

# City of Kingsville, Texas

---

## AGENDA CITY COMMISSION MONDAY, SEPTEMBER 27, 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.

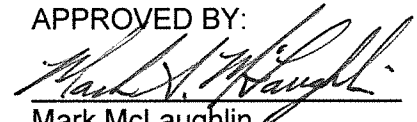
#### OPEN MEETING

INVOCATION / PLEDGE OF ALLEGIANCE – (Mayor Fugate)

#### MINUTES OF PREVIOUS MEETING(S)

- Regular Meeting - August 23, 2021
- Special Meeting – September 7, 2021
- Regular Meeting - September 13, 2021

APPROVED BY:

  
Mark McLaughlin  
City Manager

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

1. Public Hearing on a request for a special use permit for New or Reconditioned Auto Parts, Indoors use at Andrews 1, Lot South 90' A, also known as 1911 S. Brahma Blvd., Kingsville Texas. Jacob Carmona, authorized agent and applicant; Herman Ohlenbusch, owner. (Director of Planning & Development Services).
2. Public Hearing on a request to rezone Sims 3, Block 3, Lot 35, 36, also known as 920 E. Ave. D, Kingsville, Texas from C4 (Commercial) to R1 (Single-Family Residential). Ramona Haskins, authorized agent and applicant; Regino Chavana, owner. (Director of Planning & Development Services).

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

*"At this time, the City Commission and Staff will report/update on all committee assignments which may include, but is not limited to, the following: Planning & Zoning Commission, Zoning Board of Adjustments, Historical Board, Housing Authority Board, Library Board, Health Board, Tourism, Chamber of Commerce, Coastal Bend Council of Governments, Conner Museum, Keep Kingsville Beautiful, and Texas Municipal League. Staff reports include the following: Building & Development, Code Enforcement, 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.<sup>3</sup>**

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

#### **V.**

##### **Consent Agenda**

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

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being discussed separately unless requested by a Commission Member in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon.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

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

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

None.

##### **REGULAR AGENDA**

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

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

1. Consider introduction of an ordinance amending the zoning ordinance by granting a Special Use Permit for New or Reconditioned Auto Parts, Indoors use in C2 (Retail District) at 1911 S. Brahma Blvd., Kingsville, Texas, also known as Andrews 1, Lot South 90' A. (Director of Planning & Development Services).
2. Consider introduction of an ordinance amending the zoning ordinance by changing the zoning map in reference to Sims 3, Block 3, Lot 35, 36, also known as 920 E. Ave. D, Kingsville, Texas from C4 (Commercial District) to R1 (Single-Family Residential District). (Director of Planning & Development Services).
3. Consider a resolution approving the City of Kingsville's 2021 Tax Roll as submitted by the Kleberg County Tax Assessor-Collector pursuant to the Texas Property Tax Code, Chapter 26, Section 26.09(e). (Finance Director).
4. Consider a resolution approving and authorizing execution of a Participation Agreement and Trust Instrument for participation in a public funds investment pool, designating the Board of Trustees of the Pool as an agency and instrumentality to supervise the Pool, approving investment policies of the Pool, appointing authorized

representatives, and designating investment officers. (Local Government Investment Cooperative-LOGIC). (Finance Director).

5. Consider a resolution authorizing participation in the TxPool Investment Pools and Designating Authorized Representatives. (Finance Director).

6. Consider a resolution authorizing the City Manager to enter into an Agreement between the City of Kingsville, Texas and Garver for Professional (engineering) Services for Wastewater Treatment Plant Performance Evaluation. (City Engineer).

7. Consider City support for events and parades for FY21-22. (Interim Downtown Manager).

8. Consider accepting donations from Brookshire Foundation and Bright Star Child Development Center for Park recreation programs. (Parks Director).

9. Consider introduction of an ordinance amending the Fiscal Year 2020-2021 budget to accept and expend donations from Brookshire Foundation and Bright Star Child Development Center for recreation programs. (Parks Director).

10. Consider a resolution accepting award of funds for Local Border Security Program FY2022 from the Office of the Governor, Public Safety Office for law enforcement personnel costs, fuel, and equipment; authorizing the Chief of Police to act on the City's behalf with such program. (Police Chief).

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

12. Consider introduction of an ordinance amending the Fiscal Year 2020-2021 budget to cover the bond issuance costs on the four Texas Water Development Board projects with cash match funds transferred in for this purpose. (Finance Director).

13. Consider introduction of an ordinance amending the Fiscal Year 2020-2021 budget to accept and expend the reimbursement from TxDOT for the City's share of the US 77 Utilities Relocation Project. (Finance Director).

14. Consider introduction of an ordinance amending the Fiscal Year 2020-2021 budget to cover FEMA COVID additional funding for eligible items. (Finance Director).

15. Consider introduction of an ordinance amending the Fiscal Year 2020-2021 budget to cover the 2021 bond refunding transaction. (Finance Director).

16. Consider introduction of an ordinance amending the Fiscal Year 2020-2021 budget to cover the final expenditures on Tx. CDBG #7218269. (Finance Director).

17. Consider introduction of an ordinance amending the Fiscal Year 2020-2021 budget to cover negative line items for the Economic Development Fund 098 for the end of year salary accrual and an additional incentive agreement payment for Marshalls. (Finance Director).

18. Consider introduction of an ordinance amending the Fiscal Year 2020-2021 budget to cover coverage on the equipment purchased with grant funds received from the SWB Rural and Tribal Assistance Grant. (Finance Director).

19. Consider introduction of an ordinance amending the Fiscal Year 2020-2021 budget to cover coverage on motor gas and oil for the Solid Waste Management Department. (Finance Director).

20. Consider introduction of an ordinance amending the Fiscal Year 2020-2021 budget to cover the Incentive Agreement payments for Chick-fil-a for April through September. (Finance Director).

21. Consider a resolution authorizing the City Manager to enter into a Lease Agreement with Kleberg First National Bank for parking on the north side of the Municipal Building downtown. (City Manager).

22. Consider a resolution nominating certain person(s) as candidate(s) for election to the Board of Directors for the Kleberg County Appraisal District. (Commissioner Torres).

23. Discussion on American flags in downtown area. (Commissioner Torres).

24. Discussion on Animal Control and days of stay. (Commissioner Torres).

25. Consider a resolution adopting the City of Kingsville Fire Department Charity Care Assistance Policy. (Finance Director/Fire Chief).

## VII. Adjournment.

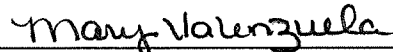
1. No person's comments shall exceed 5 minutes. Cannot be extended by Commission.
2. No person's comments shall exceed 5 minutes without permission of majority of Commission.
3. Comments are limited to 3 minutes per person. May be extended or permitted at other times in the meeting only with 5 affirmative 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](mailto: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:

September 23, 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, 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