RICHARD (LANTANA PARK 1, BLOCK 7, LOT PARK) (0.08 ACRES) AND WEST LANTANA AND WEST RICHARD (LANTANA PARK 1, BLOCK 7, LOT PARK) (0.25 ACRES) IN KINGSVILLE, TEXAS.

WHEREAS, the City of Kingsville owns 0.08 acres of land off the corner of West Alice and West Richard at Lantana Park 1, Block 7, Lot Park, in Kingsville, Texas;

WHEREAS, the City of Kingsville owns 0.25 acres of land off the west corner of West Lantana and West Richard at Lantana Park 1, Block 7, Lot Park, in Kingsville, Texas;

WHEREAS, the properties are referred to as “pocket parks,” which are small areas of land in a residential area that abut single family homes;

WHEREAS, the properties were dedicated to the City in 1937;

WHEREAS, the land is undeveloped and the City has no future plans for the land;

WHEREAS, the size of the properties does not make the space feasible to use for park purposes;

WHEREAS, the City’s Master Plan determined there was already a sufficient amount of park land to serve the needs of the residents;

WHEREAS, the Texas Parks and Wildlife Code (Chapter 26) and the Texas Local Government Code (Chapter 253) require certain actions be taken prior to the use or taking of park land for non-park purposes;

WHEREAS, the City advertised in the Kingsville Record on February 3, 10 & 17, 2019 and in the Corpus Christi Caller-Times on February 3, 10 & 17, 2019 that a public hearing would be held at a City Commission meeting on February 25, 2019 for the purpose of considering decommissioning three pieces of park land, with the above-referenced properties being two of those three properties;

WHEREAS, the City called for and then held a special election on May 4, 2019 to seek voter approval for the decommissioning of three pieces of park land and the measures were approved by local voters;

WHEREAS, the City Commission of the City of Kingsville finds it in the best interest of the citizens of Kingsville that the 0.08 acres of land off the corner of West Alice and West Richard at Lantana Park 1, Block 7, Lot Park, in Kingsville, Texas be decommissioned as park land to allow for it to be placed for sale as authorized by the Texas Local Government Code with any sale proceeds being placed back into the park system;

WHEREAS, the City Commission of the City of Kingsville finds it in the best interest of the citizens of Kingsville that the 0.25 acres of land off the west corner of West Lantana and West Richard at Lantana Park 1, Block 7, Lot Park, in Kingsville, Texas be decommissioned as park land to allow for it to be placed for sale as authorized by the Texas Local Government Code with any sale proceeds being placed back into the park system.

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

I.

THAT the City Commission of the City of Kingsville finds that all conditions precedent to decommissioning this real property to allow for the future placement of this land for sale have been met and hereby decommissions as park land the City's real property off the corner of West Alice and West Richard at Lantana Park 1, Block 7, Lot Park, (0.08 acres) in Kingsville, Texas and the City's real property off the west corner of West Lantana and West Richard at Lantana Park 1, Block 7, Lot Park, (0.25 acres) in Kingsville, Texas.

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 the 12th day of April, 2021.

Sam Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney

AGENDA ITEM #16

RESOLUTION #2021-_____

A RESOLUTION AUTHORIZING STAFF TO PROCEED WITH PLACING FOR SALE THE CITY'S 0.25 ACRES OF LAND LOCATED OFF WEST LANTANA AND WEST RICHARD (LANTANA PARK 1, BLOCK 7, LOT PARK) IN KINGSVILLE, TEXAS.

WHEREAS, the City of Kingsville owns 0.25 acres of land off the west corner of West Lantana and West Richard at Lantana Park 1, Block 7, Lot Park, in Kingsville, Texas;

WHEREAS, the property is referred to as a "pocket park" which is a small area of land in a residential area that abuts single family homes and the property was dedicated to the City in 1937;

WHEREAS, the land is undeveloped and the City has no future plans for the land;

WHEREAS, the size of the land does not make the space feasible to use for park land, which the City's Master Plan determined there was already a sufficient amount of to serve the needs of the residents;

WHEREAS, the Texas Parks and Wildlife Code (Chapter 26) and the Texas Local Government Code (Chapter 253) require certain actions prior to the use or taking of park land for non-park purposes;

WHEREAS, the City advertised in the Kingsville Record on February 3, 10 & 17, 2019 and in the Corpus Christi Caller-Times on February 3, 10 & 17, 2019 that a public hearing would be held at a City Commission meeting on February 25, 2019 for the purpose of considering decommissioning three pieces of park land, with the above-referenced property being one of them;

WHEREAS, the City called for and then held a special election on May 4, 2019 to seek voter approval of the decommissioning of three pieces of park land and the measures were approved by local voters;

WHEREAS, the City Commission of the City of Kingsville finds it in the best interest of the citizens of Kingsville that the 0.25 acres of land off the west corner of West Lantana and West Richard at Lantana Park 1, Block 7, Lot Park, in Kingsville, Texas be placed for sale as authorized by the Texas Local Government Code; and

WHEREAS, the City believes that placing the land for sale would place the property back on the tax roll and may allow for future development of the property; and

WHEREAS, pursuant to the Texas Local Government Code, real property owned by the City can be sold via public auction, sealed bids, or for home-rule cities through a broker, unless an exception is met;

WHEREAS, the City finds the property meets an exception to the bidding requirement as set out in Texas Local Government Code Section 272.001, staff recommends the

property be sold through a negotiated sale with the adjacent property owner for the fair market value of the property as allowed by Texas Local Government Code Section 272.001(b)(1), (c), and (d) with the property contract coming back before the Commission for approval of the sale;

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

I.

THAT the City Commission of the City of Kingsville finds that all conditions precedent to the placing this land for sale have been met and authorizes staff to proceed with placing for sale through a negotiated sale with the adjacent property owner for the fair market value of the property in compliance with the Texas Local Government Code the City's 0.25 acres of real property off the west corner of West Lantana and West Richard at Lantana Park 1, Block 7, Lot Park, in Kingsville, Texas.

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 the 12th day of April, 2021.

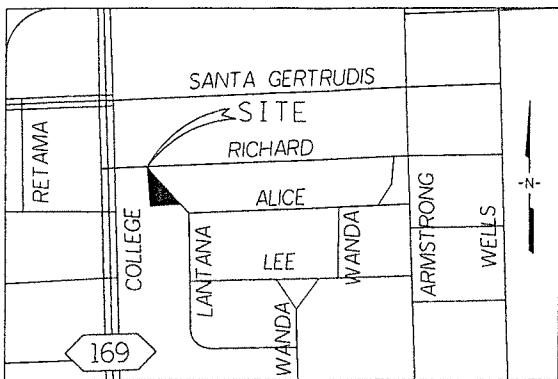
Sam Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney



LOCATION MAP

LEGEND

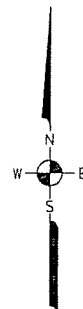
- FOUND MONUMENT (AS NOTED)
M.R.K.C.T. MAP RECORDS KLEBERG COUNTY, TEXAS
D.R.K.C.T. DEED RECORDS KLEBERG COUNTY, TEXAS

BEING LOT PARK, IN BLOCK NUMBER 7, OF LANTANA PARK, AN ADDITION TO THE CITY OF KINGSVILLE, KLEBERG COUNTY, TEXAS, ACCORDING TO THE ESTABLISHED MAP AND PLAT OF SAID ADDITION OF RECORD IN VOLUME 2, PAGE 72 OF THE MAP RECORDS OF KLEBERG COUNTY, TEXAS, TO WHICH REFERENCE IS HERE MADE FOR DESCRIPTIVE PURPOSES.

JUAN MINDIOLA
ABSTRACT 192

W RICHARD AVENUE
(60' WIDTH R.O.W.)
VOL. 2, PG. 72
M.R.K.C.T.

60' WIDTH ROW



P.O.B.
PARCEL PARK 2
N=17,078,843.74
E=1,184,613.26

FOUND 5/8" IRON ROD
WITH CAP STAMPED
"DOVE 4143"

W RICHARD AVENUE
(50' WIDTH R.O.W.)
PLAT CABINET 1, ENVELOPE 58
M.R.K.C.T.

HERACLIO GONZALEZ
AND WIFE,
ROSA GONZALEZ
VOL. 83, PG. 495
D.R.K.C.T.

SUNSET 2
BLOCK 2
PLAT CABINET 1, ENVELOPE 58
DOC. 28621
M.R.K.C.T.

LOT 26

LINEAR DATA

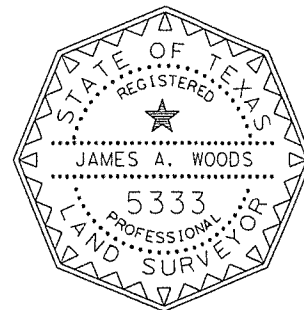
LINE NO.	BEARING	LENGTH
L-1	S 42° 35' 31" W	7.03'

NOTE:

THE REFERENCED IS SUBJECT TO:

1. THIS SURVEY WAS PERFORMED WITHOUT THE AID OF A TITLE COMMITMENT. THERE MAY BE EASEMENTS OR OTHER MATTERS NOT SHOWN THAT MAY AFFECT THE SUBJECT PROPERTY.
2. A LEGAL DESCRIPTION OF EVEN DATE HERWITH ACCOMPANIES THIS SURVEY DRAWING.
3. ALL BEARINGS ARE BASED ON THE TEXAS COORDINATE SYSTEM, SOUTH ZONE (4205) NAD83. ALL DISTANCES SHOWN ARE GRID.

THE UNDERSIGNED HEREBY CERTIFIES:
THAT THIS SURVEY WAS MADE ON THE GROUND ON 10/25/2019, THAT THE ONLY IMPROVEMENTS ON THE GROUND ARE AS SHOWN, THAT THERE ARE NO VISIBLE ENCROACHMENTS, OVERLAPS, PROTRUSIONS, CONFLICTS, OR VISIBLE EASEMENTS EXCEPT AS SHOWN.



SIGNED:

James A. Woods
JAMES A. WOODS
REGISTERED PROFESSIONAL LAND SURVEYOR
TEXAS No. 5333



Civil Corp
ENGINEERS • SURVEYORS
4611 AIRLINE ROAD, SUITE 300, VICTORIA, TEXAS 77904
TEL: (361) 570-7500 FAX: (361) 570-7501

TBPE REGISTRATION #F-10283 TBPLS REGISTRATION #100576-00

DRAWN BY: PD

DATE: 11/03/20

JOB NO.: 19-171-02

SCALE: 1" = 40'

FLD. BK. NO.: NA

SHEET 1 OF 1

<* 42 \$ Parcel Closure Report: PARK2
 <* 43 \$ -----
 <* 44 \$ Start Coordinates, North: 17078843.74 East: 1184613.26 Name: 201
 <* 45 \$ Line: N 42^ 35' 31" E Dist.: 7.03
 <* 46 \$ Curve: C2 Rad.: 25.00 Delta: 97^ 00' 47" rt. Arc: 42.33
 <* 47 \$ Degree: 229^ 10' 59" Tan.: 28.26 Mid Ord.: 8.44 Ext. 12.73
 <* 48 \$ Chord Bearing: S 87^ 24' 19" E Chord Dist.: 37.45
 <* 49 \$ Line: S 38^ 55' 07" E Dist.: 126.66
 <* 50 \$ Curve: C3 Rad.: 200.00 Delta: 7^ 12' 22" rt. Arc: 25.15
 <* 51 \$ Degree: 28^ 38' 52" Tan.: 12.59 Mid Ord.: 0.40 Ext. 0.40
 <* 52 \$ Chord Bearing: S 35^ 18' 55" E Chord Dist.: 25.14
 <* 53 \$ Line: S 89^ 04' 53" W Dist.: 134.40 PtNum: 206
 <* 54 \$ Line: N 0^ 55' 07" W Dist.: 117.75
 <* 55 \$ End Coordinates, North: 17078843.74 East: 1184613.26
 <* 56 \$ Error North: -0.00 Error East: 0.00
 <* 57 \$ Error Direction: N 87^ 00' 34" W Total Distance Error: 0.00
 <* 58 \$ Error of Closure: 1/315541.80
 <* 59 \$ Perimeter: 453.32
 <* 60 \$ Area: sq. Feet: 11013.30 Acres: 0.25

Kleberg CAD

Property Search > 36884 CITY OF
KINGSVILLE for Year 2021

Tax Year: 2021 - Values not available

Property

Account

Property ID:	36884	Legal Description:	LANTANA PARK 1, BLOCK 7, LOT PARK, (E X E M P T)
Geographic ID:	141400700000192	Zoning:	
Type:	Real	Agent Code:	
Property Use Code:			
Property Use Description:			

Location

Address:	W CORNER OF LANTANA & RICHARD TX	Map ID:	A2
Neighborhood:			
Neighborhood CD:			

Owner

Name:	CITY OF KINGSVILLE	Owner ID:	62906
Mailing Address:	ETAL PO BOX 1458 KINGSVILLE, TX 78364-1458	% Ownership:	100.000000000000%
		Exemptions:	EX-XV

Values

(+) Improvement Homesite Value:	+	N/A
(+) Improvement Non-Homesite Value:	+	N/A
(+) Land Homesite Value:	+	N/A
(+) Land Non-Homesite Value:	+	N/A Ag / Timber Use Value
(+) Agricultural Market Valuation:	+	N/A N/A
(+) Timber Market Valuation:	+	N/A N/A

(=) Market Value:	=	N/A
(-) Ag or Timber Use Value Reduction:	-	N/A

(=) Appraised Value: = N/A

(-) HS Cap: - N/A

(=) Assessed Value: = N/A

Taxing Jurisdiction

Improvement / Building

No improvements exist for this property.

Land

#	Type	Description	Acres	Sqft	Eff Front	Eff Depth	Market Value	Prod. Value
1	C1	C1	0.0000	0.00	0.00	0.00	N/A	N/A

Roll Value History

Year	Improvements	Land Market	Ag Valuation	Appraised	HS Cap	Assessed
2021	N/A	N/A	N/A	N/A	N/A	N/A
2020	\$0	\$2,600	0	2,600	\$0	\$2,600
2019	\$0	\$2,600	0	2,600	\$0	\$2,600
2018	\$0	\$2,600	0	2,600	\$0	\$2,600
2017	\$0	\$2,600	0	2,600	\$0	\$2,600
2016	\$0	\$2,600	0	2,600	\$0	\$2,600
2015	\$0	\$2,600	0	2,600	\$0	\$2,600
2014	\$0	\$2,600	0	2,600	\$0	\$2,600
2013	\$0	\$2,600	0	2,600	\$0	\$2,600
2012	\$0	\$2,600	0	2,600	\$0	\$2,600
2011	\$0	\$2,600	0	2,600	\$0	\$2,600
2010	\$0	\$2,600	0	2,600	\$0	\$2,600

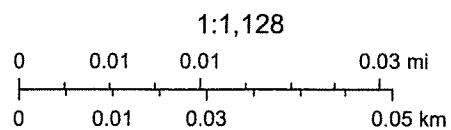
Questions Please Call (361) 595-5775

This year is not certified and ALL values will be represented with "N/A".

W CORNER OF LANTANA & RICHARD



January 27, 2021



Source: Esri, Maxar, GeoEye, Earthstar Geographics, CNES/Airbus DS, USDA, USGS, AeroGRID, IGN, and the GIS User Community

AGENDA ITEM #17

RESOLUTION #2021-_____

A RESOLUTION AUTHORIZING STAFF TO PROCEED WITH PLACING FOR SALE THE CITY'S 0.08 ACRES OF LAND LOCATED OFF WEST ALICE AND WEST RICHARD (LANTANA PARK 1, BLOCK 7, LOT PARK) IN KINGSVILLE, TEXAS.

WHEREAS, the City of Kingsville owns 0.08 acres of land off the corner of West Alice and West Richard at Lantana Park 1, Block 7, Lot Park, in Kingsville, Texas;

WHEREAS, the property is referred to as a "pocket park" which is a small area of land in a residential area that abuts single family homes and the property was dedicated to the City in 1937;

WHEREAS, the land is undeveloped and the City has no future plans for the land;

WHEREAS, the size of the land does not make the space feasible to use for park land, which the City's Master Plan determined there was already a sufficient amount of to serve the needs of the residents;

WHEREAS, the Texas Parks and Wildlife Code (Chapter 26) and the Texas Local Government Code (Chapter 253) require certain actions prior to the use or taking of park land for non-park purposes;

WHEREAS, the City advertised in the Kingsville Record on February 3, 10 & 17, 2019 and in the Corpus Christi Caller-Times on February 3, 10 & 17, 2019 that a public hearing would be held at a City Commission meeting on February 25, 2019 for the purpose of considering decommissioning three pieces of park land, with the above-referenced property being one of them;

WHEREAS, the City called for and then held a special election on May 4, 2019 to seek voter approval of the decommissioning of three pieces of park land and the measures were approved by local voters;

WHEREAS, the City Commission of the City of Kingsville finds it in the best interest of the citizens of Kingsville that the 0.08 acres of land off the corner of West Alice and West Richard at Lantana Park 1, Block 7, Lot Park, in Kingsville, Texas be placed for sale as authorized by the Texas Local Government Code; and

WHEREAS, the City believes that placing the land for sale would place the property back on the tax roll and may allow for future development of the property; and

WHEREAS, pursuant to the Texas Local Government Code, real property owned by the City can be sold via public auction, sealed bids, or for home-rule cities through a broker, unless an exception is met;

WHEREAS, the City finds the property meets an exception to the bidding requirement as set out in Texas Local Government Code Section 272.001, staff recommends the

property be sold through a negotiated sale with the adjacent property owner for the fair market value of the property as allowed by Texas Local Government Code Section 272.001(b)(1), (c), and (d) with the property contract coming back before the Commission for approval of the sale;

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

I.

THAT the City Commission of the City of Kingsville finds that all conditions precedent to the placing this land for sale have been met and authorizes staff to proceed with placing for sale through a negotiated sale with the adjacent property owner for the fair market value of the property in compliance with the Texas Local Government Code the City's 0.08 acres of real property off the corner of West Alice and West Richard at Lantana Park 1, Block 7, Lot Park, in Kingsville, Texas.

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 the 12th day of April, 2021.

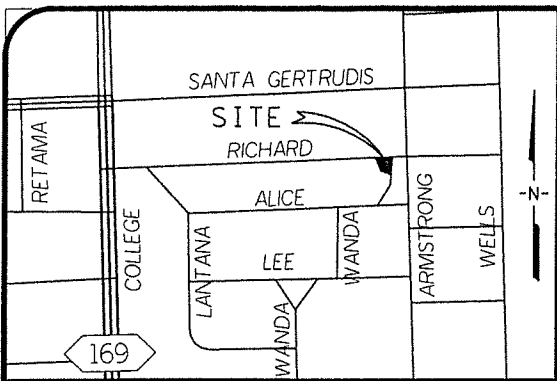
Sam Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

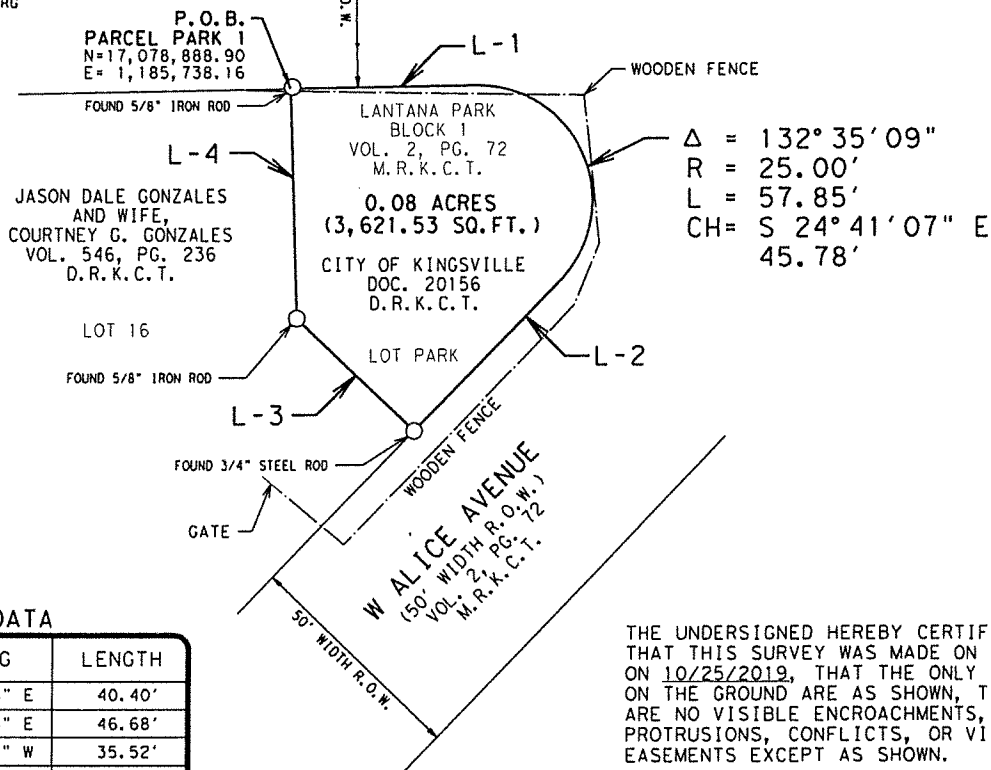
Courtney Alvarez, City Attorney



LOCATION MAP

LEGEND

- FOUND MONUMENT (AS NOTED)
- M. R. K. C. T. MAP RECORDS KLEBERG COUNTY, TEXAS
- D. R. K. C. T. DEED RECORDS KLEBERG COUNTY, TEXAS



LINEAR DATA

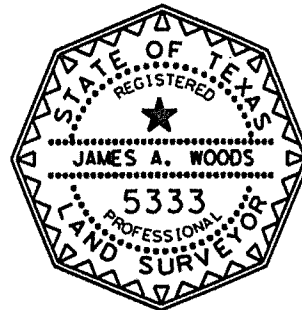
LINE NO.	BEARING	LENGTH
L-1	N 88° 59' 28" E	40.40'
L-2	N 43° 59' 28" E	46.68'
L-3	N 46° 06' 18" W	35.52'
L-4	S 01° 43' 04" E	49.86'

NOTE:

THE REFERENCED IS SUBJECT TO:

- THIS SURVEY WAS PERFORMED WITHOUT THE AID OF A TITLE COMMITMENT. THERE MAY BE EASEMENTS OR OTHER MATTERS NOT SHOWN THAT MAY AFFECT THE SUBJECT PROPERTY.
- A LEGAL DESCRIPTION OF EVEN DATE HERewith ACCOMPANIES THIS SURVEY DRAWING.
- ALL BEARINGS ARE BASED ON THE TEXAS COORDINATE SYSTEM, SOUTH ZONE (4205) NAD83. ALL DISTANCES SHOWN ARE GRID.

THE UNDERSIGNED HEREBY CERTIFIES: THAT THIS SURVEY WAS MADE ON THE GROUND ON 10/25/2019, THAT THE ONLY IMPROVEMENTS ON THE GROUND ARE AS SHOWN, THAT THERE ARE NO VISIBLE ENCROACHMENTS, OVERLAPS, PROTRUSIONS, CONFLICTS, OR VISIBLE EASEMENTS EXCEPT AS SHOWN.



SIGNED:

James A. Woods

JAMES A. WOODS
REGISTERED PROFESSIONAL LAND SURVEYOR
TEXAS No. 5333

Civil Corp
ENGINEERS • SURVEYORS

4611 AIRLINE ROAD, SUITE 300, VICTORIA, TEXAS 77904
TEL: (361) 570-7500 FAX: (361) 570-7501
TBPE REGISTRATION #F-10283 TBPLS REGISTRATION #100576-00

DRAWN BY: PD

DATE: 11/03/20

JOB NO.: 19-171-02

SCALE: 1" = 40'

FLD. BK. NO.: NA

SHEET 1 OF 1

<* 26 \$ Parcel Closure Report: PARK1
 <* 27 \$ -----
 <* 28 \$ Start Coordinates, North: 17078888.90 East: 1185738.16 Name: 101
 <* 29 \$ Line: N 88^ 59' 28" E Dist.: 40.40
 <* 30 \$ Curve: C1 Rad.: 25.00 Delta: 132^ 35' 09" rt. Arc: 57.85
 <* 31 \$ Degree: 229^ 10' 59" Tan.: 56.93 Mid Ord.: 14.95 Ext. 37.18
 <* 32 \$ Chord Bearing: S 24^ 41' 07" E Chord Dist.: 45.78
 <* 33 \$ Line: S 43^ 59' 28" W Dist.: 46.68 PtNum: 104
 <* 34 \$ Line: N 46^ 06' 18" W Dist.: 35.52 PtNum: 105
 <* 35 \$ Line: N 1^ 43' 04" W Dist.: 49.86
 <* 36 \$ End Coordinates, North: 17078888.90 East: 1185738.16
 <* 37 \$ Error North: -0.00 Error East: 0.00
 <* 38 \$ Error Direction: N 11^ 48' 11" W Total Distance Error: 0.00
 <* 39 \$ Error of Closure: 1/57893.29
 <* 40 \$ Perimeter: 230.31
 <* 41 \$ Area: sq. Feet: 3621.53 Acres: 0.08

Kleberg CAD

Property Search > 36886 CITY OF
KINGSVILLE for Year 2021

Tax Year: 2021 - Values not available

Property

Account

Property ID:	36886	Legal Description:	LANTANA PARK 1, BLOCK 1, LOT PARK (NORTH SIDE), (EXEMPT)
Geographic ID:	141400000010192	Zoning:	
Type:	Real	Agent Code:	
Property Use Code:			
Property Use Description:			

Location

Address:	CORNER OF ALICE & RICHARD TX	Mapsco:	
Neighborhood:		Map ID:	A2
Neighborhood CD:			

Owner

Name:	CITY OF KINGSVILLE	Owner ID:	62906
Mailing Address:	ETAL PO BOX 1458 KINGSVILLE, TX 78364-1458	% Ownership:	100.000000000000%
		Exemptions:	EX-XV

Values

(+) Improvement Homesite Value:	+	N/A	
(+) Improvement Non-Homesite Value:	+	N/A	
(+) Land Homesite Value:	+	N/A	
(+) Land Non-Homesite Value:	+	N/A	Ag / Timber Use Value
(+) Agricultural Market Valuation:	+	N/A	N/A
(+) Timber Market Valuation:	+	N/A	N/A

(=) Market Value:	=	N/A	
(-) Ag or Timber Use Value Reduction:	-	N/A	

(=) Appraised Value: = N/A

(-) HS Cap: - N/A

(=) Assessed Value: = N/A

Taxing Jurisdiction

Improvement / Building

No improvements exist for this property.

Land

#	Type	Description	Acres	Sqft	Eff Front	Eff Depth	Market Value	Prod. Value
1	C1	C1	0.0000	0.00	0.00	0.00	N/A	N/A

Roll Value History


Year	Improvements	Land Market	Ag Valuation	Appraised	HS Cap	Assessed
2021	N/A	N/A	N/A	N/A	N/A	N/A
2020	\$0	\$1,300	0	1,300	\$0	\$1,300
2019	\$0	\$1,300	0	1,300	\$0	\$1,300
2018	\$0	\$1,300	0	1,300	\$0	\$1,300
2017	\$0	\$1,300	0	1,300	\$0	\$1,300
2016	\$0	\$1,300	0	1,300	\$0	\$1,300
2015	\$0	\$1,300	0	1,300	\$0	\$1,300
2014	\$0	\$1,300	0	1,300	\$0	\$1,300
2013	\$0	\$1,300	0	1,300	\$0	\$1,300
2012	\$0	\$1,300	0	1,300	\$0	\$1,300
2011	\$0	\$1,300	0	1,300	\$0	\$1,300
2010	\$0	\$1,300	0	1,300	\$0	\$1,300

Deed History - (Last 3 Deed Transactions)

#	Deed Date	Type	Description	Grantor	Grantee	Volume	Page	Deed Number
1	6/27/1939	DEED	DEED	CITY OF KINGSVILLE	CITY OF KINGSVILLE			20156

Tax Due

Property Tax Information as of 01/27/2021

Amount Due if Paid on: 

Year	Taxing Jurisdiction	Taxable Value	Base Tax	Base Taxes Paid	Base Tax Due	Discount / Penalty & Interest	Attorney Fees	Amount Due
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NOTE: Penalty & Interest accrues every month on the unpaid tax and is added to the balance. Attorney fees may also increase your tax liability if not paid by July 1. If you plan to submit payment on a future date, make sure you enter the date and RECALCULATE to obtain the correct total amount due.

Questions Please Call (361) 595-5775

This year is not certified and ALL values will be represented with "N/A".

Website version: 1.2.2.33

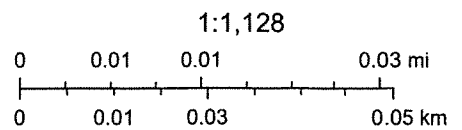
Database last updated on: 1/25/2021 8:17 PM

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CORNER OF ALICE & RICHARD



January 27, 2021



Source: Esri, Maxar, GeoEye, Earthstar Geographics, CNES/Airbus DS, USDA, USGS, AeroGRID, IGN, and the GIS User Community