

City of Kingsville, Texas

AGENDA CITY COMMISSION

**MONDAY, APRIL 26, 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.

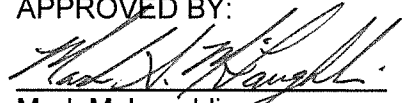
OPEN MEETING

INVOCATION / PLEDGE OF ALLEGIANCE – (Mayor Fugate)

MINUTES OF PREVIOUS MEETING(S)

Regular Meeting - April 12, 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 an ordinance for a Special Use Permit for general business use in I1 (Light Industrial District) at 1400 E. Corral (El Campo Process Plant), Kingsville, Texas, also known as Corral, Block 3, Lots 10-13. Weldon Ross West, authorized agent and owner. (Director of Planning & Development Services).
2. Public Hearing on a request to replat of KT&I Co., Block 22, Lot PT 8 also known as Property ID 20581, Kingsville, Texas. Robert D. Coleman MGT LLC, applicant and owner. (located along Golf Course Road between Paulson Falls and East Trant Road). (Director of Planning & Development Services).

III. Reports from Commission & Staff.²

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

IV. Public Comment on Agenda Items.³

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

V.

Consent Agenda

Notice to the Public

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

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

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

1. Motion to approve final passage of an ordinance amending the Fiscal Year 2020-2021 budget to accept and expend donation from NuStar Energy for Fire Department equipment maintenance and supplies. (Fire Chief).

REGULAR AGENDA

CONSIDERATION OF MOTIONS, RESOLUTIONS, AND ORDINANCES:

VI. Items for consideration by Commissioners.⁴

2. Consider accepting the Annual Comprehensive Financial Report (ACFR) of the City of Kingsville for Fiscal Year 2019-2020. (Finance Director).
3. Consider introduction of an ordinance amending the zoning ordinance by granting a Special Use Permit for general business use in I1 (Light Industrial District) at 1400 E. Corral (El Campo Process Plant), Kingsville, Texas, also known as Corral, Block 3, Lots 10-13. (Director of Planning & Development Services).
4. Consider request to replat of K T&I Co., Block 22, Lot PT 8 also known as Property ID 20581, Kingsville, Texas. (located along Golf Course Road between Paulson Falls and East Trant Road). (Director of Planning & Development Services).
5. Consider a resolution naming the City pavilion on 6th Street as the "Maggie Salinas Pavilion". (Parks Director/City Manager).
6. Consider accepting donations for Youth Pony League sponsors. (Parks Director).
7. Consider introduction of an ordinance amending the Fiscal Year 2020-2021 budget to accept and expend donations from the Youth Pony League Sponsors for uniforms. (Parks Director).
8. Consider accepting donations for ball field scoreboard sponsorships. (Parks Director).
9. Consider introduction of an ordinance amending the Fiscal Year 2020-2021 budget to accept and expend donations for ball field scoreboard sponsorships. (Parks Director).
10. Consider introduction of an ordinance amending the Fiscal Year 2020-2021 budget to purchase wearable safety lights for the Police Department. (Police Chief).
11. Consider introduction of an ordinance amending the Fiscal Year 2020-2021 budget to cover additional costs of Liberator IV headsets not covered by grant funding for the Police Department. (Police Chief).
12. Consider introduction of an ordinance amending the Fiscal Year 2020-2021 budget to cover hazard pay for period of October 2020 through December 2020. (Finance Director).
13. Consider introduction of an ordinance amending the Fiscal Year 2020-2021 budget to transfer existing capital outlay items budget which were budgeted as a capital lease to Fund 115-Tax Notes Series 2021 and to cover overage on police vehicles purchase and tax note issuance costs. (Finance Director).
14. Consider introduction of an ordinance amending the Fiscal Year 2020-2021 budget to transfer existing capital outlay items payment budget to Debt Service Fund to cover the Tax Note Series 2021 payment. (Finance Director).
15. Consider a resolution authorizing four new bank accounts for the four Texas Water Development Board project and designating authorized signatories. (Finance Director).
16. Consider award of the City's All-Risk Property Insurance Coverages for the period of May 1, 2021 through April 30, 2022 as per staff recommendation. (Risk Manager).

17. Consider a resolution authorizing the Mayor to enter into Amendment No.1 of the Emergency Disaster Response Agreement between the City of Kingsville and Garner Environmental Services, Inc. for emergency disaster response services. (Purchasing Manager/ City Attorney).
18. Consider a resolution authorizing the sale of 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).
19. Consider a resolution authorizing the sale of 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).
20. Consider a resolution of the City of Kingsville, Texas finding that AEP Texas Inc.'s application to amend its Distribution Cost Recovery Factors to increase distribution rates within the City should be denied; authorizing participation with the cities served by AEP Texas; authorizing hiring of legal counsel; finding that the City's reasonable rate case expenses shall be reimbursed by the company; finding that the meeting at which this resolution is passed is open to the public as required by law; requiring notice of this resolution to the company and legal counsel. (City Attorney).
21. Executive Session: Pursuant to Section 551.087, Texas Government Code, Deliberations Regarding Economic Development Negotiations Exception, the City Commission shall convene in executive session to deliberate the offer of a financial or other incentive to a business prospect that the governmental body seeks to have locate, stay, or expand in or near the territory of the governmental body and with which the governmental body is conducting economic development negotiations. (City Manager).

VII. Adjournment.

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

NOTICE

This City of Kingsville and 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 22, 2021 at 4:30 P.M. and remained so posted continuously for at least 72 hours proceeding the schedule time of said meeting.

Mary Valenzuela

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

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

By: _____
City Secretary's Office
City of Kingsville, Texas

MINUTES OF PREVIOUS MEETING(S)

APRIL 12, 2021

A REGULAR MEETING OF THE CITY OF KINGSVILLE CITY COMMISSION WAS HELD ON MONDAY, APRIL 12, 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
Kyle Benson, IT Manager
Derek Williams, IT
Rudy Mora, Engineer
Bill Donnell, Public Works Director
Diana Gonzales, Human Resources Director
Ricardo Torres, Chief of Police
Juan Adame, Fire Chief
Uchechukwu Echeozo, Director of Planning & Development Services
Nicholas Daniels, Building Official

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. Commissioner Lopez was 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-March 22, 2021

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

****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 the 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).

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.

Mr. Uchechukwu Echeozo, Director of Planning & Development Services stated that the applicant would like to replat existing lots 17, 18 into one single lot. The Planning & Zoning Commission met on the item and approved the recommendation unanimously. Letters were mailed to citizens within the area and staff received no complaints.

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

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).

Mayor Fugate read and opened this public hearing at 5:04 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.

Mr. Uchechukwu Echeozo, Director of Planning & Development Services stated that this is for a grant to be submitted in May 2021. Development needs are as followed: sidewalks and lighting; road construction, renovation, and curb & gutter; the targeted area is Kleberg Street between the 4th and 5th intersection. The amount of funding available is \$350,000. The match is 5% cash: In-Kind \$30,000 in Engineering Services and \$8,500 in Admin Services.

There being no further comments Mayor Fugate closed this public hearing at 5:07 P.M.

III. Reports from Commission & Staff.²

"At this time, the City Commission and Staff will report/update on all committee assignments which may include, but is not limited to, the following: Planning & Zoning

Commission, Zoning Board of Adjustments, Historical Board, Housing Authority Board, Library Board, Health Board, Tourism, Chamber of Commerce, Coastal Bend Council of Governments, Conner Museum, Keep Kingsville Beautiful, and Texas Municipal League. Staff reports include the following: Building & Development, Code Enforcement, Condemnation Update, Proposed Development Report; Accounting & Finance – Financial & Investment Information, Investment Report, Quarterly Budget Report, Monthly Financial Reports, Utilities Billing Update; Police & Fire Department – Grant Update, Police & Fire Reports; Streets Update; Public Works; Landfill Update, Building Maintenance, Construction Updates; Park Services - grant(s) update, miscellaneous park projects, Emergency Management, Administration –Workshop Schedule, Interlocal Agreements, Public Information, Health Department, Hotel Occupancy Report, Quiet Zone, SEP, Legislative Update, Proclamations, Employee Recognition, Health Plan Update, Tax Increment Zone Presentation, Main Street Downtown, Chapter 59 project, Financial Advisor, Wastewater Treatment Plant, Water And Wastewater Rate Study Presentation, Golf Course, Library Summer Programs, Grants Update. No formal action can be taken on these items at this time.”

Mr. Mark McLaughlin, City Manager reported that staff has requested for the City Commission not to take any discussion or action on agenda item 11, as staff did not receive all the required documents that were expected to be received for this item. Mr. McLaughlin further reported that staff has begun the budget cycle for the upcoming fiscal year, with Finance Department issuing departments the budget workbooks. He further reported that the COVID Testing site located at the Health Department was performing testing every day of the week including Saturday's. As of last week, they cut their testing days down to only two days. Staff received notice that the COVID Testing site will only be available for two days this week Tuesday, and Thursday. Staff is not sure if this will be the permanent schedule moving forward.

Ms. Courtney Alvarez, City Attorney reported that the next scheduled Commission meeting is scheduled for Monday, April 26, 2021. The deadline for staff to submit their agenda item is Friday, April 16, 2021. Ms. Alvarez mentioned vacancies within City Boards; Planning & Zoning Commission with three vacancies (two-year term); Zoning Board of Adjustments with one Board member vacancy and two alternate Board vacancies (two-year term); and Main Street Board with 2 vacancies (two-year term). She further reported that staff had the rating call with S&P for the upcoming issue. With the audit coming along the way the Financial Advisor and Bond Counsel would prefer to get the CAFR Report completed before the issue. Once the document becomes available an audit committee meeting will need to be scheduled which may necessitate a special Commission meeting to accept the CAFR Report sometime the first of May.

Commissioner Torres asked how word is getting out to the citizens regarding City Board vacancies.

Ms. Alvarez responded that in the past they have been announced in a public meeting as such, or staff will take an ad to the local newspaper.

Mayor Fugate read and presented a proclamation for Sexual Assault Awareness Month.

IV. Public Comment on Agenda Items.³

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

No public comments were made or received.

V.

Consent Agenda

Notice to the Public

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

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

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

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

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).**

Motion made by Commissioner Alvarez to approve the replat of Orig Town, Block 56, Lots 17 & 18 (0.16 acres) also known as 330 East Kenedy Avenue, Kingsville,

Texas, seconded by Commissioner Hinojosa. The motion was passed and approved by the following vote: Torres, Hinojosa, Alvarez, Fugate voting "FOR".

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).

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

9. Consider accepting donation from NuStar Energy for the Fire Department. (Fire Chief).

Mr. Juan J. Adame, Fire Chief stated that NuStar Energy makes annual donations to fire departments within their service area, and this year they have chosen the Kingsville Fire Department for their donation of \$1,750.00.

Motion made by Commissioner Hinojosa to accept the donation from NuStar Energy for the Fire Department, seconded by Commissioner Torres. The motion was passed and approved by the following vote: Alvarez, Torres, Hinojosa, Fugate voting "FOR".

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).

Introduction ordinance.

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).

No discussion or action was taken on this item, as per staff's request.

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 Agreement between the City of Kingsville and Contractor on the Basis of a Stipulated Price for Wastewater Manhole Rehabilitation Project-Phase 3 (TxCDBG #7218269). (City Engineer).

Mr. McLaughlin stated that the City has some remaining funds from the Manhole Rehabilitation Project from TxCDBG 7218269, so an informal bid process was used to obtain quotes for additional manhole replacement work for three manholes.

Motion made by Commissioner Torres to approve the award for 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 Agreement between the

City of Kingsville and Contractor on the Basis of a Stipulated Price for Wastewater Manhole Rehabilitation Project-Phase 3 (TxCDBG #7218269), seconded by Commissioner Alvarez. The motion was passed and approved by the following vote: Hinojosa, Alvarez, Torres, Fugate voting "FOR".

- 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).**

Mr. McLaughlin stated that when first looking at the Armstrong Reconstruction Project, the intent was to start the tear up of Armstrong along the south edge of Santa Gertrudis which will go all the way down and stopping on the north edge of Kenedy. The request to include the intersection of Santa Gertrudis and N. Armstrong in the contract is necessary to provide a smooth pavement surface. The original contract total is \$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%.

Commissioner Hinojosa asked for a breakdown of the \$72,000 mentioned in staff's memo. He further stated that he understood from the information provided to the Commission that the \$72,000 included the seal coat, but he did not see a breakdown of the cost.

Mr. McLaughlin commented that the \$72,000 has nothing to do with the seal coat. This amount is for the reconstruction of the entire intersection with manhole and the removal of fifteen inches of material and rebasing it with four inches of hot mix over the top.

Commissioner Hinojosa asked if staff could provide him with a breakdown of the cost for this project. Mr. McLaughlin responded that he would provide the information requested.

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

- 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).**

Mr. McLaughlin stated that the Travel Center coming to the area near the Tourism Center site will not need the property where Tourism is located. Therefore, staff recommends approval to cease the process of the sale of this property.

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

- 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).**

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

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).

Ms. Alvarez stated that this item would give staff permission to place land for sale. She further stated that at a future meeting staff will bring to the Commission a resolution with a real estate contract so that the Commission may approve the sale of such property.

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

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).

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

VI. Adjournment.

There being no further business to come before the City Commission, the meeting was adjourned at 5:37 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 21, 2021

To: Mark McLaughlin (City Manager)

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

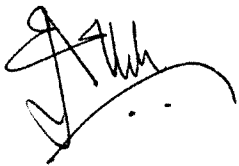
Subject: **Weldon Ross West, authorized agent and owner, requesting a Special Use Permit for general business use at CORRAL, BLOCK 3, LOT 10-13 (EL CAMPO PROCESS PLANT) also known as 1400 E Corral, Kingsville, Texas.**

The Planning and Zoning Commission meeting held as scheduled this evening, April 21, 2021 with 4 members in attendance. There were two members that were absent – Commissioner Idotha Battle and Bill Aldrich

Members deliberated over the issue of granting approval for a Special Use Permit to enable the applicant carry out the business that includes the sale of fishing and hunting gear as well as guns. Letters were sent out to neighbors and the City received no objections to the request. Commissioners, after deliberations, voted unanimously to approve the recommendation for a Special Use Permit A recorded vote of all members present was taken and Commissioners Mike Klepac, Debbie Tiffie, Brian Coufal and the Chairman – Steve Zamora all voted 'YES'

The meeting was adjourned by 6.35p.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: April 14, 2021
To: Planning and Zoning Commission Members
From: Uche Echeozo (Director of Planning and Development Services)
Subject: **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 applicant approached the department because they wanted to carry out several business endeavors including sale of fishing and hunting gears as well as guns. A look at the current zoning for the subject property revealed an I1 (Light Industrial) use which does not allow for such endeavors except under a Special Use Regime.

Consequently, a Special Use Permit application is being submitted for your consideration. Therefore, it is recommended that you consider the said application and approve same since the use is in conformity with the zoning ordinance of 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 1400 E Corral Ave Nearest Intersection E Corral & N 17th St.

(Proposed) Subdivision Name _____ Lot _____ Block _____

Legal Description: _____

Existing Zoning Designation I1 light industrial Future Land Use Plan Designation _____

OWNER/APPLICANT INFORMATION: (Please PRINT or TYPE)

Applicant/Authorized Agent Weldon Ross West Phone 361-522-8722 FAX _____

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

Mailing Address 1400 E Corral Ave City Kingsville State TX Zip 78363

Property Owner Weldon Ross West Phone 361-522-8722 FAX _____

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

Mailing Address 1400 E Corral Ave 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 checked="" type="checkbox"/> Re-zoning Request	\$250.00	<input type="checkbox"/> Re-plat	\$250.00
<input checked="" type="checkbox"/> SUP Request/Renewal	\$250.00	<input type="checkbox"/> Vacating Plat	\$50.00
<input type="checkbox"/> Zoning Variance Request (ZBA)	\$250.00	<input type="checkbox"/> 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:

Sale of fishing, hunting gear as well as guns.

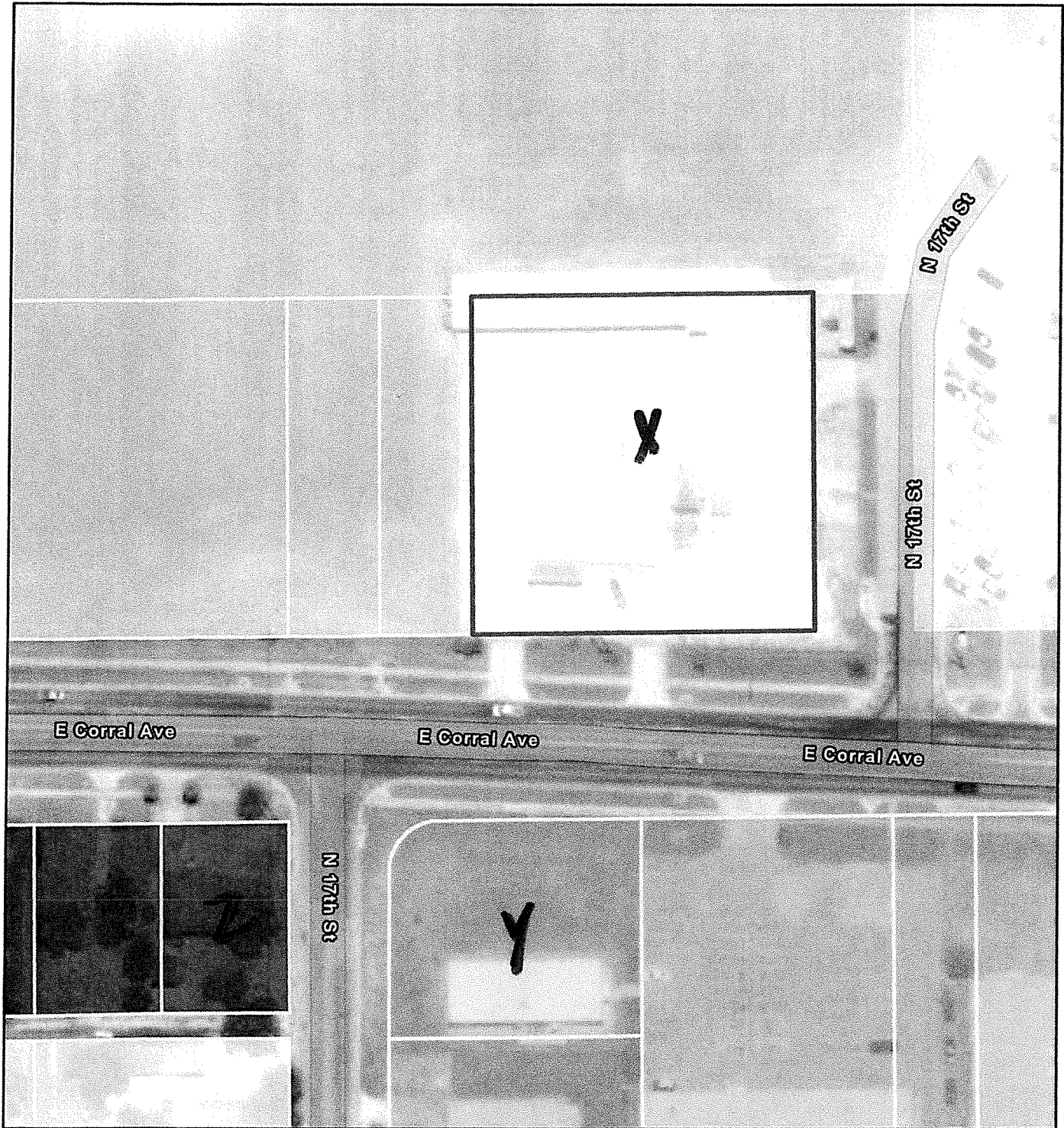
I hereby certify that I am the owner and /or duly authorized agent of the owner for the purposes of this application. I further certify that I have read and examined this application and know the same to be true and correct. If any of the information provided on this application is incorrect the permit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

Applicant's Signature WRW Date: 3/10/21

Property Owner's Signature WRW Date: 3/10/21

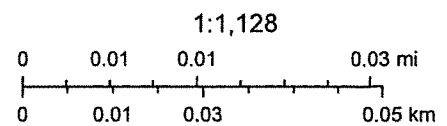
Accepted by: _____ Date: _____

1400 E Corral



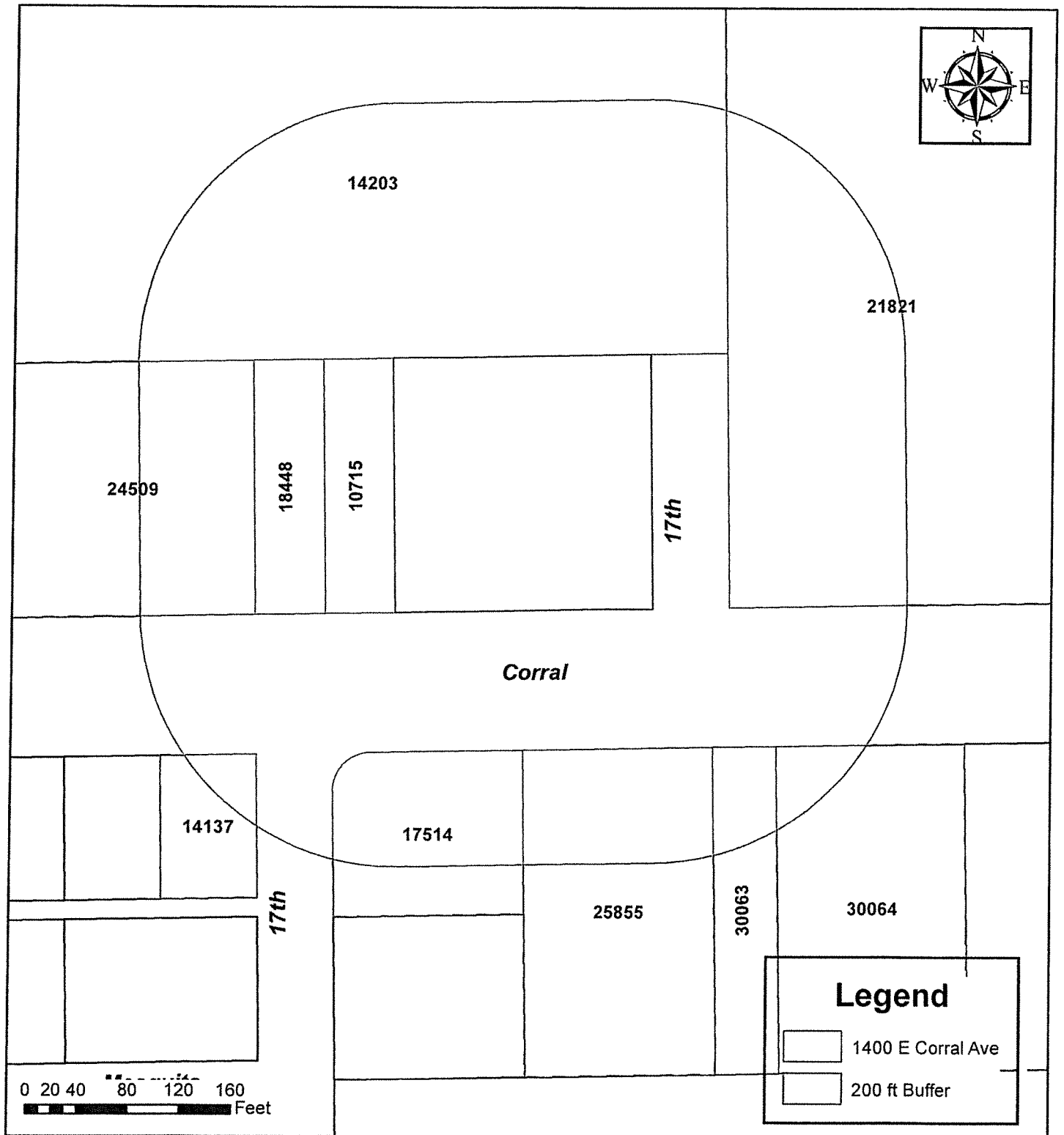
March 10, 2021

X 1400 E Corral
= Light Industrial zoning
Y - C2 retail
Z - C4 commercial




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

200 ft Buffer Map of 1400 E Corral



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: 3/29/2021		
	Note:		

PAUL M WEST
ETAL
489 N COUNTY ROAD 1050
KINGSVILLE, TEXAS 78363-8923
#14203, 24509

ANDRES RENDON
ETUX MARIA G
PO BOX 632
BLOOMINGTON, TX 77951-0632
#14137

THE WORHSIP CENTER OF
KINGSVILLE
6618 GUINEVERE ST
CORPUS CHRISTI, TX 78414-6273
#30064

CITY OF KINGSVILLE
PO BOX 1458
KINGSVILLE, TEXAS 78364-1458
#21821

GARCO
1632 E SANTA GERTRUDIS ST
KINGSVILLE, TX 78363-4809
#17514, 25855

LCO PROPERTIES LLC
700 E CORRAL
KINGSVILLE, TX 778363
#18448, 10715

FILIBERTO GARCIA EST
CARYL GARCIA (IND EXECUTRIX)
1632 E SANTA GERTRUDIS
KINGSVILLE, TEXAS 78363-4809
#30063

	R1	R2	R2A	R3	R4	MH	C1	C2	C3	C4	11	12	Ag
Mobile Food Court				S	S	P	P	P	S	P	P	P	P
Mobile Food Vendor				S	S	P	P	P	S	P	P	P	P
Mortuary							S	P	P	P	S		S
Music store							S	P	P	P			
Office, professional, or general business							S	P	P	P	S		
Optical shop or laboratory							S	P	P	P			
Package liquor store							S	S	P	P			
Pawn shop							S	S	P	P			
Pet shop for small animals birds, fish							P	P	P	P			
Personal custom services such as tailor, milliner, and the like							P	P	P	P			
Repair of appliances, T.V., radio, and similar equipment							P	P	P	P			
Shoe, boot, saddle, or other leather goods sale and repair							S	P	P	P	P	P	
Studio, photographer, artist, music, dance, drama							S	P	P	P			

Kleberg CAD

Property Search > 19210 SHUR WEST REAL ESTATE INC for Year 2021

Tax Year: 2021 - Values not available

Property

Account

Property ID:	19210	Legal Description:	CORRAL, BLOCK 3, LOT 10-13, (EL CAMPO PROCESS PLANT)
Geographic ID:	120600310000192	Zoning:	I1
Type:	Real	Agent Code:	
Property Use Code:			
Property Use Description:			

Location

Address:	1400 E CORRAL	Mapsco:	
Neighborhood:		Map ID:	B1
Neighborhood CD:			

Owner

Name:	SHUR WEST REAL ESTATE INC	Owner ID:	60546
Mailing Address:	1400 E CORRAL AVE KINGSVILLE, TX 78363-4121	% Ownership:	100.0000000000%
		Exemptions:	

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: COMMERCIAL **State Code:** F1 **Living Area:** 4357.0 sqft **Value:** N/A

Type	Description	Class CD	Exterior Wall	Year Built	SQFT
MA	MAIN AREA	OF3A	EWB	1975	950.0
MA	MAIN AREA	IN2L		1975	3182.0
CPF	CARPORT FRAME (STAND ALONE)	*		1975	4060.0
CON	CONCRETE SLAB COMMERCIAL	*		1990	11387.0
OP1	OPEN PORCH BASIC (20%)	*		2004	240.0
STGG	STORAGE FRAME (GOOD)	*		1975	1485.0
MA	MAIN AREA	DOC		1975	225.0
STGA	STORAGE FRAME (AVERAGE)	*		1990	70.0
ASP	ASPHALT (100%)	*		1990	22991.0

Land

#	Type	Description	Acres	Sqft	Eff Front	Eff Depth	Market Value	Prod. Value
1	F1	F1	1.2041	52450.88	239.94	218.60	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	\$104,980	\$24,080	0	129,060	\$0	\$129,060
2019	\$107,780	\$24,080	0	131,860	\$0	\$131,860
2018	\$125,420	\$24,080	0	149,500	\$0	\$149,500
2017	\$100,870	\$24,080	0	124,950	\$0	\$124,950
2016	\$48,750	\$24,080	0	72,830	\$0	\$72,830
2015	\$48,750	\$24,080	0	72,830	\$0	\$72,830
2014	\$48,750	\$24,080	0	72,830	\$0	\$72,830
2013	\$48,750	\$24,080	0	72,830	\$0	\$72,830
2012	\$47,970	\$24,080	0	72,050	\$0	\$72,050

2011	\$47,970	\$24,080	0	72,050	\$0	\$72,050
2010	\$47,970	\$24,950	0	72,920	\$0	\$72,920
2009	\$47,970	\$24,950	0	72,920	\$0	\$72,920
2008	\$59,950	\$24,500	0	84,450	\$0	\$84,450
2007	\$59,950	\$24,500	0	84,450	\$0	\$84,450

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: 3/9/2021 8:17
PM

© N. Harris Computer Corporation

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

GLORIA BIGGER-CAMPU
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, HMK 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.

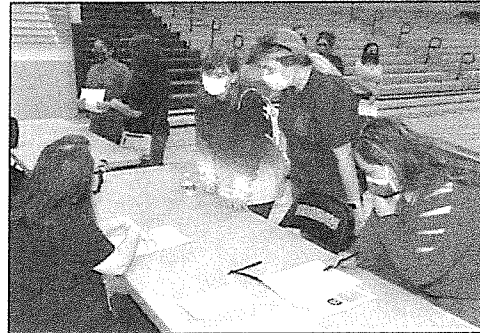
Ramirez said the Early College High School program has many benefits because it provides free tuition, textbooks, materials,

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.

See "EARLY COLLEGE" ON PG. 13



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

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-

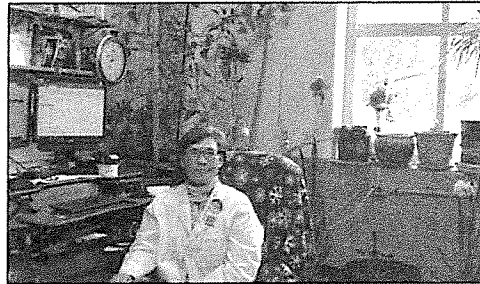
cations, extensive research and leadership qualities that may have contributed to her being nominated and recognized.

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

See "TAMUK" ON PG. 13



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)

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 Echeazu
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 #13313
595-RUDY
78363

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:

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 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:

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.

ORDINANCE NO. 2021-_____

AMENDING THE ZONING ORDINANCE BY GRANTING A SPECIAL USE PERMIT FOR GENERAL BUSINESS USE IN I1 (LIGHT INDUSTRIAL DISTRICT) AT 1400 E. CORRAL AVE. (EL CAMPO PROCESS PLANT SITE), KINGSVILLE, TEXAS, ALSO KNOWN AS CORRAL, BLOCK 3, LOTS 10-13; AMENDING THE COMPREHENSIVE PLAN TO ACCOUNT FOR ANY DEVIATIONS FROM THE EXISTING COMPREHENSIVE PLAN; PROVIDING FOR PUBLICATION.

WHEREAS, the Planning Commission has forwarded to the City Commission its reports and recommendations concerning the application of Weldon Ross West (applicant/owner) for amendment to the zoning map of the City of Kingsville;

WHEREAS, the property is currently zoned I1-Light Industrial District and it is desired for the area to be used for general business uses (such as sale of fishing and hunting gear as well as guns), while its prior use was a meat processing plant;

WHEREAS, the City Code of Ordinances, Chapter XV-Land Usage, Appendix A- Land Use Categories states that in I1 a special use permit is required to have a general business use as listed on the SUP application; and

WHEREAS, the City of Kingsville Code of Ordinances section 15-6-142 regulates special use permits; and

WHEREAS, with proper notice to the public, public hearings were held on Wednesday, April 21, 2021, during a meeting of the Planning Commission, and on Monday, April 26, 2021, a public hearing was held during a meeting of the City Commission, in the Helen Kleberg Groves Community Room/Commission Chambers, at City Hall, in the City of Kingsville, during which all interested persons were allowed to appear and be heard; and

WHEREAS, a majority of the Planning and Zoning Commission voted 4-0 to APPROVE, with 0 abstentions and two absent, the requested special use permit; and

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

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

SECTION 1. That the Zoning Ordinance of the City of Kingsville, Texas, is amended and a Special Use Permit is granted for general business uses (such as sale of fishing and hunting gear as well as guns) on the premises known as 1400 E. Corral Ave. (El Campo

Process Plant Site), Kingsville, Texas, also known as Corral, Block 3, Lots 10-13, as more specifically describe on site plan attached as Exhibit A.

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

1. **ALLOWED USE:** The only uses authorized by this Special Permit other than the permitted "I1" Light Industrial District use is for general business uses (such as sale of fishing and hunting gear as well as guns).

2. **STATE LICENSE:** The premises or operator will be licensed or registered by the State of Texas, if needed, to have such a business.

3. **TIME LIMIT:** This Special Permit is good for the duration of the business from the date of this ordinance unless the property is not being used for the purpose outlined in Condition 1 or any other conditions have not been complied with.

4. **SPECIAL CONDITION:** The applicant shall obtain all required background checks, business licenses and have and cooperate with all annual fire safety, health, and sanitation inspections, or other inspections required for this type of use by the City of Kingsville or any State or Federal requirement, in order to maintain compliance with federal, state and city regulations for the facility.

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

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

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

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

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

INTRODUCED on this the 26th day of April, 2021.

PASSED AND APPROVED on this the 10th day of May, 2021.

Effective Date: _____, 2021

THE CITY OF KINGSVILLE

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney

PUBLIC HEARING #2

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



MEMO

Date: April 21, 2021

To: Mark McLaughlin (City Manager)

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


Subject: **Robert D. Coleman MGT LLC, applicant and owner, requesting a replat of K T & I CO, BLOCK 22, LOT PT 8 also known as Property ID 20581 located along Gulf Course Road between Paulson Falls Subdivision and East Trant Road, Kingsville, Texas.**

The Planning and Zoning Commission meeting held as scheduled this evening, April 21, 2021 with 4 members in attendance. There were two members that were absent – Commissioner Idotha Battle and Bill Aldrich

Members deliberated over the issue of granting approval for a re-plat of **K T & I CO, BLOCK 22, LOT PT 8 also known as Property ID 20581** that was recently re-zoned from AG to R1. Letters were sent out to neighbors and the City received no objections to the request. Commissioners, after deliberations, voted unanimously to approve the recommendation for a Special Use Permit A recorded vote of all members present was taken and Commissioners Mike Klepac, Debbie Tiffie, Brian Coufal and the Chairman – Steve Zamora all voted 'YES'

The meeting was adjourned by 6.35p.m.

Thank you.



Uche Echeozo
Director of Planning and
Development Services



MEMO

Date: April 14, 2021

To: Planning and Zoning Commission Members

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

Subject: Robert D. Coleman MGT LLC, applicant and owner, requesting a replat of K T & I CO, BLOCK 22, LOT PT 8 also known as Property ID 20581 located along Golf Course Road between Paulson Falls Subdivision and East Trant Road, Kingsville, Texas.

The applicant approached the department because they wanted to carry out a replat of the property KT&I CO BLOCK 22, LOT PT8 also known as Property ID 20581 that was recently rezoned from Ag to R1. They would like to subdivide the 9.345 acres land into 4 large lots of at least 2.2 acres each. With the City experiencing continuous growth, there is a need to encourage good quality housing thus increasing the housing stock within the city.

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', is located below the 'Thank you.' text. The signature is stylized with a large, sweeping 'U' and a series of loops.

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 FM 3320 (Golf Course Rd) Nearest Intersection FM 3320 & Trant Rd

(Proposed) Subdivision Name Summerfield Village Lot 1-4 Block _____

Legal Description: 9.345 acres out of Farm Lot 8, Section 22, KT + IC Subdivision

Existing Zoning Designation Single family Future Land Use Plan Designation Single family

OWNER/APPLICANT INFORMATION: (Please PRINT or TYPE)

Applicant/Authorized Agent Robert Coleman Phone 956-739-2109 FAX _____

Email Address (for project correspondence only): rlcole33856@msn.com

Mailing Address 815 ALEXANDER AVE City Kingsville State TX Zip 78363

Property Owner Robert D Coleman MDT LLC Phone 956-739-2109 FAX _____

Email Address (for project correspondence only): rlcole33856@msn.com

Mailing Address 815 ALEXANDER AVE 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 <input checked="" type="checkbox"/> _____	\$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

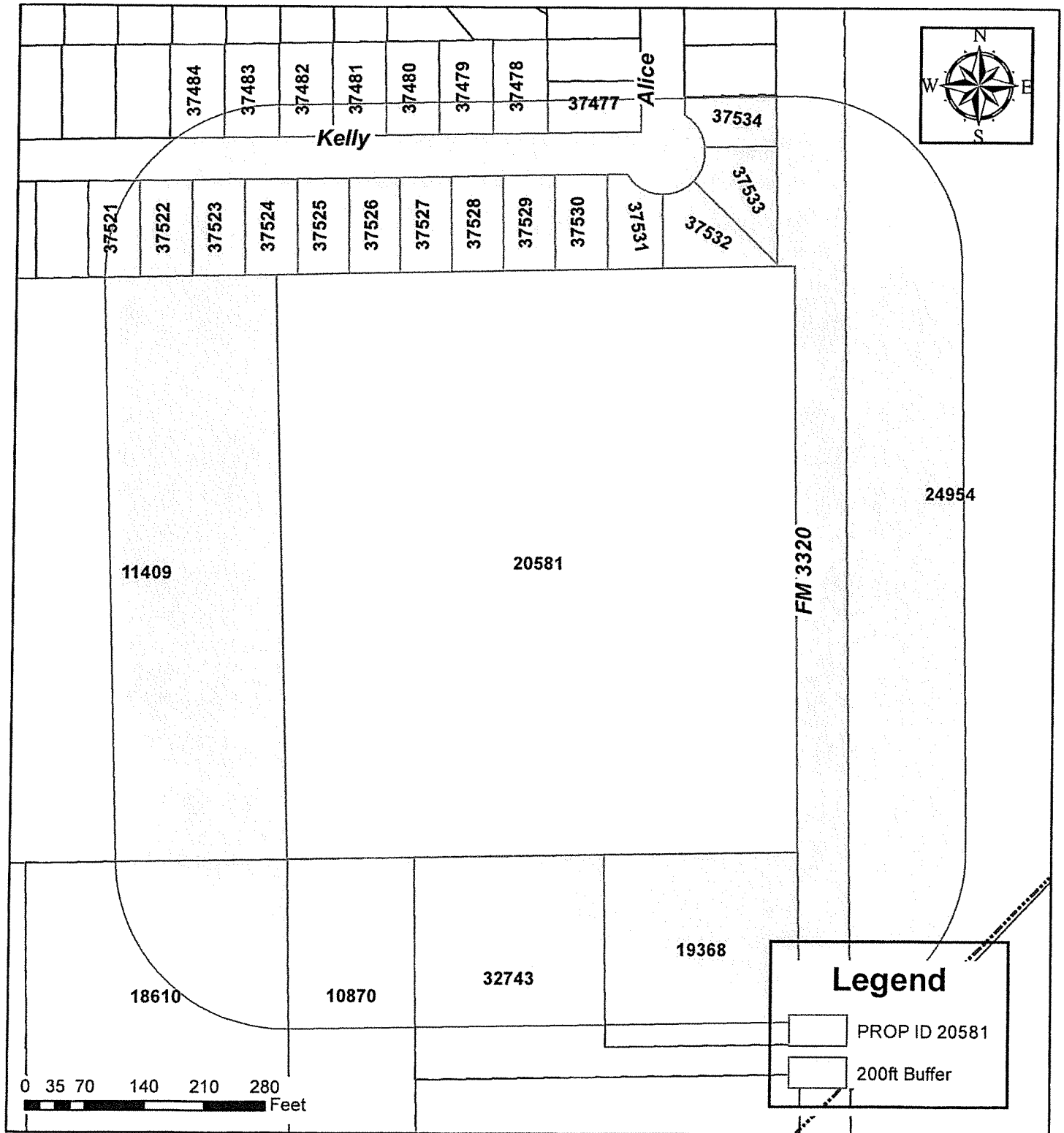
Please provide a basic description of the proposed project:

Subdividing 9.345 acres into 4 lots all about 2-2.5 acre
residential lots

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

Applicant's Signature [Signature] Date: 2/10/21
Property Owner's Signature [Signature] Date: 2/10/21
Accepted by: _____ Date: _____

200 ft Buffer Map of PROP ID 20581



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. 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: 4/7/2021		
	Note:		

RANDY R RODRIGUEZ
ETUX MARY ANN
2008 KELLY LN
KINGSVILLE, TX 78363-2880
#37484

JAMES M HOYSRADT II
480 SENECA ST
LEWISTON, NY 14092-1644
#37481

DANIEL BAIK
2511 GOLF COURSE RD APT 214
KINGSVILLE, TX 78363
#37478

JON-BERNARD ARMAND PRO
ETUX ERIN ELIZABETH
2916 ALICE LN
KINGSVILLE, TX 78363
#37533

DOLORES MITTAG DAVIS
2205 KELLY LN
KINGSVILLE, TX 78363-2885
#37530

SARA RUTH MIDDLETON
ETVIR PHILIP MICHAEL
2203 KELLY LN
KINGSVILLE, TX 78363
#37529

JOSE GONZALEZ JR
2103 KELLY LANE
KINGSVILLE, TX 78363
#37524

SAMUEL CHRISTEN
2005 KELLY LANE
KINGSVILLE, TX 78363
#37521

ROEL NUNEZ EST
ROBERT A GARZA
MARY G DE LEON (IND EXECUTOR)
237 CANDLEWOOD
KINGSVILLE, TX 78363
#18610

JONATHAN SPATZ
2102 KELLY LN
KINGSVILLE, TX 78363
#37483

ANNE H MURPHY
720 SOUTHGATE CT
OCEANSIDE, CA 92057
#37480

RAY VAN WINKLE
ETUX TONI
1058 FRIEDA LN
MINDEN, NV 89423
#37477

JOHN M MACKOVJAK
JAMES M MACKOVJAK
1093 RED MILL BLVD
VIRGINIA BCH, VA 23454-5845
#37532

ADRIAN O REYNA
2201 KELLY LANE
KINGSVILLE, TX 78363
#37528

TOMAS REYES JR
2107 KELLY LN
KINGSVILLE, TX 78363-2883
#37526

PAMELA HILL
2101 KELLY LN
KINGSVILLE, TX 78363-2883
#37523

IVA C REVOCABLE BURRIS
THE LIVING TRUST
640 E FM 1118
KINGSVILLE, TX 78363-2628
#11409

CESAR SILVA
4005 S FRANKLIN ADAMS
KINGSVILLE, TX 78363
#10870

HECTOR YEVERINO
ETUX ZULEMA D HERNANDEZ
2104 KELLY LN
KINGSVILLE, TX 78363-2882
#37482

SLAWOMIR GLOWNIA
ETUX JENNY
1583 NW 6TH AVE
OAK HARBOR, WA 98277
#37479

TYLER CROUSE
ETUX TANYA
2914 ALICE LN
KINGSVILLE, TX 78363
#37534

ALEJANDRO TREVINO
2207 KELLY LN
KINGSVILLE, TX 78363
#37531

WILLIAM HOPPER
ETUX CARLY M
PO BOX 320
CHAPMAN RANCH, TX 78347
#37527

RYAN C DAVIDSON
113 CHERRY ST, STE 93106
SEATTKE, WA 98104
#37525

ERIC D MENDEZ
ERIKA A MENDEZ
2007 KELLY LN
KINGSVILLE, TX 78363-2881
#37522

LINDELL E RAMEY EST
THOMAS E AYCOCK
302 JACKSON PL
CORPUS CHRISTI, TX 78411-1620
#24954

MIGUEL RAMIREZ
ETUX BERNICE
PO BOX 5060
KINGSVILLE, TX 78364-5060
#32743, 19368

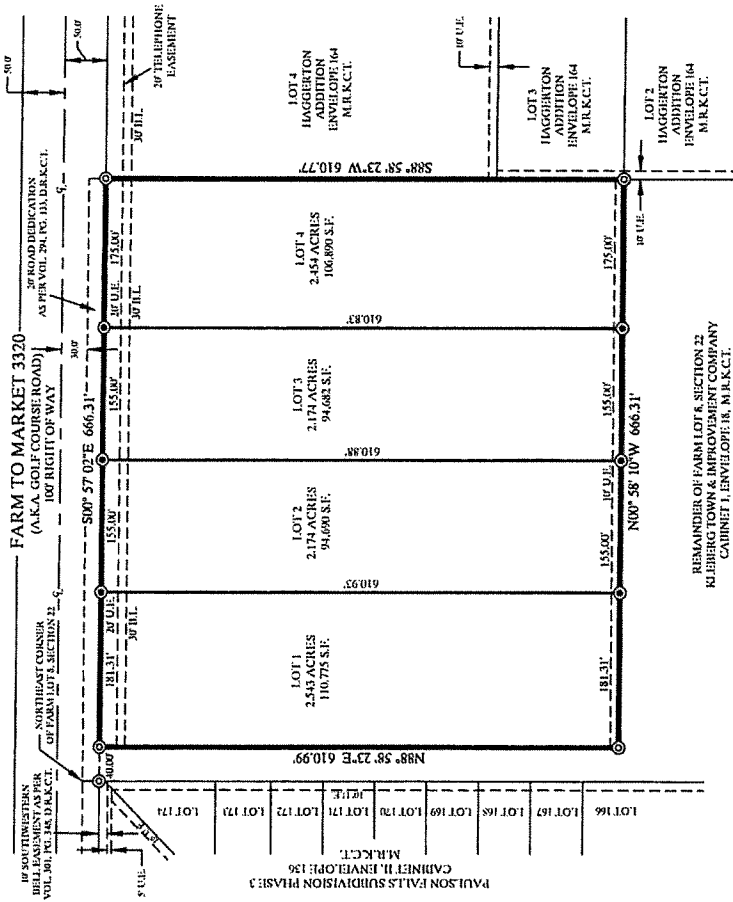
Brister Surveying
4455 South Parker Island Drive • Suite 31
Kingsville, Texas 78640
Office: 361-250-1811
Fax: 361-250-1812
Email: info@bristersurveying.com
Form Registration No. 1877220



GRAPHIC SCALE
(IN FEET)
1 inch = 100 ft.

FINAL PLAT OF SUMMERFIELD VILLAGE

BEING A PLAT OF 9.345 ACRES OUT OF FARM LOT 8, SECTION 22,
KLEBERG TOWN AND IMPROVEMENT COMPANY'S SUBDIVISION,
AS SHOWN ON THE PLAT RECORDED IN CABINET 1, ENVELOPE 18,
MAP RECORDS OF KLEBERG COUNTY, TEXAS.



REMAINDER OF FARM LOT 8, SECTION 22
KLEBERG TOWN & IMPROVEMENT COMPANY
CABINET 1, ENVELOPE 18, M.R.K.C.T.

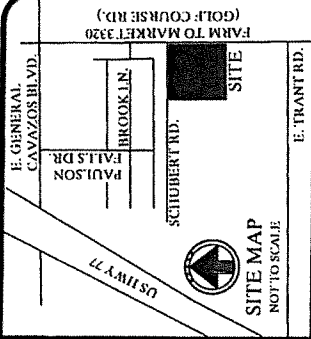
LEGEND:
BL = BUILDING LINE
CL = CENTERLINE
D.R.K.C.T. = DEED RECORDS OF KLEBERG COUNTY, TEXAS
M.R.K.C.T. = MAP RECORDS OF KLEBERG COUNTY, TEXAS
PG. PAGE
SF = SQUARE FEET
U.E. = UTILITY EASEMENT
VOL. = VOLUME

④ = SET 55' RE-BAR
⊙ = FOUND 55' RE-BAR

NOTES:

1. BY GRAPHIC PLOTTING ONLY, THIS PROPERTY IS IN ZONE 17 ON THE FLOOD INSURANCE RATE MAP, COMMUNITY PANEL NO. 4821C 005-E, WHICH BEARS AN EFFECTIVE DATE OF MARCH 17, 2014 AND IS NOT IN A SPECIAL FLOOD HAZARD AREA.
2. BEARINGS ARE BASED ON GLOBAL POSITIONING SYSTEM NAD 83 (93) 425 DATUM
3. SET 55' RE-BAR = STEEL RE-BAR SET WITH YELLOW PLASTIC CAP LABELED BRISTER SURVEYING.
4. THE TOTAL PLATTED AREA IS 9.345 ACRES.

DATE OF MAP: 26 FEBRUARY 2021



STATE OF TEXAS
COUNTY OF KLEBERG

THIS FINAL PLAT OF THE HEREIN DESCRIBED PROPERTY WAS
APPROVED BY THE MAYOR AND THE CITY COMMISSION OF
KINGSVILLE, TEXAS

THIS THE _____ DAY OF _____, 2021

MAYOR

CITY SECRETARY

STATE OF TEXAS
COUNTY OF KLEBERG

I, LEO ALACON, CLERK OF THE COUNTY COURT IN AND FOR
KLEBERG COUNTY, TEXAS, DO HEREBY CERTIFY THAT THE
FORGOING INSTRUMENT DATED THE _____ DAY OF _____, 2021,
WITH ITS CERTIFICATE OF AUTHENTICATION WAS FILED FOR
RECORD IN MY OFFICE THE _____ DAY OF _____, 2021 AT
O'CLOCK _____ M. IN SAID COUNTY IN VOLUME _____, PAGE _____ MAP
RECORDS

NO
FILED FOR RECORD

COUNTY CLERK
KLEBERG COUNTY, TEXAS

AT _____ O'CLOCK _____ M

STATE OF TEXAS
COUNTY OF KLEBERG

I, RONALD E. BRISTER, A REGISTERED PROFESSIONAL
LAND SURVEYOR OF BRISTER SURVEYING, HAVE
PREPARED THE FOREGOING MAP FROM A SURVEY MADE
ON THE GROUND UNDER MY DIRECTION AND IT IS TRUE
AND CORRECT TO THE BEST OF MY KNOWLEDGE,
INFORMATION AND BELIEF.

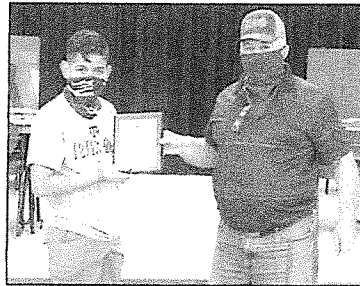
THIS THE _____ DAY OF _____, 2021

RONALD E. BRISTER
REGISTERED PROFESSIONAL LAND SURVEYOR

DIRECTOR OF PLANNING

Sarita Elementary School announces Kleberg-Kenedy SWCD Poster Contest Winners

Sarita Elementary School, a part of the Kleberg-Kenedy County-Wide Common School District, proudly announces award recipients for the 2021 Kleberg-Kenedy SWCD Poster Contest. This year's theme was Healthy Forests - Healthy Communities.



Poster advances to area

Robert Schmidt, District Administrator, presents Cadence DeLaRosa with the Over-All Winner plaque for this year's district contest. Cadence's poster will advance to the area competition. (Courtesy photos)



Poster Contest Winners announced

Pictured in the front row, from the left, are Cade Baker - fourth place, Junior Division; Daniella Castillo - fourth place, Senior Division; Rosana Ryan - science teacher. In the back row are Jagia Dodd - fifth place, Junior Division; Jesus Gonzalez - third place, Senior Division; Larissa Jinnenez - second place, Senior Division and Cadence DeLaRosa - first place, Senior Division and Over-All Winner.

Bishop Blotter

(Editor's note: Information in this column was obtained from the Bishop Police Department. Everyone charged with a crime is presumed innocent until proven guilty in court.)

The Bishop Police Department summary of calls for service from March 15-16.

Monday, March 15
11:24 a.m. • Made secure, 200 block E. 2nd St.

4:43 p.m. • Unable to locate, Hwy 77 South of 6th St.
4:53 p.m. • Animal control request, Hackberry Ave.

8:40 p.m. • Unable to locate, Frances Street
8:32 p.m. • Animal control request, 700 block Aurora St.

Tuesday, March 16
9:41 a.m. • Animal control request, 300 block W. 5th St.

10:37 a.m. • Animal control request, 600 block E. 9th St.
11:58 a.m. • Fire contained, CR 10 at CR 73

1:50 p.m. • Fire contained, FM 665 at CR 67
3:08 p.m. • Unable to locate, Hwy 77 NB

4:21 p.m. • Animal control request, 700 block W. Main St.
5:07 p.m. • Animal control request, 700 block W. Main St.

6:17 p.m. • Warning, 500 block E. 5th St.
6:31 p.m. • Public works - after hours call out, 100 block W. Joyce

10:49 p.m. • Repossession, 300 block E. Henderson
Wednesday, March 17
2:52 a.m. • Citation, 100 block E. Joyce St.

6:10 a.m. • Accident - major damage/injuries, fire contained, Hwy 77 SB/CR 28
9:59 a.m. • Animal control request, 300 block N. Ave.

12:14 p.m. • Assault - not in progress, 300 block S. Birch
3:19 p.m. • Referred to other LE agency, SB 77/South of Bishop

3:48 p.m. • Warning, SB 77 Access Rd. in front of basic
4:20 p.m. • Fire contained, 175 Bus 281 S, Enci-

4:46 p.m. • Fire contained, SB 77/CR 14/Median
6:01 p.m. • Referred to other LE agency, SB 77/FM 2826
7:23 p.m. • Criminal trespass warning, 100 block E. 5th St.

8:32 p.m. • Fire contained, Hwy 77 NB/BTWN CR 12-CR14
Thursday, March 18
2:28 a.m. • Warning, Hwy 77 NB/CR 10

2:42 a.m. • Citation, Hwy 77 SB/CR 12
4:39 a.m. • Warning, Hwy 77 SB/CR 12
4:57 a.m. • Warning, Hwy 77 SB/CR 10

9:20 a.m. • Referred to other LE agency, 700 block E. 1st St.
9:55 a.m. • Animal control request, 600 block Alamo St.
11:20 a.m. • Made secure, 100 block E. Main St.

1:11 p.m. • Referred to other LE agency, 1500 block CR 75
3:23 p.m. • Warning, Hwy 77 SB/CR 10
3:37 p.m. • Warning, Hwy 77/

6:10 a.m. • Accident - major FM 70



City Sanitation, City Hall and other Administrative Offices will be closed on Friday, April 2, 2021 in observance of Good Friday.

The City Sanitation garbage pick-up schedule will temporarily change for the week of March 28th through April 2nd, 2021.

Residential Sanitation Schedule

Monday/Thursday service will be done on Monday/Wednesday
Tuesday/Friday service will be done Tuesday/Thursday

Commercial Sanitation Schedule

Thursday/Friday service will be done Thursday

The schedule will resume to its normal schedule on April 5, 2021.

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: Robert D. Coleman MGT LLC, applicant and owner, requesting a replat of K T & I CO, BLOCK 22, LOT PT 8 also known as Property ID 20581, 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: Robert D. Coleman MGT LLC, applicant and owner, requesting a replat of K T & I CO, BLOCK 22, LOT PT 8 also known as Property ID 20581, 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.

TEXAS SPEAKS

STATEWIDE SURVEY

Identifying the Strengths & Needs of Texas Communities

An online survey conducted by Texas A&M AgriLife Extension Service with the purpose of listening to citizens as they identify the strengths and needs of their community.

Data from the survey will be aggregated at local levels and provided to local stakeholders. Additionally, statewide data will be aggregated and made available to state agencies and decision makers.

WHAT IS THE GOAL?

To engage as many Texas citizens as possible to create the most accurate and helpful data to support Texas communities at both the state and local levels.

QUICK FACTS ABOUT THE SURVEY

- Online
- Open to the public
- Anonymous
- Takes 10 minutes
- Includes an opportunity to connect open-ended feedback

PARTICIPATE TODAY!
<http://tx.ag/>

Kleberg-Kenedy County Extension
(361) 595-8566
KlebergTX@ag.tamu.edu

track the progress -- TEXASSPEAKS.TAMU.EDU

CONSENT AGENDA

AGENDA ITEM #1

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!

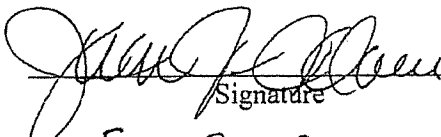
As part of our charitable giving program, we're required to document all donations made by NuStar Energy L.P., its subsidiaries and its affiliated Foundation for tax reporting purposes. We'd appreciate it if you would complete the information below about the attached contribution and return it to Michelle 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. Adame

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

SECURITY MARK ON BACK OF DOCUMENT. HOLD AT AN ANGLE TO VIEW. DO NOT CASH IF NOT PRESENT

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.

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

2030035
VENDOR NUMBER

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

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

REGULAR AGENDA

AGENDA ITEM #2

CITY OF KINGSVILLE



MEMORANDUM

TO: Mark McLaughlin, City Manager
FROM: Deborah Balli, Finance Director
DATE: April 20, 2021
SUBJECT: FY 19-20 Audit Report Acceptance

Summary:

The FY 19-20 audit is complete and requires acceptance by the City Commission.

Background:

The auditors have completed their work on FY 19-20. This year, Finance had to request a 30-day extension due to COVID which caused the start of audit to be delayed. The audit for FY 19-20 resulted in one finding for sewer rates not implemented correctly (undercharged).

Financial Impact:

The final bill for the audit has not been received, but there is an understanding that the audit costs will exceed the budgeted amount. The budget overage is due to additional audit work required for a single audit due to the CARES ACT funding received and the complexity of the prior year bond refunding. Finance is hopeful that savings in other budgeted line items will cover the additional costs, but depending on the final bill, there may be a budget amendment needed.

Recommendation:

Staff recommends accepting the FY 19-20 audit report.

AGENDA ITEM #3

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



Action Item

MEMO

Date: April 21, 2021

To: Mark McLaughlin (City Manager)

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

Subject: **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 Planning and Zoning Commission meeting held as scheduled this evening, April 21, 2021 with 4 members in attendance. There were two members that were absent – Commissioner Idotha Battle and Bill Aldrich

Members deliberated over the issue of granting approval for a Special Use Permit to enable the applicant carry out the business that includes the sale of fishing and hunting gear as well as guns. Letters were sent out to neighbors and the City received no objections to the request. Commissioners, after deliberations, voted unanimously to approve the recommendation for a Special Use Permit A recorded vote of all members present was taken and Commissioners Mike Klepac, Debbie Tiffie, Brian Coufal and the Chairman – Steve Zamora all voted 'YES'

The meeting was adjourned by 6.35p.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: April 14, 2021

To: Planning and Zoning Commission Members

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

Subject: **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 applicant approached the department because they wanted to carry out several business endeavors including sale of fishing and hunting gears as well as guns. A look at the current zoning for the subject property revealed an I1 (Light Industrial) use which does not allow for such endeavors except under a Special Use Regime.

Consequently, a Special Use Permit application is being submitted for your consideration. Therefore, it is recommended that you consider the said application and approve same since the use is in conformity with the zoning ordinance of the City of Kingsville.

Thank you.

A handwritten signature in black ink, appearing to be "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 1400 E Corral Ave Nearest Intersection E Corral & N 17th St.

(Proposed) Subdivision Name _____ Lot _____ Block _____

Legal Description: _____

Existing Zoning Designation I1 Light Industrial Future Land Use Plan Designation _____

OWNER/APPLICANT INFORMATION: (Please PRINT or TYPE)

Applicant/Authorized Agent Weldon Ross West Phone 361-522-8722 FAX _____

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

Mailing Address 1400 E Corral Ave City Kingsville State TX Zip 78363

Property Owner Weldon Ross West Phone 361-522-8722 FAX _____

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

Mailing Address 1400 E Corral Ave 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 checked="" type="checkbox"/> Re-zoning Request	\$250.00	<input type="checkbox"/> Re-plat	\$250.00
<input checked="" type="checkbox"/> SUP Request/Renewal	\$250.00	<input type="checkbox"/> Vacating Plat	\$50.00
<input type="checkbox"/> Zoning Variance Request (ZBA)	\$250.00	<input type="checkbox"/> 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:

Sale of fishing, hunting gear as well as guns.

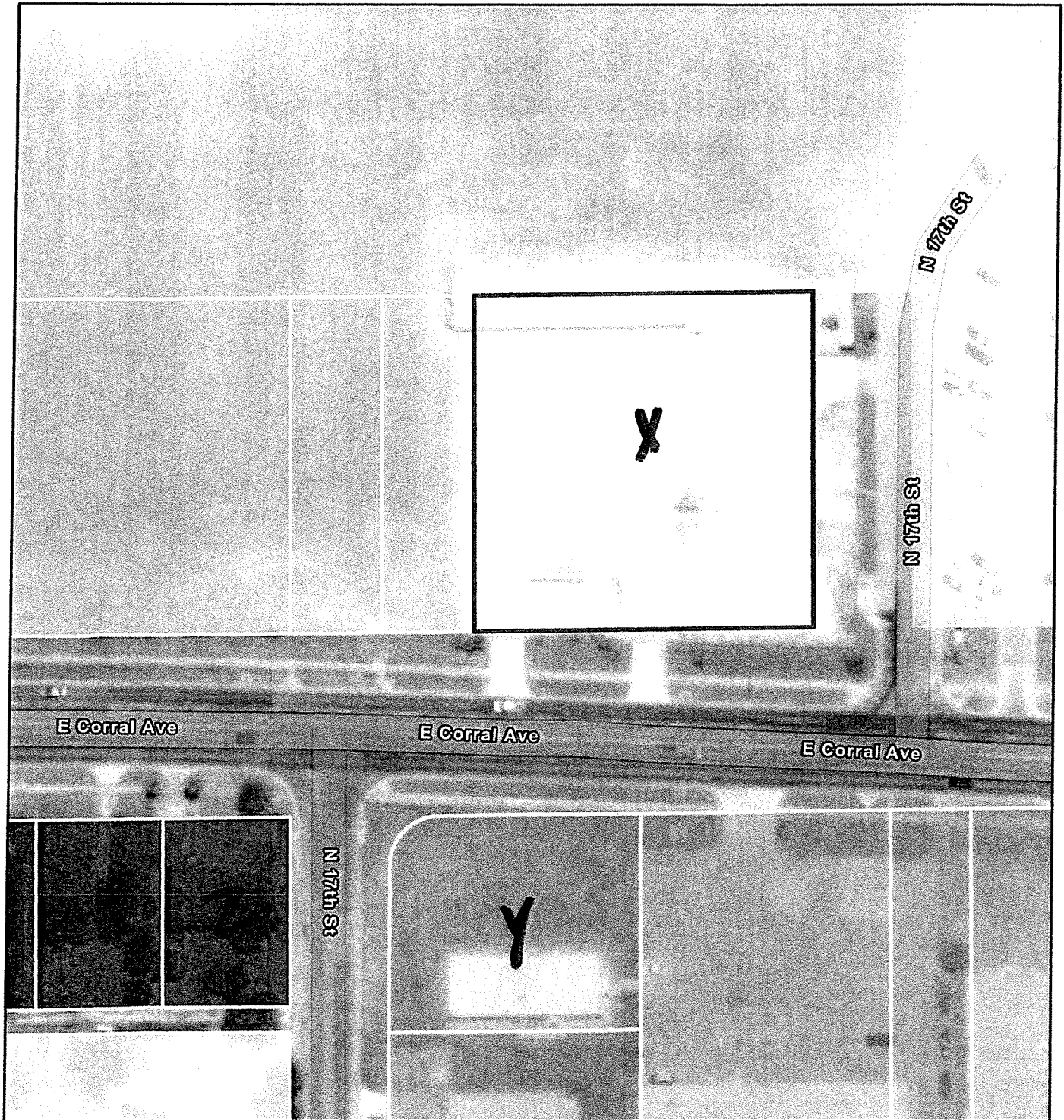
I hereby certify that I am the owner and /or duly authorized agent of the owner for the purposes of this application. I further certify that I have read and examined this application and know the same to be true and correct. If any of the information provided on this application is incorrect the permit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

Applicant's Signature W. Ross West Date: 3/10/21

Property Owner's Signature W. Ross West Date: 3/10/21

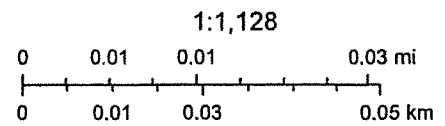
Accepted by: _____ Date: _____

1400 E Corral



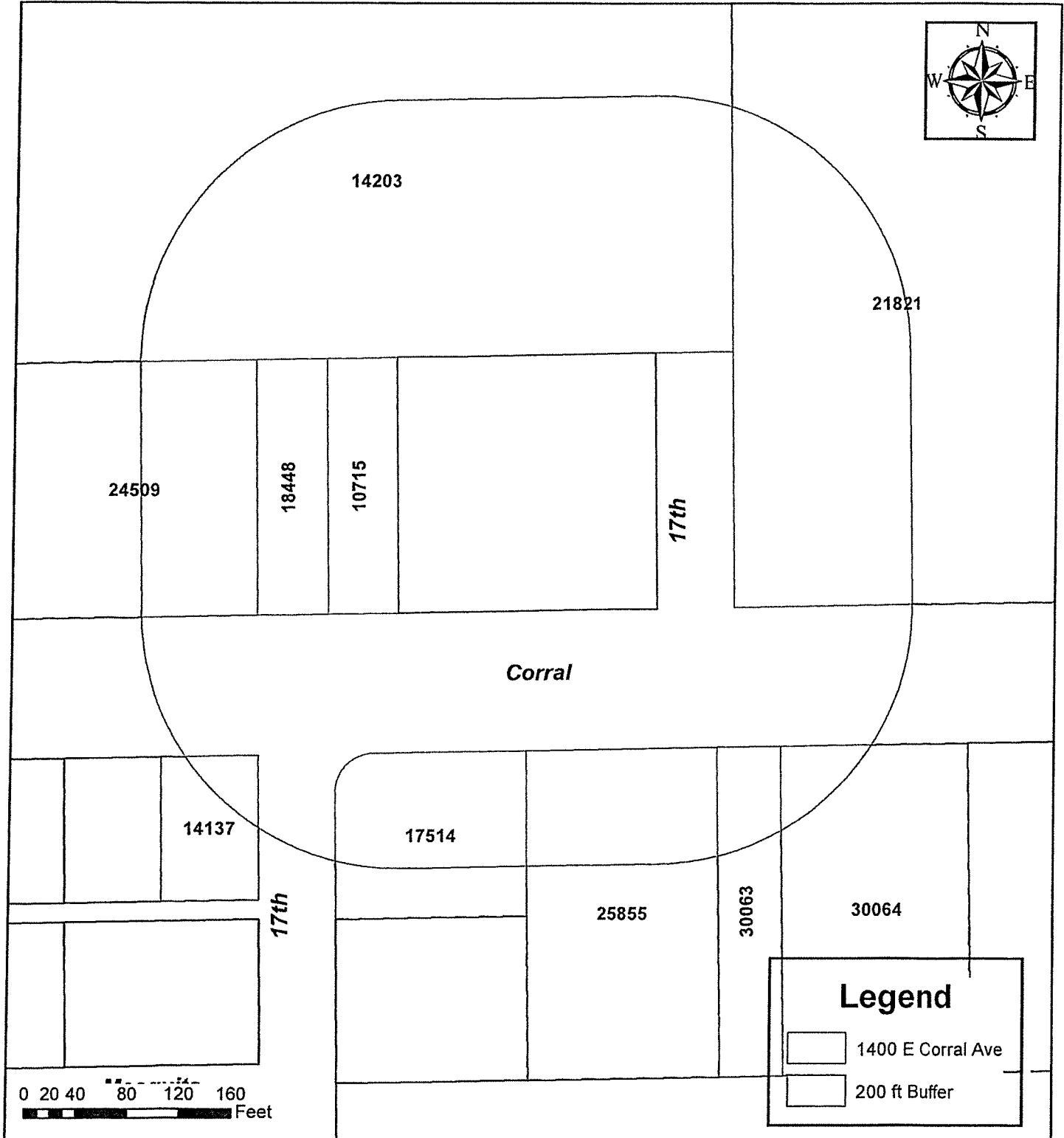
March 10, 2021

X 1400 E Corral
= Light Industrial zoning
Y - C2 retail
Z - C4 commercial



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

200 ft Buffer Map of 1400 E Corral



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

Page 1 / 1	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: 3/29/2021		
	Note:		

PAUL M WEST
ETAL
489 N COUNTY ROAD 1050
KINGSVILLE, TEXAS 78363-8923
#14203, 24509

ANDRES RENDON
ETUX MARIA G
PO BOX 632
BLOOMINGTON, TX 77951-0632
#14137

THE WORHSIP CENTER OF
KINGSVILLE
6618 GUINEVERE ST
CORPUS CHRISTI, TX 78414-6273
#30064

CITY OF KINGSVILLE
PO BOX 1458
KINGSVILLE, TEXAS 78364-1458
#21821

GARCO
1632 E SANTA GERTRUDIS ST
KINGSVILLE, TX 78363-4809
#17514, 25855

LCO PROPERTIES LLC
700 E CORRAL
KINGSVILLE, TX 778363
#18448, 10715

FILIBERTO GARCIA EST
CARYL GARCIA (IND EXECUTRIX)
1632 E SANTA GERTRUDIS
KINGSVILLE, TEXAS 78363-4809
#30063

	R1	R2	R2A	R3	R4	MH	C1	C2	C3	C4	11	12	Ag
Mobile Food Court				§	§	P	P	P	§	P	P	P	P
Mobile Food Vendor				§	§	P	P	P	§	P	P	P	P
Mortuary							S	P	P	P	S		S
Music store							S	P	P	P			
Office, professional, or general business							S	P	P	P	S		
Optical shop or laboratory							S	P	P	P			
Package liquor store							S	S	P	P			
Pawn shop							S	S	P	P			
Pet shop for small animals birds, fish							P	P	P	P			
Personal custom services such as tailor, milliner, and the like							P	P	P	P			
Repair of appliances, T.V., radio, and similar equipment							P	P	P	P			
Shoe, boot, saddle, or other leather goods sale and repair							S	P	P	P	P	P	
Studio, photographer, artist, music, dance, drama							S	P	P	P			

Kleberg CAD

Property Search > 19210 SHUR WEST Tax Year: 2021 - Values not available
REAL ESTATE INC for Year 2021

Property

Account

Property ID:	19210	Legal Description:	CORRAL, BLOCK 3, LOT 10-13, (EL CAMPO PROCESS PLANT)
Geographic ID:	120600310000192	Zoning:	I1
Type:	Real	Agent Code:	
Property Use Code:			
Property Use Description:			

Location

Address:	1400 E CORRAL	Mapsco:	
Neighborhood:		Map ID:	B1
Neighborhood CD:			

Owner

Name:	SHUR WEST REAL ESTATE INC	Owner ID:	60546
Mailing Address:	1400 E CORRAL AVE KINGSVILLE, TX 78363-4121	% Ownership:	100.000000000000%
		Exemptions:	

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: COMMERCIAL **State Code:** F1 **Living Area:** 4357.0 sqft **Value:** N/A

Type	Description	Class CD	Exterior Wall	Year Built	SQFT
MA	MAIN AREA	OF3A	EWB	1975	950.0
MA	MAIN AREA	IN2L		1975	3182.0
CPF	CARPORT FRAME (STAND ALONE)	*		1975	4060.0
CON	CONCRETE SLAB COMMERCIAL	*		1990	11387.0
OP1	OPEN PORCH BASIC (20%)	*		2004	240.0
STGG	STORAGE FRAME (GOOD)	*		1975	1485.0
MA	MAIN AREA	DOC		1975	225.0
STGA	STORAGE FRAME (AVERAGE)	*		1990	70.0
ASP	ASPHALT (100%)	*		1990	22991.0

Land

#	Type	Description	Acres	Sqft	Eff Front	Eff Depth	Market Value	Prod. Value
1	F1	F1	1.2041	52450.88	239.94	218.60	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	\$104,980	\$24,080	0	129,060	\$0	\$129,060
2019	\$107,780	\$24,080	0	131,860	\$0	\$131,860
2018	\$125,420	\$24,080	0	149,500	\$0	\$149,500
2017	\$100,870	\$24,080	0	124,950	\$0	\$124,950
2016	\$48,750	\$24,080	0	72,830	\$0	\$72,830
2015	\$48,750	\$24,080	0	72,830	\$0	\$72,830
2014	\$48,750	\$24,080	0	72,830	\$0	\$72,830
2013	\$48,750	\$24,080	0	72,830	\$0	\$72,830
2012	\$47,970	\$24,080	0	72,050	\$0	\$72,050

2011	\$47,970	\$24,080	0	72,050	\$0	\$72,050
2010	\$47,970	\$24,950	0	72,920	\$0	\$72,920
2009	\$47,970	\$24,950	0	72,920	\$0	\$72,920
2008	\$59,950	\$24,500	0	84,450	\$0	\$84,450
2007	\$59,950	\$24,500	0	84,450	\$0	\$84,450

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: 3/9/2021 8:17
PM

© N. Harris Computer Corporation

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, HMK 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.

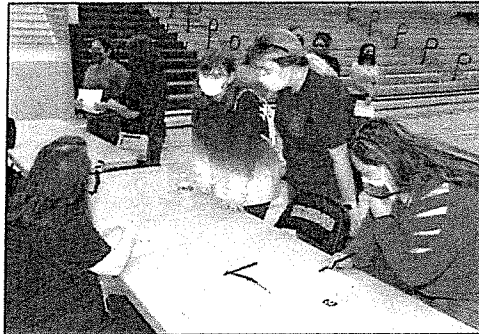
The Kingsville Independent School District Early College Program is in partnership with Coastal Bend College and Texas A&M University Kingsville.

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 \$150,000 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 Ekeozio
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 ***

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



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

73243
595-RUDY
78363

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:

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 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:

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.

ORDINANCE NO. 2021-_____

AMENDING THE ZONING ORDINANCE BY GRANTING A SPECIAL USE PERMIT FOR GENERAL BUSINESS USE IN I1 (LIGHT INDUSTRIAL DISTRICT) AT 1400 E. CORRAL AVE. (EL CAMPO PROCESS PLANT SITE), KINGSVILLE, TEXAS, ALSO KNOWN AS CORRAL, BLOCK 3, LOTS 10-13; AMENDING THE COMPREHENSIVE PLAN TO ACCOUNT FOR ANY DEVIATIONS FROM THE EXISTING COMPREHENSIVE PLAN; PROVIDING FOR PUBLICATION.

WHEREAS, the Planning Commission has forwarded to the City Commission its reports and recommendations concerning the application of Weldon Ross West (applicant/owner) for amendment to the zoning map of the City of Kingsville;

WHEREAS, the property is currently zoned I1-Light Industrial District and it is desired for the area to be used for general business uses (such as sale of fishing and hunting gear as well as guns), while its prior use was a meat processing plant;

WHEREAS, the City Code of Ordinances, Chapter XV-Land Usage, Appendix A- Land Use Categories states that in I1 a special use permit is required to have a general business use as listed on the SUP application; and

WHEREAS, the City of Kingsville Code of Ordinances section 15-6-142 regulates special use permits; and

WHEREAS, with proper notice to the public, public hearings were held on Wednesday, April 21, 2021, during a meeting of the Planning Commission, and on Monday, April 26, 2021, a public hearing was held during a meeting of the City Commission, in the Helen Kleberg Groves Community Room/Commission Chambers, at City Hall, in the City of Kingsville, during which all interested persons were allowed to appear and be heard; and

WHEREAS, a majority of the Planning and Zoning Commission voted 4-0 to APPROVE, with 0 abstentions and two absent, the requested special use permit; and

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

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

SECTION 1. That the Zoning Ordinance of the City of Kingsville, Texas, is amended and a Special Use Permit is granted for general business uses (such as sale of fishing and hunting gear as well as guns) on the premises known as 1400 E. Corral Ave. (El Campo

Process Plant Site), Kingsville, Texas, also known as Corral, Block 3, Lots 10-13, as more specifically describe on site plan attached as Exhibit A.

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

1. **ALLOWED USE:** The only uses authorized by this Special Permit other than the permitted "I1" Light Industrial District use is for general business uses (such as sale of fishing and hunting gear as well as guns).

2. **STATE LICENSE:** The premises or operator will be licensed or registered by the State of Texas, if needed, to have such a business.

3. **TIME LIMIT:** This Special Permit is good for the duration of the business from the date of this ordinance unless the property is not being used for the purpose outlined in Condition 1 or any other conditions have not been complied with.

4. **SPECIAL CONDITION:** The applicant shall obtain all required background checks, business licenses and have and cooperate with all annual fire safety, health, and sanitation inspections, or other inspections required for this type of use by the City of Kingsville or any State or Federal requirement, in order to maintain compliance with federal, state and city regulations for the facility.

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

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

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

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

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

INTRODUCED on this the 26th day of April, 2021.

PASSED AND APPROVED on this the 10th day of May, 2021.

Effective Date: _____, 2021

THE CITY OF KINGSVILLE

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney

AGENDA ITEM #4

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



MEMO

Date: April 21, 2021

To: Mark McLaughlin (City Manager)

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

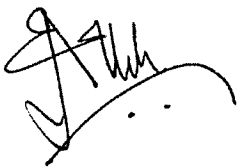
Subject: **Robert D. Coleman MGT LLC, applicant and owner, requesting a replat of K T & I CO, BLOCK 22, LOT PT 8 also known as Property ID 20581 located along Gulf Course Road between Paulson Falls Subdivision and East Trant Road, Kingsville, Texas.**

The Planning and Zoning Commission meeting held as scheduled this evening, April 21, 2021 with 4 members in attendance. There were two members that were absent – Commissioner Idotha Battle and Bill Aldrich

Members deliberated over the issue of granting approval for a re-plat of **K T & I CO, BLOCK 22, LOT PT 8 also known as Property ID 20581** that was recently re-zoned from AG to R1. Letters were sent out to neighbors and the City received no objections to the request. Commissioners, after deliberations, voted unanimously to approve the recommendation for a Special Use Permit A recorded vote of all members present was taken and Commissioners Mike Klepac, Debbie Tiffie, Brian Coufal and the Chairman – Steve Zamora all voted ‘YES’

The meeting was adjourned by 6.35p.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: April 14, 2021
To: Planning and Zoning Commission Members
From: Uche Echeozo (Director of Planning and Development Services)
Subject: Robert D. Coleman MGT LLC, applicant and owner, requesting a replat of K T & I CO, BLOCK 22, LOT PT 8 also known as Property ID 20581 located along Golf Course Road between Paulson Falls Subdivision and East Trant Road, Kingsville, Texas.

The applicant approached the department because they wanted to carry out a replat of the property KT&I CO BLOCK 22, LOT PT8 also known as Property ID 20581 that was recently rezoned from Ag to R1. They would like to subdivide the 9.345 acres land into 4 large lots of at least 2.2 acres each. With the City experiencing continuous growth, there is a need to encourage good quality housing thus increasing the housing stock within the city.

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 FM 3320 (Golf Course Rd) Nearest Intersection FM 3320 & Trant Rd

(Proposed) Subdivision Name Summerfield Village Lot 1-4 Block _____

Legal Description: 9.345 acres out of Farm Lot 8, Section 22, KT+IC Subdivision

Existing Zoning Designation Single family Future Land Use Plan Designation Single family

OWNER/APPLICANT INFORMATION: (Please PRINT or TYPE)

Applicant/Authorized Agent Robert Coleman Phone 956-739-2109 FAX _____

Email Address (for project correspondence only): RCOLE33856@MSU.COM

Mailing Address 815 ALEXANDER AVE City KINGSVILLE State TX Zip 78363

Property Owner Robert D Coleman MOTLE Phone 956-739-2109 FAX _____

Email Address (for project correspondence only): RCOLE33856@MSU.COM

Mailing Address 815 ALEXANDER AVE 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:

Subdividing 9.345 acres into 4 lots all about 2-2.5 acre
residential trails lots

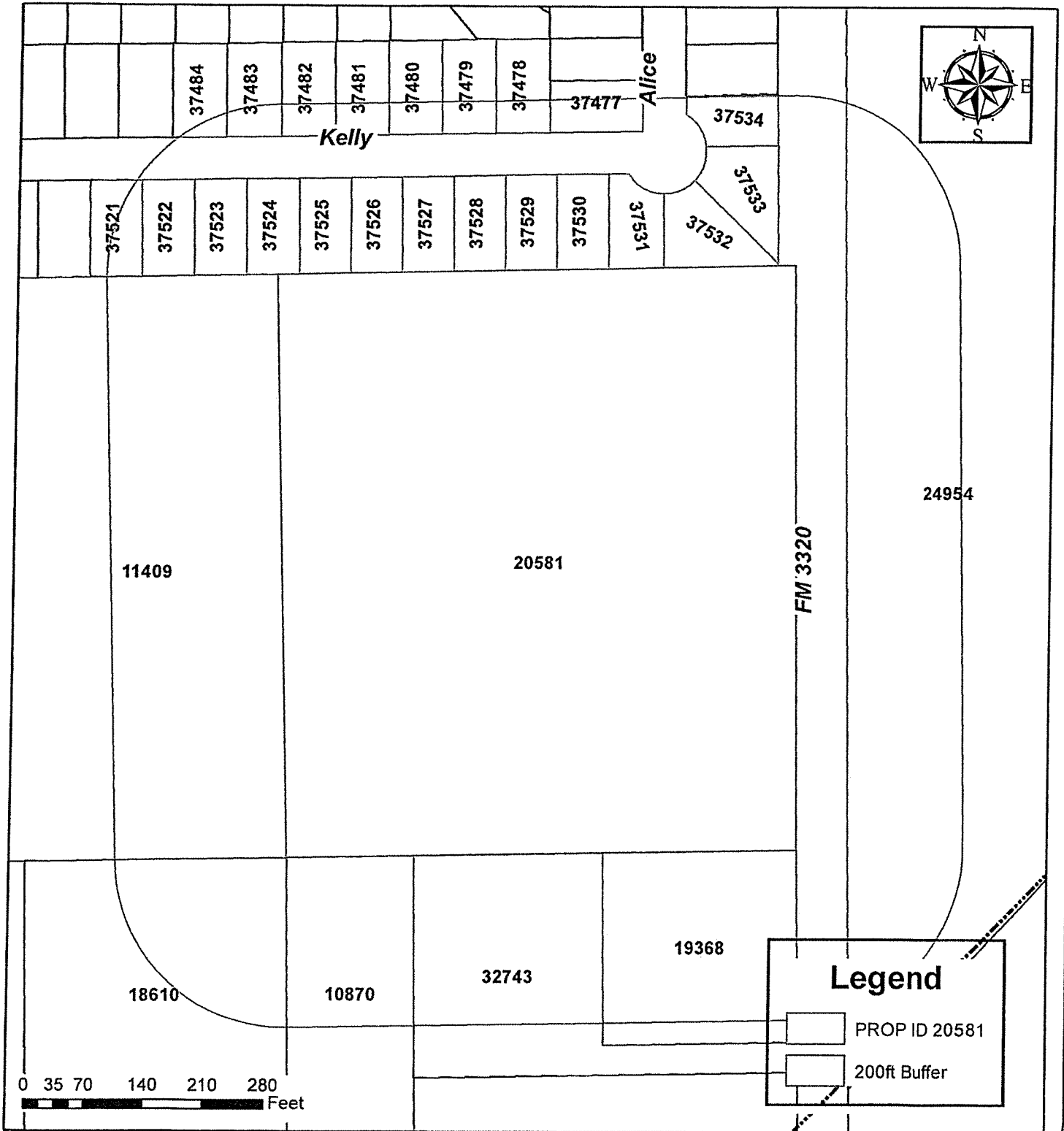
I hereby certify that I am the owner and /or duly authorized agent of the owner for the purposes of this application. I further certify that I have read and examined this application and know the same to be true and correct. If any of the information provided on this application is incorrect the permit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

Applicant's Signature [Signature] Date: 2/10/21


Property Owner's Signature [Signature] Date: 2/10/21

Accepted by: _____ Date: _____

200 ft Buffer Map of PROP ID 20581



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: 4/7/2021		
	Note:		

RANDY R RODRIGUEZ
ETUX MARY ANN
2008 KELLY LN
KINGSVILLE, TX 78363-2880
#37484

JAMES M HOYSRADT II
480 SENECA ST
LEWISTON, NY 14092-1644
#37481

DANIEL BAIK
2511 GOLF COURSE RD APT 214
KINGSVILLE, TX 78363
#37478

JON-BERNARD ARMAND PRO
ETUX ERIN ELIZABETH
2916 ALICE LN
KINGSVILLE, TX 78363
#37533

DOLORES MITTAG DAVIS
2205 KELLY LN
KINGSVILLE, TX 78363-2885
#37530

SARA RUTH MIDDLETON
ETVIR PHILIP MICHAEL
2203 KELLY LN
KINGSVILLE, TX 78363
#37529

JOSE GONZALEZ JR
2103 KELLY LANE
KINGSVILLE, TX 78363
#37524

SAMUEL CHRISTEN
2005 KELLY LANE
KINGSVILLE, TX 78363
#37521

ROEL NUNEZ EST
ROBERT A GARZA
MARY G DE LEON (IND EXECUTOR)
237 CANDLEWOOD
KINGSVILLE, TX 78363
#18610

JONATHAN SPATZ
2102 KELLY LN
KINGSVILLE, TX 78363
#37483

ANNE H MURPHY
720 SOUTHGATE CT
OCEANSIDE, CA 92057
#37480

RAY VAN WINKLE
ETUX TONI
1058 FRIEDA LN
MINDEN, NV 89423
#37477

JOHN M MACKOVJAK
JAMES M MACKOVJAK
1093 RED MILL BLVD
VIRGINIA BCH, VA 23454-5845
#37532

ADRIAN O REYNA
2201 KELLY LANE
KINGSVILLE, TX 78363
#37528

TOMAS REYES JR
2107 KELLY LN
KINGSVILLE, TX 78363-2883
#37526

PAMELA HILL
2101 KELLY LN
KINGSVILLE, TX 78363-2883
#37523

IVA C REVOCABLE BURRIS
THE LIVING TRUST
640 E FM 1118
KINGSVILLE, TX 78363-2628
#11409

CESAR SILVA
4005 S FRANKLIN ADAMS
KINGSVILLE, TX 78363
#10870

HECTOR YEVEERINO
ETUX ZULEMA D HERNANDEZ
2104 KELLY LN
KINGSVILLE, TX 78363-2882
#37482

SLAWOMIR GLOWNIA
ETUX JENNY
1583 NW 6TH AVE
OAK HARBOR, WA 98277
#37479

TYLER CROUSE
ETUX TANYA
2914 ALICE LN
KINGSVILLE, TX 78363
#37534

ALEJANDRO TREVINO
2207 KELLY LN
KINGSVILLE, TX 78363
#37531

WILLIAM HOPPER
ETUX CARLY M
PO BOX 320
CHAPMAN RANCH, TX 78347
#37527

RYAN C DAVIDSON
113 CHERRY ST, STE 93106
SEATTLE, WA 98104
#37525

ERIC D MENDEZ
ERIKA A MENDEZ
2007 KELLY LN
KINGSVILLE, TX 78363-2881
#37522

LINDELL E RAMEY EST
THOMAS E AYCOCK
302 JACKSON PL
CORPUS CHRISTI, TX 78411-1620
#24954

MIGUEL RAMIREZ
ETUX BERNICE
PO BOX 5060
KINGSVILLE, TX 78364-5060
#32743, 19368



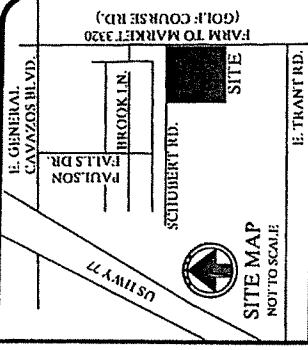
Briser Surveying
4613 South Foothill Blvd., Suite 111
Coppell, Texas 75011
Phone: 940.386.2800
Fax: 940.386.2801
Email: info@briser.com
www.briser.com



GRAPHIC SCALE
(IN FEET)
1 inch = 100 ft.

FINAL PLAT OF SUMMERFIELD VILLAGE

BEING A PLAT OF 9.345 ACRES OUT OF FARM LOT 8, SECTION 22,
KLEBERG TOWN AND IMPROVEMENT COMPANY'S SUBDIVISION,
AS SHOWN ON THE PLAT RECORDED IN CABINET 11, ENVELOPE 18,
MAP RECORDS OF KLEBERG COUNTY, TEXAS.



STATE OF TEXAS
COUNTY OF KLEBERG

THIS FINAL PLAT OF THE HEREIN DESCRIBED PROPERTY WAS
APPROVED BY THE MAYOR AND THE CITY COMMISSION OF
KINGSVILLE, TEXAS.

THIS THE ____ DAY OF ____, 2021

MAYOR _____

CITY SECRETARY _____

STATE OF TEXAS
COUNTY OF KLEBERG

LIED ALANSON, CLERK OF THE COUNTY COURT IN AND FOR
KLEBERG COUNTY, TEXAS, HEREBY CERTIFY THAT THE
FORGOING INSTRUMENT HATH BEEN
WITH ITS CERTIFICATE OF AUTHENTICATION FILED FOR
RECORD IN MY OFFICE THE ____ DAY OF ____, 2021 AT
O'CLOCK ____ M IN SAID COUNTY IN VOLUME ____, PAGE ____ MAP ____

NO. _____

FILED FOR RECORD _____

COUNTY CLERK _____ JUV. _____

KLEBERG COUNTY, TEXAS

AT ____ O'CLOCK ____ M

STATE OF TEXAS
COUNTY OF KLEBERG

I, RONALD E. IRISTER, A REGISTERED PROFESSIONAL
LAND SURVIVOR OF IRISTER SURVEYING, HAVE
PREPARED THE FOREGOING MAP FROM A SURVEY MADE
ON THE LAND DESCRIBED HEREIN AND IT IS TRUE
AND CORRECT TO THE BEST OF MY KNOWLEDGE,
INFORMATION AND BELIEF.

THIS THE ____ DAY OF ____, 2021

RONALD E. IRISTER
REGISTERED PROFESSIONAL LAND SURVIVOR

STATE OF TEXAS
COUNTY OF KLEBERG

WE, ROBERT D. COLEMAN MANAGEMENT LLC, DO HEREBY
CERTIFY THAT WE ARE THE OWNERS OF SUMMERFIELD
VILLAGE, THE PROPERTY SHOWN HEREON, WE HAVE HAD
THE SAME SURVEYED AS SHOWN ON THE FOREGOING MAP.
THIS MAP HAS BEEN PREPARED FOR THE PURPOSE OF
DESCRIPTION AND DEDICATION.

THIS THE ____ DAY OF ____, 2021

ROBERT D. COLEMAN

STATE OF TEXAS
COUNTY OF KLEBERG

BEFORE ME, THE UNDERSIGNED AUTHORITY, ON THIS DAY
PERSONALLY APPEARED THE PERSON WHOSE NAME IS
ACKNOWLEDGED TO THE FOREGOING INSTRUMENT AND
ACKNOWLEDGED TO ME THAT HE OR SHE EXECUTED THE SAME AS
THE ACT AND DEED OF SAID INSTRUMENT AND IN THE
CAPACITY STATED.

GIVEN UNDER MY HAND AND SEAL OF OFFICE.

THIS THE ____ DAY OF ____, 2021

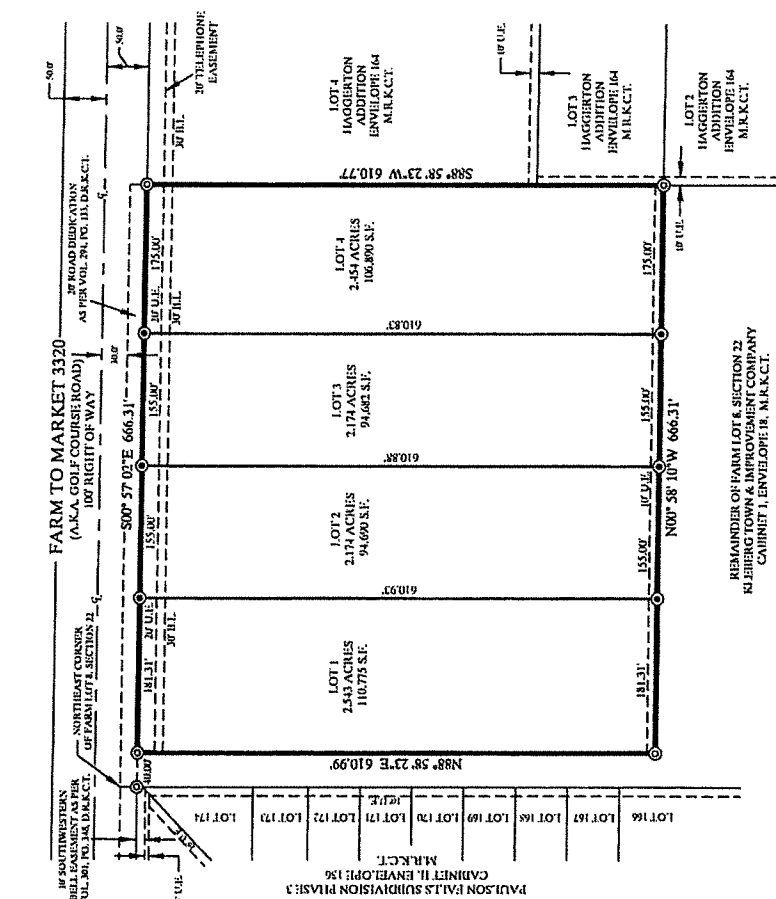
NOTARY PUBLIC _____

STATE OF TEXAS
COUNTY OF KLEBERG

THIS FINAL PLAT OF THE HEREIN DESCRIBED PROPERTY WAS
APPROVED BY THE DIRECTOR OF PLANNING FOR THE CITY OF
KINGSVILLE, TEXAS.

THIS THE ____ DAY OF ____, 2021

DIRECTOR OF PLANNING _____



NOTES

1. ANY GRAPHIC PLOTTING ONLY. THIS PROPERTY IS IN ZONE "X" ON THE FLOOD INSURANCE RATE MAP, COMMUNITY FLOOD INSURANCE MAP, WHICH BEARS AN EFFECTIVE DATE OF MARCH 17, 2004 AND IS NOT IN A SPECIAL FLOOD HAZARD AREA.
2. BEARINGS ARE BASED ON GLOBAL POSITIONING SYSTEM NAD 83 (90) 488 DATUM
3. SET 50' RE-MAR = STEEL RE-MAR SET WITH YELLOW PLASTIC CAP LABELED IRISTER SURVEYING.
4. THE TOTAL PLATTED AREA IS 9.345 ACRES.

LEGEND

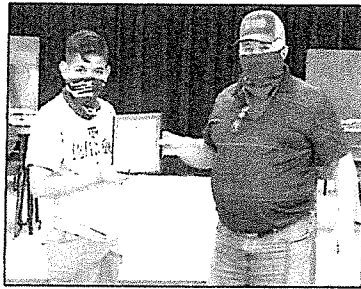
- ILL. = BUILDING LINE
- D.R.K.C.T. = DEED RECORDS OF KLEBERG COUNTY, TEXAS
- M.R.K.C.T. = MAP RECORDS OF KLEBERG COUNTY, TEXAS
- P.C. = PAGE
- U.L.E. = UTILITY EASEMENT
- VOL. = VOLUME

© = SET 50' RE-MAR
© = FOUND 50' RE-MAR

Sarita Elementary School announces Kleberg-Kenedy SWCD Poster Contest Winners

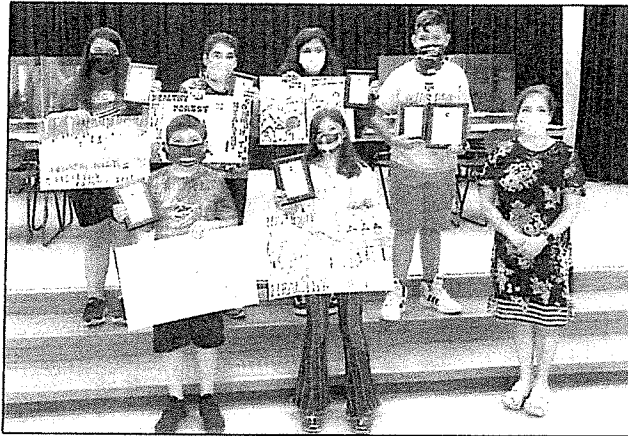
Sarita Elementary School, a part of the Kenedy County-Wide Common School District, proudly announces award recipients for the 2021 Kleberg-Kenedy SWCD Poster Contest.

This year's theme was Healthy Forests = Healthy Communities.



Poster advances to area

Robert Schmidt, District Administrator, presents Cadence DelaRosa with the Over-All Winner plaque for this year's district poster contest. Cadence's poster will advance to the next competition. (Courtesy photos)



Poster Contest Winners announced

Pictured in the front row from the left, are Cadence Baker - fourth place, Junior Division; Daniella Castillo - fourth place, Senior Division; Rosana Ryan - science teacher. In the back row, are Isabella Gomez - fifth place, Senior Division; Isabella Gomez - third place, Senior Division; Leticia Jimenez - second place, Senior Division and Cadence DelaRosa - first place, Senior Division and Over-All Winner.

Bishop Blotter

(Editor's note: Information in this column was obtained from the Bishop Police Department. Everyone charged with a crime is presumed innocent until proven guilty in court.)

The Bishop Police Department summary of calls for service from March 15-18.

Monday, March 15
11:24 a.m.
• Made secure, 200 block E. 2nd St.

4:43 p.m.
• Unable to locate, Hwy 77 South of 6th St.

4:53 p.m.
• Animal control request, Hackberry Ave.

8:40 p.m.
• Unable to locate, Frances Street
8:32 p.m.
• Animal control request, 700 block Aurora St.

Tuesday, March 16
9:41 a.m.
• Animal control request, 300 block W. 5th St.

10:37 a.m.
• Animal control request, 600 block E. 9th St.

11:58 a.m.
• Fire contained, CR 10 at CR 73
1:50 p.m.
• Fire contained, FM 665 at CR 67

3:08 p.m.
• Unable to locate, Hwy 77 NB
4:21 p.m.
• Animal control request, 700 block W. Main St.

5:07 p.m.
• Animal control request, 700 block W. Main St.

6:17 p.m.
• Warning, 500 block E. 5th St.

6:31 p.m.
• Public works - after hours call out, 100 block W. Joyce
10:49 p.m.
• Repossession, 300 block E. Henderson

75
Wednesday, March 17
2:52 a.m.
• Citation, 100 block E. Joyce St.
6:10 a.m.
• Accident - major

damage/injuries, fire contained, Hwy 77 SB/CR 28

9:59 a.m.
• Animal control request, 300 block N. Ave. F

12:14 p.m.
• Assault - not in progress, 200 block S. Birch

3:19 p.m.
• Referred to other LE agency, SB 77/South of Bishop

3:48 p.m.
• Warning, SB 77/Access Rd. in front of basic

4:20 p.m.
• Fire contained, 175 Bus 281 S. Enci-

no
4:46 p.m.
• Fire contained, SB 77/CR 14/Median

6:01 p.m.
• Referred to other LE agency, SB77/FM 2826

7:23 p.m.
• Criminal trespass warning, 100 block E. 5th St.

8:32 p.m.
• Fire contained, Hwy 77 NB/BTWN CR 12-CR14

Thursday, March 18
2:58 a.m.
• Warning, Hwy 77 NB/CR 10

2:42 a.m.
• Citation, Hwy 77 SB/CR 12

4:39 a.m.
• Warning, Hwy 77 SB/CR 12

4:57 a.m.
• Warning, Hwy 77 SB/CR 10

9:20 a.m.
• Referred to other LE agency, 700 block E. 1st St.

9:55 a.m.
• Animal control request, 600 block Alamo St.

11:20 a.m.
• Made secure, 100 block E. Main St.

1:11 p.m.
• Referred to other LE agency, 1500 block CR 75

3:23 p.m.
• Warning, Hwy 77 SB/CR 10

3:37 p.m.
• Warning, Hwy 77 FM 70



City Sanitation, City Hall and other Administrative Offices will be closed on Friday, April 2, 2021 in observance of Good Friday.

The City Sanitation garbage pick-up schedule will temporarily change for the week of March 28th through April 2nd, 2021.

Residential Sanitation Schedule

Monday/Thursday service will be done on Monday/Wednesday

Tuesday/Friday service will be done Tuesday/Thursday

Commercial Sanitation Schedule

Thursday/Friday service will be done Thursday

The schedule will resume to its normal schedule on April 5, 2021.

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: Robert D. Coleman MGT LLC, applicant and owner, requesting a replat of K T & I CO, BLOCK 22, LOT PT 8 also known as Property ID 20581, 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: Robert D. Coleman MGT LLC, applicant and owner, requesting a replat of K T & I CO, BLOCK 22, LOT PT 8 also known as Property ID 20581, 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.

TEXAS SPEAKS

STATEWIDE SURVEY

Identifying the Strengths & Needs of Texas Communities

An online survey conducted by Texas A&M AgLife Extension Service with the purpose of listening to citizens as they identify the strengths and needs of their community.

Data from the survey will be aggregated at local levels and provided to local stakeholders. Additionally, statewide data will be aggregated and made available to state agencies and decision makers.

WHAT IS THE GOAL?

To engage as many Texas citizens as possible to create the most accurate and helpful data to support Texas communities at both the state and local levels.

QUICK FACTS ABOUT THE SURVEY

- Online
- Open to the public
- Anonymous
- Takes 10 minutes
- Includes an opportunity to submit open ended feedback

PARTICIPATE TODAY!

<http://tx.ag/>

Kleberg-Kenedy County Extension
(361) 595-8566
Kleberg.TX@ag.tamu.edu

Track the progress -- TEXASSPEAKS.TAMU.EDU

AGENDA ITEM #5

March 23, 2021

Gloria Bigger-Cantu
725 W. Henrietta
Kingsville, Tx. 78363

Mr. Mark McLaughlin
Kingsville City Manager
City Hall-400 W. King Ave.
Kingsville, Tx. 78363

MAGGIE SALINAS

Dear Mr. McLaughlin:

I am writing this letter to share some information with you. About six weeks ago or so, Chuck Schultz, Pct. 2 County Commissioner approached me. He said that someone had contacted him about honoring Maggie Salinas. I replied that honoring her was a great idea because she has devoted her time, energies and resources for the betterment of this community forever. Maggie and I have been friends for several years and I consider her and her children family. I do not have any family living here.

I asked Chuck how could Maggie be honored?. "What about naming the pavilion after her," he replied. I thought that was an excellent idea.

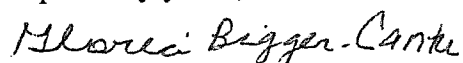
Naming the pavilion in her honor would be her ultimate commendation for her longtime service to the community. Her latest achievement was spearheading naming some of the streets after the Kinenos, the King Ranch cowboys. This project took five years in the making, but she completed her goal. Maggie is always available to help others when asked to do so. This Christmas she obtained \$600 worth of Walmart gift cards for CASA children.

Maggie has been a trail blazer creating such events as La Posada of Kingsville in 1990. She even asked Tio and Janell Kleberg to participate as Mary and Joseph in the event in 1991 which they did. Maggie is also our local historian.

Chuck said he would help with this project. I think I could form a committee to pursue this goal of naming the pavilion after Maggie. She will be 87years on May 3, so time is of the essence.

What is the process for having someone honored by naming a facility for them? Please advise.

Respectfully yours,



Gloria Bigger-Cantu

Awards/ Commendations

- Kingsville Chamber of Commerce La Posada de Kingsville Award. 1991.
- Kingsville Chamber of Commerce Citizen of the Year Award. 1993.
- Kingsville Downtown Merchants Association 1993 Parade of Lights
- Kingsville Downtown Merchants Association Award. 1994.
- Kingsville Crime Stoppers Fundraiser. 1996.
- Texas Hispanic Chamber of Commerce. 1983; 1985 Charter Member Award.
- National Kidney Foundation of the Texas Coastal Bend Fundraiser.
- Communities in School. 1997. Recognized for “exceptional service and attained special recognition for excellence in the CIS Volunteer Program.”
- American Heart Association Texas Affiliate Leadership Award-“In recognition of volunteer service in a leadership role and expanding role of the American Heart Association.”
- Save Our Landscape Project as Cactus Festival Chairman. 1994. “In recognition of dedication and generous support.”
- Local Committee of Honor. Award from the Smithsonian Center for Latino Initiatives, Centro Alameda, the University of Texas at San Antonio Institute of Texas Cultures and Ford Motor Company Philanthropy. Recognized for participation with “Our Journeys/Our Stories: Portraits of Latino Achievement” Smithsonian U.S. Traveling Exhibition. Acknowledged August 10, 2005 at a reception held at the Institute of Texas Cultures at the University of Texas in San Antonio.

Current Memberships/Leadership Services

- Historical Development Board Chairman-Member since June 1999. (Focus on the preservation of homes and businesses in the Kingsville historic district).
- **Communities in School with the Kingsville Independent School District.** Member 20 years. (CIS conducts a student drop out prevention program; also provides social services for families). Initiated “Breakfast with Santa” event in 1993 using personal funds; first event held at a local restaurants. (Last year the annual breakfast event hosted over 50 KISD students, school counselors, CIS case workers and other staff members. “Breakfast with Santa” has been held at Texas A&M University-Kingsville and offers students opportunities to seek higher education)
- **Kleberg County Centennial Planning Committee**-Feb. 2013-Assisting in seeking participants; securing Kleberg County Courthouse historical documents; and logistics information for the centennial planned this year.
- **Kingsville Main Street Program Committee Member**-Participant and committee member in 1983 and 2010. (The Texas Historical Committee selected Kingsville as Texas Main Street City in 1983. In Oct. 2010 the THC recertified the city of Kingsville as an official 2011 Texas Main Street. Participated in a Texas Main Street Program conference in Georgetown along with other Kingsville individuals in Jan. 2011).
- **Kleberg County Historical Board**-Member three years representing the City of Kingsville.
- **Kleberg Hispanic Chamber of Commerce**-Board of Directors Secretary. Chairman three years. Charter member in 1983.
- **Texas A&M University-Kingsville Engineering Department Advisory Committee Chairman.** Working with TAMUK engineering professors and students to compile information for the Calle Siete Project. Data will be utilized in potential economic revitalization and tourist opportunities of this historic Kingsville area establishing a cultural zone.(This project includes documentation and recognition of the historical significance of the Venerable Mother Julia House of Prayer Chapel, located at 408 E. Richard).
- **Service Resource Volunteer**-Assists individuals and families who are seeking, housing, medical, employment, and other services. Makes the initial contacts to available Kleberg County human services assistant.

Maggie Salinas

Previous Leadership Service

- La Posada de Kingsville Executive Committee. 1990. Event Chairman 4 years.
- Greater Kingsville Economic Development Council-Served 7 years.
- Kingsville Planning and Zoning Commission- Chairman 2 years.
- Kingsville Chamber of Commerce-Ambassador Chairman. 1997
- Kingsville Chamber of Commerce Ambassador Scholarship Committee. 1997
- KISD Task Force for 5 year Facilities Plan for Configuration. Appointed 1992.
- Kingsville Camp Fire Girls. Sponsored 4 troops.
- Kleberg County Parks and Recreation. Served 5 years.
- Kingsville Crime Stoppers. Served two terms.
- South Texas Water Authority. Served 10 years.
- Mother Julia House of Prayer. Founding Chairman. 2003.
- Hispanic Heritage Committee. Vice Chairman.
- Bee County College Cosmetology Department Advisory Committee. Served 5 years.
- Coastal Bend Workforce Development Board. Appointed 1998. Served two terms.
- TAMUK Women's Center Advisory Council. Appointed 1998.
- El SOL, Save Our Landscape Board of Directors. Served 7 years
- American Heart Association Director 1997.
- Cactus Prickly Pear Council. 1989.
- Coastal Bend Cactus Festival Chairman 1989.
- TAMUK President Search Committee. 1998.
- Assistant Coordinator for Fund Raising Events for the Cancer Association, Kidney Foundation, Palmer Drug Abuse Program, DARE program. 10 years.
- Hispanic Celebration Activities Coordinator. Initiated in 2000.

February 18, 2013

Gloria Bigger-Cantu
725 W. Henrietta
Kingsville, Tx. 78363

Committee Members for the
Otis West Lifetime Service Award
Kingsville Chamber of Commerce
635 E. King Ave.
Kingsville, Texas 78363

Dear Committee Members:

I wish to nominate Maggie Salinas for the 2012 Otis West Lifetime Service Award because she has rendered the greatest commitment to the betterment of this community. Maggie, the quintessential voluntary public servant, continues to share her time, energies, resources for the benefit of the community.

For the past 50 years, Maggie has demonstrated commitment, dedication and perseverance in her consistent service for the accomplishment of goals for the city of Kingsville, the Kingsville Independent School District, Kleberg County, Texas A&I University, Texas A&M University-Kingsville, along with the business and church community.

As a key community leader, Maggie has been the behind the scenes worker on projects that range from education to beautification. She has served as a chairman for numerous organizations. She has also been a member of several groups and organizations. She has successfully chaired special committees that range from environmental projects to community event celebrations.

Maggie was born and raised in Kingsville and has lived in Kleberg County all of her life. Her historical knowledge has been paramount in Kleberg County documentation and revitalization projects. This month Maggie was asked to assist with the Kleberg County Centennial Celebration. Maggie started working with this request immediately; once again demonstrating her willingness to contribute to the community.

Maggie has also been a trailblazer initiating activities to enhance the cultural richness of the Kingsville and South Texas heritage. She was one of the key figures who originated the concept of La Posada de Kingsville- A Celebration of Lights. The community event that identifies the diverse cultural aspects of the town became a reality in 1990 with the first La Posada Procession

that Maggie chaired that year. (The reenactment of the journey of Mary and Joseph to Bethlehem began at the Kleberg County Courthouse and ended at the old H.M. King High School). As La Posada Event Chairman, Maggie chaired the second event in December 1991. She coordinated the event that included 150 volunteers. She also recruited 100 school age children dressed as angels. La Posada de Kingsville procession brought unity to the community as more than 1,200 Kingsville residents of all ages joined together for the successful second annual event. The next year Maggie received the 1991 La Posada de Kingsville award presented by the Kingsville Chamber of Commerce.

As chairman of the Kingsville Downtown Merchants Association, Maggie initiated the Heart of Kingsville project. This project pertained to a downtown fundraiser through the sale of pavers (engraved bricks) in the early nineties. She also created the first Mercado Day downtown July 4, 2004 that promoted the local businesses and also had arts and crafts booths near the Exxon Building.

She is a current member the Kingsville Main Street Program Committee that focuses on the revitalization of Texas historic downtowns, economic development and tourism. Maggie assisted in the preparations for the First Lady of Texas, Anita Perry's visit in April 2011.

Maggie believes the local diverse culture in the community enhances tourism. She once stated in a speech: "We must market tourism as community pride, economic and preservation of our historical aspects.

He has inaugurated Hispanic holiday events such as the Cinco de Mayo, Diez de Septiembre, Dia de Los Muertos, in conjunction with TAMUK Art Department. She was involved with the Virgen de Guadalupe activities. She first promoted these activities six years ago.

Maggie has also participated in fund raising events for charitable causes for the KISD Communities in School, American Cancer Society, National Kidney Foundation, the American Heart Association, Kingsville Crime Stoppers, the Palmer Drug Abuse Program, and the Texas Workforce.

I have known Maggie all of my adult life and have maintained close contact with her at least 30 years. I can attest to the fact she has been involved with community endeavors on a daily, weekly, and monthly basis all of her life. For instance, she was involved with the Communities in School Roast and Toast banquet in January. Then in December 2011 she hosted the annual Communities in School "Breakfast with Santa" at Texas A&M University-Kingsville. Maggie used her personal funds to begin this tradition in 1993.

In conjunction with the Ranch Hand Breakfast week-end, she hosted a reception for Armando Hinojosa Nov. 14, 2011 at her business The Glamour Studio. (Her friendship with Hinojosa, renowned Laredo sculptor and painter spans four decades. Hinojosa created the Leaders of the Pack, Dr. Frank H. Dotterweich statues on the TAMUK campus and the Tejano Monument at the state capitol).

Maggie worked on the planning of the Ranch Hand weekend activities and the Main Street Program in October 2011. Then in September she assisted with the local Diez de Septiembre celebration. These activities are a few examples of her participation last year and throughout the years

Maggie has also been sensitive to the needs of individuals and families whose lives became traumatic through tragedies. After six families lost their homes during a fire, Maggie was on the phone asking for lodging and donations for them. She has generously provided assistance to indigent individuals and families when requested by the hospital, and funeral home personnel. respected community leader. She once

Maggie's community services have often been commended. She was named the 1993 Kingsville Chamber of Commerce Citizen of the Year. The Kingsville Record praised Maggie in an editorial that appeared Feb. 2, 1994 with a headline that said: "Outstanding Citizen is tireless worker." "Congratulations to Maggie Salinas named the Outstanding Citizen of the Year...." "The choice of Salinas as the outstanding citizen should come as a surprise to no one. She has been a tireless worker for our town for so many years that it would be difficult to pick the point at which her volunteer spirit emerged."

Today, Maggie continues her personal commitment to her hometown with her exemplary contributions to local entities, organizations, charities and individuals in need who seek her assistance. Her tireless efforts serve as an inspiration to us.

Maggie Salinas deserves the 2012 Otis West Lifetime Service Award because in prior years and present time continues to render the greatest and most unselfish service to her community.

Sincerely,



Gloria Bigger-Cantu

Gloria Bigger-Cantu
725 W. Henrietta
Kingsville, Tx. 78363

Maggie Salinas deserves to be named the 2013 Otis West Lifetime Service Award for her contributions to the community during the past 50 years that range from helping individuals to volunteering her time and resources in projects through her involvement with organizations and groups.

She has volunteered and worked with leaders in Kingsville, such as city, county and university officials for the betterment of the community. She has consistently worked on numerous projects that range from La Posada de Kingsville to Communities in School with the Kingsville Independent School District. She has served in leadership roles in various organizations and charitable fund raisers.

I consider Maggie to be a local historian because she was born and raised here and has lived here all of her life. She continues to work on recording historical information on people and events. Her knowledge and personal documents of Kingsville is a valuable asset with ongoing historical projects. Last year she was involved in the successful Kleberg County Centennial celebration as one of the speakers. She was also selected as one of the two Grand Marshals in La Posada Christmas parade.

Maggie continues to be involved in many organizations. One being the chairman of the City of Kingsville Historical Development Board that oversees the preservation of hundreds of historical homes and buildings. She is also a member of the Kleberg County Historical Commission. Maggie is also a charter member of the Kleberg Hispanic Chamber of Commerce. She is also on the Advisory Board with the Texas A&M University-Kingsville engineering department.

Maggie is also a humanitarian because she has helped hundreds of people in need throughout the years. She has helped fire victim families, hospital patients, nursing home residents. She often uses her own resources to provide Christian burials for indigent people. She is always on call and ready to be there for anyone who needs help. She has helped young people and the elderly on several occasions. She does not let any obstacles stand in her way when it comes to accomplishing her goals, completing a project or helping anyone.

Maggie also serves as a role model with her work ethic as she continues to be a business woman over 50 years. I have known Maggie several years and admire her compassion, kindness, loyalty and her love of people and her hometown.

She has dedicated her life and service to this community. Maggie Salinas truly deserves to be selected as the 2013 Otis West Lifetime Service Award. (I have enclosed additional information on Maggie).

Respectfully yours,

Gloria Bigger-Cantu

RESOLUTION #2021-_____

A RESOLUTION NAMING THE CITY PAVILION ON 6TH STREET AS THE “MAGGIE SALINAS PAVILION”; REPEALING ALL CONFLICTING RESOLUTIONS AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Maggie Salinas has devoted her time, energies, and resources for the betterment of this community for decades and is a local historian; and,

WHEREAS, she created the La Posada of Kingsville event in 1990 and spearheaded the designation of 6th Street as Los Kinenos Historic Trail as well as the historical redesignation of streets in La Colonia Mexicana to include the original street names with the current street names in 2017; and,

WHEREAS, these and other numerous projects would not have been possible without the generosity of Maggie Salinas, who also helped oversee the projects;

WHEREAS, she has served on several boards and committees throughout the community and is currently chair of the City’s Historical Development Board;

WHEREAS, Maggie Salinas turns 87 years old on May 3, 2021 and there is no better time to acknowledge her dedication and service to the community.

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

I.

THAT the City of Kingsville pavilion on 6th Street be designated and named the “**Maggie Salinas Pavilion**” as a token of appreciation from our grateful community.

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 26th day of April, 2021.

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney

AGENDA ITEM #6

April 19, 2021

To: Mark McLaughlin, City Manager

From: Susan Ivy, Director of Parks & Recreation



Re: Request for Agenda Item – Request to accept and record donations from Youth Pony

League Sponsors

Summary – We are requesting Commission to accept and record donations from Youth Pony League Sponsors in the amount of \$4,100.00.

History – Kingsville Parks Youth Pony League is currently a division of the Parks Department – in order to supplement League fees to assist with Uniform purchases, umpires, equipment etc., we have solicited team sponsors to have their names on uniforms and other recognition depending on donation amount.

We still have more sponsor commitments coming in and will submit them for your approval as we receive them.

Financial impact – These funds will increase league budget (division 4514) by \$4100 and will be expensed through line items for uniforms.

We ask that you accept and record these donations through the associated agenda item for the budget amendment.

PONY LEAGUE DONTATIONS

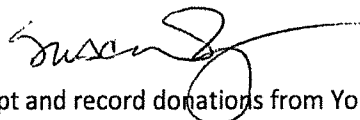
SPONSORSHIP NAME	TEAM SPONSOR	AMOUNT	CHECK	CASH
BRIGHT STARS CHILD DEVEL. CENTER	LIL STORM	300.00	#150	
VICTOR'S WATER WELL DRILLING COM.	LIL SHARKS	300.00	#5869	
MARCOS MARTINEZ	DRAGONS	300.00	#2298	
BEFORE & AFTER CONSTRUCTION	HOOKS	300.00		
G & E WHOLESALE TOOS & EUIP. KRISTY PATTON	LIL HOGGIES	300.00	#R108817569102	
B. P. CONSTRUCTION JORDON& BREANNE POLHEMUS	JAVELINAS	300.00	#1061	
AJ WOOD WORKS CONTRACTING	DIRT DIVAS	300.00	#1180	
KING STREET BARBER SHOP	RANGERS/TEAM 4	250.00 250.00	#2078 40192522968155	
S & C PARTS	LIL BULLS	300.00	#9438	
VENTOS POWER PLUS LLC	HOOKS	300.00		
ON THE SPOT A/C APPLIANCE REPAIR GINA GARZA	ASTROS	300.00	#1001	
PATTON'S AUTOMOTIVE LLC	YANKEES OR DESTROYER	100.00	#18440	
G & G CONSULTING GROUP LLC	DODGERS 6U BOYS	500.00	CREDIT CARD ACTIVE NET	
TOTAL AS TODAY 4/12/2021 4,100.00				

AGENDA ITEM #7

April 19, 2021

To: Mark McLaughlin, City Manager

From: Susan Ivy, Director of Parks & Recreation



Re: Request for Agenda Item – Request to accept and record donations from Youth Pony

League Sponsors

.....

Summary – We are requesting Commission to accept and record donations from Youth Pony League Sponsors in the amount of \$4,100.00.



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PONY LEAGUE DONTATIONS

SPONSORSHIP NAME	TEAM SPONSOR	AMOUNT	CHECK	CASH
BRIGHT STARS CHILD DEVEL. CENTER	LIL STORM	300.00	#150	
VICTOR'S WATER WELL DRILLING COM.	LIL SHARKS	300.00	#5869	
MARCOS MARTINEZ	DRAGONS	300.00	#2298	
BEFORE & AFTER CONSTRUCTION	HOOKS	300.00		
G & E WHOLESALE TOOS & EUIP. KRISTY PATTON	LIL HOGGIES	300.00	#R108817569102	
B. P. CONSTRUCTION JORDON & BREANNE POLHEMUS	JAVELINAS	300.00	#1061	
AJ WOOD WORKS CONTRACTING	DIRT DIVAS	300.00	#1180	
KING STREET BARBER SHOP	RANGERS/TEAM 4	250.00 250.00	#2078 40192522968155	
S & C PARTS	LIL BULLS	300.00	#9438	
VENTOS POWER PLUS LLC	HOOKS	300.00		
ON THE SPOT A/C APPLIANCE REPAIR GINA GARZA	ASTROS	300.00	#1001	
PATTON'S AUTOMOTIVE LLC	YANKEES OR DESTROYER	100.00	#18440	
G & G CONSULTING GROUP LLC	DODGERS 6U BOYS	500.00	CREDIT CARD ACTIVE NET	
TOTAL AS TODAY 4/12/2021 4,100.00				

ORDINANCE NO. 2021-_____

AN ORDINANCE AMENDING THE FISCAL YEAR 2020-2021 BUDGET TO ACCEPT AND EXPEND DONATIONS FROM THE YOUTH PONY LEAGUE SPONSORS FOR UNIFORMS.

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 001 – General Fund					
<u>Revenues-4</u>					
4514	Parks	Donations	58003	(\$4,100)	
<u>Expenditures-5</u>					
4514	Parks	Uniforms	21200	\$4,100	

[To amend the City of Kingsville FY 20-21 Budget to accept and expend donations from the Pony League Sponsors for uniforms. Funding will come from the donations received.]

II.

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

III.

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

IV.

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

INTRODUCED on this the 26th day of April 2021.

PASSED AND APPROVED on this the 10th day of May 2021.

EFFECTIVE DATE: _____

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney

AGENDA ITEM #8

April 19, 2021

To: Mark McLaughlin, City Manager

From: Susan Ivy, Director of Parks & Recreation

Re: Request for Agenda Item – Request to accept and record donations from Scoreboard Sponsors

Summary – We are requesting Commission to accept and record donations from Scoreboard Sponsors Stef and Bec's Boutique, Ultra Screen Printing and First Community Bank in the amount of \$10,000.00 each for a total of \$30,000.00.

History – As part of the Texas Parks & Wildlife Grant Ballfield renovation projects we have purchased 3 new scoreboards. Two for the new baseball fields and one for the girls tball field. To provide needed additional funding for the renovation projects, we have solicited scoreboard sponsors which will have signage attached to each scoreboard.

Financial impact – These funds will increase Park grant projects line item and will be expensed through line item for equipment purchase.

We ask that you accept and record these donations through the associated agenda item for the budget amendment.

AGENDA ITEM #9

April 19, 2021

To: Mark McLaughlin, City Manager

From: Susan Ivy, Director of Parks & Recreation

Re: Request for Agenda Item – Request to accept and record donations from Scoreboard Sponsors

Summary – We are requesting Commission to accept and record donations from Scoreboard Sponsors Stef and Bec's Boutique, Ultra Screen Printing and First Community Bank in the amount of \$10,000.00 each for a total of \$30,000.00.

History – As part of the Texas Parks & Wildlife Grant Ballfield renovation projects we have purchased 3 new scoreboards. Two for the new baseball fields and one for the girls tball field. To provide needed additional funding for the renovation projects, we have solicited scoreboard sponsors which will have signage attached to each scoreboard.

Financial impact – These funds will increase Park grant projects line item and will be expensed through line item for equipment purchase.

We ask that you accept and record these donations through the associated agenda item for the budget amendment.

ORDINANCE NO. 2021-_____

AN ORDINANCE AMENDING THE FISCAL YEAR 2020-2021 BUDGET TO ACCEPT SCOREBOARD SPONSORSHIP DONATIONS FROM STEF AND BEC'S BOTIQUE, ULTRA SCREEN PRINTING, AND FIRST COMMUNITY BANK.

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 001 – General Fund					
<u>Revenues-4</u>					
4513	Parks	Donations	58003	\$30,000.00	

[To amend the City of Kingsville FY 20-21 Budget to accept scoreboard sponsorship donations from Stef and Bec's Boutique, Ultra Screen Printing, and First Community Bank. Funding from the Texas Parks and Wildlife Grant paid for the purchase of the scoreboards.]

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 26th day of April 2021.

PASSED AND APPROVED on this the 10th day of May 2021.

EFFECTIVE DATE:_____

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney

AGENDA ITEM #10

City of Kingsville Police Department

TO: Mayor and City Commissioners

CC: Mark McLaughlin, City Manager

FROM: Ricardo Torres, Chief of Police

DATE: April 16, 2021

SUBJECT: Request to Purchase Guardian Angel Elite from Chapter 59 Funds and associated Budget Amendment

Summary:

The police department is requesting a budget amendment to our Chapter 59 budget to allow for the purchase of Guardian Angel Elite personal safety devices for our officers.

Background:



Flip Device Over

GUARDIAN ANGEL ELITE™

Guardian Angel Elite Series™ was designed for **professionals** that need **visibility** and **versatility** while on the job. Developed with the latest in LED technology that allows all of our GA Elite Series™ personal safety devices to be seen for 5+ miles. Welcome to the most advanced wearable safety light on the market today.

[VIEW ELITE DEVICES](#)

I noticed that one of our personnel was wearing one of these systems and had turned it on to demonstrate it to another officer. The first thing that came to mind was how many times I got out of my patrol car and chased someone or went into a neighborhood and got into a confrontation with a suspect and how easy this would have made it for other officers to find me quickly and provide assistance. The device has extremely bright red and blue LED lights that can be seen for (5) five miles. It also can emit only white light to light up a suspect or a crime scene. The system also has an infrared light that can be captured by night vision equipment.



**City of Kingsville
Police Department**

We would like to order a total of 55 devices to outfit our paid and reserve officers.

Financial Impact:

I contacted the vendor who agreed to discount each device by \$10 and also provide the mounting clips free of charge.

Device(s) Selected & Quantity: Elite Infrared Red/Blue Wearable Safety Light \$114.99 each

Mount(s) Selected & Quantity: Epaulet Clip listed included with order free of charge

Shipping free of charge

TOTAL COST FOR 55 UNITS IS \$6,324.45

This total amount will come from seizure funds in Chapter 59.

Recommendation:

We request that our budget amendment to our current Chapter 59 budget be approved to cover the costs of the Guardian Angel Elite. Thank you for your assistance.



Archangel Device LLC

17585 W North Ave, Suite #150
Brookfield, WI 53045 US
sales@archangeldevice.com



Estimate

ADDRESS
Ricardo Torres
Kingsville Police Department
1700 E King Ave
PO Box 1458
Kingsville, TX 78363 USA

SHIP TO
Ricardo Torres
Kingsville Police Department
1700 E King Ave
PO Box 1458
Kingsville, TX 78363 USA

ESTIMATE 041621 -
KingsvillePD
DATE 04/16/2021

SKU	PRODUCT	QTY	RATE	AMOUNT
ELT-R/B-IR	Red / Blue Infrared Hybrid Elite Series	55	114.99	6,324.45
ELT-SCM	Strap/Epaulet Mount with Magnetic Mount	55	0.00	0.00

Free ELT-SCM				
Free shipping				
Discounted devices				
	TOTAL			\$6,324.45

Accepted By

Accepted Date

ORDINANCE NO. 2021-_____

AN ORDINANCE AMENDING THE FISCAL YEAR 2020-2021 BUDGET TO PURCHASE WEARABLE SAFETY LIGHTS FOR THE POLICE DEPARTMENT.

WHEREAS, it was unforeseen when the budget was adopted that there would be a need for funding for these expenditures this fiscal year.

I.

BE IT ORDAINED by the City Commission of the City of Kingsville that the Fiscal Year 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 005 – Police Seizure Fund					
<u>Expenditures</u>					
2100	Police	Minor Equipment	21700	\$6,324.45	

[To amend the City of Kingsville FY 20-21 Budget to purchase wearable safety lights for the Police Department. Funds will come from the 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 26th day of April 2021.

PASSED AND APPROVED on this the 10th day of May 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
Police Department**

TO: Mayor and City Commissioners

CC: Mark McLaughlin, City Manager

FROM: Ricardo Torres, Chief of Police

DATE: April 16, 2021

SUBJECT: Request to Purchase Liberator IV from Chapter 59 Funds and associated Budget Amendment,

Summary:

The police department is requesting a budget amendment to our Chapter 59 budget to allow for the purchase of 12 Liberator IV tactical headsets for our SWAT Operators.

Background:

We applied for and were awarded Grant#3593801 with a start date of 10/1/2018 and end date of 9/30/2019. We were awarded a total of \$55,258.00 for the project.

We were able to purchase the following:

PACS System, Physical Access Control. We replaced all of the exterior and some interior locks with an access control system as well as the ability for us to issue a Regionally accepted ID Card with the intent to grow this system further. A total of \$40,650.00 was allotted for this system.

Mobile Command Module (Throw Phone) with Steel 2-way (Push to Talk) Throw Speaker & 200ft Cable Reel, roller Carry Case, Headset with Boom Mic & Accessories, and additional 400 ft Cable w/reel for a cost oof \$6,070.00. Just for information this system worked great while addressing our barricaded subject on 24th street a few days ago.

Clarus SPR Tactical Headsets at \$580.00 per unit, we purchased 13, for a total of \$8,538.00.

From the time we received this equipment it failed. We met with the vendor who flew in a technician to fix the issues with the headsets. He was unable to repair them. I had finance issue a check in case they had repairs in order but since they did not repair the equipment, I did not pay the vendor. Since that time both Lt. Pittman and I have reached out multiple times to try and get the equipment operational. They have stopped corresponding with us all together.



**City of Kingsville
Police Department**

Therefore, I had our current SWAT Leader reach out to GT Distributors and they provided a quote to purchase 12 Liberator IV headsets that will work with our equipment. Prior to the purchase of SilynX equipment we used the Liberator II headsets and they worked marvelously for our team.

I have attached a copy of the quote from GT Distributors for the 12 Liberator IV headsets at a cost of \$9,971.52. We want to move forward with purchasing this equipment with the original funds from the grant, as it addresses the same need and the additional cost of \$1,433.52 to be paid for from Chapter 59 funds.

Financial Impact:

12 Liberator IV green headsets with boom mikes at \$830.96 per unit.
Total cost is \$9,971.52

We will use the \$8,538.00 of unspent funds from the grant and the remaining \$1,433.52 to be paid for from Chapter 59 for a Grant Total of \$9,971.52

Recommendation:

We request that our budget amendment to our current Chapter 59 budget be approved to cover the additional costs of the Liberator IV headsets. Thank you for your assistance.





GT Distributors - Austin
P.O. Box 16080
Austin TX 78761
(512) 451-8298 Ext. 0000

Quote	QTE0133769
Date	4/15/2021
Page:	1

Bill To:

Kingsville, City of (TX)
Attn: Accounts Payable
P. O. Box 1458
Kingsville TX 78364

Ship To:

Kingsville City of
1700 East King Ave.
Attn: Chief R. Torres
Kingsville TX 78363

Purchase Order No.	Customer ID	Salesperson ID	Shipping Method	Payment Terms	Req Ship Date	Master No.
210415 TCI	001607	DE		NET 15	0/0/0000	2,330,472
Quantity	Item Number	Description	UOM	Unit Price	Ext. Price	
10	TCI-LIB4_D_P53/LODB'	Lib IV Green Behind head Left Boom gel Haris XG-75Pe Behind the neck	Each	\$830.96	\$8,309.60	
2	TCI-LIB4_D_P53/RODB	Lib IV Green Behind head Right Boom gel Haris XG-75Pe Behind the neck	Each	\$830.96	\$1,661.92	

All returns must be authorized by GT Distributors. Interest charges on past due invoices at the maximum rate allowed by law.

Your salesperson is Doug Epler. Thank you!
daniel@kingsvillepd.us

Subtotal	\$9,971.52
Misc	\$0.00
Tax	\$0.00
Freight	\$0.00
Total	\$9,971.52

ORDINANCE NO. 2021-_____

AN ORDINANCE AMENDING THE FISCAL YEAR 2020-2021 BUDGET TO COVER ADDITIONAL COSTS OF LIBERATOR IV HEADSETS NOT COVERED BY GRANT FUNDING FOR THE POLICE DEPARTMENT.

WHEREAS, it was unforeseen when the budget was adopted that there would be a need for funding for these expenditures this fiscal year.

I.

BE IT ORDAINED by the City Commission of the City of Kingsville that the Fiscal Year 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 005 – Police Seizure Fund					
<u>Expenditures</u>					
2100	Police	Minor Equipment	21700	\$1,433.52	

[To amend the City of Kingsville FY 20-21 Budget to cover additional costs of the Police Department for Liberator IV Headsets not covered by grant funding. Funds will come from the 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 26th day of April 2021.

PASSED AND APPROVED on this the 10th day of May 2021.

EFFECTIVE DATE:_____

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney

AGENDA ITEM #12

City of Kingsville
Public Works, Wastewater Division

TO: Mayor and City Commissioners

CC: Mark McLaughlin, City Manager

FROM: Deborah Balli, Finance Director

DATE: April 20, 2021

SUBJECT: Hazard Pay Budget Amendment

Summary:

The CARES ACT funding received last FY 19-20 provided for Hazard Pay Funding through December 2020 which was provided to employees in this FY 20-21.

Background:

The CARES ACT funding reimbursed the City for \$1 million in payroll budget savings which was going to be used to cover COVID expenditures incurred in FY 20-21. This budget amendment covers Hazard Pay expenditures for FY 20-21 not included in the adopted budget as notification of this funding provision was not known when the budget was adopted.

Financial Impact:

The fund balance for General Fund ended with a larger fund balance for FY 19-20 due to CARES ACT funding received in FY 19-20 which covers these expenditures.

Recommendation:

Staff recommends the approval of the Hazard Pay budget amendment.





City of Kingsville, TX

Budget Report Account Summary

For Fiscal: 10/2020-09/2021 Period Ending: 04/30/2021

		Original Total Budget	Current Total Budget	Period Activity	Fiscal Activity	Variance Favorable (Unfavorable)	Percent Remaining
Fund: 001 - GENERAL FUND							
Expense							
<u>001-5-1010-13100</u>	Hazard Pay	0.00	0.00	0.00	300.00	-300.00	0.00 %
<u>001-5-1100-13100</u>	Hazard Pay	0.00	0.00	0.00	1,200.00	-1,200.00	0.00 %
<u>001-5-1400-13100</u>	Hazard Pay	0.00	0.00	0.00	600.00	-600.00	0.00 %
<u>001-5-1601-13100</u>	Hazard Pay	0.00	0.00	0.00	600.00	-600.00	0.00 %
<u>001-5-1602-13100</u>	Hazard Pay	0.00	0.00	0.00	300.00	-300.00	0.00 %
<u>001-5-1603-13100</u>	Hazard Pay	0.00	0.00	0.00	1,800.00	-1,800.00	0.00 %
<u>001-5-1604-13100</u>	Hazard Pay	0.00	0.00	0.00	300.00	-300.00	0.00 %
<u>001-5-1701-13100</u>	Hazard Pay	0.00	0.00	0.00	300.00	-300.00	0.00 %
<u>001-5-1702-13100</u>	Hazard Pay	0.00	0.00	0.00	3,400.00	-3,400.00	0.00 %
<u>001-5-1703-13100</u>	Hazard Pay	0.00	0.00	0.00	2,400.00	-2,400.00	0.00 %
<u>001-5-1801-13100</u>	Hazard Pay	0.00	0.00	0.00	2,050.00	-2,050.00	0.00 %
<u>001-5-1803-13100</u>	Hazard Pay	0.00	0.00	0.00	1,550.00	-1,550.00	0.00 %
<u>001-5-1806-13100</u>	Hazard Pay	0.00	0.00	0.00	600.00	-600.00	0.00 %
<u>001-5-2101-13100</u>	Hazard Pay	0.00	0.00	0.00	2,100.00	-2,100.00	0.00 %
<u>001-5-2102-13100</u>	Hazard Pay	0.00	0.00	0.00	19,800.00	-19,800.00	0.00 %
<u>001-5-2103-13100</u>	Hazard Pay	0.00	0.00	0.00	3,600.00	-3,600.00	0.00 %
<u>001-5-2104-13100</u>	Hazard Pay	0.00	0.00	0.00	7,625.00	-7,625.00	0.00 %
<u>001-5-2105-13100</u>	Hazard Pay	0.00	0.00	0.00	600.00	-600.00	0.00 %
<u>001-5-2106-13100</u>	Hazard Pay	0.00	0.00	0.00	600.00	-600.00	0.00 %
<u>001-5-2200-13100</u>	Hazard Pay	0.00	0.00	0.00	19,050.00	-19,050.00	0.00 %
<u>001-5-3030-13100</u>	Hazard Pay	0.00	0.00	0.00	2,400.00	-2,400.00	0.00 %
<u>001-5-3050-13100</u>	Hazard Pay	0.00	0.00	0.00	5,400.00	-5,400.00	0.00 %
<u>001-5-4400-13100</u>	Hazard Pay	0.00	0.00	0.00	3,000.00	-3,000.00	0.00 %
<u>001-5-4501-13100</u>	Hazard Pay	0.00	0.00	0.00	1,200.00	-1,200.00	0.00 %
<u>001-5-4502-13100</u>	Hazard Pay	0.00	0.00	0.00	1,550.00	-1,550.00	0.00 %
<u>001-5-4503-13100</u>	Hazard Pay	0.00	0.00	0.00	1,900.00	-1,900.00	0.00 %
<u>001-5-4512-13100</u>	Hazard Pay	0.00	0.00	0.00	750.00	-750.00	0.00 %
Expense Total:		0.00	0.00	0.00	84,975.00	-84,975.00	0.00 %
Fund: 001 - GENERAL FUND Total:		0.00	0.00	0.00	84,975.00	-84,975.00	0.00 %
Fund: 002 - TOURISM FUND							
Expense							
<u>002-5-1071-13100</u>	Hazard Pay	0.00	0.00	0.00	850.00	-850.00	0.00 %
Expense Total:		0.00	0.00	0.00	850.00	-850.00	0.00 %
Fund: 002 - TOURISM FUND Total:		0.00	0.00	0.00	850.00	-850.00	0.00 %
Fund: 051 - UTILITY FUND							
Expense							
<u>051-5-6001-13100</u>	Hazard Pay	0.00	0.00	0.00	3,600.00	-3,600.00	0.00 %
<u>051-5-6002-13100</u>	Hazard Pay	0.00	0.00	0.00	1,200.00	-1,200.00	0.00 %
<u>051-5-6101-13100</u>	Hazard Pay	0.00	0.00	0.00	900.00	-900.00	0.00 %
<u>051-5-6201-13100</u>	Hazard Pay	0.00	0.00	0.00	1,800.00	-1,800.00	0.00 %
<u>051-5-6202-13100</u>	Hazard Pay	0.00	0.00	0.00	600.00	-600.00	0.00 %
<u>051-5-7001-13100</u>	Hazard Pay	0.00	0.00	0.00	2,400.00	-2,400.00	0.00 %
<u>051-5-7002-13100</u>	Hazard Pay	0.00	0.00	0.00	600.00	-600.00	0.00 %
<u>051-5-7003-13100</u>	Hazard Pay	0.00	0.00	0.00	2,400.00	-2,400.00	0.00 %
<u>051-5-8000-13100</u>	Hazard Pay	0.00	0.00	0.00	1,925.00	-1,925.00	0.00 %
<u>051-5-8020-13100</u>	Hazard Pay	0.00	0.00	0.00	1,350.00	-1,350.00	0.00 %
Expense Total:		0.00	0.00	0.00	16,775.00	-16,775.00	0.00 %
Fund: 051 - UTILITY FUND Total:		0.00	0.00	0.00	16,775.00	-16,775.00	0.00 %

Budget Report

For Fiscal: 10/2020-09/2021 Period Ending: 04/30/2021

		Original Total Budget	Current Total Budget	Period Activity	Fiscal Activity	Variance Favorable (Unfavorable)	Percent Remaining
Fund: 098 - ECONOMIC DEVELOPMENT FUND							
Expense							
<u>098-5-1060-13100</u>	Hazard Pay	0.00	0.00	0.00	250.00	-250.00	0.00 %
Expense Total:		0.00	0.00	0.00	250.00	-250.00	0.00 %
Fund: 098 - ECONOMIC DEVELOPMENT FUND Total:		0.00	0.00	0.00	250.00	-250.00	0.00 %
Report Total:		0.00	0.00	0.00	102,850.00	-102,850.00	0.00 %

Budget Report

For Fiscal: 10/2020-09/2021 Period Ending: 04/30/2021

Group Summary

Account Typ...	Original Total Budget	Current Total Budget	Period Activity	Fiscal Activity	Variance Favorable (Unfavorable)	Percent Remaining
Fund: 001 - GENERAL FUND						
Expense	0.00	0.00	0.00	84,975.00	-84,975.00	0.00 %
Fund: 001 - GENERAL FUND Total:	0.00	0.00	0.00	84,975.00	-84,975.00	0.00 %
Fund: 002 - TOURISM FUND						
Expense	0.00	0.00	0.00	850.00	-850.00	0.00 %
Fund: 002 - TOURISM FUND Total:	0.00	0.00	0.00	850.00	-850.00	0.00 %
Fund: 051 - UTILITY FUND						
Expense	0.00	0.00	0.00	16,775.00	-16,775.00	0.00 %
Fund: 051 - UTILITY FUND Total:	0.00	0.00	0.00	16,775.00	-16,775.00	0.00 %
Fund: 098 - ECONOMIC DEVELOPMENT FUND						
Expense	0.00	0.00	0.00	250.00	-250.00	0.00 %
Fund: 098 - ECONOMIC DEVELOPMENT FUND Total:	0.00	0.00	0.00	250.00	-250.00	0.00 %
Report Total:	0.00	0.00	0.00	102,850.00	-102,850.00	0.00 %

Fund Summary

Fund	Original	Current	Period	Fiscal	Variance	Percent
	Total Budget	Total Budget			Favorable (Unfavorable)	
001 - GENERAL FUND	0.00	0.00	0.00	84,975.00	-84,975.00	0.00 %
002 - TOURISM FUND	0.00	0.00	0.00	850.00	-850.00	0.00 %
051 - UTILITY FUND	0.00	0.00	0.00	16,775.00	-16,775.00	0.00 %
098 - ECONOMIC DEVELOPMENT FL	0.00	0.00	0.00	250.00	-250.00	0.00 %
Report Total:	0.00	0.00	0.00	102,850.00	-102,850.00	0.00 %

ORDINANCE NO. 2021-_____

AN ORDINANCE AMENDING THE FISCAL YEAR 2020-2021 BUDGET TO COVER HAZARD PAY FOR PERIOD OF OCTOBER 2020 THROUGH DECEMBER 2020.

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 001 – General Fund					
Expenditures					
1010	City Manager	Hazard Pay	13100	\$300.00	
1100	Personnel	Hazard Pay	13100	\$1,200.00	
1400	Legal	Hazard Pay	13100	\$600.00	
1601	Planning	Hazard Pay	13100	\$600.00	
1602	Permits	Hazard Pay	13100	\$300.00	
1603	Code Comp	Hazard Pay	13100	\$1,800.00	
1604	Downtown	Hazard Pay	13100	\$300.00	
1701	Recycling	Hazard Pay	13100	\$300.00	
1702	Sanitation	Hazard Pay	13100	\$3,400.00	
1703	Landfill	Hazard Pay	13100	\$2,400.00	
1801	Finance Adm	Hazard Pay	13100	\$2,050.00	
1803	Mun Court	Hazard Pay	13100	\$1,550.00	
1806	Tech Services	Hazard Pay	13100	\$600.00	
2101	Police Adm	Hazard Pay	13100	\$2,100.00	
2102	Police Patrol	Hazard Pay	13100	\$19,800.00	
2103	PD Communication	Hazard Pay	13100	\$3,600.00	
2104	Police CID	Hazard Pay	13100	\$7,625.00	
2105	PD Community Svc	Hazard Pay	13100	\$600.00	
2106	PD Warrant Enforce	Hazard Pay	13100	\$600.00	
2200	Fire	Hazard Pay	13100	\$19,050.00	

Dept No.	Dept Name	Account Name	Account Number	Budget Increase	Budget Decrease
Fund 001 – General Fund					
3030	Garage	Hazard Pay	13100	\$2,400.00	
3050	Street	Hazard Pay	13100	\$5,400.00	
4400	Health	Hazard Pay	13100	\$3,000.00	
4501	Parks Admin	Hazard Pay	13100	\$1,200.00	
4502	Golf	Hazard Pay	13100	\$1,550.00	
4503	Park Maintenance	Hazard Pay	13100	\$1,900.00	
4512	Golf Maintenance	Hazard Pay	13100	\$750.00	
6900	Transfer Out	Transfer to FD 002	80002	\$850.00	
6900	Transfer Out	Transfer to FD 051	80051	\$16,775.00	
6900	Transfer Out	Transfer to FD 098	80098	\$250.00	
Fund 002 - Tourism					
<u>Revenues-4</u>					
0000	Transfer In	Transfer From FD 001	75001	(\$850.00)	
<u>Expenditures-5</u>					
1071	Tourism	Hazard Pay	13100	\$850.00	
Fund 051 - Utility					
<u>Revenues-4</u>					
0000	Transfer In	Transfer From FD 001	75001	(\$16,775.00)	
<u>Expenditures-5</u>					
6001	Water Construction	Hazard Pay	13100	\$3,600.00	
6002	Water Production	Hazard Pay	13100	\$1,200.00	
6101	Ground Maint	Hazard Pay	13100	\$900.00	
6201	Collections	Hazard Pay	13100	\$1,800.00	
6202	Meter Readers	Hazard Pay	13100	\$600.00	
7001	WW North Plant	Hazard Pay	13100	\$2,400.00	
7002	WW South Plant	Hazard Pay	13100	\$600.00	
7003	Sewer Construct	Hazard Pay	13100	\$2,400.00	
8000	Eng/PW Admin	Hazard Pay	13100	\$1,925.00	
8020	Facilities	Hazard Pay	13100	\$1,350.00	
Fund 098 – Economic Development					
<u>Revenues-4</u>					
0000	Transfer In	Transfer From FD 001	75001	(\$250.00)	
<u>Expenditures-5</u>					
1060	Economic Develop	Hazard Pay	13100	\$250.00	

[To amend the City of Kingsville FY 20-21 Budget to cover Hazard Pay for October through December 2020, which was not known at the time the budget was adopted. Funding comes from the budget savings from the CARES ACT funding which dropped to fund balance at the end of FY 19-20.]

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 26th day of April 2021.

PASSED AND APPROVED on this the 10th day of May 2021.

EFFECTIVE DATE: _____

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney

AGENDA ITEM #13

City of Kingsville
Public Works, Wastewater Division

TO: Mayor and City Commissioners

CC: Mark McLaughlin, City Manager

FROM: Deborah Balli, Finance Director

DATE: April 20, 2021

SUBJECT: Tax Note Issuance

Summary:

Capital Outlay items that were budgeted to be handled through capital leases were processed through Tax Note Series 2021 and budgets associated with these purchases need to be transferred to the Tax Note Series 2021 fund.

Background:

For FY 20-21, there were items that were scheduled to be funded through capital leases and include the following: Golf Backhoe, (4) Police Vehicles, Fire Command Vehicle and (3) Garbage Trucks. During the budget process we were also looking to see if another funding mechanism would be more beneficial to the City. This information could not be determined during the budget process as the analysis has to be done close to when a Tax Note is determined to be a more favorable option, thus we budgeted as if we would continue with a capital lease and this would be the maximum amount of expenditure. At the beginning of the FY 20-21, we discussed the possibility of using a Tax Note for our capital outlay funding mechanism and was able to secure better interest rates, terms, and structure. The other advantage of using a Tax Note versus a Capital Lease is the tax treatment of the obligation. Capital Lease are part of the M&O tax rate and Tax Notes are part of the I&S tax rate.

Financial Impact:

Using a tax note to fund capital outlay items resulted in better interest rates, terms, and structure.

Recommendation:

Staff recommends the approval of the Tax Note Series 2021 budget amendment.



ORDINANCE NO. 2021-_____

AN ORDINANCE AMENDING THE FISCAL YEAR 2020-2021 BUDGET TO TRANSFER EXISTING CAPITAL OUTLAY ITEMS BUDGET WHICH WERE BUDGETED AS A CAPITAL LEASE TO FUND 115-TAX NOTE SERIES 2021 AND TO COVER OVERAGE ON POLICE VEHICLES PURCHASE AND TAX NOTE ISSUANCE 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 001 – General Fund					
<u>Revenues-4</u>					
4502	Golf	Other Inc-Lease Purchase	59947		\$34,000
2102	PD Patrol	Other Inc-Lease Purchase	59947		\$240,000
2200	Fire	Other Inc-Lease Purchase	59947		\$77,515
<u>Expenditures-5</u>					
4502	Golf	Machinery & Equipment	71200		\$34,000
2102	PD Patrol	Vehicle	71100		\$240,000
2200	Fire	Vehicle	71100		\$77,515
6900	Transfer	Transfer To Fund 115	80115	\$55,831	
Fund 087 – Solid Waste Capital Projects					
<u>Revenues-4</u>					
1702	Sanitation	Other Inc-Lease Purchase	59947		\$930,000
<u>Expenditures-5</u>					
1702	Sanitation	Machinery & Equipment	71200		\$930,000
Fund 115 – Tax Notes Series 2021					
<u>Revenues-4</u>					
0000	Non-Dept	Transfer From Fund 001	75001	\$55,831	
0000	Non-Dept	Note Proceeds	99605	\$1,281,515	

Dept No.	Dept Name	Account Name	Account Number	Budget Increase	Budget Decrease
<u>Expenditures-5</u>					
4502	Golf	Machinery & Equipment	71200	\$34,000	
2102	PD Patrol	Vehicle	71100	\$267,346	
2200	Fire	Vehicle	71100	\$77,515	
1702	Sanitation	Machinery & Equipment	71200	\$930,000	
5100	Notes	Prf Svc-Note Issue Costs	31404	\$28,485	

[To amend the City of Kingsville FY 20-21 Budget to transfer existing capital outlay items budget which were budgeted as a capital lease to Fund 115-Tax Notes Series 2021 and to cover overage on the purchase of Police Vehicles and tax note issuance costs. Funding will come from existing budgets with the exception of the overage on the purchase of the Police Vehicles. This overage will come from the unappropriated General Fund 001 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 26th day of April 2021.

PASSED AND APPROVED on this the 10th day of May 2021.

EFFECTIVE DATE: _____

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney

AGENDA ITEM #14

City of Kingsville
Public Works, Wastewater Division

TO: Mayor and City Commissioners

CC: Mark McLaughlin, City Manager

FROM: Deborah Balli, Finance Director

DATE: April 20, 2021

SUBJECT: Tax Note 2021 Debt Service Payment

Summary:

Capital Outlay items that were budgeted to be handled through capital leases were processed through Tax Note Series 2021 along with the first payment on the budgeted capital leases. The Tax Note Series 2021 first payment and all future payments will be paid out of debt service.

Background:

For FY 20-21, there were items that were scheduled to be funded through capital leases and include the following: Golf Backhoe, (4) Police Vehicles, Fire Command Vehicle and (3) Garbage Trucks. During the budget process we were also looking to see if another funding mechanism would be more beneficial to the City. This information could not be determined during the budget process as the analysis has to be done close to when a Tax Note is determined to be a more favorable option, thus we budgeted as if we would continue with a capital lease and this would be the maximum amount of expenditure. At the beginning of the FY 20-21, we discussed the possibility of using a Tax Note for our capital outlay funding mechanism and was able to secure better interest rates, terms, and structure. The other advantage of using a Tax Note versus a Capital Lease is the tax treatment of the obligation. Capital Leases are part of the M&O tax rate and Tax Notes are part of the I&S tax rate.

The actual purchases and the first payments were budgeted as capital leases and now need to be paid through the Debt Service fund.

Financial Impact:

Since these purchases were done through a Tax Note, the budget associated with the first payment needs to be transferred to the Debt Service Fund where the payment will be processed from.

Recommendation:

Staff recommends the approval of the Tax Note Series 2021 payment budget amendment.



ORDINANCE NO. 2021-_____

AN ORDINANCE AMENDING THE FISCAL YEAR 2020-2021 BUDGET TO TRANSFER EXISTING CAPITAL OUTLAY ITEMS PAYMENT BUDGET TO DEBT SERVICE FUND TO COVER THE TAX NOTE SERIES 2021 PAYMENT.

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 001 – General Fund					
<u>Expenditures-5</u>					
4502	Golf	Capital Lease	64200		\$5,416.16
2102	PD Patrol	Capital Lease	64200		\$38,231.69
2200	Fire	Capital Lease	64200		\$12,348.04
Fund 087 – Solid Waste Capital Projects					
<u>Expenditures-5</u>					
1702	Sanitation	Capital Lease	64200		\$147,868.00
Fund 011 – Debt Service					
<u>Expenditures-5</u>					
5100	Debt	Principal	61100	\$195,000.00	
5100	Debt	Interest	62100	\$7,000.00	
5100	Debt	Paying Agent Fees	63100	\$1,863.89	

[To amend the City of Kingsville FY 20-21 Budget to transfer existing capital outlay items payment budget to the Debt Service Fund to cover the Tax Note Series 2021 payment.]

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 26th day of April 2021.

PASSED AND APPROVED on this the 10th day of May 2021.

EFFECTIVE DATE: _____

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney

AGENDA ITEM #15

City of Kingsville
Public Works, Wastewater Division

TO: Mayor and City Commissioners

CC: Mark McLaughlin, City Manager

FROM: Deborah Balli, Finance Director

DATE: April 22, 2021

SUBJECT: New Bank Accounts for Texas Water Development Projects

Summary:

The City applied for funding from the Texas Water Development Board (TWDB) and was initially awarded funding for four projects. Each project is required to have a separate bank account to manage the project. This request is for approval of the creation of the four bank accounts that will satisfy the requirements from the TWDB.

Financial Impact:

There is no financial impact on this request.

Recommendation:

Staff recommends the approval of the creation of four new banks accounts as required by the TWDB.



RESOLUTION # 2021-_____

A RESOLUTION BY THE CITY OF KINGSVILLE, TEXAS AUTHORIZING FOUR NEW BANK ACCOUNTS FOR THE FOUR TEXAS WATER DEVELOPMENT BOARD PROJECTS AND DESIGNATING AUTHORIZED SIGNATORIES.

WHEREAS, the City of Kingsville has received approval for four Texas Water Development Board Projects for drainage improvements this year; and

WHEREAS, it is necessary to create a new bank account for each project and to designate authorized signatories for the bank accounts to handle any contractual documents and to act on the City's behalf with regard to such accounts, and;

WHEREAS, the City lists the Mayor, City Manager, and Finance Director as signatories for other City bank accounts and desires to use those same positions for these new accounts.

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

I.

THAT the City authorizes the creation of four new bank accounts with one account for each of the four Texas Water Development Board projects.

II.

THAT the Mayor, City Manager, and Finance Director be authorized signatories on the four new bank accounts set up for the four Texas Water Development Board projects.

III.

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

PASSED AND APPROVED by a majority vote of the City Commission of the City of Kingsville, Texas on the 26th day of April, 2021.

Sam Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney

AGENDA ITEM #16

City of Kingsville
Human Resources Department

TO: Mayor and City Commissioners

CC: Mark McLaughlin, City Manager

FROM: David Solis, Risk Manager (HR Department)

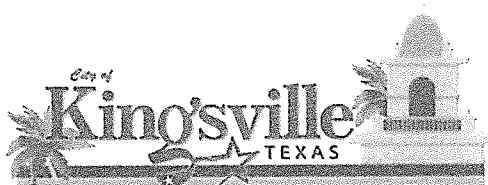
DATE: April 15, 2021

SUBJECT: All-Risk Property Insurance Renewal

Summary: This item presented for consideration will authorize award of the All-Risk Property Insurance Coverage for the City of Kingsville for the period of May 1, 2021 through April 30, 2022. This policy covers perils of Fire, Flood, Earthquake, Lightening, Windstorm, Named Storm and Equipment Breakdown. The City's Total Insured Values (TIV) for this renewal with incumbent insurance carrier, AmRisc, are \$58,464,658.00 which is a decrease of \$1,587,756.00 from last year.

Background: In February, Carlisle Insurance approached the City's incumbent Property Insurance carrier (Amrisc) to request a renewal quote. Carlisle Insurance also solicited quotes from 29 additional property insurance carriers that underwrite Coastal Windstorm and all-other peril risks. One carrier did submit a proposal, but it was not lower than the incumbent's proposal. The attached letter from Chase Carlisle illustrates the current state of the global property insurance market which has transitioned from a soft market to a hard market and includes their list of the markets approached for this renewal.

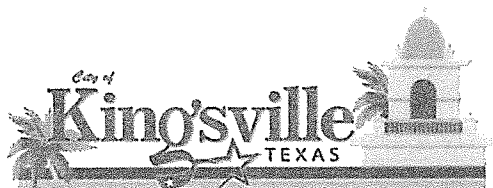
This is an annually budgeted item. See attached documents including recommendation from Carlisle Insurance, AmRisc proposal and the Carrier's Schedule of Values (SOV) Breakout spreadsheet.



City of Kingsville
Human Resources Department

Financial Impact: The enclosed renewal quote of \$261,512.90 is a decrease of \$8,753.95 as compared to the expiring premium. The decrease is due primarily to the decrease in Total Insured Values (TIV). Deductibles and the Policy Terms and Conditions remain unchanged for this Policy year. Property Insurance premiums are budgeted in Insurance-Property/Liability Insurance line items in both General Fund and the Utility Fund.

Recommendation: After review of Carlisle Insurance recommendation and AmRisc proposal, staff is recommending continuing with AmRisc as the City's all-risk property insurance carrier for another policy year (May 1, 2021 – April 30, 2022) with an annual cost of \$ 261,512.90.





April 15, 2021

City of Kingsville
ATTN: David Solis

Kingsville, TX

Re: Property Insurance Renewal

Dear Mr. Solis,

I want to first thank you and the City of Kingsville for allowing Carlisle Insurance the opportunity obtain property insurance renewal quotes on your behalf.

The global property insurance market has continued to harden but not to the extent that we saw in 2019 or 2020. While we are still seeing rates increase, it seems that we are not running into capacity issues or changes in terms in conditions on loss free risks. Nonetheless, public entity accounts are still seeing anywhere between a 5-25% rate increase.

On behalf of the City of Kingsville, we marketed and submitted the risk to 30 carriers in an effort to produce the broadest coverage terms while maintaining a competitive pricing. The incumbent carrier, AmRisc, proved to be the best result and our recommendation for renewal as proposed. A marketing summary has been provided to staff with the responses from the other markets.

The enclosed renewal proposal reflects a flat rate from the expiring 2020-2021 term with no changes in terms or conditions. The Total Insured Values (TIV) decreased \$1,587,756. Overall cost decreased by \$8,753.95 (3.2%).

Again, I want to thank you for your continued trust in our firm. We value our relationship with the City and feel the flat rate achieved is a successful win in this market.

Yours truly,

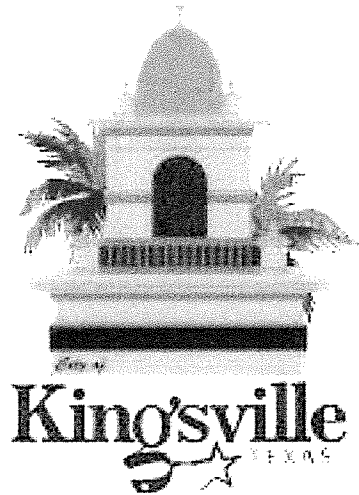
Chase Carlisle

Chase Carlisle, CIC, CMIP
Vice President
(361)884-2775
chasec@carlisleins.com

OTHER QUOTES

PROPERTY INCLUDING WINDSTORM:

- Amwins Global – Cannot compete based on terms and pricing needed.
- Arch – Could help on a buffer layer if needed.
- Arrowhead – Declined due to some of the occupancies on the schedule
- Aspen – Could only offer a \$5M buffer layer if needed
- Axis – Pending
- Beazley – Declined due to location and class of business.
- Berkshire – Cannot compete based on terms and pricing needed.
- Canopus – Cannot compete based on terms and pricing needed.
- Catalytic – Declined, due to class of business
- Colony – – Could only offer a \$5M buffer layer if needed
- CNA – Declined due to class of business.
- Core Specialty – Pending
- Diamond State – Declined, not able to compete on x-wind targets
- Everest – Unable to compete based on pricing and terms needed.
- Gen Star – Declined based on exposure
- GEP – Declined based on exposure
- Great American – Declined based on exposure
- ICAT – Declined, due to class of business
- Ironshore- Could offer limited capacity if needed,
- Kemah – Declined based on targets
- Lexington - Pending
- Markel – Could only offer a \$5M buffer layer if needed
- Munich- Could only offer a \$5M buffer layer if needed
- Nationwide – Likely unable to help in the excess layer due to pricing.
- Rivington – Could only offer a \$5M buffer layer if needed
- RSUI – Can help on excess if need
- Sompo – Cannot hit target pricing or terms
- SRU – Pending, xs only
- Validus – Limited capacity given the schedule and locations
- Velocity – \$247,788 (same as incumbent)
- Westchester - Cannot compete on a primary layer based on pricing needed.
- Zurich – Declined, only have \$2.5M of capacity



2021 - 2022
INSURANCE PROPOSAL



PRESENTED BY:
Chase Carlisle, CIC, CMIP, CPCU

April 12, 2021

TABLE OF CONTENTS

Agency Introduction.....	1
Property Insurance Proposal.....	2
Other Quotes.....	3

DISCLAIMER: The abbreviated outlines of coverages used throughout this proposal are not intended to express any legal opinion as to the nature of coverage. They are only visuals to a basic understanding of coverages. Please read your policy for specific details of coverages.

AGENCY INTRODUCTION

At Carlisle Insurance, whether it is for yourself, your business or both, we take pride in providing a personalized plan to give you the right coverage now to provide peace of mind in the future. We understand what it means to be proud of what you have, and how important it is to know that it is protected. We are proud to offer the strength to protect you when you need it most, the security of a plan tailored to your needs, and the stability of an enduring insurance agency.

Since 1925 Carlisle Insurance has provided clients with protection through any obstacle. We have grown our business to operate in multiple locations and continue to offer quality protection to meet the growing needs of those who count on us. At Carlisle Insurance we view ourselves as more than a Corpus Christi insurance agency; we are a family of professionals who **Take Pride** in our commitment to covering what matters most to you.

We pride ourselves on certified employees you can trust to have the skills and experience to find the right plan for you and your company. We believe it is important to take the extra effort and make sure our employees are some of the most educated and most prepared to handle your business. Whether it is our producers or service representatives, our team members are committed to identifying the right coverage for your business, your home and your life.

We **Take Pride** in our ability to cover your business and your needs so you can be ready for what could happen next. As a long-standing company, the Carlisle Insurance family knows what it takes to be successful and we will continue to work towards that success with pride to serve you in the future. When you trust in Carlisle Insurance, you trust in coverage you can be proud of.

HURRICANE RECOVERY PLAN

We have developed a disaster plan for our agency to assist our clients at the time of loss. The plan uses a two level approach. The following lists the highlights.

- **YOUR DATA IS PROTECTED.** Our client information, including information on your property locations and coverage, is mirrored off site daily and it is backed up to tape which is removed to an off-site location.
- **LEVEL ONE DISASTER.** In case of a disaster or evacuation affecting one of our offices, the fax and phone lines will be rerouted to one of our other three offices in South Texas. Any of our offices can handle the operations for any other office.
- **LEVEL TWO DISASTER.** In case of a large scale or prolonged disaster we have partnered with Agility Recovery Solutions (www.agilityrecovery.com), a national disaster recovery company, to get us up and going very soon after a disaster. They had an excellent track record of providing service after the Katrina and Rita hurricanes. Within 48 hours after the disaster, Agility Recovery will bring in trailers, computers, satellite data and phone connections and generators to create a fully functional office. The fax and phone lines will be rerouted through the satellite connections to enable seamless communication with our clients.



WE ENCOURAGE YOU TO DEVELOP A DISASTER RECOVERY PLAN FOR YOUR BUSINESS.
THE FOLLOWING ARE USEFUL LINKS:

- For information on safety tips, contact the Institute for Business and Home Safety at www.disastersafety.org
- For up to date tracking of approaching hurricanes access the National Oceanographic & Atmospheric Administration at www.noaa.gov
- For road conditions including status of hurricane evacuation routes go to www.txdot.gov

PROPERTY INCLUDING WINDSTORM

Company Certain Underwriters at Lloyds

A.M. Best's Rating: A XV

Policy Term: 05/01/2021 - 05/01/2022

COVERAGE LIMITS

LOCATION	BUILDING	BUSINESS PERSONAL PROPERTY	BUSINESS INCOME INCLUDING EXTRA EXPENSE	MISCELLANEOUS
All Scheduled Locations- Per Attached Schedule	\$41,172,344	\$12,713,354	\$500,000	\$4,078,953

COVERED PROPERTY – SEE ATTACHED SCHEDULE

COVERAGE TERMS

Flood Limit	\$2,500,000 Per Occ & in Annual Aggregate Except; \$1,000,000 Per Occ and in Annual Aggregate for locations in Zones A & V
Deductible- All Other Perils	\$10,000 Per Occurrence
Named Storm Deductible	2% Min \$100,000 Per Occurrence, Per Bldg or Structure
All Other Wind/Hail Deductible	\$100,000 Per Occurrence
Wind Driven Rain Precipitation	2% Min \$100,000 Per Occurrence, Per Bldg or Structure
Deductible- Flood	\$100,000 Per Occurrence Maximum NFIP whether purchased or not, for locations in Zones Prefixed with A or V or within Zone B, X500, or X-shaded; Plus \$100,000 Per Occ
Deductible- Earthquake	\$25,000 Per Occurrence
Business Income Term	Actual Loss Sustained
Causes of Loss Form	Special
Valuation	Replacement Cost
Coinsurance	NIL
Ordinance & Law	See Form

Premium	\$	247,788.00
Inspection Fee & Policy Fee	\$	1,450.00
Taxes	\$	12,087.97
Fees	\$	186.93
Estimated Annual Premium	\$	261,512.90
Minimum Earned	\$	88,175.80
Minimum Annual Premium	\$	261,512.90

Sub limits

COVERAGES	LIMITS
Earth Movement	\$5,000,000 Per Occ & Annual Agg for All Locations Combined
Accounts Receivable	\$2,000,000
Civil or Military Authority; the lesser of	30 Days Max/\$1,000,000
Contingent Time Element; the lesser of	60 Days Max/\$1,000,000
Contractors Equipment; Unscheduled: Owned, leased, rented or borrowed	\$250,000
Any One Item	\$25,000
Course of Construction	\$250,000
Course of Construction Soft Costs	\$25,000
Debris Removal; the lesser of	25%/\$5,000,000
Electronic Data & Media	\$1,000,000
Errors or Omissions	\$100,000
Extended Period of Indemnity	180 Days
Extra Expense/Expediting Expense	\$1,000,000
Fine Arts	\$500,000
Fire Brigade Charges	\$250,000
Fungus, Mold, Mildew, Spores, Yeast	\$100,000 (Per Occ/Annual Aggregate)
Ingress/Egress	30 Days max \$1,000,000
Leasehold Interest	\$100,000
Limited Pollution Coverage	\$100,000 Annual Aggregate
Lock Replacement	\$25,000
Miscellaneous Unnamed Locations	\$500,000
Newly Acquired Property	90 Days max \$1,000,000
Ordinance or Law- Coverage A	Included in Building Limit
Ordinance or Law- Coverage B&C	20% Per Bldg, max \$1M Per Occ
Ordinary Payroll	60 Days
Plants, Lawns, Trees or Shrubs	\$100,000
Any One Plant, Lawn, Tree or Shrub	\$25,000
Professional Fee	\$250,000 (Annual Aggregate)
Reclaiming, restoring or repairing land improvements	\$25,000
Reward Reimbursement	\$25,000
Royalties	\$25,000
Service Interruption (72 Hour Qualifying Period)	\$500,000
Spoilage	\$100,000
Time Element Monthly Limitation	1/12 th Monthly
Transit	\$100,000
Underground Pipes, Flues & Drains	\$50,000
Valuable Papers & Records	\$2,000,000
Sinkhole Loss Extension	As Per Schedule
Cyber Suite	\$100,000 (Annual Aggrgate)
Wind Driven Precipitation	\$250,000 Per Occ/Annual Aggregate

PREMIUM SUMMARY

POLICY	2020-2021	2021-2022
Property	\$270,266.85	\$261,512.90
Total	\$270,266.85	\$261,512.90

Payment Terms:

1. Payment in full made out to Carlisle Insurance Agency, Inc.
2. Finance Note – down payment made out to Carlisle Insurance Agency, Inc.
3. Direct Bill – Company will issue an invoice separately for (payment terms) on (list policies).

When you provide a check as payment, you authorize us either to use information from your check to make a one-time electronic fund transfer from your account or to process the payment as a check transaction. For inquiries, call your customer service representative.

This insurance proposal is based on information provided. Coverage descriptions are abbreviated and not all available coverages may have been included. The actual policy contains all of the terms and conditions. If there is a conflict between this proposal and the policy, the policy provisions shall prevail.

INSURED SIGNATURE

PRINTED NAME

DATE

Sub limits- Continued

COVERAGES	LIMITS
Back-up of Sewers and Drains	Included
Outdoor Property	Included
Personal Effects & Property of Others	Included
Mobile Equipment	\$1,000,000
Owned Mobile Equipment- Off Premises	\$500,000
Equipment Breakdown	\$50,000,000

TERMS & CONDITIONS

Terms and conditions include but are not limited to:

- Flood- Maximum NFIP, whether purchased or not, for Locations in Zones prefixed with A or V within Zone B, X500 or X-Shaded; Plus \$100,000 Per Occ
- Percent Deductibles are Per Occurrence, Per Building or Structure
- Limits are as per schedule by Building, NOT BLANKET
- All Buildings with outstanding damage are excluded.
- Pre Existing Damage Exclusion Endorsement
- Exclusion of Certified Acts of Terrorism (Can be purchased for additional premium of \$14,000)
- Coverage Excludes all damage directly or indirectly caused by Named Storm in existence upon receipt of written request to bind

SUBJECT TO

- Warrant No losses last 5 years on properties to be covered unless specified in Property Application
- Warrant Fire protection sprinklers are provided throughout all buildings
- Warrant No Exterior Insulation Finish System (EIFS) Construction
- Signed Property Application (SOV)
- Signed Flood Notice
- Signed TRIA Disclosure Notice
- Roof Coverings to be ACV if originally installed or last fully replaced prior to 2006

Carrer's Schedule of Values (SOV) Breakout

LocID	LocName	Streetname	BldgValue	ContValue	Misc Value	BValue	TotalIV
1	Central Fire Station	119 N 10th St	2,968,000	396,500	0	0	3,364,500
39	Municipal Building	200 E Kleberg	2,558,000	384,540	0	0	2,942,540
40	N Plant	2891 E Santa Gertrudis Dr	3,189,397	250,000	0	0	3,439,397
41	S Plant Sewer Treatment	20000 FM 1717	1,694,449	250,000	0	0	1,944,449
196	Animal Shelter	3421 N FM 1355	591,700	0	0	0	591,700
198	City Hall	400 W King Ave	4,782,005	750,000	0	500,000	6,032,005
200	Cottage Building	410 W King Ave	639,000	100,000	0	0	739,000
201	Fire Station #2	515 N Armstrong	405,000	53,196	0	0	458,196
202	Grit Box To 3GPM Sewer Plant	2801 E Santa Gertrudis Dr	13,061	75,000	0	0	88,061
204	Kingsville Fire Dept Training Ctr	309 N 6th St	419,000	8,000	0	0	427,000
205	Cyclone Replace For 1GPM Sewer	1100 E FM 1717	5,322	0	0	0	5,322
207	S Plant Sewer Pump Station	20000 FM 1717	8,606	150,000	0	0	158,606
211	Stationary Siren	500 E Trant Rd	0	0	16,233	0	16,233
212	Stationary Siren	17th and Lee	0	0	16,233	0	16,233
213	Stationary Siren	Kenedy and Armstrong	0	0	16,233	0	16,233
215	S Plant UV Shed	20000 FM 1717	12,251	350,000	0	0	362,251
216	S Plant Blower Building	20000 FM 1717	135,450	550,000	0	0	685,450
217	N Plant UV Shed	2801 E Santa Gertrudis Dr	72,000	700,000	0	0	772,000
218	N Plant Blower Building	2801 E Santa Gertrudis Dr	162,000	1,100,000	0	0	1,262,000
219	Office/Break Room	2801 E Santa Gertrudis Dr	162,000	35,000	0	0	197,000
220	N Plant Chemical Storage Bldg	2801 E Santa Gertrudis Dr	12,000	10,000	0	0	22,000
221	N Plant Employee Break Room	2801 E Santa Gertrudis Dr	0	0	34,000	0	34,000
222	Equipment Storage/North	1300 E Corral	125,000	0	0	0	125,000
223	Equipment Storage/South	1300 E Corral	369,000	0	0	0	369,000
224	Pump House/Water Well/Telemetry/Chlorina	5th And Ave C	50,000	280,400	0	0	330,400
225	84K gal Ground Storage Tank (Well 22)	5th And Ave C	12,000	0	0	0	12,000
226	500k gal Elevated Tank/Telemetry	Kenedy and Armstrong	1,511,561	9,000	0	0	1,520,561
227	500k gal Elevated Tank/Telemetry	12th and Kenedy St	1,511,561	9,000	0	0	1,520,561
228	Pump House/Water Well/Booster Pump/Telem	1100 E General Cavazos	554,951	168,000	0	0	722,951
229	212k gal Ground Water Tank	1100 E General Cavazos	163,620	0	0	0	163,620
230	1M gal Elevated Water Tank	1100 E General Cavazos	2,576,306	0	0	0	2,576,306
231	Pump House/Water Well/Chlorinator	3rd and Caesar	231,440	303,463	0	0	534,903
232	2M gal Ground Water Tank (Well 21)	3rd and Caesar	1,376,392	0	0	0	1,376,392

233	Pump House/Water Well/Telemetry/Chlorina	6th And Henrietta	200,000	76,810	0	0	276,810
234	212k gal Ground Water Tank (Well 19)	6th And Henrietta	163,620	0	0	0	163,620
235	84k gal Ground Storage Tank	1131 W Kenedy	189,000	0	0	0	189,000
236	Portable Enclosure/(2) Ammonia Tanks	101 Sage Rd	2,632	123,483	0	0	126,115
237	Heavy Equipment Shed	348 E CR 2130	157,000	3,000	0	0	160,000
238	Weigh Station Office	348 E CR 2130	266,750	30,000	0	0	296,750
239	Bandstand (Pavilion)	110 W Kleberg	0	0	25,312	0	25,312
240	Heavy Equipment Shed	1300 E Corral	917,000	0	0	0	917,000
241	84k gal Ground Water Tank	General Cavazos and 6th St	79,481	0	0	0	79,481
242	Signal Lights and Control Box	701 N 6th St	0	0	50,828	0	50,828
243	Signal Lights and Control Box	702 N Armstrong	0	0	50,828	0	50,828
244	Signal Lights and Control Box	103 E Kleberg Ave	0	0	50,828	0	50,828
245	Signal Lights and Control Box	230 S 6th St	0	0	50,828	0	50,828
246	Pumphouse/Well #23/Telemetry/Chlorinator	2602 S 6th St	601,222	385,000	0	0	986,222
247	85K gal Ground Water Tank	2602 S 6th St	130,000	0	0	0	130,000
248	Portable Polymer Building	2602 S 6th St	0	0	1,721	0	1,721
249	Polymer Building	2801 E Santa Gertrudis Dr	0	0	80,500	0	80,500
250	Train Depot	104 E Kleberg	353,000	75,000	0	0	428,000
251	Lift Station Building	17th and Lee	50,000	0	0	0	50,000
252	Lift Station Building	Trant Rd	2,000	0	0	0	2,000
253	Entire Water Well #24/Telemetry	13th St and Kenedy St	138,867	385,000	0	0	523,867
254	85k gal Ground Water Tank	13th St and Kenedy St	81,506	0	0	0	81,506
255	(6) Aluminum Lighting Poles	2801 E Santa Gertrudis Dr	0	0	10,500	0	10,500
256	Generator 275kw	25 Miles East on 1717 off Hwy	57,485	0	0	0	57,485
257	Generator 275kw (S#2307588)	17th and Lee	57,485	0	0	0	57,485
258	Scales	348 E CR 2130	0	0	60,000	0	60,000
259	Storm Sentry Monitor System	1700 E King	0	0	18,225	0	18,225
260	Tourism Office	1501 N Hwy 77	329,000	50,000	0	0	379,000
261	Storage Shed	1300 E Corral	0	0	42,000	0	42,000
262	Generator 800kw	North Plant	151,875	0	0	0	151,875
263	Generator 150kw	FM 1717	75,938	0	0	0	75,938
264	LondonderrySeries Light (20)	various locations	0	0	46,575	0	46,575
265	Wastequip Dumpsters (600 Units)	various locations	0	0	331,088	0	331,088
266	Restroom - Soccer Field	501 E Escondido Rd	0	0	75,000	0	75,000
267	Concession/Pressbox #1	501 E Escondido Rd	0	0	35,000	0	35,000
268	Restroom #1	501 E Escondido Rd	0	0	75,000	0	75,000
269	Concession/Pressbox #2	501 E Escondido Rd	0	0	50,000	0	50,000

270	Restroom #2	501 E Escondido Rd	0	0	50,979	0	50,979
271	Soccer Field Bleachers and Post	501 E Escondido Rd	0	0	48,728	0	48,728
272	Baseball Fences/Lights/Scoreboards	501 E Escondido Rd	0	0	150,672	0	150,672
273	Concession/Pressbox #3	501 E Escondido Rd	0	0	50,000	0	50,000
274	Concession/Pressbox #4	501 E Escondido Rd	0	0	31,512	0	31,512
275	Dugout #8	501 E Escondido Rd	0	0	2,581	0	2,581
276	BBQ Building	485 Santiago Park Ln	0	0	40,332	0	40,332
277	Restroom	501 E Escondido Rd	0	0	30,867	0	30,867
278	Bath House - Storage	501 E Escondido Rd	0	0	46,785	0	46,785
279	Pier	501 E Escondido Rd	0	0	53,000	0	53,000
280	Restroom	501 E Escondido Rd	0	0	48,722	0	48,722
281	Storage	501 E Escondido Rd	107,229	0	0	0	107,229
282	Concession/Restroom/Pressbox	501 E Escondido Rd	0	0	81,277	0	81,277
283	Shop	501 E Escondido Rd	0	0	88,046	0	88,046
284	Radio Tower Storage #1	501 E Escondido Rd	0	0	21,735	0	21,735
285	Radio Tower Storage #2	501 E Escondido Rd	0	0	41,525	0	41,525
286	Radio Tower Storage #3	501 E Escondido Rd	0	0	3,550	0	3,550
287	Concession/Restroom	501 E Escondido Rd	0	0	104,755	0	104,755
288	Ballfield Fence/Lights/Score Board	501 E Escondido Rd	0	0	104,947	0	104,947
289	Covered Seating #1	501 E Escondido Rd	0	0	9,038	0	9,038
290	Brookshire Pool House	1519 E Kennedy	400,000	0	0	0	400,000
291	Brookshire Pool Fence	1519 E Kennedy	0	0	39,000	0	39,000
292	Office/Recreation Center	11050 E Escondido	1,051,000	45,650	0	0	1,096,650
293	Radio Tower #2	12100 Escondido Rd	0	0	250,386	0	250,386
294	Radio Tower #2	12100 Escondido Rd	0	0	170,973	0	170,973
296	S Plant Portable Office Bldg	20000 FM 1717	0	0	11,000	0	11,000
297	Portable Office/Equip Bldg	20000 FM 1717	0	0	11,000	0	11,000
298	Fence	5th And Ave C	0	0	5,265	0	5,265
299	Fence	1116 E General Cavazos	0	0	2,962	0	2,962
300	Fence	3rd and Caesar	0	0	5,062	0	5,062
301	Portable Building	3rd and Caesar	0	0	31,885	0	31,885
302	Fence	6th And Henrietta	0	0	39,000	0	39,000
303	Pump House Building	1131 W Kenedy	1,215	58,054	0	0	59,269
304	Fence	1131 W Kenedy	0	0	1,987	0	1,987
305	Maintenance Bldg/Lift Station/Storage	611 Santiago Park Ln	10,000	15,000	0	0	25,000
306	Heavy Equipment Shed/Storage	348 E CR 2130	491,000	0	0	0	491,000
307	Catwalk	348 E CR 2130	0	0	10,000	0	10,000

308	Landfill Litter Net	348 E CR 2130	151,875	0	0	0	151,875
309	800mz Equipment Building	501 E Escondido Rd	36,652	312,000	0	0	348,652
310	Fence	2602 S 6th St	0	0	7,088	0	7,088
311	Lab/Office	2801 E Santa Gertrudis Dr	0	0	95,000	0	95,000
312	Animal Shelter Storage	3421 N FM 1355	0	0	23,000	0	23,000
313	Storage Building #1	309 N 6th St	0	0	1,924	0	1,924
314	Storage Building #2	1950 N Armstrong	0	0	5,000	0	5,000
316	Fence	13th St and Kenedy St	0	0	7,088	0	7,088
317	Polymer Building	13th St and Kenedy St	0	0	1,519	0	1,519
318	Lift Station	1100 E FM 1717	66,150	20,000	0	0	86,150
319	Lift Station	Sage and Hwy 77	263,000	25,000	0	0	288,000
320	Lift Station	2612 S Hwy 77	40,450	30,000	0	0	70,450
321	Lift Station	Farm Rd 3320	8,000	30,000	0	0	38,000
322	Lift Station	May St	10,500	30,000	0	0	40,500
323	Lift Station	South Creek Subdivision	10,500	30,000	0	0	40,500
324	Lift Station	Carlos Truan	10,500	30,000	0	0	40,500
325	Morgan Tool Shed	1200 E General Cavazos Blvd	0	0	75,500	0	75,500
326	Covered Pavillion	251 N 6th St	0	0	60,750	0	60,750
327	Restroom - Soccer Field	501 E Escondido Rd	0	0	3,528	0	3,528
328	Covered Seating #1	501 E Escondido Rd	0	0	6,883	0	6,883
329	Dugout #1	501 E Escondido Rd	0	0	1,506	0	1,506
330	Dugout #2	501 E Escondido Rd	0	0	1,506	0	1,506
331	Covered Seating #2	501 E Escondido Rd	0	0	6,883	0	6,883
332	Dugout #3	501 E Escondido Rd	0	0	1,506	0	1,506
333	Covered Seating #3	501 E Escondido Rd	0	0	6,883	0	6,883
334	Dugout #4	501 E Escondido Rd	0	0	1,506	0	1,506
335	Dugout #5	501 E Escondido Rd	0	0	1,506	0	1,506
336	Dugout #6	501 E Escondido Rd	0	0	1,506	0	1,506
337	Dugout #7	501 E Escondido Rd	0	0	2,581	0	2,581
351	Dugout #1	501 E Escondido Rd	0	0	1,614	0	1,614
352	Covered Seating #1	501 E Escondido Rd	0	0	1,936	0	1,936
353	Covered Seating #2	501 E Escondido Rd	0	0	1,936	0	1,936
354	Dugout #2	501 E Escondido Rd	0	0	1,614	0	1,614
356	Dugout #3	501 E Escondido Rd	0	0	1,614	0	1,614
357	Covered Seating #3	501 E Escondido Rd	0	0	2,904	0	2,904
358	Covered Seating #4	501 E Escondido Rd	0	0	1,828	0	1,828
359	Dugout #5	501 E Escondido Rd	0	0	1,614	0	1,614

360	Dugout #6	501 E Escondido Rd		0	0	1,614	0	1,614	0	1,614
361	Shop	501 E Escondido Rd		0	0	88,046	0	88,046	0	88,046
363	Dugout #1	501 E Escondido Rd		0	0	4,840	0	4,840	0	4,840
364	Dugout #2	501 E Escondido Rd		0	0	4,840	0	4,840	0	4,840
365	Dugout #3	501 E Escondido Rd		0	0	1,506	0	1,506	0	1,506
366	Dugout #4	501 E Escondido Rd		0	0	1,506	0	1,506	0	1,506
367	Covered Seating #2	501 E Escondido Rd		0	0	3,764	0	3,764	0	3,764
368	Storage	501 E Escondido Rd		0	0	2,688	0	2,688	0	2,688
369	Dugout #5	501 E Escondido Rd		0	0	1,506	0	1,506	0	1,506
370	Pressbox	501 E Escondido Rd		0	0	2,797	0	2,797	0	2,797
371	Dugout #6	501 E Escondido Rd		0	0	1,506	0	1,506	0	1,506
372	Shed	1519 E Kennedy		0	0	6,131	0	6,131	0	6,131
376	Fence	1519 E Kennedy		0	0	7,971	0	7,971	0	7,971
377	Golf Clubhouse	2522 E Escondido		1,131,000	75,000	0	0	0	0	1,206,000
378	Golf Cart Shop	2522 E Escondido		294,638	805,000	0	0	0	0	1,099,638
379	Outdoor Trees and Shrubs	400 W King Ave		0	0	100,000	0	100,000	0	100,000
381	IT Assets	400 W King Ave		0	1,231,680	0	0	0	0	1,231,680
382	Public Works Dept	1300 E Corral		1,834,000	186,247	0	0	0	0	2,020,247
383	Metal Storage Building	2522 E Escondido		0	0	11,300	0	11,300	0	11,300
384	Large Equipment Storage Shed	2801 E Santa Gertrudis Dr		0	0	125,000	0	125,000	0	125,000
385	1 Million Gallon Ground Storage Tank	2302 Sage Rd		1,319,700	0	0	0	0	0	1,319,700
386	1500 GPM Booster Pumps w/Controls	2302 Sage Rd		295,000	0	0	0	0	0	295,000
387	230KW Generator w/ATS	1116 E. General Cavazos		0	0	80,000	0	80,000	0	80,000
388	230KW Generator w/ATS	830 E. Kenedy St.		0	0	80,000	0	80,000	0	80,000
389	230KW w/ATS	133 W. Ave. C		0	0	80,000	0	80,000	0	80,000
390	250 KW Generator w/ATS	2302 Sage Rd		0	0	80,000	0	80,000	0	80,000
391	250KW Generator	1004 S. 4th Street		0	0	80,000	0	80,000	0	80,000
392	250KW Generator	2602 S. 6th St		0	0	80,000	0	80,000	0	80,000
393	250KWGeneratorw/ATS	315 N. 6th St		0	0	80,000	0	80,000	0	80,000
394	Automated Mixing System	2302 Sage Rd		0	0	50,000	0	50,000	0	50,000
395	Law Enforcement Center (Incl IT Assets)	1700 E King Ave		2,118,000	2,496,956	0	0	0	0	4,614,956
396	Pavilion	202 W Lee		0	0	1,721	0	1,721	0	1,721
397	Pavilion #1	501 E. Escondido Rd		0	0	10,000	0	10,000	0	10,000
398	Pavilion #2	501 E. Escondido Rd		0	0	10,000	0	10,000	0	10,000
399	Pavilion #3	501 E. Escondido Rd		0	0	10,000	0	10,000	0	10,000
400	Pavilion #4	501 E. Escondido Rd		0	0	10,000	0	10,000	0	10,000
401	Pavilion #5	501 E. Escondido Rd		0	0	10,000	0	10,000	0	10,000

402	Police Annex Building	202A W Lee	877,000	95,000	0	0	972,000
403	Police Annex Building Storage Building	202B W Lee	30,000	37,375	0	0	67,375
404	Pump House	2302 Sage Rd	200,000	0	0	0	200,000
405	Recycling Building	1300 E. Corral Ave.	100,000	100,000	0	0	200,000
			41,172,342	12,713,354	4,078,962	500,000	58,464,658

AGENDA ITEM #17

RESOLUTION #2021-_____

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AMENDMENT NO.1 OF THE EMERGENCY DISASTER RESPONSE AGREEMENT BETWEEN THE CITY OF KINGSVILLE AND GARNER ENVIRONMENTAL SERVICES, INC. FOR EMERGENCY DISASTER RESPONSE SERVICES; REPEALING ALL CONFLICTING RESOLUTIONS AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Kingsville desires to have an outside firm available to assist with emergency disaster response services in the event those services are needed;

WHEREAS, Garner Environmental Services, Inc. (Garner) is a vendor for such services under General Services Administration (GSA) Contract Number GS-07F—0403X, which satisfies state procurement law;

WHEREAS, the City does not incur any expense from having the agreement in place and would only incur expenses once the City activates services;

WHEREAS, the City and Garner worked to prepare an Agreement for Emergency Disaster Response Services, which was approved by City Commission via Resolution #2017-89 on December 11, 2017;

WHEREAS, the agreement's primary term ran from December 11, 2017 to March 31, 2021 and is now in month-to-month renewal;

WHEREAS, the City and Garner desire to extend the agreement via Amendment No.1, which would provide for a three (3) year term with an annual review of contractual terms and rate schedule and could be renewed annually, up to two times, for additional one-year terms after review and written confirmation by each party stating they wish to extend the agreement.

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 Amendment No.1 of the Emergency Disaster Response Agreement between the City of Kingsville, Texas and Garner Environmental Services, Inc. for emergency disaster response services in accordance with Exhibit A hereto attached and made a part hereof.

II.

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

III.

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

PASSED AND APPROVED by a majority vote of the City Commission on the
26th day of April, 2021.

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney

AMENDMENT NO. 1

This Amendment to the Emergency Disaster Response Agreement in compliance with General Services Administration (GSA) Federal Supply Schedule 84, Emergency/Disaster Response, Contract Number GS-07F-0403X, the Robert T. Stafford Act 08/2016 Amended is entered into effective March 31, 2021, by and between CITY OF KINGSVILLE ("Company") and GARNER ENVIRONMENTAL SERVICES, INC. ("Contractor").

In order to be compliant with Code of Federal Regulations (CFR) §200, competitively bid contracts require an annual review of contractual terms and rate schedule.

The initial term of the Emergency Disaster Response Agreement between Company and Contractor commenced on December 11, 2017 and was effective through March 31, 2021. Thereafter, the Agreement renewed on a month-to-month basis for up to six months.

In order to ensure Company will be reimbursed by FEMA after services have been provided by Contractor in response to a disaster, the following amendments to the Emergency Disaster Response Agreement referenced above are agreed upon by both parties:

- The revised term of this agreement will be as follows: The initial term for this Agreement shall be for three (3) years with an annual review of contractual terms and rate schedule; thereafter, the Agreement may be renewed annually, up to two times, for additional (1) one-year terms, after review and a written confirmation by each Party stating they wish to extend the contract.
- Except as amended herein, the remaining terms and conditions of the Agreement are hereby ratified and confirmed and remain in full force and effect.

IN WITNESS whereof, this Amendment is executed effective as of the date first written above.

CITY OF KINGSVILLE

**GARNER ENVIRONMENTAL SERVICES,
INC.**

By: _____ By: _____

Printed: _____ Printed: John Temperilli

Title: _____ Title: President

ADDRESS FOR GIVING NOTICES:

ADDRESS FOR GIVING NOTICES:

**John Temperilli, President
Garner, Disaster Division
1717 W. 13th Street
Deer Park TX 77536**



General Services Administration

Federal Supply Service

Authorized Federal Supply Schedule Pricelist

On-line access to contract ordering information, terms and conditions, up-to-date pricing, and the option to create an electronic delivery order is available through GSA Advantage!™, a menu-driven database system. The INTERNET address for GSA Advantage!™ is: <http://www.GSAAdvantage.gov>.

MULTIPLE AWARD SCHEDULE (MAS)

Large Category J, Security and Protection

Subcategory J04, Security Services

FSC/PSC 4230

Contract Number: GS-07F-0403X

For more information on ordering from Federal Supply Schedules click on the FSS Schedules button at <http://www.gsa.gov/schedules-ordering>

Contract Period: April 1, 2011 – March 31, 2021

Contract Current Through Modification A824, dated September 17, 2020.

Garner Environmental Services, Inc.

1717 West 13th Street

Deer Park TX 77536

Phone: 281-930-1200/ Fax: 281-478-0296

Contract Administration: John Temperilli

E-mail: jtemperilli@garner-es.com

Internet: <http://www.garner-es.com>

Business Size: Large Business





Contents

Customer Information	1
Authorized MAS Federal Supply Schedule Pricelist.....	6-20



Customer Information

1. SPECIAL ITEM NUMBERS (SINS):

a. Table of awarded SINS

SIN 611430ST, 611430ST-RC, STLOC	Security Training - Includes all security training related to law enforcement, security, emergency preparedness and/or first responders. Examples include instructor-led training, web-based training, pre-set courses, training development, etc.
SIN OLM, OLM-RC, STLOC	Order-Level Materials

b. Lowest priced model number and price for each SIN.

SIN	Model	Price
611430ST, 611430ST-RC, STLOC	ORBITRAX Per Message	\$0.27

c. Hourly rates: \$5.92

2. MAXIMUM ORDER

SIN 611430ST, 611430ST-RC, STLOC: \$1,000,000

SIN OLM, OLM-RC, STLOC: \$250,000

3. MINIMUM ORDER: None

4. GEOGRAPHIC COVERAGE: The 48 contiguous states, Alaska, Hawaii, Puerto Rico, Washington DC, and U.S. territories

5. POINT(S) OF PRODUCTION: Same as company address

6. Prices shown are NET Prices; Basic Discounts have been deducted.

7. DISCOUNTS:

- a. Quantity -- None
- b. Dollar Volume -- None

8. PROMPT PAYMENT TERMS: 0% discount for net 30 days. Prompt payment terms cannot be negotiated out of the contractual agreement in exchange for other concessions.

9. GOVERNMENT PURCHASE CARDS:

- a. Contractors are required to accept credit cards for payments equal to or less than the micro-purchase threshold for oral or written delivery orders.



- b. Credit cards are acceptable for payment at or above the micro-purchase threshold. In addition, bank account information for wire transfer payments will be shown on the invoice.

10. FOREIGN ITEMS: Not applicable

11. DELIVERY SCHEDULE:

- a. TIME OF DELIVERY: The Contractor shall deliver to destination within the number of calendar days after receipt of order (ARO), as set forth below:

<u>SPECIAL ITEM NUMBERS</u>	<u>DELIVERY TIME (DAYS ARO)</u>
611430ST, 611430ST-RC, STLOC	10 days ARO

- b. EXPEDITED DELIVERY: As negotiated between Garner and Ordering Agency
- c. OVERNIGHT and TWO-DAY DELIVERY: As negotiated between Garner and Ordering Agency
- d. URGENT REQUIREMENTS: As negotiated between Garner and Ordering Agency

12. FOB: Origin (Shipping/Transportation cost for equipment only)

*Travel costs will be in compliance with the Federal Travel Regulation (FTR) or the Joint Travel Regulation (JTR).

13. ORDERING INFORMATION:

- a. Agencies should address all orders to the following address:

Garner Environmental Services, Inc.
1717 West 13th Street
Deer Park TX 77536
John Temperilli, Vice President
jtemperilli@garner-es.com

- b. For supplies and services, the order procedures and information on Blanket Purchase Agreements (BPAs) are found in Federal Acquisition Regulation (FAR) 8.405-3.

14. PAYMENT INFORMATION:

Agencies should address all payments to the following address:

Garner Environmental Services, Inc.
Attn: Accounts Receivable
1717 West 13th Street
Deer Park TX 77536

15. WARRANTY PROVISION: None (Services only)

Restocking Fee/Cancellation Policy: None (Services only)

16. EXPORT PACKING CHARGES: Not applicable



**17. TERMS AND CONDITIONS OF GOVERNMENT PURCHASE CARD
ACCEPTANCE ABOVE THE MICROPURCHASE THRESHOLD**

**552.232-77 PAYMENT BY GOVERNMENT COMMERCIAL PURCHASE
CARD (MAR 2000) (ALTERNATE I—MAR 2000)**

(a) Definitions.

“Government-wide commercial purchase card” means a uniquely numbered credit card issued by a contractor under GSA's Government-wide Contract for Fleet, Travel, and Purchase Card Services to named individual Government employees or entities to pay for official Government purchases.

“Oral order” means an order placed orally either in person or by telephone.

- (b) The Contractor must accept the Government-wide commercial purchase card for payments equal to or less than the micro-purchase threshold (see Federal Acquisition Regulation 2.101) for oral or written orders under this contract.
- (c) The Contractor and the Ordering Agency may agree to use the Government-wide commercial purchase card for dollar amounts over the micro-purchase threshold, and the Government encourages the Contractor to accept payment by the purchase card. The dollar value of a purchase card action must not exceed the ordering agency's established limit. If the Contractor will not accept payment by the purchase card for an order exceeding the micro-purchase threshold, the Contractor must so advise the Ordering Agency within 24 hours of receipt of the order.
- (d) The Contractor shall not process a transaction for payment through the credit card clearinghouse until the purchased supplies have been shipped or services performed. Unless the cardholder requests correction or replacement of a defective or faulty item under other contract requirements, the Contractor must immediately credit a cardholder's account for items returned as defective or faulty.
- (e) Payments made using the Government-wide commercial purchase card are not eligible for any negotiated prompt payment discount. Payment made using a Government debit card will receive the applicable prompt payment discount.

18. TERMS AND CONDITIONS OF RENTAL, MAINTENANCE, AND REPAIR:
Not applicable

19. TERMS AND CONDITIONS OF INSTALLATION: Not applicable

**20. TERMS AND CONDITIONS OF REPAIR PARTS INDICATING DATE OF
PARTS' PRICE LISTS AND ANY DISCOUNTS FROM LIST PRICES:**

Not applicable

20a. TERMS AND CONDITIONS FOR ANY OTHER SERVICES: Not applicable

21. SERVICE AND DISTRIBUTION POINTS: Not applicable



- 22. **PARTICIPATING DEALERS:** Not applicable
- 23. **PREVENTIVE MAINTENANCE:** Not applicable
- 24a. **ENVIRONMENTAL ATTRIBUTES:** Not applicable
- 24b. **SECTION 508 COMPLIANCE:** Not applicable
- 25. **DATA UNIVERSAL NUMBERING SYSTEM (DUNS) NUMBER:** 05-355-4531
- 26. Contractor **HAS** registered with the System for Award Management.



Authorized MAS Federal Supply Schedule Pricelist

Garner Environmental Services, Inc. (Garner Environmental), established in 1981, is a turnkey disaster/emergency response, recovery, logistics and planning company. Garner offers complete project, logistics, and incident management services in response to any All-Hazard, All-Threat event - any natural or man-made disaster.

Garner Environmental specializes in rapid, timely, and flexible field personnel, equipment, and special services' response for any weather, terroristic, or environmental catastrophe; any "bad day" or Black Swan event.

Garner Environmental services include wraparound or support equipment for any significant 'no notice' or dislocation event. These services consist of prime power installation, operation and maintenance; sheltering (evacuation, recovery, animal, etc.); catering; laundry, shower, and bathroom facilities and ablution; pumps and pump mission support; base camps, mobile field hospitals and medical clinics (with personnel); transportation and heavy lift. Equipment is tracked with our GPS tracking system illustrating usage history and location, and data can be integrated into various client reporting systems.

Garner Environmental deploys personnel including field logisticians, IT specialists, equipment operators, electricians and mechanics, field clerks, Incident Command & Command staff personnel, Project managers and supervisors. Subject Matter Experts (SME) are utilized as warranted, to include medical personnel such as RNs, ICU RNs, Physicians, Nurse Practitioners, Respiratory Therapists, EMTs, LVNs, LPNs, etc.

Garner also performs pandemic/biological disinfection response (to include COVID-19) using UV light, electrostatic spraying equipment, and heavy-duty spray drones.

The prices shown below include the Industrial Funding Fee (IFF) of 0.75%.



POWER GENERATOR NOTES

Minimum One (1) Week Operation Phase Duration excluding Mob/Demob. Three (3) days constitutes a week on equipment; Seven (7) days constitutes a week on personnel.

Rental Rates Only - Transportation rates to and from point of origin, point of delivery and/or point of use are not included.

Customer is responsible for any/all fuel, personnel and transportation costs associated with project.

Fuel will be determined by load and charged IAW and associated to the Task Order at that time.

Minimum of two (2) electricians are required per site assessment and installation.

GPS units are required for each generator and charged per rate schedule. (Messaging not included.)

Any items requested of GESI not appearing within these rates will be billed at the invoiced amount plus a 15% handling fee.

Charges are due and payable in the amount invoiced. Invoicing typically occurs on a weekly basis.

SIN	Product Description	GSA Price Weekly Rate
SCHEDULE A - POWER GENERATION		
611430ST	20KW Generator	\$1,148.78
611430ST	25KW Generator	\$1,148.78
611430ST	30KW Generator	\$1,234.26
611430ST	35KW Generator	\$1,362.32
611430ST	36KW Generator	\$1,362.32
611430ST	40KW Generator	\$1,621.81
611430ST	45KW Generator	\$1,621.81
611430ST	48KW Generator	\$1,621.81
611430ST	50KW Generator	\$1,621.81
611430ST	56KW Generator	\$1,621.81
611430ST	60KW Generator	\$1,675.87
611430ST	70KW Generator	\$2,027.27
611430ST	75KW Generator	\$2,027.27
611430ST	80KW Generator	\$2,219.87
611430ST	90KW Generator	\$2,333.52
611430ST	100KW Generator	\$2,289.29
611430ST	125KW Generator	\$2,838.18
611430ST	150KW Generator	\$2,838.18
611430ST	174KW Generator	\$2,957.38
611430ST	175KW Generator	\$2,957.38
611430ST	176KW Generator	\$2,957.38
611430ST	180KW Generator	\$3,107.81
611430ST	200KW Generator	\$3,088.20
611430ST	225KW Generator	\$3,649.09
611430ST	240KW Generator	\$3,649.08
611430ST	250KW Generator	\$3,649.08
611430ST	300 KW Generator	\$3,768.02
611430ST	320KW Generator	\$3,768.01
611430ST	350KW Generator	\$4,298.63
611430ST	400KW Generator	\$5,287.56



SIN	Product Description	GSA Price Weekly Rate
611430ST	450KW Generator	\$5,287.56
611430ST	480KW Generator	\$5,789.87
611430ST	500KW Generator	\$5,789.87
611430ST	550KW Generator	\$6,206.14
611430ST	575KW Generator	\$6,461.31
611430ST	600KW Generator	\$7,427.76
611430ST	640KW Generator	\$7,427.76
611430ST	675KW Generator	\$7,589.45
611430ST	728KW Generator	\$7,589.45
611430ST	750KW Generator	\$7,589.45
611430ST	800KW Generator	\$8,310.44
611430ST	850KW Generator	\$9,517.36
611430ST	1000KW Generator	\$9,517.36
611430ST	1200KW Generator	\$13,325.04
611430ST	1250KW Generator	\$13,325.04
611430ST	1400KW Generator	\$14,590.91
611430ST	1500KW Generator	\$15,174.56
611430ST	1600KW Generator	\$15,515.35
611430ST	1750KW Generator	\$16,616.14
611430ST	2000KW Generator	\$17,742.64
611430ST	45 kVA Transformer	\$324.36
611430ST	75 kVA Transformer	\$432.48
611430ST	100 kVA Transformer	\$651.43
611430ST	150 kVA Transformer	\$651.43
611430ST	225 kVA Transformer	\$867.67
611430ST	300 kVA Transformer	\$1,589.38
611430ST	400 kVA Transformer	\$2,112.41
611430ST	500 kVA Transformer	\$2,112.41
611430ST	750 kVA Transformer	\$2,448.94
611430ST	1000 kVA Transformer	\$2,871.96
611430ST	1500 kVA Transformer	\$3,796.40
611430ST	2000 kVA Transformer	\$4,476.21
611430ST	600 Amp Line Panel	\$756.85
611430ST	800 Amp Line Panel	\$994.71
611430ST	1200 Amp Line Panel	\$1,492.07
611430ST	4000 Watt Generated Light Plant	\$513.57
611430ST	Power Distribution Box (Spider Boxes)	\$493.70
611430ST	Spider Boxes (400)	\$767.66
611430ST	Spider Boxes (800)	\$993.36
611430ST	Power Distribution Box (Spider Box) with 50' cable	\$640.83
611430ST	Pigtails- 4/0 Male & Female Camlock Connectors	\$59.24
611430ST	Power Cord, 50' (Extension Cord)	\$29.62
611430ST	Generator Cable (price per foot)	\$2.47



PUMPS AND HOSES NOTES

Minimum One (1) Week Operation Phase Duration excluding Mob/Demob. Three (3) Days constitutes a week on equipment; Seven (7) Days constitutes a week on personnel.

Rental Rates Only - Transportation rates to and from point of origin, point of delivery and/or point of use are not included.

Customer is responsible for any/all fuel, personnel and transportation costs.

Charges are due and payable in the amount invoiced. Invoicing typically occurs on a weekly basis.

SIN	Product Description	GSA Price Weekly Rate
SCHEDULE B – PUMPS & HOSES		
611430ST	2" x 2" Diesel Pump	\$778.47
611430ST	3" x 3" Diesel Pump	\$1,431.25
611430ST	4" Diesel Pump	\$810.91
611430ST	6" Diesel Pump	\$1,405.57
611430ST	8" Diesel Pump	\$1,778.93
611430ST	10" Diesel Pump	\$2,025.24
611430ST	12" Diesel Pump	\$2,757.19
611430ST	16" Diesel Pump	\$7,027.86
611430ST	18" Diesel Pump DSL Flange w/ Quick Disconnect	\$10,509.35
611430ST	24" Diesel Pump	\$13,969.22
611430ST	2" Suction Discharge Hose 50' Section	\$94.61
611430ST	3" Suction Discharge Hose 50' Section	\$70.28
611430ST	4" Suction Discharge Hose 50' Section	\$100.72
611430ST	6" Suction Discharge Hose 50' Section	\$124.34
611430ST	8" Suction Discharge Hose 50' Section	\$248.14
611430ST	10" Suction Discharge Hose 50' Section	\$383.15
611430ST	12" Suction Discharge Hose 50' Section	\$401.40
611430ST	6" Vacuum Assist Pump	\$2,128.63
611430ST	12" Vacuum Assist Pump	\$2,898.99
611430ST	3" Submersible Hydraulic Pump	\$749.48
611430ST	4" Submersible Hydraulic Pump	\$1,283.63
611430ST	6" Submersible Hydraulic Pump	\$1,732.90
611430ST	8" Submersible Hydraulic Pump	\$2,310.53
611430ST	12" Submersible Hydraulic Pump	\$4,120.44
611430ST	8" Bauer Pipe, 10' Section	\$53.91
611430ST	12" Bauer Pipe, 10' Section	\$53.91
611430ST	4" Strainer/T-Joint/Elbow	\$47.40
611430ST	6" Strainer/T-Joint/Elbow	\$64.18
611430ST	8" Strainer/T-Joint/Elbow	\$67.58
611430ST	3" Sub - Dewater 5hp 460v	\$343.37
611430ST	4" Sub - Dewater 10hp 460v	\$386.37
611430ST	6" Sub - Dewater 35hp 460v	\$617.76
611430ST	8" Sub - Dewater 95hp 460v	\$1,339.78
611430ST	4" Sub - Trash 20hp 460v	\$430.02
611430ST	6" Sub - Trash 40hp 460v	\$617.75
611430ST	8" Sub - Trash 70hp 460v	\$1,339.79
611430ST	3" Suction Hose - 20' Section	\$56.16



SIN	Product Description	GSA Price Weekly Rate
611430ST	4" Suction Hose - 20' Section	\$72.21
611430ST	6" Suction Hose - 20' Section	\$72.21
611430ST	8" Suction Hose - 20' Section	\$160.45
611430ST	10" Suction Hose - 20' Section	\$202.73
611430ST	12" Suction Hose - 10' Section	\$160.45
611430ST	6" to 18" Pipe Fusion Machine	\$3,311.20
611430ST	12" to 36" Track Mounted Fusion Machine	\$11,352.70

ENVIRONMENTAL CONTROLS NOTES

Minimum One (1) Week Operation Phase Duration excluding Mob/Demob. Three (3) Days constitutes a week on equipment; Seven (7) Days constitutes a week on personnel.

Rental Rates Only - Transportation rates to and from point of origin, point of delivery and/or point of use are not included.

Customer is responsible for any/all fuel, personnel and transportation costs.

Charges are due and payable in the amount invoiced. Invoicing typically occurs on a weekly basis.

SIN	Product Description	GSA Price Daily Rate	GSA Price Weekly Rate
611430ST	5 - Ton Air Conditioner Unit	N/A	\$1,148.78
611430ST	10 - Ton Air Conditioner Unit	N/A	\$1,405.57
611430ST	15 - Ton Air Conditioner Unit	N/A	\$1,924.55
611430ST	20 - Ton Air Conditioner Unit	N/A	\$2,024.56
611430ST	25 - Ton Air Conditioner Unit	N/A	\$2,169.18
611430ST	30 - Ton Air Conditioner Unit	N/A	\$2,703.02
611430ST	40 - Ton Air Conditioner Unit	N/A	\$4,324.84
611430ST	50 - Ton Air Conditioner Unit	N/A	\$7,348.17
611430ST	60 - Ton Air Conditioner Unit	N/A	\$5,297.92
611430ST	75 - Ton Air Conditioner Unit	N/A	\$7,568.46
611430ST	80 - Ton Air Conditioner Unit	N/A	\$8,649.67
611430ST	100 GPM Pump	N/A	\$778.47
611430ST	200 GPM Pump	N/A	\$778.47
611430ST	300 GPM Pump	N/A	\$852.43
611430ST	400 GPM Pump	N/A	\$888.66
611430ST	500 GPM Pump	N/A	\$898.54
611430ST	750 GPM Pump	N/A	\$1,621.81
611430ST	800 GPM Pump	N/A	\$1,621.81
611430ST	1,000 GPM Pump	N/A	\$1,621.81
611430ST	1,200 GPM Pump	N/A	\$1,444.14
611430ST	Polyethylene Pollution Bags (per Roll)	\$113.53	N/A
611430ST	Polyethylene Sheeting Per Roll (20' x 100' x 6 mil)	\$118.93	N/A
611430ST	Level A Responder Suit (each)	\$1,243.39	N/A
611430ST	Level B Responder Suit (each)	\$243.27	N/A
611430ST	Level 3 (CPC 3) PPE (each)	\$113.53	N/A
611430ST	Level D PPE (each)	\$48.65	N/A



MATERIALS HANDLING EQUIPMENT (MHE) NOTES

Minimum One (1) Week Operation Phase Duration excluding Mob/Demob. Three (3) Days constitutes a week on equipment; Seven (7) Days constitutes a week on personnel.

Rental Rates Only - Transportation rates to and from point of origin, point of delivery and/or point of use are not included.

Customer is responsible for any/all fuel, personnel and transportation costs.

Charges are due and payable in the amount invoiced. Invoicing typically occurs on a weekly basis.

SIN	Product Description	GSA Price Weekly Rate
SCHEDULE D - MATERIALS HANDLING EQUIPMENT (MHE)		
611430ST	Forklift Carpet Pole	\$111.90
611430ST	Pallet Grabber w/ Chain	\$40.54
611430ST	Pallet Jack	\$111.90
611430ST	Electric Pallet Jack	\$318.96
611430ST	Forklift Loading Ramp	\$923.09
611430ST	Dock Plate	\$454.21
611430ST	5,000 Lb. Diesel Forklift	\$676.37
611430ST	6,000 Lb. Forklift	\$2,899.58
611430ST	8,000 Lb. Forklift	\$3,138.72
611430ST	9,000 - 10,000 Lb. Forklift	\$3,713.09
611430ST	15,000 Lb. Forklift	\$8,006.94
611430ST	25,000-35,000 Lb. Forklift	\$14,823.51
611430ST	4,400 Lb. Extended Reach Forklift	\$1,892.12
ROUGH TERRAIN FORKLIFTS		
611430ST	Straight Mast	\$987.35
611430ST	5,000 Lb. Extended Reach Forklift	\$1,297.45
611430ST	6,000 Lb. Extended Reach Forklift	\$1,675.87
611430ST	8,000 Lb. Extended Reach Forklift	\$1,600.19
611430ST	9,000 Lb. Extended Reach Forklift	\$1,838.06
611430ST	10,000 Lb. Extended Reach Forklift	\$2,108.36
611430ST	Forklift Propane Tank w/o Fuel	\$12.97
611430ST	Portable Loading Dock, 20' X 20' w/ Ramp and Stairs	\$1,325.76



HEAVY EQUIPMENT NOTES

Minimum One (1) Week Operation Phase Duration excluding Mob/Demob. Three (3) Days constitutes a week on equipment; Seven (7) Days constitutes a week on personnel.

Rental Rates Only - Transportation rates to and from point of origin, point of delivery and/or point of use are not included.

Customer is responsible for any/all fuel, personnel and transportation costs.

Charges are due and payable in the amount invoiced. Invoicing typically occurs on a weekly basis.

SIN	Product Description	GSA Price Weekly Rate
SCHEDULE E – HEAVY EQUIPMENT		
	FUEL TANKS:	
611430ST	1,000 Gallon Fuel Tank	\$1,892.12
611430ST	2,000 Gallon Fuel Tank	\$1,750.21
	LOADERS:	
611430ST	1/2 yard	\$1,062.29
611430ST	3/4 yard	\$994.71
611430ST	1 yard	\$1,027.15
611430ST	2 1/2 yard	\$2,063.76
611430ST	2 3/4 yard	\$2,063.76
	SKID-STEERS:	
611430ST	1,750 Lb.	\$767.66
611430ST	2,400 Lb.	\$1,215.01
611430ST	1,900 Lb. Track	\$1,297.45
	SKID ATTACHMENTS:	
611430ST	Grapple	\$260.84
611430ST	Forks	\$151.37
611430ST	Sweeper	\$260.84
	OTHER HEAVY EQUIPMENT:	
611430ST	Single Smooth Drum Vibratory Roller	\$1,489.37
611430ST	D3 Cat Small Track-Type Tractor	\$1,717.77
611430ST	D4 Cat Small Track-Type Tractor	\$2,077.27
611430ST	D5 Cat Small Track-Type Tractor	\$2,277.30
611430ST	D6 Cat Medium Track-Type Tractor	\$3,378.78
611430ST	Ditch / Trench Digger	\$1,215.01
611430ST	Large Excavator	\$3,378.78

SIN	Description	GSA Mobilization Price	GSA Weekly Price	GSA Demobilization Price
SCHEDULE – F EQUIPMENT SERVICES & DISASTER RESPONSE BASE CAMPS				
611430ST	NIMS TYPE I 1,000 Person Base Camp	\$546,244.39	\$1,441,154.38	\$444,575.60
611430ST	NIMS TYPE II 750 Person Base Camp	\$508,515.60	\$1,169,241.11	\$413,659.78
611430ST	NIMS TYPE III 500 Person Base Camp	\$375,334.97	\$800,889.40	\$306,847.13
611430ST	NIMS TYPE IV 250 Person Base Camp	\$305,244.24	\$513,202.64	\$249,416.01



SIN	Description	GSA Mobilization Price	GSA Weekly Price	GSA Demobilization Price
KITCHEN SERVICES:				
611430ST	NIMS TYPE I 1,000 Person Kitchen/Meals	\$185,540.88	\$466,447.11	\$131,188.50
611430ST	NIMS TYPE II 750 Person Kitchen/Meals	\$179,699.65	\$402,761.19	\$130,669.52
611430ST	NIMS TYPE III 500 Person Kitchen/Meals	\$132,481.90	\$285,843.30	\$95,980.28
611430ST	NIMS TYPE IV 250 Person Kitchen/Meals	\$110,890.15	\$193,676.98	\$83,891.01
SHOWER SERVICES:				
611430ST	NIMS TYPE I 1,000 Person Showers	\$30,246.82	\$173,262.40	\$37,784.20
611430ST	NIMS TYPE II 750 Person Showers	\$24,582.64	\$149,906.93	\$28,783.14
611430ST	NIMS TYPE III 500 Person Showers	\$18,959.00	\$89,214.61	\$21,989.09
611430ST	NIMS TYPE IV 250 Person Showers	\$18,959.00	\$65,859.15	\$18,653.56
LAUNDRY SERVICES:				
611430ST	NIMS TYPE I 1,000 Person Laundries	\$82,671.95	\$237,551.09	\$67,779.64
611430ST	NIMS TYPE II 750 Person Laundries	\$66,318.66	\$184,802.96	\$53,313.07
611430ST	NIMS TYPE III 500 Person Laundries	\$48,184.08	\$124,111.99	\$39,273.57
611430ST	NIMS TYPE IV 250 Person Laundries	\$36,884.10	\$74,919.68	\$29,692.70

CIVIL SUPPORT NOTES

Minimum One (1) Week Operation Phase Duration excluding Mob/Demob. Three (3) Days constitutes a week on equipment; Seven (7) Days constitutes a week on personnel.

Pricing is all-inclusive including transportation, personnel, expendable commodities, food, etc.

Grey & Black Water Disposal not included. Additional Service Fee (If Applicable)

Hand Sanitizers @ \$15.00 per unit per week.

Daily service of all Portalet packages is included.

Charges are due and payable in the amount invoiced. Invoicing typically occurs on a weekly basis.

SIN	Product Description	GSA Price Weekly Rate
SCHEDULE - G CIVIL SUPPORT		
611430ST	Portable Storage Container	\$320.91
611430ST	Tent, 10' x 10'	242.21
611430ST	Tent, 20' x 20'	\$463.84
611430ST	Tent, 40' x 40'	2,108.31
611430ST	Tent, 10' x 10' Pop-Up	\$291.23
611430ST	Tent, 10' x 15' Pop-Up	\$380.15
611430ST	Chair - Folding	\$8.11
611430ST	6' Table - Folding	\$20.27
611430ST	8' Table - Folding	\$27.03
611430ST	50' String Lighting	\$96.98
611430ST	100' String Lighting	\$185.27
611430ST	Power Distro-Spider Box	\$162.92
611430ST	24" Portable Fan on Stand	\$172.80
611430ST	48" 2-Speed Warehouse Fan	\$167.59
611430ST	Tent - 30' x 90' x 7'	\$2,691.61
611430ST	Tent - 30' x 60' x 7'	\$1,869.29
611430ST	Tent, 60' x 100' x 7'	\$6,870.89



SIN	Product Description	GSA Price Per Case
	HeaterMeals Self-Heating Entrees w/up to 2-Yr Shelf Life	
611430ST	1-Pallet = 70 Twelve Count Cases (840 meals) HM Entrees	\$61.22
611430ST	2-Pallets = 140 Twelve Count Cases (1,680 meals) HM Entrees	\$58.56
611430ST	3-Pallets = 210 Twelve Count Cases (2,520 meals) HM Entrees	\$58.56
611430ST	5-Pallets = 350 Twelve Count Cases (4,200 meals) HM Entrees	\$55.74
611430ST	Greater than 5 Pallets HM Entrees	\$53.90
	HeaterMeals Plus Full Course Meal Kits w/up to 1-Yr Shelf Life	
611430ST	1-Pallet = 50 Twelve Count Cases (600 meals) HM Plus Meal Kits	\$103.81
611430ST	2-Pallets = 100 Twelve Count Cases (1,200 meals) HM Plus Meal Kits	\$101.32
611430ST	4-Pallets = 200 Twelve Count Cases (2,400 meals) HM Plus Meal Kits	\$101.32
611430ST	7- Pallets = 350 Twelve Count Cases (4,200 meals) HM Plus Meal Kits	\$98.48
611430ST	Greater than 7 Pallets HM Plus Meal Kits	\$98.48
	Heater Meals EX Self-Heating Entrees w/up to 5-Yr Shelf-Life	
611430ST	1-Pallet = 60 Twelve Count Cases (720 meals) HM EX Entrees	\$63.22
611430ST	2-Pallets = 120 Twelve Count Cases (1,440 meals) HM EX Entrees	\$60.38
611430ST	3-Pallets = 180 Twelve Count Cases (2,160 meals) HM EX Entrees	\$57.56
611430ST	6-Pallets = 360 Twelve Count Cases (4,320 meals) HM EX Entrees	\$55.57
611430ST	Greater than 6 Pallets HM EX Entrees	\$55.57
	Heater Meals 3 Full Course Meal Kits w/up to 3-Yr Shelf Life	
611430ST	1-Pallet = 50 Twelve Count Cases (600 meals) HM 3 Kits	\$74.69
611430ST	2-Pallets = 100 Twelve Count Cases (1,200 meals) HM 3 Kits	\$72.37
611430ST	4-Pallets = 200 Twelve Count Cases (2,400 meals) HM 3 Kits	\$72.37
611430ST	7- Pallets = 350 Twelve Count Cases (4,200 meals) HM 3 Kits	\$70.54
611430ST	12- Pallets = 600 Twelve Count Cases (7,200 meals) HM 3 Kits	\$70.54
611430ST	24- Pallets = 1200 Twelve Count Cases (14,400 meals) HM 3 Kits	\$68.21
611430ST	Greater than 24 Pallets HM 3 Kits	\$68.21
	Cafe2Go Self-Heating Beverage Kits w/up to 1.5-Yr Shelf Life	
611430ST	1-Pallet = 18 Six Count Cases 108 Cafe2Go Beverage Kits	\$140.74
611430ST	2-Pallets = 36 Six Count Cases 216 Cafe2Go Beverage Kits	\$133.25
611430ST	3-Pallets = 54 Six Count Cases 324 Cafe2Go Beverage Kits	\$124.69
611430ST	Greater than 3 Pallets Cafe2Go Beverage Kit	\$124.69
	Cafe2Go Self-Heating SOUP Kits w/up to 1.5-Yr Shelf Life	
611430ST	1-Pallet = 18 Six Count Cases 108 Cafe2Go Soup Kits	\$205.12
611430ST	2-Pallets = 36 Six Count Cases 216 Cafe2Go Soup Kits	\$194.64
611430ST	3-Pallets = 54 Six Count Cases 324 Cafe2Go Soup Kits	\$182.66
611430ST	Greater than 3 Pallets Cafe2Go Soup Kits	\$182.66



SIN	Product Description	GSA Price Per Bag
	Ice	
611430ST	Ice 8 Lb. Bag	\$3.24
SIN	Product Description	GSA Price Per Case
	Bottled Water	
611430ST	24 Count 16.9 Oz. per Water Bottle / Case	\$8.15

SIN	Product Description	GSA Price Weekly Rate
	Type I (1,000) Person Portalet Package	
611430ST	100 Standard Restrooms	\$61,493.77
611430ST	4 Wheelchair Accessible Restrooms	\$5,108.71
611430ST	30 Station Sinks	\$35,477.17
611430ST	Daily Service Fees for 100 Restrooms	--
611430ST	Daily Service Fees for 30 Sinks	--
611430ST	5% Fuel Surcharge + Tax	--
	Type II (750) Person Portalet Package	
611430ST	75 Standard Restrooms	\$46,120.32
611430ST	4 Wheelchair Accessible Restrooms	\$5,108.71
611430ST	22 Station Sinks	\$26,016.59
611430ST	Daily Service Fees for 75 Restrooms	--
611430ST	Daily Service Fees for 22 Sinks	--
611430ST	5% Fuel Surcharge + Tax	--
	Type III (500) Person Portalet Package	
611430ST	50 Standard Restrooms	\$30,746.88
611430ST	2 Wheelchair Accessible Restrooms	\$2,554.36
611430ST	15 Station Sinks	\$17,738.59
611430ST	Daily Service Fees for 50 Restrooms	--
611430ST	Daily Service Fees for 15 Sinks	--
611430ST	5% Fuel Surcharge + Tax	--
	Type IV (250) Person Portalet Package	
611430ST	25 Standard Restrooms	\$15,373.44
611430ST	1 Wheelchair Accessible Restroom	\$1,277.18
611430ST	7 Station Sinks	\$8,278.01
611430ST	Daily Service Fees for 25 Restrooms	--
611430ST	Daily Service Fees for 7 Sinks	--
611430ST	5% Fuel Surcharge + Tax	--
	Type V (100) Person Portalet Package	
611430ST	10 Standard Restrooms	\$6,149.38
611430ST	1 Wheelchair Accessible Restroom	\$1,277.18
611430ST	Daily Service Fees for 10 Restrooms	--
611430ST	Daily Service Fees for 7 Sinks	--
611430ST	5% Fuel Surcharge + Tax	--



TRANSPORTATION SERVICES NOTES

Minimum One (1) Week Operation Phase Duration excluding Mob/Demob. Three (3) Days constitutes a week on equipment; Seven (7) Days constitutes a week on personnel.

Pricing excludes fuel, personnel, and transportation costs, unless otherwise noted.

Transportation mileage rates may vary based on region of equipment FOB.

Jurisdictional and/or Federal fees will apply unless waived.

Charges are due and payable in the amount invoiced. Invoicing typically occurs on a weekly basis.

SIN	Product Description	GSA Price Weekly Rate
SCHEDULE H - TRANSPORTATION EQUIPMENT/PERSONNEL		
611430ST	Power Only Truck	\$14,190.87
611430ST	Roll Backs - Equipment Local Short-Haul	\$12,337.63
611430ST	Equipment Service Vehicle	\$2,081.33
611430ST	Bobtail Fuel Truck & Driver (Fuel, Lube Truck or Transport) Does Not Include Fuel	\$56,763.48
611430ST	Fuel Truck & Trailer Combo (Less than 2,000 Gallons) Does Not Include Fuel	\$56,763.48
611430ST	Fuel Trailer w/Attendant (Trailer Dropped, 8,500 Gallons with Pumps) Gasoline & Diesel; Does Not Include Fuel	\$56,763.48
611430ST	Fuel Tank on Trailer; 6,000 Gallons; Diesel Only; 4 Pumps and Spill Kit with Attendant (ISO Unit); Does Not Include Fuel	\$56,763.48
611430ST	Dry Van	\$5,179.67
611430ST	Reefer Trailer	\$1,658.84
611430ST	Drop Deck Trailer	\$14,190.87
611430ST	Removable Drop Deck (RGN)	\$17,029.04
611430ST	Double-Drop Trailer	\$14,190.87
611430ST	Flat-Bed Trailer	\$6,622.41
611430ST	Low-Boy Trailer	\$14,190.87
611430ST	Water Trailer 300-Gallon	\$362.21
611430ST	60-Ton Landall Trailer	\$16,584.24
611430ST	26' Straight Truck w/ Lift Gate and Driver	\$14,190.86
611430ST	Water Truck (Non-Potable) w/ Operator	\$32,999.46
611430ST	Variable Message Boards, Trailered, Solar-Powered	\$2,301.64
611430ST	Jersey Barricades, Composite	\$186.62
611430ST	Traffic Barricades, Barrel	\$48.38
611430ST	Traffic Barricades, Folding	\$89.85
611430ST	Traffic Barriers, 8'	\$18.66
611430ST	Traffic Cones	\$18.66



LSA PROJECT PERSONNEL SUPPORT NOTES

Minimum One (1) Week Operation Phase Duration excluding Mob/Demob. Three (3) Days constitutes a week on equipment; Seven (7) Days constitutes a week on personnel.

Command Center is for customer personnel, Garner Project Personnel, required for Orbitrax Support and all IT/Cells.

Orbitrax Support is required for all physical equipment to prevent equipment losses and customer chargebacks.

Hourly wages are for straight-time only; overtime and double-time will be applied if required.

Hourly wages will be assessed at no less than twelve (12) hours per day; per person - seven (7) days a week.

Federal Holidays are billed at the double-time rate.

All personnel will be paid IAW regional prevailing wages in accordance with Davis-Bacon and/or SCA where applicable.

Airfare is a factor of total personnel minus required personnel/service vehicles.

LSA Project Equipment does not include MOB/DEMOB.

Travel - Lodging and Per Diem will be charged at CONUS rate for any/all work more than fifty (50) miles from employee's normally assigned Garner office.

Charges are due and payable in the amount invoiced. Invoicing typically occurs on a weekly basis.

SIN	Description	GSA Price Per Hour
SCHEDULE I - PROJECT SUPPORT PERSONNEL		
INCIDENT COMMAND SUPPORT		
611430ST	Information Officer	\$148.11
611430ST	Safety / Security Officer	\$148.11
611430ST	Liaison Officer	\$148.11
OPERATIONS SECTION		
611430ST	Operations Section Chief	\$148.11
611430ST	Staging Areas' Manager	\$133.30
611430ST	Air Operations Branch Director	\$133.30
611430ST	Air Support Group Supervisor	\$133.30
611430ST	Air Tactical Group Supervisor	\$133.30
611430ST	Branch Director	\$133.30
611430ST	Divisions/Groups Supervisor	\$133.30
611430ST	Strike Force/Teams Leader	\$133.30
611430ST	Single Resource Leader	\$133.30
611430ST	Military Support Liaison	\$133.30
PLANNING SECTION		
611430ST	Planning Section Chief	\$148.11
611430ST	Resource Unit Leader	\$133.30
611430ST	Status Recorder	\$133.30
611430ST	Situation Unit Leader	\$133.30
611430ST	Documentation Unit Leader	\$133.30
611430ST	Demobilization Unit Leader	\$133.30
611430ST	Environmental Unit Leader	\$133.30
611430ST	Documentation Clerk	\$133.30
611430ST	Field Observer	\$133.30
611430ST	Technical Specialists' Leader	\$133.30



SIN	Description	GSA Price Per Hour
	LOGISTICS SECTION	
611430ST	Logistics Section Chief	\$148.11
611430ST	Service Branch Director	\$133.30
611430ST	Support Branch Director	\$133.30
611430ST	Communications Unit Leader	\$133.30
611430ST	Medical Unit Leader	\$133.30
611430ST	Food Unit Leader	\$133.30
611430ST	Supply Unit Leader	\$133.30
611430ST	Facilities Unit Leader	\$133.30
611430ST	Ground Support Unit Leader	\$133.30
611430ST	Ordering Manager	\$133.30
611430ST	Receiving & Distribution Manager	\$133.30
611430ST	Security Manager	\$133.30
611430ST	Camp Manager	\$133.30
611430ST	Base Manager	\$133.30
611430ST	Ground Support Unit Leader	\$133.30
611430ST	Vessel Support Unit Leader	\$133.30
611430ST	Equipment Manager	\$133.30
	FINANCE/ADMINISTRATION SECTION	
611430ST	Finance/Admin Section Chief	\$148.11
611430ST	Time Unit Leader	\$133.30
611430ST	Cost Unit Leader	\$133.30
611430ST	Procurement Unit Leader	\$133.30
611430ST	Personnel Time Recorder	\$133.30
611430ST	Resource Support Team Leader	\$133.30
611430ST	Energy Team Coordinator (Generator)	\$133.30
611430ST	Transportation Coordinator	\$133.30
611430ST	Public Works Coordinator (Pumps & Light Tower)	\$133.30
611430ST	Equipment Time Recorder	\$133.30



LSA PROJECT PERSONNEL SUPPORT NOTES

Minimum One (1) Week Operation Phase Duration excluding Mob/Demob. Three (3) Days constitutes a week on equipment; Seven (7) Days constitutes a week on personnel.

Command Center is for customer personnel, Garner Project Personnel, required for Orbitrax Support and all IT/Cells. Orbitrax Support is required for all physical equipment to prevent equipment losses and customer chargebacks.

Hourly wages are for straight-time only; overtime and double-time will be applied if required.

Hourly wages will be assessed at no less than twelve (12) hours per day; per person - seven (7) days a week.

Federal Holidays are billed at the double-time rate.

All personnel will be paid IAW regional prevailing wages in accordance with Davis-Bacon and/or SCA where applicable.

Airfare is a factor of total personnel minus required personnel/service vehicles.

LSA Project Equipment does not include MOB/DEMOB.

Travel - Lodging and Per Diem will be charged at CONUS rate for any/all work more than fifty (50) miles from employee's normally assigned Garner office.

Charges are due and payable in the amount invoiced. Invoicing typically occurs on a weekly basis.

SIN	Product Description	GSA Price Hourly Rate
SCHEDULE J LSA PROJECT PERSONNEL SUPPORT:		
	LSA POD Personnel	
611430ST	Incident Management Team Leader	\$148.11
611430ST	Project/Operations Manager	\$133.30
611430ST	Project/Operations Task Leader	\$123.43
611430ST	Hazardous Material Technical Specialist	\$117.25
611430ST	Waste Management Specialist	\$117.25
611430ST	POD Team Leader	\$117.25
611430ST	Project Administrator	\$74.06
611430ST	Project Supervisor	\$133.30
611430ST	Warehouse Supervisor	\$117.25
611430ST	Project Field Clerk	\$49.37
611430ST	LSA, Warehouse and General Labor (Non-Union)	\$59.24
611430ST	Resource Supervisor	\$117.25
611430ST	Resource Technician	\$117.25
611430ST	GIS Data Liaison	\$133.30
611430ST	Resource/Equipment Operator (Includes Forklift Operator (Non-Union))	\$117.25
611430ST	Electrician	\$117.25
611430ST	Security	\$78.99
611430ST	Per Diem	CONUS
611430ST	Personal Airfare	



LSA SUPPORT EQUIPMENT NOTES

Minimum One (1) Week Operation Phase Duration excluding Mob/Demob. Three (3) Days constitutes a week on equipment; Seven (7) Days constitutes a week on personnel.

Command Center is for customer personnel, Garner Project Personnel, required for Orbitrax Support and all IT/Cells.

Orbitrax Support is required for all physical equipment to prevent equipment losses and customer chargebacks.

Hourly wages are for straight-time only; overtime and double-time will be applied if required.

Hourly wages will be assessed at no less than twelve (12) hours per day; per person - seven (7) days a week.

Federal Holidays are billed at the double-time rate.

All personnel will be paid IAW regional prevailing wages in accordance with Davis-Bacon and/or SCA where applicable.

Airfare is a factor of total personnel minus required personnel/service vehicles.

LSA Project Equipment does not include MOB/DEMOB.

Travel - Lodging and Per Diem will be charged at CONUS rate for any/all work more than fifty (50) miles from employee's normally assigned Garner office.

Charges are due and payable in the amount invoiced. Invoicing typically occurs on a weekly basis.

SIN	LSA SUPPORT EQUIPMENT	GSA Price Weekly Rate
611430ST	Mobile Command Post w/ Communications	\$12,342.57
611430ST	Response Vehicle (Per Vehicle)	\$1,123.17
611430ST	4-Wheelers (i.e., Rhino)	\$1,351.51
611430ST	LSA Orbitrax Trailer	\$9,874.06
611430ST	Orbitrax	\$108.12
611430ST	Orbitrax Per Messaging	\$0.27
611430ST	Orbitrax Report	\$108.12

ANSI/ISO DOCUMENT FOR FREIGHT CONTAINERS

1496-1	Series 1 Freight Containers - Specifications and Testing - Part 1: General Cargo Containers for General Purposes
1496-2	Series 1 Freight Containers - Specifications and Testing - Part 2: Thermal Containers
1496-3	Series 1 Freight Containers - Specifications and Testing - Part 3: Tank Containers for Liquids, Gases, and Pressurized Dry Bulk
1496-4	Series 1 Freight Containers - Specifications and Testing - Part 4: Non- Pressurized Container for Dry Bulk
1496-5	Series 1 Freight Containers - Specifications and Testing - Part 5: Platform and Platform Based Containers
1496-6	Series 1 Freight Containers - Specifications and Testing - Part 6: International Cargo - Security Devices
668	Series 1 Freight Containers - Classification and Dimensions, and Ratings
830	Freight Containers - Terminology
2308	Hooks for Lifting Containers up to 30 Tons Capacity - Basic Requirements
1161	Series 1 Freight Containers - Corner Fittings, Specifications
3874	Series 1 Freight Containers
6346	Series 1 Freight Containers - Coding, Identification, and Marketing
9897	Freight Containers - Container Equipment Data Exchange

AGENDA ITEM #18

RESOLUTION #2021-_____

A RESOLUTION AUTHORIZING THE SALE OF 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, on April 12, 2021 the City Commission of the City of Kingsville via Resolution #2021-22 found 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;

WHEREAS, a price has been negotiated for the land and the City Manager now needs authority from the City Commission to execute a contract for the sale of this real property and to take any other actions necessary to sell the identified property.

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 authorizes and directs the City Manager as an act of the City of Kingsville, Texas to take actions necessary to complete the real property sale in compliance with existing laws for 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 26th day of April, 2021.

Sam Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney

**UNIMPROVED PROPERTY CONTRACT**
NOTICE: Not For Use For Condominium Transactions

1. PARTIES: The parties to this contract are City of Kingsville (Seller) and RUBEN & ELVA ALANIZ 1019 N LANTANA KINGSVILLE, TX 78363 (Buyer). Seller agrees to sell and convey to Buyer and Buyer agrees to buy from Seller the Property defined below.

2. PROPERTY: Lot LANTANA PARK 1, Block BLOCK 7, LOT PARK, Addition, City of KINGSVILLE, County of KLEBERG, Texas, known as 0.25 Acres W CORNER OF LANTANA & RICHARD (address/zip code), or as described on attached exhibit together with all rights, privileges and appurtenances pertaining thereto, including but not limited to: water rights, claims, permits, strips and gores, easements, and cooperative or association memberships (the Property). RESERVATIONS: Any reservation for oil, gas, or other minerals, water, timber, or other interests is made in accordance with an attached addendum.

3. SALES PRICE:

- A. Cash portion of Sales Price payable by Buyer at closing\$ 500.00
B. Sum of all financing described in the attached: ☐ Third Party Financing Addendum,
☐ Loan Assumption Addendum, ☒ Seller Financing Addendum\$ 2,100.00
C. Sales Price (Sum of A and B)\$ 2,600.00

4. LICENSE HOLDER DISCLOSURE: Texas law requires a real estate license holder who is a party to a transaction or acting on behalf of a spouse, parent, child, business entity in which the license holder owns more than 10%, or a trust for which the license holder acts as trustee or of which the license holder or the license holder's spouse, parent or child is a beneficiary, to notify the other party in writing before entering into a contract of sale. Disclose if applicable: _____.

5. EARNEST MONEY: Within 3 days after the Effective Date, Buyer must deliver \$ 500.00 as earnest money to Kleberg Title Company, as escrow agent, at 216 E. Kleberg (address). Buyer shall deliver additional earnest money of \$ N/A to escrow agent within _____ days after the Effective Date of this contract. If Buyer fails to deliver the earnest money within the time required, Seller may terminate this contract or exercise Seller's remedies under Paragraph 15, or both, by providing notice to Buyer before Buyer delivers the earnest money. If the last day to deliver the earnest money falls on a Saturday, Sunday, or legal holiday, the time to deliver the earnest money is extended until the end of the next day that is not a Saturday, Sunday, or legal holiday. **Time is of the essence for this paragraph.**

6. TITLE POLICY AND SURVEY:

- A. TITLE POLICY: Seller shall furnish to Buyer at ☐ Seller's ☒ Buyer's expense an owner's policy of title insurance (Title Policy) issued by Kleberg Title Co. 216 E. Kleberg Kingsville, Texas 78363 (Title Company) in the amount of the Sales Price, dated at or after closing, insuring Buyer against loss under the provisions of the Title Policy, subject to the promulgated exclusions (including existing building and zoning ordinances) and the following exceptions:
- (1) Restrictive covenants common to the platted subdivision in which the Property is located.
 - (2) The standard printed exception for standby fees, taxes and assessments.
 - (3) Liens created as part of the financing described in Paragraph 3.
 - (4) Utility easements created by the dedication deed or plat of the subdivision in which the Property is located.
 - (5) Reservations or exceptions otherwise permitted by this contract or as may be approved by Buyer in writing.
 - (6) The standard printed exception as to marital rights.
 - (7) The standard printed exception as to waters, tidelands, beaches, streams, and related matters.
 - (8) The standard printed exception as to discrepancies, conflicts, shortages in area or boundary lines, encroachments or protrusions, or overlapping improvements:
☐ (i) will not be amended or deleted from the title policy; or
☐ (ii) will be amended to read, "shortages in area" at the expense of ☐ Buyer ☐ Seller.
 - (9) The exception or exclusion regarding minerals approved by the Texas Department of Insurance.
- B. COMMITMENT: Within 20 days after the Title Company receives a copy of this contract, Seller shall furnish to Buyer a commitment for title insurance (Commitment) and, at Buyer's expense, legible copies of restrictive covenants and documents evidencing exceptions in the Commitment (Exception Documents) other than the standard printed exceptions. Seller authorizes the Title Company to deliver the Commitment and Exception Documents to Buyer at Buyer's address

shown in Paragraph 21. If the Commitment and Exception Documents are not delivered to Buyer within the specified time, the time for delivery will be automatically extended up to 15 days or 3 days before the Closing Date, whichever is earlier. If the Commitment and Exception Documents are not delivered within the time required, Buyer may terminate this contract and the earnest money will be refunded to Buyer.

C. SURVEY: The survey must be made by a registered professional land surveyor acceptable to the Title Company and Buyer's lender(s). (Check one box only)

- ☐ (1) Within N/A days after the Effective Date of this contract, Seller shall furnish to Buyer and Title Company Seller's existing survey of the Property and a Residential Real Property Affidavit promulgated by the Texas Department of Insurance (T-47 Affidavit). **If Seller fails to furnish the existing survey or affidavit within the time prescribed, Buyer shall obtain a new survey at Seller's expense no later than 3 days prior to Closing Date.** If the existing survey or affidavit is not acceptable to Title Company or Buyer's lender(s), Buyer shall obtain a new survey at ☐ Seller's ☐ Buyer's expense no later than 3 days prior to Closing Date.
- ☐ (2) Within _____ days after the Effective Date of this contract, Buyer shall obtain a new survey at Buyer's expense. Buyer is deemed to receive the survey on the date of actual receipt or the date specified in this paragraph, whichever is earlier.
- ☐ (3) Within _____ days after the Effective Date of this contract, Seller, at Seller's expense shall furnish a new survey to Buyer.

D. OBJECTIONS: Buyer may object in writing to (i) defects, exceptions, or encumbrances to title: disclosed on the survey other than items 6A(1) through (7) above; or disclosed in the Commitment other than items 6A(1) through (9) above; (ii) any portion of the Property lying in a special flood hazard area (Zone V or A) as shown on the current Federal Emergency Management Agency map; or (iii) any exceptions which prohibit the following use or activity:

Single Family Dwelling

Buyer must object the earlier of (i) the Closing Date or (ii) _____ days after Buyer receives the Commitment, Exception Documents, and the survey. Buyer's failure to object within the time allowed will constitute a waiver of Buyer's right to object; except that the requirements in Schedule C of the Commitment are not waived. Provided Seller is not obligated to incur any expense, Seller shall cure any timely objections of Buyer or any third party lender within 15 days after Seller receives the objections (Cure Period) and the Closing Date will be extended as necessary. If objections are not cured within the Cure Period, Buyer may, by delivering notice to Seller within 5 days after the end of the Cure Period: (i) terminate this contract and the earnest money will be refunded to Buyer; or (ii) waive the objections. If Buyer does not terminate within the time required, Buyer shall be deemed to have waived the objections. If the Commitment or Survey is revised or any new Exception Document(s) is delivered, Buyer may object to any new matter revealed in the revised Commitment or Survey or new Exception Document(s) within the same time stated in this paragraph to make objections beginning when the revised Commitment, Survey, or Exception Document(s) is delivered to Buyer.

E. TITLE NOTICES:

(1) ABSTRACT OR TITLE POLICY: Broker advises Buyer to have an abstract of title covering the Property examined by an attorney of Buyer's selection, or Buyer should be furnished with or obtain a Title Policy. If a Title Policy is furnished, the Commitment should be promptly reviewed by an attorney of Buyer's choice due to the time limitations on Buyer's right to object.

(2) MEMBERSHIP IN PROPERTY OWNERS ASSOCIATION(S): The Property ☐ is ☐ is not subject to mandatory membership in a property owners association(s). If the Property is subject to mandatory membership in a property owners association(s), Seller notifies Buyer under §5.012, Texas Property Code, that, as a purchaser of property in the residential community identified in Paragraph 2 in which the Property is located, you are obligated to be a member of the property owners association(s). Restrictive covenants governing the use and occupancy of the Property and all dedicatory instruments governing the establishment, maintenance, and operation of this residential community have been or will be recorded in the Real Property Records of the county in which the Property is located. Copies of the restrictive covenants and dedicatory instruments may be obtained from the county clerk. **You are obligated to pay assessments to the property owners association(s). The amount of the assessments is subject to change. Your failure to pay the assessments could result in enforcement of the association's lien on and the foreclosure of the Property.**

Section 207.003, Property Code, entitles an owner to receive copies of any document that governs the establishment, maintenance, or operation of a subdivision, including, but not limited to, restrictions, bylaws, rules and regulations, and a resale certificate from a property owners' association. A resale certificate contains information including, but not limited to, statements specifying the amount and frequency of regular assessments and the style and cause number of lawsuits to which the property owners' association is a party, other than lawsuits relating to unpaid ad valorem taxes of an individual member of the association. These documents must be made available to you by the property owners' association or the association's agent on your request.

If Buyer is concerned about these matters, the TREC promulgated Addendum for Property Subject to Mandatory Membership in a Property Owners Association should be used.

(Address of Property)

- (3) **STATUTORY TAX DISTRICTS:** If the Property is situated in a utility or other statutorily created district providing water, sewer, drainage, or flood control facilities and services, Chapter 49, Texas Water Code, requires Seller to deliver and Buyer to sign the statutory notice relating to the tax rate, bonded indebtedness, or standby fee of the district prior to final execution of this contract.
- (4) **TIDE WATERS:** If the Property abuts the tidally influenced waters of the state, §33.135, Texas Natural Resources Code, requires a notice regarding coastal area property to be included in the contract. An addendum containing the notice promulgated by TREC or required by the parties must be used.
- (5) **ANNEXATION:** If the Property is located outside the limits of a municipality, Seller notifies Buyer under §5.011, Texas Property Code, that the Property may now or later be included in the extraterritorial jurisdiction of a municipality and may now or later be subject to annexation by the municipality. Each municipality maintains a map that depicts its boundaries and extraterritorial jurisdiction. To determine if the Property is located within a municipality's extraterritorial jurisdiction or is likely to be located within a municipality's extraterritorial jurisdiction, contact all municipalities located in the general proximity of the Property for further information.
- (6) **PROPERTY LOCATED IN A CERTIFICATED SERVICE AREA OF A UTILITY SERVICE PROVIDER:** Notice required by §13.257, Water Code: The real property, described in Paragraph 2, that you are about to purchase may be located in a certificated water or sewer service area, which is authorized by law to provide water or sewer service to the properties in the certificated area. If your property is located in a certificated area there may be special costs or charges that you will be required to pay before you can receive water or sewer service. There may be a period required to construct lines or other facilities necessary to provide water or sewer service to your property. You are advised to determine if the property is in a certificated area and contact the utility service provider to determine the cost that you will be required to pay and the period, if any, that is required to provide water or sewer service to your property. The undersigned Buyer hereby acknowledges receipt of the foregoing notice at or before the execution of a binding contract for the purchase of the real property described in Paragraph 2 or at closing of purchase of the real property.
- (7) **PUBLIC IMPROVEMENT DISTRICTS:** If the Property is in a public improvement district, §5.014, Property Code, requires Seller to notify Buyer as follows: As a purchaser of this parcel of real property you are obligated to pay an assessment to a municipality or county for an improvement project undertaken by a public improvement district under Chapter 372, Local Government Code. The assessment may be due annually or in periodic installments. More information concerning the amount of the assessment and the due dates of that assessment may be obtained from the municipality or county levying the assessment. The amount of the assessments is subject to change. Your failure to pay the assessments could result in a lien on and the foreclosure of your property.
- (8) **TEXAS AGRICULTURAL DEVELOPMENT DISTRICT:** The Property ☐ is ☒ is not located in a Texas Agricultural Development District. For additional information, contact the Texas Department of Agriculture.
- (9) **TRANSFER FEES:** If the Property is subject to a private transfer fee obligation, §5.205, Property Code requires Seller to notify Buyer as follows: The private transfer fee obligation may be governed by Chapter 5, Subchapter G of the Texas Property Code.
- (10) **PROPANE GAS SYSTEM SERVICE AREA:** If the Property is located in a propane gas system service area owned by a distribution system retailer, Seller must give Buyer written notice as required by §141.010, Texas Utilities Code. An addendum containing the notice approved by TREC or required by the parties should be used.
- (11) **NOTICE OF WATER LEVEL FLUCTUATIONS:** If the Property adjoins an impoundment of water, including a reservoir or lake, constructed and maintained under Chapter 11, Water Code, that has a storage capacity of at least 5,000 acre-feet at the impoundment's normal operating level, Seller hereby notifies Buyer: "The water level of the impoundment of water adjoining the Property fluctuates for various reasons, including as a result of: (1) an entity lawfully exercising its right to use the water stored in the impoundment; or (2) drought or flood conditions."

7. PROPERTY CONDITION:

- A. **ACCESS, INSPECTIONS AND UTILITIES:** Seller shall permit Buyer and Buyer's agents access to the Property at reasonable times. Buyer may have the Property inspected by inspectors selected by Buyer and licensed by TREC or otherwise permitted by law to make inspections. Seller at Seller's expense shall immediately cause existing utilities to be turned on and shall keep the utilities on during the time this contract is in effect.

NOTICE: Buyer should determine the availability of utilities to the Property suitable to satisfy Buyer's needs.

- B. **ACCEPTANCE OF PROPERTY CONDITION:** "As Is" means the present condition of the Property with any and all defects and without warranty except for the warranties of title and the warranties in this contract. Buyer's agreement to accept the Property As Is under Paragraph 7B (1) or (2) does not preclude Buyer from inspecting the Property under Paragraph 7A, from negotiating repairs or treatments in a subsequent amendment, or from terminating this contract during the Option Period, if any.

- (Check one box only)
- ☒ (1) Buyer accepts the Property As Is.
- ☐ (2) Buyer accepts the Property As Is provided Seller, at Seller's expense, shall complete the following specific repairs and treatments: _____

(Do not insert general phrases, such as "subject to inspections" that do not identify specific repairs and treatments.)

C. COMPLETION OF REPAIRS: Unless otherwise agreed in writing: (i) Seller shall complete all agreed repairs and treatments prior to the Closing Date; and (ii) all required permits must be obtained, and repairs and treatments must be performed by persons who are licensed to provide such repairs or treatments or, if no license is required by law, are commercially engaged in the trade of providing such repairs or treatments. At Buyer's election, any transferable warranties received by Seller with respect to the repairs and treatments will be transferred to Buyer at Buyer's expense. If Seller fails to complete any agreed repairs and treatments prior to the Closing Date, Buyer may exercise remedies under Paragraph 15 or extend the Closing Date up to 5 days, if necessary, for Seller to complete repairs and treatments.

D. ENVIRONMENTAL MATTERS: Buyer is advised that the presence of wetlands, toxic substances, including asbestos and wastes or other environmental hazards, or the presence of a threatened or endangered species or its habitat may affect Buyer's intended use of the Property. If Buyer is concerned about these matters, an addendum promulgated by TREC or required by the parties should be used.

E. SELLER'S DISCLOSURES: Except as otherwise disclosed in this contract, Seller has no knowledge of the following:

- (1) any flooding of the Property which has had a material adverse effect on the use of the Property;
- (2) any pending or threatened litigation, condemnation, or special assessment affecting the Property;
- (3) any environmental hazards that materially and adversely affect the Property;
- (4) any dumpsite, landfill, or underground tanks or containers now or previously located on the Property;
- (5) any wetlands, as defined by federal or state law or regulation, affecting the Property; or
- (6) any threatened or endangered species or their habitat affecting the Property.

8. BROKERS' FEES: All obligations of the parties for payment of brokers' fees are contained in separate written agreements.

9. CLOSING:

A. The closing of the sale will be on or before May 28, 2021, or within 7 days after objections made under Paragraph 6D have been cured or waived, whichever date is later (Closing Date). If either party fails to close the sale by the Closing Date, the non-defaulting party may exercise the remedies contained in Paragraph 15.

B. At closing:

- (1) Seller shall execute and deliver a general warranty deed conveying title to the Property to Buyer and showing no additional exceptions to those permitted in Paragraph 6 and furnish tax statements or certificates showing no delinquent taxes on the Property.
- (2) Buyer shall pay the Sales Price in good funds acceptable to the escrow agent.
- (3) Seller and Buyer shall execute and deliver any notices, statements, certificates, affidavits, releases, loan documents and other documents reasonably required for the closing of the sale and the issuance of the Title Policy.
- (4) There will be no liens, assessments, or security interests against the Property which will not be satisfied out of the sales proceeds unless securing the payment of any loans assumed by Buyer and assumed loans will not be in default.

10. POSSESSION:

A. Buyer's Possession: Seller shall deliver to Buyer possession of the Property in its present or required condition upon closing and funding.

B. Leases:

- (1) After the Effective Date, Seller may not execute any lease (including but not limited to mineral leases) or convey any interest in the Property without Buyer's written consent.
- (2) If the Property is subject to any lease to which Seller is a party, Seller shall deliver to Buyer copies of the lease(s) and any move-in condition form signed by the tenant within 7 days after the Effective Date of the contract.

11. SPECIAL PROVISIONS: (Insert only factual statements and business details applicable to the sale. TREC rules prohibit license holders from adding factual statements or business details for which a contract addendum or other form has been promulgated by TREC for mandatory use.)

12. SETTLEMENT AND OTHER EXPENSES:

A. The following expenses must be paid at or prior to closing:

(1) Expenses payable by Seller (Seller's Expenses):

(a) Releases of existing liens, including prepayment penalties and recording fees; release of Seller's loan liability; tax statements or certificates; preparation of deed; one-half of escrow fee; and other expenses payable by Seller under this contract.

(b) Seller shall also pay an amount not to exceed \$ N/A to be applied in the following order: Buyer's Expenses which Buyer is prohibited from paying by FHA, VA, Texas Veterans Land Board or other governmental loan programs, and then to other Buyer's Expenses as allowed by the lender.

(2) Expenses payable by Buyer (Buyer's Expenses): Appraisal fees; loan application fees; origination charges; credit reports; preparation of loan documents; interest on the notes from date of disbursement to one month prior to dates of first monthly payments; recording fees; copies of easements and restrictions; loan title policy with endorsements required by lender; loan-related inspection fees; photos; amortization schedules; one-half of escrow fee; all prepaid items, including required premiums for flood and hazard insurance, reserve deposits for insurance, ad valorem taxes and special governmental assessments; final compliance inspection; courier fee; repair inspection; underwriting fee; wire transfer fee; expenses incident to any loan; Private Mortgage Insurance Premium (PMI), VA Loan Funding Fee, or FHA Mortgage Insurance Premium (MIP) as required by the lender; and other expenses payable by Buyer under this contract.

B. If any expense exceeds an amount expressly stated in this contract for such expense to be paid by a party, that party may terminate this contract unless the other party agrees to pay such excess. Buyer may not pay charges and fees expressly prohibited by FHA, VA, Texas Veterans Land Board or other governmental loan program regulations.

13. PRORATIONS AND ROLLBACK TAXES:

A. PRORATIONS: Taxes for the current year, interest, maintenance fees, assessments, dues and rents will be prorated through the Closing Date. The tax proration may be calculated taking into consideration any change in exemptions that will affect the current year's taxes. If taxes for the current year vary from the amount prorated at closing, the parties shall adjust the prorations when tax statements for the current year are available. If taxes are not paid at or prior to closing, Buyer shall pay taxes for the current year.

B. ROLLBACK TAXES: If this sale or Buyer's use of the Property after closing results in the assessment of additional taxes, penalties or interest (Assessments) for periods prior to closing, the Assessments will be the obligation of Buyer. If Assessments are imposed because of Seller's use or change in use of the Property prior to closing, the Assessments will be the obligation of Seller. Obligations imposed by this paragraph will survive closing.

14. CASUALTY LOSS: If any part of the Property is damaged or destroyed by fire or other casualty after the Effective Date of this contract, Seller shall restore the Property to its previous condition as soon as reasonably possible, but in any event by the Closing Date. If Seller fails to do so due to factors beyond Seller's control, Buyer may (a) terminate this contract and the earnest money will be refunded to Buyer (b) extend the time for performance up to 15 days and the Closing Date will be extended as necessary or (c) accept the Property in its damaged condition with an assignment of insurance proceeds, if permitted by Seller's insurance carrier, and receive credit from Seller at closing in the amount of the deductible under the insurance policy. Seller's obligations under this paragraph are independent of any other obligations of Seller under this contract.

15. DEFAULT: If Buyer fails to comply with this contract, Buyer will be in default, and Seller may (a) enforce specific performance, seek such other relief as may be provided by law, or both, or (b) terminate this contract and receive the earnest money as liquidated damages, thereby releasing both parties from this contract. If Seller fails to comply with this contract, Seller will be in default and Buyer may (a) enforce specific performance, seek such other relief as may be provided by law, or both, or (b) terminate this contract and receive the earnest money, thereby releasing both parties from this contract.

16. MEDIATION: It is the policy of the State of Texas to encourage resolution of disputes through alternative dispute resolution procedures such as mediation. Any dispute between Seller and Buyer related to this contract which is not resolved through informal discussion will be submitted to a mutually acceptable mediation service or provider. The parties to the mediation shall bear the mediation costs equally. This paragraph does not preclude a party from seeking equitable relief from a court of competent jurisdiction.

17. ATTORNEY'S FEES: A Buyer, Seller, Listing Broker, Other Broker, or escrow agent who prevails in any legal proceeding related to this contract is entitled to recover reasonable attorney's fees and all costs of such proceeding.

18. ESCROW:

A. ESCROW: The escrow agent is not (i) a party to this contract and does not have liability for the performance or nonperformance of any party to this contract, (ii) liable for interest on the earnest money and (iii) liable for the loss of any earnest money caused by the failure of any financial institution in which the earnest money has been deposited unless the financial institution is acting as escrow agent.

B. EXPENSES: At closing, the earnest money must be applied first to any cash down payment, then to Buyer's Expenses and any excess refunded to Buyer. If no closing occurs, escrow

agent may: (i) require a written release of liability of the escrow agent from all parties, (ii) require payment of unpaid expenses incurred on behalf of a party, and (iii) only deduct from the earnest money the amount of unpaid expenses incurred on behalf of the party receiving the earnest money.

C. **DEMAND:** Upon termination of this contract, either party or the escrow agent may send a release of earnest money to each party and the parties shall execute counterparts of the release and deliver same to the escrow agent. If either party fails to execute the release, either party may make a written demand to the escrow agent for the earnest money. If only one party makes written demand for the earnest money, escrow agent shall promptly provide a copy of the demand to the other party. If escrow agent does not receive written objection to the demand from the other party within 15 days, escrow agent may disburse the earnest money to the party making demand reduced by the amount of unpaid expenses incurred on behalf of the party receiving the earnest money and escrow agent may pay the same to the creditors. If escrow agent complies with the provisions of this paragraph, each party hereby releases escrow agent from all adverse claims related to the disbursement of the earnest money.

D. **DAMAGES:** Any party who wrongfully fails or refuses to sign a release acceptable to the escrow agent within 7 days of receipt of the request will be liable to the other party for (i) damages; (ii) the earnest money; (iii) reasonable attorney's fees; and (iv) all costs of suit.

E. **NOTICES:** Escrow agent's notices will be effective when sent in compliance with Paragraph 21. Notice of objection to the demand will be deemed effective upon receipt by escrow agent.

19. REPRESENTATIONS: All covenants, representations and warranties in this contract survive closing. If any representation of Seller in this contract is untrue on the Closing Date, Seller will be in default. Unless expressly prohibited by written agreement, Seller may continue to show the Property and receive, negotiate and accept back up offers.

20. FEDERAL TAX REQUIREMENTS: If Seller is a "foreign person," as defined by Internal Revenue Code and its regulations, or if Seller fails to deliver an affidavit or a certificate of non-foreign status to Buyer that Seller is not a "foreign person," then Buyer shall withhold from the sales proceeds an amount sufficient to comply with applicable tax law and deliver the same to the Internal Revenue Service together with appropriate tax forms. Internal Revenue Service regulations require filing written reports if currency in excess of specified amounts is received in the transaction.

21. NOTICES: All notices from one party to the other must be in writing and are effective when mailed to, hand-delivered at, or transmitted by fax or electronic transmission as follows:

To Buyer

at: RUBEN & ELVA ALANIZ

1019 N LANTANA KINGSVILLE, TX 78363

Phone: ()

Fax: ()

E-mail:

To Seller

at: City of Kingsville

400 West King Ave. Kingsville, Texas 78363

Phone: (361) 595-8002

Fax: ()

E-mail: csosa@cityofkingsville.com

22. AGREEMENT OF PARTIES: This contract contains the entire agreement of the parties and cannot be changed except by their written agreement. Addenda which are a part of this contract are (check all applicable boxes):

- ☐ Third Party Financing Addendum
- ☐ Seller Financing Addendum
- ☐ Addendum for Property Subject to Mandatory Membership in a Property Owners Association
- ☐ Buyer's Temporary Residential Lease
- ☐ Seller's Temporary Residential Lease
- ☐ Addendum for Reservation of Oil, Gas and Other Minerals
- ☐ Addendum for "Back-Up" Contract
- ☐ Addendum Concerning Right to Terminate Due to Lender's Appraisal

- ☐ Addendum for Coastal Area Property
- ☐ Environmental Assessment, Threatened or Endangered Species and Wetlands Addendum
- ☐ Addendum for Property Located Seaward of the Gulf Intracoastal Waterway
- ☐ Addendum for Sale of Other Property by Buyer
- ☐ Addendum for Property in a Propane Gas System Service Area
- ☐ Other (list): _____

23. TERMINATION OPTION: For nominal consideration, the receipt of which is hereby acknowledged by Seller, and Buyer's agreement to pay Seller \$_____ (Option Fee) within 3 days after the Effective Date of this contract, Seller grants Buyer the unrestricted right to terminate this contract by giving notice of termination to Seller within _____ days after the Effective Date of this contract (Option Period). Notices under this paragraph must be given by 5:00 p.m. (local time where the Property is located) by the date specified. If no dollar amount is stated as the Option Fee or if Buyer fails to pay the Option Fee to Seller within the time prescribed, this paragraph will not be a part of this contract and Buyer shall not have the unrestricted right to terminate this contract. If Buyer gives notice of termination within the time prescribed, the Option Fee will not be refunded; however, any earnest money will be refunded to Buyer. The Option Fee ☐ will ☐ will not be credited to the Sales Price at closing. **Time is of the essence for this paragraph and strict compliance with the time for performance is required.**

24. CONSULT AN ATTORNEY BEFORE SIGNING: TREC rules prohibit real estate license holders from giving legal advice. READ THIS CONTRACT CAREFULLY.

Buyer's
Attorney is: _____

Seller's
Attorney is: _____

Phone: () _____

Phone: () _____

Fax: () _____

Fax: () _____

E-mail: _____

E-mail: _____

**EXECUTED the _____ day of _____, 20_____ (Effective Date).
(BROKER: FILL IN THE DATE OF FINAL ACCEPTANCE.)**

Buyer

Seller

Buyer

Seller



The form of this contract has been approved by the Texas Real Estate Commission. TREC forms are intended for use only by trained real estate license holders. No representation is made as to the legal validity or adequacy of any provision in any specific transactions. It is not intended for complex transactions. Texas Real Estate Commission, P.O. Box 12188, Austin, TX 78711-2188, (512) 936-3000 (<http://www.trec.texas.gov>) TREC NO. 9-13. This form replaces TREC NO. 9-12.

BROKER INFORMATION
(Print name(s) only. Do not sign)

Other Broker Firm _____ License No. _____

represents ☐ Buyer only as Buyer's agent
☐ Seller as Listing Broker's subagent

Listing Broker Firm _____ License No. _____

represents ☐ Seller and Buyer as an intermediary
☐ Seller only as Seller's agent

Associate's Name _____ License No. _____

Associate's Email Address _____ Phone _____

Licensed Supervisor of Associate _____ License No. _____

Other Broker's Address _____ Phone _____

City _____ State _____ Zip _____

Listing Associate's Name _____ License No. _____

Listing Associate's Email Address _____ Phone _____

Licensed Supervisor of Listing Associate _____ License No. _____

Listing Broker's Office Address _____ Phone _____

City _____ State _____ Zip _____

Selling Associate's Name _____ License No. _____

Selling Associate's Email Address _____ Phone _____

Licensed Supervisor of Selling Associate _____ License No. _____

Selling Associate's Office Address _____

City _____ State _____ Zip _____

Listing Broker has agreed to pay Other Broker _____ of the total sales price when the Listing Broker's fee is received. Escrow agent is authorized and directed to pay Other Broker from Listing Broker's fee at closing.

OPTION FEE RECEIPT

Receipt of \$_____ (Option Fee) in the form of _____
is acknowledged.

Seller or Listing Broker _____ Date _____

EARNEST MONEY RECEIPT

Receipt of \$_____ Earnest Money in the form of _____
is acknowledged.

Escrow Agent _____ Received by _____ Email Address _____ Date/Time _____

Address _____ Phone _____

City _____ State _____ Zip _____ Fax _____

CONTRACT RECEIPT

Receipt of the Contract is acknowledged.

Escrow Agent _____ Received by _____ Email Address _____ Date _____

Address _____ Phone _____

City _____ State _____ Zip _____ Fax _____

ADDITIONAL EARNEST MONEY RECEIPT

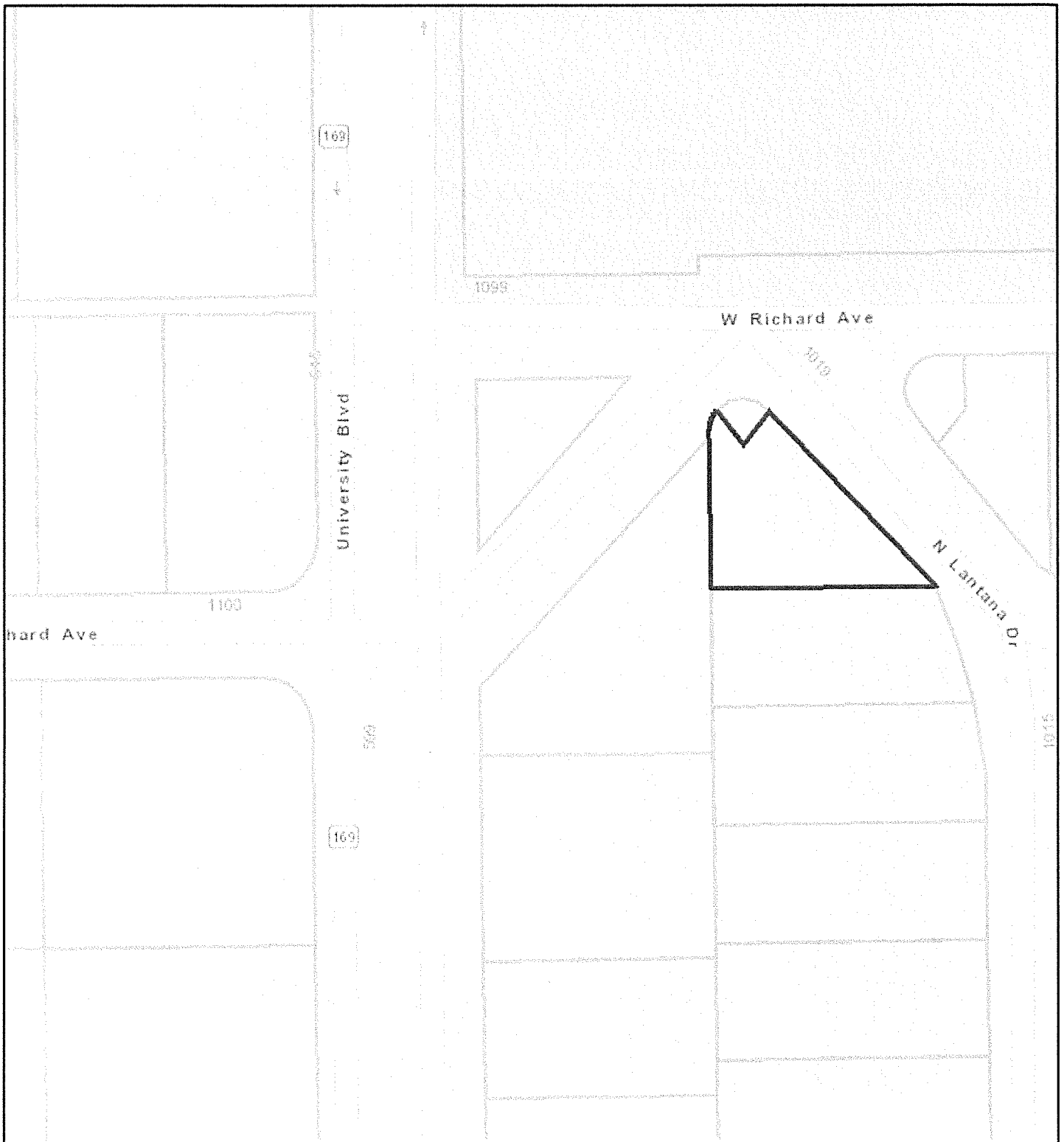
Receipt of \$_____ additional Earnest Money in the form of _____
is acknowledged.

Escrow Agent _____ Received by _____ Email Address _____ Date/Time _____

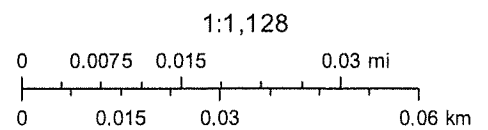
Address _____ Phone _____

City _____ State _____ Zip _____ Fax _____

W CORNER OF LANTANA & RICHARD



August 1, 2019



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

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	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

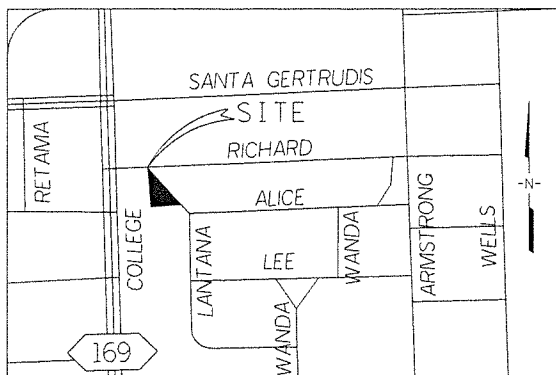
#	Type	Description	Acres	Sqft	Eff Front	Eff Depth	Market Value	Prod. Value
1	C1	C1	0.0000	0.00	0.00	0.00	N/A	N/A

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	\$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".



LOCATION MAP

LEGEND

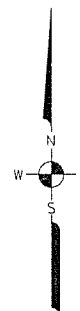
- FOUND MONUMENT (AS NOTED)
M.R.K.C.T. MAP RECORDS KLEBERG COUNTY, TEXAS
D.R.K.C.T. DEED RECORDS KLEBERG COUNTY, TEXAS

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:

- 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.

LANTANA PARK
BLOCK 7
VOL. 2, PG. 72
M.R.K.C.T.

LOT PARK

CITY OF KINGSVILLE
DOC. 20156
D.R.K.C.T.

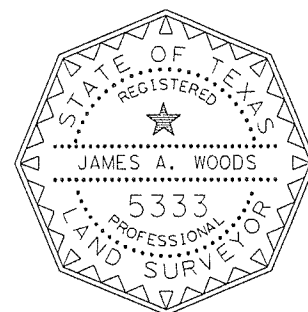
0.25 ACRES
(11,013.30 SQ.FT.)

THE RUBEN AND
ELVA C. ALANIZ
FAMILY TRUST
DOC. 317566
D.R.K.C.T.

LOT 1

SUBDIVISION LINE -

Δ = 07° 12' 22"
R = 200.00'
L = 25.15'
CH= S 35° 18' 55" E
25.14'



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-10293 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

AGENDA ITEM #19

RESOLUTION #2021-_____

A RESOLUTION AUTHORIZING THE SALE OF 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 west 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, on April 12, 2021 the City Commission of the City of Kingsville via Resolution #2021-23 found it in the best interest of the citizens of Kingsville that the 0.08 acres of land off the west 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;

WHEREAS, a price has been negotiated for the land and the City Manager now needs authority from the City Commission to execute a contract for the sale of this real property and to take any other actions necessary to sell the identified property.

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 authorizes and directs the City Manager as an act of the City of Kingsville, Texas to take actions necessary to complete the real property sale in compliance with existing laws for 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 26th day of April, 2021.

Sam Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney

**UNIMPROVED PROPERTY CONTRACT**
NOTICE: Not For Use For Condominium Transactions

- 1. PARTIES:** The parties to this contract are _____ City of Kingsville _____ (Seller) and GONZALES JASON DALE ETUX COURTNEY G KINGSVILLE, TX 78363 _____ (Buyer). Seller agrees to sell and convey to Buyer and Buyer agrees to buy from Seller the Property defined below.
- 2. PROPERTY:** Lot _____ LANTANA PARK 1 _____, Block _____ BLOCK 7, LOT PARK _____, Addition, _____, City of _____ KINGSVILLE _____, County of _____ Kleberg _____, Texas, known as _____ 0.08 Acres CORNER OF ALICE & RICHARD _____ (address/zip code), or as described on attached exhibit together with all rights, privileges and appurtenances pertaining thereto, including but not limited to: water rights, claims, permits, strips and gores, easements, and cooperative or association memberships (the Property). RESERVATIONS: Any reservation for oil, gas, or other minerals, water, timber, or other interests is made in accordance with an attached addendum.
- 3. SALES PRICE:**
- A. Cash portion of Sales Price payable by Buyer at closing\$ _____ 500.00
- B. Sum of all financing described in the attached: ☐ Third Party Financing Addendum, ☐ Loan Assumption Addendum, ☒ Seller Financing Addendum\$ _____ 800.00
- C. Sales Price (Sum of A and B)\$ _____ 1,300.00
- 4. LICENSE HOLDER DISCLOSURE:** Texas law requires a real estate license holder who is a party to a transaction or acting on behalf of a spouse, parent, child, business entity in which the license holder owns more than 10%, or a trust for which the license holder acts as trustee or of which the license holder or the license holder's spouse, parent or child is a beneficiary, to notify the other party in writing before entering into a contract of sale. Disclose if applicable: _____.
- 5. EARNEST MONEY:** Within 3 days after the Effective Date, Buyer must deliver \$ _____ \$500.00 as earnest money to _____ Kleberg Title Company _____, as escrow agent, at _____ 216 E. Kleberg _____ (address). Buyer shall deliver additional earnest money of \$ _____ N/A to escrow agent within _____ 30 days after the Effective Date of this contract. If Buyer fails to deliver the earnest money within the time required, Seller may terminate this contract or exercise Seller's remedies under Paragraph 15, or both, by providing notice to Buyer before Buyer delivers the earnest money. If the last day to deliver the earnest money falls on a Saturday, Sunday, or legal holiday, the time to deliver the earnest money is extended until the end of the next day that is not a Saturday, Sunday, or legal holiday. **Time is of the essence for this paragraph.**
- 6. TITLE POLICY AND SURVEY:**
- A. TITLE POLICY: Seller shall furnish to Buyer at ☐ Seller's ☒ Buyer's expense an owner's policy of title insurance (Title Policy) issued by _____ Kleberg Title Co. 216 E. Kleberg Kingsville, Texas 78363 _____ (Title Company) in the amount of the Sales Price, dated at or after closing, insuring Buyer against loss under the provisions of the Title Policy, subject to the promulgated exclusions (including existing building and zoning ordinances) and the following exceptions:
- (1) Restrictive covenants common to the platted subdivision in which the Property is located.
 - (2) The standard printed exception for standby fees, taxes and assessments.
 - (3) Liens created as part of the financing described in Paragraph 3.
 - (4) Utility easements created by the dedication deed or plat of the subdivision in which the Property is located.
 - (5) Reservations or exceptions otherwise permitted by this contract or as may be approved by Buyer in writing.
 - (6) The standard printed exception as to marital rights.
 - (7) The standard printed exception as to waters, tidelands, beaches, streams, and related matters.
 - (8) The standard printed exception as to discrepancies, conflicts, shortages in area or boundary lines, encroachments or protrusions, or overlapping improvements:
☐ (i) will not be amended or deleted from the title policy; or
☐ (ii) will be amended to read, "shortages in area" at the expense of ☐ Buyer ☐ Seller.
 - (9) The exception or exclusion regarding minerals approved by the Texas Department of Insurance.
- B. COMMITMENT: Within 20 days after the Title Company receives a copy of this contract, Seller shall furnish to Buyer a commitment for title insurance (Commitment) and, at Buyer's expense, legible copies of restrictive covenants and documents evidencing exceptions in the Commitment (Exception Documents) other than the standard printed exceptions. Seller authorizes the Title Company to deliver the Commitment and Exception Documents to Buyer at Buyer's address _____.

shown in Paragraph 21. If the Commitment and Exception Documents are not delivered to Buyer within the specified time, the time for delivery will be automatically extended up to 15 days or 3 days before the Closing Date, whichever is earlier. If the Commitment and Exception Documents are not delivered within the time required, Buyer may terminate this contract and the earnest money will be refunded to Buyer.

C. SURVEY: The survey must be made by a registered professional land surveyor acceptable to the Title Company and Buyer's lender(s). (Check one box only)

- ☐ (1) Within N/A days after the Effective Date of this contract, Seller shall furnish to Buyer and Title Company Seller's existing survey of the Property and a Residential Real Property Affidavit promulgated by the Texas Department of Insurance (T-47 Affidavit). **If Seller fails to furnish the existing survey or affidavit within the time prescribed, Buyer shall obtain a new survey at Seller's expense no later than 3 days prior to Closing Date.** If the existing survey or affidavit is not acceptable to Title Company or Buyer's lender(s), Buyer shall obtain a new survey at ☐ Seller's ☐ Buyer's expense no later than 3 days prior to Closing Date.
- ☐ (2) Within _____ days after the Effective Date of this contract, Buyer shall obtain a new survey at Buyer's expense. Buyer is deemed to receive the survey on the date of actual receipt or the date specified in this paragraph, whichever is earlier.
- ☐ (3) Within _____ days after the Effective Date of this contract, Seller, at Seller's expense shall furnish a new survey to Buyer.

D. OBJECTIONS: Buyer may object in writing to (i) defects, exceptions, or encumbrances to title: disclosed on the survey other than items 6A(1) through (7) above; or disclosed in the Commitment other than items 6A(1) through (9) above; (ii) any portion of the Property lying in a special flood hazard area (Zone V or A) as shown on the current Federal Emergency Management Agency map; or (iii) any exceptions which prohibit the following use or activity:
Single Family Dwelling

Buyer must object the earlier of (i) the Closing Date or (ii) _____ days after Buyer receives the Commitment, Exception Documents, and the survey. Buyer's failure to object within the time allowed will constitute a waiver of Buyer's right to object; except that the requirements in Schedule C of the Commitment are not waived. Provided Seller is not obligated to incur any expense, Seller shall cure any timely objections of Buyer or any third party lender within 15 days after Seller receives the objections (Cure Period) and the Closing Date will be extended as necessary. If objections are not cured within the Cure Period, Buyer may, by delivering notice to Seller within 5 days after the end of the Cure Period: (i) terminate this contract and the earnest money will be refunded to Buyer; or (ii) waive the objections. If Buyer does not terminate within the time required, Buyer shall be deemed to have waived the objections. If the Commitment or Survey is revised or any new Exception Document(s) is delivered, Buyer may object to any new matter revealed in the revised Commitment or Survey or new Exception Document(s) within the same time stated in this paragraph to make objections beginning when the revised Commitment, Survey, or Exception Document(s) is delivered to Buyer.

E. TITLE NOTICES:

(1) ABSTRACT OR TITLE POLICY: Broker advises Buyer to have an abstract of title covering the Property examined by an attorney of Buyer's selection, or Buyer should be furnished with or obtain a Title Policy. If a Title Policy is furnished, the Commitment should be promptly reviewed by an attorney of Buyer's choice due to the time limitations on Buyer's right to object.

(2) MEMBERSHIP IN PROPERTY OWNERS ASSOCIATION(S): The Property ☐ is ☐ is not subject to mandatory membership in a property owners association(s). If the Property is subject to mandatory membership in a property owners association(s), Seller notifies Buyer under §5.012, Texas Property Code, that, as a purchaser of property in the residential community identified in Paragraph 2 in which the Property is located, you are obligated to be a member of the property owners association(s). Restrictive covenants governing the use and occupancy of the Property and all dedicatory instruments governing the establishment, maintenance, and operation of this residential community have been or will be recorded in the Real Property Records of the county in which the Property is located. Copies of the restrictive covenants and dedicatory instruments may be obtained from the county clerk. **You are obligated to pay assessments to the property owners association(s). The amount of the assessments is subject to change. Your failure to pay the assessments could result in enforcement of the association's lien on and the foreclosure of the Property.**

Section 207.003, Property Code, entitles an owner to receive copies of any document that governs the establishment, maintenance, or operation of a subdivision, including, but not limited to, restrictions, bylaws, rules and regulations, and a resale certificate from a property owners' association. A resale certificate contains information including, but not limited to, statements specifying the amount and frequency of regular assessments and the style and cause number of lawsuits to which the property owners' association is a party, other than lawsuits relating to unpaid ad valorem taxes of an individual member of the association. These documents must be made available to you by the property owners' association or the association's agent on your request.

If Buyer is concerned about these matters, the TREC promulgated Addendum for Property Subject to Mandatory Membership in a Property Owners Association should be used.

(Address of Property)

- (3) **STATUTORY TAX DISTRICTS:** If the Property is situated in a utility or other statutorily created district providing water, sewer, drainage, or flood control facilities and services, Chapter 49, Texas Water Code, requires Seller to deliver and Buyer to sign the statutory notice relating to the tax rate, bonded indebtedness, or standby fee of the district prior to final execution of this contract.
- (4) **TIDE WATERS:** If the Property abuts the tidally influenced waters of the state, §33.135, Texas Natural Resources Code, requires a notice regarding coastal area property to be included in the contract. An addendum containing the notice promulgated by TREC or required by the parties must be used.
- (5) **ANNEXATION:** If the Property is located outside the limits of a municipality, Seller notifies Buyer under §5.011, Texas Property Code, that the Property may now or later be included in the extraterritorial jurisdiction of a municipality and may now or later be subject to annexation by the municipality. Each municipality maintains a map that depicts its boundaries and extraterritorial jurisdiction. To determine if the Property is located within a municipality's extraterritorial jurisdiction or is likely to be located within a municipality's extraterritorial jurisdiction, contact all municipalities located in the general proximity of the Property for further information.
- (6) **PROPERTY LOCATED IN A CERTIFICATED SERVICE AREA OF A UTILITY SERVICE PROVIDER:** Notice required by §13.257, Water Code: The real property, described in Paragraph 2, that you are about to purchase may be located in a certificated water or sewer service area, which is authorized by law to provide water or sewer service to the properties in the certificated area. If your property is located in a certificated area there may be special costs or charges that you will be required to pay before you can receive water or sewer service. There may be a period required to construct lines or other facilities necessary to provide water or sewer service to your property. You are advised to determine if the property is in a certificated area and contact the utility service provider to determine the cost that you will be required to pay and the period, if any, that is required to provide water or sewer service to your property. The undersigned Buyer hereby acknowledges receipt of the foregoing notice at or before the execution of a binding contract for the purchase of the real property described in Paragraph 2 or at closing of purchase of the real property.
- (7) **PUBLIC IMPROVEMENT DISTRICTS:** If the Property is in a public improvement district, §5.014, Property Code, requires Seller to notify Buyer as follows: As a purchaser of this parcel of real property you are obligated to pay an assessment to a municipality or county for an improvement project undertaken by a public improvement district under Chapter 372, Local Government Code. The assessment may be due annually or in periodic installments. More information concerning the amount of the assessment and the due dates of that assessment may be obtained from the municipality or county levying the assessment. The amount of the assessments is subject to change. Your failure to pay the assessments could result in a lien on and the foreclosure of your property.
- (8) **TEXAS AGRICULTURAL DEVELOPMENT DISTRICT:** The Property ☐ is ☒ is not located in a Texas Agricultural Development District. For additional information, contact the Texas Department of Agriculture.
- (9) **TRANSFER FEES:** If the Property is subject to a private transfer fee obligation, §5.205, Property Code requires Seller to notify Buyer as follows: The private transfer fee obligation may be governed by Chapter 5, Subchapter G of the Texas Property Code.
- (10) **PROPANE GAS SYSTEM SERVICE AREA:** If the Property is located in a propane gas system service area owned by a distribution system retailer, Seller must give Buyer written notice as required by §141.010, Texas Utilities Code. An addendum containing the notice approved by TREC or required by the parties should be used.
- (11) **NOTICE OF WATER LEVEL FLUCTUATIONS:** If the Property adjoins an impoundment of water, including a reservoir or lake, constructed and maintained under Chapter 11, Water Code, that has a storage capacity of at least 5,000 acre-feet at the impoundment's normal operating level, Seller hereby notifies Buyer: "The water level of the impoundment of water adjoining the Property fluctuates for various reasons, including as a result of: (1) an entity lawfully exercising its right to use the water stored in the impoundment; or (2) drought or flood conditions."

7. PROPERTY CONDITION:

- A. **ACCESS, INSPECTIONS AND UTILITIES:** Seller shall permit Buyer and Buyer's agents access to the Property at reasonable times. Buyer may have the Property inspected by inspectors selected by Buyer and licensed by TREC or otherwise permitted by law to make inspections. Seller at Seller's expense shall immediately cause existing utilities to be turned on and shall keep the utilities on during the time this contract is in effect.

NOTICE: Buyer should determine the availability of utilities to the Property suitable to satisfy Buyer's needs.

- B. **ACCEPTANCE OF PROPERTY CONDITION:** "As Is" means the present condition of the Property with any and all defects and without warranty except for the warranties of title and the warranties in this contract. Buyer's agreement to accept the Property As Is under Paragraph 7B (1) or (2) does not preclude Buyer from inspecting the Property under Paragraph 7A, from negotiating repairs or treatments in a subsequent amendment, or from terminating this contract during the Option Period, if any.

- (Check one box only)
- ☒ (1) Buyer accepts the Property As Is.
- ☐ (2) Buyer accepts the Property As Is provided Seller, at Seller's expense, shall complete the following specific repairs and treatments: N/A

(Do not insert general phrases, such as "subject to inspections" that do not identify specific repairs and treatments.)

C. **COMPLETION OF REPAIRS:** Unless otherwise agreed in writing: (i) Seller shall complete all agreed repairs and treatments prior to the Closing Date; and (ii) all required permits must be obtained, and repairs and treatments must be performed by persons who are licensed to provide such repairs or treatments or, if no license is required by law, are commercially engaged in the trade of providing such repairs or treatments. At Buyer's election, any transferable warranties received by Seller with respect to the repairs and treatments will be transferred to Buyer at Buyer's expense. If Seller fails to complete any agreed repairs and treatments prior to the Closing Date, Buyer may exercise remedies under Paragraph 15 or extend the Closing Date up to 5 days, if necessary, for Seller to complete repairs and treatments.

D. **ENVIRONMENTAL MATTERS:** Buyer is advised that the presence of wetlands, toxic substances, including asbestos and wastes or other environmental hazards, or the presence of a threatened or endangered species or its habitat may affect Buyer's intended use of the Property. If Buyer is concerned about these matters, an addendum promulgated by TREC or required by the parties should be used.

E. **SELLER'S DISCLOSURES:** Except as otherwise disclosed in this contract, Seller has no knowledge of the following:

- (1) any flooding of the Property which has had a material adverse effect on the use of the Property;
- (2) any pending or threatened litigation, condemnation, or special assessment affecting the Property;
- (3) any environmental hazards that materially and adversely affect the Property;
- (4) any dumpsite, landfill, or underground tanks or containers now or previously located on the Property;
- (5) any wetlands, as defined by federal or state law or regulation, affecting the Property; or
- (6) any threatened or endangered species or their habitat affecting the Property.

8. BROKERS' FEES: All obligations of the parties for payment of brokers' fees are contained in separate written agreements.

9. CLOSING:

A. The closing of the sale will be on or before May 28, 2021, or within 7 days after objections made under Paragraph 6D have been cured or waived, whichever date is later (Closing Date). If either party fails to close the sale by the Closing Date, the non-defaulting party may exercise the remedies contained in Paragraph 15.

B. At closing:

- (1) Seller shall execute and deliver a general warranty deed conveying title to the Property to Buyer and showing no additional exceptions to those permitted in Paragraph 6 and furnish tax statements or certificates showing no delinquent taxes on the Property.
- (2) Buyer shall pay the Sales Price in good funds acceptable to the escrow agent.
- (3) Seller and Buyer shall execute and deliver any notices, statements, certificates, affidavits, releases, loan documents and other documents reasonably required for the closing of the sale and the issuance of the Title Policy.
- (4) There will be no liens, assessments, or security interests against the Property which will not be satisfied out of the sales proceeds unless securing the payment of any loans assumed by Buyer and assumed loans will not be in default.

10. POSSESSION:

A. **Buyer's Possession:** Seller shall deliver to Buyer possession of the Property in its present or required condition upon closing and funding.

B. **Leases:**

- (1) After the Effective Date, Seller may not execute any lease (including but not limited to mineral leases) or convey any interest in the Property without Buyer's written consent.
- (2) If the Property is subject to any lease to which Seller is a party, Seller shall deliver to Buyer copies of the lease(s) and any move-in condition form signed by the tenant within 7 days after the Effective Date of the contract.

11. SPECIAL PROVISIONS: (Insert only factual statements and business details applicable to the sale. TREC rules prohibit license holders from adding factual statements or business details for which a contract addendum or other form has been promulgated by TREC for mandatory use.)

12. SETTLEMENT AND OTHER EXPENSES:

A. The following expenses must be paid at or prior to closing:

(1) Expenses payable by Seller (Seller's Expenses):

(a) Releases of existing liens, including prepayment penalties and recording fees; release of Seller's loan liability; tax statements or certificates; preparation of deed; one-half of escrow fee; and other expenses payable by Seller under this contract.

(b) Seller shall also pay an amount not to exceed \$ _____ N/A to be applied in the following order: Buyer's Expenses which Buyer is prohibited from paying by FHA, VA, Texas Veterans Land Board or other governmental loan programs, and then to other Buyer's Expenses as allowed by the lender.

(2) Expenses payable by Buyer (Buyer's Expenses): Appraisal fees; loan application fees; origination charges; credit reports; preparation of loan documents; interest on the notes from date of disbursement to one month prior to dates of first monthly payments; recording fees; copies of easements and restrictions; loan title policy with endorsements required by lender; loan-related inspection fees; photos; amortization schedules; one-half of escrow fee; all prepaid items, including required premiums for flood and hazard insurance; reserve deposits for insurance, ad valorem taxes and special governmental assessments; final compliance inspection; courier fee; repair inspection; underwriting fee; wire transfer fee; expenses incident to any loan; Private Mortgage Insurance Premium (PMI), VA Loan Funding Fee, or FHA Mortgage Insurance Premium (MIP) as required by the lender; and other expenses payable by Buyer under this contract.

B. If any expense exceeds an amount expressly stated in this contract for such expense to be paid by a party, that party may terminate this contract unless the other party agrees to pay such excess. Buyer may not pay charges and fees expressly prohibited by FHA, VA, Texas Veterans Land Board or other governmental loan program regulations.

13. PRORATIONS AND ROLLBACK TAXES:

A. PRORATIONS: Taxes for the current year, interest, maintenance fees, assessments, dues and rents will be prorated through the Closing Date. The tax proration may be calculated taking into consideration any change in exemptions that will affect the current year's taxes. If taxes for the current year vary from the amount prorated at closing, the parties shall adjust the prorations when tax statements for the current year are available. If taxes are not paid at or prior to closing, Buyer shall pay taxes for the current year.

B. ROLLBACK TAXES: If this sale or Buyer's use of the Property after closing results in the assessment of additional taxes, penalties or interest (Assessments) for periods prior to closing, the Assessments will be the obligation of Buyer. If Assessments are imposed because of Seller's use or change in use of the Property prior to closing, the Assessments will be the obligation of Seller. Obligations imposed by this paragraph will survive closing.

14. CASUALTY LOSS: If any part of the Property is damaged or destroyed by fire or other casualty after the Effective Date of this contract, Seller shall restore the Property to its previous condition as soon as reasonably possible, but in any event by the Closing Date. If Seller fails to do so due to factors beyond Seller's control, Buyer may (a) terminate this contract and the earnest money will be refunded to Buyer (b) extend the time for performance up to 15 days and the Closing Date will be extended as necessary or (c) accept the Property in its damaged condition with an assignment of insurance proceeds, if permitted by Seller's insurance carrier, and receive credit from Seller at closing in the amount of the deductible under the insurance policy. Seller's obligations under this paragraph are independent of any other obligations of Seller under this contract.

15. DEFAULT: If Buyer fails to comply with this contract, Buyer will be in default, and Seller may (a) enforce specific performance, seek such other relief as may be provided by law, or both, or (b) terminate this contract and receive the earnest money as liquidated damages, thereby releasing both parties from this contract. If Seller fails to comply with this contract, Seller will be in default and Buyer may (a) enforce specific performance, seek such other relief as may be provided by law, or both, or (b) terminate this contract and receive the earnest money, thereby releasing both parties from this contract.

16. MEDIATION: It is the policy of the State of Texas to encourage resolution of disputes through alternative dispute resolution procedures such as mediation. Any dispute between Seller and Buyer related to this contract which is not resolved through informal discussion will be submitted to a mutually acceptable mediation service or provider. The parties to the mediation shall bear the mediation costs equally. This paragraph does not preclude a party from seeking equitable relief from a court of competent jurisdiction.

17. ATTORNEY'S FEES: A Buyer, Seller, Listing Broker, Other Broker, or escrow agent who prevails in any legal proceeding related to this contract is entitled to recover reasonable attorney's fees and all costs of such proceeding.

18. ESCROW:

A. ESCROW: The escrow agent is not (i) a party to this contract and does not have liability for the performance or nonperformance of any party to this contract, (ii) liable for interest on the earnest money and (iii) liable for the loss of any earnest money caused by the failure of any financial institution in which the earnest money has been deposited unless the financial institution is acting as escrow agent.

B. EXPENSES: At closing, the earnest money must be applied first to any cash down payment, then to Buyer's Expenses and any excess refunded to Buyer. If no closing occurs, escrow

agent may: (i) require a written release of liability of the escrow agent from all parties, (ii) require payment of unpaid expenses incurred on behalf of a party, and (iii) only deduct from the earnest money the amount of unpaid expenses incurred on behalf of the party receiving the earnest money.

- C. **DEMAND:** Upon termination of this contract, either party or the escrow agent may send a release of earnest money to each party and the parties shall execute counterparts of the release and deliver same to the escrow agent. If either party fails to execute the release, either party may make a written demand to the escrow agent for the earnest money. If only one party makes written demand for the earnest money, escrow agent shall promptly provide a copy of the demand to the other party. If escrow agent does not receive written objection to the demand from the other party within 15 days, escrow agent may disburse the earnest money to the party making demand reduced by the amount of unpaid expenses incurred on behalf of the party receiving the earnest money and escrow agent may pay the same to the creditors. If escrow agent complies with the provisions of this paragraph, each party hereby releases escrow agent from all adverse claims related to the disbursement of the earnest money.
- D. **DAMAGES:** Any party who wrongfully fails or refuses to sign a release acceptable to the escrow agent within 7 days of receipt of the request will be liable to the other party for (i) damages; (ii) the earnest money; (iii) reasonable attorney's fees; and (iv) all costs of suit.
- E. **NOTICES:** Escrow agent's notices will be effective when sent in compliance with Paragraph 21. Notice of objection to the demand will be deemed effective upon receipt by escrow agent.

19. REPRESENTATIONS: All covenants, representations and warranties in this contract survive closing. If any representation of Seller in this contract is untrue on the Closing Date, Seller will be in default. Unless expressly prohibited by written agreement, Seller may continue to show the Property and receive, negotiate and accept back up offers.

20. FEDERAL TAX REQUIREMENTS: If Seller is a "foreign person," as defined by Internal Revenue Code and its regulations, or if Seller fails to deliver an affidavit or a certificate of non-foreign status to Buyer that Seller is not a "foreign person," then Buyer shall withhold from the sales proceeds an amount sufficient to comply with applicable tax law and deliver the same to the Internal Revenue Service together with appropriate tax forms. Internal Revenue Service regulations require filing written reports if currency in excess of specified amounts is received in the transaction.

21. NOTICES: All notices from one party to the other must be in writing and are effective when mailed to, hand-delivered at, or transmitted by fax or electronic transmission as follows:

To Buyer
at: GONZALES JASON DALE ETUX COL
808 W ALICE AVE KINGSVILLE, TX 78363
Phone: (361)
Fax: ()
E-mail: _____

To Seller
at: City of Kingsville
400 West King Ave. Kingsville, Texas 78363
Phone: (360) 595-8002
Fax: ()
E-mail: csosa@cityofkingsville.com

22. AGREEMENT OF PARTIES: This contract contains the entire agreement of the parties and cannot be changed except by their written agreement. Addenda which are a part of this contract are (check all applicable boxes):

- | | |
|---|---|
| <input type="checkbox"/> Third Party Financing Addendum | <input type="checkbox"/> Addendum for Coastal Area Property |
| <input type="checkbox"/> Seller Financing Addendum | <input type="checkbox"/> Environmental Assessment, Threatened or Endangered Species and Wetlands Addendum |
| <input type="checkbox"/> Addendum for Property Subject to Mandatory Membership in a Property Owners Association | <input type="checkbox"/> Addendum for Property Located Seaward of the Gulf Intracoastal Waterway |
| <input type="checkbox"/> Buyer's Temporary Residential Lease | <input type="checkbox"/> Addendum for Sale of Other Property by Buyer |
| <input type="checkbox"/> Seller's Temporary Residential Lease | <input type="checkbox"/> Addendum for Property in a Propane Gas System Service Area |
| <input type="checkbox"/> Addendum for Reservation of Oil, Gas and Other Minerals | <input type="checkbox"/> Other (list): _____ |
| <input type="checkbox"/> Addendum for "Back-Up" Contract | _____ |
| <input type="checkbox"/> Addendum Concerning Right to Terminate Due to Lender's Appraisal | _____ |
| | _____ |
| | _____ |

23. TERMINATION OPTION: For nominal consideration, the receipt of which is hereby acknowledged by Seller, and Buyer's agreement to pay Seller \$_____ (Option Fee) within 3 days after the Effective Date of this contract, Seller grants Buyer the unrestricted right to terminate this contract by giving notice of termination to Seller within _____ days after the Effective Date of this contract (Option Period). Notices under this paragraph must be given by 5:00 p.m. (local time where the Property is located) by the date specified. If no dollar amount is stated as the Option Fee or if Buyer fails to pay the Option Fee to Seller within the time prescribed, this paragraph will not be a part of this contract and Buyer shall not have the unrestricted right to terminate this contract. If Buyer gives notice of termination within the time prescribed, the Option Fee will not be refunded; however, any earnest money will be refunded to Buyer. The Option Fee ☐ will ☐ will not be credited to the Sales Price at closing. **Time is of the essence for this paragraph and strict compliance with the time for performance is required.**

24. CONSULT AN ATTORNEY BEFORE SIGNING: TREC rules prohibit real estate license holders from giving legal advice. READ THIS CONTRACT CAREFULLY.

Buyer's
Attorney is: _____

Seller's
Attorney is: _____

Phone: () _____

Phone: () _____

Fax: () _____

Fax: () _____

E-mail: _____

E-mail: _____

**EXECUTED the 12 day of April, 2021 (Effective Date).
(BROKER: FILL IN THE DATE OF FINAL ACCEPTANCE.)**

Buyer _____

Seller _____

Buyer _____

Seller _____



The form of this contract has been approved by the Texas Real Estate Commission. TREC forms are intended for use only by trained real estate license holders. No representation is made as to the legal validity or adequacy of any provision in any specific transactions. It is not intended for complex transactions. Texas Real Estate Commission, P.O. Box 12188, Austin, TX 78711-2188, (512) 936-3000 (<http://www.trec.texas.gov>) TREC NO. 9-13. This form replaces TREC NO. 9-12.

BROKER INFORMATION
(Print name(s) only. Do not sign)

Other Broker Firm _____ License No. _____

represents ☐ Buyer only as Buyer's agent
☐ Seller as Listing Broker's subagent

Listing Broker Firm _____ License No. _____

represents ☐ Seller and Buyer as an intermediary
☐ Seller only as Seller's agent

Associate's Name _____ License No. _____

Associate's Email Address _____ Phone _____

Licensed Supervisor of Associate _____ License No. _____

Other Broker's Address _____ Phone _____

City _____ State _____ Zip _____

Listing Associate's Name _____ License No. _____

Listing Associate's Email Address _____ Phone _____

Licensed Supervisor of Listing Associate _____ License No. _____

Listing Broker's Office Address _____ Phone _____

City _____ State _____ Zip _____

Selling Associate's Name _____ License No. _____

Selling Associate's Email Address _____ Phone _____

Licensed Supervisor of Selling Associate _____ License No. _____

Selling Associate's Office Address _____

City _____ State _____ Zip _____

Listing Broker has agreed to pay Other Broker _____ of the total sales price when the Listing Broker's fee is received. Escrow agent is authorized and directed to pay Other Broker from Listing Broker's fee at closing.

OPTION FEE RECEIPT

Receipt of \$_____ (Option Fee) in the form of _____
is acknowledged.

Seller or Listing Broker _____ Date _____

EARNEST MONEY RECEIPT

Receipt of \$_____ Earnest Money in the form of _____
is acknowledged.

Escrow Agent _____ Received by _____ Email Address _____ Date/Time _____

Address _____ Phone _____

City _____ State _____ Zip _____ Fax _____

CONTRACT RECEIPT

Receipt of the Contract is acknowledged.

Escrow Agent _____ Received by _____ Email Address _____ Date _____

Address _____ Phone _____

City _____ State _____ Zip _____ Fax _____

ADDITIONAL EARNEST MONEY RECEIPT

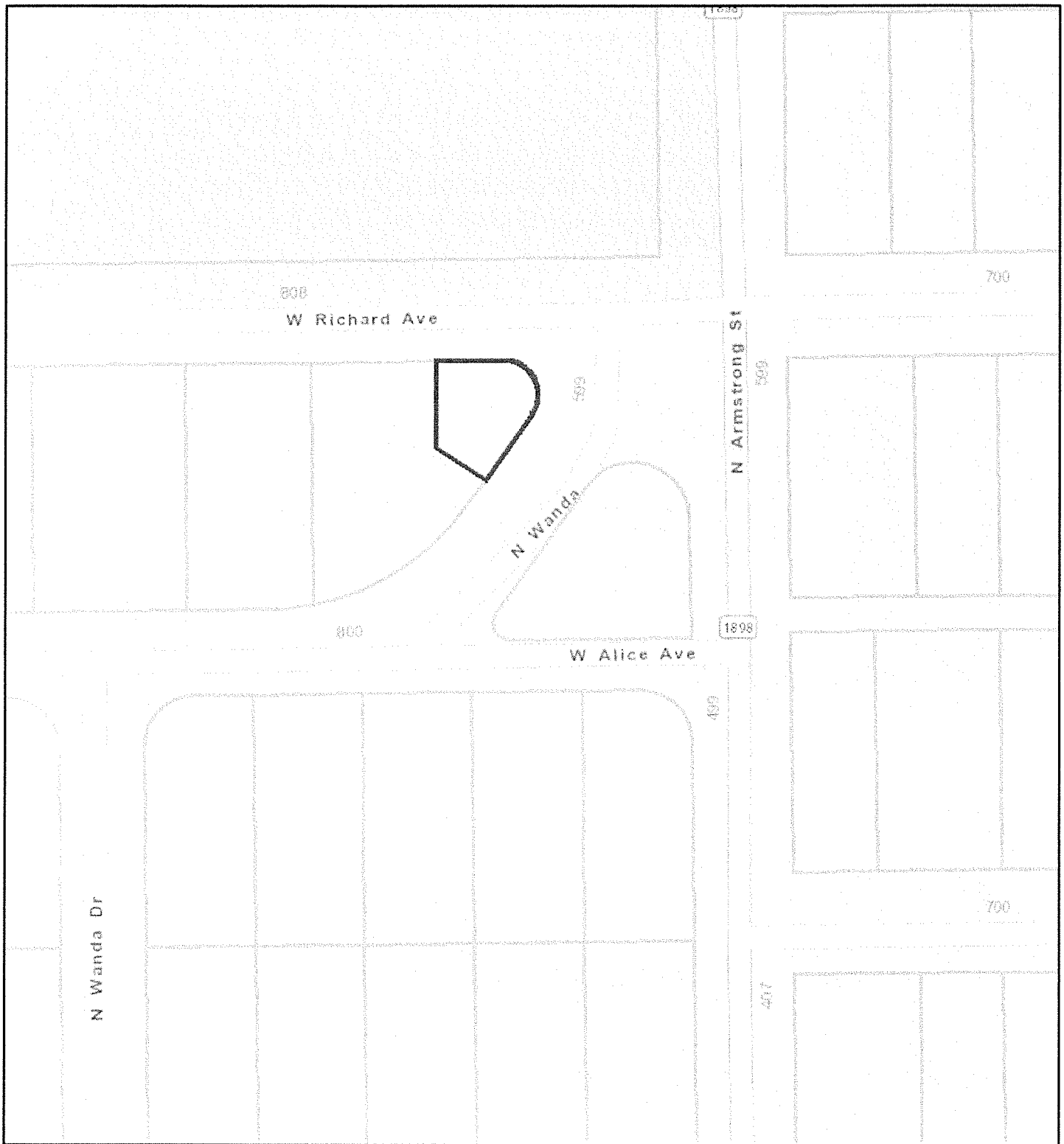
Receipt of \$_____ additional Earnest Money in the form of _____
is acknowledged.

Escrow Agent _____ Received by _____ Email Address _____ Date/Time _____

Address _____ Phone _____

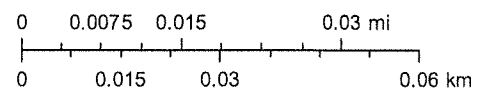
City _____ State _____ Zip _____ Fax _____

CORNER OF ALICE & RICHARD

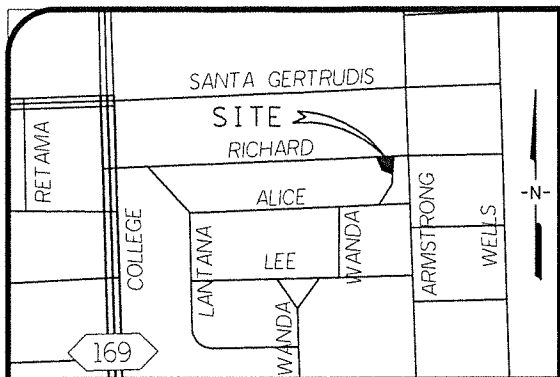


August 1, 2019

1:1,128



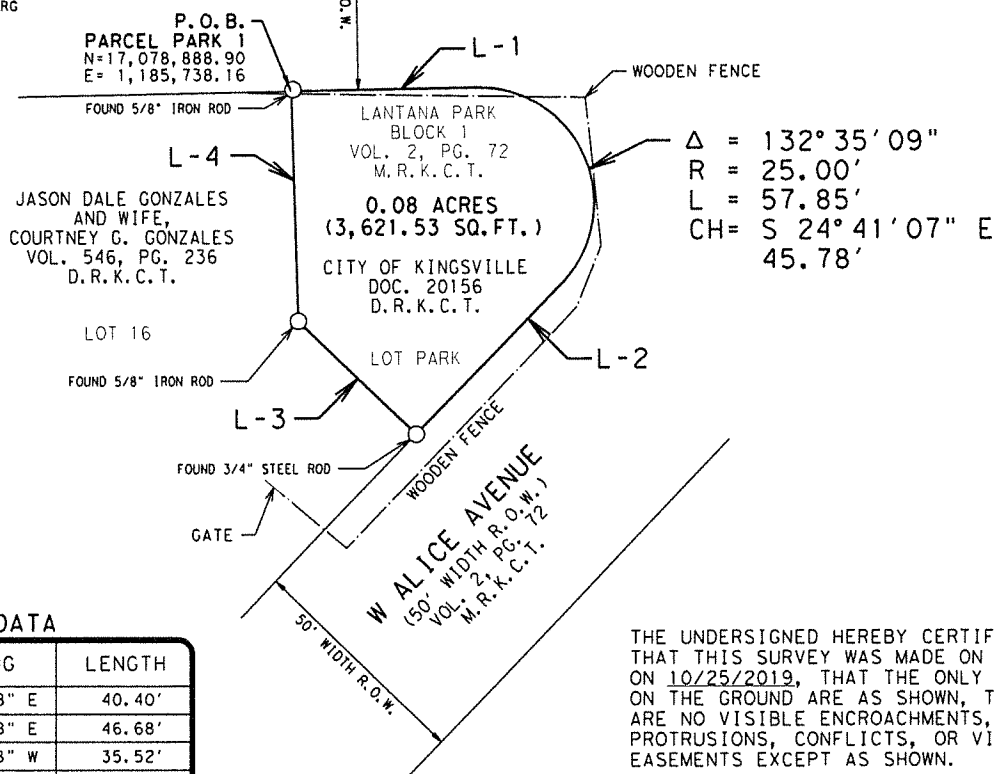
Sources: Esri, HERE, Garmin, USGS, Intermap, INCREMENT P, NRCan, Esri Japan, METI, Esri China (Hong Kong), Esri Korea, Esri (Thailand), NGCC, (c) OpenStreetMap contributors, and the GIS User Community



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

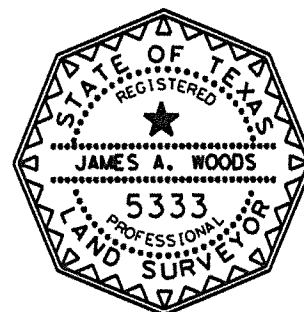
LINE NO.	BEARING	LENGTH
L-1	N 88° 59' 28" E	40.40'
L-2	N 43° 59' 28" E	46.68'
L-3	N 46° 06' 18" W	35.52'
L-4	S 01° 43' 04" E	49.86'

NOTE:

THE REFERENCED IS SUBJECT TO:

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 HERewith 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

<* 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

AGENDA ITEM #20

**City of Kingsville
Legal Department**

TO: Mayor and City Commissioners

CC: Mark McLaughlin, City Manager

FROM: Courtney Alvarez, City Attorney

DATE: April 7, 2020

SUBJECT: Resolution regarding AEP Texas Inc. DCRF Rate Increase

Summary: On April 6, 2021, AEP Texas Inc. ("AEP" or "Company") filed an Application to Amend its Distribution Cost Recover Factors ("DCRF") to Increase Distribution Rates with each of the cities in their service area. In the filing, the Company asserts that it is seeking an increase in distribution revenues of approximately \$54.56 million (an approximately \$2.60 increase to the average residential customer's bill from the rates just approved in the Company's rate case).

The resolution authorizes the City to join with the Cities Served by AEP ("Cities") to evaluate the filing, determine whether the filing complies with law, and if lawful, to determine what further strategy, including settlement, to pursue.

Background:

The purpose of the Resolution is to deny the DCRF application proposed by AEP. AEP made a similar filing about this time last year seeking an increase in distribution revenues of approximately \$39.87 million (an approximate increase of \$1.83 to the average residential customer's bill). The City joined other cities in approving resolutions to deny and examine the filing which resulted in a lower final distribution rate than initially proposed. This is separate type of filing than their rate case filed in 2019.

Purpose of this Resolution:

Explanation of "Be It Resolved" Paragraphs:

1. This section authorizes the City to participate with Cities as a party in the Company's DCRF filing, PUC Docket No. 51984.
2. This section authorizes the hiring of Lloyd Gosselink and consultants to review the filing, negotiate with the Company, and make recommendations to the City regarding



**City of Kingsville
Legal Department**

reasonable rates. Additionally, it authorizes Cities to direct any necessary administrative proceedings or court litigation associated with an appeal of this application filed with the PUC.

3. This paragraph finds that the Company's application is unreasonable and should be denied.

4. This section states that the Company's current rates shall not be changed.

5. The Company will reimburse Cities for their reasonable rate case expenses. Legal counsel and consultants approved by Cities will submit monthly invoices that will be forwarded to AEP for reimbursement.

6. This section recites that the Resolution was passed at a meeting that was open to the public and that the consideration of the Resolution was properly noticed.

7. This section provides that AEP and counsel for Cities will be notified of the City's action by sending a copy of the approved and signed Resolution to counsel.

Financial Impact: None. Due to the type of filing, cities are entitled to reimbursement of their legal and consulting expenses. Thus, there will be no direct charge to the City as a participant in the rate case.

Recommendation: Approve the resolution.



RESOLUTION NO. 21-_____

A RESOLUTION OF THE CITY OF KINGSVILLE, TEXAS FINDING THAT AEP TEXAS INC.'S APPLICATION TO AMEND ITS DISTRIBUTION COST RECOVERY FACTORS TO INCREASE DISTRIBUTION RATES WITHIN THE CITY SHOULD BE DENIED; AUTHORIZING PARTICIPATION WITH THE CITIES SERVED BY AEP TEXAS; AUTHORIZING HIRING OF LEGAL COUNSEL; FINDING THAT THE CITY'S REASONABLE RATE CASE EXPENSES SHALL BE REIMBURSED BY THE COMPANY; FINDING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW; REQUIRING NOTICE OF THIS RESOLUTION TO THE COMPANY AND LEGAL COUNSEL.

WHEREAS, the City of Kingsville, Texas ("City") is an electric utility customer of AEP Texas Inc. ("AEP" or "Company"), and a regulatory authority with an interest in the rates and charges of AEP; and

WHEREAS, the City is a member of the Cities Served by AEP ("Cities"), a membership of similarly situated cities served by AEP that have joined together to efficiently and cost effectively review and respond to electric issues affecting rates charged in AEP's service area; and

WHEREAS, on or about April 6, 2021 AEP filed with the City an Application to Amend its Distribution Cost Recovery Factor ("DCRF"), PUC Docket No. 51984, seeking to increase electric distribution rates by approximately \$54.56 million (an approximately \$2.60 increase to the average residential customer's bill from the rates just approved in the Company's rate case); and

WHEREAS, all electric utility customers residing in the City will be impacted by this ratemaking proceeding if it is granted; and

WHEREAS, Cities are coordinating its review of AEP's DCRF filing with designated attorneys and consultants to resolve issues in the Company's application; and

WHEREAS, Cities members and attorneys recommend that members deny the DCRF.

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

Section 1. That the City is authorized to participate with Cities in PUC Docket No. 51984.

Section 2. That subject to the right to terminate employment at any time, the City of hereby authorizes the hiring of the law firm of Lloyd Gosselink and consultants to negotiate with the Company, make recommendations to the City regarding reasonable rates, and to direct any necessary administrative proceedings or court litigation associated with an appeal of this application filed with the PUC.

Section 3. That the rates proposed by AEP to be recovered through its DCRF charged to customers located within the City limits, are hereby found to be unreasonable and shall be denied.

Section 4. That the Company shall continue to charge its existing rates to customers within the City.

Section 5. That the City's reasonable rate case expenses shall be reimbursed in full by AEP within 30 days of presentation of an invoice to AEP.

Section 6. That it is hereby officially found and determined that the meeting at which this Resolution is passed is open to the public as required by law and the public notice of the time, place, and purpose of said meeting was given as required.

Section 7. That a copy of this Resolution shall be sent to Leila Melhem, American Electric Power Service Corporation, 400 West 15th Street, Suite 1520, Austin, Texas 78701 and to Thomas Brocato, General Counsel to the Cities, at Lloyd Gosselink Rochelle & Townsend, 816 Congress Ave., Suite 1900, Austin, Texas 78701.

PASSED AND APPROVED this _____ day of _____,
2021.

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney

AGENDA ITEM #21