

# *City of Kingsville, Texas*

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## **AGENDA CITY COMMISSION MONDAY, FEBRUARY 14, 2022 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 – January 24, 2022

APPROVED BY:

  
Mark McLaughlin  
City Manager

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

1. Public hearing on request to rezone Hoffman Addition, Block 7, Lots 17-19, also known as 200 block E. Miller, Kingsville, Texas from C4 (Commercial District) to R1 (Single-Family Residential District). William Dove & Associates LLC, applicant; Chuck Cramer, owner. (Director of Planning & Development Services).
2. Public hearing on request to replat Hoffman Addition, Block 7, Lots 17-19, also known as 200 block E. Miller, Kingsville, Texas. William Dove & Associates LLC, applicant; Chuck Cramer, owner. (Director of Planning & Development Services).
3. Public hearing on request to replat Flato, Block 18, Lot E/2, also known as 602 W. Nettie, Kingsville, Texas. Luis E. Ramirez, applicant; LOK Investments, LLC, 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)*

1. Motion to approve final passage of an ordinance amending the Fiscal Year 2021-2022 Budget to appropriate ARP funding for Tourism revenue replacement projects. (for Wings Over South Texas Air Show on April 2-3, 2022 and wayfinding signs). (Tourism Director).

##### **REGULAR AGENDA**

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

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

2. Consider introduction of an ordinance amending the zoning ordinance by changing the zoning map in reference to Hoffman Addition, Block 7, Lots 17-19, also known as 200 block E. Miller, Kingsville, Texas from C4 (Commercial District) to R1 (Single-Family Residential District). (Director of Planning & Development Services).
3. Consider replat of Hoffman Addition, Block 7, Lots 17-19, also known as 200 block E. Miller, Kingsville, Texas. (Director of Planning & Development Services).
4. Consider replat of Flato, Block 18, Lot E/2, also known as 602 W. Nettie, Kingsville, Texas. (Director of Planning & Development Services).
5. Consider a resolution authorizing application to, administration of, and acceptance of Office of the Governor, Public Safety Office, Criminal Justice Division's Criminal Justice Grant Program, FY2023; authorizing the Chief of Police to act on the City's behalf with such program. (Police Chief).

6. Consider introduction of an ordinance amending the Fiscal Year 2021-2022 Budget to accept and expend funding from the Homeland Security Grant-Operation Lone Star #4385701 for police equipment. (Police Chief).
7. Consider introduction of an ordinance amending the Fiscal Year 2021-2022 Budget to appropriate unspent grant funds for the purchase of medical equipment and supplies. (Fire Chief).
8. Consider awarding request for qualification (RFQ #22-10) for professional engineering services for drainage improvements at Paulson Falls Subdivision as per staff recommendation and authorize staff to negotiate a contract for same. (City Engineer).
9. Consider introduction of an ordinance amending the City of Kingsville Code of Ordinances Chapter VII, Article 8, Section 3-Traffic Control Devices, providing for the authority to place a stop sign on Johnston Street at its intersection with 12<sup>th</sup> Street for eastbound traffic. (City Engineer).
10. Consider authorizing expenditure of ARPA Loss of Revenue Funds for park projects. (ball fields #4&6 sidewalks and splash pad holding tank repairs). (Parks Director).
11. Consider introduction of an ordinance amending the Fiscal Year 2021-2022 Budget to appropriate ARP funding for Parks revenue replacement projects. (ball fields #4&6 sidewalks and splash pad holding tank repairs). (Parks Director).
12. Consider authorizing the purchase of John Deere mowing equipment for the Golf Course from Austin Turf and Tractor via BuyBoard as per staff recommendation. (use ARP funds) (Purchasing Manager).
13. Consider introduction of an ordinance amending the Fiscal Year 2021-2022 Budget to appropriate ARP funding for golf course equipment. (Finance Director).
14. Consider authorizing staff to proceed with identifying funding sources for water meter replacement project. (Finance Director).
15. Consider out of state travel to Mobile, Alabama for Mayor and City Manager to attend USS Kingsville keel laying with travel from February 22-24, 2022. (City Manager).
16. Consider appointing five local businesspersons to Economic Development Grant Administrative Board for two-year terms. (City Manager).
17. Consider amending January 8, 2022 minutes to add a document as exhibit one. (Commissioner Lopez).

## **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.

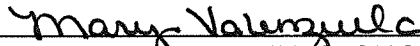
### **NOTICE**

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:

February 10, 2022 at 11:45 A.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



# **MINUTES OF PREVIOUS MEETING(S)**

**JANUARY 24, 2022**

**A REGULAR MEETING OF THE CITY OF KINGSVILLE CITY COMMISSION WAS HELD ON MONDAY, JANUARY 24, 2022 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  
Edna Lopez, Commissioner  
Ann Marie Torres, Commissioner

**CITY STAFF PRESENT:**

Mark McLaughlin, City Manager  
Mary Valenzuela, City Secretary  
Courtney Alvarez, City Attorney  
Kyle Benson, IT Manager  
Derek Williams, IT  
Uchechukwu Echeozo, Director of Planning & Development Services  
Rudy Mora, Engineer  
Ricardo Torres, Police Chief  
Diana Gonzales, Director of Human Resources  
Emilio Garcia, Health Director  
Bill Donnell, Public Works Director  
Deborah Balli, Finance Director  
Joseph Ramirez, Engineers Assistance  
Susan Ivy, Parks & Recreation Director  
Janine Reyes, Tourism Director  
Kwabena Agyekum, Senior Planner/Historic Preservation Officer

**I. Preliminary Proceedings.**

**OPEN MEETING**

Mayor Fugate opened the meeting at 5:00 p.m. with all five Commission members present.

**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 – January 10, 2022**

Commissioner Lopez commented that at the previous meeting Mr. Lance Hamm addressed the Commission on agenda item #9 and during his presentation, he asked if his email could be included on the record. She further stated that when she looked at the minutes it is not included and there is a notation there and she is just trying to make sure that when they tell somebody that it will be included, that someone speaks up if it can't be included and let them know so they can do something else. she further stated that at this time she would like to, which can be done by....

Mayor Fugate commented to Commissioner Lopez to read the email into the record.

Commissioner Lopez responded that it is a long email and further stated that the assembly can order by majority vote and unanimous consent that documents be attached to the minutes and further commented that she thought this is something that could be done as attachment blank so that it will not have to be read all and this is through the Robert's Rules of Order and wished that somebody would have said something to him, as he went home thinking that it would be done, but then decided later that it was not going to be done and she doesn't think it was right.

Ms. Courtney Alvarez, City Attorney commented that they may be a miscommunication or a misunderstanding with regards to something being in the minutes versus something being in the record of the meeting. She further commented that you have the agenda packet and all the backup items and those are things that are records of the meeting, things that you evaluate and take into consideration when you make a decision. Ms. Alvarez further commented that he advised that he had sent out an email a couple of days after the agenda was posted and he wanted that to be considered a record of the meeting. His initial email that was sent before the agenda posting was included in the agenda packet as a record of the meeting. When he said that and advised that he had sent it everybody had acknowledged that they had received it then that still like something that had been in the agenda packet versus something that was read aloud which would be included in the minutes as we typically don't put things in the minutes unless they are orally stated at the meeting. If the Commission wants to make this an item and vote on it can be placed at the next meeting. As we don't have anything posted for that tonight it is not appropriate to vote on something that is not posted.

Mayor Fugate commented that he was under the impression that it would be attached and made as part of the records of the minutes. Fugate further commented that talking with the City Secretary, City Attorney, and City Manager is not the proper procedure. Mayor Fugate further asked Ms. Alvarez, as it was told that it would be done, we need to make his email that he wants to be part of the minutes, and get it done at the next meeting. Mayor Fugate asked Commissioner Lopez if this would satisfy her, Commissioner Lopez responded yes. Mayor Fugate further commented that he doesn't think that there was any ill will or intention to deny him that, it was just procedurally we were off and it will get fixed.

Commissioner Lopez commented that she was fine with it, so long as it is fixed.

**Motion made by Commissioner Hinojosa to approve the minutes of January 10, 2022, as presented, seconded by Commissioner Alvarez and Commissioner Lopez. The motion was passed and approved by the following vote: Hinojosa, Alvarez, Lopez, Torres, Fugate voting "FOR".**

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

### **1. Public hearing on the submission of a Planning and Capacity Building Grant from the Texas Department of Agriculture as part of the Texas Community Development Block Grant Program. (Director of Planning & Development Services).**

Mayor Fugate read and opened this public hearing at 5:05 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. Uche Echeozo, Director of Planning & Development Services stated the Planning and Development Services Department would like to apply for a Planning and Capacity Building Grant that would facilitate the review of the current Master Plan and the preparation of a Comprehensive Plan for the City. The grant will be for water study on distribution and supply, thoroughfare study. The grant gives a maximum of \$75,000 with a 25% cash match which would be employed in carrying out the relevant studies and some professional services needed in the plan preparation. The water will include a city-wide study that will address the water pressure and potability. The thoroughfare study systems planning will show connectivity and try to include trails in the Master Plan. Mr. Echeozo stated that the special activities sustainability appraisal is something new in which it will consider the social-economic environmental issues in all the aspects of the planning. The money needed is \$75,000 with a match of 25%, due to population size. He further stated that in-kind administrative services will be added which is worth approximately \$18,000.00.

Commissioner Torres asked if there was another grant, for the trails, that the city was applying for?

Mr. Echeozo responded that there is a grant that the city has already received.

Ms. Alvarez responded that the item on this agenda is for a trail within Dick Kleberg Park. The one that the Planning Director was alluding to is more of a city-wide trail dating back to 2018 when the Master Plan was done. There had been some discussion on connecting certain parts of the city so essentially having a large trail loop around town.

There being no further comments Mayor Fugate closed this public hearing at 5:10 P.M.

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

*"At this time, the City Commission and Staff will report/update on all committee assignments which may include, but is not limited to, the following: Planning & Zoning Commission, Zoning Board of Adjustments, Historical Board, Housing Authority Board, Library Board, Health Board, Tourism, Chamber of Commerce, Coastal Bend Council of Governments, Conner Museum, Keep Kingsville Beautiful, and Texas Municipal League. Staff reports include the following: Building & Development, Code Enforcement, 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 he will not be attending the Coastal Bend Council of Governments meeting scheduled for Friday, January 28<sup>th</sup>, as he will be in San Antonio meeting with Mr. Mike Cook regarding city health options. He further reported that ICSC Red River Conference has been delayed until the week before the airshow which is at the end of March.

Mr. Uche Echeozo introduced Mr. Kwabena Agyekum, the new Senior Planner/Historic Preservation Officer.

Ms. Courtney Alvarez, City Attorney reported that the next City Commission meeting is scheduled for February 14, 2022, with a deadline to submit agenda items by February 4, 2022.

Commissioner Lopez asked if the rail at the park has been repaired? Mr. McLaughlin responded no. He further stated that the Engineering Department is assessing the damages. Commissioner Lopez further asked how long this will take? Mr. Rudy Mora, City Engineer responded that it should take two weeks.

Mayor Fugate commented that he would like a report on demolitions and what is lined up in the future. He further stated that he would like for Code Enforcement to give the Commission a presentation on what they are doing. A few events are coming, including the Blue Angels, and would like for city staff to tidy up the city. He also stated that the

cleanup is done twice a year, he would like it done a week before the Blue Angels arrive in Kingsville and also wants to know what the city is going to do about litter.

Presentation of a proclamation was made for Teen Dating Violence and Prevention Month for February.

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

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

Lisa Bockholt, 1411 E. FM 1717 commented that for the last five days she has been involved with an emaciated livestock situation that does not involve the city directly. She stated that it does involve the city indirectly because of the separation of the City/County Health Department, as far as the animal control aspects. She further commented that she is still learning but does not have all the answers and doesn't understand if there is some kind of a formal agreement. She further stated that we as leaders of both entities, City and County, need to figure out ways to work together. Because there has been a disconnect and it is no fault of any as animal control has done their job and the Sheriff's Department doing their job. She sees some disconnects and lack of communication and would like to see if everyone can do better as there is an innocent animal that is caught in the fray. When one or the other entity is saying that it is not their jurisdiction, they need to rely on each other and work together. She stated that there is a neglected horse situation and is in Kleberg County and she hopes that it is something that everyone can look at in the future as to how the animals that are in the county are being serviced, as she is not sure if they are. She further stated that as we just went through a freeze last week, everyone was concerned and she shuttered to think of the animals in the county and the city, they are doing a good job of taking care of the animals in the city but is not sure if the same is being done in the county. She doesn't know if the city is picking up animals in the county and housing them. She stated that when it comes to livestock there is a big gray area and right now the big gray area is a mare which is located at the corner of 1030 and 2140 and it is atrocious of what happened in the last five days. She is working with the Sheriff's Department and County Judge and just wants to put this out and try to figure out some ways to work together for the good of the animal and make it about the animal and figure out ways to work together.

Dianne Leubert, 715 W. Nettie stated that she would like to share some pictures with the Commission. She stated that she receives calls from all over because of the following letter she is going to write and unfortunately, people are afraid of retaliation and being bullied by city officials. She further read a letter she received which states the following: Hello Dianne, I have attached pictures of the neighbor's dog that showed up on another neighbor's porch last night before the freeze. Lots of people in my neighborhood are coming together because they see how wrong all of this is. Before the law kicked in, on January 18<sup>th</sup>, she called animal control and told them about the dog that was tied up in the front yard on a very short leash/rope with no food or water, no love or attention, and left in the cold. They sent a unit and said the dog was fine and not malnourished. At 10:30 p.m. 1 a.m., the neighbors built a house to act like they were complying with the law that would kick in the following day. The house has a cardboard roof. I called animal control and the cops on the 18<sup>th</sup> the day the law became effective, and they said the rope was fine even though it clearly was not 10 feet. Again, yesterday before the freeze, another neighbor called the cops. Cops came to check on the dog, had a long talk with the owner, and did nothing, which we all know they can't at this point. It didn't see the embedded rope and blood. A little later when I messaged you, another neighbor said the dog was loose so she took it inside because they were sure it wasn't going to even if they lied to the cops saying that they would. That's when she took these pictures of the neck and cleaned up the blood. The lady kept the dog overnight to get a picture of her on my driveway and now she's gone. The neighbor

said she and her daughter took a walk not long ago and saw two more dogs in the backyard in a small pen surrounded by trash. These people are not fit to have dogs because they are being abused and neglected and in horrible conditions. She further stated that there is a Texas State Law that addresses negligence, food, water, and all that stuff. It affects the State. It supersedes the city, takes care of the Sheriff's Department, Police Department, and Animal Control, which a lot of individuals are not aware of it. She further commented that they have a Beeville cruelty situation and why they are getting them she is not sure, maybe because they are acting on them.

Lance Hamm, 912 South Creek commented that he would like to thank the Commission for approving the resolution for the 45mph speed limit for the service road on US 77. He further commented that he was speaking on behalf of petition signees, as the organizer for that petition, South Creek Subdivision, and Nature's Own RV Park, and thanks to the city for signing that resolution. He further stated that he knows that the County has signed their resolution as well as Ricardo ISD to which everyone is on board. He further commented that he was happy to hear Mayor Fugate's comments at the end of the previous meeting. He stated that the mayor is very enthusiastic about the safety of the residents on the highway. He stated that after the mayor's comments, he thought Mayor is on board and is passionate about it and all the City commissioners are on board with County and Ricardo ISD on board as well and thought that he could relax a bit and let it roll out, but that is not what he is hearing. He stated that he is here now and hoping that the mayor's idea about putting out an ordinance for 45mph was going to be presented at tonight's meeting, disappointed that it is not on the agenda. He commented that it seems that somebody is not onboard. He further stated that TxDOT has a procedure for this to go through. If the procedure is not used, it will not go through. TxDOT will put what they want and the city, county, and school board won't get what they want. The procedures have to be followed and until TxDOT gets that in their procedures, saying that the City of Kingsville is serious at this time and will not put up with crashes and injuries this time, they will not listen to us. He further commented that we have to follow the procedures. It's an interim speed limit study, which he is aware of, as he has been speaking with America Garza from TxDOT since the summer about the very same thing he is speaking about now, she has to do her study. The city has to make it clear to TxDOT that it wants 45mph and they have a procedure so let's use it and tell TxDOT that this time they will not get away with injuring any of our residents due to their speed being too fast. He further commented that the next crash that occurs at this location will hopefully be at 45mph or less and not 55mph which is what is hurting and killing people is the speed of the vehicles.

Jessica Gilliam, 1301 E. Caesar Ave. Apt. D commented that in addition to what Mrs. Leubert was commenting, there are people that are afraid as Animal Control told them that any animal that was picked up was going to be put down due to them being full. She further stated that the question was, were there animals left outside during this bad weather when they were being told that they couldn't bring in any more animals. She further commented that as KAA alone, they have transported 40 dogs out of the area as of today. They had 11 more come in and 4 more puppies that came in today which puts them at 56 as an organization. She further stated that they want to know how they can continue to help these animals without being backed.

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

- 1. Motion to approve the reappointment of Rose Morales to the Main Street Advisory Board for a two-year term. (Downtown Manager).**

**REGULAR AGENDA**

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

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

- 2. Consider a resolution authorizing the City Manager to enter into a Low-Income Household Water Assistance Program "Water Provider Agreement" with Kleberg County Human Services. (Finance Director).**

Mrs. Deborah Balli, Finance Director stated that Kleberg County Human Services has secured funding to provide a water assistance program for clients that meet the criteria and are eligible for funds from this program. The only financial impact would be the waiving of late fees for those individuals that qualify as funds would be received later than the due date.

**Motion made by Commissioner Lopez to approve the resolution authorizing the City Manager to enter into a Low-Income Household Water Assistance Program "Water Provider Agreement" with Kleberg County Human Services, seconded by Commissioner Hinojosa. The motion was passed and approved by the following vote: Lopez, Torres, Hinojosa, Alvarez, Fugate voting "FOR".**

- 3. Consider a resolution authorizing the City to apply to the Texas Parks and Wildlife Department's Texas Recreational Trails Fund-Grant Program to request funding for recreational trails at Dick Kleberg Park for the Kingsville Parks Department with an anticipated \$75,000 match; authorizing the City Manager to submit the grant and the City Parks Director as the grant official to act on the City's behalf with such grant program. (Parks Director).**

Mrs. Susan Ivy, Parks & Recreation Director stated that this is for consideration of a resolution authorizing the submission of a Texas Parks & Wildlife Department grant application. Staff also request the approval of this resolution authorizing the application and matching funds and in-kind by the City. The application will be for up to \$300,000 of grant funds to carry out the creation of a public use trail at Dick Kleberg Park. It will provide an alternate running and walking place to Santiago Park Lane which at times contains traffic. This section of trail will go along Escondido Road from East to West entrances of the park further along to Business 77, south behind the baseball fields, and wrapping over to meet the existing trail along the creek. The trail would then resume at the end of the existing trail by the pier area and follow the road up by the Dog Park and over behind the Adult Softball Complex and back around to the loop road to run back to the Dog Park and return the way they came. While the Master Plan recommends the use of decomposed granite as did Texas Parks & Wildlife, the annual manpower, materials, and chemicals to maintain a natural trail like this, is not in the city's budget at this time. The decomposed granite is priced at \$75.00 per linear foot vs. \$25.00 per linear foot for the asphalt, which is what is being proposed by staff. The

city can get much more trails and more amenities for their dollar with the choice to use asphalt. Funding provided by this program is on a cost-reimbursement basis. If awarded, the city must initiate the approved project with their own funds and be reimbursed up to 80% of the allowable costs, after submitting documentation of expenses. The city would be responsible for the match amount of 20% of the total award equaling to \$75,000. The project total for Texas Parks & Wildlife grant will be \$375,000 with \$300,000 being reimbursed by TPWD and the rest matched by city funds and in-kind labor.

Commissioner Alvarez asked if the match of \$75,000 would be paid from this budget? Mr. McLaughlin responded no; it will be in the next fiscal year's budget as the city would be notified until late summer if it is awarded the grant, but will be from the general fund.

**Motion made by Commissioner Torres to approve the resolution authorizing the City to submit an application to the Texas Parks and Wildlife Department's Texas Recreational Trails Fund-Grant Program for the purpose of requesting funding for recreational trails at Dick Kleberg Park for the Kingsville Parks Department with an anticipated \$75,000 match; authorizing the City Manager to submit the grant and the City Parks Director as the grant official to act on the City's behalf with such grant program, seconded by Commissioner Lopez. The motion was passed and approved by the following vote: Torres, Hinojosa, Alvarez, Lopez, Fugate voting "FOR".**

**4. Consider a resolution authorizing the submission of a Texas Community Development Block Grant Program application to the Texas Department of Agriculture for the Planning and Capacity Building Grant 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 Program. (Director of Planning & Development Services).**

**Motion made by Commissioner Alvarez and Commissioner Lopez to approve the resolution authorizing the submission of a Texas Community Development Block Grant Program application to the Texas Department of Agriculture for the Planning and Capacity Building Grant 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 Program, seconded by Commissioner Hinojosa. The motion was passed and approved by the following vote: Hinojosa, Alvarez, Lopez, Torres, Fugate voting "FOR".**

**5. Consider authorizing use of \$58,000 of ARPA funds from tourism revenues losses for the Wings Over South Texas Air Show on April 2-3, 2022 and for wayfinding signs. (Tourism Director).**

Ms. Janine Reyes, Tourism Director stated that on November 22, 2021, the City Commission approved sponsorship for the Wings Over South Texas Air Show for \$25,000. Due to COVID-19, the event was canceled causing a significant loss of revenue for our community. She further commented that it has been identified this expense as a potential use for ARPA Funds based on loss of revenue in HOT funds in the 19-20 fiscal year. The ARPA Revenue Replacement Calculator shows a revenue reduction of \$173,544. Tourism staff recommends a budget amendment for \$173,544 for HOT revenue-related losses, \$58,000 in expenditures, and \$115,544 for unidentified. The amount of \$58,000 is for professional services to the air show for \$25,000 and wayfinding signs for \$33,000.

**Motion made by Commissioner Lopez to authorize the use of \$58,000 of ARPA funds from tourism revenues losses for the Wings Over South Texas Air Show on April 2-3, 2022 and for wayfinding signs, seconded by Commissioner Alvarez.**



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

**6. Consider introduction of an ordinance amending the Fiscal Year 2021-2022 Budget to appropriate ARP funding for Tourism revenue replacement projects. (for Wings Over South Texas Air Show on April 2-3, 2022 and wayfinding signs). (Tourism Director).**

Introduction item.

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

Mayor Fugate read agenda items 7 and 8, Executive Sessions, and convened the meeting into executive session at 5:45 p.m.

Mayor Fugate reconvened the meeting into an open session at 6:20 p.m.

**8. Executive Session: Legal Exception: Pursuant to Section 551.071, of the Texas Open Meetings Act, the City Commission shall convene in executive session to seek legal advice from the City Attorney regarding threatened litigation. (City Attorney).**

Mayor Fugate read agenda items 7 and 8, Executive Sessions, and convened the meeting into executive session at 5:45 p.m.

Mayor Fugate reconvened the meeting into an open session at 6:20 p.m.

**9. Consider adjustment to Kingsville Housing Authority utility account. (City Manager/Finance Director).**

No discussion or action was taken on agenda item #9.

## **VI. Adjournment.**

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

---

Sam R. Fugate, Mayor

**ATTEST:**

---

Mary Valenzuela, TRMC, CMC, City Secretary

# **PUBLIC HEARING(S)**

# **PUBLIC HEARING #1**

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



---

## MEMO

**Date:** January 26, 2022

**To:** Mark McLaughlin (City Manager)

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

**Subject:** **William Dove & Associates LLC, applicant; and Chuck Cramer owner; requesting the rezone of HOFFMAN ADDITION BLOCK 7, LOT 17 - 19; also known as 200 Block E. Miller, Kingsville, Texas from C4 (Commercial) to R1 (Single-Family Residential).**

The Planning and Zoning Commission meeting held as scheduled this evening, January 26, 2022, with 6 members in attendance.

Members deliberated over the issue of granting approval for a rezone of HOFFMAN ADDITION BLOCK 7, LOT 17 – 19 to enable the applicant to carry out housing development. Letters were sent out to neighbors and the City received no feedback. Commissioners, after deliberations, voted to approve the recommendation for a rezone of the said property from C4 (Commercial) to R1 (Single-Family Residential). A recorded vote of all members present was taken and Commissioners Bill Aldrich, Debbie Tiffie, Idotha Battle, Brian Coufal, Larry Garcia and the Chairman – Steve Zamora all voted ‘YES’.

The meeting was adjourned by about 6.30p.m.

Thank you.

**Uche Echeozo**  
Director of Planning and  
Development Services



---

## MEMO

**Date:** December 22, 2021

**To:** Planning and Zoning Commission Members

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

**Subject:** William Dove & Associates LLC, applicant; and Chuck Cramer owner; requesting the rezone of HOFFMAN ADDITION BLOCK 7, LOT 17 - 19; also known as 200 Block E. Miller, Kingsville, Texas from C4 (Commercial) to R1 (Single-Family Residential)

The applicants approached the department because they wanted to re-zone the existing property (HOFFMAN ADDITION BLOCK 7, LOT 17 – 19) from C4 (Commercial) to R1 (Single-Family Residential).

A look into history revealed the property was originally zoned R1(Single-family Residential) prior to 03/10/2014 when the City Commission passed a resolution to rezone the property to C4 to facilitate an extension of a car lot/auto sales shop that occupied the property adjoining the subject property known as 1330 S 6t Street. It appears the said extension never took place, and the current situation is that of an empty lot with traces of concrete pads establishing relics of an old Mobile Home Park (way back in the day).

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 infill development that would provide suitable housing for residents 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 \_\_\_\_\_ Nearest Intersection EAST MILLER & NORTH 7th

(Proposed) Subdivision Name RE PLAT LOTS 17-19, BLK 7 Lot 17A, B & 17 Block 7  
HOFFMAN ADDITION

Legal Description: LOT 17-19, BLK 7 HOFFMAN ADDITION to CITY OF KINGSVILLE

Existing Zoning Designation C-4 Future Land Use Plan Designation R-1

**OWNER/APPLICANT INFORMATION: (Please PRINT or TYPE)**

Applicant/Authorized Agent WILLIAM DAVIS ASSOCIATES, LLC Phone (361) 547-9665 FAX \_\_\_\_\_

Email Address (for project correspondence only): bdavis@no934@yahoo.com

Mailing Address 111 KNOLL TRAIL City SANDBIA State TEXAS Zip 78383

Property Owner CHUCK CRAMER Phone (361) 463-9496 FAX \_\_\_\_\_

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

Mailing Address 418 West Lee Ave. City KINGSVILLE State TEXAS Zip 78362

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

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

Rezone SUBJECT Property from Commercial to Residential

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: November 9, 2021

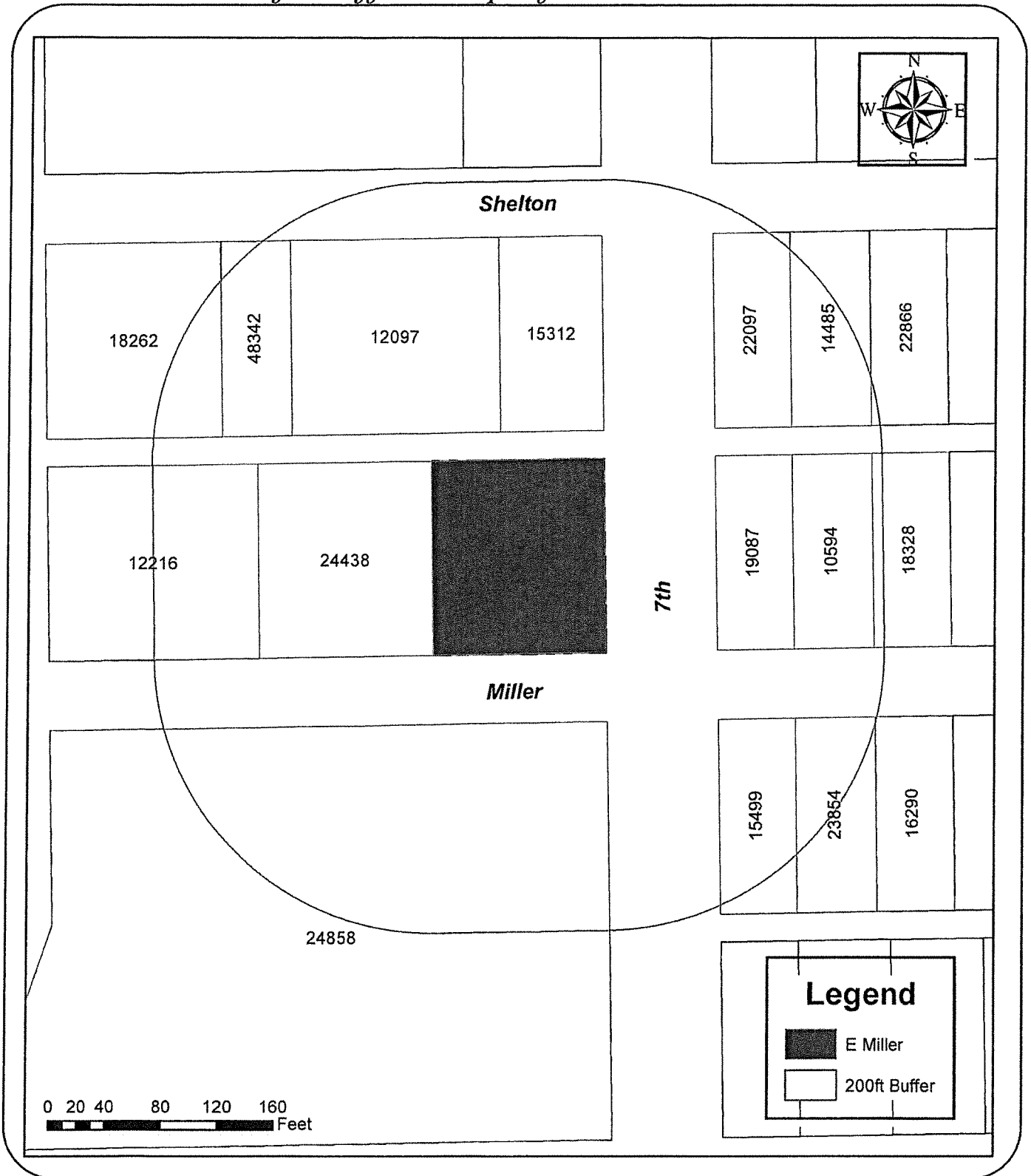
Property Owner's Signature \_\_\_\_\_

Date: \_\_\_\_\_


Accepted by: [Signature]

Date: 12/8/2021

# 200 ft Buffer Map of 200 block E Miller



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<div>Page</div> <div>1 / 1</div>	<div>Drawn By:</div> <div>Planning Department</div>	<div>DISCLAIMER</div> <div>THIS MAP IS FOR VISUAL PURPOSES ONLY.</div> <div>THE INFORMATION ON THIS SHEET MAY</div> <div>CONTAIN INACCURACIES OR ERRORS.</div> <div>THE CITY OF KINGSVILLE IS NOT</div> <div>RESPONSIBLE IF THE INFORMATION CONTAINED</div> <div>HEREIN IS USED FOR ANY DESIGN,</div> <div>CONSTRUCTION, PLANNING, BUILDING,</div> <div>OR ANY OTHER PURPOSE.</div>	<div>  <div> <div>CITY OF KINGSVILLE</div> <div>PLANNING DEPARTMENT</div> <div>410 West King</div> <div>Kingsville, Texas 78363</div> <div>Office: 361-595-8055</div> </div> </div>
	<div>Last Update: 12/16/2021</div>		
	<div>Note:</div>		

LOERA JOSE RAMOS III  
1404 PALM AVE  
KINGSVILLE, TX 78363  
#18262

ECONOMY PRINTING LLC  
229 E SHELTON ST  
KINGSVILLE, TX 78363-6239  
#15312

ALLEN THOMAS S  
ETUX DAWN M  
2908 N ARMSTRONG  
KINGSVILLE, TX 78363  
#22866

CANTU JUAN A  
AND GLORIA B CANTU  
725 W HENRIETTA AVE  
KINGSVILLE, TX 78363-4209  
#10594

GARZA RICARDO ABEL  
ETUX SARAH  
303 E MILLER AVE  
KINGSVILLE, TX 78363-6233  
#15499

SALINAS RAMON III  
ETUX CYNTHIA M SALINAS  
P O BOX 112  
SARITA, TX 78385-0012  
#48342

WHITE JOHNNY  
ETUX HILDA  
301 E SHELTON  
KINGSVILLE, TX 78363  
#22097

GARCIA FAUSTINO  
ANA L GARCIA  
P O BOX 1472  
KINGSVILLE, TX 78364  
#12216, 24438

MORALES MISAEL ESCOBEDO  
ETAL  
5001 NUEVO LN  
KILLEEN, TX 76549  
#18328

COX DENNISE M  
307 E MILLER AVE  
KINGSVILLE, TX 78363-6233  
#23854

NUNEZ IBREY JAMES  
JOSEPH FRANCES NUNEZ  
PO BOX 603  
KINGSVILLE, TX 78364-0603  
#12097

DE LA GARZA MONICA  
307 E SHELTON  
KINGSVILLE, TX 78363  
#14485

GARZA IRENE  
ETVIR DESIDERIO  
302 E MILLER AVE  
KINGSVILLE, TX 78363-6234  
#19087

ELKS LODGE  
PO BOX 1464  
KINGSVILLE, TX 78364-1464  
#24858

RIVERA CARMELITA N  
311 E MILLER AVE  
KINGSVILLE, TX 78363-6233  
#16290



## Kleberg CAD

**Property Search Results > 48331 CCTM HOLDINGS LLC for Year 2021**

Tax Year: 2021

## Property

## Account

Property ID:	48331	Legal Description:	HOFFMAN, BLOCK 7, LOT 17-21
Geographic ID:	135900717005192	Zoning:	R2
Type:	Real	Agent Code:	
Property Use Code:			
Property Use Description:			

### Location

Address:	E MILLER TX	Mapsc0:	
Neighborhood:		Map ID:	C1
Neighborhood CD:			

**Owner**

Name:	CCTM HOLDINGS LLC	Owner ID:	68434
Mailing Address:	8321 SERENITY CT CORPUS CHRISTI, TX 78414-6458	% Ownership:	100.000000000000%
		Exemptions:	

### Values

(+) Improvement Homesite Value:	+	\$0	
(+) Improvement Non-Homesite Value:	+	\$0	
(+) Land Homesite Value:	+	\$0	
(+) Land Non-Homesite Value:	+	\$13,750	Ag / Timber Use Value
(+) Agricultural Market Valuation:	+	\$0	\$0
(+) Timber Market Valuation:	+	\$0	\$0
<hr/>			
(=) Market Value:	=	\$13,750	
(-) Ag or Timber Use Value Reduction:	-	\$0	
<hr/>			
(=) Appraised Value:	=	\$13,750	
(-) HS Cap:	-	\$0	
<hr/>			
(=) Assessed Value:	=	\$13,750	

## Taxing Jurisdiction

Owner:	CCTM HOLDINGS LLC
% Ownership:	100.0000000000%
Total Value:	\$13,750

Entity	Description	Tax Rate	Appraised Value	Taxable Value	Estimated Tax
CAD	KLEBERG COUNTY APPRAISAL DISTRICT	0.000000	\$13,750	\$13,750	\$0.00
CKI	CITY OF KINGSVILLE	0.840000	\$13,750	\$13,750	\$115.50

## Bishop man earns pro card in bodybuilding

Long-time athlete and current bodybuilder Travis Charles competed Dec. 18, 2021 in Orlando Fla. in his attempt at winning the most prestigious award in amateur bodybuilding, the IFBB Pro Card.

International Federation of Body Building, IFBB is an "invitation only" federation of Pro Bodybuilders.

This pro bodybuilding status allows athletes to compete as a professional with the opportunity for higher awards and prize money. Travis has

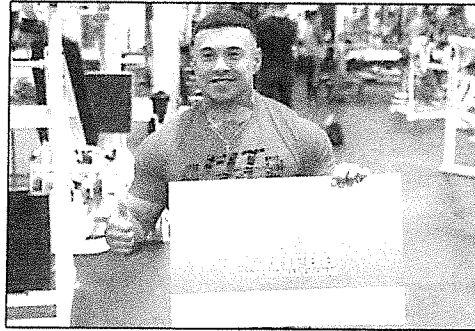
been in the fitness industry since 2009, first starting out in Bishop High School with the powerlifting team where he won multiple championships, including three State Championship titles, two National titles and one World Championship title.

He got his first start in bodybuilding competing at the 2017 NPC Battle on the Bay held in Corpus Christi. He has since competed in five NPC National Bodybuilding competitions, earning trophies in 1st, 2nd,

3rd and 4th place finishes. It was this weekend's show that earned him the coveted IFBB Pro Card.

Competing in the welterweight division against 20 competitors, Travis secured a second-place finish that garnished his future professional career in bodybuilding.

Travis has been a member of FIT24 Gym, and is currently a Personal Trainer at FIT24, where he helps others achieve their fitness goals.



Travis Charles has finally earned his Pro Body Building card after placing at the IFBB competition in Orlando, Fla. Charles began his career in Body Building at Bishop High School, and is a current fitness instructor at FIT24 in Kingsville. (Submitted photo)

## Local Scouts excel at Winter camp Javelina women

### upset No. 1 team in Division II

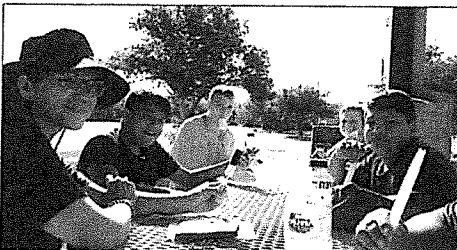
Kingsville Boy Scouts from Troop 186, chartered by St. Gertrude Catholic Church's Knights of Columbus Council #3389, spent part of their Christmas Break attending Winter Camp hosted at Camp Perry by the Rio Grande Council of Scouting.

Senior Patrol Leader Lane Elvik, Patrol Leader Drew Seidel, Strike Force Patrol Scouts Andy Cano and Dominic Rocha joined more than 100 other scouts from the Rio Grande Valley as well as scouts from as far as Laredo in the camping event.

Camp Director, Oscar Garza, welcomed the scouts to the "re-opening" of Camp Perry after having to go to a virtual winter camp experience in 2020 due to COVID-19, and said: "It makes my heart full to see boy scouts here at Camp Perry again."

While at the camp, the Troop 186 Scouts earned merit badges in camping, backpacking, automotive maintenance, architecture, public speaking, environmental science, music, citizenship in the community, among others.

"I am so proud of our scouts. Their maturity, leadership and respect for each other grows with each outing," said Scoutmaster Jaime Rocha. "These boys are learning skills they will use throughout their lifetimes, and more importantly, they



The St. Gertrude Catholic Church's Knights of Columbus Council #3389, Troop 186 took part in the Winter Camp at Camp Perry. Camp Perry was closed last year due to COVID-19 concerns. The scouts earned merit badges in camping, backpacking, automotive maintenance, public speaking and other areas. (Photos submitted)

are building friendships and connections with others." The Scouts finished off the unseasonably warm Winter Camp with popsicle treats before traveling back to Kingsville. Troop 186 is chartered by St. Gertrude Catholic Church's Knights of Columbus Council #3389. The troop welcomes

boys from 11-17 years old to join and learn lessons in leadership, patriotism, service, and outdoorsmanship. The troop meets on Sundays at 6 p.m.

The Texas A&M-Kingsville women's basketball team took a 59-42 victory over Lubbock Christian over the weekend. Lubbock Christian came into the game as the No. 1 team in NCAA Division II. They are the defending National Champions and have won the National Title in three of the past five seasons.

The Javelinas scored the Chaps in each of the four quarters even though it was the Lone Star Conference opener for both teams. Jayde Tschritter had 16 points for the Javelinas and Krystyn Jones had 10. Devon Williams had nine rebounds.

The Javelinas shot 54 percent from the field and won the battle of the boards, 37-23. With the victory the Javelinas improve to 7-4 for the year while LCU falls to 11-2. The Javelinas will host Eastern New Mexico in an LSC matchup at 2 p.m. Sunday in the Steinke Center.

## K THE KINGSVILLE RECORD

### Mail (In County)

6 months: \$28, 1 year: \$50 or Online Only: \$47

### Mail (Out of County)

6 months: \$31, 1 year: \$57 or Online Only: \$47

### \*Military Discounts

### Mail (In County)

6 months: \$22, 1 year: \$42 or Online Only: \$42

### Mail (Out of County)

6 months: \$27, 1 year: \$52 or Online Only: \$42

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### PUBLIC HEARING NOTICE

The Planning & Zoning Commission of the City of Kingsville will hold a Public Hearing Wednesday, January 26, 2022 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:

William Dove & Associates LLC applicant; Chuck Cramer owner; requesting the replat of HOFFMAN ADDITION, BLOCK 7, LOT 17-19 also known as 200 block E. Miller, Kingsville, Texas.

The meeting will be held at City Hall, 400 West King, 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, February 14, 2022 at 5:00 p.m. wherein the City Commission will discuss the consideration of the following item and at which time all interested persons will be heard:

William Dove & Associates LLC applicant; Chuck Cramer owner; requesting the replat of HOFFMAN ADDITION, BLOCK 7, LOT 17-19 also known as 200 block E. Miller, 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

The Planning & Zoning Commission of the City of Kingsville will hold a Public Hearing Wednesday, January 26, 2022 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:

William Dove & Associates LLC applicant; Chuck Cramer owner; requesting the rezoning of HOFFMAN ADDITION, BLOCK 7, LOT 17-19 also known as 200 block E. Miller, Kingsville, Texas from C1 (Commercial) to R-1 (Single Family)

The meeting will be held at City Hall, 400 West King, 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, February 14, 2022 at 5:00 p.m. wherein the City Commission will discuss the introduction of the following item and at which time all interested persons will be heard:

William Dove & Associates LLC applicant; Chuck Cramer owner; requesting the rezoning of HOFFMAN ADDITION, BLOCK 7, LOT 17-19 also known as 200 block E. Miller, Kingsville, Texas from C1 (Commercial) to R-1 (Single Family)

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

# **PUBLIC HEARING #2**

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



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## MEMO

**Date:** January 26, 2022

**To:** Mark McLaughlin (City Manager)

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

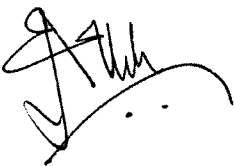
**Subject:** **William Dove & Associates LLC, applicant; and Chuck Cramer owner; requesting the replat of HOFFMAN ADDITION BLOCK 7, LOT 17 - 19; also known as 200 Block E. Miller, Kingsville, Texas.**

The Planning and Zoning Commission meeting held as scheduled this evening, January 26, 2022, with 6 members in attendance.

Members deliberated over the issue of granting approval for a replat to enable the applicant to carry out housing development that complies with the emerging zoning – R1(Single-family residential). Letters were sent out to neighbors and the City received no feedback. Commissioners, after deliberations, voted to approve the recommendation for a replat of the said property into three lots. A recorded vote of all members present was taken and Commissioners Bill Aldrich, Debbie Tiffie, Idotha Battle, Brian Coufal, Larry Garcia, and the Chairman – Steve Zamora all voted ‘YES’.

The meeting was adjourned by about 6.30p.m.

Thank you.



**Uche Echeozo**  
Director of Planning and  
Development Services



---

## MEMO

**Date:** December 22, 2021

**To:** Planning and Zoning Commission Members

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

**Subject:** William Dove & Associates LLC, applicant; and Chuck Cramer owner; requesting the replat of HOFFMAN ADDITION BLOCK 7, LOT 17 - 19; also known as 200 Block E. Miller, Kingsville, Texas.

The applicants approached the department because they wanted to re-plat the existing property (**HOFFMAN ADDITION BLOCK 7, LOT 17 – 19**) into three units to enable them carry out housing development that complies with the emerging zoning – R1(Single-family residential). Staff have reviewed the application and found same to follow subdivision standards in compliance with City Ordinances.

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 facilitate infill development that would provide suitable housing for residents 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 \_\_\_\_\_ Nearest Intersection EAST MILLER & NORTH 7th  
(Proposed) Subdivision Name REPLAT LOTS 17-19 BLK 7 Lot LOT 17A, 17B & 17C Block 7  
HOFFMAN ADDITION  
Legal Description: LOT 17-19, BLK 7 HOFFMAN ADDITION TO CITY OF KINGSVILLE  
Existing Zoning Designation C-4 Future Land Use Plan Designation \_\_\_\_\_

**OWNER/APPLICANT INFORMATION: (Please PRINT or TYPE)**

Applicant/Authorized Agent WILLIAM DAVIS & ASSOCIATES, LLC Phone (361) 547-9445 FAX \_\_\_\_\_  
Email Address (for project correspondence only): bdavis@209341@YAHOO.COM  
Mailing Address 111 KNOX TRAIL City SAN DIEGO State TEXAS Zip 78383  
Property Owner CHUCK CRAMER Phone (361) 463-9446 FAX \_\_\_\_\_  
Email Address (for project correspondence only): CCC CONTRACTORS@gmail.com  
Mailing Address 418 West Lee Ave City KINGSVILLE State TEXAS 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
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<input type="checkbox"/> PUD Request _____	\$250.00	<input type="checkbox"/> Subdivision Variance Request _____	\$25.00 ea

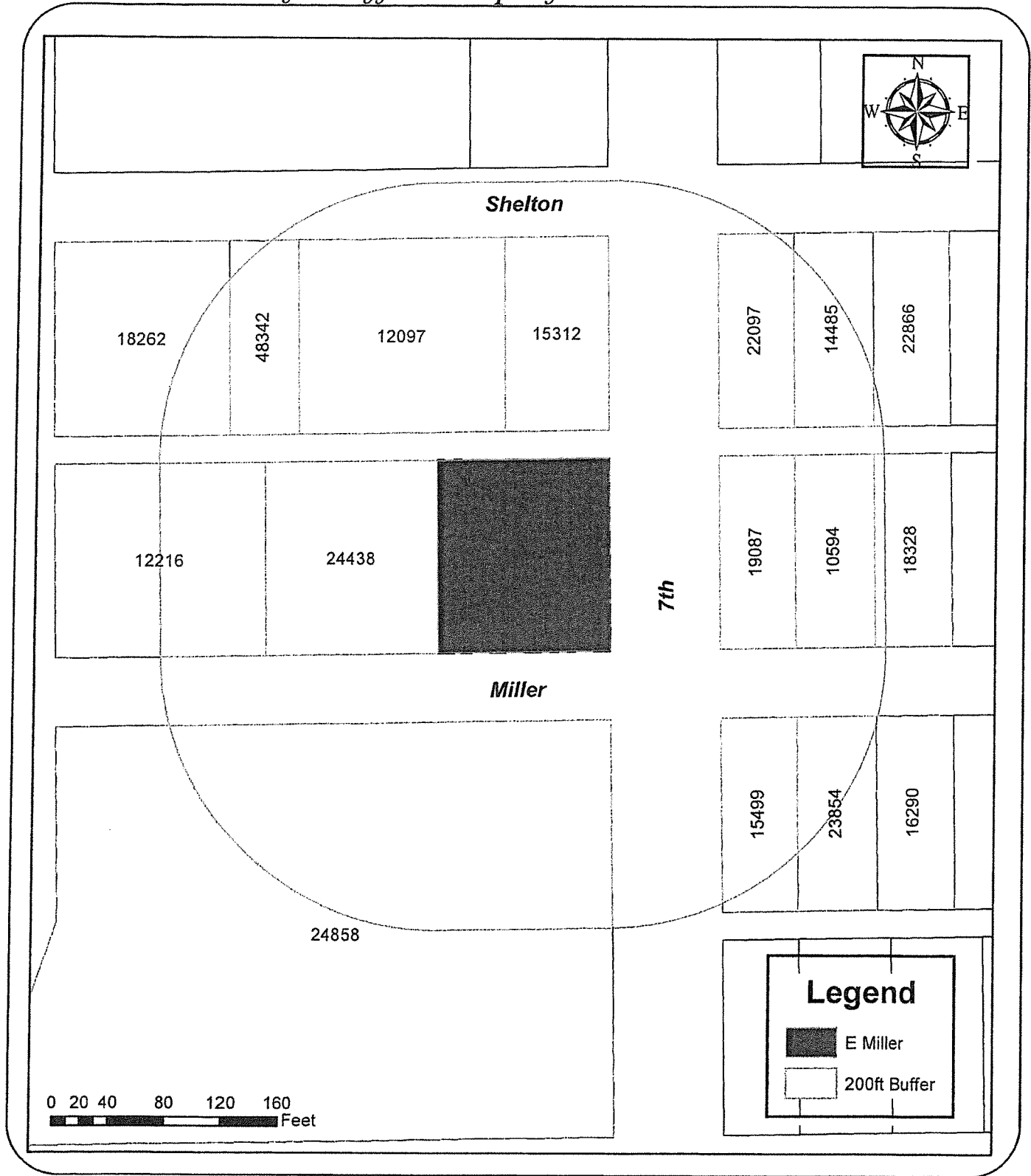
Please provide a basic description of the proposed project:

Replat Lots 17-19 into Three Lots (17A, 17B & 17C)  
FRASIER onto North SEVENTH STREET


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 William Davis Date: October 25 2021  
Property Owner's Signature \_\_\_\_\_ Date: 10/25/21  
Accepted by: [Signature] Date: 12/8/2021

# 200 ft Buffer Map of 200 block E Miller



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1 / 1 Page	Drawn By: Planning Department	<b>DISCLAIMER</b> 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.	 <b>CITY OF KINGSVILLE</b> <b>PLANNING DEPARTMENT</b> 410 West King Kingsville, Texas 78363 Office: 361-595-8055
	Last Update: 12/16/2021		
	Note:		

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#19087

ELKS LODGE  
PO BOX 1464  
KINGSVILLE, TX 78364-1464  
#24858

RIVERA CARMELITA N  
311 E MILLER AVE  
KINGSVILLE, TX 78363-6233  
#16290



# Kleberg CAD

## Property Search Results > 48331 CCTM HOLDINGS LLC for Year 2021

Tax Year: 2021

### Property

#### Account

Property ID: 48331      Legal Description: HOFFMAN, BLOCK 7, LOT 17-21  
Geographic ID: 135900717005192      Zoning: R2  
Type: Real      Agent Code:  
Property Use Code:  
Property Use Description:

#### Location

Address: E MILLER      Mapsco:  
TX  
Neighborhood:  
Neighborhood CD:      Map ID: C1

#### Owner

Name: CCTM HOLDINGS LLC      Owner ID: 68434  
Mailing Address: 8321 SERENITY CT      % Ownership: 100.0000000000%  
CORPUS CHRISTI, TX 78414-6458  
Exemptions:

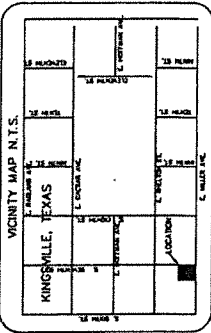
### Values

(+) Improvement Homesite Value:	+	\$0	
(+) Improvement Non-Homesite Value:	+	\$0	
(+) Land Homesite Value:	+	\$0	
(+) Land Non-Homesite Value:	+	\$13,750	Ag / Timber Use Value
(+) Agricultural Market Valuation:	+	\$0	\$0
(+) Timber Market Valuation:	+	\$0	\$0
-----			
(=) Market Value:	=	\$13,750	
(-) Ag or Timber Use Value Reduction:	-	\$0	
-----			
(=) Appraised Value:	=	\$13,750	
(-) HS Cap:	-	\$0	
-----			
(=) Assessed Value:	=	\$13,750	

### Taxing Jurisdiction

Owner: CCTM HOLDINGS LLC  
% Ownership: 100.0000000000%  
Total Value: \$13,750

Entity	Description	Tax Rate	Appraised Value	Taxable Value	Estimated Tax
CAD	KLEBERG COUNTY APPRAISAL DISTRICT	0.000000	\$13,750	\$13,750	\$0.00
CKI	CITY OF KINGSVILLE	0.840000	\$13,750	\$13,750	\$115.50

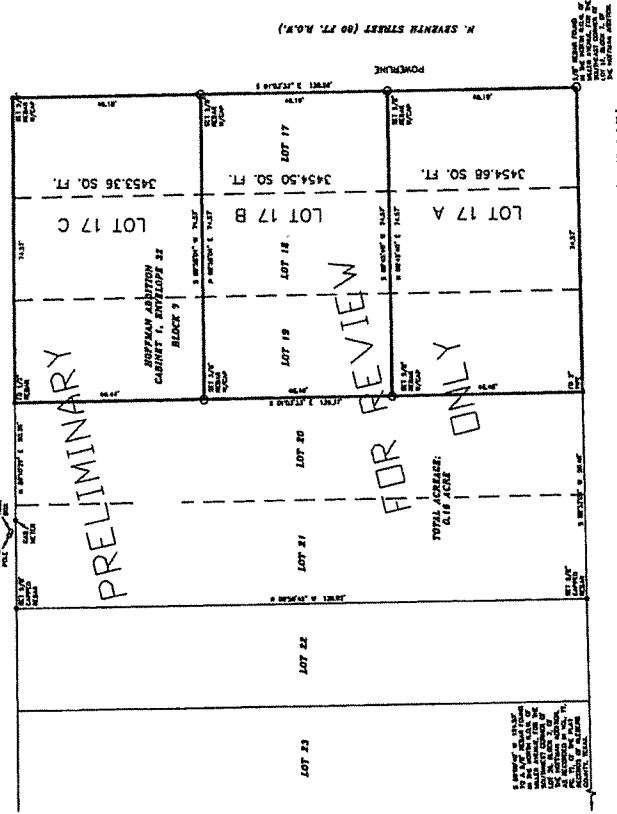


# LEGEND

- ELECTRIC BOX
- MANHOLE
- LIGHT POLE
- FIRE HYDRANT
- HANDICAPPED PARKING

LOT 10	LOT 11	LOT 12	LOT 13
--------	--------	--------	--------

(20 FT. ALLEYWAY)



RE-PLAT OF LOTS 17, 18 & 19, BLOCK 7 OF HOFFMAN ADDITION AS RECORDED IN CABINET 1, ENVELOPE 32 OF THE MAP RECORDS OF KLEBERG COUNTY, TEXAS

STATE OF TEXAS:  
COUNTY OF KLEBERG

I, \_\_\_\_\_, CERTIFY THAT I AM THE OWNER OF THE LANDS EMBRACED WITHIN THE BOUNDARIES OF THE FOREGOING PLAT, THAT WE HAVE HAD SAID LANDS SURVEYED AS SHOWN, THAT THE SPACE IS FOR PUBLIC USE, AND THAT THE SURVEYOR HAS NO UTILITY EASEMENTS AS SHOWN ARE DEDICATED TO PUBLIC USE FOR THE INSTALLATION, OPERATION, AND USE OF THE PUBLIC UTILITIES, AND THIS MAP WAS MADE FOR THE PURPOSE OF DESCRIPTION AND DEDICATION.

THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_

STATE OF TEXAS:  
COUNTY OF KLEBERG:

BEFORE ME THE UNDERSIGNED AUTHORITY ON THIS DAY PERSONALLY APPEARED \_\_\_\_\_ KNOWN TO ME TO BE THE PERSON WHOSE NAME IS SUBSCRIBED TO THE FOREGOING INSTRUMENT AND ACKNOWLEDGE ME THAT HE EXECUTED THE SAME FOR THE PURPOSE AND CONSIDERATION THEREIN STATED.

GIVEN UNDER MY HAND AND SEAL OF OFFICE THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_

NOTARY PUBLIC

STATE OF TEXAS:  
COUNTY OF JIM WELLS:

I, WILLIAM DOUGLAS DOVE, A REGISTERED PROFESSIONAL LAND SURVEYOR HAVE PREPARED THE FOREGOING PLAT FROM A SURVEY MADE BY ME ON THE GROUND AND IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF AND I HAVE SET ALL LOT AND BLOCK CORNERS AS SHOWN HEREIN AND ARE CONSISTENT WITH SOUND AND PROFESSIONAL PRACTICES.

THIS THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_

WILLIAM DOUGLAS DOVE  
REGISTERED PROFESSIONAL LAND SURVEYOR  
TEXAS REGISTRATION NO. 41143  
FIRM NO. 10078300

STATE OF TEXAS:  
COUNTY OF KLEBERG:

THIS THE FINAL PLAT OF \_\_\_\_\_ APPROVED BY THE DIRECTOR OF PLANNING OF THE CITY OF KINGSVILLE, TEXAS

THIS THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_

DIRECTOR OF PLANNING \_\_\_\_\_ CHAIRMAN OF PLANNING & ZONING

STATE OF TEXAS:  
COUNTY OF KLEBERG:

THIS THE FINAL PLAT OF \_\_\_\_\_ APPROVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF KINGSVILLE, TEXAS

THIS THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_

MAYOR \_\_\_\_\_ CITY SECRETARY

STATE OF TEXAS:  
COUNTY OF KLEBERG:

I, \_\_\_\_\_ CLERK OF THE COUNTY OF KLEBERG, TEXAS, DO HEREBY CERTIFY THE FOREGOING PLAT OF \_\_\_\_\_ 20\_\_\_\_ WITH ITS CERTIFICATE OF AUTHENTICATION AND WAS FILED FOR RECORD IN MY OFFICE THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_

AT \_\_\_\_\_ O'CLOCK \_\_\_\_\_ M IN THE MAP RECORDS OF THE COUNTY OF KLEBERG IN CABINET \_\_\_\_\_ ENVELOPE \_\_\_\_\_

COUNTY CLERK BY: \_\_\_\_\_ DEPUTY \_\_\_\_\_  
KLEBERG COUNTY, TEXAS



SCALE: 1" = 20 FT.

WILLIAM DOVE & ASSOCIATES, LL  
111 KNOLL TRAIL, SANDIA 78383  
PHONE (361) 547-9665 CELL (361) 244-0798  
FIRM NO. 10078300

DATE	RECD	DATE	APPROVED	RECD	SCALE	FIGURE
					1" = 20' PROJECT NO. 9131-2	

## Bishop man earns pro card in bodybuilding

Long-time athlete and current bodybuilder Travis Charles competed Dec. 18, 2021 in Orlando Fla. in his attempt at winning the most prestigious award in amateur bodybuilding, the IFBB Pro Card.

International Federation of Body Building, IFBB is an "invitation only" federation of Pro Bodybuilders.

This pro bodybuilding status allows athletes to compete as a professional with the opportunity for higher awards and prize money. Travis has

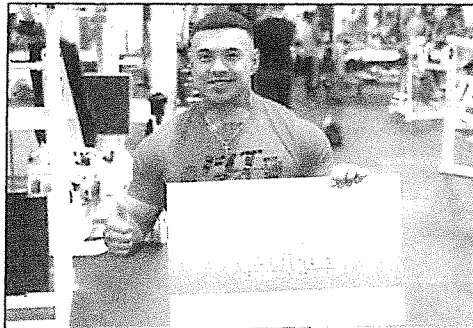
been in the fitness industry since 2009, first starting out in Bishop High School with the powerlifting team where he won multiple championships, including three State Championship titles, two National titles and one World Championship title.

He got his first start in bodybuilding competing at the 2017 NPC Battle on the Bay held in Corpus Christi. He has since competed in five NPC National Bodybuilding competitions, earning trophies in 1st, 2nd,

3rd and 4th place finishes. It was this weekend's show that earned him the coveted IFBB Pro Card.

Competing in the welterweight division against 20 competitors, Travis secured a second-place finish that garnished his future professional career in bodybuilding.

Travis has been a member of FIT24 Gym, and is currently a Personal Trainer at FIT24, where he helps others achieve their fitness goals.



Travis Charles has finally earned his Pro Body Building card after placing at the IFBB competition in Orlando, Fla. Charles began his career in Body Building at Bishop High School, and is a current fitness instructor at FIT24 in Kingsville. (Submitted photo)

## Local Scouts excel at Winter camp

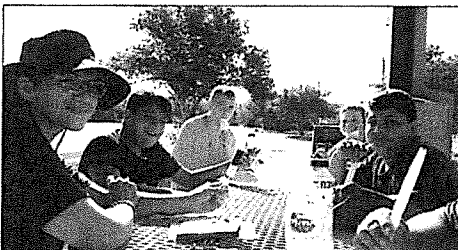
Kingsville Boy Scouts from Troop 186, chartered by St. Gertrude Catholic Church's Knights of Columbus Council #3389, spent part of their Christmas Break attending Winter Camp hosted at Camp Perry by the Rio Grande Council of Scouting.

Senior Patrol Leader Lane Elisk, Patrol Leader Drew Seidel, Strike Force Patrol Scouts Andy Cano and Dominic Rocha joined more than 100 other scouts from the Rio Grande Valley as well as scouts from as far as Laredo in the camping event.

Camp Director, Oscar Garza, welcomed the scouts to the "re-opening" of Camp Perry after having to go to a virtual winter camp experience in 2020 due to COVID-19, and said: "It makes my heart full to see boy scouts here at Camp Perry again."

While at the camp, the Troop 186 Scouts earned merit badges in camping, backpacking, automotive maintenance, architecture, public speaking, environmental science, music, citizenship in the community, among others.

"I am so proud of our scouts. Their maturity, leadership and respect for each other grows with each outing," said Scoutmaster Jaime Rocha. "These boys are learning skills they will use throughout their lifetimes, and more importantly, they



The St. Gertrude the Great Boy Scout Troop 186 took part in the Winter Camp at Camp Perry. Camp Perry was closed last year due to COVID-19 concerns. The scouts earned merit badges in camping, backpacking, automotive maintenance, public speaking and other areas. (Photos submitted)

are building friendships and connections with others."

The Scouts finished off the unseasonably warm Winter Camp with popsicle treats before travel-

ing back to Kingsville. Troop 186 in Kingsville is chartered by St. Gertrude Catholic Church's Knights of Columbus Council #3389. The troop welcomes

boys from 11-17 years old to join and learn lessons in leadership, patriotism, service, and outdoorsmanship. The troop meets on Sundays at 6 p.m.

## Javelina women upset No. 1 team in Division II

The Texas A&M-Kingsville women's basketball team took a 59-42 victory over Lubbock Christian over the weekend. Lubbock Christian came into the game as the No. 1 team in NCAA Division II. They are the defending National Champions.

With the victory the Javelinas improve to 7-1 for the year while LCU falls to 11-2. The Javelinas will host Eastern New Mexico in an LSC matchup though it was the Lone Star Conference opener for both teams.

Jayde Tschritter had 16 points for the Javelinas and Krystyn Jones had 10. Devon Williams had nine rebounds. The Javelinas shot 54 percent from the field in NCAA Division II. They won the battle of the boards, 37-23.

The Javelinas will host Eastern New Mexico in an LSC matchup though it was the Lone Star Conference opener

## THE KINGSVILLE RECORD

### Mail (In County)

6 months: \$28, 1 year: \$50 or Online Only: \$47

### Mail (Out of County)

6 months: \$31, 1 year: \$57 or Online Only: \$47

### \*Military Discounts

### Mail (In County)

6 months: \$22, 1 year: \$42 or Online Only: \$42

### Mail (Out of County)

6 months: \$27, 1 year: \$52 or Online Only: \$42

To subscribe, call (361) 592-4304.

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**Make the Difference**

### PUBLIC HEARING NOTICE

The Planning & Zoning Commission of the City of Kingsville will hold a Public Hearing Wednesday, January 26, 2022 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:

William Dove & Associates LLC applicant; Chuck Cramer owner; requesting the rezoning of HOFFMAN ADDITION, BLOCK 7, LOT 17-19 also known as 200 block E. Miller, Kingsville, Texas.

The meeting will be held at City Hall, 400 West King, 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, February 14, 2022 at 5:00 p.m. wherein the City Commission will discuss the consideration of the following item and at which time all interested persons will be heard:

William Dove & Associates LLC applicant; Chuck Cramer owner; requesting the rezoning of HOFFMAN ADDITION, BLOCK 7, LOT 17-19 also known as 200 block E. Miller, 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

The Planning & Zoning Commission of the City of Kingsville will hold a Public Hearing Wednesday, January 26, 2022 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:

William Dove & Associates LLC applicant; Chuck Cramer owner; requesting the rezoning of HOFFMAN ADDITION, BLOCK 7, LOT 17-19 also known as 200 block E. Miller, Kingsville, Texas from C4 (Commercial) to R-1 (Single Family).

The meeting will be held at City Hall, 400 West King, 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, February 14, 2022 at 5:00 p.m. wherein the City Commission will discuss the introduction of the following item and at which time all interested persons will be heard:

William Dove & Associates LLC applicant; Chuck Cramer owner; requesting the rezoning of HOFFMAN ADDITION, BLOCK 7, LOT 17-19 also known as 200 block E. Miller, Kingsville, Texas from C4 (Commercial) to R-1 (Single Family).

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

# **PUBLIC HEARING #3**

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



## MEMO

**Date:** January 26, 2022  
**To:** Mark McLaughlin (City Manager)  
**From:** Uche Echeozo (Director of Planning and Development Services)  
**Subject:** **Luis E. Ramirez, applicant; LOK Investments LLC, owner; requesting the replat of FLATO, BLOCK 18, LOT E/2, also known as 602 W. Nettie Avenue, Kingsville, Texas.**

The Planning and Zoning Commission meeting held as scheduled this evening, January 26, 2022, with 6 members in attendance.

Members deliberated over the issue of granting approval for a replat to enable the applicant to carry out housing development. Letters were sent out to neighbors and the City received one feedback. A lady needed clarifications on certain aspects of the application and was attended to. Similarly, a citizen – Ruben Canales had concerns about the closeness of the proposed development to his property. He was advised to check at the building permit stage but usually the relevant setbacks would be implemented. Commissioners, after deliberations, voted to approve the recommendation for a replat of the said property into three lots. A recorded vote of all members present was taken and Commissioners Bill Aldrich, Debbie Tiffie, Idotha Battle, Brian Coufal, Larry Garcia and the Chairman – Steve Zamora all voted ‘YES’.

The meeting was adjourned by about 6.30 p.m.

Thank you.

**Uche Echeozo**  
Director of Planning and  
Development Services



---

## MEMO

**Date:** December 22, 2021  
**To:** Planning and Zoning Commission Members  
**From:** Uche Echeozo (Director of Planning and Development Services)  
**Subject:** **Luis E. Ramirez, applicant; LOK Investments LLC, owner; requesting the replat of FLATO, BLOCK 18, LOT E/2, also known as 602 W. Nettie Avenue, Kingsville, Texas.**

The applicant approached the department because they wanted to re-plat the existing property - FLATO, BLOCK 18, LOT E/2, also known as 602 W. Nettie Avenue, to enable them carry out a housing development. The proposal as presented to the department would involve erection of dwelling units on the smaller lots and then an apartment complex on the larger lot. The property is currently zoned R3 – Multi-family Residential.

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.

**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 602 W. Nettie Avenue Nearest Intersection W. Nettie & N. 1<sup>st</sup> Street  
(Proposed) Subdivision Name Flato Addition Lot 1-4 Block \_\_\_\_\_  
Legal Description: Flato, Block 18, LOT E/2  
Existing Zoning Designation Residential Future Land Use Plan Designation Residential

OWNER/APPLICANT INFORMATION: (Please PRINT or TYPE)

Applicant/Authorized Agent Luis E. Ramirez Phone 361-228-2928 FAX N/A  
Email Address (for project correspondence only): spolendo802@gmail.com  
Mailing Address 124 W. Corral Avenue City Kingsville State TX Zip 78363  
Property Owner LOK Investments, LLC Phone 361-228-2926 FAX 361-221-9696  
Email Address (for project correspondence only): luisra.co.m.3612@gmail.com  
Mailing Address P.O. BOX 657 City Kingsville State Texas Zip 78364-0657

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

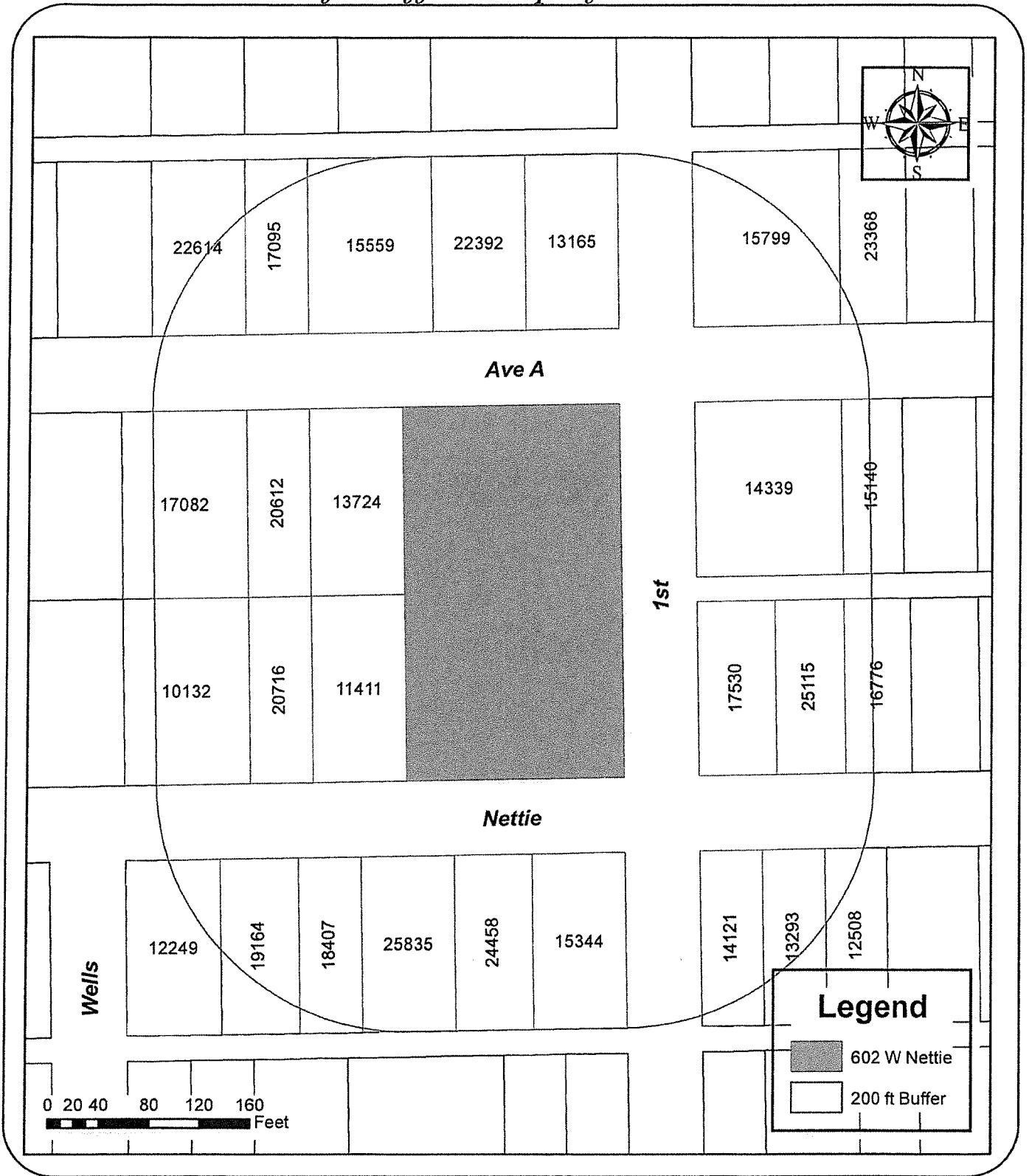
<input type="checkbox"/> Annexation Request.....No Fee	<input type="checkbox"/> Preliminary Plat.....Fee Varies
<input type="checkbox"/> Administrative Appeal (ZBA).....\$250.00	<input type="checkbox"/> Final Plat.....Fee Varies
<input type="checkbox"/> Comp. Plan Amendment Request.....\$250.00	<input 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 Would like to subdivide  
property with houses on the 80 foot lots and apartments on bigger lot


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: \_\_\_\_\_ Date: \_\_\_\_\_  
Property owners signature: [Signature] Date: 10/27/21  
Accepted by: [Signature] Date: 12/8/2021

# 200 ft Buffer Map of 602 W Nettie



Document Path: C:\Users\sresendez\Desktop\GIS\Maps\2021\_Buffer.mxd

Page 1 / 1	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><b>CITY OF KINGSVILLE</b> <b>PLANNING DEPARTMENT</b> <b>410 West King</b> <b>Kingsville, Texas 78363</b> <b>Office: 361-595-8055</b></p>
	Last Update: 12/16/2021		
	Note:		



CHALLOO RAJAB  
LINDA CHALLOO  
PO BOX 867  
KINGSVILLE, TX 78364-0867  
#22614

SALINAS NILDA I  
610 W AVE A  
KINGSVILLE, TX 78363  
#22392

DE LA ROSA DONNA  
518 W AVE A  
KINGSVILLE, TX 78363-3648  
#23368

CANALES RUBEN  
ETUX ADRIANA CANALES  
PO BOX 5017  
KINGSVILLE, TX 78364-5017  
#13724

CSC SUNDRIES LIMITED  
6642 VELASCO AVE  
DALLAS, TX 75214-3759  
#10132, 20716

PENA ANITA G  
1316 FM 1717  
KINGSVILLE, TX 78363  
#25115

BOX RE HOLDINGS LLC  
4602 BILLY RD  
CORPUS CHRISTI, TX 78415  
#19164, 18407, 25835

BURKETT WILMER III  
1802 ENNIS JOSLIN RD APT 228  
CORPUS CHRISTI, TX 78412-  
4340  
#14121

LOPEZ MARITZA RENEE  
FEDERICO C SALINAS JR  
320 TAYLOR RD  
FALFURRIAS, TX 78355  
#17095

KLINE BRIAN D  
ETUX BRENDA L  
606 W A AVE  
KINGSVILLE, TX 78363-3650  
#13165

RICH HERITAGE  
CONSTRUCTION INC  
4910 JUNE DR  
EDINBURG, TX 78539  
#17082

STUART SEAN MICHAEL  
ETUX MICHAELA CRISTINE  
PSC 81  
BOX 290  
APO, AE 09724  
#14339

PERALES IRMA L  
PO BOX 1161  
PENITAS, TX 78576  
#11411

ESQUIVEL JUAN G  
518 W NETTIE AVE  
KINGSVILLE, TX 78363-3665  
#16776

HANSEN JULIE M TRUST  
JULIE M HANSEN (TR)  
11446 SOUTHBROOK CT  
SAN DIEGO, CA 92128-6320  
#24458

YBARRA REYMUNDO C  
3316 N FM 1355  
KINGSVILLE, TX 78363-2707  
#13293

SALINAS MANUEL JR  
616 W A AVE  
KINGSVILLE, TX 78363-3650  
#15559

RANGEL SAMUEL JR  
526 W AVE A  
KINGSVILLE, TX 78363  
#15799

BRYSCH JOHN M  
ETUX ROSE M EST  
621 W A AVE  
KINGSVILLE, TX 78363  
#20612

GARZA RAY A  
ETUX VERONICA H GARZA  
921 GREENJAY  
KINGSVILLE, TX 78363-2799  
#15140

GARCIA DAVID H  
25965 HIDDEN LN  
SAN BENITO, TX 78586-5684  
#17530

COASTAL BAY BREEZE LLC  
PO BOX 25  
PORTLAND, TX 78374-0025  
#12249

ZAMORA STEVEN V  
825 N 1ST ST  
KINGSVILLE, TX 78363-3637  
#15344

FREEMAN BRITTONI NICOLE  
523 W NETTIE AVE  
KINGSVILLE, TX 78363-3664  
#12508

# Kleberg CAD

## Property Search > 22908 LOK INVESTMENTS LLC for Year 2021 Tax Year: 2021

### Property

#### Account

Property ID: 22908 Legal Description: FLATO, BLOCK 18, LOT E/2  
Geographic ID: 126701807000192 Zoning:  
Type: Real Agent Code:  
Property Use Code:  
Property Use Description:

#### Location

Address: 602 W NETTIE AVE Mapsco:  
TX  
Neighborhood: Map ID: A1  
Neighborhood CD:

#### Owner

Name: LOK INVESTMENTS LLC Owner ID: 63783  
Mailing Address: PO BOX 657 % Ownership: 100.000000000000%  
KINGSVILLE, TX 78364-0657  
Exemptions:

### Values

(+) Improvement Homesite Value:	+	\$0	
(+) Improvement Non-Homesite Value:	+	\$0	
(+) Land Homesite Value:	+	\$0	
(+) Land Non-Homesite Value:	+	\$16,740	Ag / Timber Use Value
(+) Agricultural Market Valuation:	+	\$0	\$0
(+) Timber Market Valuation:	+	\$0	\$0
-----			
(=) Market Value:	=	\$16,740	
(-) Ag or Timber Use Value Reduction:	-	\$0	
-----			
(=) Appraised Value:	=	\$16,740	
(-) HS Cap:	-	\$0	
-----			
(=) Assessed Value:	=	\$16,740	

### Taxing Jurisdiction

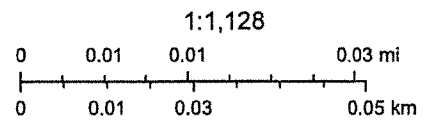
Owner: LOK INVESTMENTS LLC  
% Ownership: 100.000000000000%  
Total Value: \$16,740

Entity	Description	Tax Rate	Appraised Value	Taxable Value	Estimated Tax
CAD	KLEBERG COUNTY APPRAISAL DISTRICT	0.000000	\$16,740	\$16,740	\$0.00
CKI	CITY OF KINGSVILLE	0.840000	\$16,740	\$16,740	\$140.61
GKL	KLEBERG COUNTY	0.771870	\$16,740	\$16,740	\$129.21

# 602 W Nettie



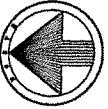
December 8, 2021



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



**Brister Surveying**  
 4105 South Pine Island Drive, Suite 117  
 Corpus Christi, Texas 78411  
 Phone: 361-852-1100  
 Fax: 361-852-1102  
 Email: brister@bristersurveying.com  
 Internet: www.bristersurveying.com



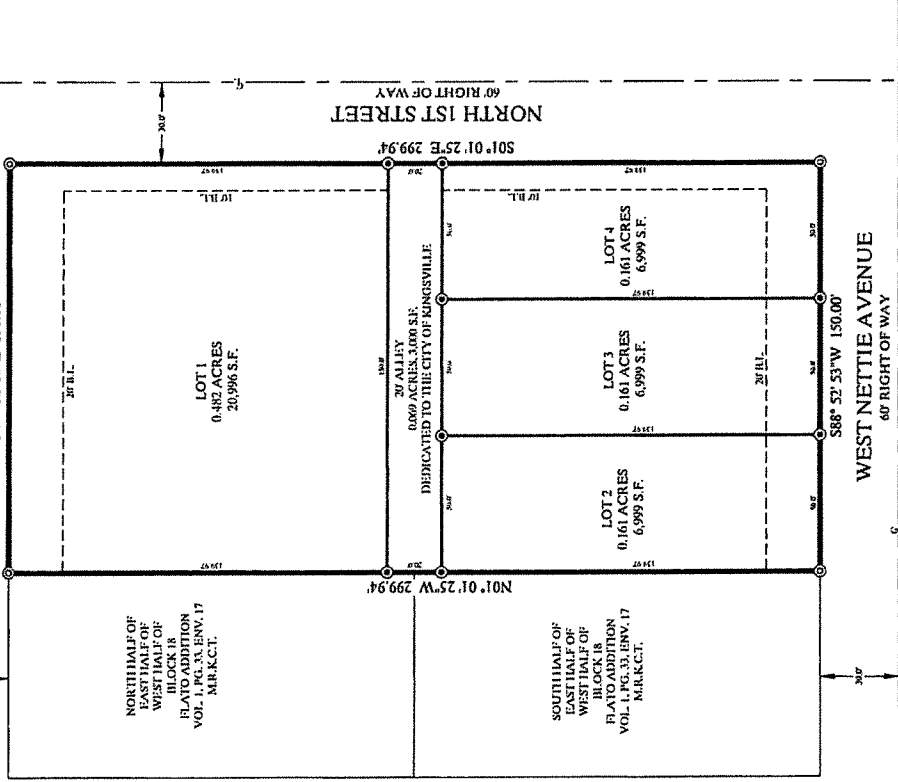
**GRAPHIC SCALE**  
 (IN FEET)  
 1 inch = 30 ft.

BEING A REPLAT OF 1.032 ACRES BEING THE EAST HALF OF BLOCK 18, FLATO ADDITION,  
 AS SHOWN ON THE PLAT RECORDED IN VOLUME 1, PAGE 33, ENVELOPE 17,  
 MAP RECORDS OF KLEBERG COUNTY, TEXAS.

# FLATO ADDITION

## LOTS 1 - 4

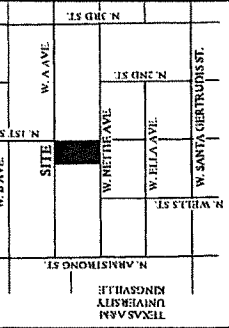
**AVENUE A**  
 60' RIGHT OF WAY  
 N88° 52' 53"E 150.00'



① = SET 55° RE-BAR  
 ② = FOUND 55° RE-BAR



**SITE MAP**  
 NOT TO SCALE



STATE OF TEXAS  
 COUNTY OF KLEBERG

WE, LOK INVESTMENTS, L.L.C. DO HEREBY CERTIFY THAT WE ARE THE OWNERS OF FLATO ADDITION, THE PROPERTY DESCRIBED HEREIN, AND THAT WE HAVE CAUSED THIS PLAT TO BE PREPARED FOR THE PURPOSE OF DESCRIPTION AND DEDICATION.

THIS THE \_\_\_\_ DAY OF \_\_\_\_\_, 2021  
 REPRESENTATIVE \_\_\_\_\_

STATE OF TEXAS  
 COUNTY OF KLEBERG

BEFORE ME, THE UNDERSIGNED AUTHORITY, ON THIS DAY PERSONALLY APPEARED THE PERSON WHOSE NAME IS SUBSCRIBED TO THE FOREGOING INSTRUMENT AND DECLARED THAT HE OR SHE IS THE SAME AS THE ACT AND DEED OF SAID LANDS FOR THE PURPOSE AND CONSIDERATION THEREIN EXPRESSED, 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 \_\_\_\_\_

STATE OF TEXAS  
 COUNTY OF KLEBERG

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

THIS THE \_\_\_\_ DAY OF \_\_\_\_\_, 2021  
 CHAIRMAN \_\_\_\_\_

NOTES

1. BY GRAPHIC PLOTTING ONLY. THIS PROPERTY IS IN ZONE "C" ON THE FLOOD INSURANCE RATE MAP, COMMUNITY PANEL NO. 4821C 0003 U, WHICH HEADS 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) 42S DATUM.
3. SET 55° RE-BAR = STEEL RE-BAR SET WITH YELLOW PLASTIC CAP LABELLED BRISTER SURVEYING.
4. THE TOTAL PLATTED AREA IS 1.032 ACRES, INCLUDING DEDICATION.

**LEGEND:**  
 CL = CENTERLINE  
 M.R.K.C.T. = MAP RECORDS OF KLEBERG COUNTY, TEXAS  
 S.F. = SQUARE FEET  
 VOL. = VOLUME

DATE OF MAP: 10 NOVEMBER 2021

## KISD, BCISD extend start of classes due to COVID-19 surge

By GLORIA BIGGER-CANTU  
CONTRIBUTING REPORTER

A local and area school district has extended the start of classes for students to return back to school after the Christmas holidays because of the recent increase of COVID-19 cases. Other local and area school districts kept the same scheduled date for students to attend classes.

The Kingsville Independent School District and the Bishop Consolidated Independent School District delayed the return of students back to the classroom.

"Unfortunately, it seems like COVID cases increased the last

few days," stated KISD Superintendent Dr. Cissy Reynolds-Perez in an online message. "KISD is implementing a change to its calendar in an attempt to prevent the spread of and allow those who have COVID to heal."

We are delaying the return of students until Monday Jan. 10, 2022.

Initially, KISD students were to return back to school on Jan. 4, 2022. Students will not be required to make up work for that week.

Bishop CISD administrators also posted a similar online message that stated: "Due to the rising COVID-19 numbers in our school community, Bishop CISD

will delay the return to school for students until Jan. 10, 2022. Students will not have to make up the work they miss that week. BCISD students were supposed to return back to school Jan. 4, 2022.

"When kids are out of school because of the virus- or virus-related symptoms, we offer remote instruction for those individuals. We have a teacher assigned to each campus whose sole job is remote instruction,"

stated BCISD Assistant Superintendent Dr. Eden Hernandez.

Other school districts opted for students to return back to school on Jan. 4, 2022, as originally planned. Santa Gertrudis ISD, Riviera ISD, and Ricardo ISD students went back to classes as scheduled on Jan. 4, 2022. (Santa Gertrudis ISD will be hosting a vaccination clinic on Jan. 12.)

The vaccination clinic is open to all students, staff, and family

members, according to their website).

"No delay to our return," said Riviera ISD Superintendent Patricia Thornton on Jan. 4, 2022.

"Our students started back today; we have test available and everyone on campus is healthy."

Students who are out on quarantine receive remote instruction.

Riviera ISD presented their Health and Safety Protocols with this information.

"The district is recognizing that COVID-19 and its variants requires District Officials to make decisions quickly to ensure the safety of District students and employees

in order to provide in

person school instruction in a safe and effective manner.

Effective Jan. 1, 2022, we have elevated our practices and will continue to update our Health and Safety Protocols as needed.

The District's Health and Safety Protocols include promoting vaccinations among all eligible students, as well as teachers, staff and household members; the consistent and correct mask use; physical distancing, COVID testing, along with other safety health measures. All local and area school districts keep their staff, parents, students and the public informed on updates on their websites or Facebook.

## To close or not to close: that is still the question

By TERRY FITZWATER  
PUBLISHER

Not every meeting is exciting and explosive at the Commissioners Court in Kleberg County.

Sometimes county government has to find solutions to a myriad of problems that are not sexy to the trained political eye.

That's exactly what they had to try and resolve on Tuesday afternoon in a special session of Commissioners' Court when residents of Brooks County presented a petition requesting the Kleberg County Commissioners Court close a portion of County Road 233, also known as Will Paul Wright Road, that is located in both Kleberg and Brooks counties. A number of local residents who owned property in the area wanted the road either closed or fixed so that they would have better access to law enforcement and medical services, or in the alternative, try and have the counties declare the road to be an unused dead-end road so that Google and GPS systems would not identify the



road as still useable.

The issue has become problematic for some of the home owners in the affected area, primarily due to the huge increase in law enforcement chasing illegals and human smugglers across roads on their property.

One property owner who spoke said her property has sustained over \$56,000 in property and fence damage as law enforcement has chased the illegals and smugglers across her property. In her opinion, the road still shows up as a platted road from long ago and shows it connects with two other county roads in the area on Google and GPS. The property owner asked the commissioners to declare the road closed, so that they could send a message to Google and other GPS providers stating the road in the area no longer existed,

making it less enticing to drug and human smugglers when using GPS to escape or navigate.

That request, however, met with some opposition from adjoining property owners in the area. While agreeing that law enforcement and medical services via 911 were valuable and needed to be applied to their area, the issue they had was that closing 233 would close off access to their individual properties and leave their properties landlocked.

After spending an hour looking at maps and debating real estate easements and other ideas, the commissioners basically asked the parties present at the meeting to try and reach an agreement among themselves that would allow everyone access to their property and deal with either closing or improving the road.

County Commissioner Jerry Martinez, whose district the road is located in, was asked to investigate the status of the road and any action to deal with the problem will be tackled down the road in the near future.

## IT'S THAT TIME AGAIN!

### 71st Annual KKJLS



### CALLING ALL KKJLS PARTICIPANTS!

THE KINGSVILLE RECORD

IS NOW ACCEPTING ENTRIES FOR ITS EIGHTH ANNUAL ESSAY CONTEST. ESSAYS MUST RANGE FROM 600-800 WORDS AND FOLLOW THE THEME:

### "WHAT THE LIVESTOCK SHOW HAS MEANT TO ME?"

Submit entries to The Kingsville Record Publisher Terry Fitzwater at editor@kingsvillerecord.com by noon on Jan. 10, 2021.

The winner will be featured on the cover of this year's livestock show special section and receive a \$500 scholarship!

### PUBLIC HEARING NOTICE

The Planning & Zoning Commission of the City of Kingsville will hold a Public Hearing Wednesday, January 26, 2022 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:

Luis E. Ramirez, applicant; LOK Investments, LLC, owner; requesting the replat of FLATO, BLOCK 18, LOT E/2, also known as 602 W. Nettie Ave, Kingsville, Texas.

The meeting will be held at City Hall, 400 West King, 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, February 14, 2022 at 5:00 p.m. wherein the City Commission will discuss the following item and at which time all interested persons will be heard:

Luis E. Ramirez, applicant; LOK Investments, LLC, owner; requesting the replat of FLATO, BLOCK 18, LOT E/2, also known as 602 W. Nettie Ave, Kingsville, Texas.

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

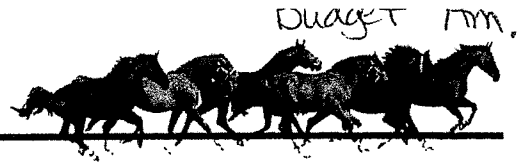
*City of Kingsville will be collecting Christmas trees at the Public Works Department located at 1300 E. Corral. Disposal of trees will be located in the parking lot at a designated area. There is no charge for this collection all we ask is that the trees be free of all ornaments and lights. Residents may bring the trees at any time. We will be collecting trees until January 28, 2022. The trees will be recycled as mulch and available for free to the public.*

# **CONSENT AGENDA**

# **AGENDA ITEM #1**

# CITY OF KINGSVILLE

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P. O. BOX 1458 - KINGSVILLE, TEXAS 78364

**Date:** January 11, 2022

**To:** City Commission via City Manager Mark McLaughlin

**CC:** Courtney Alvarez, City Attorney and Mary Valenzuela, City Secretary

**From:** Janine Reyes, Director of Tourism Services

**Summary:** Kingsville City Commission approved presenting sponsorship for the Wings Over South Texas Air Show in the amount of \$25,000 on November 22, 2021. Because this bi-annual event was cancelled due to the COVID-19 pandemic in 2020, causing a significant loss of revenue for our community, City Manager Mark McLaughlin has identified this expense as a potential use for ARPA funds based on loss of revenue in HOT funds in the 19-20 fiscal year. Funds began to decline in March 2020 and continued to show lower than average levels through January 2021.

The ARPA Revenue Replacement Calculator shows a revenue reduction of \$173,544. Tourism staff recommends a budget amendment from Intergovernmental Revenue (205-4-0000-94000) in the amount of \$173,544 for HOT revenue related losses.

At this point in time, staff recommends a total of \$58,000 in expenditures with ARPA funds, leaving a balance of \$115,544 for unidentified ARPA funds from tourism lost revenue. Staff will present future recommended expenditures to commission as they arise.

The City Manager has suggested up to an additional \$25,000 for other needs associated with the Wings Over South Texas Air Show such as comfort stations and port-a-potties for the event scheduled to be hosted at NAS-Kingsville on April 2<sup>nd</sup> and 3<sup>rd</sup> of 2022. Staff will request funding for these and other specific needs and expenditures as they arise.

**Recommendation:** The current recommended expenditures are:

205-5-1071-31431 - Professional Services - Air Show - \$25,000

205-5-107152201 - Wayfinding Signs - \$33,000





**ORDINANCE NO. 2022-\_\_\_\_\_**

**AN ORDINANCE AMENDING THE FISCAL YEAR 2021-2022 BUDGET TO APPROPRIATE ARP FUNDING FOR TOURISM REVENUE REPLACEMENT PROJECTS.**

**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 2021-2022 budget be amended as follows:

CITY OF KINGSVILLE  
DEPARTMENT EXPENSES  
BUDGET AMENDMENT – BA#10

Dept No.	Dept Name	Account Name	Account Number	Budget Increase	Budget Decrease
<b>Fund 205-Tourism ARP Funding</b>					
<u>Revenues - 4</u>					
0000	Non Dept	Intergovernmental Rev	94000	\$173,544	
<u>Expenditures - 5</u>					
1071	Tourism Adm	Prof Svc-Air Show	31431	\$25,000	
1071	Tourism Adm	Wayfinding Signs	52201	\$33,000	

[To amend the City of Kingsville FY 21-22 Budget to appropriate ARP funding for Tourism revenue replacement projects. Funding will come from the ARP funding 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 24th day of January 2022.

**PASSED AND APPROVED** on this the 14th day of February 2022.

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

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

**ATTEST:**

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

**APPROVED AS TO FORM:**

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

# **REGULAR AGENDA**

## **AGENDA ITEM #2**

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



Action Item

## MEMO

**Date:** January 26, 2022

**To:** Mark McLaughlin (City Manager)

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

**Subject:** **William Dove & Associates LLC, applicant; and Chuck Cramer owner; requesting the rezone of HOFFMAN ADDITION BLOCK 7, LOT 17 - 19; also known as 200 Block E. Miller, Kingsville, Texas from C4 (Commercial) to R1 (Single-Family Residential).**

The Planning and Zoning Commission meeting held as scheduled this evening, January 26, 2022, with 6 members in attendance.

Members deliberated over the issue of granting approval for a rezone of HOFFMAN ADDITION BLOCK 7, LOT 17 – 19 to enable the applicant to carry out housing development. Letters were sent out to neighbors and the City received no feedback. Commissioners, after deliberations, voted to approve the recommendation for a rezone of the said property from C4 (Commercial) to R1 (Single-Family Residential). A recorded vote of all members present was taken and Commissioners Bill Aldrich, Debbie Tiffie, Idotha Battle, Brian Coufal, Larry Garcia and the Chairman – Steve Zamora all voted ‘YES’.

The meeting was adjourned by about 6.30p.m.

Thank you.

**Uche Echeozo**  
Director of Planning and  
Development Services



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## MEMO

**Date:** December 22, 2021  
**To:** Planning and Zoning Commission Members  
**From:** Uche Echeozo (Director of Planning and Development Services)  
**Subject:** William Dove & Associates LLC, applicant; and Chuck Cramer owner; requesting the rezone of **HOFFMAN ADDITION BLOCK 7, LOT 17 - 19; also known as 200 Block E. Miller, Kingsville, Texas from C4 (Commercial) to R1 (Single-Family Residential)**

The applicants approached the department because they wanted to re-zone the existing property (**HOFFMAN ADDITION BLOCK 7, LOT 17 – 19**) from C4 (Commercial) to R1 (Single-Family Residential).

A look into history revealed the property was originally zoned R1(Single-family Residential) prior to 03/10/2014 when the City Commission passed a resolution to rezone the property to C4 to facilitate an extension of a car lot/auto sales shop that occupied the property adjoining the subject property known as 1330 S 6t Street. It appears the said extension never took place, and the current situation is that of an empty lot with traces of concrete pads establishing relics of an old Mobile Home Park (way back in the day).

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 infill development that would provide suitable housing for residents of Kingsville.

Thank you.

**Uche Echeozo**  
Director of Planning and  
Development Services

CITY OF KINGSVILLE  
PLANNING AND ZONING DIVISION  
MASTER APPLICATION

PROPERTY INFORMATION: (Please PRINT or TYPE)

Project Address \_\_\_\_\_ Nearest Intersection EAST MILLER & NORTH 7th

(Proposed) Subdivision Name RE PLAT LOTS 17-19, Bk 7 Lot 17A, B & 17 C Block 7

Legal Description: HOFFMAN ADDITION  
LOT 17-19, Bk 7 HOFFMAN ADDITION to CITY OF KINGSVILLE

Existing Zoning Designation C-4 Future Land Use Plan Designation R-1

OWNER/APPLICANT INFORMATION: (Please PRINT or TYPE)

Applicant/Authorized Agent WILLIAMS DOWNS ASSOCIATES, LLC Phone (361) 547-9665 FAX \_\_\_\_\_

Email Address (for project correspondence only): bdavidson0934@yahoo.com

Mailing Address 111 ROLL TRAIL City SARASOTA State FLORIDA Zip 34233

Property Owner CHUCK CRAMER Phone (361) 463-9496 FAX \_\_\_\_\_

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

Mailing Address 413 West Lee Ave. City KINGSVILLE State TEXAS 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 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:

Rezone SUBJECT Property from Commercial to Residential

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: November 9, 2021

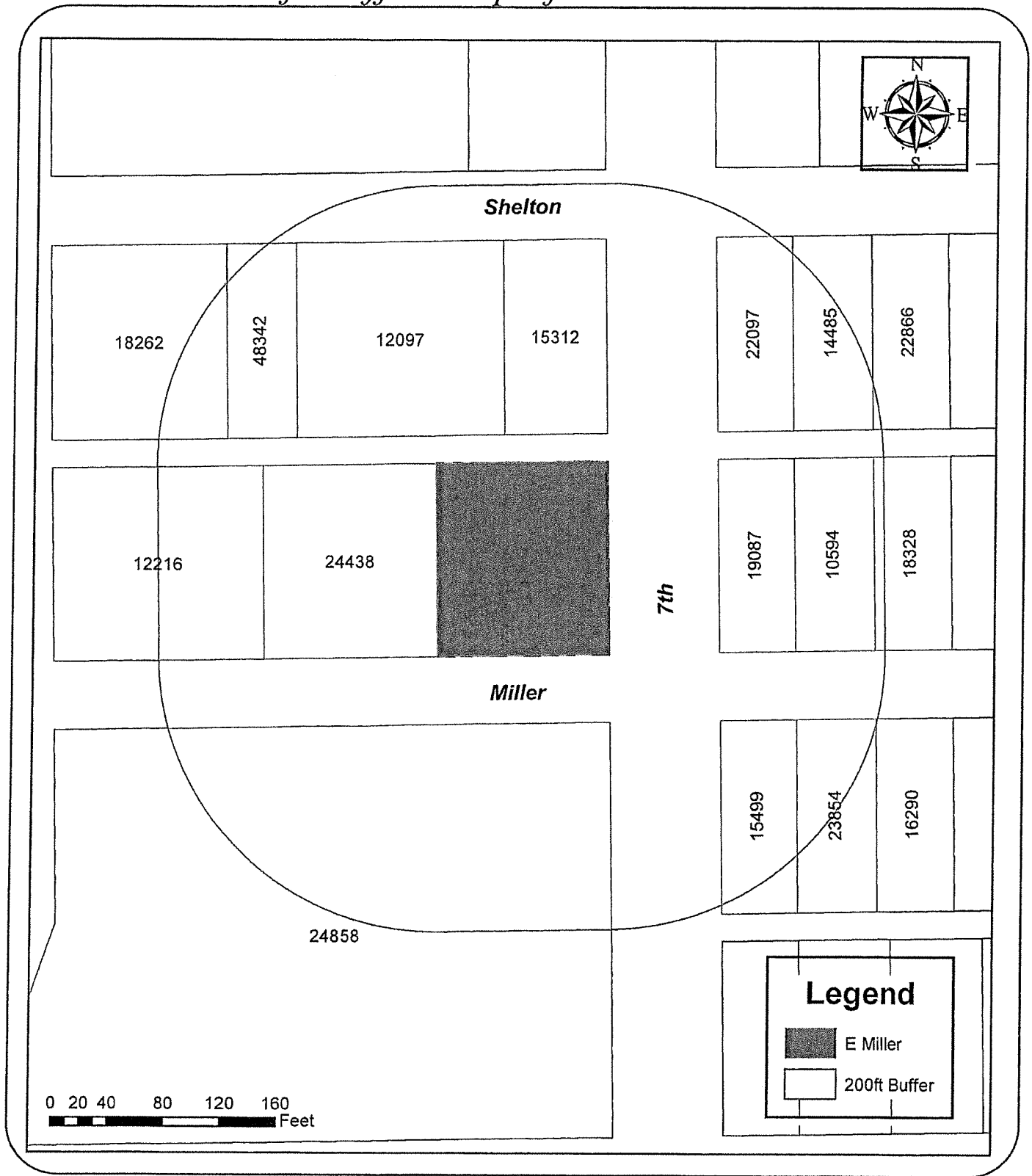
Property Owner's Signature \_\_\_\_\_

Date: \_\_\_\_\_


Accepted by: [Signature]

Date: 12/8/2021

# 200 ft Buffer Map of 200 block E Miller



Document Path: C:\Users\sresendez\Desktop\GIS\Maps\2021\_Buffer.mxd

1 / 1 Page	Drawn By: Planning Department	<small>DISCLAIMER</small> 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.	 <b>CITY OF KINGSVILLE</b> <b>PLANNING DEPARTMENT</b> 410 West King Kingsville, Texas 78363 Office: 361-595-8055
	Last Update: 12/16/2021		
	Note:		



LOERA JOSE RAMOS III  
1404 PALM AVE  
KINGSVILLE, TX 78363  
#18262

ECONOMY PRINTING LLC  
229 E SHELTON ST  
KINGSVILLE, TX 78363-6239  
#15312

ALLEN THOMAS S  
ETUX DAWN M  
2908 N ARMSTRONG  
KINGSVILLE, TX 78363  
#22866

CANTU JUAN A  
AND GLORIA B CANTU  
725 W HENRIETTA AVE  
KINGSVILLE, TX 78363-4209  
#10594

GARZA RICARDO ABEL  
ETUX SARAH  
303 E MILLER AVE  
KINGSVILLE, TX 78363-6233  
#15499

SALINAS RAMON III  
ETUX CYNTHIA M SALINAS  
P O BOX 112  
SARITA, TX 78385-0012  
#48342

WHITE JOHNNY  
ETUX HILDA  
301 E SHELTON  
KINGSVILLE, TX 78363  
#22097

GARCIA FAUSTINO  
ANA L GARCIA  
P O BOX 1472  
KINGSVILLE, TX 78364  
#12216, 24438

MORALES MISAEL ESCOBEDO  
ETAL  
5001 NUEVO LN  
KILLEEN, TX 76549  
#18328

COX DENNISE M  
307 E MILLER AVE  
KINGSVILLE, TX 78363-6233  
#23854

NUNEZ IBREY JAMES  
JOSEPH FRANCES NUNEZ  
PO BOX 603  
KINGSVILLE, TX 78364-0603  
#12097

DE LA GARZA MONICA  
307 E SHELTON  
KINGSVILLE, TX 78363  
#14485

GARZA IRENE  
ETVIR DESIDERIO  
302 E MILLER AVE  
KINGSVILLE, TX 78363-6234  
#19087

ELKS LODGE  
PO BOX 1464  
KINGSVILLE, TX 78364-1464  
#24858

RIVERA CARMELITA N  
311 E MILLER AVE  
KINGSVILLE, TX 78363-6233  
#16290

# Kleberg CAD

## Property Search Results > 48331 CCTM HOLDINGS LLC for Year 2021

Tax Year: 2021

### Property

#### Account

Property ID: 48331 Legal Description: HOFFMAN, BLOCK 7, LOT 17-21  
Geographic ID: 135900717005192 Zoning: R2  
Type: Real Agent Code:  
Property Use Code:  
Property Use Description:

#### Location

Address: E MILLER Mapsco:  
TX  
Neighborhood: Map ID: C1  
Neighborhood CD:

#### Owner

Name: CCTM HOLDINGS LLC Owner ID: 68434  
Mailing Address: 8321 SERENITY CT % Ownership: 100.000000000000%  
CORPUS CHRISTI, TX 78414-6458  
Exemptions:

### Values

(+) Improvement Homesite Value:	+	\$0	
(+) Improvement Non-Homesite Value:	+	\$0	
(+) Land Homesite Value:	+	\$0	
(+) Land Non-Homesite Value:	+	\$13,750	Ag / Timber Use Value
(+) Agricultural Market Valuation:	+	\$0	\$0
(+) Timber Market Valuation:	+	\$0	\$0
-----			
(=) Market Value:	=	\$13,750	
(-) Ag or Timber Use Value Reduction:	-	\$0	
-----			
(=) Appraised Value:	=	\$13,750	
(-) HS Cap:	-	\$0	
-----			
(=) Assessed Value:	=	\$13,750	

### Taxing Jurisdiction

Owner: CCTM HOLDINGS LLC  
% Ownership: 100.000000000000%  
Total Value: \$13,750

Entity	Description	Tax Rate	Appraised Value	Taxable Value	Estimated Tax
CAD	KLEBERG COUNTY APPRAISAL DISTRICT	0.000000	\$13,750	\$13,750	\$0.00
CKI	CITY OF KINGSVILLE	0.840000	\$13,750	\$13,750	\$115.50

## Bishop man earns pro card in bodybuilding

Long-time athlete and current bodybuilder Travis Charles competed Dec. 18, 2021 in Orlando Fla. in his attempt at winning the most prestigious award in amateur bodybuilding, the IFBB Pro Card.

International Federation of Body Building, IFBB is an "invitation only" federation of Pro Bodybuilders.

This pro bodybuilding status allows athletes to compete as a professional with the opportunity for higher awards and prize money. Travis has

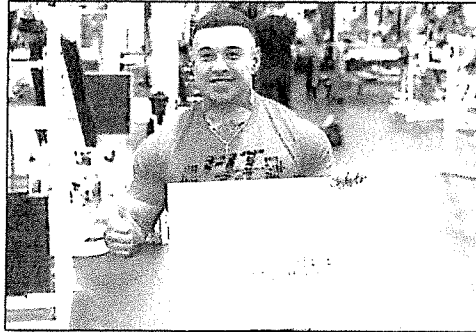
been in the fitness industry since 2009, first starting out in Bishop High School with the powerlifting team where he won multiple championships, including three State Championship titles, two National titles and one World Championship title.

He got his first start in bodybuilding competing at the 2017 NPC Battle on the Bay held in Corpus Christi. He has since competed in five NPC National Bodybuilding competitions, earning trophies in 1st, 2nd,

3rd and 4th place finishes. It was this weekend's show that earned him the coveted IFBB Pro Card.

Competing in the welterweight division against 20 competitors, Travis secured a second-place finish that garnished his future professional career in bodybuilding.

Travis has been a member of FIT24 Gym, and is currently a Personal Trainer at FIT24, where he helps others achieve their fitness goals.



Travis Charles has finally earned his Pro Body Building card after placing at the IFBB competition in Orlando, Fla. Charles began his career in Body Building at Bishop High School, and is a current fitness instructor at FIT24 in Kingsville. (Submitted photo)

## Local Scouts excel at Winter camp

Kingsville Boy Scouts from Troop 186, chartered by St. Gertrude Catholic Church's Knights of Columbus Council #3389, spent part of their Christmas Break attending Winter Camp hosted at Camp Perry by the Rio Grande Council of Scouting.

Senior Patrol Leader Lane Elisk, Patrol Leader Drew Seidel, Strike Force Patrol Scouts Andy Cano and Dominic Rocha joined more than 100 other scouts from the Rio Grande Valley as well as scouts from as far as Laredo in the camping event.

Camp Director, Oscar Garza, welcomed the scouts to the "re-opening" of Camp Perry after having to go to a virtual winter camp experience in 2020 due to COVID-19, and said: "It makes my heart full to see boy scouts here at Camp Perry again."

While at the camp, the Troop 186 Scouts earned merit badges in camping, backpacking, automotive maintenance, architecture, public speaking, environmental science, music, citizenship in the community, among others.

"I am so proud of our scouts. Their maturity, leadership and respect for each other grows with each outing," said Scoutmaster Jaime Rocha. "These boys are learning skills they will use throughout their lifetimes, and more importantly, they



The St. Gertrude's Great Boy Scout Troop 186 took part in the Winter Camp at Camp Perry. Camp Perry was closed last year due to COVID-19 concerns. The scouts earned merit badges in camping, backpacking, automotive maintenance, public speaking and other areas. (Photos submitted)

are building friendships and connections with others."

The Scouts finished off the unseasonably warm Winter Camp with popsicle treats before traveling back to Kingsville.

Troop 186 in Kingsville is chartered by St. Gertrude Catholic Church's Knights of Columbus Council #3389. The troop welcomes

boys from 11-17 years old to join and learn lessons in leadership, patriotism, service, and outdoorsmanship. The troop meets on Sundays at 6 p.m.

## Javelina women upset No. 1 team in Division II

The A&M-Kingsville women's basketball team took a 59-42 victory over Lubbock Christian over the weekend. Lubbock Christian came into the game as the No. 1 team in NCAA Division II. They are the defending National Champions and have won the National Title in three of the past five seasons.

The Javelinas outscored the Chaps in each of the four quarters even though it was the Lone Star Conference opener for both teams.

The Javelinas will host Eastern New Mexico in an LSC matchup at 2 p.m. Sunday in the Steinke Center.

## THE KINGSVILLE RECORD

Mail (In County)

6 months: \$28, 1 year: \$50 or Online Only: \$47

Mail (Out of County)

6 months: \$31, 1 year: \$57 or Online Only: \$47

\*Military Discounts

Mail (In County)

6 months: \$22, 1 year: \$42 or Online Only: \$42

Mail (Out of County)

6 months: \$27, 1 year: \$52 or Online Only: \$42

To subscribe, call (361) 592-1304.

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

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### PUBLIC HEARING NOTICE

The City Commission of the City of Kingsville will hold a Public Hearing Monday, February 14, 2022 at 5:00 p.m. wherein the City Commission will discuss the introduction of the following item and at which time all interested persons will be heard:

William Dove & Associates LLC applicant; Chuck Cramer owner; requesting the rezoning of HOFFMAN ADDITION, BLOCK 7, LOT 17-19 also known as 200 block E. Miller, Kingsville, Texas from C1 (Commercial) to R-1 (Single Family).

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

**ORDINANCE #2022-\_\_\_\_\_**

**AMENDING THE ZONING ORDINANCE BY CHANGING THE ZONING MAP IN REFERENCE TO HOFFMAN ADDITION, BLOCK 7, LOT 17-19, ALSO KNOWN AS 200 BLOCK E. MILLER, KINGSVILLE, TEXAS, FROM C4 (COMMERCIAL DISTRICT) TO R1 (SINGLE FAMILY RESIDENTIAL DISTRICT); AMENDING THE COMPREHENSIVE PLAN TO ACCOUNT FOR ANY DEVIATIONS FROM THE EXISTING COMPREHENSIVE PLAN; AND PROVIDING FOR PUBLICATION.**

**WHEREAS**, the Planning Commission has forwarded to the City Commission its reports and recommendations concerning the application of William Dove & Associates LLC, authorized agent for owner/applicant Chuck Cramer, for amendment to the zoning ordinance and zoning map of the City of Kingsville;

**WHEREAS**, with proper notice to the public, public hearings were held on Wednesday, January 26, 2022 during a meeting of the Planning and Zoning Commission, and on Monday, February 14, 2022 during a meeting of the City Commission, at City Hall, in the City of Kingsville, during which all interested persons were allowed to appear and be heard; and

**WHEREAS**, the item was APPROVED with a 6-0 vote of the Planning Commission regarding the requested rezone with no abstentions; and

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

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

**SECTION 1.** That the Zoning Ordinance of the City of Kingsville, Texas, is amended by changing the zoning of Hoffman Addition, Block 7, Lot 17-19, also known as 200 Block E. Miller, Kingsville, Texas, from C4-Commercial District to R1-Single Family Residential District, as more specifically described on the Zone Change Map, attached as Exhibit A.

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

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

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

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

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

**INTRODUCED** on this the 14th day of February, 2022.

**PASSED AND APPROVED** on this the 28th day of February, 2022.

Effective Date: \_\_\_\_\_

**THE CITY OF KINGSVILLE**

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

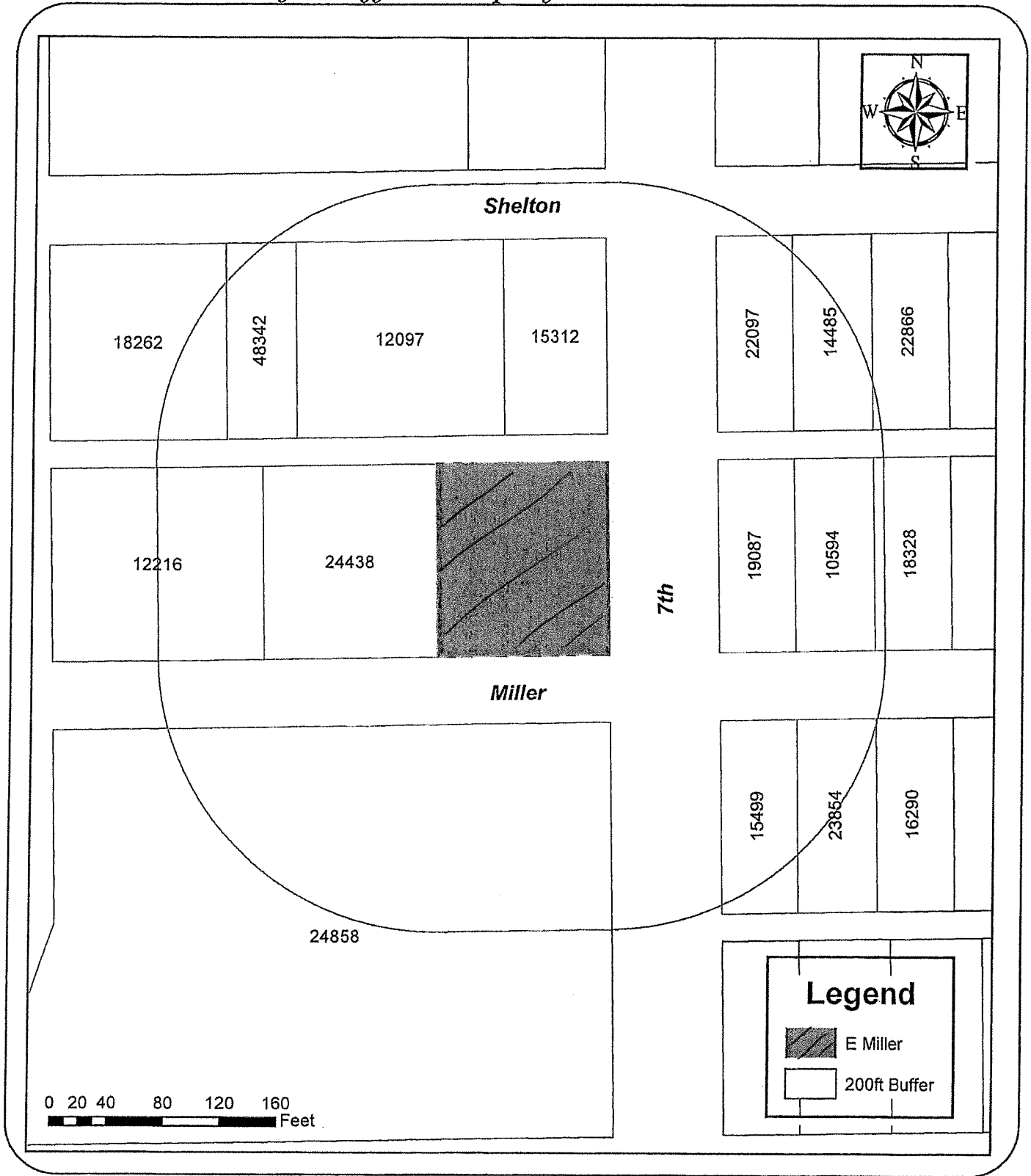
**ATTEST:**

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

**APPROVED:**

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

# 200 ft Buffer Map of 200 block E Miller



Document Path: C:\Users\sresendez\Desktop\GIS\Maps\2021\_Buffer.mxd

<div>Page</div> <div>1 / 1</div>	<div>Drawn By:</div> <div>Planning Department</div>	<div>DISCLAIMER</div> <div>THIS MAP IS FOR VISUAL PURPOSES ONLY.</div> <div>THE INFORMATION ON THIS SHEET MAY</div> <div>CONTAIN INACCURACIES OR ERRORS.</div> <div>THE CITY OF KINGSVILLE IS NOT</div> <div>RESPONSIBLE IF THE INFORMATION CONTAINED</div> <div>HEREIN IS USED FOR ANY DESIGN,</div> <div>CONSTRUCTION, PLANNING, BUILDING,</div> <div>OR ANY OTHER PURPOSE.</div>	<div> </div> <div> <b>CITY OF KINGSVILLE</b>  <b>PLANNING DEPARTMENT</b>  <b>410 West King</b>  <b>Kingsville, Texas 78363</b>  <b>Office: 361-595-8055</b> </div>
	<div>Last Update: 12/16/2021</div>		
	<div>Note:</div>		

## **AGENDA ITEM #3**

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



Action Item

## MEMO

**Date:** January 26, 2022

**To:** Mark McLaughlin (City Manager)

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

**Subject:** **William Dove & Associates LLC, applicant; and Chuck Cramer owner; requesting the replat of HOFFMAN ADDITION BLOCK 7, LOT 17 - 19; also known as 200 Block E. Miller, Kingsville, Texas.**

The Planning and Zoning Commission meeting held as scheduled this evening, January 26, 2022, with 6 members in attendance.

Members deliberated over the issue of granting approval for a replat to enable the applicant to carry out housing development that complies with the emerging zoning – R1 (Single-family residential). Letters were sent out to neighbors and the City received no feedback. Commissioners, after deliberations, voted to approve the recommendation for a replat of the said property into three lots. A recorded vote of all members present was taken and Commissioners Bill Aldrich, Debbie Tiffie, Idotha Battle, Brian Coufal, Larry Garcia, and the Chairman – Steve Zamora all voted 'YES'.

The meeting was adjourned by about 6.30p.m.

Thank you.

A handwritten signature in black ink, appearing to be "Uche Echeozo", is located below the "Thank you." text.

**Uche Echeozo**  
Director of Planning and  
Development Services





---

## MEMO

**Date:** December 22, 2021

**To:** Planning and Zoning Commission Members

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

**Subject:** William Dove & Associates LLC, applicant; and Chuck Cramer owner; requesting the replat of HOFFMAN ADDITION BLOCK 7, LOT 17 - 19; also known as 200 Block E. Miller, Kingsville, Texas.

The applicants approached the department because they wanted to re-plat the existing property (HOFFMAN ADDITION BLOCK 7, LOT 17 – 19) into three units to enable them carry out housing development that complies with the emerging zoning – R1(Single-family residential). Staff have reviewed the application and found same to follow subdivision standards in compliance with City Ordinances.

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 facilitate infill development that would provide suitable housing for residents of Kingsville.

Thank you.

**Uche Echeozo**  
Director of Planning and  
Development Services

CITY OF KINGSVILLE  
PLANNING AND ZONING DIVISION  
MASTER APPLICATION

PROPERTY INFORMATION: (Please PRINT or TYPE)

Project Address \_\_\_\_\_ Nearest Intersection EAST MILLER & NORTH 7th

(Proposed) Subdivision Name REPLAT Lots 17-19 Blk 7 Lot 17A, 17B & 17C Block 7  
HOFFMAN ADDITION

Legal Description: Lot 17-19, Blk 7 Hoffman Addition to City of Kingsville

Existing Zoning Designation C-4 Future Land Use Plan Designation \_\_\_\_\_

OWNER/APPLICANT INFORMATION: (Please PRINT or TYPE)

Applicant/Authorized Agent William D. Doe & Associates, LLC Phone (361) 547-9496 FAX \_\_\_\_\_

Email Address (for project correspondence only): bdavidson20934@yahoo.com

Mailing Address 111 RAILROAD City SAN DIEGO State TEXAS Zip 78383

Property Owner CHUCK CRAMER Phone (361) 463-9496 FAX \_\_\_\_\_

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

Mailing Address 418 West Lee Ave City Kingsville State TEXAS 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:

Replat Lots 17-19 into Three Lots (17A, 17B & 17C)  
FRAGILE OAKS North Side of Street

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 William D. Doe

Date: October 25, 2021

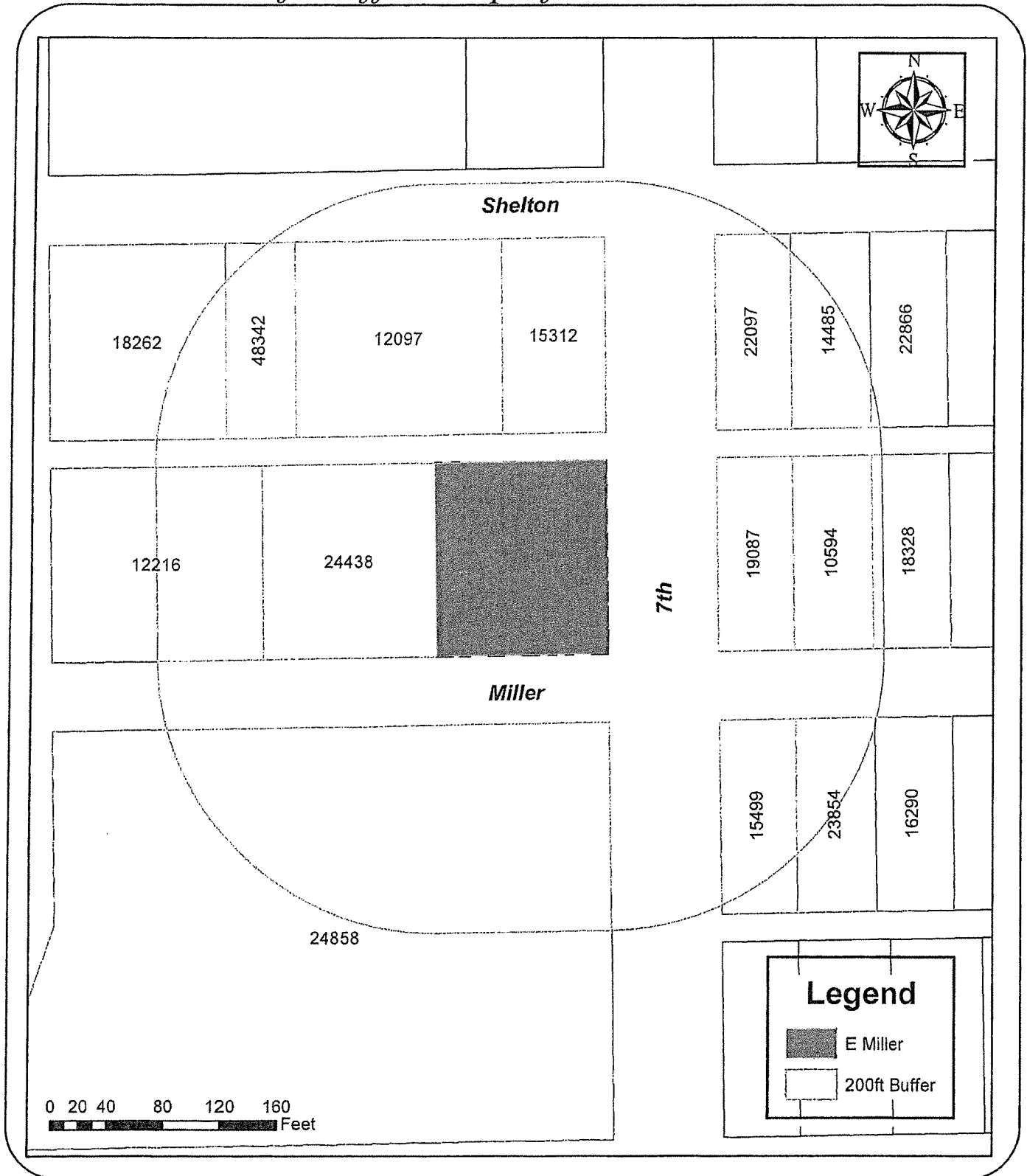
Property Owner's Signature Chuck Cramer

Date: 10/25/21


Accepted by: [Signature]

Date: 12/8/2021

# 200 ft Buffer Map of 200 block E Miller



Document Path: C:\Users\sresendez\Desktop\GIS\Maps\2021\_Buffer.mxd

<div> <div>Page</div> <div>1 / 1</div> </div>	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: 12/16/2021		
	Note:		

LOERA JOSE RAMOS III  
1404 PALM AVE  
KINGSVILLE, TX 78363  
#18262

ECONOMY PRINTING LLC  
229 E SHELTON ST  
KINGSVILLE, TX 78363-6239  
#15312

ALLEN THOMAS S  
ETUX DAWN M  
2908 N ARMSTRONG  
KINGSVILLE, TX 78363  
#22866

CANTU JUAN A  
AND GLORIA B CANTU  
725 W HENRIETTA AVE  
KINGSVILLE, TX 78363-4209  
#10594

GARZA RICARDO ABEL  
ETUX SARAH  
303 E MILLER AVE  
KINGSVILLE, TX 78363-6233  
#15499

SALINAS RAMON III  
ETUX CYNTHIA M SALINAS  
P O BOX 112  
SARITA, TX 78385-0012  
#48342

WHITE JOHNNY  
ETUX HILDA  
301 E SHELTON  
KINGSVILLE, TX 78363  
#22097

GARCIA FAUSTINO  
ANA L GARCIA  
P O BOX 1472  
KINGSVILLE, TX 78364  
#12216, 24438

MORALES MISAEL ESCOBEDO  
ETAL  
5001 NUEVO LN  
KILLEEN, TX 76549  
#18328

COX DENNISE M  
307 E MILLER AVE  
KINGSVILLE, TX 78363-6233  
#23854

NUNEZ IBREY JAMES  
JOSEPH FRANCES NUNEZ  
PO BOX 603  
KINGSVILLE, TX 78364-0603  
#12097

DE LA GARZA MONICA  
307 E SHELTON  
KINGSVILLE, TX 78363  
#14485

GARZA IRENE  
ETVIR DESIDERIO  
302 E MILLER AVE  
KINGSVILLE, TX 78363-6234  
#19087

ELKS LODGE  
PO BOX 1464  
KINGSVILLE, TX 78364-1464  
#24858

RIVERA CARMELITA N  
311 E MILLER AVE  
KINGSVILLE, TX 78363-6233  
#16290

# Kleberg CAD

## Property Search Results > 48331 CCTM HOLDINGS LLC for Year 2021

Tax Year: 2021

### Property

#### Account

Property ID: 48331 Legal Description: HOFFMAN, BLOCK 7, LOT 17-21  
Geographic ID: 135900717005192 Zoning: R2  
Type: Real Agent Code:  
Property Use Code:  
Property Use Description:

#### Location

Address: E MILLER Mapsco:  
TX  
Neighborhood: Map ID: C1  
Neighborhood CD:

#### Owner

Name: CCTM HOLDINGS LLC Owner ID: 68434  
Mailing Address: 8321 SERENITY CT % Ownership: 100.0000000000%  
CORPUS CHRISTI, TX 78414-6458  
Exemptions:

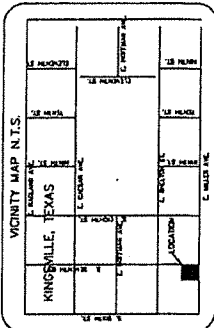
### Values

(+) Improvement Homesite Value:	+	\$0	
(+) Improvement Non-Homesite Value:	+	\$0	
(+) Land Homesite Value:	+	\$0	
(+) Land Non-Homesite Value:	+	\$13,750	Ag / Timber Use Value
(+) Agricultural Market Valuation:	+	\$0	\$0
(+) Timber Market Valuation:	+	\$0	\$0
<hr/>			
(=) Market Value:	=	\$13,750	
(-) Ag or Timber Use Value Reduction:	-	\$0	
<hr/>			
(=) Appraised Value:	=	\$13,750	
(-) HS Cap:	-	\$0	
<hr/>			
(=) Assessed Value:	=	\$13,750	

### Taxing Jurisdiction

Owner: CCTM HOLDINGS LLC  
% Ownership: 100.0000000000%  
Total Value: \$13,750

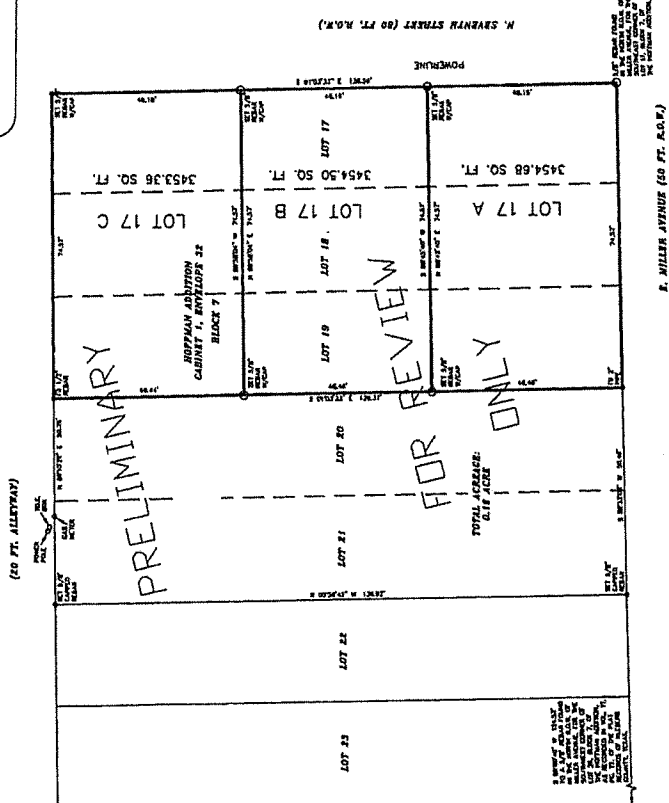
Entity	Description	Tax Rate	Appraised Value	Taxable Value	Estimated Tax
CAD	KLEBERG COUNTY APPRAISAL DISTRICT	0.000000	\$13,750	\$13,750	\$0.00
CKI	CITY OF KINGSVILLE	0.840000	\$13,750	\$13,750	\$115.50



# LEGEND

- ELECTRIC BOX
- MANHOLE
- LIGHT POLE
- FIRE HYDRANT
- HANDICAPPED PARKING

LOT 10	LOT 11	LOT 12	LOT 13
--------	--------	--------	--------



RE-PLAT OF LOTS 17, 18 & 19, BLOCK 7 OF HOFFMAN ADDITION AS RECORDED IN CABINET 1, ENVELOPE 32 OF THE MAP RECORDS OF KLEBERG COUNTY, TEXAS

STATE OF TEXAS,  
COUNTY OF KLEBERG

I, \_\_\_\_\_, CERTIFY THAT I AM THE OWNER OF THE LANDS SUBSCRIBED WITHIN THE BOUNDARIES OF THE FOREGOING PLAT, THAT WE HAVE HAD SAID LANDS SURVEYED AS SHOWN, THAT THE STREETS SHOWN ARE DEDICATED TO THE PUBLIC USE FOREVER, THE COMMON AREA OPEN SPACE IS FOR PUBLIC USE, INCLUDING RECREATIONAL FACILITIES, UTILITY EASEMENTS AS SHOWN ARE DEDICATED TO PUBLIC USE FOR THE INSTALLATION, OPERATION, AND USE OF THE PUBLIC UTILITIES, AND THIS MAP WAS MADE FOR THE PURPOSE OF DESCRIPTION AND DEDICATION.

THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_

STATE OF TEXAS:  
COUNTY OF KLEBERG:

BEFORE ME THE UNDERSIGNED AUTHORITY ON THIS DAY PERSONALLY APPEARED \_\_\_\_\_ KNOWN TO ME TO BE THE PERSON WHOSE NAME IS SUBSCRIBED TO THE FOREGOING INSTRUMENT AND ACKNOWLEDGE ME THAT HE EXECUTED THE SAME FOR THE PURPOSE AND CONSIDERATION THEREIN STATED.

GIVEN UNDER MY HAND AND SEAL OF OFFICE THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_

NOTARY PUBLIC

STATE OF TEXAS:  
COUNTY OF JIM WELLS:

I, WILLIAM DOUGLAS DOVE, A REGISTERED PROFESSIONAL LAND SURVEYOR HAVE PREPARED THE FOREGOING PLAT FROM A SURVEY MADE BY ME ON THE GROUND AND IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF AND I HAVE SET ALL LOT AND BLOCK CORNERS AS SHOWN HEREIN AND ARE CONSISTENT WITH SOUND AND PROFESSIONAL PRACTICES.

THIS THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_

WILLIAM DOUGLAS DOVE  
REGISTERED PROFESSIONAL LAND SURVEYOR  
TEXAS REGISTRATION NO. 4143  
FIRM NO. 10078300

STATE OF TEXAS:  
COUNTY OF KLEBERG:

THIS THE FINAL PLAT OF \_\_\_\_\_ APPROVED BY THE DIRECTOR OF PLANNING OF THE CITY OF KINGSVILLE.

THIS THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_

DIRECTOR OF PLANNING \_\_\_\_\_ CHAIRMAN OF PLANNING & ZONING

STATE OF TEXAS:  
COUNTY OF KLEBERG:

THIS THE FINAL PLAT OF \_\_\_\_\_ APPROVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF KINGSVILLE, TEXAS

THIS THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_

MAYOR \_\_\_\_\_ CITY SECRETARY \_\_\_\_\_

STATE OF TEXAS:  
COUNTY OF KLEBERG:

I, \_\_\_\_\_ CLERK OF THE COUNTY OF KLEBERG, TEXAS, DO HEREBY CERTIFY THE FOREGOING PLAT OF \_\_\_\_\_ WITH ITS CERTIFICATE OF AUTHENTICATION AND WAS FILED FOR RECORD IN MY OFFICE THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_

AT \_\_\_\_\_ O'CLOCK \_\_\_\_\_ M IN THE MAP RECORDS OF THE COUNTY OF KLEBERG IN CABINET \_\_\_\_\_ ENVELOPE \_\_\_\_\_

BY: \_\_\_\_\_ DEPUTY \_\_\_\_\_

COUNTY CLERK \_\_\_\_\_

KLEBERG COUNTY, TEXAS

SCALE: 1" = 20 FT.

0' 20' 40' 60'

WILLIAM DOVE & ASSOCIATES, L.L.C.  
111 KNOLL TRAIL, SANDIA 78383  
PHONE (361) 547-9665 CELL (361) 244-0798  
FIRM NO. 10078300

DRAWN	REVISION	DATE	BY	APPROVED	SCALE	FIGURE
					1" = 20 FT.	

## Bishop man earns pro card in bodybuilding

Long-time athlete and current bodybuilder Travis Charles competed Dec. 18, 2021 in Orlando Fla. in his attempt at winning the most prestigious award in amateur bodybuilding, the IFBB Pro Card.

International Federation of Body Building, IFBB is an "invitation only" federation of Pro Bodybuilders.

This pro bodybuilding status allows athletes to compete as a professional with the opportunity for higher awards and prize money. Travis has

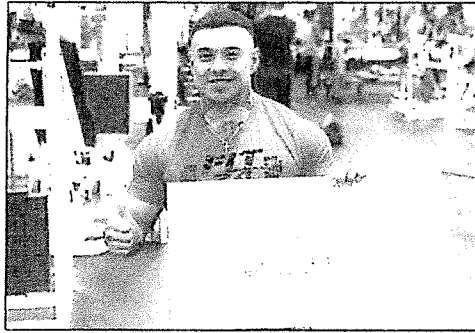
been in the fitness industry since 2009, first starting out in Bishop High School with the powerlifting team where he won multiple championships, including three State Championship titles, two National titles and one World Championship title.

He got his first start in bodybuilding competing at the 2017 NPC Battle on the Bay held in Corpus Christi. He has since competed in five NPC National Bodybuilding competitions, earning trophies in 1st, 2nd,

3rd and 4th place finishes. It was this weekend's show that earned him the coveted IFBB Pro Card.

Competing in the welterweight division against 20 competitors, Travis secured a second-place finish that garnished his future professional career in bodybuilding.

Travis has been a member of FIT24 Gym, and is currently a Personal Trainer at FIT24, where he helps others achieve their fitness goals.



Travis Charles has finally earned his Pro Body Building card after placing at the IFBB competition in Orlando, Fla. Charles began his career in Body Building at Bishop High School, and is a current fitness instructor at FIT24 in Kingsville. (Submitted photo)

## Local Scouts excel at Winter camp Javelina women upset No. 1 team in Division II

Kingsville Boy Scouts from Troop 186, chartered by St. Gertrude Catholic Church's Knights of Columbus Council #3389, spent part of their Christmas Break attending Winter Camp hosted at Camp Perry by the Rio Grande Council of Scouting.

Senior Patrol Leader Lane Elisk, Patrol Leader Drew Seidel, Strike Force Patrol Scouts Andy Cano and Dominic Rocha joined more than 100 other scouts from the Rio Grande Valley as well as scouts from as far as Laredo in the camping event.

Camp Director, Oscar Garza, welcomed the scouts to the "re-opening" of Camp Perry after having to go to a virtual winter camp experience in 2020 due to COVID-19, and said: "It makes my heart full to see boy scouts here at Camp Perry again."

While at the camp, the Troop 186 Scouts earned merit badges in camping, backpacking, automotive maintenance, architecture, public speaking, environmental science, music, citizenship in the community, among others.

"I am so proud of our scouts. Their maturity, leadership and respect for each other grows with each outing," said Scoutmaster Jaime Rocha. "These boys are learning skills they will use throughout their lifetimes, and more importantly, they



The St. Gertrude Catholic Boy Scout Troop 186 took part in the Winter Camp at Camp Perry. Camp Perry was closed last year due to COVID-19 concerns. The scouts earned merit badges in camping, backpacking, automotive maintenance, public speaking and other areas. (Photos submitted)

are building friendships and connections with others."

The Scouts finished off the unseasonably warm Winter Camp with popsicle treats before travel-

ing back to Kingsville. Troop 186 in Kingsville is chartered by St. Gertrude Catholic Church's Knights of Columbus Council #3389. The troop welcomes

boys from 11-17 years old to join and learn lessons in leadership, patriotism, service, and outdoorsmanship. The troop meets on Sundays at 6 p.m.

The Texas A&M-Kingsville women's basketball team took a 59-42 victory over Lubbock Christian over the weekend. Lubbock Christian came into the game as the No. 1 team in NCAA Division II. They are the defending National Champions and have won the National Title in three of the past five seasons.

The Javelinas outscored the Chaps in each of the four quarters even though it was the Lone Star Conference opener for both teams.

Jayde Tschritter had 16 points for the Javelinas and Krystyn Jones had 10. Devon Williams had nine rebounds. The Javelinas shot 54 percent from the field in NCAA Division II and won the battle of the boards, 37-23.

With the victory the Javelinas improve to 7-1 for the year while LCU falls to 11-2. The Javelinas will host Eastern New Mexico in an LSC matchup at 2 p.m. Sunday in the Steinkenter Center.

**THE KINGSVILLE RECORD**

Mail (In County)

6 months: \$28, 1 year: \$50 or Online Only: \$47

Mail (Out of County)

6 months: \$31, 1 year: \$57 or Online Only: \$47

\*Military Discounts

Mail (In County)

6 months: \$22, 1 year: \$42 or Online Only: \$42

Mail (Out of County)

6 months: \$27, 1 year: \$52 or Online Only: \$42

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**Make the Difference**

### PUBLIC HEARING NOTICE

The Planning & Zoning Commission of the City of Kingsville will hold a Public Hearing Wednesday, January 26, 2022 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:

William Dove & Associates LLC applicant; Chuck Cramer owner; requesting the replat of HOFFMAN ADDITION, BLOCK 7, LOT 17-19 also known as 200 block E. Miller, Kingsville, Texas.

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

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

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## **AGENDA ITEM #4**



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



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## MEMO

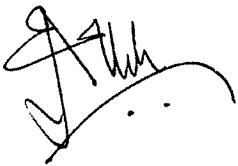
**Date:** January 26, 2022  
**To:** Mark McLaughlin (City Manager)  
**From:** Uche Echeozo (Director of Planning and Development Services)  
**Subject:** **Luis E. Ramirez, applicant; LOK Investments LLC, owner; requesting the replat of FLATO, BLOCK 18, LOT E/2, also known as 602 W. Nettie Avenue, Kingsville, Texas.**

The Planning and Zoning Commission meeting held as scheduled this evening, January 26, 2022, with 6 members in attendance.

Members deliberated over the issue of granting approval for a replat to enable the applicant to carry out housing development. Letters were sent out to neighbors and the City received one feedback. A lady needed clarifications on certain aspects of the application and was attended to. Similarly, a citizen – Ruben Canales had concerns about the closeness of the proposed development to his property. He was advised to check at the building permit stage but usually the relevant setbacks would be implemented. Commissioners, after deliberations, voted to approve the recommendation for a replat of the said property into three lots. A recorded vote of all members present was taken and Commissioners Bill Aldrich, Debbie Tiffie, Idotha Battle, Brian Coufal, Larry Garcia and the Chairman – Steve Zamora all voted ‘YES’.

The meeting was adjourned by about 6.30 p.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:** December 22, 2021  
**To:** Planning and Zoning Commission Members  
**From:** Uche Echeozo (Director of Planning and Development Services)  
**Subject:** **Luis E. Ramirez, applicant; LOK Investments LLC, owner; requesting the replat of FLATO, BLOCK 18, LOT E/2, also known as 602 W. Nettie Avenue, Kingsville, Texas.**

The applicant approached the department because they wanted to re-plat the existing property - FLATO, BLOCK 18, LOT E/2, also known as 602 W. Nettie Avenue, to enable them carry out a housing development. The proposal as presented to the department would involve erection of dwelling units on the smaller lots and then an apartment complex on the larger lot. The property is currently zoned R3 – Multi-family Residential.

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

Thank you.

**Uche Echeozo**  
Director of Planning and  
Development Services

CITY OF KINGSVILLE  
PLANNING AND ZONING DIVISION  
MASTER APPLICATION

PROPERTY INFORMATION: (Please PRINT or TYPE)

Project Address 602 W. Nettie Avenue Nearest Intersection W. Nettie & N. 1st Street  
(Proposed) Subdivision Name Flato Addition Lot 1-4 Block \_\_\_\_\_  
Legal Description: Flato, Block 18, LOT E/2  
Existing Zoning Designation Residential Future Land Use Plan Designation Residential

OWNER/APPLICANT INFORMATION: (Please PRINT or TYPE)

Applicant/Authorized Agent Luis E. Ramirez Phone 361-228-2928 FAX N/A  
Email Address (for project correspondence only): spolendo80@gmail.com  
Mailing Address 124 W. Corral Avenue City Kingsville State TX Zip 78363  
Property Owner LOK Investments, LLC Phone 361-228-2926 FAX 361-221-9696  
Email Address (for project correspondence only): luisra.co.m.3612@gmail.com  
Mailing Address P.O. BOX 657 City Kingsville State Texas Zip 78364-0657

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

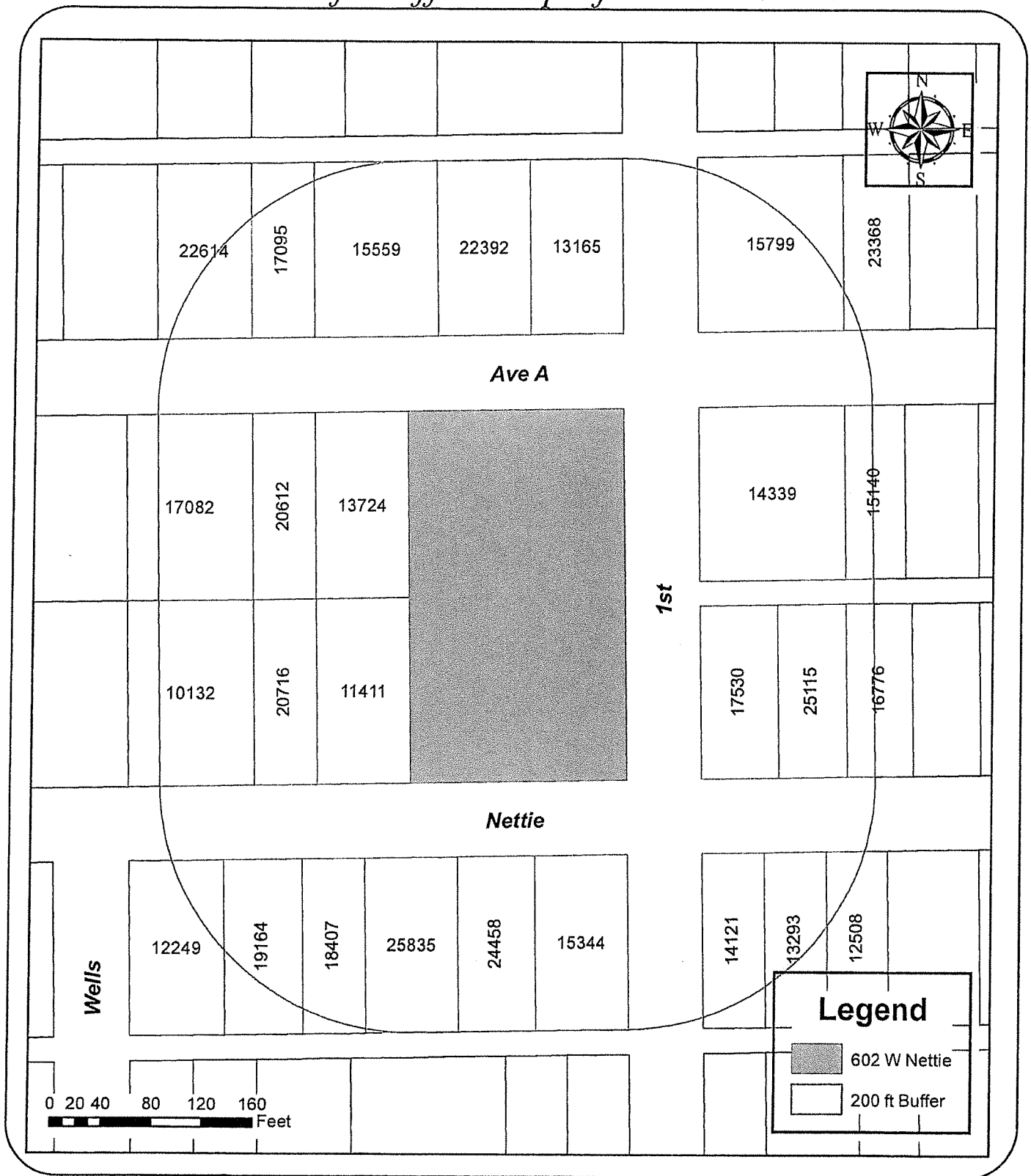
<input type="checkbox"/> Annexation Request.....No Fee	<input type="checkbox"/> Preliminary Plat.....Fee Varies
<input type="checkbox"/> Administrative Appeal (ZBA).....\$250.00	<input type="checkbox"/> Final Plat.....Fee Varies
<input type="checkbox"/> Comp. Plan Amendment Request.....\$250.00	<input 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 Would like to subdivide property with houses on the 80 foot lots and apartments on bigger lot


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: \_\_\_\_\_ Date: \_\_\_\_\_  
Property owners signature: [Signature] Date: 10/27/21  
Accepted by: [Signature] Date: 12/8/2021

# 200 ft Buffer Map of 602 W Nettie



Document Path: C:\Users\sresendez\Desktop\GIS\Maps\2021\_Buffer.mxd

1/1 ead	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.	 <b>CITY OF KINGSVILLE</b> PLANNING DEPARTMENT 410 West King Kingsville, Texas 78363 Office: 361-595-8055
	Last Update: 12/16/2021		
	Note:		

CHALLOO RAJAB  
LINDA CHALLOO  
PO BOX 867  
KINGSVILLE, TX 78364-0867  
#22614

SALINAS NILDA I  
610 W AVE A  
KINGSVILLE, TX 78363  
#22392

DE LA ROSA DONNA  
518 W AVE A  
KINGSVILLE, TX 78363-3648  
#23368

CANALES RUBEN  
ETUX ADRIANA CANALES  
PO BOX 5017  
KINGSVILLE, TX 78364-5017  
#13724

CSC SUNDRIES LIMITED  
6642 VELASCO AVE  
DALLAS, TX 75214-3759  
#10132, 20716

PENA ANITA G  
1316 FM 1717  
KINGSVILLE, TX 78363  
#25115

BOX RE HOLDINGS LLC  
4602 BILLY RD  
CORPUS CHRISTI, TX 78415  
#19164, 18407, 25835

BURKETT WILMER III  
1802 ENNIS JOSLIN RD APT 228  
CORPUS CHRISTI, TX 78412-  
4340  
#14121

LOPEZ MARITZA RENEE  
FEDERICO C SALINAS JR  
320 TAYLOR RD  
FALFURRIAS, TX 78355  
#17095

KLINE BRIAN D  
ETUX BRENDA L  
606 W A AVE  
KINGSVILLE, TX 78363-3650  
#13165

RICH HERITAGE  
CONSTRUCTION INC  
4910 JUNE DR  
EDINBURG, TX 78539  
#17082

STUART SEAN MICHAEL  
ETUX MICHAELA CRISTINE  
PSC 81  
BOX 290  
APO, AE 09724  
#14339

PERALES IRMA L  
PO BOX 1161  
PENITAS, TX 78576  
#11411

ESQUIVEL JUAN G  
518 W NETTIE AVE  
KINGSVILLE, TX 78363-3665  
#16776

HANSEN JULIE M TRUST  
JULIE M HANSEN (TR)  
11446 SOUTHBROOK CT  
SAN DIEGO, CA 92128-6320  
#24458

YBARRA REYMUNDO C  
3316 N FM 1355  
KINGSVILLE, TX 78363-2707  
#13293

SALINAS MANUEL JR  
616 W A AVE  
KINGSVILLE, TX 78363-3650  
#15559

RANGEL SAMUEL JR  
526 W AVE A  
KINGSVILLE, TX 78363  
#15799

BRYSCH JOHN M  
ETUX ROSE M EST  
621 W A AVE  
KINGSVILLE, TX 78363  
#20612

GARZA RAY A  
ETUX VERONICA H GARZA  
921 GREENJAY  
KINGSVILLE, TX 78363-2799  
#15140

GARCIA DAVID H  
25965 HIDDEN LN  
SAN BENITO, TX 78586-5684  
#17530

COASTAL BAY BREEZE LLC  
PO BOX 25  
PORTLAND, TX 78374-0025  
#12249

ZAMORA STEVEN V  
825 N 1ST ST  
KINGSVILLE, TX 78363-3637  
#15344

FREEMAN BRITTON NICOLE  
523 W NETTIE AVE  
KINGSVILLE, TX 78363-3664  
#12508

# Kleberg CAD

## Property Search > 22908 LOK INVESTMENTS LLC for Year 2021 Tax Year: 2021

### Property

#### Account

Property ID: 22908 Legal Description: FLATO, BLOCK 18, LOT E/2  
Geographic ID: 126701807000192 Zoning:  
Type: Real Agent Code:  
Property Use Code:  
Property Use Description:

#### Location

Address: 602 W NETTIE AVE Mapsco:  
TX  
Neighborhood: Map ID: A1  
Neighborhood CD:

#### Owner

Name: LOK INVESTMENTS LLC Owner ID: 63783  
Mailing Address: PO BOX 657 % Ownership: 100.000000000000%  
KINGSVILLE, TX 78364-0657  
Exemptions:

### Values

(+) Improvement Homesite Value:	+	\$0	
(+) Improvement Non-Homesite Value:	+	\$0	
(+) Land Homesite Value:	+	\$0	
(+) Land Non-Homesite Value:	+	\$16,740	Ag / Timber Use Value
(+) Agricultural Market Valuation:	+	\$0	\$0
(+) Timber Market Valuation:	+	\$0	\$0
<hr/>			
(=) Market Value:	=	\$16,740	
(-) Ag or Timber Use Value Reduction:	-	\$0	
<hr/>			
(=) Appraised Value:	=	\$16,740	
(-) HS Cap:	-	\$0	
<hr/>			
(=) Assessed Value:	=	\$16,740	

### Taxing Jurisdiction

Owner: LOK INVESTMENTS LLC  
% Ownership: 100.000000000000%  
Total Value: \$16,740

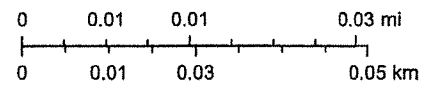
Entity	Description	Tax Rate	Appraised Value	Taxable Value	Estimated Tax
CAD	KLEBERG COUNTY APPRAISAL DISTRICT	0.000000	\$16,740	\$16,740	\$0.00
CKI	CITY OF KINGSVILLE	0.840000	\$16,740	\$16,740	\$140.61
GKL	KLEBERG COUNTY	0.771870	\$16,740	\$16,740	\$129.21

# 602 W Nettie



December 8, 2021

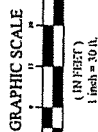
1:1,128



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



**Brister Surveying**  
103 South Park, Suite 200, Fort Worth, TX 76104  
Phone: 817.343.1111  
Fax: 817.343.1112  
Email: info@bristersurveying.com  
www.bristersurveying.com

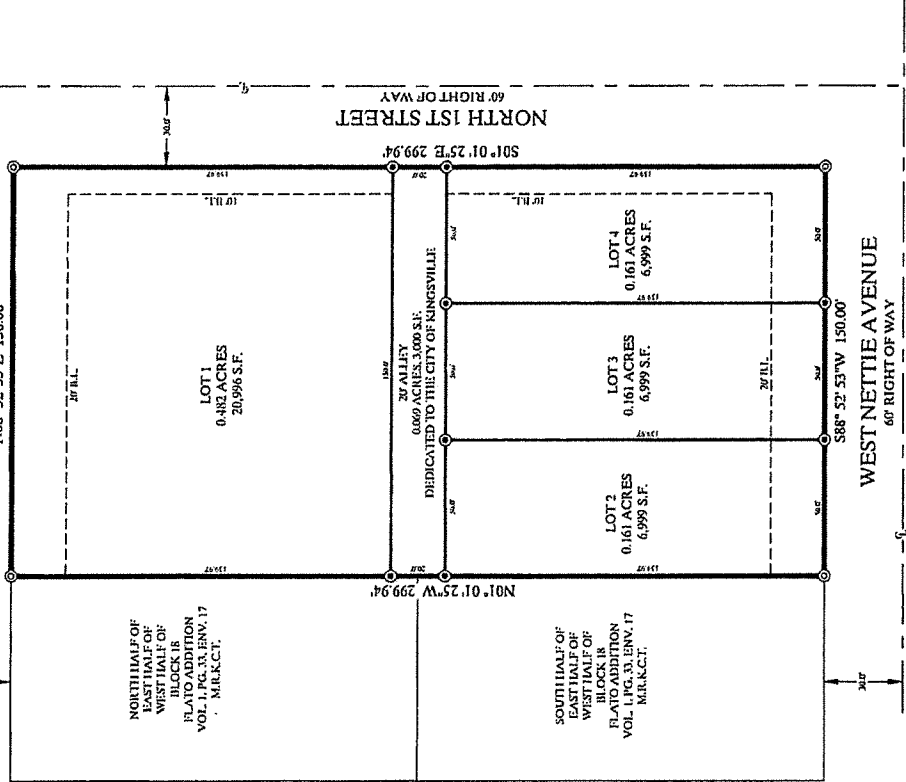


# FLATO ADDITION

LOTS 1 - 4

BEING A REPLAT OF 1.032 ACRES BEING THE EAST HALF OF BLOCK 18, FLATO ADDITION,  
AS SHOWN ON THE PLAT RECORDED IN VOLUME 1, PAGE 31, ENVELOPE 17,  
MAP RECORDS OF KLEBERG COUNTY, TEXAS.

**AVENUE A**  
60' RIGHT OF WAY  
N88° 52' 53"E 150.00'

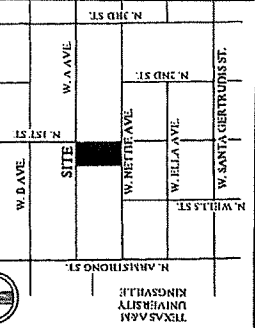


① - SET 50' NE MARK  
② - FOUND 55' NE MARK



## SITE MAP

NOT TO SCALE



STATE OF TEXAS  
COUNTY OF KLEBERG

WE, LOK INVESTMENTS, LLC, DO HEREBY CERTIFY THAT WE  
ARE THE OWNERS OF FLATO ADDITION, THE PROPERTY  
SHOWN HEREON. WE HAVE HAD SAID LAND SURVEYED AS  
SHOWN ON THE FOREGOING MAP. THIS MAP HAS BEEN  
PREPARED FOR THE PURPOSE OF DESCRIPTION AND  
DEDICATION.

THIS THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 2021

REPRESENTATIVE \_\_\_\_\_

STATE OF TEXAS  
COUNTY OF KLEBERG

BEFORE ME, THE UNDERSIGNED AUTHORITY, ON THIS DAY  
PERSONALLY APPEARED THE PERSON WHOSE NAME IS  
SUBSCRIBED TO THE FOREGOING INSTRUMENT AND  
ACKNOWLEDGED TO ME THAT THEY EXECUTED THE SAME  
AS THE ACT AND DEED OF SAID LANDS FOR THE PURPOSE  
OF CONVEYANCE THEREIN EXPRESSED, 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 \_\_\_\_\_

STATE OF TEXAS  
COUNTY OF KLEBERG

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

THIS THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 2021

CHAIRMAN \_\_\_\_\_

LEGEND:  
BL = BUILDING LINE  
N.E.C.T. = NORTH EASER  
N.E.C.T. = MAY RECORDS OF KLEBERG COUNTY, TEXAS  
N.E.C.T. = PAGE  
N.E.C.T. = SQUARE FEET  
N.E.C.T. = VOLUME

### NOTES

1. BY GRAPHIC LOTTING ONLY. THIS PROPERTY IS IN ZONE "C" ON THE  
"FLOOD HAZARD MAP" OF KLEBERG COUNTY, TEXAS, 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 (99) DATUM.
3. SET 50' NE MARK = STEEL NE MARK SET WITH YELLOW PLASTIC CAP LABELED  
BRISTER SURVEYING.
4. THE TOTAL PLATTED AREA IS 1.032 ACRES, INCLUDING DEDICATION.

DATE OF MAP: 10 NOVEMBER 2021



## KISD, BCISD extend start of classes due to COVID-19 surge

By GLORIA BIGGER-CANTU  
CONTRIBUTING REPORTER

A local and area school district has extended the start of classes for students to return back to school after the Christmas holidays because of the recent increase of COVID-19 cases. Other local and area school districts kept the same scheduled date for students to attend classes.

The Kingsville Independent School District and the Bishop Consolidated Independent School District delayed the return of students back to the classroom.

"Unfortunately, it seems like COVID cases increased the last

few days," stated KISD Superintendent Dr. Cissy Reynolds-Perez in an online message. "KISD is implementing a change to its calendar in an attempt to prevent the spread of and allow those who have COVID to heal."

We are delaying the return of students until Monday Jan. 10, 2022.

Initially, KISD students were to return back to school on Jan. 4, 2022. Students will not be required to make up work for that week.

Bishop CISD administrators also posted a similar online message that stated: "Due to the rising COVID-19 numbers in our school community, Bishop CISD

will delay the return to school for students until Jan. 10, 2022."

Students will not have to make up the work they miss that week.

BCISD students were supposed to return back to school Jan. 4, 2022.

"When kids are out of school because of the virus or virus-related symptoms, we offer remote instruction for those individuals."

We have a teacher assigned to each campus whose sole job is remote instruction,"

stated BCISD Assistant Superintendent Dr. Eden Hernandez.

Other school districts opted for students to return back to school on Jan. 4, 2022, as originally planned. Santa Gertrudis ISD, Riviera ISD, and Ricardo ISD students went back to classes as scheduled on Jan. 4, 2022. (Santa Gertrudis ISD will be hosting a vaccination clinic on Jan. 12.)

The vaccination clinic is open to all students, staff, and family members, according to their website.

"No delay to our return," said Riviera ISD Superintendent Patricia Thornton on Jan. 4, 2022.

"Our students started back today; we have test available and everyone on campus is healthy."

Students who are out on quarantine receive remote instruction.

Riviera ISD presented their Health and Safety Protocols with this information.

"The district is recognizing that COVID-19 and its variants requires District Officials to make decisions quickly to ensure the safety of District students and employees in order to provide in

person school instruction in a safe and effective manner.

Effective Jan. 1, 2022, we have elevated our practices and will continue to update our Health and Safety Protocols as needed.

The district's Health and Safety Protocols include promoting vaccinations among all eligible students, as well as, teachers, staff and household members; the consistent and correct mask use; physical distancing; COVID testing, along with other safety health measures. All local and area school districts keep their staff, parents, students and the public informed on updates on their websites or Facebook.

## To close or not to close: that is still the question

By TERRY FITZWATER  
PUBLISHER



Not every meeting is exciting and explosive at the Commissioners Court in Kleberg County.

Sometimes county government has to find solutions to a myriad of problems that are not sexy to the trained political eye.

That's exactly what they had to try and resolve on Tuesday afternoon in a special session of Commissioner's Court when residents of Brooks County presented a petition requesting the Kleberg County Commissioners Court close a portion of County Road 233, also known as Will Paul Wright Road, that is located in both Kleberg and Brooks counties. A number of local residents who owned property in the area wanted the road either closed or fixed so that they would have better access to law enforcement and medical services, or in the alternative, try and have the counties declare the road to be an unused dead-end road so that Google and GPS systems would not identify the

road as still useable.

The issue has become problematic for some of the home owners in the affected area, primarily due to the huge increase in law enforcement chasing illegals and human smugglers across roads on their property.

One property owner who spoke said her property has sustained over \$56,000 in property and fence damage as law enforcement has chased the illegals and smugglers across her property. In her opinion, the road still shows up as a platted road from long ago and shows it connects with two other county roads in the area on Google and GPS. The property owner asked the commissioners to declare the road closed, so that they could send a message to Google and other GPS providers stating the road in the area no longer existed,

making it less enticing to drug and human smugglers when using GPS to escape or navigate.

That request, however, met with some opposition from adjoining property owners in the area. While agreeing that law enforcement and medical services via 911 were valuable and needed to be applied to their area, the issue they had was that closing 233 would close off access to their individual properties and leave their properties landlocked.

After spending an hour looking at maps and debating real estate easements and other ideas, the commissioners basically asked the parties present at the meeting to try and reach an agreement among themselves that would allow everyone access to their property and deal with either closing or improving the road.

County Commissioner Jerry Martinez, whose district the road is located in, was asked to investigate the status of the road and any action to deal with the problem will be tackled down the road in the near future.

## IT'S THAT TIME AGAIN!

### 71st Annual KKJLS



### CALLING ALL KKJLS PARTICIPANTS!

THE KINGSVILLE RECORD

IS NOW ACCEPTING ENTRIES FOR ITS EIGHTH ANNUAL ESSAY CONTEST. ESSAYS MUST RANGE FROM 600-800 WORDS AND FOLLOW THE THEME:

### "WHAT THE LIVESTOCK SHOW HAS MEANT TO ME?"

Submit entries to The Kingsville Record Publisher Terry Fitzwater at [editor@kingsvillerecord.com](mailto:editor@kingsvillerecord.com) by noon on Jan. 10, 2021.

The winner will be featured on the cover of this year's livestock show special section and receive a **\$500 scholarship!**

#### PUBLIC HEARING NOTICE

The Planning & Zoning Commission of the City of Kingsville will hold a Public Hearing Wednesday, January 26, 2022 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:

Luis E. Ramirez, applicant; LOK Investments, LLC, owner; requesting the replat of FLATO, BLOCK 18, LOT E/2, also known as 602 W. Nettie Ave, Kingsville, Texas.

The meeting will be held at City Hall, 400 West King, 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, February 14, 2022 at 5:00 p.m. wherein the City Commission will discuss the following item and at which time all interested persons will be heard:

Luis E. Ramirez, applicant; LOK Investments, LLC, owner; requesting the replat of FLATO, BLOCK 18, LOT E/2, also known as 602 W. Nettie Ave, Kingsville, Texas.

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

*City of Kingsville will be collecting Christmas trees at the Public Works Department located at 1300 E. Corral. Disposal of trees will be located in the parking lot at a designated area. There is no charge for this collection all we ask is that the trees be free of all ornaments and lights. Residents may bring the trees at any time. We will be collecting trees until January 28, 2022. The trees will be recycled as mulch and available for free to the public.*

## **AGENDA ITEM #5**

**City of Kingsville  
Police Department**

---

**TO:** Mayor and City Commissioners

**CC:** Mark McLaughlin, City Manager

**FROM:** Ricardo Torres, Chief of Police

**DATE:** February 4, 2022

**SUBJECT:** Justice Assistance Grant Program Application to the Office of the Governor,  
Criminal Justice Division

---

**Summary:**

The Kingsville Police Department requests to apply for the Edward J. Byrne Memorial Justice Assistance Grant (JAG), 34 U.S.C. 10152. JAG funds are made available through a Congressional appropriation to the United States Department of Justice. All awards are subject to the availability of appropriated federal funds and any modifications or additional requirements that may be imposed by law.

**Background:**

Funding may be used to provide additional personnel, equipment, supplies, contractual support, training, technical assistance, and information systems for criminal justice purposes, including for any one or more of the following:

1. Law enforcement;
2. Prosecution;
3. Crime Prevention;
4. Corrections and community corrections;
5. Reentry; and
6. Assessment and Evaluation;

Note: "Criminal Justice Purposes" is defined as activities pertaining to crime prevention, control, or reduction, or the enforcement of the criminal law, including, but not limited to, police efforts to prevent, control, or reduce crime or to apprehend criminals, including juveniles, activities of courts having criminal jurisdiction, and related agencies (including but not limited to prosecutorial and defender services, juvenile delinquency agencies and pretrial service or release agencies), activities of corrections, probation, or parole authorities and related agencies assisting



## **City of Kingsville Police Department**

in the rehabilitation, supervision, and care of criminal offenders, and programs relating to the prevention, control, or reduction of narcotic addiction and juvenile delinquency.

### **Financial Impact:**

The Kingsville Police Department is applying for an Eagle One Dispatch Console that is custom built on-site. The console has adjustable worksurface with Axy's Control System with Fan, Heat, Task Lighting in the amount \$20,159.51. This grant does not require any cash match.

### **Recommendation:**

We request a resolution to allow for the application and administration of this grant project by the Chief of Police.





Office of the Governor, Public Safety Office  
Criminal Justice Division  
Funding Announcement: ***Criminal Justice  
Grant Program, FY2023***

## Purpose

The purpose of this announcement is to solicit applications for projects that promote public safety, reduce crime, and improve the criminal justice system.

## Available Funding

Federal Funds are authorized under 34 U.S.C. §10152 Edward Byrne Memorial Justice Assistance Grant Program (JAG). JAG funds are made available through a Congressional appropriation to the U.S. Department of Justice, Bureau of Justice Assistance. All awards are subject to the availability of appropriated federal funds and any modifications or additional requirements that may be imposed by law.

## Eligible Organizations

Applications may be submitted by state agencies, public and private institutions of higher education, independent school districts, Native American tribes, councils of governments, non-profit corporations (including hospitals and faith-based organizations), and units of local government, which are defined as a non-statewide governmental body with the authority to establish a budget and impose taxes.

All applications submitted by local law enforcement agencies/offices must be submitted by a unit of government affiliated with the agency, including an authorizing resolution from that unit of government. For example, police departments must apply under their municipal government, and community supervision and corrections departments, district attorneys, and judicial districts must apply through their affiliated county government (or one of the counties, in the case of agencies that serve more than one county).

## Application Process

Applicants must access the PSO's eGrants grant management website at <https://eGrants.gov.texas.gov> to register and apply for funding. For more instructions and information, see *eGrants User Guide to Creating an Application*, available [here](#).

## Key Dates

Action	Date
Funding Announcement Release	12/13/2021
Online System Opening Date	12/13/2021
Final Date to Submit and Certify an Application	02/10/2022 at 5:00pm CST
Earliest Project Start Date	10/01/2022

## Project Period

Projects must begin on or after 10/01/2022 and may not exceed a 12-month project period.

## Funding Levels

Minimum: \$10,000

Maximum: None

Match Requirement: None

## Standards

Grantees must comply with standards applicable to this fund source cited in the Texas Grant Management Standards (TxGMS), Federal Uniform Grant Guidance, and all statutes, requirements, and guidelines applicable to this funding.

## Eligible Activities and Costs

Funding may be used to provide additional personnel, equipment, supplies, contractual support, training, technical assistance, and information systems for **criminal justice purposes**, including for any one or more of the following:

1. Law enforcement;
2. Prosecution;
3. Crime Prevention;
4. Corrections and community corrections;
5. Reentry; and
6. Assessment and Evaluation;

Note: "Criminal Justice Purposes" is defined as activities pertaining to crime prevention, control, or reduction, or the enforcement of the criminal law, including, but not limited to, police efforts to prevent, control, or reduce crime or to apprehend criminals, including juveniles, activities of courts having criminal jurisdiction, and related agencies (including but not limited to prosecutorial and defender services, juvenile delinquency agencies and pretrial service or release agencies), activities of corrections, probation, or parole authorities and related agencies assisting in the rehabilitation, supervision, and care of criminal offenders, and programs relating to the prevention, control, or reduction of narcotic addiction and juvenile delinquency.

## Eligibility Requirements

1. Local units of governments must comply with the Cybersecurity Training requirements described in Section 772.012 and Section 2054.5191 of the Texas Government Code. Local governments determined to not be in compliance with the cybersecurity requirements required by Section 2054.5191 of the Texas Government Code are ineligible for OOG grant funds until the second anniversary of the date the local government is determined ineligible. Government entities must annually certify their compliance with the training requirements using the Cybersecurity Training Certification for State and Local Governments. A copy of the Training Certification must be uploaded

to your eGrants application. For more information or to access available training programs, visit the Texas Department of Information Resources [Statewide Cybersecurity Awareness Training](#) page.

2. Entities receiving funds from PSO must be located in a county that has an average of 90% or above on both adult and juvenile dispositions entered into the computerized criminal history database maintained by the Texas Department of Public Safety (DPS) as directed in the Texas Code of Criminal Procedure, Chapter 66. The disposition completeness percentage is defined as the percentage of arrest charges a county reports to DPS for which a disposition has been subsequently reported and entered into the computerized criminal history system.

Counties applying for grant awards from the Office of the Governor must commit that the county will report at least 90% of convictions within five business days to the Criminal Justice Information System at the Department of Public Safety.

3. Eligible applicants operating a law enforcement agency must be current on reporting complete UCR data and the Texas specific reporting mandated by 411.042 TGC, to the Texas Department of Public Safety (DPS) for inclusion in the annual Crime in Texas (CIT) publication. To be considered eligible for funding, applicants must have submitted a full twelve months of accurate data to DPS for the most recent calendar year by the deadline(s) established by DPS. Due to the importance of timely reporting, applicants are required to submit complete and accurate UCR data, as well as the Texas-mandated reporting, on a no less than monthly basis and respond promptly to requests from DPS related to the data submitted.
4. Local units of government, including cities, counties and other general purpose political subdivisions, as appropriate, and institutions of higher education that operate a law enforcement agency, must comply with all aspects of the programs and procedures utilized by the U.S. Department of Homeland Security ("DHS") to: (1) notify DHS of all information requested by DHS related to illegal aliens in Agency's custody; and (2) detain such illegal aliens in accordance with requests by DHS. Additionally, counties and municipalities may NOT have in effect, purport to have in effect, or make themselves subject to or bound by, any law, rule, policy, or practice (written or unwritten) that would: (1) require or authorize the public disclosure of federal law enforcement information in order to conceal, harbor, or shield from detection fugitives from justice or aliens illegally in the United States; or (2) impede federal officers from exercising authority under 8 U.S.C. § 1226(a), § 1226(c), § 1231(a), § 1357(a), § 1366(1), or § 1366(3). Lastly, eligible applicants must comply with all provisions, policies, and penalties found in Chapter 752, Subchapter C of the Texas Government Code.

Each local unit of government, and institution of higher education that operates a law enforcement agency, must download, complete and then upload into eGrants the [CEO/Law Enforcement Certifications and Assurances Form](#) certifying compliance with federal and state immigration enforcement requirements. This Form is required for each application submitted to OOG and is active until August 31, 2023 or the end of the grant period, whichever is later.

5. Eligible applicants must have a DUNS (Data Universal Numbering System) number assigned to its agency (to request a DUNS number, go to <https://fedgov.dnb.com/webform>).
6. Eligible applicants must be registered in the federal System for Award Management (SAM) database located at <https://sam.gov/>.

Failure to comply with program eligibility requirements may cause funds to be withheld and/or suspension or termination of grant funds.

## Prohibitions

Grant funds may not be used to support the unallowable costs listed in the [Guide to Grants](#) or any of the following unallowable costs:

1. Construction, renovation, or remodeling;
2. Medical services;
3. Security enhancements or equipment for non-governmental entities not engaged in criminal justice or public safety;
4. Non-law enforcement vehicles or equipment for government agencies that are for general agency use;
5. Equipment, supplies, and other direct costs associated with processing DNA evidence;
6. Activities or costs in support of Operation Border Star (agencies seeking such funding should apply under the PSO Local Border Security funding announcement).
7. Law enforcement equipment that is standard department issue;
8. Transportation, lodging, per diem or any related costs for participants, when grant funds are used to develop and conduct training for outside participants;
9. Items listed on the [Byrne JAG Prohibited Expenditure Category A and B List](#);
10. Rifle-resistant body armor (NIJ Compliant Type IIIA and below is eligible); and
11. Any other prohibition imposed by federal, state or local law or regulation.

## Selection Process

1. For eligible local and regional projects:
  - a. Applications will be forwarded by PSO to the appropriate regional council of governments (COG).
  - b. The COG's criminal justice advisory committee will prioritize all eligible applications based on State priorities, identified community priorities, cost and program effectiveness.
  - c. PSO will accept priority listings that are approved by the COG's executive committee.
  - d. PSO will make all final funding decisions based upon eligibility, approved COG priorities, reasonableness of the project, availability of funding, and cost-effectiveness.
2. For state discretionary projects, applications will be reviewed by PSO staff members or a review group selected by the executive director. PSO will make all final funding decisions based on eligibility, reasonableness, availability of funding, and cost-effectiveness.

## Contact Information

For more information, contact the eGrants help desk at [eGrants@gov.texas.gov](mailto:eGrants@gov.texas.gov) or (512) 463-1919.



Xybix Systems, Inc.  
8207 SouthPark Circle  
Littleton CO 80120  
Phone: 303-683-5656  
Fax: 303-683-5454  
JudiJ



Quote Number: 29815

Quote Date: 1/19/2022  
Revision: B  
Orig Create Date: 12/3/2021  
Expires: 3/3/2022  
Opp #: 0025590

Quote

Terms: 1% 20 Days, NET 30 Days

Page: 1 of 3

**QUOTE TO:**

Acct: KINPOLKITX  
  
Kingsville Police Department  
PO Box 1458  
Kingsville TX 78364

Phone:  
Email:

**SHIP TO:**

Kingsville Police Department - 210.3 Comms  
1700 E King  
Kingsville, TX 78363  
USA

Salesperson: BRITTNEY MUSGRAVE  
Phone: (214) 727-1681  
Email: brittneym@xybix.com

HGAC EC07-20  
EAGLE LINE  
TAX EXEMPT

1.19.22 R1 revise table size and panels jej  
12.2.21-R0 CREATE DRAWING-TRB

Pandemic Freight Surcharge:  
This fee is the temporary upcharge we are experiencing for shipping related costs and delays

Line	Part Num	Desc	Qty	U/M	List Ea.	Disc. %	Disc. Price	Net Price
1.00	12343.	Panel System Priced by the Linear Foot: Grade 3 Fabric 12343-1-DS - 29-48in - 6.0 LF @ \$287.00/LF  Upper Tiles Fabric Color: TBD Grade 3 G2 Lower Tiles Fabric Color: TBD Grade 3 G2 Panel Trim Color: Black	1	1.00 EA	\$1,722.00	47.00 %	\$912.66	\$912.66
1.01	14145-BLK	Cable Pole 96" - Alum Black	2 <sup>28</sup>	2.00 EA	\$98.00	47.00 %	\$51.94	\$103.88
2.00	14486-3D.	Adj. Table Worksurface - Corner Dual Surface - 66L x 66R - Cable Management Included	3	1.00 EA	\$2,313.00	47.00 %	\$1,225.89	\$1,225.89
3.00	15701	L4 Table Base	5	1.00 EA	\$6,052.00	47.00 %	\$3,207.56	\$3,207.56
4.00	16744.	Monitor Mount 3 - Rollervision - Corner Dual Surface - 66L x 66R  16674 - Std VESA Mount Qty = 1 Total: \$350.00 - OPEN MARKET 16676 - Std VESA Mount 2 HI 2 Knuckle Qty = 2 Total: \$1,720.00 - OPEN MARKET  <b>OPEN MARKET</b>	6	1.00 EA	\$4,433.00	47.00 %	\$2,349.49	\$2,349.49
4.01	15560	Acrylic Cleaning Kit	7	1.00 EA	\$114.00	47.00 %	\$60.42	\$60.42

Xybix Systems, Inc.  
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Littleton CO 80120  
Phone: 303-683-5656  
Fax: 303-683-5454  
Judij



Quote Number: 29815

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Expires: 3/3/2022  
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Quote

Terms: 1% 20 Days, NET 30 Days

Page: 2 of 3

Line	Part Num	Desc	Qty	U/M	List Ea.	Disc. %	Disc. Price	Net Price
5.00	16130-8	Datadock2 - Keyboard Snap-In Cable Organizer Includes: 8 - USB Ports 1 - RJ45 Port	12	1.00 EA	\$602.00	47.00 %	\$319.06	\$319.06
5.01	11778	Ext. Monitor Cable 15' VGA High Quality Male/Female	15	1.00 EA	\$88.00	47.00 %	\$46.64	\$46.64
5.02	13101	Ext. Monitor Replacement Cable DVI-D Male/Male 5M (16' 4")	16	1.00 EA	\$88.00	47.00 %	\$46.64	\$46.64
5.03	14342	Display Port Cable 15 ft Male/Male	17	3.00 EA	\$88.00	47.00 %	\$46.64	\$139.92
5.04	15033	Data Package 12-Port Cat6	18	1.00 EA	\$456.00	47.00 %	\$241.68	\$241.68
5.05	15075	CAT6 Patch Cable 25' Red	19	1.00 EA	\$54.00	47.00 %	\$28.62	\$28.62
		OPEN MARKET						
6.00	11792-BLK	Power Bar - 10 Outlet With Black Sticker	13	1.00 EA	\$156.00	47.00 %	\$82.68	\$82.68
6.01	11792-OR	Power Bar - 10 Outlet With Orange Sticker	14	1.00 EA	\$156.00	47.00 %	\$82.68	\$82.68
7.00	16708.	Axys Control System with Fan Base Price: \$2,079.00 16707AXS - Heat - \$688.00 - OPEN MARKET 16709AXS - Task Lights - \$519.00 - OPEN MARKET 16711AXS - Footwell Lighting - \$155.00 - OPEN MARKET 16712AXS - Down Bias Lighting - \$155.00 - OPEN MARKET 16713AXS - Arc Lighting - \$519.00 - OPEN MARKET OPEN MARKET	20	1.00 EA	\$4,115.00	47.00 %	\$2,180.95	\$2,180.95
		OPEN MARKET						
8.00	15463	Shelf Under Surface 19W x 9D - Metal	4	1.00 EA	\$146.00	47.00 %	\$77.38	\$77.38
8.01	15476	Shelf Under Surface USB Charging Upgrade Assembly	2	1.00 EA	\$122.00	47.00 %	\$64.66	\$64.66
11.00	16209	Cable Bridge Corner Angled Left Side	21	1.00 EA	\$229.00	47.00 %	\$121.37	\$121.37
11.01	15220-3D.	CPU Cabinet - ERGO ACCESS Tech Tower 18Wx48H Left Access	23	1.00 EA	\$1,865.00	47.00 %	\$988.45	\$988.45
19.00	10176EXT	Cup Holder - Extended for Eagle	24	1.00 EA	\$104.00	47.00 %	\$55.12	\$55.12

Xybix Systems, Inc.  
 8207 SouthPark Circle  
 Littleton CO 80120  
 Phone: 303-683-5656  
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Quote Number: 29815

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 Revision: B  
 Orig Create Date: 12/3/2021  
 Expires: 3/3/2022  
 Opp #: 0025590

Quote

Terms: 1% 20 Days, NET 30 Days

Page: 3 of 3

Line	Part Num	Desc	Qty	U/M	List Ea.	Disc. %	Disc. Price	Net Price
90.00	16139	Installers Kit Eagle Line	25	1.00 EA	\$0.00	0.00 %	\$0.00	\$0.00
90.01	10166	Crating or Cradling Table for Shipment	26	2.00 EA	\$201.00	0.00 %	\$201.00	\$402.00
99.00	Other	Other Charges & Services	27	1.00 EA	\$0.00	0.00 %	\$0.00	\$0.00

**Line (27) - Miscellaneous Charge -**

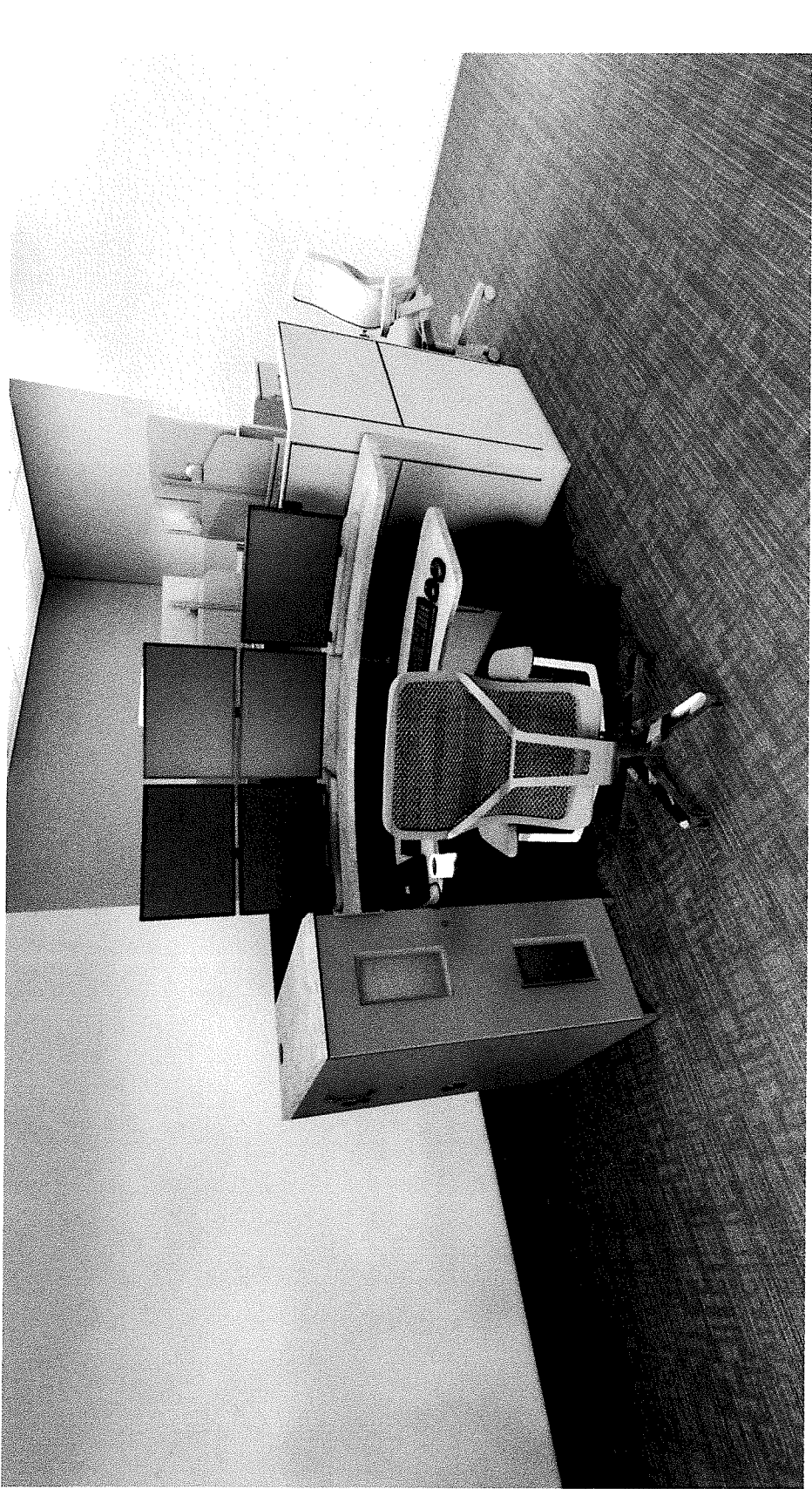
Description	Ext. Price
1.) Pandemic Freight Surcharge	254.76
2.) LTL TKeep w Lift Install	2,625.00
3.) Installation	4,542.00

List Price Total:	\$23,677.00	Lines Total:	\$12,737.75
		Line Miscellaneous Charges	
		Total:	\$7,421.76
		Taxes Total:	\$0.00
		<b>Quote Total:</b>	<b>\$20,159.51</b>

Note 1:  
 All quoted taxes are estimated. Any applicable taxes, fees, permits, etc. must be added to this quote.

Note 2:  
 Where installation is listed on quote it is based in non-union labor and on one trip for installation only. Client is responsible for coordination of Technicians and other Vendors/Contractors. Waiting time will be charged at the rate of \$75 per man hour straight time and \$115 per man hour for OT plus subsistence expenses.  
 Additionally, this quote is based upon a remodel in an existing space and/or new building - completely finished with a Certificate of Occupancy. Any project where the General Contractor is still on the job is subject to additional charges.

We appreciate this opportunity to provide this quote. Our goal is to substantially improve working conditions for your valuable staff. We look forward to meeting with you to review this proposal in detail. In the meantime please don't hesitate to call us with any questions.



**xybix**  
8207 SouthPark Circle  
Littleton, CO 80120  
1.800.788.2810 F.303.683.5454  
www.xybix.com

Sales : Brittney Misgrave  
Email : BrittneyM@xybix.com  
Designer : Therese Bovenmyer  
Email : ThereseB@xybix.com

Kingsville Police Department  
2103 Comms  
1700 E King  
Kingsville, TX 78363

FINISH SELECTIONS

Panel Trim : Black  
Panel Fabric Upper : CF Stinson Binary Ink BIN56  
Panel Fabric Lower : CF Stinson Binary Ink BIN56  
3D Laminate Counter : Dackor Rock, Concrete A017  
3D Laminate Drawer&Door Front : surf(x) Matte Luxe, Charcoal 537348  
Melamine : Panolam Storm TFL S565  
Edgeband : Panolam Storm TFL match  
Handle : Eagle Silver

**SIGN OFF APPROVAL:** Furniture orders and product installation shall not proceed until the Client has given approval to these documents. Approval of the Client shall constitute approval of the drawings for contents, scope of work and all dimensions regarded by the Client as being necessary to the use of space, furnishings and equipment. Furniture orders, or product installation authorized by the Client from these documents, shall be interpreted by XYBIX as approval in full to these documents by the Client. Revisions after approval shall result in additional costs.

Signature: \_\_\_\_\_ Title: \_\_\_\_\_ Date: \_\_\_\_\_

REVISIONS

REV	DESCRIPTION	DATE	DSGN
0	Drawing Creation	12.2.21	TRB
1	Increased Table, Updated Monitors	1.13.22	TRB

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Opportunity: 0025590  
Drawing Name: \_\_\_\_\_  
COVER PAGE  
SHEET: 1 of 4  
SCALE: 12" = 1'-0"  
Sign-Off Initials: \_\_\_\_\_  
REV 1



8207 SouthPark Circle  
Littleton, CO, 80120  
1.800.788.2810 F.303.683.5454  
www.xybix.com

Sales : Brittney Musgrave

Email : BrittneyM@xybix.com

Designer : Therese Bovermyer

Email : ThereseB@xybix.com

Kingsville Police Department  
2103 Comms  
1700 E King  
Kingsville, TX 78363

Opportunity: 0025590

Drawing Name:  
OVERALL VIEW

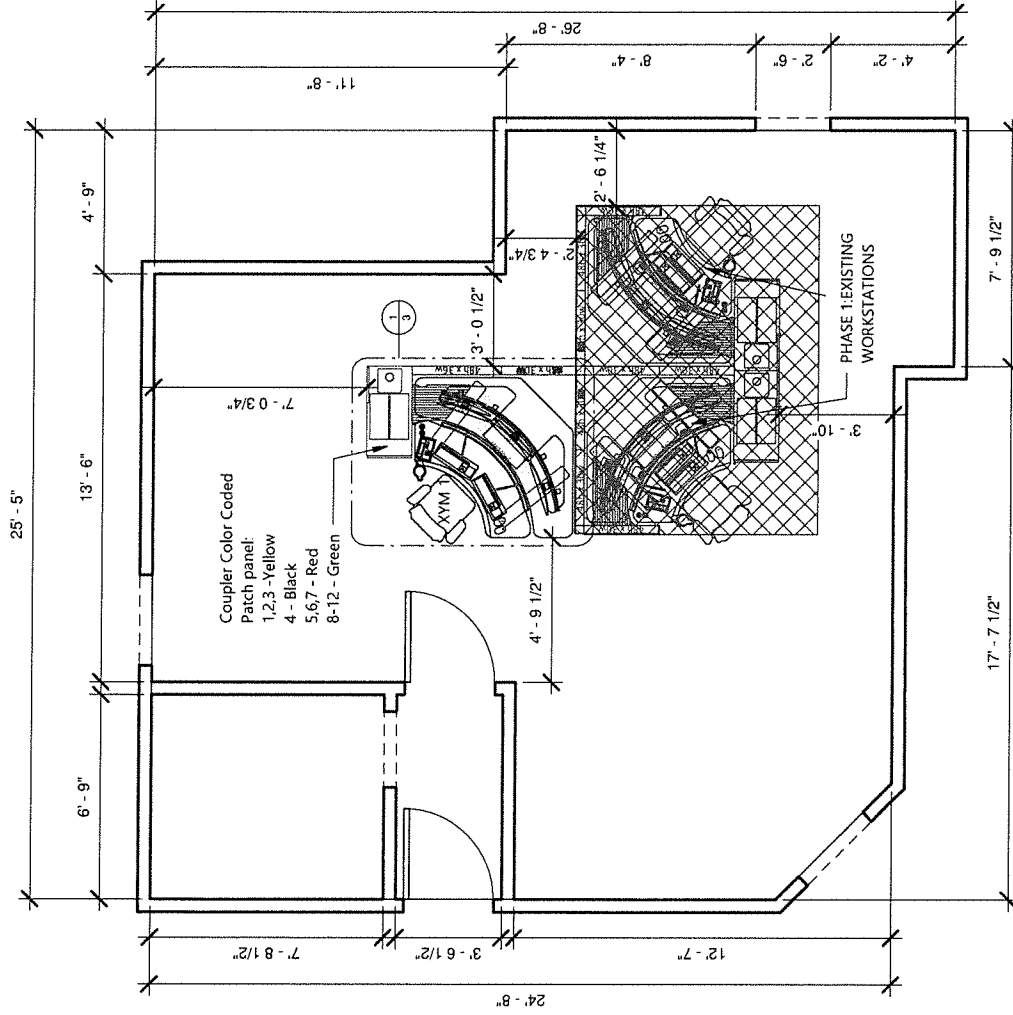
SHEET:  
2 of 4

SCALE:  
1/4" = 1'-0"

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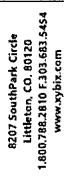
Sign-Off Initials:

REV  
1



CEILING HEIGHT: 9'  
POWER/DATA COMING FROM: CEILING

1 OVERALL VIEW  
1/4" = 1'-0"



Sales: Brittney Musgrave  
Email: BrittneyM@xybix.com  
Designer: Therese Bovenmyer  
Email: ThereseB@xybix.com

Kingsville Police Department  
2103 Comms  
1700 E King  
Kingsville, TX 78363

Opportunity: 0025590

Drawing Name: TYPICAL WORKSTATION

SHEET:	SCALE:
3 of 4	As indicated

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Design-Off Initials:	REV
	1

Xybiz **66" x 66"** Dual Surface Console with true sit to stand adjustment range of 22"-48" AFF, with L4 Table Base.

(4) CPU Enclosure, 48" high, Tech Tower with front and side locking access doors, (2) fixed shelves and (2) silent 45 CFM fans for active ventilation. Maximum Cpu dimension: 18"H x 7.5"W x 18"D

**Cable Management Bridge for cable organization from desk to CPU cabinet**  
**NOTE: Not a shelf**

"Rollervision" Monitor Mounting system capable of 10" of focal depth adjustment. Accommodates up to (3) 24" flat panel monitors on lower level and (2) 24" flat panel monitors on upper level

Swivel Cup Holder

Single shelf with grommet, under monitor surface  
19"W x 5 1/4"H x 9"D  
WITH Power-Only USB Ports

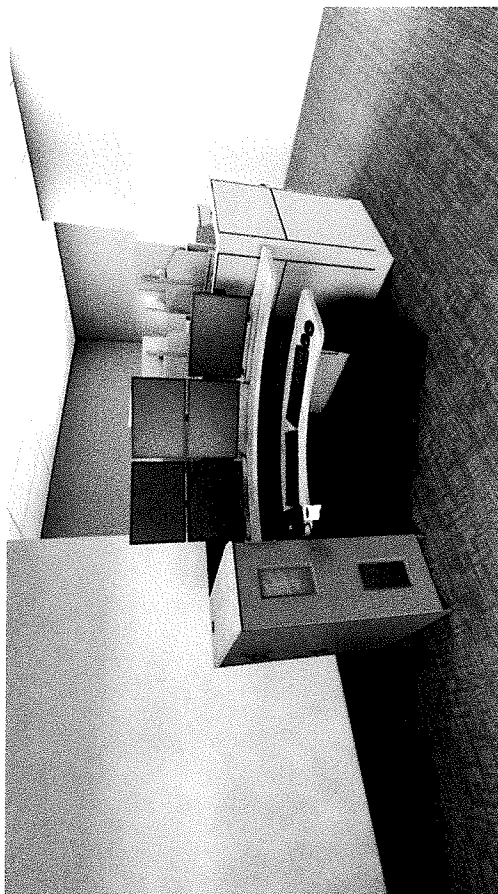
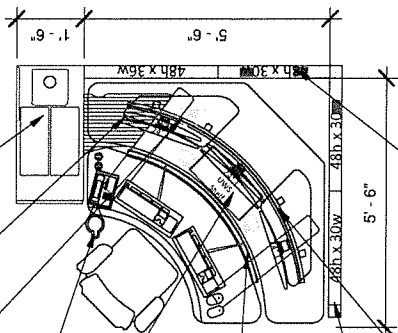
**Data Dock - Keyboard surface cable organizer**  
**(8) USB Ports**  
**(1) CAT6 Port**









48" sound absorptive panel system.  
 .55NRC Rating Standard

**axys Control System with Fan**  
**User Interface controlled through Windows, Android, and IOS**

- **Heat:** (2) 250w Forced Air Heaters
- **Task Light:** (2) Dimmable lights with flexible mounting arm on keyboard surface.
- **Footwell Lighting**
- **Down Bias Lighting**
- **Arc Lighting**

(2) Cable Poles attached from Panel System to ceiling. (1) Power, (1) Data



<u>3D LAMINATE</u> <u>DRAWER/DOOR</u> <u>FRONT</u>		<u>MATTE LUXE</u> CHARCOAL		<u>MELAMINE</u>		<u>SILVER</u>
<u>3D LAMINATE</u> <u>COUNTER</u>		<u>ROCK</u> CONCRETE		<u>HANDLE</u>		
<u>PANEL FABRIC</u>		<u>BINARY</u> INK				







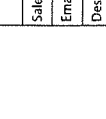
\*CONCEPTUAL IMAGES. REFER TO ACTUAL COLOR SAMPLES FOR EXACT COLOR REPRESENTATION\*

## FINISHES

1 TYP. WORKSTATION  
3/8" = 1'-0"

# MONITOR EXTENSION CABLE CONNECTIONS

MONITOR EXTENSION CABLES PER POSITION XM1

CABLE TYPE	QTY. NEEDED	DESCRIPTION	DVI-I	DVI-I	HDMI	Display Port	USB	AUDIO
	(1EA)	VGA Male / Female Extension Standard connection for monitors						
			(1EA)			(3 EA)		

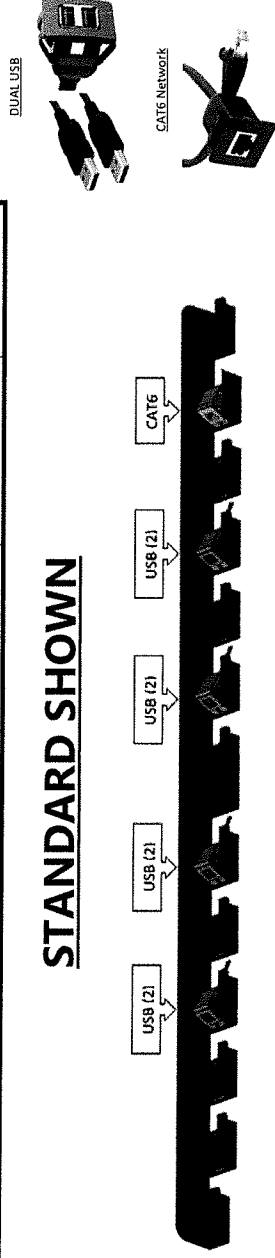
## DATA DOCK

For Keyboard; Mouse and Phone connection.  
Data Dock USB Cables are exclusively sold through Xybix only.

**Standard Data Dock System will include:**

- (1) CAT6 coupler
- (4) Dual-USB Ports (8 ports total)

## STANDARD SHOWN



## OPTIONAL ITEMS

### ADDITIONAL DATA DOCK CABLES

Indicate the number of each cable to be included **in addition** to the standard Data Dock

NOTE: These cables will be charge separately  
NOTE: There are only 5 available spaces for these options



QTY \_\_\_\_\_



QTY \_\_\_\_\_

If different cable connector types are required it is your responsibility to contact your designer or sales rep.

\*\*\* You agree that any changes to this order following receipt of sign-off drawing and PO may result in additional cost that will be expensed to the client \*\*\*

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



8207 SouthPark Circle  
Littleton, CO 80120  
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www.xybix.com

Sales: Brittney Musgrave  
Email: BrittneyM@xybix.com  
Designer: Therese Bovenmyer  
Email: ThereseB@xybix.com

Kingsville Police Department  
2103 Comms  
1700 E King  
Kingsville, TX 78633

Opportunity: 0025590

Drawing Name:

CABLE SHEET

SHEET: SCALE:

4 of 4

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Sign-Off Initials:

REV

1

**RESOLUTION #2022-\_\_\_\_\_**

**A RESOLUTION AUTHORIZING APPLICATION TO, ADMINISTRATION OF, AND ACCEPTANCE OF OFFICE OF THE GOVERNOR, PUBLIC SAFETY OFFICE, CRIMINAL JUSTICE DIVISION'S CRIMINAL JUSTICE GRANT PROGRAM, FY2023; AUTHORIZING THE CHIEF OF POLICE TO ACT ON THE CITY'S BEHALF WITH SUCH PROGRAM.**

**WHEREAS**, the City Commission of the City of Kingsville finds it in the best interest of the citizens of Kingsville, that the Kingsville Police Department apply for and, if awarded, accept and administer the Office of the Governor, Public Safety Office, Criminal Justice Division's Criminal Justice Grant Program, FY2023, which provides funding to enable law enforcement agencies to have additional personnel, equipment, supplies, contractual support, training, technical assistance, and information systems for criminal justice purposes; and

**WHEREAS**, the funds are authorized under the Edward Byrne Memorial Justice Assistance Grant Program (JAG) to the U.S. Department of Justice, Bureau of Justice Assistance through congressional appropriation; and

**WHEREAS**, the City agrees to provide the applicable matching funds for the said project (if any), which are expected to be a zero; and

**WHEREAS**, to support the safety of officers and citizens through the purchase of a police dispatching console for this critical law enforcement position; and

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

**WHEREAS**, the City of Kingsville has previously applied for similar grants that assist with improved officer and citizen safety; and

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

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

I.

**THAT** the City Commission of the City of Kingsville approves the submission, acceptance (if awarded), and administration of the grant application for the Office of the



Governor, Public Safety Office, Criminal Justice Division's Criminal Justice Grant Program, FY2023.

II.

**THAT** the Chief of Police is hereby authorized and directed to act on the City's behalf in all matters pertaining to the Office of the Governor, Public Safety Office, Criminal Justice Division's Criminal Justice Grant Program, FY2023, including but not limited to any certifications, amendments or representations stipulated therein and that the Chief of Police will administer the program and execute and submit all certifications, reports, or contracts necessary for the administration and expenditure of such program.

III.

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

**PASSED AND APPROVED** by a majority vote of the City Commission on the 14th day of February, 2022.

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

**ATTEST:**

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

**APPROVED AS TO FORM:**

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

## **AGENDA ITEM #6**

**City of Kingsville  
Police Department**

---

TO: Mayor and City Commissioners

CC: Mark McLaughlin, City Manager

FROM: Ricardo Torres, Chief of Police

DATE: February 9, 2022

SUBJECT: FY2022 Operation Lone Star Grant Program (OLS)

---

**Summary:**

The Kingsville Police Department requested a resolution to apply for and if awarded to accept and expend FY2022 Operation Lone Star Grant Program (OLS) funds. Funds in the amount of \$248,696.03 have been awarded to the Kingsville Police Department. (See attached SOGA information.)

**Background:**

The purpose of the program is to enhance interagency border security operations supporting Operation Lone Star including the facilitation of directed actions to deter and interdict criminal activity and detain non-citizen inmates. Program participants shall assist in the execution of coordinated border security operations in an effort to:

**Law Enforcement**

1. Increase the effectiveness and impact of Operation Lone Star.
2. Reduce border-related criminal activity in Texas.
3. Implement and increase the effectiveness of operational methods, measures, and techniques for outbound/southbound operations.
4. Decrease the supply of drugs smuggled into and through Texas from Mexico.
5. Disrupt and deter operations of gang and cartel criminal organizations.
6. Decrease specifically targeted tactics (such as conveyance methods) for drugs in the Texas border region.
7. decreased use of specific areas for crime as targeted in directed action missions.
8. Increase the effectiveness of directed action missions based upon intelligence and analysis to ensure they target the most serious threats and are conducted in high pay-off areas.
9. Increase the number and quality of analytical intelligence products developed at the Unified Command and state levels.
10. Increase coordination between local and state law enforcement agencies in planning, execution, and analysis of border security operations



**City of Kingsville  
Police Department**

**Financial Impact:**

Funding in the amount of \$248,696.03 has been awarded to provide equipment and supplies in support of Operation Lone Star activities.

The grant for "Operation Lone Star" is a reimbursement type and does not require any cash match.

**Recommendation:**

The City of Kingsville Commission approve the budget amendment so that we can expend the grant funds awarded under this grant.

Please place this on the next available agenda. Thank you for your assistance regarding this matter.





GOVERNOR GREG ABBOTT

Dear Grantee:

Congratulations on your award! To activate your agency's grant, the Authorized Official must log on to eGrants at <https://eGrants.gov.texas.gov> and go to the 'My Home' tab. In the 'Pending Applications' section, locate the application with a 'Current Status' of "Pending AO Acceptance of Award". Click on the grant number and proceed to the 'Accept Award' tab. From this tab, click on the 'Accept' button. Grants must be accepted within 45 calendar days of the date the award was issued.

Be sure to review the Grantee Conditions and Responsibilities Memo for a quick overview of general items every grantee should be aware of. You can also find more detailed information on the eGrants website including helpful resources, links, and tools needed to properly administer Public Safety Office grants. The Guide to Grants, also on the website, contains answers to questions frequently asked by grantees.

If you have any questions regarding this award, feel free to contact your grant manager, whose name is referenced in the Statement of Grant Award or you may always contact our office via the eGrants Help Desk at [eGrants@gov.texas.gov](mailto:eGrants@gov.texas.gov).

We look forward to working with you to ensure the success of your program.

A handwritten signature in cursive script that reads "Aimee Snoddy".

Aimee Snoddy  
Executive Director  
Public Safety Office

**Statement of Grant Award (SOGA)**

The Statement of Grant Award is the official notice of award from the Office of the Governor (OOG). This Grant Agreement and all terms, conditions, provisions and obligations set forth herein shall be binding upon and shall inure to the benefit of the Parties and their respective successors and assigns and all other State of Texas agencies and any other agencies, departments, divisions, governmental entities, public corporations, and other entities which shall be successors to each of the Parties or which shall succeed to or become obligated to perform or become bound by any of the covenants, agreements or obligations hereunder of each of the Parties hereto.

The approved project narrative and budget for this award are reflected in eGrants on the 'Narrative' and 'Budget/Details' tabs. By accepting the Grant Award in eGrants, the Grantee agrees to strictly comply with the requirements and obligations of this Grant Agreement including any and all applicable federal and state statutes, regulations, policies, guidelines and requirements. In instances where conflicting requirements apply to a Grantee, the more restrictive requirement applies.

The Grant Agreement includes the Statement of Grant Award; the OOG Grantee Conditions and Responsibilities; the Grant Application in eGrants; and the other identified documents in the Grant Application and Grant Award, including but not limited to: 2 CFR Part 200, Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards; Chapter 783 of the Texas Government Code, Title 34, Part 1, Chapter 20, Subchapter E, Division 4 of the Texas Administrative Code, and the Uniform Grant Management Standards (UGMS) developed by the Comptroller of Public Accounts; the state Funding Announcement or Solicitation under which the grant application was made, and for federal funding, the Funding Announcement or Solicitation under which the OOG was awarded funds; and any applicable documents referenced in the documents listed above. For grants awarded from the U.S. Department of Justice, the current applicable version of the Department of Justice Grants Financial Guide and any applicable provisions in Title 28 of the CFR apply. For grants awarded from the Federal Emergency Management Agency (FEMA), all Information Bulletins and Policies published by the FEMA Grants Program Directorate apply. The OOG reserves the right to add additional responsibilities and requirements, with or without advance notice to the Grantee.

By clicking on the 'Accept' button within the 'Accept Award' tab, the Grantee accepts the responsibility for the grant project, agrees and certifies compliance with the requirements outlined in the Grant Agreement, including all provisions incorporated herein, and agrees with the following conditions of grant funding. The grantee's funds will not be released until the grantee has satisfied the requirements of the following Condition(s) of Funding and Other Fund-Specific Requirement(s), if any, cited below:

<b>Grant Number:</b>	4385701	<b>Award Amount:</b>	\$248,696.03
<b>Date Awarded:</b>	2/7/2022	<b>Grantee Cash Match:</b>	\$0.00
<b>Grant Period:</b>	09/01/2021 - 08/31/2023	<b>Grantee In Kind Match:</b>	\$0.00
<b>Liquidation Date:</b>	11/29/2023	<b>Total Project Cost:</b>	\$248,696.03
<b>Program Fund:</b>	BD-Operation Lone Star Grant Program		
<b>Grantee Name:</b>	Kingsville, City of		
<b>Project Title:</b>	Operation Lone Star		
<b>Grant Manager:</b>	James Zielh		
<b>DUNS Number:</b>	618308118		

**CFDA:** N/A

**Federal**

**Awarding Agency:** N/A - State Funds

**Federal Award**

**Date:** N/A - State Funds

**Federal/State**

**Award ID** 2022-BD-ST-0001

**Number:**

**Total Federal** \$100,000,000.00

RESOLUTION #2021- 15

**A RESOLUTION AUTHORIZING APPLICATION TO, ADMINISTRATION OF, AND ACCEPTANCE OF OFFICE OF THE GOVERNOR, PUBLIC SAFETY OFFICE, HOMELAND SECURITY GRANTS DIVISION'S FY2022 OPERATION LONE STAR GRANT PROGRAM (OLS); AUTHORIZING THE CHIEF OF POLICE TO ACT ON THE CITY'S BEHALF WITH SUCH PROGRAM.**

**WHEREAS**, the City Commission of the City of Kingsville finds it in the best interest of the citizens of Kingsville, that the Kingsville Police Department apply for and, if awarded, accept and administer the Office of the Governor, Public Safety Office, Homeland Security Grants Division's FY2022 Operation Lone Star Grant Program, which provides funding to deter and interdict criminal activity and detain non-citizen inmates and to assist in the execution of coordinated border security operations as described in the grant information; and

**WHEREAS**, the City agrees to provide the applicable matching funds for the said project as required by the grant application, if any, though no match is expected as this is a reimbursement type grant that has a minimum funding level of \$5,000; and

**WHEREAS**, to support the safety of officers and citizens, the City would like to use grant funds as allowed by the grant (ie, categories such as overtime, personnel costs, equipment & technology, supplies & direct operating expenses, travel & training); and

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

**WHEREAS**, the City of Kingsville has previously applied for similar grants that assist with improved officer and citizen safety; and

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

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

I.

**THAT** the City Commission of the City of Kingsville approves the submission, acceptance (if awarded), and administration of the grant application for the Office of the Governor, Public Safety Office, Homeland Security Grants Division's FY2022 Operation Lone Star Grant Program.

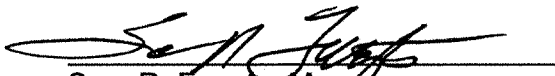
II.

**THAT** the Chief of Police is hereby authorized and directed to act on the City's behalf in all matters pertaining to the Office of the Governor, Public Safety Office, Homeland Security Grants Division's FY2022 Operation Lone Star Grant Program, including but not limited to any certifications, amendments or representations stipulated therein and that the Chief of Police will administer the program and execute and submit all certifications, reports, or contracts necessary for the administration and expenditure of such program.

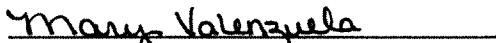
III.

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

**PASSED AND APPROVED** by a majority vote of the City Commission on the 25th day of October, 2021.

  
Sam R. Fugate, Mayor

**ATTEST:**

  
Mary Valenzuela, City Secretary

**APPROVED AS TO FORM:**

  
Courtney Alvarez, City Attorney



**ORDINANCE NO. 2022-\_\_\_\_\_**

**AN ORDINANCE AMENDING THE FISCAL YEAR 2021-2022 BUDGET TO ACCEPT AND EXPEND FUNDING FROM THE HOMELAND SECURITY GRANT-OPERATION LONE STAR #4385701 FOR POLICE EQUIPMENT.**

**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 2021-2022 budget be amended as follows:

CITY OF KINGSVILLE  
DEPARTMENT EXPENSES  
BUDGET AMENDMENT – BA#13

Dept No.	Dept Name	Account Name	Account Number	Budget Increase	Budget Decrease
<b>Fund 059 – Homeland Security</b>					
<u>Expenditures - 5</u>					
2100	Police	Machinery & Equipment	71200	\$248,696.03	

[To amend the City of Kingsville FY 21-22 Budget to accept and expend funding from the Homeland Security Grant-Operation Lone Star #4385701 for Police Equipment. Funding will come from the grant funding awarded.]

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 14th day of February 2022.

**PASSED AND APPROVED** on this the 28th day of February 2022.

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

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

**ATTEST:**

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

**APPROVED AS TO FORM:**

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

## **AGENDA ITEM #7**

**City of Kingsville**  
**Department Name**

---

TO: Mayor and City Commissioners  
CC: Mark McLaughlin, City Manager  
FROM: Juan J. Adame, Fire Chief  
DATE: February 9, 2022  
SUBJECT: Fire Department Budget Amendment

---

**Summary:**

The Kingsville Fire Department is requesting approval to amend the FY 21-22 budget to carry-over surplus funds from a grant from the Coastal Bend Regional Advisory Council (CBRAC) in the amount of \$8,363.

**Background:**

Each year CBAC distributes funds to emergency medical services departments based on the number of EMS calls.

**Financial Impact:**

No financial impact. This grant will be used to purchase medical equipment and supplies.

**Recommendation:**

Approve the carry-over of surplus funds from the CBRAC grant in the amount of \$8,363.00.



**ORDINANCE NO. 2022-\_\_\_\_\_**

**AN ORDINANCE AMENDING THE FISCAL YEAR 2021-2022 BUDGET TO APPROPRIATE UNSPENT GRANT FUNDS FOR THE PURCHASE OF MEDICAL EQUIPMENT 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 2021-2022 budget be amended as follows:

CITY OF KINGSVILLE  
DEPARTMENT EXPENSES  
BUDGET AMENDMENT – BA#14

Dept No.	Dept Name	Account Name	Account Number	Budget Increase	Budget Decrease
<b>Fund 027 – EMS Fund</b>					
<u>Revenues - 4</u>					
2200	Fire	State Grants	72010	\$8,363.00	
<u>Expenditures - 5</u>					
2200	Fire	Medical Supplies	22400	\$8,363.00	

[To amend the City of Kingsville FY 21-22 Budget to appropriate unspent grant funds for the purchases of medical equipment and supplies. Funding will come from the Deferred Revenues line item in this fund where the unspent funds are recorded.]

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 14th day of February 2022.

**PASSED AND APPROVED** on this the 28th day of February 2022.

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

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

**ATTEST:**

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

**APPROVED AS TO FORM:**

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

## **AGENDA ITEM #8**

**City of Kingsville  
Engineering Dept.**

TO: Mayor and City Commissioners

CC: Mark McLaughlin, City Manager

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

DATE: February 14, 2022

SUBJECT: Consider awarding Professional Engineering Services related to the Flood Infrastructure Fund grant program funded by the Texas Water Development Board (TWDB).

---

**Summary:**

On January 25, 2022, the City received responses to Request for Qualifications (RFQ) for engineering services for Drainage Improvements at Paulson Falls Subdivision that will be financed through the Texas Water Development Board (TWDB), if funding is awarded to the City. The RFQ needs to be awarded and a contract negotiated with the engineering firm.

**Background:**

On September 13, 2021, City Commission approved submitting to the TWDB for Flood Infrastructure Fund (FIF)-Intent to Apply for Drainage Master Plan - Location 8 (Paulson Falls Subdivision). The grant amount is \$301,000.00 and the loan amount is \$399,000.00. Total Project Cost is \$700,000.00. TWDB prefers engineering service contracts be in place prior to an award so that if a project is funded then it can begin without that delay.

Accordingly, RFQ #22-10 was prepared for engineering services for Drainage Improvements at Paulson Falls Subdivision. The RFQ was advertised in the local newspaper on December 30, 2021 and January 6, 2022. Responses were received on January 25, 2022 with only one engineering firm submitting a proposal.

The City Manager created an Evaluation Committee to select a consultant for Professional Engineering Services. The selection committee included City Manager, Purchasing Manager, Capital Improvements Manager, Public Works Director and City Engineer.





**City of Kingsville  
Engineering Dept.**

The Evaluation Committee reviewed the one (1) Statement of Qualification received, which was from International Consulting Engineers (ICE). The committee is recommending the RFQ be awarded to ICE. Once done awarding professional engineering services, the next step is to negotiate a contract.

We recommend awarding the RFQ and negotiating a contract with International Consulting Engineers. This firm is currently providing engineering services on four other TWDB drainage projects.

This is the final TWDB grant/loan application to be selected and considered for stated funding. If awarded, it completes 5 of the 9 drainage improvements projects from the 2018 City adopted Drainage Master Plan.

**Financial Impact:**

There is no financial impact by awarding RFQ#22-10 for Professional Engineering Services. A contract shall be negotiated for Professional Engineering Services, but the City is not obligated to proceed with the contract if the City is not awarded the TWDB FIF funds.

**Recommendation:**

The Evaluation Committee recommends awarding RFQ#22-10 for Professional Engineering Services to International Consulting Engineers and to begin negotiating a contract.

**Attachments:**

None.



## **AGENDA ITEM #9**

**City of Kingsville  
Engineering Dept.**

TO: Mayor and City Commissioners

CC: Mark McLaughlin, City Manager

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

DATE: February 14, 2022

SUBJECT: Consider approving Ordinance for traffic flow changes on E. Johnston Avenue between 11<sup>th</sup> Street and 12<sup>th</sup> Street and 11<sup>th</sup> Street between E. Johnston Avenue and E. Doddridge Avenue from a One-Way Street into a Two-way Street and proposing stop sign at the intersection of 12<sup>th</sup> Street and E. Johnston Avenue.

---

**Summary:**

The ordinance changes the traffic flow on existing one-way streets into two-way streets. E. Johnston Avenue has a 26 feet wide pavement. 11<sup>th</sup> Street has a 29 feet wide pavement. The existing pavement widths allow for traffic to flow in both directions. This ordinance is necessary to protect the public safety, health, and welfare of the City of Kingsville.

The streets are in Area K of the Traffic Control Areas. If the ordinance is approved the Streets Division will need to remove the existing One-Way sign at the intersection of 12<sup>th</sup> Street and E. Johnston Avenue, remove Do Not Enter sign at the intersection of 11<sup>th</sup> Street and E Doddridge Avenue, and to install a new stop sign at the intersection of 12<sup>th</sup> Street and E. Johnston Avenue for east bound traffic.

The street is currently being used as a two-way street, so this change is not an impact to motorist.

Code of Ordinance Sec. 7-1-1(A)(2) Speed Limits– Thirty miles per hour within the city limits, except when a lower rate of speed is permitted as set out and prescribed by Schedule I of Article 5, Traffic Schedules. Stop sign shall comply with Sec. 7-8-2 – Specifications for traffic control devices and Sec. 7-8-3 – Traffic control areas.



**City of Kingsville  
Engineering Dept.**

**Background:**

Mirabeau B. Lamar Elementary School has been closed since June 2009. On the southside of the school is an existing one-way street which begins at the intersection of 12<sup>th</sup> street and E. Johnston Avenue due west to the intersection with 11<sup>th</sup> Street then is due south and ends at the intersection of 11<sup>th</sup> Street and E. Doddridge Avenue.

When the school was in service, a one-way flow of traffic was deemed safer for the public. In the time since the school has been closed the public has been using the road for two-way traffic. The proposed ordinance change will allow the ordinance to mirror actual usage and enhance safety by adding a stop sign.

**Financial Impact:**

The total cost for the stop sign is approximately \$200.00, which will come from Streets Division line item 001-5-3050-52200.

**Recommendation:**

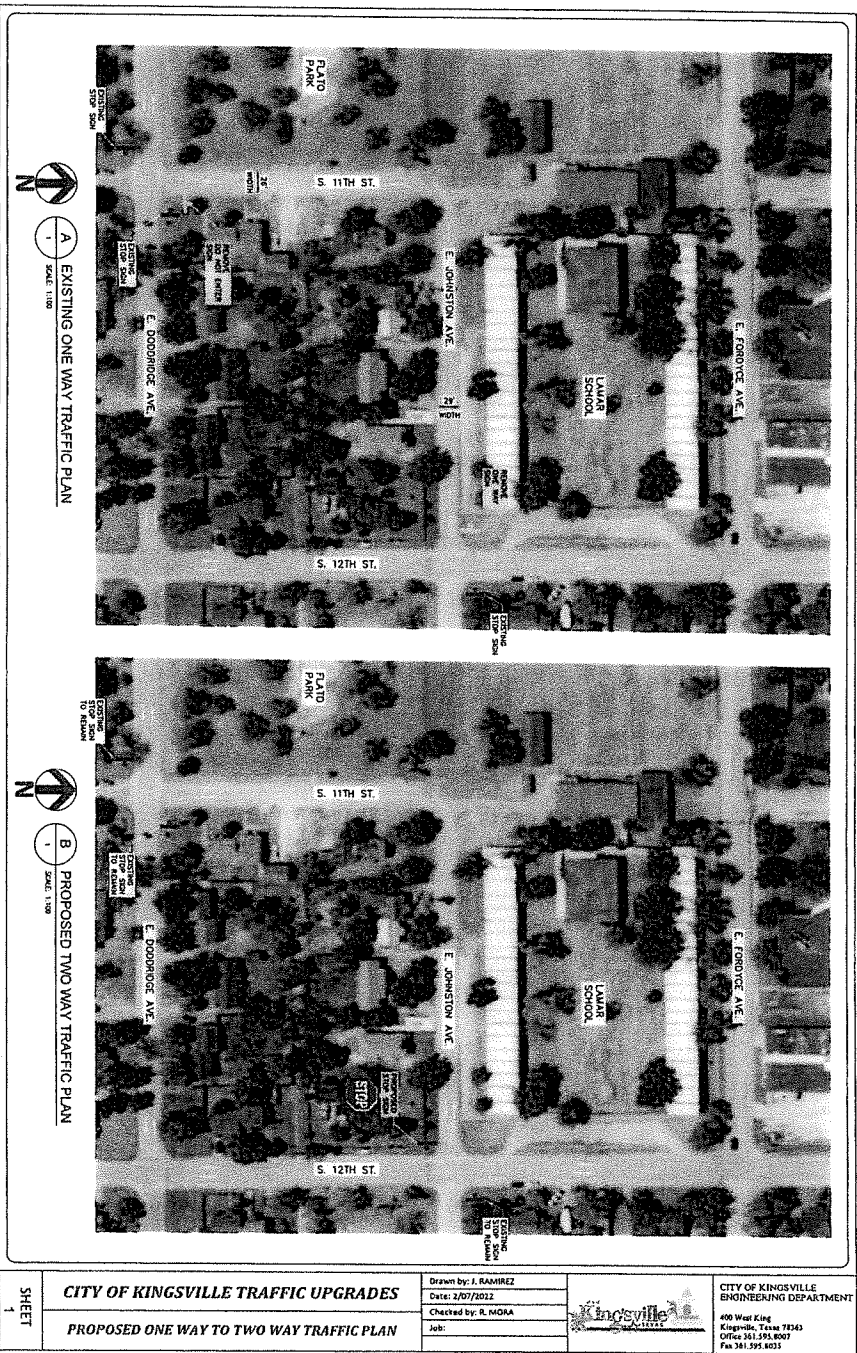
Staff recommends approving the ordinance changing the one-way traffic on E. Johnston Avenue and 11<sup>th</sup> Street into two-way traffic area and adding a stop sign on E. Johnston Avenue at its intersection with 12th Street for east bound traffic.

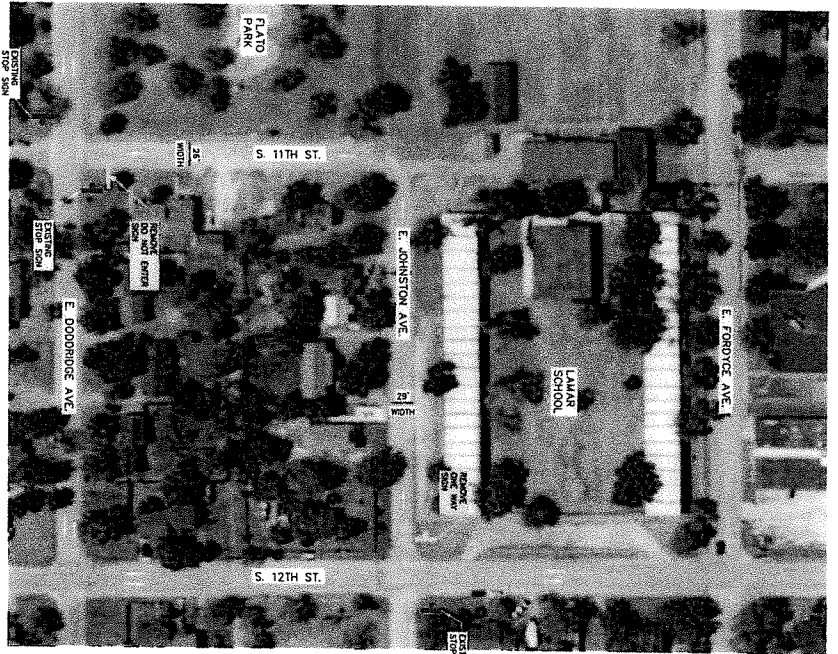
**Attachments:**


Site Map

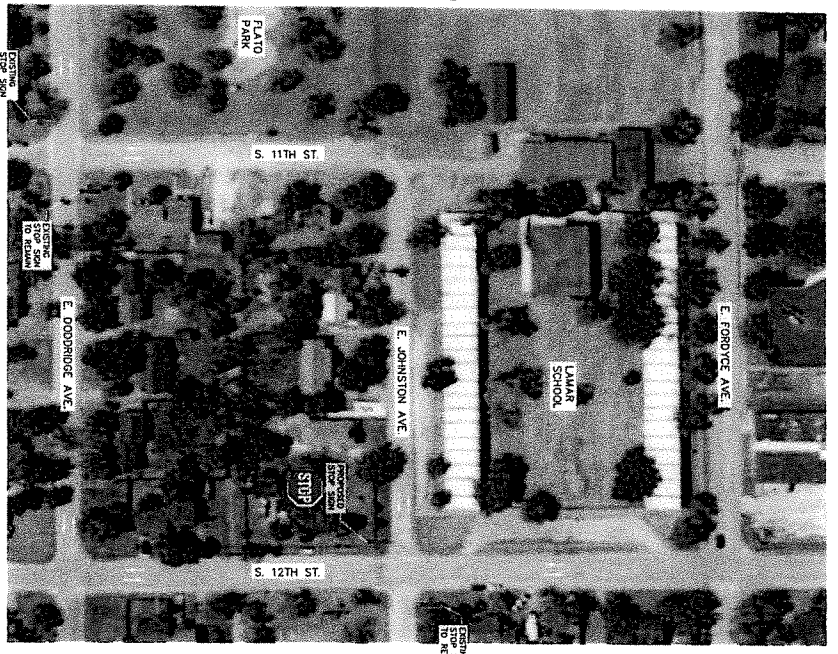
Ordinance No. 2022-\_\_\_\_\_.









  
 A EXISTING ONE WAY TRAFFIC PLAN
   
 SCALE 1"=80'




  
 B PROPOSED TWO WAY TRAFFIC PLAN
   
 SCALE 1"=80'

SHEET  
1

# CITY OF KINGSVILLE TRAFFIC UPGRADES

## PROPOSED ONE WAY TO TWO WAY TRAFFIC PLAN

Drawn by: J. RAMIREZ

Date: 2/07/2022

Checked by: R. MORA

Job:



CITY OF KINGSVILLE  
ENGINEERING DEPARTMENT

400 West King  
Kingsville, Texas 78363  
Office 361.395.8007  
Fax 361.395.8233

**ORDINANCE #2022-\_\_\_\_\_**

**AMENDING THE CITY OF KINGSVILLE CODE OF ORDINANCES CHAPTER VII, ARTICLE 8, SECTION 3-TRAFFIC CONTROL DEVICES; PROVIDING FOR THE AUTHORITY TO PLACE A STOP SIGN ON JOHNSTON STREET AT 12<sup>TH</sup> STREET FOR EASTBOUND TRAFFIC; REPEALING ALL ORDINANCES IN CONFLICT HERewith AND PROVIDING FOR AN EFFECTIVE DATE AND PUBLICATION.**

**WHEREAS**, the Kingsville Independent School District had a campus known as Lamar Elementary School, which needed one-way traffic along Johnston Street between 11<sup>th</sup> and 12<sup>th</sup> Streets while the campus was in service;

**WHEREAS**, the campus closed in 2009 and the public has been using Johnston Street in that area for two-way traffic, the one-way designation is no longer needed,

**WHEREAS**, once an official change to two-way traffic is implemented (by the removal of one-way signage) the simultaneous addition of a stop sign on Johnston at its intersection with 12<sup>th</sup> Street for eastbound traffic will be needed to improve public safety (NOTE: one already exist here for westbound traffic);

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

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

I.

**THAT** Section 7-8-3 of Article 7: Traffic Control Devices of Chapter VII, Traffic Code, of the Code of Ordinances of the City of Kingsville, Texas, shall be amended to read as follows:

**§7-8-3 TRAFFIC CONTROL AREAS.**

....

(B) AREA K:

...

AREA K		
Intersection	Direction	Device

...		
9. Johnston Ave. at Tenth St.	Northbound - Southbound	Delete stop signs
10. Fordyce Ave. at Eleventh St.	Eastbound - Westbound	Delete stop signs
11. 9th Street at King Street	Northbound	Install stop sign
<u>12. Johnston Ave. at Twelfth St.</u>	<u>Eastbound</u>	<u>Install stop sign</u>

....

## II.

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

## III.

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

## IV.

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

**INTRODUCED** on this the 14th day of February, 2022.

**PASSED AND APPROVED** on this the 28th day of February, 2022.



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

**ATTEST:**

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

**APPROVED AS TO FORM:**

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

# **AGENDA ITEM #10**

**City of Kingsville Parks & Recreation**

TO: Mayor and City Commissioners

CC: Mark McLaughlin, City Manager

FROM: Susan Ivy, Parks Director



DATE: February 4, 2022

SUBJECT: Approval of Expenditure of ARPA Loss of Revenue Funds for Parks Projects

**Summary:**

We are requesting to use ARPA funds authorized by loss of revenue calculations for Parks & Recreation Department during Covid Closures. Our Calculation prepared by Finance Director Deborah Balli totals \$92,753.00. We are asking for up to \$41,105.38 to install sidewalks at the newly renovated Ball fields #4 & #6 and to replace the failed holding tank at the splash pad at Flores Park.

**Background:**

The sidewalks at the ball fields were not a part of the grant as they don't provide recreation but are necessary to comply with TDLR Handicap Accessibility regulations. The estimate for the sidewalks is \$16,320.00. The Splash pad Tank failed for unknown reasons and is not under warranty, so the responsibility lies with us to replace and repair it. The estimate for replacing and repairing is \$19,785.38, however, we could run into other needed repairs with all the piping once the work begins. We also may be able to get some of the digging out of the tank done in house which could save some funds as well. For these reasons we are asking for a \$5,000.00 cushion in funding approval which if not spent on the splash pad repair would be used for other projects approved in future requests.

**Financial Impact:**

These expenditures would not affect General Fund and would expend up to \$41,105.38 of ARPA Loss of Revenue funds for Parks & Recreation.

**Recommendation:**

City staff recommends the authorization of expenditures of up to \$41,105.38 for sidewalk installation and Splash Pad repair to be paid from ARPA Funds for Parks & Recreation.

**Aquatic Renovations & Services, Inc.**

16734 Crystal Glade

San Antonio, TX 78247 US

rcantu75@att.net

aquatic-renovations.com

**Estimate**

## ADDRESS

Mrs. Susan Ivy

Brokshire Pool

PO Box 1458

Kingsville, TX 78363

United States

ESTIMATE #

DATE

1502

01/28/2022

ACTIVITY	QTY	RATE	AMOUNT
<b>Services</b>	1	15,500.00	15,500.00
Excavate collapsed plastic tank for splash pad , remove, and haul away. Excavate hole to required depth for new tank, install gravel bed (per tank manufacturer's specs), install new tank, attach plumbing, and bury.... Start system to ensure proper operation...			
<b>Parts</b>	1	2,785.38	2,785.38
1,000-1,250 Gallon 2 Compartment Concrete Tank (Septic tank, custom built per my specifications to manufacturer)			
<b>Freight</b>	1	750.00	750.00
Freight charges (Delivery of New Tank)			
<b>Services</b>	1	3,000.00	3,000.00
Equipment Rental and Fuel Charges			
<b>Service:Travel (fee)</b>	1	1,250.00	1,250.00
Travel (Hotel and Meals for week of project and days following for startup...)			
<b>Services</b>	1	-3,500.00	-3,500.00
Discount for city providing operator and equipment for excavation and burial.... 50% due at start of project and final 50% upon completion			

This will pretty much cover everything we discussed. Feel free to contact me at your convenience, if you have any questions. Thanks and have a blessed day!

**TOTAL****\$19,785.38**

Accepted By

Accepted Date



Commercial & Residential  
All Phases of Construction

226 n cr 1026  
Kingsville, TX 78363

**D&M Contracting & Construction**

361-522-5874

### PROPOSAL

Proposal Submitted To: City of Kingsville Proposal No.: 1130  
Name: Concrete sidewalks Date: 11/30/2021  
Address: Dick Kleberg park Contact J Ramirez

*Staff Verified  
Quote Feb. 2022*

We hereby propose to furnish Material and labor necessary for the completion of  
Install sidewalks as per plans Drawn by of city of Kingsville engineering  
dept .

Exclusions: , plans ,engineering , Wind storm ,concrete and soil testing .

Not responsible for underground utilities

All material is guaranteed to be as specified, and the above work to be performed in accordance  
with the drawings and specifications submitted for above work and completed in a substantial  
workmanlike manner of **\$16,320. Sixteen Thousand Three Hundred and Twenty**  
**Dollars /00**

With payment to be made as follows:

**50% down upon starting and balance as to Percent of work completed as draws**

Respectfully Submitted \_\_\_\_\_

Any alteration or deviation from above specifications

**Involving extra costs will be executed only upon written** order, and will become an extra  
charge over and above the estimate. All agreements contingent upon strikes, accidents, and or  
delays beyond our control.

**Per**

Note: This proposal may be withdrawn by us if not  
Accepted within 30 days.

### Acceptance of Proposal

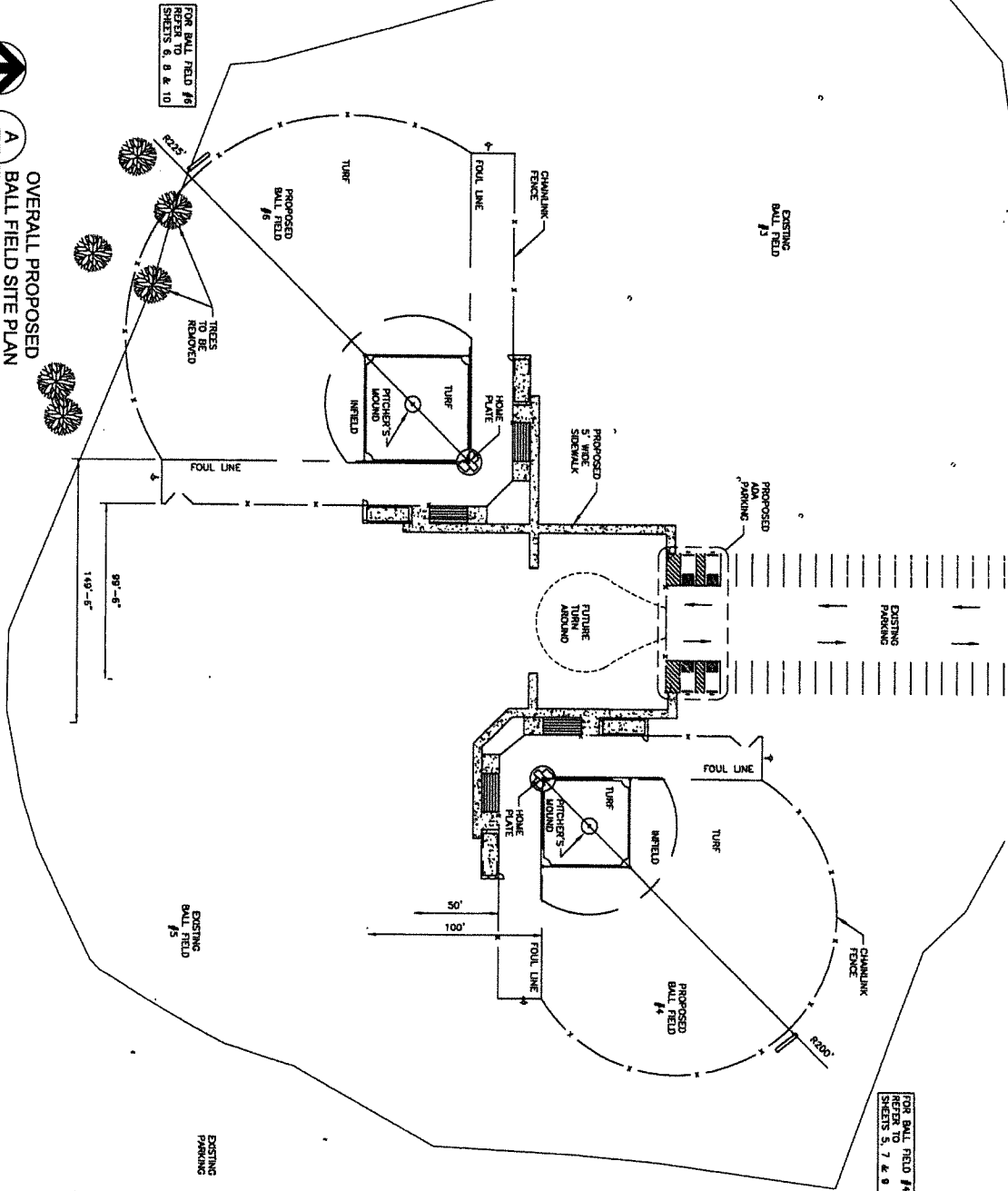
The above prices, specifications and conditions are satisfactory and are hereby accepted. You  
are authorized to do the work as specified. Payments will be made as outlined above. Contract  
will be drafted if accepted by Owner.

Date: \_\_\_\_\_

Signature \_\_\_\_\_

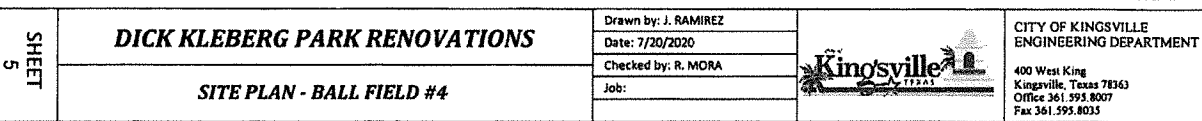


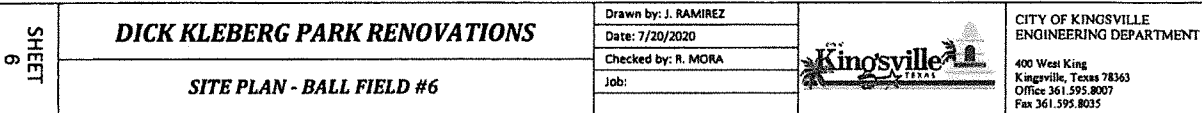
OVERALL PROPOSED  
BALL FIELD SITE PLAN  
SCALE: 1"=60'



THE SEAL APPEARING ON THIS DOCUMENT WAS AUTHORIZED BY THE BOARD OF ENGINEERING EXAMINERS ON 03-04-2021. IN ATTENTION OF A SCALED DOCUMENT WITHOUT PROPER NOTIFICATION TO THE RESPONSIBLE ENGINEER, THE SEALING OF THIS DOCUMENT VIOLATES THE TEXAS ENGINEERING PRACTICE ACT.

1641 7-24-31 3/14/2021  
RUTILO P. MORA JR., P.E. NO. 111588







# **AGENDA ITEM #11**

**City of Kingsville Parks & Recreation**

TO: Mayor and City Commissioners

CC: Mark McLaughlin, City Manager

FROM: Susan Ivy, Parks Director



DATE: February 4, 2022

SUBJECT: Approval of Expenditure of ARPA Loss of Revenue Funds for Parks Projects

**Summary:**

We are requesting to use ARPA funds authorized by loss of revenue calculations for Parks & Recreation Department during Covid Closures. Our Calculation prepared by Finance Director Deborah Balli totals \$92,753.00. We are asking for up to \$41,105.38 to install sidewalks at the newly renovated Ball fields #4 & #6 and to replace the failed holding tank at the splash pad at Flores Park.

**Background:**

The sidewalks at the ball fields were not a part of the grant as they don't provide recreation but are necessary to comply with TDLR Handicap Accessibility regulations. The estimate for the sidewalks is \$16,320.00. The Splash pad Tank failed for unknown reasons and is not under warranty, so the responsibility lies with us to replace and repair it. The estimate for replacing and repairing is \$19,785.38, however, we could run into other needed repairs with all the piping once the work begins. We also may be able to get some of the digging out of the tank done in house which could save some funds as well. For these reasons we are asking for a \$5,000.00 cushion in funding approval which if not spent on the splash pad repair would be used for other projects approved in future requests.

**Financial Impact:**

These expenditures would not affect General Fund and would expend up to \$41,105.38 of ARPA Loss of Revenue funds for Parks & Recreation.

**Recommendation:**

City staff recommends the authorization of expenditures of up to \$41,105.38 for sidewalk installation and Splash Pad repair to be paid from ARPA Funds for Parks & Recreation.



## ARPA Revenue Replacement Calculator

### Background Information

1) Fiscal Year End

June

Notes:

Base Year Revenue Period

6/30/2019

FY used for base year calculation

2) Calculation Date

12/31/2020

Number of Months

18

Months between Base Year and Calculation Date

### Estimate Revenue

3) Base Year Revenue

\$ 1,198,471

Use Worksheet to Calculate

4) Growth Rate

4.1%

Use Worksheet to Calculate

Counterfactual Revenue

\$ 1,272,927

Estimated Revenue Without Pandemic

5) Actual Revenue

\$ 1,180,354

Use Worksheet to Calculate

### Reduction in Revenue

Revenue Reduction

\$ 92,573

Fiscal Year Ended

12/31/2020

**ORDINANCE NO. 2022-\_\_\_\_\_**

**AN ORDINANCE AMENDING THE FISCAL YEAR 2021-2022 BUDGET TO APPROPRIATE ARP FUNDING FOR PARKS REVENUE REPLACEMENT PROJECTS.**

**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 2021-2022 budget be amended as follows:

CITY OF KINGSVILLE  
DEPARTMENT EXPENSES  
BUDGET AMENDMENT – BA#11

Dept No.	Dept Name	Account Name	Account Number	Budget Increase	Budget Decrease
<b>Fund 121 - GF ARP Funding</b>					
<u>Expenditures - 5</u>					
4503	Parks Maint	Grounds & Perm Fixtures	59100	\$92,753.00	

[To amend the City of Kingsville FY 21-22 Budget to appropriate ARP funding for Parks revenue replacement projects. Funding will come from the ARP funding 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 14th day of February 2022.

**PASSED AND APPROVED** on this the 28th day of February 2022.

**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  
Finance Department**

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TO: Mayor and City Commissioners  
CC: Mark McLaughlin, City Manager  
FROM: Charlie Sosa, Purchasing Manager  
DATE: January 28, 2022  
SUBJECT: Purchase of New Miscellaneous John Deere Mower Equipment for the L.E. Ramey Golf Course

---

**Summary:**

This item authorizes the purchase of New Miscellaneous John Deer Mower Equipment for the Golf Course from Austin Turf and Tractor, though BuyBoard Purchasing Cooperative Contract #611-20 for the City of Kingsville Parks Department for the use at the L.E Ramey Golf Course.

**Background:**

The existing mowing equipment is 5+ years old and has been in for repairs frequently. The current Golf Course greens equipment used to maintain the golf course has been discontinued and parts are not readily available. Creative imagination to mow and maintain golf course have been utilized thus increasing maintenance and operation expenses. The purchase of new miscellaneous mower equipment will increase productivity and decrease operation expenses.

**Financial Impact:**

Funds are available through budget amendment to General Fund with ARPA Funds, of which \$221,130.63 are available this fiscal year.

**Recommendation:**

It is recommended the City Purchase the New Miscellaneous John Deere Mower Equipment for the Golf Course from Austin Turf and Tractor, though BuyBoard Purchasing Cooperative Contract #611-20 for the City of Kingsville Parks Department. BuyBoard is a member of the Purchasing Cooperative which meets Local government code 271 Subchapter F allows for the use of a cooperative purchasing program, specifically 271.102 (c), states, "A local government that purchases good and service under this subchapter satisfies any state law requiring the local government to seek competitive bids for the purchase of goods and service." Therefore, competitive bidding statutes have been met.





**JOHN DEERE**



**Austin**  
TURF & TRACTOR

Quote Id: 26008819

---

Prepared For:

**Ruben Chapa**

**LE RAMEY MUNICIPAL GOLF COURSE**

Prepared By: **David Shackelford**

Austin Turf & Tractor  
809 Steve Hawkins Pkwy  
Marble Falls, TX 78654

Tel: 830-693-6477

Fax: 830-693-7791

Email: [david.shackelford@austinturf.com](mailto:david.shackelford@austinturf.com)

Date: 01 February 2022

Offer Expires: 02 March 2022

---

*Confidential*





**JOHN DEERE**



**Austin**  
TURF & TRACTOR

### Quote Summary

**Prepared For:**

Ruben Chapa  
LE RAMEY MUNICIPAL GOLF COURSE  
Ruben Chapa  
2522 E ESCONDIDO RD  
KINGSVILLE, TX 78363  
Mobile: 361-255-1351  
rchapa1234@stx.rr.com

**Prepared By:**

David Shackelford  
Austin Turf & Tractor  
809 Steve Hawkins Pkwy  
Marble Falls, TX 78654  
Phone: 830-693-6477  
david.shackelford@austinturf.com

**BUYBOARD CONTRACT #611-20**

**Quote Id:** 26008819  
**Created On:** 01 February 2022  
**Last Modified On:** 02 February 2022  
**Expiration Date:** 02 March 2022

Equipment Summary	Suggested List	Selling Price	Qty	Extended
JOHN DEERE 2400 PrecisionCut Triplex Mower	\$ 47,071.29	\$ 37,488.67 X	1 =	\$ 37,488.67
JOHN DEERE 2400 PrecisionCut Triplex Mower	\$ 47,410.29	\$ 37,760.14 X	1 =	\$ 37,760.14
JOHN DEERE Quick-Adjust 5 Cutting Units for 2500B, 2500E, 2400, 2550, 2700, and 2750 Triplex Mowers SET OF 3	\$ 13,327.49	\$ 10,126.57 X	1 =	\$ 10,126.57
JOHN DEERE 7700A PrecisionCut Fairway Mower	\$ 92,939.29	\$ 74,016.35 X	1 =	\$ 74,016.35
Frontier FM3012 Rear Discharge Flex-Wing Grooming Mower with Light Bar	\$ 22,781.00	\$ 19,373.78 X	1 =	\$ 19,373.78
JOHN DEERE GATOR™TX Turf (Model Year 2022)	\$ 12,265.66	\$ 10,485.45 X	1 =	\$ 10,485.45
JOHN DEERE ProGator 2020A (Gas)	\$ 39,450.57	\$ 31,879.67 X	1 =	\$ 31,879.67
<b>Equipment Total</b>				<b>\$ 221,130.63</b>

**Quote Summary**

Equipment Total	\$ 221,130.63
SubTotal	\$ 221,130.63
Est. Service Agreement Tax	\$ 0.00
Total	\$ 221,130.63
Down Payment	(0.00)
Rental Applied	(0.00)
<b>Balance Due</b>	<b>\$ 221,130.63</b>

Salesperson : X \_\_\_\_\_

Accepted By : X \_\_\_\_\_

*Confidential*



Salesperson : X \_\_\_\_\_

Accepted By : X \_\_\_\_\_

**JOHN DEERE**

# Selling Equipment

**Austin**  
TURF & TRACTOR

Quote Id: 26008819

Customer: LE RAMEY MUNICIPAL GOLF COURSE

## JOHN DEERE 2400 PrecisionCut Triplex Mower

Hours:

Suggested List

Stock Number:

\$ 47,071.29

Code	Description	Qty
1272TC	2400 PrecisionCut Triplex Mower	1
<b>Standard Options - Per Unit</b>		
001A	United States and Canada	1
183B	Less JDLink™ Hardware	1
0443	All Other Countries (English / Spanish)	1
1022	Smooth Tires and Wheels (20x10.00-10, 2 ply)	1
1190	Two-Wheel Drive (2WD)	1
1201	Quick Adjust 5 (QA5) 7-blade Heavy Section Cutting Units	1
1300	50.8 mm (2-in.) Diameter Machined Grooved Solid Rollers with Solid Endcaps	1
1400	Cutting Unit ONLY Counterweights	1
1602	50.8 mm (2-in.) Diameter Wide Tube / Hollow Smooth Front Rollers	1
2009	Standard Seat	1
3200	Cutting Unit Attaching Yokes and Paddle Clip Style Molded One-Piece Grass Catchers	1
9756	Smooth Roller Scrapers	1
9766	LED Work Light Kit	1
9805	Cutting Unit Top Shield Extensions	1
<b>Dealer Attachments</b>		
PC13600	Paper Parts Catalog - PRTS CTLG-2400 PRECISIONCUT MOWER	1
<b>Other Charges</b>		
	Freight	1
	Setup	1



JOHN DEERE

## Selling Equipment



**Austin**  
TURF & TRACTOR

Quote Id: 26008819

Customer: LE RAMEY MUNICIPAL GOLF COURSE

### JOHN DEERE 2400 PrecisionCut Triplex Mower

Hours:

Suggested List

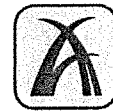
Stock Number:

\$ 47,410.29

Code	Description	Qty
1272TC	2400 PrecisionCut Triplex Mower	1
<b>Standard Options - Per Unit</b>		
001A	United States and Canada	1
183B	Less JDLink™ Hardware	1
0443	All Other Countries (English / Spanish)	1
1022	Smooth Tires and Wheels (20x10.00-10, 2 ply)	1
1190	Two-Wheel Drive (2WD)	1
1203	Quick Adjust 5 (QA5) 11-blade Cutting Units	1
1300	50.8 mm (2-in.) Diameter Machined Grooved Solid Rollers with Solid Endcaps	1
1400	Cutting Unit ONLY Counterweights	1
1602	50.8 mm (2-in.) Diameter Wide Tube / Hollow Smooth Front Rollers	1
2009	Standard Seat	1
3200	Cutting Unit Attaching Yokes and Paddle Clip Style Molded One-Piece Grass Catchers	1
9756	Smooth Roller Scrapers	1
9766	LED Work Light Kit	1
9805	Cutting Unit Top Shield Extensions	1
<b>Dealer Attachments</b>		
PC13600	Paper Parts Catalog - PRTS CTLG-2400 PRECISIONCUT MOWER	1
<b>Other Charges</b>		
	Freight	1
	Setup	1

**JOHN DEERE**

## Selling Equipment

**Austin**  
TURF & TRACTOR

Quote Id: 26008819

Customer: LE RAMEY MUNICIPAL GOLF COURSE

### JOHN DEERE Quick-Adjust 5 Cutting Units for 2500B, 2500E, 2400, 2550, 2700, and 2750 Triplex Mowers SET OF 3

Hours:

Suggested List

Stock Number:

\$ 13,327.49

Code	Description	Qty
5002TC	Quick-Adjust 5 Cutting Units for 2500B, 2500E, 2400, 2550, 2700, and 2750 Triplex Mowers	1
<b>Standard Options - Per Unit</b>		
001A	US / Canada	1
1223	11-Blade Cutting Unit	1
1300	2 In. (5 cm) x 22 In. (55.9 cm) Diameter Machine Grooved Roller with Solid End Caps	1
1400	QA5 Cutting Unit Only Counterweight	1
1602	2 In. (5 cm) x 22 In. (55.9 cm) Diameter Wide Tube / Hollow Smooth Rollers	1
3200	22 In. (55.9 cm) Cutting Unit Attaching Yokes and Molded One Piece Grass Catchers	1
9805	Cutting Unit Top Shield Extensions	1
<b>Dealer Attachments</b>		
BM22995	Scraper Kit - SCRAPER KIT, KIT, CABLE, 22" ROLLER	3
TCA19446	Adapter Kit - SECONDARY UPSTOP KIT	1
<b>Other Charges</b>		
	Freight	1
	Setup	1



JOHN DEERE

## Selling Equipment



**Austin**  
TURF & TRACTOR

Quote Id: 26008819

Customer: LE RAMEY MUNICIPAL GOLF COURSE

### JOHN DEERE 7700A PrecisionCut Fairway Mower

Hours:

Suggested List

Stock Number:

\$ 92,939.29

Code	Description	Qty
142ATC	7700A PrecisionCut Fairway Mower	1

#### Standard Options - Per Unit

001A	United States and Canada	1
183B	Less JDLink™ Hardware	1
0443	All Other countries (English/Spanish)	1
1190	2WD Traction Unit	1
1208	Quick Adjust 7 (QA7) 8-blade Cutting Units	1
1305	76.2 mm (3-in.) Diameter Heavy Duty Grooved Disc Rollers	1
1401	QA7 Cutting Unit ONLY Counterweights	1
9756	(5) 22 In. Smooth Roller Scrapers	1
9764	Canopy	1

#### Dealer Attachments

PC11737	Paper Parts Catalog - PAPER PARTS CATALOG	1
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#### Other Charges

Freight	1
Setup	1



JOHN DEERE

## Selling Equipment



**Austin**  
TURF & TRACTOR

Quote Id: 26008819

Customer: LE RAMEY MUNICIPAL GOLF COURSE

### Frontier FM3012 Rear Discharge Flex-Wing Grooming Mower with Light Bar

Hours:

Suggested List

Stock Number:

\$ 22,781.00

Code	Description	Qty
0551XF	FM3012 Rear Discharge Flex-Wing Grooming Mower with Light Bar	1

#### Standard Options - Per Unit

2000	Rear Chain Shield	1
3000	Highway Rated Tires	1

#### Other Charges

Freight	1
Setup	1

**JOHN DEERE**

# Selling Equipment

**Austin**  
TURF & TRACTOR

Quote Id: 26008819

Customer: LE RAMEY MUNICIPAL GOLF COURSE

## JOHN DEERE GATOR™TX Turf (Model Year 2022)

Hours:

Suggested List

Stock Number:

\$ 12,265.66

Code	Description	Qty
559KM	GATOR™TX Turf (Model Year 2022)	1
<b>Standard Options - Per Unit</b>		
001A	US/Canada	1
0501	PR - Base	1
1015	Turf Tires	1
2016	Non Adjustable Seat	1
3001	Deluxe Cargo Box with Paint and Reflectors	1
3100	Cargo Box Manual Lift	1
4099	Less Front Protection Package	1
4199	Less Rear Protection Package	1
<b>Dealer Attachments</b>		
BM23989	Drawbar/ ball mount for 1.25 in. receiver hitch	1
PC9462	Paper Parts Catalog - PARTSC,4X2 TURF GATOR UTIL. VEHICLE	1
<b>Other Charges</b>		
	Freight	1
	Setup	1



**JOHN DEERE**

# Selling Equipment

**Austin**  
TURF & TRACTOR

Quote Id: 26008819

Customer: LE RAMEY MUNICIPAL GOLF COURSE

## JOHN DEERE ProGator 2020A (Gas)

Hours:

Suggested List

Stock Number:

\$ 39,450.57

Code	Description	Qty
140ATC	ProGator 2020A (Gas)	1

### Standard Options - Per Unit

001A	US/Canada	1
183B	Less JDLink™ Hardware	1
1139	Standard Front Tires 23x10.5-12 (4 PR)	1
1162	Wide Rear Multi-Trac (2) Tires and (2) Wheels, 26 x 14-12 (4 PR)	1
1190	2WD Traction Unit	1
2200	Factory Installed Auxiliary Hydraulics	1
9773	Electronic Multi-Mode Throttle/ Governor Control Kit	1
9776	Cargo Box	1
9777	Cargo Box Bedliner	1
9778	Quick Connect Kit	1

### Dealer Attachments

PC9598	Paper Parts Catalog - 2020A PROGATOR UTILITY VEHICLE	1
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### Other Charges

Freight	1
Setup	1



## Vendor Contract Information Summary

Vendor Name	Deere & Company (John Deere)
Contact	Tamara Hebert
Phone Number	8003585010
Phone Extension	2862
Email	govcontractsupport@johndeere.com
Website	www.deere.com
Federal ID	36-2382580
Accepts RFQs	Yes
Address Line 1	2000 John Deere Run
Vendor City	Cary
Vendor Zip	27513
Vendor State	NC
Vendor Country	USA
Delivery Days	180
Freight Terms	FOB Destination
Payment Terms	Net 30 days
Shipping Terms	Pre-paid and added to invoice
Ship Via	Other
Is Designated Dealer	No
EDGAR Forms Received	Yes
Service-Disabled Veteran Owned	No
Minority Owned	No
Women Owned	No
Is National	Yes
No Excluded Foreign Terrorist Orgs	Yes
No Israel Boycott Certificate	Yes
Is MWBE	No
Regions Served	All Texas Regions
States Served	All States
Contract Name	Grounds Maintenance Equipment, Irrigation Parts, Supplies and Installations
Contract #	611-20
Effective Date	06/01/2020
Expiration Date	05/31/2023
Quote Reference Number	611-20



## Vendor Contract Information Summary

Return Policy Deere & Company doesn't have a return policy. However, per Deere's warranty that is enclosed with the bid response, John Deere will repair or replace, at its option, any part covered under the warranty, which is found to be defective in material or workmanship during the applicable warranty term. We will ensure the equipment operates in the manner it was designed to function. See Extended Exceptions for warranty.

Additional Dealers See Additional Dealers/Distributors for dealer list



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## **NOTICE OF PROPOSAL INVITATION**

The Local Government Purchasing Cooperative (Cooperative), 12007 Research Blvd., Austin, Texas 78759 is a statewide purchasing cooperative for school districts, junior colleges, cities, counties, and other political subdivisions. The Texas Association of School Boards, Inc. (TASB), a Texas nonprofit corporation, 12007 Research Blvd., Austin, Texas 78759, assisted in the formation of the Cooperative, and TASB along with the Texas Municipal League (TML), a Texas unincorporated nonprofit association, 1821 Rutherford Lane, Austin, Texas 78754 and the Texas Association of Counties (TAC), a Texas nonprofit association, 1204 San Antonio, Austin, Texas 78701 all endorse the Cooperative.

The Cooperative's contracts for commodities and services will be available to the members of TASB, TML, and TAC, and other local governmental entities that are members of the Cooperative eligible to purchase through a government purchasing cooperative or interlocal contract. TASB, the Cooperative's administrator, provides the electronic commerce technology to the Cooperative to enable members' purchasing to be accomplished electronically.

**Unless a different time period is stated in the General Information document for this Proposal Invitation, questions, requests for information or clarification, or comments regarding this Proposal Invitation, including the specifications, must be submitted in writing, addressed as indicated below, and received by the Cooperative no later than the 10<sup>th</sup> business day before the Proposal Due Date. The Cooperative will respond only to written questions.**

The Local Government Purchasing Cooperative  
Attn: Director of Cooperative Procurement  
12007 Research Blvd.  
Austin, TX 78759  
Phone: 512-467-0222  
Fax: 800-211-5454  
E-Mail: [bids@buyboard.com](mailto:bids@buyboard.com)

Sealed proposals are being solicited for the products, supplies, services and/or equipment as set forth in this Proposal Invitation and are solicited on behalf of all present and future members of the Cooperative. There may be over 1,000 Texas public school districts and junior colleges, over 900 municipalities, 400 counties, and numerous other political subdivisions (i.e. river authorities, special districts, public housing authorities, etc.) participating in the Cooperative at any given time. Awarded products may also be available to the administrator's nonprofit entity BuyBoard subscribers and, in the event of a piggyback award, members of the National Purchasing Cooperative as further explained in the Proposal Invitation.

Completed sealed proposals for **Proposal No. 611-20 for Grounds Maintenance Equipment, Irrigation Parts, Supplies and Installation must be received on or before 4:00 PM December 5, 2019**, either by submitting the Proposal electronically through the Cooperative's designated website or by hard copy submission as set out in the Instructions to Proposers. **Late proposals will not be accepted.**



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## **PROPOSAL INVITATION No. 611-20**

### **TABLE OF CONTENTS**

<b><u>PROPOSAL NOTICE</u></b>	<b><u>Page</u></b>
Notice of Proposal Invitation	1
Instructions to Proposers	3
<b><u>GENERAL INFORMATION</u></b>	
General Information	6
<b><u>REQUIRED PROPOSAL FORMS</u></b>	
Proposer's Agreement and Signature	10
Vendor Contact Information	12
Felony Conviction Disclosure and Debarment Certification	14
Resident/Nonresident and Vendor Employment Certification	15
No Israel Boycott Certification	16
No Excluded Nation or Foreign Terrorist Organization Certification	15
Historically Underutilized Business Certification	17
Construction-Related Goods and Services Affirmation	18
Deviation and Compliance	19
Location/Authorized Seller Listings	20
Manufacturer Dealer Designation	21
Texas Regional Service Designation	22
State Service Designation	24
National Purchasing Cooperative Vendor Award Agreement	26
Federal/State Purchasing Cooperative Experience	28
Governmental References	30
Marketing Strategy	31
Confidential/Proprietary Information	32
Vendor Business Name	34
EDGAR Vendor Certification	35
Proposal Invitation Questionnaire	39
Required Forms Checklist	41
Proposal Specification Form	42
<b><u>GENERAL TERMS AND CONDITIONS</u></b>	
General Terms and Conditions	52



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## **INSTRUCTIONS TO PROPOSERS**

### **Electronic Proposal Submission**

The Cooperative is now accepting electronic proposal submission and is requesting that Vendors submit proposals electronically via the following website:

[buyboard.com/vendor](http://buyboard.com/vendor)

There is no cost to the Vendor to register or use the electronic proposal submission option.

### **Before you submit**

- In order to submit proposals electronically, you must have a working registered vendor username and password to login. If you do not have a registered vendor user name and password, you may obtain one by registering at [buyboard.com/vendor](http://buyboard.com/vendor). ***Note to existing BuyBoard vendors: The registered vendor login used for electronic proposal submission is NOT the same as your existing login used to check purchase orders or similar vendor information under awarded contracts.*** Vendors are highly encouraged to ensure you have a working vendor login well in advance of the submission deadline.
- Vendor is responsible for ensuring it has the technical capability to submit its proposal via electronic submission. Browser requirements can be found at <https://buyboard.ionwave.net/BrowserCompatibility.html>.
- VENDOR SHALL BE SOLELY RESPONSIBLE FOR ENSURING TIMELY SUBMISSION OF VENDOR'S PROPOSAL. Neither the Cooperative nor its administrator shall be responsible for equipment or software failure, internet or website downtime, corrupt or unreadable data, or other technical issues that may cause delay or non-delivery of a Proposal or inaccessibility of the submitted data. Accordingly, Vendors are highly encouraged to prepare and allow for sufficient time to familiarize itself with the electronic submission requirements and to address any technical or data issues prior to the Proposal due date.

### **How to submit Proposal electronically**

- Login using your registered vendor login at [buyboard.com/vendor](http://buyboard.com/vendor) under the "Register/Login/Submit Proposal" link.
- The page will open to the list of "Available Bids."
- Click on the applicable Proposal Invitation number under the "My Invitations" or "Other Bid Opportunities" section to view this Proposal Invitation request.
- ***Review and follow all instructions on the webpage.***
- To upload a Proposal, select the "Response Attachments" tab to upload a ***signed, complete*** copy of your Proposal in ***searchable PDF format***, including all required proposal documents (forms, completed specifications, and any other documents required by the Proposal Invitation) and electronic catalogs/pricelists.
- Select the "Response Submission" tab to submit the proposal.
  - If an error or multiple errors occur, the system will display the location of the error(s).
  - Go to the problem area and correct the errors. You must go to the specific tab(s) that contain(s) the error(s) to review the error detail and correct the error(s). ***Your submission will not be accepted until all errors are corrected.***
  - Once all errors are corrected, proceed to the "Response Submission" tab to submit the response.
- **Electronic Catalogs/Pricelists must be submitted with the Proposal in the format required by these Proposal Instructions or it will not be considered.**

### **How to submit hard copy Proposal – Paper copies will NOT be accepted**

While the Cooperative requests electronic submission of Proposals through the designated website, any vendor without the technical capability or wishing to submit a hard copy proposal, rather than utilizing electronic submission, may do so in accordance with the following instructions:

- Submit the signed, completed Proposal in a sealed envelope or carton properly marked with the Proposal Invitation number and Proposal submittal date and time and containing all required proposal documents



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(including forms, completed specifications, and any other documents required by the Proposal Invitation). The Proposal must be submitted in **electronic, searchable PDF format on a USB flash drive, CD or DVD.** **Paper copies will NOT be accepted.**

- **Electronic Catalogs/Pricelists must be submitted with the Proposal in the format required by these Proposal Instructions or it will not be considered.**
- The hard copy electronic proposals must be delivered via hand delivery or U.S. Mail to the address below so as to be received on or before the Proposal submission deadline:

The Local Government Purchasing Cooperative  
12007 Research Blvd.  
Austin, TX 78759

VENDOR SHALL BE SOLELY RESPONSIBLE FOR ENSURING TIMELY SUBMISSION OF VENDOR'S PROPOSAL. Neither the Cooperative nor its administrator shall be responsible for proposals delivered late by the United States Postal Service or any other delivery or courier service. Further, neither the Cooperative nor its administrator shall be responsible for proposals delivered in a corrupt or unreadable electronic format.

***Faxed and/or emailed Proposals will NOT be accepted.***

#### **REQUIREMENTS FOR VENDOR CATALOGS/PRICELISTS**

**Electronic catalogs/pricelists must be submitted in the required format with the Proposal (whether submitted electronically through the designated website or in hard copy format via mail or hand delivery) or the Proposal will not be considered.** The following is required of all Vendor catalog(s)/pricelist(s) submitted to the Cooperative:

Vendors are required to submit catalog(s)/pricelist(s) in **searchable PDF electronic format ONLY**. No other format will be accepted. Further, no paper catalogs or manufacturer/vendor websites will be accepted.

**Below is a sample chart**, with examples of data for each field, showing the data fields that Vendors **MUST** include in each submitted pricelist/catalog:

BuyBoard Specification Item No. Category	Part/Item Number	Item Description	List Price
1	1234	Desk	\$50.00
2	1235	Chair	\$20.00

**The catalogs/pricelists must include all listed data fields (BuyBoard specification category, part/item number, item description, and list price) or the Proposal will not be considered. Catalogs and pricelists should contain only items that relate to the items requested in the specifications.** Vendors are discouraged from including irrelevant or non-responsive information with their Proposal. The Cooperative reserves the right to deem a Proposal non-responsive if the Proposal, including catalogs or pricelists submitted with the Proposal, do not specifically relate to the intent of the Proposal Invitation or contain what the Cooperative deems, in its sole discretion, excessive irrelevant or non-responsive information, including information which makes it burdensome or impractical for the Cooperative to identify responsive products and pricing.



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#### **INSTRUCTIONS FOR VENDORS PROPOSING MULTIPLE MANUFACTURER PRODUCT LINES:**

Vendors proposing various manufacturer product lines per line item on the **Proposal Specification form** must submit the information as follows *or Vendor's proposal may not be considered*:

- Manufacturers shall be listed in alphabetical order
- Vendor's must list one specific percentage discount for each Manufacturer listed

If a vendor's response to the **Proposal Specification form** states "please see attachment," all manufacturers listed on the attachment sheet must indicate per manufacturer the line item that correlates to the **Proposal Specifications form** or Vendor's proposal may not be considered.

#### **WITHDRAWAL OR MODIFICATION OF PROPOSALS**

Proposals may be withdrawn or modified prior to the Proposal Due Date and time, but only in accordance with section B.11 (Withdrawal or Modification of Proposal) of the General Terms and Conditions in this Proposal Invitation.





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## GENERAL INFORMATION

### **Proposal Invitation No. 611-20 – Grounds Maintenance Equipment, Irrigation Parts, Supplies and Installation**

*\*Please make sure that you have either downloaded and/or printed all sections of this Proposal Invitation.*

- 1. Notice of Proposal Invitation and Instructions to Proposers**
- 2. General Information**
- 3. Proposal Invitation Forms and Specifications**
- 4. General Terms and Conditions**

### **PROPOSAL SUBMISSION INSTRUCTIONS**

Proposal responses (including completed and signed Proposal Invitation forms, completed Proposal specifications, and pricelists/catalogs) must be submitted in electronic format in the manner prescribed in the Instructions to Proposers.

### **INTENT AND PURPOSE OF THE CONTRACT**

The intent of this Proposal Invitation is to establish a contract for the purchase of various types of **Grounds Maintenance Equipment, Irrigation Parts, Supplies and Installation** that may be purchased by Cooperative members. Because individual members require different equipment, supplies, and/or services this Proposal Invitation is a request for a discount off of catalog or price list for supplies, materials and equipment, and a not-to-exceed hourly labor rate for installation, repair, and other services as set forth in the Proposal Specifications. Purchases can be made by a Cooperative member at any time during the contract term.

### **TERM OF CONTRACT**

The term of this contract will be from June 1, 2020 through May 31, 2021, with two (2) possible one (1) year renewals.

An awarded Vendor has no right to or vested interest in contract renewal. The Cooperative will evaluate the contract award prior to the expiration of the then-current term on the basis of factors that may include the annual amount of business, performance and continued provision of best value to Cooperative members.

**For purposes of this Proposal Invitation, a Vendor must generate a minimum of \$15,000 through the contract during an annual contract term or may not be offered a renewal.** A Vendor's failure to generate this minimum amount may also be considered by the Cooperative as part of vendor's past performance evaluation on future proposal invitations. A renewal must be mutually agreed upon by both parties.

### **VALUE OF CONTRACT**

**The estimated value of this contract is \$77,499,120;** however, this estimate is based on prior contracts for similar types of products and services and should not be construed to be a guaranty of either minimum or maximum since usage is dependent upon Cooperative members' actual needs and available funding.

An awarded Vendor must supply products and services at or below the awarded pricing for the duration of the contract and honor all Purchase Orders prepared by each individual Cooperative member.

### **SERVICE FEE**

An awarded Vendor under this Proposal Invitation must pay the Cooperative a service fee in the amount of 2% per Purchase Order generated from any contract awarded under this Proposal Invitation, and the service fee is to be included



in the awarded pricing. Vendor agrees to pay this service fee and remit the fee to the Cooperative in Austin, Texas, promptly upon payment by the Cooperative member for any Purchase Order(s) and within 30 days of the date of each service fee invoice. Vendor agrees to provide the Cooperative with copies of all Purchase Orders generated from Vendor's contract(s) that Vendor receives directly from Cooperative members, or such other documentation regarding those purchase orders as the Cooperative's administrator may require in its reasonable discretion. Vendor further agrees that the Cooperative shall have the right, upon reasonable written notice, to review its records pertaining to purchases under any awarded contract to verify purchase history and the accuracy of service fees payable by Vendor.

### **CONFIDENTIAL INFORMATION**

Any information submitted by Proposer that Proposer considers to be confidential must be clearly identified as such on the Confidential/Proprietary Information Form.

### **ADDITIONAL INFORMATION**

An awarded Vendor must be approved by the manufacturer to sell, install, and service the brand of equipment submitted. Proposers responding to this Proposal Invitation should submit an approval letter from each manufacturer. Manufacturer authorization letters must include the regions in which equipment may be sold. Manufacturers responding directly to this proposal invitation, in lieu of an authorization letter, must submit a letter explaining that the company is the manufacturer of the products proposed.

Proposers responding to this Proposal Invitation for "**Pre-Owned/Reconditioned/Retired Rental**" equipment must also be approved by the manufacturer to sell pre-owned/reconditioned/retired rental equipment for the brand submitted and must submit an approval letter from each manufacturer with the Proposal. Manufacturer authorization letters must include the regions in which equipment can be sold.

"**Pre-Owned/Reconditioned/Retired Rental**" shall be defined as equipment having been checked and inspected by a manufacturer-authorized dealer prior to sale and shall be no older than sixty (60) months as of the date of delivery.

Equipment listed as "**Pre-Owned/Reconditioned/Retired Rental**" shall be in good and working condition and shall include a minimum warranty of one-hundred eighty (180) days against any defect from workmanship and parts and shall cover equipment repairs and/or component replacement. Total equipment usage hours as displayed on the service meter will have a maximum of one-thousand (1,000) hours per year of age and a minimum of seventy-five percent (75%) of wear remaining for tires, track, and/or ground engagement tools.

### **AWARD AND EVALUATION**

This contract will be awarded based on the evaluation and award criteria set out in Section C.2 of the General Terms and Conditions to provide best value to Cooperative members.

This Proposal Invitation requires Proposers to provide certain information that the Cooperative does not evaluate and is not included in the award criteria set out in Section C.2. The Cooperative requests the information, however, because it may be relevant to federal, state or local procurement law or other legal requirements that apply to various Cooperative members. The information, which will be made available to Cooperative members with respect to awarded Vendors, includes the following:

- a) Proposer's status as a minority/woman-owned business enterprise, historically underutilized business, or service-disabled veteran;
- b) Whether Proposer or its ultimate parent or majority owner has its principal place of business in Texas or employs at least 500 persons in Texas; and
- c) Whether Proposer is a Texas resident or a non-resident business.



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## **TYPE OF CONTRACT**

This is a "sealed proposal" based on discount off catalog or price list and may contain a not-to-exceed hourly labor rate. Except as provided in section E.4 of the General Terms and Conditions or otherwise in this Proposal Invitation, Vendor shall hold its awarded pricing firm during the contract term. In the event of price decreases, such price decreases shall be allowed for all products. Catalogs/pricelists, where required by the Proposal specifications, must be submitted with the Proposal or your proposal will be deemed nonresponsive.

## **COMPLIANCE WITH APPLICABLE LAWS**

By signing this Proposal, the Proposer certifies that Proposer has provided its valid, proper and correct business entity name and information in its Proposal, that such entity is operating in good standing with the proper authority from whatever state or local jurisdiction is required, and Proposer has obtained, and will continue to maintain during the entire term of this contract, all permits, approvals, and/or licenses necessary for lawful performance of its obligations under this contract. Proposer further certifies that, if awarded, Proposer will comply with all applicable state, federal, and local laws, rules, and regulations in regards to awarded products and/or services.

Individual Cooperative members may in certain circumstances request background checks on an awarded Vendor's employees who will have direct contact with students, or for other reasons, and may require Vendor to pay the cost of obtaining criminal history information.

## **BUYBOARD ADVISORY REGARDING CONSTRUCTION-RELATED GOODS AND SERVICES**

The Cooperative issued the BuyBoard Procurement and Construction-Related Goods and Services Advisory for Texas Members, which provides information specifically relevant to the procurement of construction-related goods and services by Texas Cooperative members. The advisory is available at <https://www.buyboard.com/Vendor/Resources.aspx>. Because many BuyBoard contracts include goods or installation services that might be considered construction-related, Proposer must sign and submit the Construction Related-Goods and Services Affirmation form in the Proposal Invitation forms regardless of type of goods or services associated with this Proposal Invitation.

## **PROFESSIONAL ENGINEERING AND OTHER PROFESSIONAL SERVICES EXCLUDED**

The scope of services in this Proposal Invitation and any resulting contract award do not include services that are required to be procured under the Professional Services Procurement Act (Chapter 2254 of the Texas Government Code), including without limitation architecture and professional engineering services.

## **DELIVERY RESPONSE**

Unless otherwise noted in the Proposal (as a deviation) or the Purchase Order, routine delivery response to a Cooperative member shall be within ten (10) business days after receipt of a Purchase Order, and delivery shall be made during the ordering Cooperative member's normal business hours. Any Cooperative member may request emergency delivery. Awarded Vendors shall use their best efforts to comply with rush or emergency requests. However, if the Vendor cannot fulfill the emergency delivery requirements, the Cooperative member may procure the products or services from alternative sources without penalty.

## **ADDITIONAL REQUIREMENTS FOR PURCHASES USING FEDERAL GRANT FUNDS (2 C.F.R. 200 Uniform Guidance / EDGAR):**

When a Cooperative member seeks to procure goods and services using funds under a federal grant or contract, specific federal laws, regulations, and requirements may apply in addition to those under state law. This includes, but is not limited to, the procurement standards of the Uniform Administrative Requirements, Cost Principles and Audit



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Requirements for Federal Awards, 2 C.F.R. 200 (sometimes referred to as the "Uniform Guidance" or new "EDGAR"). All Vendors submitting proposals must complete the EDGAR Vendor Certification Form contained in the Proposal Invitation forms regarding their willingness and ability to comply with certain requirements which may be applicable to specific Cooperative member purchases using federal grant funds. This information will not be used for evaluation purposes but will be made available to Cooperative members for their use while considering their purchasing options when using federal grant funds. Cooperative members may also require Vendors to enter into ancillary agreements, in addition to the BuyBoard contract's general terms and conditions, to address the member's specific contractual needs, including contract requirements for a procurement using federal grants or contracts.



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## **PROPOSER'S AGREEMENT AND SIGNATURE**

**Proposal Name:** Grounds Maintenance  
Equipment, Irrigation Parts, Supplies and  
Installation

**Proposal Due Date/Opening Date and Time:**  
December 5, 2019 at 4:00 PM

**Proposal Number:** 611-20

**Location of Proposal Opening:**  
Texas Association of School Boards, Inc.  
BuyBoard Department  
12007 Research Blvd.  
Austin, TX 78759

**Contract Time Period:**  
June 1, 2020 through May 31, 2021 with two (2)  
possible one-year renewals.

**Anticipated Cooperative Board Meeting Date:**  
April 2020

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Name of Proposing Company

---

Date

---

Street Address

---

Signature of Authorized Company Official

---

City, State, Zip

---

Printed Name of Authorized Company Official

---

Telephone Number of Authorized Company Official

---

Position or Title of Authorized Company Official

---

Fax Number of Authorized Company Official

---

Federal ID Number



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## **BUYBOARD PROCUREMENT AND CONSTRUCTION-RELATED GOODS AND SERVICES ADVISORY FOR TEXAS MEMBERS**

**Why make purchases using BuyBoard?** Purchasing through a cooperative or "interlocal contract" satisfies the Texas law requirement of local governments to seek competitive procurement for the purchase of goods or services.<sup>1</sup> Therefore, you may purchase goods and services from a vendor under Texas law through BuyBoard without having to conduct your own competitive procurement. If, however, you are procuring construction-related services through a BuyBoard contract, such as a Job Order Contract (JOC) or contract for the installation of equipment or materials (e.g., athletic fields and surfaces, kitchen equipment, HVAC, playground equipment, or modular buildings), you may, as explained in this Advisory, need to procure certain aspects of these services using a separate procurement process outside of the BuyBoard and should consult your procurement officer and/or legal advisor for specific advice.

**What is BuyBoard's Procurement Process?** The BuyBoard uses a competitive procurement process to award contracts to vendors for goods and services that the BuyBoard determines, based on an evaluation of multiple criteria, represents the best value for its members.

**How does BuyBoard award a contract to a vendor?** As a condition of being awarded a BuyBoard contract, a vendor is bound by and must agree to comply with all the terms of the BuyBoard's proposal invitation (or specifications), the vendor's proposal response, and any additional contract terms negotiated with the BuyBoard member. Among other things, the vendor must honor the pricing submitted in the vendor's proposal. **THE PRICE YOU PAY FOR THE GOODS AND SERVICES COVERED BY THE BUYBOARD CONTRACT MAY BE LESS THAN THE AWARDED PRICING, BUT CANNOT BE MORE.** Additionally, the vendor must comply with the BuyBoard contract's general terms and conditions, and any additional terms and conditions that apply to the specific BuyBoard contract, as set out in the proposal invitation.

**How does a BuyBoard member make purchases through the BuyBoard contract?** You utilize the awarded BuyBoard contract by issuing a signed purchase order through the BuyBoard online application to procure the selected goods or services. Although BuyBoard must receive a copy of the signed purchase order, BuyBoard does not review or approve the purchase order or other supplemental agreement that you obtain – this is a matter between you and the vendor. If construction-related services are procured through the BuyBoard, additional contracts with professionals and the contractor may be required, depending on the nature and scope of the services. As stated above, you should consult your procurement officer and/or legal advisor for specific advice.

### **How do I know that my entity has made a purchase through the BuyBoard?**

BuyBoard must have a copy of the purchase order in order for the purchase to be considered a BuyBoard procurement. To ensure that your entity has satisfied state law requirements for competitive procurement, make sure that the BuyBoard has your purchase order. Do not rely on the vendor to submit the purchase order on your behalf; it is your responsibility to make sure that the BuyBoard has the signed purchase order. You may log in to [www.buyboard.com](http://www.buyboard.com) using your member I.D. and password to view the Purchase Order Status Report to confirm that the purchase order is in the BuyBoard system.

**What should BuyBoard members consider when using BuyBoard for construction-related purchases?** While purchasing goods and services through BuyBoard satisfies your legal requirement to competitively procure a good or service, as a general matter you must keep in mind other legal requirements that may relate to the purchase, especially when using BuyBoard for construction-related procurement.



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When making construction-related purchases through a BuyBoard contract, BuyBoard members must consider the following:

- **Best value determination.** In compliance with Texas law and any local policy, your entity must first determine that purchasing through an interlocal contract or purchasing cooperative is the procurement method that will provide best value.<sup>ii</sup> This is done by the governing body (e.g., board of trustees, council, commissioners' court, etc.) or may be delegated by the governing body to an individual or committee, with written notice.
- **Products or services not covered by the BuyBoard contract.** The BuyBoard contract covers only the specific goods and services awarded by the BuyBoard. If you want to purchase from a BuyBoard vendor goods or services from a BuyBoard vendor that are not covered by the vendor's BuyBoard contract, such as architectural, design, or engineering services, you must procure them separately in accordance with state law and local policy.
- **Architectural or Engineering and Independent Testing services.** If your procurement includes a construction component that requires architectural or engineering services, you must procure those services separately. YOU MAY NOT PROCURE ARCHITECTURAL OR ENGINEERING SERVICES THROUGH A BUYBOARD CONTRACT. Texas law requires architectural and engineering services to be obtained in accordance with the Professional Services Procurement Act (Chapter 2254 of the Texas Government Code) and prohibits them from being procured through a purchasing cooperative.<sup>iii</sup>
  - **Architecture.** A new building owned by a political subdivision having construction costs exceeding \$100,000 or an alteration or addition to an existing building having construction costs exceeding \$50,000 must have architectural plans and specifications prepared by an architect.<sup>iv</sup> (An "alteration" or "addition" for purposes of this requirement requires the removal, relocation, or addition of a wall or partition or the alteration or addition of an exit.)
  - **Engineering.** If the goods or services procured through the BuyBoard will involve engineering in which the public health, welfare, or safety is involved, the plans for structural, mechanical, electrical, electronic, fire suppression, geotechnical systems, foundation design, surface water drainage, plumbing and certain roof modifications and associated estimates must be prepared by an engineer, and the engineering construction must be performed under the direct supervision of an engineer.<sup>v</sup> The Engineering Practice Act provides two exceptions to this rule – no engineer is required if (1) the project involves mechanical or electrical engineering and will cost \$8,000 or less, or (2) the project does not require mechanical or electrical engineering and will cost \$20,000 or less.<sup>vi</sup>
  - **Independent Testing.** If acceptance of a facility by a public entity involves independent testing of construction materials engineering and/or verification testing services, the testing services should be procured under the Professional Services Procurement Act, and may not be procured under a BuyBoard contract.
  - **Written Certification.** A local governmental entity purchasing construction-related goods and services through a cooperative in an amount that exceeds \$50,000 must designate a person to certify in writing that the project does not require the preparation of plans or specifications by an architect or engineer OR that an architect or engineer has prepared the plans or specifications.<sup>vii</sup>



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- **Bonds.** You must also consider whether the vendor is required to provide a payment or performance bond. A payment bond is required for contracts that exceed \$25,000 to protect subcontractors who supply labor or materials for the project. A performance bond is required for a contract that exceeds \$100,000, to protect the local government if a contractor fails to complete the project. <sup>viii</sup> Without payment and performance bonds, if the contractor fails to pay its subcontractors or to complete the project, the public entity that entered the contract can be held responsible for payment claims or costs to complete.
- **Construction Contract.** Even though the procurement of construction or construction-related services may be through the BuyBoard, your construction contract is between your entity and the contractor. The BuyBoard contract's general terms and conditions, standing alone, are not sufficient to document your entity's specific transaction. THEREFORE, YOU SHOULD USE AN APPROPRIATE FORM OF CONSTRUCTION CONTRACT JUST AS YOU WOULD DO IF YOU PROCURED CONSTRUCTION SERVICES INDEPENDENTLY, USING COMPETITIVE SEALED PROPOSALS. The contract must contain provisions required by state law including: performance and payment bonds, requirements for payment of prevailing wages to all construction workers, workers' compensation coverage for all workers and, on projects where contractor employees may have direct contact with students, criminal history record checks. Other provisions which should be considered in the construction contract are retainage, contingency, liquidated damages and dispute resolution, among others. If federal funds are involved, additional requirements may apply. (See the Purchasing with Federal Funds BuyBoard Advisory available on the BuyBoard® website for additional information on purchases with federal funds.) By supplementing the BuyBoard contract with an appropriate form of construction contract, you ensure that your entity's unique interests are addressed and that your entity can enforce the contract directly.
- **Legal advice.** Because of the variety of laws that relate to construction-related purchasing and the potential risk of high exposure, you are well-advised to consult with your entity's legal counsel before procuring construction-related goods and services under any procurement method, including a purchasing cooperative.

**This Advisory is provided for educational purposes only to facilitate a general understanding of the law. This Advisory is neither an exhaustive treatment on the subject nor is it intended to substitute for the advice of an attorney.**

For more information about BuyBoard, contact us at 800-695-2919.

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- i. Tex. Gov't Code §791.025 and Tex. Local Gov't Code §271.102.
  - ii. Tex. Ed. Code §44.031(a) (school districts); Tex. Local Gov't Code §252.043(a)(municipalities) and §262.022(5-a) and §262.027(counties)
  - iii. Tex. Gov't Code §2254.004 and §791.011(h)
  - iv. Tex. Occ. Code §1051.703
  - v. Tex. Occ. Code §1001.0031(c)
  - vi. Tex. Occ. Code §1001.053
  - vii. Tex. Gov't Code §791.011(j), effective September 1, 2013
  - viii. Tex. Gov't Code §2253.021(a)





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Austin, TX 78767-0400  
800.695.2919 | 512.467.0222 | Fax: 800.211.5454  
buyboard.com

April 29, 2020

Sent Via Email: govcontractsupport@johndeere.com

Tamara Hebert  
Deere & Company  
2000 John Deere Run  
Cary, NC 27513

Welcome to BuyBoard!

**Re: Notice of The Local Government Purchasing Cooperative Award**

**Proposal Name and Number:** Grounds Maintenance Equipment, Irrigation Parts, Supplies and Installation, Proposal No. 611-20

Congratulations, The Local Government Purchasing Cooperative (Cooperative) has awarded your company a BuyBoard® contract based on the above-referenced Proposal. The contract is effective 6/1/2020 through 5/31/2021, with two possible one-year renewals. The contract documents are those identified in Section 3 of the General Terms and Conditions of the specifications.

To view the items your company has been awarded, please review the proposal tabulation No. 611-20 on the following web-site: [www.buyboard.com/vendor](http://www.buyboard.com/vendor). Only items marked as awarded to your company can be sold through the BuyBoard contract. In addition, on this website you will find the membership list which will provide you with the names of all entities with membership in our purchasing cooperative.

Enclosed with this letter you will find the following documents:

1. Vendor Quick Reference Guide
2. BuyBoard License and Identity Standards

**You are advised that receipt of a purchase order directly from a Cooperative member is not within the guidelines of the Cooperative.** Accepting purchase orders directly from Cooperative members may result in a violation of the State of Texas competitive bid statute and termination of this Cooperative BuyBoard contract. **Therefore, all purchase orders must be processed through the BuyBoard in order to comply.** Please forward by email to [info@buyboard.com](mailto:info@buyboard.com) any order received directly from a Cooperative member. If you inadvertently process a purchase order sent directly to you by a Cooperative member, please email the order [info@buyboard.com](mailto:info@buyboard.com) and note it as **RECORD ONLY** to prevent duplication.

**As an awarded vendor a BuyBoard user id and password will be sent via e-mail 2 to 3 business days prior to the start of your contract.**

On behalf of the Texas Association of School Boards, we appreciate your interest in the Cooperative and we are looking forward to your participation in the program. If you have any questions, please contact **Cooperative Procurement Staff** at 800-695-2919.

Sincerely,

Arturo Salinas  
Department Director, Cooperative Procurement  
v.6.5



April 29, 2020

Sent Via Email: govcontractsupport@johndeere.com

Tamara Hebert  
Deere & Company  
2000 John Deere Run  
Cary, NC 27513

Welcome to BuyBoard!

**Re:** Notice of National Purchasing Cooperative Award

**Proposal Name and Number:** Grounds Maintenance Equipment, Irrigation Parts, Supplies and Installation, Proposal No. 611-20

Congratulations, The National Purchasing Cooperative (National Cooperative) has awarded your company a BuyBoard® contract based on the above-referenced Proposal. As provided for in the Proposal and your National Purchasing Cooperative Vendor Award Agreement, you are authorized to sell the goods and services awarded under the Proposal to National Cooperative members in states other than Texas through the BuyBoard. The contract is effective 6/1/2020 through 5/31/2021, with two possible one-year renewals.

The National Cooperative membership list is available at our website [www.buyboard.com/vendor](http://www.buyboard.com/vendor). The list identifies the current members that may purchase awarded goods and services under your National Cooperative BuyBoard contract.

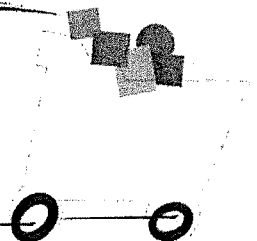
**You are advised that receipt of a purchase order directly from a National Cooperative member is not within BuyBoard guidelines.** Accepting purchase orders directly from Cooperative members may result in a violation of applicable competitive procurement law and termination of this National Cooperative BuyBoard contract. **Therefore, all purchase orders from National Cooperative members must be processed through the BuyBoard.** Please forward by e-mail to [info@buyboard.com](mailto:info@buyboard.com) any order received directly from a National Cooperative member. If you inadvertently process a purchase order sent directly to you by a National Cooperative member, please fax the order to the above number and note it as **RECORD ONLY** to prevent duplication.

**As an awarded vendor a BuyBoard user id and password will be sent via e-mail 2 to 3 business days prior to the start of your contract.**

On behalf of the National Cooperative, we are looking forward to your participation in the program. If you have any questions, please contact **Cooperative Procurement Staff at 800-695-2919.**

Sincerely,

Arturo Salinas  
Department Director, Cooperative Procurement  
v.6.5





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## **PROPOSER'S AGREEMENT AND SIGNATURE**

**Proposal Name:** Grounds Maintenance  
Equipment, Irrigation Parts, Supplies and  
Installation

**Proposal Due Date/Opening Date and Time:**  
December 5, 2019 at 4:00 PM

**Proposal Number:** 611-20

**Location of Proposal Opening:**  
Texas Association of School Boards, Inc.  
BuyBoard Department  
12007 Research Blvd.  
Austin, TX 78759

**Contract Time Period:**  
June 1, 2020 through May 31, 2021 with two (2)  
possible one-year renewals.

**Anticipated Cooperative Board Meeting Date:**  
April 2020

Deere & Company

Name of Proposing Company

12-3-2019

Date

2000 John Deere Run

Street Address

*Tamara Hebert*

Signature of Authorized Company Official

Cary, NC 27513

City, State, Zip

Tamara Hebert

Printed Name of Authorized Company Official

800-358-5010, opt. 2

Telephone Number of Authorized Company Official

Contract Administrator

Position or Title of Authorized Company Official

309-749-2313

Fax Number of Authorized Company Official

36-2382580

Federal ID Number



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The proposing company ("you" or "your") hereby acknowledges and agrees as follows:

1. You have carefully examined and understand all Cooperative information and documentation associated with this Proposal Invitation, including the Instructions to Proposers, General Terms and Conditions, attachments/forms, item specifications, and line items (collectively "Requirements");
2. By your response ("Proposal") to this Proposal Invitation, you propose to supply the products or services submitted at the prices quoted in your Proposal and in strict compliance with the Requirements, unless specific deviations or exceptions are noted in the Proposal;
3. Any and all deviations and exceptions to the Requirements have been noted in your Proposal and no others will be claimed;
4. If the Cooperative accepts any part of your Proposal and awards you a contract, you will furnish all awarded products or services at the prices quoted and in strict compliance with the Requirements (unless specific exceptions are noted in the Proposal and accepted by the Cooperative), including without limitation the Requirements related to:
  - a. conducting business with Cooperative members, including offering pricing to members that is the best you offer compared to similar customers;
  - b. payment of a service fee in the amount specified and as provided for in this Proposal Invitation;
  - c. the **possible** award of a piggy-back contract by another governmental entity or nonprofit entity, in which event you will offer the awarded goods and services in accordance with the Requirements; and
  - d. submitting price sheets or catalogs in the proper format as required by the Cooperative as a prerequisite to activation of your contract;
5. You have clearly identified on the included form any information in your Proposal that you believe to be confidential or proprietary or that you do not consider to be public information subject to public disclosure under a Texas Public Information Act request or similar public information law;
6. The individual signing this Agreement is duly authorized to enter into the contractual relationship represented by this Proposal Invitation on your behalf and bind you to the Requirements, and such individual (and any individual signing a form) is authorized and has the requisite knowledge to provide the information and make the representations and certifications required in the Requirements;
7. You have carefully reviewed your Proposal, and certify that all information provided is true, complete and accurate, and you authorize the Cooperative to take such action as it deems appropriate to verify such information; and
8. Any misstatement, falsification, or omission in your Proposal, whenever or however discovered, may disqualify you from consideration for a contract award under this Proposal Invitation or result in termination of an award or any other remedy or action provided for in the General Terms and Conditions or by law.



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### **VENDOR CONTACT INFORMATION**

Name of Company: Deere & Company  
Vendor Proposal/Contract Contact Name: Tamara Hebert  
Vendor Proposal/Contract Contact E-mail Address: GovContractSupport@JohnDeere.com  
Vendor Contact Mailing Address for Proposal/Contract Notices: 2000 John Deere Run  
Cary, NC 27513  
Company Website: www.deere.com

**Purchase Orders:** All purchase orders from Cooperative members will be available through the Internet. Vendors need Internet access and at least one e-mail address so that notification of new orders can be sent to the Internet contact when a new purchase order arrives. An information guide will be provided to vendors to assist them with retrieving their orders.

**Please select options below for receipt of purchase orders and provide the requested information:**

- ☒ I will use the Internet to receive purchase orders at the following address:  
Purchase Order E-mail Address: CorpAcctGovSupport@JohnDeere.com  
Purchase Order Contact: Order Management Team Phone: 800-358-5010, opt. 2  
Alternate Purchase Order E-mail Address: \_\_\_\_\_  
Alternate Purchase Order Contact: Delores Jones Phone: 800-358-5010, opt. 2
- ☐ Purchase orders may be received by the Designated Dealer(s) identified on my company's Dealer Designation form as provided to the Cooperative administrator. I understand that my company shall remain responsible for the Contract and the performance of all Designated Dealers under and in accordance with the Contract.

**Request for Quotes ("RFQ"):** Cooperative members will send RFQs to you by e-mail. Please provide e-mail addresses for the receipt of RFQs:

RFQ E-mail Address: CorpAcctGovSupport@JohnDeere.com  
RFQ Contact: Order Management Team Phone: 800-358-5010, opt. 2  
Alternate RFQ E-mail Address: N/A  
Alternate RFQ Contact: N/A Phone: N/A



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**Invoices:** Your company will be billed monthly for the service fee due under a contract awarded under this Proposal Invitation. **All invoices are available on the BuyBoard website and e-mail notifications will be sent when they are ready to be retrieved.** Please provide the following address, contact and e-mail information for receipt of service fee invoices and related communications:

Please choose only one (1) of the following options for receipt of invoices and provide the requested information:

☒ Service fee invoices and related communications should be provided directly to my company at:

Invoice Mailing address: 2000 John Deere Run Department: Government Sales  
City: Cary State: NC Zip Code: 27513

Contact Name: Tamara Hebert Phone: 800-358-5010, ext. 2862

Invoice Fax: 309-749-2313 Invoice E-mail Address: GovContractSupport@JohnDeere.com

Alternative Invoice E-mail Address: N/A

☐ In lieu of my company, I request and authorize all service fee invoices to be provided directly to the following billing agent\*\*:

Billing agent Mailing address: \_\_\_\_\_ Department: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip Code: \_\_\_\_\_

Billing Agent Contact Name: \_\_\_\_\_ Phone: \_\_\_\_\_

Billing Agent Fax: \_\_\_\_\_ Billing Agent E-mail Address: \_\_\_\_\_

Alternative Billing Agent E-mail Address: \_\_\_\_\_

**\*\* If Vendor authorizes a billing agent to receive and process service fee Invoices, in accordance with the General Terms and Conditions of the Contract, Vendor specifically acknowledges and agrees that nothing in that designation shall relieve Vendor of its responsibilities and obligations under the Contract including, but not limited to, payment of all service fees under any Contract awarded Vendor.**



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## **FELONY CONVICTION DISCLOSURE AND DEBARMENT CERTIFICATION**

### **FELONY CONVICTION DISCLOSURE**

**Subsection (a) of Section 44.034 of the Texas Education Code (Notification of Criminal History of Contractor)** states: "A person or business entity that enters into a contract with a school district must give advance notice to the district if the person or an owner or operator has been convicted of a felony. The notice must include a general description of the conduct resulting in the conviction of a felony."

**Section 44.034 further states in Subsection (b):** "A school district may terminate a contract with a person or business entity if the district determines that the person or business entity failed to give notice as required by Subsection (a) or misrepresented the conduct resulting in the conviction. The district must compensate the person or business entity for services performed before the termination of the contract."

Please check (✓) one of the following:

- ☒ My company is a publicly-held corporation. (Advance notice requirement does not apply to publicly-held corporation.)  
☐ My company is not owned or operated by anyone who has been convicted of a felony.  
☐ My company is owned/operated by the following individual(s) who has/have been convicted of a felony:

Name of Felon(s): N/A

Details of Conviction(s): \_\_\_\_\_

By signature below, I certify that the above information is true, complete and accurate and that I am authorized by my company to make this certification.

Deere & Company

Company Name

Tamara Hebert  
Signature of Authorized Company Official

Tamara Hebert

Printed Name

### **DEBARMENT CERTIFICATION**

Neither my company nor an owner or principal of my company has been debarred, suspended or otherwise made ineligible for participation in Federal Assistance programs under Executive Order 12549, "Debarment and Suspension," as described in the Federal Register and Rules and Regulations. Neither my company nor an owner or principal of my company is currently listed on the government-wide exclusions in SAM, debarred, suspended, or otherwise excluded by agencies or declared ineligible under any statutory or regulatory authority. My company agrees to immediately notify the Cooperative and all Cooperative members with pending purchases or seeking to purchase from my company if my company or an owner or principal is later listed on the government-wide exclusions in SAM, or is debarred, suspended, or otherwise excluded by agencies or declared ineligible under any statutory or regulatory authority.

By signature below, I certify that the above is true, complete and accurate and that I am authorized by my company to make this certification.

Deere & Company

Company Name

Tamara Hebert  
Signature of Authorized Company Official

Tamara Hebert

Printed Name



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## **RESIDENT / NONRESIDENT CERTIFICATION**

Chapter 2252, Subchapter A, of the Texas Government Code establishes certain requirements applicable to proposers who are not Texas residents. Under the statute, a "resident" proposer is a person whose principal place of business is in Texas, including a contractor whose ultimate parent company or majority owner has its principal place of business in Texas. A "nonresident" proposer is a person who is not a Texas resident. Please indicate the status of your company as a "resident" proposer or a "nonresident" proposer under these definitions.

Please check (✓) one of the following:

- ☐ I certify that my company is a **Resident Proposer**.
- ☒ I certify that my company is a **Nonresident Proposer**.

If your company is a Nonresident Proposer, you must provide the following information for your resident state (the state in which your company's principal place of business is located):

<u>Deere &amp; Company</u>	<u>2000 John Deere Run</u>	
Company Name	Address	
<u>Cary</u>	<u>NC</u>	<u>27513</u>
City	State	Zip Code

- A. Does your resident state require a proposer whose principal place of business is in Texas to under-price proposers whose resident state is the same as yours by a prescribed amount or percentage to receive a comparable contract?
- ☐ Yes ☒ No
- B. What is the prescribed amount or percentage? \$ N/A or N/A %

## **VENDOR EMPLOYMENT CERTIFICATION**

Section 44.031(b) of the Texas Education Code establishes certain criteria that a school district must consider when determining to whom to award a contract. Among the criteria for certain contracts is whether the vendor or the vendor's ultimate parent or majority owner (i) has its principal place of business in Texas; or (ii) employs at least 500 people in Texas.

If neither your company nor the ultimate parent company or majority owner has its principal place of business in Texas, does your company, ultimate parent company, or majority owner employ at least 500 people in Texas?

Please check (✓) one of the following:

- ☐ Yes ☒ No

By signature below, I certify that the information in Sections 1 (*Resident/Nonresident Certification*) and 2 (*Vendor Employment Certification*) above is true, complete and accurate and that I am authorized by my company to make this certification.

Deere & Company

Company Name

Tamara Hebert  
Signature of Authorized Company Official

Tamara Hebert  
Printed Name





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## **NO ISRAEL BOYCOTT CERTIFICATION**

Effective September 1, 2017, as amended effective May 7, 2019 (H.B. 793), a Texas governmental entity may not enter into a contract with a value of \$100,000 or more that is to be paid wholly or partly from public funds with a company (excluding a sole proprietorship) that has 10 or more full-time employees for goods or services unless the contract contains a written verification from the company that it: (1) does not boycott Israel; and (2) will not boycott Israel during the term of the contract. (TEX. GOV'T CODE Ch. 2270). Accordingly, this certification form is included to the extent required by law.

"Boycott Israel" means refusing to deal with, terminating business activities with, or otherwise taking any action that is intended to penalize, inflict economic harm on, or limit commercial relations specifically with Israel, or with a person or entity doing business in Israel or in an Israeli-controlled territory, but does not include an action made for ordinary business purposes. TEX. GOV'T CODE §808.001(1).

By signature below, I certify and verify that Vendor does not boycott Israel and will not boycott Israel during the term of any contract awarded under this Proposal Invitation, that this certification is true, complete and accurate, and that I am authorized by my company to make this certification.

**Deere & Company**

Company Name

Signature of Authorized Company Official

**Tamara Hebert**

Printed Name

***Note: If Vendor does not wish to make this certification, return the blank form in lieu of a completed certification.***

## **NO EXCLUDED NATION OR FOREIGN TERRORIST ORGANIZATION CERTIFICATION**

Effective September 1, 2017, Chapter 2252 of the Texas Government Code provides that a Texas governmental entity may not enter into a contract with a company engaged in active business operations with Sudan, Iran, or a foreign terrorist organization – specifically, any company identified on a list prepared and maintained by the Texas Comptroller under Texas Government Code §§806.051, 807.051, or 2252.153. (A company that the U.S. Government affirmatively declares to be excluded from its federal sanctions regime relating to Sudan, Iran, or any federal sanctions regime relating to a foreign terrorist organization is not subject to the contract prohibition.)

By signature below, I certify and verify that Vendor is not on the Texas Comptroller's list identified above; that this certification is true, complete and accurate; and that I am authorized by my company to make this certification.

**Deere & Company**

Company Name

Signature of Authorized Company Official

**Tamara Hebert**

Printed Name



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## **HISTORICALLY UNDERUTILIZED BUSINESS CERTIFICATION**

A proposer that has been certified as a Historically Underutilized Business (also known as a Minority/Women Business Enterprise or "MWBE" and all referred to in this form as a "HUB") is encouraged to indicate its HUB certification status when responding to this Proposal Invitation. The electronic catalogs will indicate HUB certifications for vendors that properly indicate and document their HUB certification on this form.

Please check (✓) all that apply:

- ☐ I certify that my company has been certified as a HUB in the following categories:
- ☐ **Minority Owned Business**
  - ☐ **Women Owned Business**
  - ☐ **Service-Disabled Veteran Owned Business (veteran defined by 38 U.S.C. §101(2), who has a service-connected disability as defined by 38 U.S.C. § 101(16), and who has a disability rating of 20% or more as determined by the U. S. Department of Veterans Affairs or Department of Defense)**

**Certification Number:**

\_\_\_\_\_

**Name of Certifying Agency:**

\_\_\_\_\_

- ☒ My company has **NOT** been certified as a HUB.

By signature below, I certify that the above is true, complete and accurate and that I am authorized by my company to make this certification.

**Deere & Company**

Company Name

**Tamara Hebert**

Printed Name

Signature of Authorized Company Official



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## **CONSTRUCTION-RELATED GOODS AND SERVICES AFFIRMATION**

A contract awarded under this Proposal Invitation covers only the specific goods and services awarded by the BuyBoard. As explained in the BuyBoard Procurement and Construction Related Goods and Services Advisory for Texas Members ("Advisory"), **Texas law prohibits the procurement of architecture or engineering services through a purchasing cooperative. This BuyBoard contract does not include such services. Architecture or engineering services must be procured by a Cooperative member separately, in accordance with the Professional Services Procurement Act (Chapter 2254 of the Texas Government Code) and other applicable law and local policy.**

The Advisory, available at [buyboard.com/Vendor/Resources.aspx](http://buyboard.com/Vendor/Resources.aspx), provides an overview of certain legal requirements that are potentially relevant to a Cooperative member's procurement of construction or construction-related goods and services, including those for projects that may involve or require architecture, engineering or independent testing services. A copy of the Advisory can also be provided upon request.

By signature below, the undersigned affirms that Proposer has obtained a copy of the Advisory, has read and understands the Advisory, and is authorized by Proposer to make this affirmation. If Proposer sells construction-related goods or services to a Cooperative member under a BuyBoard contract awarded under this Proposal Invitation, Proposer will comply with the Advisory and applicable legal requirements, make a good faith effort to make its Cooperative member customers or potential Cooperative member customers aware of such requirements, and provide a Cooperative member with a copy of the Advisory before executing a Member Construction Contract with the member or accepting the member's purchase order for construction-related goods or services, whichever comes first.

**Deere & Company**

Company Name

  
Signature of Authorized Company Official

**Tamara Hebert**

Printed Name

**12-3-2019**

Date

# **AGENDA ITEM #13**

**City of Kingsville  
Finance Department**

TO: Mayor and City Commissioners

CC: Mark McLaughlin, City Manager

FROM: Charlie Sosa, Purchasing Manager

DATE: January 28, 2022

SUBJECT: Purchase of New Miscellaneous John Deere Mower Equipment for the L.E. Ramey Golf Course

**Summary:**

This item authorizes the purchase of New Miscellaneous John Deer Mower Equipment for the Golf Course from Austin Turf and Tractor, though BuyBoard Purchasing Cooperative Contract #611-20 for the City of Kingsville Parks Department for the use at the L.E Ramey Golf Course.

**Background:**

The existing mowing equipment is 5+ years old and has been in for repairs frequently. The current Golf Course greens equipment used to maintain the golf course has been discontinued and parts are not readily available. Creative imagination to mow and maintain golf course have been utilized thus increasing maintenance and operation expenses. The purchase of new miscellaneous mower equipment will increase productivity and decrease operation expenses.

**Financial Impact:**

Funds are available through budget amendment to General Fund with ARPA Funds, of which \$221,130.63 are available this fiscal year.

**Recommendation:**

It is recommended the City Purchase the New Miscellaneous John Deere Mower Equipment for the Golf Course from Austin Turf and Tractor, though BuyBoard Purchasing Cooperative Contract #611-20 for the City of Kingsville Parks Department. BuyBoard is a member of the Purchasing Cooperative which meets Local government code 271 Subchapter F allows for the use of a cooperative purchasing program, specifically 271.102 (c), states, "A local government that purchases good and service under this subchapter satisfies any state law requiring the local government to seek competitive bids for the purchase of goods and service." Therefore, competitive bidding statutes have been met.





**JOHN DEERE**



**Austin**  
TURF & TRACTOR

Quote Id: 26008819

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Prepared For:

**Ruben Chapa**

**LE RAMEY MUNICIPAL GOLF COURSE**

Prepared By: **David Shackelford**

Austin Turf & Tractor  
809 Steve Hawkins Pkwy  
Marble Falls, TX 78654

Tel: 830-693-6477

Fax: 830-693-7791

Email: david.shackelford@austinturf.com

Date: 01 February 2022

Offer Expires: 02 March 2022

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*Confidential*



**JOHN DEERE**



**Austin**  
TURF & TRACTOR

### Quote Summary

**Prepared For:**

Ruben Chapa  
LE RAMEY MUNICIPAL GOLF COURSE  
Ruben Chapa  
2522 E ESCONDIDO RD  
KINGSVILLE, TX 78363  
Mobile: 361-255-1351  
rchapa1234@stx.rr.com

**Prepared By:**

David Shackelford  
Austin Turf & Tractor  
809 Steve Hawkins Pkwy  
Marble Falls, TX 78654  
Phone: 830-693-6477  
david.shackelford@austinturf.com

**BUYBOARD CONTRACT #611-20**

**Quote Id:** 26008819  
**Created On:** 01 February 2022  
**Last Modified On:** 02 February 2022  
**Expiration Date:** 02 March 2022

Equipment Summary	Suggested List	Selling Price	Qty	Extended
JOHN DEERE 2400 PrecisionCut Triplex Mower	\$ 47,071.29	\$ 37,488.67 X	1 =	\$ 37,488.67
JOHN DEERE 2400 PrecisionCut Triplex Mower	\$ 47,410.29	\$ 37,760.14 X	1 =	\$ 37,760.14
JOHN DEERE Quick-Adjust 5 Cutting Units for 2500B, 2500E, 2400, 2550, 2700, and 2750 Triplex Mowers SET OF 3	\$ 13,327.49	\$ 10,126.57 X	1 =	\$ 10,126.57
JOHN DEERE 7700A PrecisionCut Fairway Mower	\$ 92,939.29	\$ 74,016.35 X	1 =	\$ 74,016.35
Frontier FM3012 Rear Discharge Flex-Wing Grooming Mower with Light Bar	\$ 22,781.00	\$ 19,373.78 X	1 =	\$ 19,373.78
JOHN DEERE GATOR™TX Turf (Model Year 2022)	\$ 12,265.66	\$ 10,485.45 X	1 =	\$ 10,485.45
JOHN DEERE ProGator 2020A (Gas)	\$ 39,450.57	\$ 31,879.67 X	1 =	\$ 31,879.67
<b>Equipment Total</b>				<b>\$ 221,130.63</b>

### Quote Summary

Equipment Total	\$ 221,130.63
SubTotal	\$ 221,130.63
Est. Service Agreement Tax	\$ 0.00
Total	\$ 221,130.63
Down Payment	(0.00)
Rental Applied	(0.00)
<b>Balance Due</b>	<b>\$ 221,130.63</b>

Salesperson : X \_\_\_\_\_

Accepted By : X \_\_\_\_\_

*Confidential*



JOHN DEERE



Austin  
TURF & TRACTOR

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Salesperson : X \_\_\_\_\_

Accepted By : X \_\_\_\_\_

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*Confidential*



**JOHN DEERE**

# Selling Equipment

**Austin**  
TURF & TRACTOR

Quote Id: 26008819

Customer: LE RAMEY MUNICIPAL GOLF COURSE

## JOHN DEERE 2400 PrecisionCut Triplex Mower

Hours:

Suggested List

Stock Number:

\$ 47,071.29

Code	Description	Qty
1272TC	2400 PrecisionCut Triplex Mower	1

**Standard Options - Per Unit**

001A	United States and Canada	1
183B	Less JDLink™ Hardware	1
0443	All Other Countries (English / Spanish)	1
1022	Smooth Tires and Wheels (20x10.00-10, 2 ply)	1
1190	Two-Wheel Drive (2WD)	1
1201	Quick Adjust 5 (QA5) 7-blade Heavy Section Cutting Units	1
1300	50.8 mm (2-in.) Diameter Machined Grooved Solid Rollers with Solid Endcaps	1
1400	Cutting Unit ONLY Counterweights	1
1602	50.8 mm (2-in.) Diameter Wide Tube / Hollow Smooth Front Rollers	1
2009	Standard Seat	1
3200	Cutting Unit Attaching Yokes and Paddle Clip Style Molded One-Piece Grass Catchers	1
9756	Smooth Roller Scrapers	1
9766	LED Work Light Kit	1
9805	Cutting Unit Top Shield Extensions	1

**Dealer Attachments**

PC13600	Paper Parts Catalog - PRTS CTLG-2400 PRECISIONCUT MOWER	1
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**Other Charges**

Freight	1
Setup	1

**JOHN DEERE**

# Selling Equipment

**Austin**  
TURF & TRACTOR

Quote Id: 26008819

Customer: LE RAMEY MUNICIPAL GOLF COURSE

## JOHN DEERE 2400 PrecisionCut Triplex Mower

Hours:

Suggested List

Stock Number:

\$ 47,410.29

Code	Description	Qty
1272TC	2400 PrecisionCut Triplex Mower	1

**Standard Options - Per Unit**

001A	United States and Canada	1
183B	Less JDLink™ Hardware	1
0443	All Other Countries (English / Spanish)	1
1022	Smooth Tires and Wheels (20x10.00-10, 2 ply)	1
1190	Two-Wheel Drive (2WD)	1
1203	Quick Adjust 5 (QA5) 11-blade Cutting Units	1
1300	50.8 mm (2-in.) Diameter Machined Grooved Solid Rollers with Solid Endcaps	1
1400	Cutting Unit ONLY Counterweights	1
1602	50.8 mm (2-in.) Diameter Wide Tube / Hollow Smooth Front Rollers	1
2009	Standard Seat	1
3200	Cutting Unit Attaching Yokes and Paddle Clip Style Molded One-Piece Grass Catchers	1
9756	Smooth Roller Scrapers	1
9766	LED Work Light Kit	1
9805	Cutting Unit Top Shield Extensions	1

**Dealer Attachments**

PC13600	Paper Parts Catalog - PRTS CTLG-2400 PRECISIONCUT MOWER	1
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**Other Charges**

Freight	1
Setup	1



JOHN DEERE

## Selling Equipment



**Austin**  
TURF & TRACTOR

Quote Id: 26008819

Customer: LE RAMEY MUNICIPAL GOLF COURSE

### JOHN DEERE Quick-Adjust 5 Cutting Units for 2500B, 2500E, 2400, 2550, 2700, and 2750 Triplex Mowers SET OF 3

Hours:

Suggested List

Stock Number:

\$ 13,327.49

Code	Description	Qty
5002TC	Quick-Adjust 5 Cutting Units for 2500B, 2500E, 2400, 2550, 2700, and 2750 Triplex Mowers	1
<b>Standard Options - Per Unit</b>		
001A	US / Canada	1
1223	11-Blade Cutting Unit	1
1300	2 In. (5 cm) x 22 In. (55.9 cm) Diameter Machine Grooved Roller with Solid End Caps	1
1400	QA5 Cutting Unit Only Counterweight	1
1602	2 In. (5 cm) x 22 In. (55.9 cm) Diameter Wide Tube / Hollow Smooth Rollers	1
3200	22 In. (55.9 cm) Cutting Unit Attaching Yokes and Molded One Piece Grass Catchers	1
9805	Cutting Unit Top Shield Extensions	1
<b>Dealer Attachments</b>		
BM22995	Scraper Kit - SCRAPER KIT, KIT, CABLE, 22" ROLLER	3
TCA19446	Adapter Kit - SECONDARY UPSTOP KIT	1
<b>Other Charges</b>		
	Freight	1
	Setup	1



JOHN DEERE

## Selling Equipment



**Austin**  
TURF & TRACTOR

Quote Id: 26008819

Customer: LE RAMEY MUNICIPAL GOLF COURSE

### JOHN DEERE 7700A PrecisionCut Fairway Mower

Hours:

Suggested List

Stock Number:

\$ 92,939.29

Code	Description	Qty
142ATC	7700A PrecisionCut Fairway Mower	1

#### Standard Options - Per Unit

001A	United States and Canada	1
183B	Less JDLink™ Hardware	1
0443	All Other countries (English/Spanish)	1
1190	2WD Traction Unit	1
1208	Quick Adjust 7 (QA7) 8-blade Cutting Units	1
1305	76.2 mm (3-in.) Diameter Heavy Duty Grooved Disc Rollers	1
1401	QA7 Cutting Unit ONLY Counterweights	1
9756	(5) 22 In. Smooth Roller Scrapers	1
9764	Canopy	1

#### Dealer Attachments

PC11737	Paper Parts Catalog - PAPER PARTS CATALOG	1
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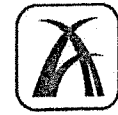
#### Other Charges

Freight	1
Setup	1



JOHN DEERE

## Selling Equipment



Austin  
TURF & TRACTOR

Quote Id: 26008819

Customer: LE RAMEY MUNICIPAL GOLF COURSE

### Frontier FM3012 Rear Discharge Flex-Wing Grooming Mower with Light Bar

Hours:

Suggested List

Stock Number:

\$ 22,781.00

Code	Description	Qty
0551XF	FM3012 Rear Discharge Flex-Wing Grooming Mower with Light Bar	1
<b>Standard Options - Per Unit</b>		
2000	Rear Chain Shield	1
3000	Highway Rated Tires	1
<b>Other Charges</b>		
	Freight	1
	Setup	1



JOHN DEERE

## Selling Equipment



**Austin**  
TURF & TRACTOR

Quote Id: 26008819

Customer: LE RAMEY MUNICIPAL GOLF COURSE

### JOHN DEERE GATOR™TX Turf (Model Year 2022)

Hours:

Suggested List

Stock Number:

\$ 12,265.66

Code	Description	Qty
559KM	GATOR™TX Turf (Model Year 2022)	1
<b>Standard Options - Per Unit</b>		
001A	US/Canada	1
0501	PR - Base	1
1015	Turf Tires	1
2016	Non Adjustable Seat	1
3001	Deluxe Cargo Box with Paint and Reflectors	1
3100	Cargo Box Manual Lift	1
4099	Less Front Protection Package	1
4199	Less Rear Protection Package	1
<b>Dealer Attachments</b>		
BM23989	Drawbar/ ball mount for 1.25 in. receiver hitch	1
PC9462	Paper Parts Catalog - PARTSC,4X2 TURF GATOR UTIL. VEHICLE	1
<b>Other Charges</b>		
	Freight	1
	Setup	1



JOHN DEERE

## Selling Equipment



Austin  
TURF & TRACTOR

Quote Id: 26008819

Customer: LE RAMEY MUNICIPAL GOLF COURSE

### JOHN DEERE ProGator 2020A (Gas)

Hours:

Suggested List

Stock Number:

\$ 39,450.57

Code	Description	Qty
140ATC	ProGator 2020A (Gas)	1

#### Standard Options - Per Unit

001A	US/Canada	1
183B	Less JDLink™ Hardware	1
1139	Standard Front Tires 23x10.5-12 (4 PR)	1
1162	Wide Rear Multi-Trac (2) Tires and (2) Wheels, 26 x 14-12 (4 PR)	1
1190	2WD Traction Unit	1
2200	Factory Installed Auxiliary Hydraulics	1
9773	Electronic Multi-Mode Throttle/Governor Control Kit	1
9776	Cargo Box	1
9777	Cargo Box Bedliner	1
9778	Quick Connect Kit	1

#### Dealer Attachments

PC9598	Paper Parts Catalog - 2020A PROGATOR UTILITY VEHICLE	1
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#### Other Charges

Freight	1
Setup	1



## Vendor Contract Information Summary

Vendor Name Deere & Company (John Deere)  
Contact Tamara Hebert  
Phone Number 8003585010  
Phone Extension 2862  
Email govcontractsupport@johndeere.com  
Website www.deere.com  
Federal ID 36-2382580  
Accepts RFQs Yes  
Address Line 1 2000 John Deere Run  
Vendor City Cary  
Vendor Zip 27513  
Vendor State NC  
Vendor Country USA  
Delivery Days 180  
Freight Terms FOB Destination  
Payment Terms Net 30 days  
Shipping Terms Pre-paid and added to invoice  
Ship Via Other  
Is Designated Dealer No  
EDGAR Forms Received Yes  
Service-Disabled Veteran Owned No  
Minority Owned No  
Women Owned No  
Is National Yes  
No Excluded Foreign Terrorist Orgs Yes  
No Israel Boycott Certificate Yes  
Is MWBE No  
Regions Served All Texas Regions  
States Served All States  
Contract Name Grounds Maintenance Equipment, Irrigation Parts, Supplies and Installations  
Contract # 611-20  
Effective Date 06/01/2020  
Expiration Date 05/31/2023  
Quote Reference Number 611-20





## Vendor Contract Information Summary

Return Policy Deere & Company doesn't have a return policy. However, per Deere's warranty that is enclosed with the bid response, John Deere will repair or replace, at its option, any part covered under the warranty, which is found to be defective in material or workmanship during the applicable warranty term. We will ensure the equipment operates in the manner it was designed to function. See Extended Exceptions for warranty.

Additional Dealers See Additional Dealers/Distributors for dealer list

**ORDINANCE NO. 2022-\_\_\_\_\_**

**AN ORDINANCE AMENDING THE FISCAL YEAR 2021-2022 BUDGET TO APPROPRIATE ARP FUNDING FOR GOLF COURSE EQUIPMENT.**

**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 2021-2022 budget be amended as follows:

CITY OF KINGSVILLE  
DEPARTMENT EXPENSES  
BUDGET AMENDMENT – BA#12

Dept No.	Dept Name	Account Name	Account Number	Budget Increase	Budget Decrease
<b>Fund 121 - GF ARP Funding</b>					
<u>Expenditures - 5</u>					
4502	Golf Maint	Machinery & Equipment	71200	\$221,130.63	

[To amend the City of Kingsville FY 21-22 Budget to appropriate ARP funding for Golf Course Equipment. Funding will come from the ARP funding 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 14th day of February 2022.

**PASSED AND APPROVED** on this the 28th day of February 2022.

**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  
Finance Department**

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TO: Mayor and City Commissioners

CC: Mark McLaughlin, City Manager

FROM: Deborah Balli, Finance Director

DATE: February 08, 2022

SUBJECT: Identification of Funding Source for Water Meter Project

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**Summary:**

It has been identified that replacing our current water meters is necessary due to the failure rate and the remaining life expectancy of the current meters. Over time, the accuracy of the meters starts to slow down resulting in under counting of water consumed and lost revenue. We believe that replacing the meters will result in improved meter reading and increased revenue that would offset the replacement cost of the project over time. The City also does not have the ability to determine where and when meter issues are occurring. The new meters will provide that information which will be useful in assisting both the customer and the city.

**Financial Impact:**

Finance has located several companies who have a product that will be more closely reviewed and their replacement costs will be determined. There are several funding sources that we plan on looking into such as the Texas Water Development Board, grant opportunities, and the use of \$1 million of ARP funding. Once we receive the authorization to start searching for funding for the project, we will move forward to identify the company with the best product for City, determine its cost, and identify funding sources available. After the best option is known, a resolution authorizing implementation of the option will be presented to Commission for consideration.

**Financial Impact:**

None at this time.

**Recommendation:**

Staff recommends the approval of seeking funding sources for the water meter replacement project.



# **AGENDA ITEM #15**



## City Manager's Office

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TO: Mayor and City Commissioners

CC:

FROM: City Manager

DATE: February 10, 2022

SUBJECT: Out of State Travel Request

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### Summary:

The Department of the Navy and Austal Shipbuilding in Mobile, Alabama, announced the official keel-laying of the USS Kingsville. The date is February 23 with the ceremony from 11:00am-1:00pm. See attached email document.

### Recommendation:

- a. Request Commission approval for out of state travel for Mayor Fugate and the City Manager, Mark McLaughlin to attend the keel laying ceremony.
- b. Funding will be fronted by the City of Kingsville travel accounts with a future request for reimbursement from the USS Kingsville Commissioning Committee's budget.

### Travel Costs:

- a. Airfare estimated at \$400 round trip per person.
- b. Hotel estimated at \$200/night.
- c. Rental car at \$90/day.



## Mark McLaughlin

---

**From:** Richard Messbarger <edc@kingsville.org>  
**Sent:** Thursday, February 10, 2022 10:36 AM  
**To:** Mark McLaughlin  
**Subject:** Keel Laying of KINGSVILLE (LCS 36)  
**Attachments:** smime.p7s

Caution! This message was sent from outside your organization.

Sent from my Galaxy

----- Original message -----

From: "Aadnesen, Alicia L CIV USN PEO SHIPS WNY DC (USA)" <alicia.l.aadnesen.civ@us.navy.mil>  
Date: 2/2/22 7:07 PM (GMT-06:00)  
To: Dick Messbarger <edc@kingsville.org>  
Subject: Keel Laying of KINGSVILLE (LCS 36)

Hello Sir,

First of all, I wanted to thank you so very much for all that you have done to assist with the keel laying preps. We have confirmed the date of 23 February for the keel laying ceremony. The entire visit will likely extend from about 11:00 a.m. to 1:00 p.m.

I know we discussed this before, but the ceremony will be pretty small due to COVID, but we will be able to have an in person audience and if there are names or email addresses of anyone at all that you would like for us to send an electronic invitation to, please do not hesitate to let me know.

Thank you again and have a wonderful evening. Looking forward to seeing you later this month!

Very sincerely,

Alicia

Alicia Aadnesen

Ship Introduction Specialist



Department of the Navy

(202) 781-2087 – Office

(202) 907-6509 – Cell



This email has been checked for viruses by Avast antivirus software.  
[www.avast.com](http://www.avast.com)

# **AGENDA ITEM #16**



## City Manager's Office

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TO: Mayor and City Commissioners

CC:

FROM: City Manager

DATE: February 9, 2022

SUBJECT: Grant Administrative Board Nominations

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### Summary:

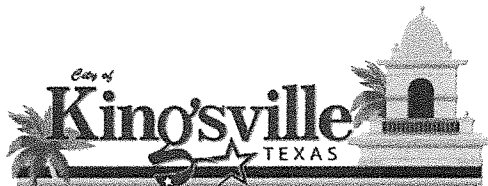
Per the City of Kingsville Economic Development Grant Program and Administrative Manual, Part II. Grant Operational Procedures, Part II. A. 2: Grant Administrative Board, there stipulates a Grant Administrative Board (GAB) membership of 9 persons, four of which are fixed positions that includes the City Manager, Finance Director, Planning Director and the President/CEO of the Kingsville Economic Development Corporation/Chamber of Commerce. The remaining five positions are at-large voting members nominated by the Kingsville City Manager and approved by the Kingsville City Commission. The five at-large members shall represent a cross section of the local business community and have extensive business and financial expertise.

Kingsville Economic Development Corporation/Chamber of Commerce Manny Salazar and I discussed a number of potential candidates and accepted self-nominations and nominations from the City Commission. There were a total of 10 nominations. The following list contains the 10 nominated persons with the City Manager's recommendations as the first five names. The remainder of the list is in the City Manager's ranking order for alternates that may be substituted during the agenda item discussion. Final approval of a five-member group for the GAB requires a majority vote of the City Commission.

### Recommendation:

City Manager recommends the following five people to the inaugural Grant Administrative Board for a period of two years:

- Sharon Pennington – D&C Amusement, not a Chamber member.
- Stefanie Perryman – Stef & Becks Boutique, Chamber member.
- Justin Bray – Bray's Smokehouse, Chamber member.
- Charlie Williams – Beef & Bones Meat Market, Chamber member.
- Rodney Rodriquez – Rodriguez & Sons Plumbing – not a Chamber member.



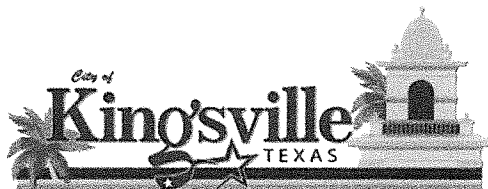


## City Manager's Office

Alternate names in the City Manager's ranking order include:

6. Henry Molina – Dominos/Heavenly Delights, Chamber member.
7. Lupe Ruiz – Ruiz Bookkeeping & Income Tax Service, not a Chamber member.
8. Maggie Salinas – retired, not a Chamber member.
9. Marcus Salinas – Shorty's/Nucky's Cocktail Bar, not a Chamber member.
10. Payne Neessen – Neessen CDJR/Polaris, chamber member.

**Financial Impact:** None. Board members are not compensated for their service on the GAB.



# **AGENDA ITEM #17**

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**From:** Lance Hamm <lancehamm62@gmail.com>  
**Sent:** Saturday, January 8, 2022 4:03 PM  
**To:** Mayor Fugate; Mark McLaughlin; Courtney Alvarez; Mary Valenzuela; Commissioner Norma Alvarez; Commissioner Lopez; Commissioner Hector Hinojosa; Commissioner Ann Marie Torres; Rudy Madrid; bigc1149@yahoo.com; David Rosse; msalinas@co.kleberg.tx.us; jmartinez@co.kleberg.tx.us; Lucio Ramos; Valente Olivarez Jr; Lance Simmons; America Garza; gina.garza@ricardoisd.us; kvarnell@ricardoisd.us; csaverline@ricardoisd.us; rzavala@ricardoisd.us; ccannon@ricardoisd.us; bluefah@ricardoisd.us; plerma@ricardoisd.us; mmendietta@ricardoisd.us; abull@ricardoisd.us  
**Subject:** Kingsville & Kleberg Co Commissioner Mtgs 10Jan Resolutions for 45MPH Speed Limit on US77 Frontage Rd  
**Attachments:** Kingsville\_KlebergCo Speed Resolutions.pdf; TxDOT & AASHTO Rdwy Design Excerpts.pdf

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Caution! This message was sent from outside your organization.

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To All Kingsville and Kleberg County Traffic Safety Stakeholders including:  
Kingsville City Commissioners, Mayor, and other City Officials,  
Kleberg County Commissioners & County Judge,  
Texas Department of Transportation, TxDOT (Alice Office, Corpus Christi District Office, Officials in Austin),  
Ricardo ISD School Board, Bus Drivers, Children (and their families) on Bus Trips,  
Kingsville ISD School Board, Bus Drivers, Children (and their families) on Bus Trips,  
Road-Users (and their friends and families) of US77 By-Pass within the city limits of Kingsville, Texas, and in Kleberg County, Texas;

Hello to all.

With upcoming City and County Commissioner meetings on 10JAN2022 and the Ricardo ISD School Board meeting on 19JAN2022, the following email is submitted for your consideration in regard to any resolution asking TxDOT for a regulatory speed limit reduction on US77 By-Pass Service/Frontage Roads between FM1356 and CR2120 within the boundary limits of Kingsville and Kleberg County, Texas.

This email is long, thorough, and has attachments, therefore, let me outline what follows and explain what is in the attachments (for your reference).

1. PROBLEM STATEMENT (what has changed that caused the problem)
2. REQUEST FOR HELP (and similar requests in the past)
3. AUTHORITY TO HELP
4. WHY TO HELP
5. CONCLUSION

**ATTACHMENTS:**

1. Kingsville City Commissioners and Kleberg County Commissioners Court Resolutions
  - a. Kingsville City Commissioners Resolution 2012-03 (page 1)
  - b. Kingsville City Commissioners Resolution 2015-45 (page 2)
  - c. Kleberg County Commissioners Court Resolution 023-2015 (page 3)

2. Excerpts from TxDOT and American Association of State Highway and Transportation Officials (AASHTO) manuals

- a. TxDOT NEED AND PURPOSE statement regarding safety concerns of US77 at-grade intersections in Kleberg County, circa 2012 (attachment page 1)
- b. City authority to request construction-zone speed limits from TxDOT, TxDOT Manual - Procedures for Establishing Speed Zones PESZ (attachment page 2)
- c. TxDOT and City procedures for defining speed zones and conflict resolution procedures, PESZ (attachment page 3)
- d. AASHTO Clear Zone guidelines, AASHTO Roadway Design Manual RDM (attachment page 4)
- e. TxDOT Clear Zones, TxDOT Roadway Design Manual RDM (attachment page 5)
- f. TxDOT Acceleration and Deceleration Lane Distances, TxDOT RDM (attachment page 6)
- g. Other TxDOT manual excerpts for reference (attachment pages 8-16)
  1. "Public Input" used for establishing TxDOT posted speed limits, TxDOT RDM pg. 2-6 (attachment page 11)
  2. Mitigation of single-vehicle run-off-the-road crashes with clear zone principles, TxDOT RDM pg. 2-48 (attachment page 14)

### 1. PROBLEM STATEMENT.

During construction, TxDOT is planning to shift US77 through-traffic to the US77 frontage roads very soon, possibly Feb/Mar2022, and has planned to have the regulatory speed limit in this construction zone on the frontage roads posted at 55 MPH. It is the opinion of many residents that this TxDOT shift of main-lane traffic to the frontage roads (possibly 10 to 15,000 vehicles per day, on average, over a span of 18 to 24 months during construction) will create an unacceptable dynamic change to the roadway safety design and will present a foreseeable risk to public safety that may result in increased vehicle crashes, road-user injuries/fatalities, and road-user property damage.

### 2. REQUEST FOR HELP.

For the safety of all US77 road-users and the prevention of foreseeable and unacceptable risk to public safety that may result in increased vehicle crashes, road-user injuries/fatalities, and road-user property damage, the signatories of the 45MPH Speed Limit Petition (previously submitted to the City of Kingsville and viewable on the [Kingsville City Agenda Packet 10JAN2022](#), page 121, click on link to view), other concerned traffic safety stakeholders, and myself (Petition Organizer), are asking local officials to request TxDOT to lower the regulatory speed limit to 45 MPH on the US77 By-Pass frontage roads during construction and after construction is complete. So far, this request has been submitted to:

- Kingsville City Commission
- Kleberg County Commissioners Court
- Ricardo ISD School Board

In the past, the Kingsville City Commission, the Kleberg County Commissioners Court, and the Ricardo ISD School Board have passed traffic safety resolutions requesting TxDOT to lower speed limits, see attachment 1 (Kingsville and Kleberg County Speed Resolutions).

### 3. AUTHORITY TO HELP.

Most public officials know their "authority to act" in the best interest of public health and safety and I'm sorry if I insult you in this paragraph. But, contrary to what the Kingsville City Manager advised during the 13DEC2021 Kingsville City Commission meeting, saying that cities should "not be telling TxDOT what to do with their property," the Kingsville City Commissioners do have the authority, and most likely the duty, to request TxDOT for changes in roadway design, including speed limits, that may improve public safety and health.

This authority is clearly defined in previous passed resolutions of the Kingsville City Commissioners and in TxDOT publications, including the TxDOT Roadway Design Manual and TxDOT's Procedures for Establishing Speed Zones. TxDOT publications clearly state;

- "Cities have the authority to establish construction speed zones within their corporate limits, and this should be encouraged, since the city will likely be responsible for enforcement" (TxDOT Procedures for Establishing Speed Zones, attachment 2.b. pg. 2). TxDOT's Procedures for Establishing Speed Zones also has a section defining conflict resolution between the city and TxDOT if they cannot agree on a posted speed limit to be used (attachment 2.c, pg. 3 of the attachment).
- **"Posted Speed.** Posted speed refers to the maximum speed limit posted on a section of highway. TxDOT's Procedure for Establishing Speed Zones Manual states that the posted speed should be based primarily upon the 85th percentile speed when adequate speed samples can be secured. Speed zoning guidelines permit consideration of other factors such as roadside development, road and shoulder surface characteristics, **public input**, and pedestrian and bicycle activity." (TxDOT Roadway Design Manual pg. 2-6, attachment 2.g.1, pg. 11 of the attachment)

The previously passed resolutions from the City and the County, previously mentioned above and in attachment 1, clearly state the authority to which these entities request TxDOT for roadway speed limit reductions:

- "Whereas, the City can act and make requests for public health and safety issues"
- "Whereas, the Kleberg County Commissioners Court owes a duty to all Kleberg County residents to act with reasonable care to avoid exposing its residents to unnecessary or foreseeable risk of injury or death"

#### 4. WHY TO HELP? Why lower the regulatory speed limit?

A. Vehicle speed and vehicle kinetic energy transferred to blunt force trauma on the human body during crash impact must be reduced. We are asking for a speed limit reduction to reduce the blunt force trauma on the human body in possible vehicle crashes at all remaining US77 at-grade intersections. **Reducing the regulatory speed limit from 55 MPH to 45 MPH could possibly reduce deadly blunt force trauma on the human body during crash impact by as much as 49%** (in a generic T-bone crash, 55 squared divided by 45 squared). Vehicle speed at crash impact is the primary determinant of crash survivability and injury severity of the vehicle(s) occupants or involved pedestrians. Any reduction in the regulatory speed limit will exponentially reduce crash severity.

Reducing the speed limit from 55 MPH to 45 MPH from FM1356 to the southern Kingsville city limit will increase driver travel time approximately 23 seconds. Is an added 23 seconds of travel time worth the reduction of 49% in blunt force trauma in a crash? Is it worth our effort to ask TxDOT to lower the speed limit to 45 MPH?

B. TxDOT says at-grade intersections "compromise safety" along the US77 corridor, at-grade intersections experience higher accident rates, and there is a "need to reduce speed to accommodate cars entering or exiting the highway at these intersections," see attachment 2.a. TxDOT's **NEED AND PURPOSE** statement for US77 overpass construction projects (pg. 1 of attachment 2). Over the years, the US77 corridor within the city limits of Kingsville has claimed the lives of over 30 road-users in vehicle crashes.

C. TxDOT's plan to shift US77 main-lane traffic to the US77 frontage roads dynamically changes the area/roadside distance in which errant drivers have the ability to safely come to a stop during an off-the-road crash or safety return to the roadway without hitting any roadside obstacle. This is a simple definition of clear zone (refer to attachment 2.d. and 2.e., pg 4-5 for AASHTO and TxDOT clear zone distances based on vehicle speed and average daily traffic volume ADT). Clear zone principles used by TxDOT as a mitigating safety tool may not be possible due to the distances from the roadway of roadside obstacles in the area of at-grade intersections. **If roadside obstacles cannot be mitigated, removed, or protected with guardrails, then standard roadway design minimums may have to be improved, like lowering the regulatory speed limit.** TxDOT's Roadway Design Manual states on page 2-48 of the manual:

- "Roadway design of particular concern to the design engineer is the number of single-vehicle run-off-the-road accidents which occur even on the safest facilities. About one-third of all highway fatalities [approx. 1300 deaths annually in Texas, over 3 deaths per day on average] are associated with crashes of this nature."



- "The configuration and condition of the roadside greatly affect the extent of damages and injuries for these crashes. Increasing safety may be realized through application of the following principles, particularly on high-speed facilities: \*A "forgiving" roadside should be provided, free of unyielding obstacles including [...] utility poles. For adequate safety, it is desirable to provide an unencumbered roadside recovery area that is as wide as practicable for the specific highway and traffic conditions."
- **"Use of higher than minimum design standards result in a driver environment which is fundamentally safer because it is more likely to compensate for driver errors.** Frequently, a design, including sight distances greater than minimums, flattened slopes, etc., costs little more over the life of a project and increases safety and usefulness substantially."

D. TxDOT's plan to shift US77 main-lane traffic to the US77 frontage roads dynamically changes the at-grade intersection sight distance. Fences, walls, utility poles, trees, bridge guardrails, and other obstacles near the US77 frontage road at-grade intersections dramatically affects the driver environment relating to sight distance, that is, the distance the driver has available to travel and clearly see the upcoming intersection and all its safety aspects that could affect driver behavior. **If intersection sight distances cannot be maintained by standard parameters, then roadway design minimums may have to be increased to counter reduced driver sight distance, including a reduction in the regulatory speed limit.** Refer to AASHTO and TxDOT intersection sight distance in attachment 2.g.1., page 11 of attachment 2.

E. TxDOT's plan to shift US77 main-lane traffic to the US77 frontage roads dynamically changes the required distances for deceleration (exit) and acceleration (entry) lanes of the newly constructed frontage roads. These turn lanes also have a width factor that affects driver behavior. **Traffic safety may be compromised and regulatory speed limits may have to be reduced if TxDOT cannot provide standard deceleration and acceleration (turn) lane distances for the frontage roads, especially as these distances relate to RVs at the at-grade intersection near CM Nature's Own RV Resort and local school buses entering and exiting these at-grade intersections.**

F. TxDOT's plan to shift US77 main-lane traffic to the US77 frontage roads dynamically changes the need for proper illumination at all US77 at-grade intersections. Street lights, luminaires, are consistently placed along the US77 corridor at exit and entrance ramps with safe and standard clear zone and line-of-sight distances. What are the safety parameters that require luminaires during construction projects where construction vehicles on entering and exiting the highway and clear zone distances have been reduced due to construction guardrails? The luminaires at the US77/South Creek subdivision in Kingsville have been unacceptably inoperative for many months, and now during the winter months, the drivers in the area have already had to endure extreme foggy mornings and evenings at these at-grade intersections along US77. **Without proper luminaires at all US77 frontage road at-grade intersections, for the safety of all road-users, regulatory speed limits may have to be reduced to mitigate driver visibility problems.**

G. **School bus and school children safety may be compromised due to all of the above mentioned safety issues, therefore, regulatory speed limits may have to be reduced to provide adequate safety margins for school bus operations at the US77 at-grade intersections where the buses enter and exit.**

## 5. CONCLUSION.

- Reducing the regulatory speed limit from 55 MPH to 45 MPH could possibly reduce deadly blunt force trauma on the human body during crash impact by as much as 49%.
- TxDOT says at-grade intersections "compromise safety" along the US77 corridor, at-grade intersections experience higher accident rates, and there is a "need to reduce speed to accommodate cars entering or exiting the highway at these intersections"
- If roadside obstacles cannot be mitigated, removed, or protected with guardrails, then standard roadway design minimums may have to be improved, like lowering the regulatory speed limit. "Use of higher than minimum design standards result in a driver environment which is fundamentally safer because it is more likely to compensate for driver errors."

- D. If intersection sight distances cannot be maintained by standard parameters, then roadway design minimums may have to be increased to counter reduced driver sight distance, including a reduction in the regulatory speed limit.
- E. Traffic safety may be compromised and regulatory speed limits may have to be reduced if TxDOT cannot provide standard deceleration and acceleration (turn) lane distances for the frontage roads, especially as these distances relate to RVs at the at-grade intersection near CM Nature's Own RV Resort and local school buses entering and exiting these at-grade intersections.
- F. Without proper luminaires at all US77 frontage road at-grade intersections, for the safety of all road-users, regulatory speed limits may have to be reduced to mitigate driver visibility problems.
- G. School bus and school children safety may be compromised due to all of the above mentioned safety issues, therefore, regulatory speed limits may have to be reduced to provide adequate safety margins for school bus operations at the US77 at-grade intersections where the buses enter and exit.

To all traffic safety stakeholders, please help. Please, let's save a life or let's prevent a severe injury from a vehicle crash on the US77 frontage roads in Kingsville and in Kleberg County, Texas.

We have the power, we just have to act. Please, let's act now.

On behalf of the signatories of the **45MPH Speed Limit Petition**, thank you for your consideration relating to this traffic safety issue.

Respectfully,  
Lance D. Hamm  
45MPH Petition Organizer  
912 South Creek

CDR, USNR (Ret.)  
Vice President,  
Kingsville Council of the Navy League  
Adopted Unit Liaison (AUL)  
361-720-2795

RESOLUTION #2012- 03

A RESOLUTION OF THE CITY OF KINGSVILLE CITY COMMISSION REQUESTING THE TEXAS DEPARTMENT OF TRANSPORTATION SUPPORT A CHANGE IN THE SPEED LIMIT ON THE US 77 BY-PASS TO 65 MILES PER HOUR FROM THE NORTHERN CITY LIMIT TO THE SOUTHERN CITY LIMIT OF THE CITY OF KINGSVILLE.

**WHEREAS**, the Texas Department of Transportation ("TXDOT") maintains the US 77 By-Pass that is located on the east side of the City of Kingsville, Texas; and

**WHEREAS**, the City of Kingsville desires to have the speed limit changed so that the speed limit is 65 miles per hour on the US 77 By-Pass from the northern city limits of Kingsville to the southern city limits of Kingsville for the safety of its citizens and all travelers on this busy highway; and

**WHEREAS**, the authorization of the TXDOT is required before any ordinance enacting such a change can be approved by the City and enforced by law enforcement; and

**WHEREAS**, the City further requests TXDOT provide and install the appropriate signage changes upon approval of this requested speed limit change.

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

1. That the Texas Department of Transportation change the speed limit on the US 77 By-Pass to 65 miles per hour from the northern city limit of Kingsville to the southern city limit of Kingsville and install the appropriate signage upon approval of said change.

**PASSED AND APPROVED** by the City Commission of the City of Kingsville this the 30<sup>th</sup> day of January, 2012.

  
Sam R. Fugate, Mayor

**ATTEST:**

  
Edna Lopez, City Secretary

**APPROVED AS TO FORM**

  
Courtney Alvarez, City Attorney

RESOLUTION #2015- 45

**A RESOLUTION OF THE CITY OF KINGSVILLE CITY COMMISSION REQUESTING THE TEXAS DEPARTMENT OF TRANSPORTATION SUPPORT A CHANGE IN THE SPEED LIMIT ON THE US 77 BY-PASS AT THE FM 1717 INTERSECTION TO 55 MILES PER HOUR WITHIN THE CITY LIMIT OF THE CITY OF KINGSVILLE.**

**WHEREAS**, the Texas Department of Transportation ("TXDOT") maintains the US 77 By-Pass that is located on the east side of the City of Kingsville, Texas ("City"); and

**WHEREAS**, the City can act and make requests for public health and safety issues; and

**WHEREAS**, the City desires to: (1) reduce the number or frequency of crashes and (2) minimize the risk of fatalities and injuries and/or reduce the severity of any injury to persons or property; and

**WHEREAS**, the City recommends to have the speed limit changed from 65 miles per hour so that the speed limit is 55 miles per hour on the US 77 By-Pass at the FM 1717 intersection in the city limits of Kingsville for the safety of its citizens and all travelers on this busy highway; and

**WHEREAS**, the authorization of the TXDOT is required before any ordinance enacting such a change can be approved by the City and enforced by law enforcement; and

**WHEREAS**, the City further requests TXDOT provide and install the appropriate signage changes upon approval of this requested speed limit change.

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

1. That the Texas Department of Transportation change the speed limit on the US 77 By-Pass at the FM 1717 intersection to 55 miles per hour within the city limit of Kingsville and install the appropriate signage upon approval of said change until the appropriate controlled access (overpass) is in place.

**PASSED AND APPROVED** by the City Commission of the City of Kingsville this the \_\_\_\_ day of August, 2015.

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

(023-2015)

A RESOLUTION OF THE KLEBERG COUNTY COMMISSIONERS COURT REQUESTING THE TEXAS DEPARTMENT OF TRANSPORTATION (TXDOT) SUPPORT A CHANGE IN THE SPEED LIMIT ON HIGHWAY US77 AT THE FM1717 INTERSECTION TO 55 MILES PER HOUR, LOCATED WITHIN THE LIMITS OF KLEBERG COUNTY, TEXAS.

WHEREAS, the Kleberg County Commissioners Court owes a duty to all Kleberg County residents to act with reasonable care to avoid exposing its residents to unnecessary or foreseeable risk of injury or death; and

WHEREAS, the Kleberg County Commissioners Court has determined that the US-77 and FM-1717 at-grade intersection, in Kleberg County, exposes an unnecessary and foreseeable risk of injury or death to the residents of Kleberg County at the current TXDOT posted speed limit of 65 MPH; and

WHEREAS, realizing the safety aspects at this intersection is a life and death matter, the County is determined to work toward two primary goals; 1) to eliminate all fatalities and to eliminate injuries or reduce the severity of any injury or property loss, and 2) to reduce the number or frequency of crashes; and

WHEREAS, the at-grade intersection at US-77 and FM-1717, has over twenty years of documented historical crash data that reinforces the County's assertion that this intersection is not only dangerous, but is highly deadly. Furthermore, this intersection has had five vehicular crashes resulting in death (as reported by KIII-TV, Corpus Christi) along with many other severe crashes resulting in injury or major property loss. Most recently, a crash at this intersection on May 27, 2015, resulted in the death of a woman from nearby Riviera, Texas, and two more major crashes in June 2015 resulted in the trampling of the vehicles from the crash site; and

WHEREAS, it is understood that TXDOT, over the years, has used the 85th Percentile Rule for determining safe traffic flow on highway US-77 at the FM-1717 intersection, and therefore, based on historical crash data, the unsafe engineered features of this intersection, and common sense highway safety policy, the County has determined the 85th Percentile Rule to be a dangerous and a highly deadly method for determining speed limits for safe traffic flow at this intersection in Kleberg County; and

WHEREAS, to reduce the number of crashes, TXDOT has proposed many mitigating safety devices to be installed at this intersection, but none have the ultimate effect of reducing the enforceable speed limit and therefore reducing the affects of deadly blunt force trauma on the human body during the next, inevitable, crash and achieving our number one goal of fatality elimination and reducing the severity of injuries; and

WHEREAS, the TXDOT maintains US77 that is located in Kleberg County, Texas; and

WHEREAS, Kleberg County desires to have the speed limit changed from 65 MPH to 55 MPH along US77 at the FM1717 at-grade intersection to reduce or eliminate the deadly affects of blunt force trauma on the human body during high speed crashes, and for the overall safety of its residents and all travelers on this busy highway and historically dangerous intersection; and

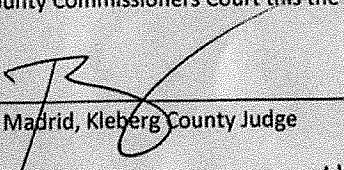
WHEREAS, the authorization of the TXDOT is required for this speed reduction to be enforced by any public safety or law enforcement agency; and

WHEREAS, the County further requests TXDOT provide and install the appropriate signage changes upon approval of this requested speed limit reduction.

NOW, THEREFORE, BE IT RESOLVED BY THE KLEBERG COUNTY COMMISSIONERS COURT, TEXAS:

1. That the Texas Department of Transportation reduce the speed limit on US77 at the FM1717 intersection, (more specifically from the US 77 / Cavazos Blvd. intersection to the US 77 / CR 2120 intersection) within the limits of Kleberg County, from 65 miles per hour to 55 miles per hour and install the appropriate signage upon approval of said speed reduction.

PASSED AND APPROVED by the Kleberg County Commissioners Court this the 10th day of August, 2015.

  
Rudy Madrid, Kleberg County Judge

  
David Rosse, Commissioner Pct. 1

  
Joe Hinojosa, Commissioner Pct. 2

  
Roy Cantu, Commissioner Pct. 3

  
Romeo Lomas, Commissioner Pct. 4



# NEED AND PURPOSE

## NEED FOR THE PROJECT

Within the US 77 corridor, there are transportation problems that would support the following need statements for major transportation improvements to US 77:

- At-grade intersections compromise safety on this high-speed highway facility
- At-grade intersections within the project limits experience higher accident rates
- Projected increases in traffic on US 77 will increase the potential for incidents associated with the numerous at-grade intersections
- System continuity does not meet driver expectations.

## PURPOSE OF THE PROJECT

In response to the need for improvements, the purpose of the proposed project is to improve safety, mobility, and continuity within the US 77 project corridor. To achieve this purpose, proposed improvements for the US 77 corridor would address the following objectives to improve:

- Traffic-related safety within communities located on US 77
- Safety for through-traffic
- Traffic mobility
- System continuity

The purpose of the proposed project is to improve safety by grade-separating through-traffic and cross-traffic at the major intersections and ranch gates and by separating through-traffic from local traffic turning onto side streets by the use of access roads. Mobility would be improved by allowing through-traffic to proceed without the need to reduce speed to accommodate cars entering or exiting the highway at these intersections.

A misconception that construction speed zones are required to improve TxDOT's position in the event of a tort claim prompted the Occupational Safety Division to seek an opinion on the matter from the Attorney General's Office. The response indicated that TxDOT's best defense against a tort action would be to have strict compliance with the TMUTCD.

According to Part 6 of the TMUTCD, reduced speed zoning should be avoided as much as practicable.

Reduced speeds should only be posted in the vicinity of work being performed and not throughout the entire project.

For example, it may not be desirable to post a construction speed zone when concrete traffic barriers are used in traffic control plans, since these barriers normally provide sufficient protection for the construction workers and the traveling public. In addition, traffic control plan designs should, as much as possible, accommodate the speeds existing prior to construction. These decisions, however, require engineering judgment depending on the nature of the project and other factors which affect the safety of the traveling public and construction workers.

On sections of highway under construction, speed studies and other studies normally made in determining speeds to be posted for a regulatory speed zone are not required. In selecting the speeds to be posted, however, consideration should be given to safe stopping sight distances, construction equipment crossings, the nature of the construction project, and any other factors which affect the safety of the traveling public and construction workers.

Only those speed limits authorized by Transportation Commission minute order, city ordinance, or county ordinance are legal, and no other speed limits should be posted using regulatory speed limit signs. Construction speed zones are automatically canceled when construction is complete.

### **Request for Regulatory Construction Speed Zones**

When a district desires construction speed zoning for projects or portions of a project outside the limits of incorporated cities, the district should prepare and submit TxDOT Form 1204, "Request for Construction Speed Zone," to the Traffic Operations Division (TRF) for review and processing for Transportation Commission action. The "Request for Construction Speed Zone" form is self-explanatory, with instructions contained on the reverse side. The form is available via hyperlink (click on the form number above) or from TRF.

Cities have the authority to establish construction speed zones within their corporate limits, and this should be encouraged, since the city will likely be responsible for enforcement. However, if a city desires the Transportation Commission to establish the zones, then the district should have a written request from the city on file.

## Section 2 — Approval Process

### Outside an Incorporated City

If the strip map contains only zones outside of incorporated city limits (to be set by Transportation Commission minute order), the district should send two prints or an electronic version of the strip map to the Texas Department of Transportation (TxDOT) Traffic Operations Division (TRF) for review. When TRF and the district have reached agreement on the proposed speed limits, TRF will write the necessary commission minute order. Prints required by the district should be made prior to submitting original tracings, mylars, or computer prints to TRF.

### Within an Incorporated City

If the strip map contains only zones within the corporate limits of a city, the district should send two prints or an electronic version of the strip map to TRF for review. When TRF and the district have reached agreement on the proposed zones, the district should then request the city to pass an ordinance establishing the speed zones. After receiving the ordinance from the city, the district should retain the original strip map and ordinance for its use.

### Adjacent Portions Within and Outside an Incorporated City

If a strip map submission contains adjacent altered speed zones situated both within and outside the corporate limits of a city, the district should send two prints or an electronic version of the strip map to TRF for review. When TRF and the district have reached agreement on the proposed zones, the district should then request the city to pass an ordinance establishing the zones within the city limits and TRF will write the necessary commission minute order. If there is an immediate need to post the speeds set by ordinance, signs may be installed for these zones prior to receiving a commission minute order on the adjacent section, as long as the city zone and adjacent existing rural zones are compatible.

### Speed Zones Unacceptable to a City

Although TxDOT has the authority to alter the speed limits on highways within the corporate limits of cities or override a speed limit set by city ordinance on such highways, it is intended that studies be made and recommendations be presented to the city for their acceptance and passage of a city ordinance to establish city speed zones. TxDOT should make every effort to have reasonable speed limits established.

In the event that a city will not accept the zones within its corporate limits as submitted by the district, and it is not possible to reach an agreement with the city on reasonable and prudent speed limits, then the district should prepare one strip map showing the city's preference and one strip

map showing TxDOT's recommendation. Both strip maps should be submitted to TRF along with the district's request for Transportation Commission action for making one of the zones effective. When the commission minute order has been passed, the district should send a copy of the minute order, along with a copy of the strip map, to the city.

The setting of speed limits within a city by commission minute order should only be used as a **last resort**; TxDOT should make every effort to secure the cooperation of the city so that the zones will be set by city ordinance.

### Filing of Strip Maps

The original strip map tracings for rural roads and those within incorporated cities and towns where the Transportation Commission established the zones are kept on file at TRF. If additional copies of the strip map or the commission minute order are desired, they may be obtained from TRF.

### Transportation Commission Minute Order

After the Transportation Commission passes a minute order establishing a regulatory speed zone, the TxDOT administration will send copies of the minute order to the district.



## Highlighted Text Changed in July 2015 Errata

- c) For roadways with low volumes, it may not be practical to apply even the minimum values found in Table 3-1. Refer to Chapter 12 for additional considerations for low-volume roadways and Chapter 10 for additional guidance for urban applications.
- d) When design speeds are greater than the values provided, the designer may provide clear-zone distances greater than those shown in Table 3-1.

### U.S. Customary Units

Design Speed (mph)	Design ADT	Foreslopes			Backslopes		
		1V:6H or flatter	1V:5H to 1V:4H	1V:3H	1V:3H	1V:5H to 1V:4H	1V:6H or flatter
≤40	UNDER 750 <sup>c</sup>	7–10	7–10	<sup>b</sup>	7–10	7–10	7–10
	750–1500	10–12	12–14	<sup>b</sup>	10–12	10–12	10–12
	1500–6000	12–14	14–16	<sup>b</sup>	12–14	12–14	12–14
	OVER 6000	14–16	16–18	<sup>b</sup>	14–16	14–16	14–16
45–50	UNDER 750 <sup>c</sup>	10–12	12–14	<sup>b</sup>	8–10	8–10	10–12
	750–1500	14–16	16–20	<sup>b</sup>	10–12	12–14	14–16
	1500–6000	16–18	20–26	<sup>b</sup>	12–14	14–16	16–18
	OVER 6000	20–22	24–28	<sup>b</sup>	14–16	18–20	20–22
55	UNDER 750 <sup>c</sup>	12–14	14–18	<sup>b</sup>	8–10	10–12	10–12
	750–1500	16–18	20–24	<sup>b</sup>	10–12	14–16	16–18
	1500–6000	20–22	24–30	<sup>b</sup>	14–16	16–18	20–22
	OVER 6000	22–24	26–32 <sup>a</sup>	<sup>b</sup>	16–18	20–22	22–24
60	UNDER 750 <sup>c</sup>	16–18	20–24	<sup>b</sup>	10–12	12–14	14–16
	750–1500	20–24	26–32 <sup>a</sup>	<sup>b</sup>	12–14	16–18	20–22
	1500–6000	26–30	32–40 <sup>a</sup>	<sup>b</sup>	14–18	18–22	24–26
	OVER 6000	30–32 <sup>a</sup>	36–44 <sup>a</sup>	<sup>b</sup>	20–22	24–26	26–28
65–70 <sup>d</sup>	UNDER 750 <sup>c</sup>	18–20	20–26	<sup>b</sup>	10–12	14–16	14–16
	750–1500	24–26	28–36 <sup>a</sup>	<sup>b</sup>	12–16	18–20	20–22
	1500–6000	28–32 <sup>a</sup>	34–42 <sup>a</sup>	<sup>b</sup>	16–20	22–24	26–28
	OVER 6000	30–34 <sup>a</sup>	38–46 <sup>a</sup>	<sup>b</sup>	22–24	26–30	28–30

#### Notes:

- a) When a site-specific investigation indicates a high probability of continuing crashes or when such occurrences are indicated by crash history, the designer may provide clear-zone distances greater than the clear zone shown in Table 3-1. Clear zones may be limited to 30 ft for practicality and to provide a consistent roadway template if previous experience with similar projects or designs indicates satisfactory performance.
- b) Because recovery is less likely on the unshielded, traversable 1V:3H fill slopes, fixed objects should not be present in the vicinity of the toe of these slopes. Recovery of high-speed vehicles that encroach beyond the edge of the shoulder may be expected to occur beyond the toe of slope. Determination of the width of the recovery area at the toe of slope should consider right-of-way availability, environmental concerns, economic factors, safety needs, and crash histories. Also, the distance between the edge of the through traveled lane and the beginning of the 1V:3H slope should influence the recovery area provided at the toe of slope. While the application may be limited by several factors, the foreslope parameters that may enter into determining a maximum desirable recovery area are illustrated in Figure 3-2. A 10-ft recovery area at the toe of slope should be provided for all traversable, non recoverable fill slopes.
- c) For roadways with low volumes it may not be practical to apply even the minimum values found in Table 3-1. Refer to Chapter 12 for additional considerations for low-volume roadways and Chapter 10 for additional guidance for urban applications.
- d) When design speeds are greater than the values provided, the designer may provide clear-zone distances greater than those shown in Table 3-1.

The designer may choose to modify the clear-zone distances in Table 3-1 with adjustment factors to account for horizontal curvature, as shown in Table 3-2. These modifications normally are considered only when crash histories indicate such a need, when a specific site investigation shows a definitive crash potential that could be significantly lessened by increasing the clear zone width, and when such increases are cost-effective. Horizontal curves, particularly for high-speed facilities, are usually superelevated to increase safety and provide a more comfortable ride. Increased banking on curves where the superelevation is inadequate is an alternate method of increasing roadway safety within a horizontal curve, except where snow and ice conditions limit the use of increased superelevation.

requirement. Where a curb is present, the lateral offset is measured from the face of curb and shall be a minimum of 1.5 ft [0.5 m]. A minimum of 1 ft [0.3 m] lateral offset should be provided from the toe of barrier to the edge of traveled way.

### Clear Zone

A clear recovery area, or clear zone, should be provided along highways, as shown in Table 2-12. A clear zone is the unobstructed, traversable area provided beyond the edge of the through traveled way for the recovery of errant vehicles. The clear zone includes shoulders, bicycle lanes, and auxiliary lanes, except those auxiliary lanes that function like through lanes. Such a recovery area should be clear of unyielding objects where practical or shielded by crash cushions or barrier.

**Table 2-12: Clear Zones**

Location	Functional Classification	Design Speed (mph)	Avg. Daily Traffic	Clear Zone Width (ft) <sup>3,4,5</sup>	
				Minimum	Desirable
-	-	-	-	Minimum	Desirable
Rural	Freeways	All	All	30 (16 for ramps)	
Rural	Arterial	All	0 - 750	16	30
			750 - 1500	30	--
			>1500	30	--
Rural	Collector	≥ 50	All	Use above rural arterial criteria.	
Rural	Collector	≤ 45	All	10	--
Rural	Local	All	All	10	--
Suburban	All	All	<8,000	10 <sup>6</sup>	10 <sup>6</sup>
Suburban	All	All	8,000 - 12,000	10 <sup>6</sup>	20 <sup>6</sup>
Suburban	All	All	12,000 - 16,000	10 <sup>6</sup>	25 <sup>6</sup>
Suburban	All	All	>16,000	20 <sup>6</sup>	30 <sup>6</sup>
Urban	Freeways	All	All	30 (16 for ramps)	
Urban	All (Curbed)	≥ 50	All	Use above suburban criteria insofar as available border width permits.	
Urban	All (Curbed)	≤ 45	All	4 from curb face	6
Urban	All (Uncurbed)	≥ 50	All	Use above suburban criteria.	
Urban	All (Uncurbed)	≤ 45	All	10	--

**Table 2-12: Clear Zones**

<sup>1</sup> Because of the need for specific placement to assist traffic operations, devices such as traffic signal supports, railroad signal/warning device supports, and controller cabinets are excluded from clear zone requirements. However, these devices should be located as far from the travel lanes as practical. Other non-breakaway devices should be located outside the prescribed clear zone or these devices should be protected with barrier. <sup>2</sup> Average ADT over project life, i.e., 0.5 (present ADT plus future ADT). Use total ADT on two-way roadways and directional ADT on one-way roadways. <sup>3</sup> Without barrier or other safety treatment of appurtenances. <sup>4</sup> Measured from edge of travel lane for all cut sections and for all fill sections where side slopes are 1V:4H or flatter. Where fill slopes are steeper than 1V:4H it is desirable to provide a 10 ft area free of obstacles beyond the toe of slope. <sup>5</sup> Desirable, rather than minimum, values should be used where feasible. <sup>6</sup> Purchase of 5 ft or less of additional right-of-way strictly for satisfying clear zone provisions is not required.
--

The clear zone values shown in Table 2-12 are measured from the edge of travel lane. These are appropriate design values for all cut sections (see Drainage Facility Placement), for cross sectional design of ditches within the clear zone area) and for all fill sections with side slopes 1V:4H or flatter. It should be noted that, while a 1V:4H slope is acceptable, that a 1V:6H or flatter slope is preferred for both errant vehicle performance and slope maintainability. It is therefore preferable to provide an obstacle-free area of 10 ft [3.0m] beyond the toe of steep side slopes even when this area is outside the clear zone.

may be acceptable on some low volume rural highways. Also adjustments for grade are given in Table 3-14.

Table 3-13: Lengths of Median Turn Lanes Multilane Rural Highways

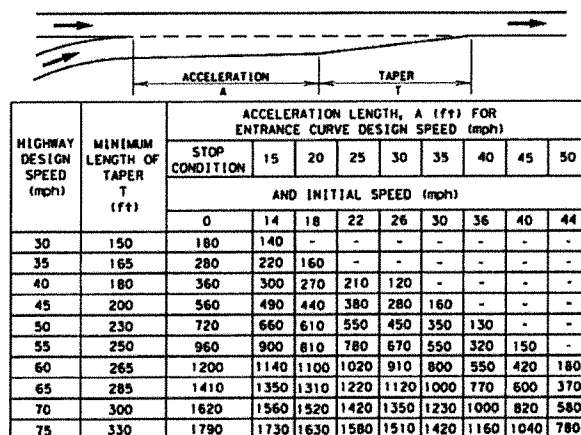
(US Customary)					
Mainlane Design Speed (mph)	Taper Length (ft) <sup>1</sup>	Deceleration Length (ft) <sup>2</sup>	-	Design Turning ADT (vpd)	Minimum Storage Length (ft)
30	50	160	-	150	50
35	50	215	-	300	100
40	50	275	-	500	175
45	100	345	-	750	250
50	100	425	-	--	--
55	100	510	-	--	--
60	150	615	-	--	--
65	150	715	-	--	--
70	150	830	-	--	--
75	150	950	-	--	--
80	150	1075	-	--	--
(Metric)					
Mainlane Design Speed (km/h)	Taper Length (m) <sup>1</sup>	Deceleration Length (m) <sup>2</sup>	-	Design Turning ADT (vpd)	Minimum Storage Length (m)
50	15	50	-	150	15
60	15	65	-	300	30
70	30	85	-	500	50
80	30	105	-	750	75
90	30	130	-	-	-
100	45	200	-	-	-
110	45	240	-	-	-
120	45	290	-	-	-
130	45	330	-	-	-

<sup>1</sup> For low volume median openings, such as those serving private drives or U-turns, a taper length of 100 ft [30 m] may be used regardless of mainlane design speed.

<sup>2</sup> Deceleration length assumes that moderate deceleration will occur in the through traffic lane and the vehicle entering the left-turn lane will clear the through traffic lane at a speed of 10 mph (15 km/h) slower than through traffic. Where providing this deceleration length is impractical, it may be acceptable to allow turning vehicles to decelerate more than 10 mph (15km/h) before clearing the through traffic lane.

**Right Turn Deceleration Lane.** Right (12 ft [3.6 m] lane with 4 ft [1.2 m] adjacent shoulders) turn lanes provide deceleration or acceleration area for right-turning vehicles. The deceleration length and taper lengths for right turn lanes are the same as for left-turn lanes (See Table 3-13). Adjustment factors for grade effects are shown in Table 3-14.

**Acceleration Lanes.** Acceleration lanes for right-turning and/or left-turning vehicles may be desirable on multi-lane rural highways. Acceleration distances and taper lengths are provided in Figure 3-10. Adjustments for grade are given in Table 3-14.



Notes: Uniform 50:1 to 70:1 tapers are recommended where lengths of acceleration lanes exceed 1,300 ft.

### LENGTHS OF RIGHT-TURN ACCELERATION LANES (US CUSTOMARY)

Figure 3-10. (US). Lengths of Right-Turn Acceleration Lanes.

## **Section 2 — Design Exceptions, Design Waivers, Design Variances, and Texas**

**Highway Freight Network (THFN) Design Deviations Overview** This subsection discusses the following topics: ♦ Design Exceptions ♦ Design Waivers, and ♦ Design Variances ♦ Texas Highway Freight Network (THFN) Design Deviations

**Design Exceptions** A design exception is required whenever the controlling criteria specified for the different categories of construction projects (i.e., 4R, 3R, 2R, Special Facilities, Off-System Historically Significant Bridge Projects, Park Road Projects, and on-street Bicycle Facilities) are not met.

Approval of a design exception rests with the TxDOT District, unless the project is subject to federal oversight or review. A design exception is not required when values exceed the minimum guidelines for the controlling criteria.

All design exceptions must be signed by the TxDOT District Engineer and this signature authority cannot be delegated. Design exceptions must be documented on the Form 1002.

**New Location and Reconstruction Projects (4R).** The list below gives the controlling criteria for 4R projects that will require a design exception. ♦ Design Speed ♦ Lane Width ♦ Shoulder Width ♦ Horizontal Curve Radius ♦ Superelevation (Rate only) ♦ Stopping Sight Distance (SSD) [see Note below] ♦ Maximum Grade ♦ Cross Slope ♦ Vertical Clearance ♦ Design Loading Structural Capacity

**Design Waivers** When the criterion is not met in a non-controlling category, a design exception is not required. However, a departure from the minimum criteria will be handled by design waivers at the district level. Design waivers will be granted as the district authorizes. The complete documentation should be retained permanently in the district project. The non-controlling criteria for the following project categories will require a design waiver.

**New Location and Reconstruction Projects (4R).** ♦ Curb Parking Lane Width ♦ Speed Change (refuge) Lane Width ♦ Length of Speed Change Lanes ♦ Curb Offset ♦ Bridge Width (See Bridge Project Development Manual), Ch. 3- Sec. 1 ♦ Median Opening Width ♦ Clear Zone ♦ Lateral Offset to Obstructions ♦ Railroad Overpass Geometrics ♦ Sag Vertical Curve Length [See Note below] ♦ Superelevation (Non-rate elements) ♦ Guardrail Length (unless for access accommodation; see Appendix A, Metal Beam Guardrails). ♦ Shared Use Paths (if this is the chosen Bicycle/Ped facility)

**Section 2 — Traffic Characteristics Overview** Information on traffic characteristics is vital in selecting the appropriate geometric features of a roadway. Necessary traffic data includes traffic volume, traffic speed, and percentage of trucks or other large vehicles.

**Traffic Volume** Traffic volume is an important basis for determining what improvements, if any, are required on a highway or street facility. Traffic volumes may be expressed in terms of average daily traffic or design hourly volumes. These volumes may be used to calculate the service flow rate, which is typically used for evaluations of geometric design alternatives.

**Average Daily Traffic.** Average daily traffic (ADT) represents the total traffic for a year divided by 365, or the average traffic volume per day. Due to seasonal, weekly, daily, or hourly variations, ADT is generally undesirable as a basis for design, particularly for high-volume facilities. ADT should only be used as a design basis for low and moderate volume facilities, where more than two lanes unquestionably are not justified.

**Design Hourly Volume.** The design hourly volume (DHV) is usually the 30th highest hourly volume for the design year, commonly 20 years from the time of construction completion. For situations involving high seasonal fluctuations in ADT, some adjustment of DHV may be appropriate. For two-lane rural highways, the DHV is the total traffic in both directions of travel. On highways with more than two lanes (or on two-lane roads where important intersections are encountered or where additional lanes are to be provided later), knowledge of the directional distribution of traffic during the design hour (DDHV) is essential for design. DHV and DDHV may be determined by the application of conversion factors to ADT.

**Computation of DHV and DDHV.** The percent of ADT occurring in the design hour (K) may be used to convert ADT to DHV as follows:  $DHV = (ADT)(K)$  The percentage of the design hourly volume that is in the predominant direction of travel (D) and K are both considered in converting ADT to DDHV as shown in the following equation:

$$DDHV = (ADT)(K)(D)$$

**Directional Distribution (D).** Traffic tends to be more equally divided by direction near the center of an urban area or on loop facilities. For other facilities, D factors of 60 to 70 percent frequently occur.

**K Factors.** K is the percentage of ADT representing the 30th highest hourly volume in the design year. For typical main rural highways, K-factors generally range from 12 to 18 percent. For urban facilities, K factors are typically somewhat lower, ranging from 8 to 12 percent.

**Projected Traffic Volumes.** Projected traffic volumes are provided by the Transportation Planning and Programming (TPP) Division upon request and serve as a basis for design of proposed improvements. For high-volume facilities, a tabulation showing traffic converted to DHV or DDHV will be provided by TPP if specifically requested. Generally, however, projected traffic volume is expressed as ADT with K and D factors provided. NOTE: If the directional ADT is known for only one direction, total ADT may be computed by multiplying the directional ADT by two for most cases.

**Speed** Speed is one of the most important factors considered by travelers in selecting alternative routes or transportation modes. The speed of vehicles on a road depends, in addition to capabilities of the drivers and their vehicles, upon five general conditions: the physical characteristics of the roadway, the amount of roadside interference, the weather, the presence of other vehicles, and speed limitations (established either by law or by traffic control devices). Although any one of these factors may govern travel speed, the actual travel speed on a facility usually reflects a combination of these factors. The objective in design of any engineered facility used by the public is to satisfy the public's demand for service in an economical manner with efficient traffic operations and with low crash frequency and severity. The facility should, therefore, accommodate nearly all demands with reasonable adequacy and also should only fail under severe or extreme traffic demands. Because only a small percentage of drivers travel at extremely high speed, it is not economically practical to design for them. They can use the roadway, of course, but will be constrained to travel at speeds less than they consider desirable. On the other hand, the speed chosen for design should not be that used by drivers under unfavorable conditions, such as inclement weather, because the roadway would then be inefficient, might result in additional crashes under favorable conditions, and would not satisfy reasonable public expectations for the facility. There are important differences between design criteria applicable to low- and high-speed designs.

For design purposes, the following definitions apply:

- ◆ Low-speed is 45 mph [70 km/h] and below, and
- ◆ High-speed is 50 mph [80 km/h] and above.

Several tables and figures for high-speed conditions will show values for 45 mph [70 km/h] to provide information for transitional roadway sections.

**Design Speed.** Design speed is a selected speed used to determine the various geometric design features of the roadway. The selected design speed should be a logical one with respect to the anticipated operating speed, topography, the adjacent land use, modal mix, and the functional classification of the roadway. In selection of design speed, every effort should be made to attain a desired combination of safety, mobility, and efficiency within the constraints of environmental quality, economics, aesthetics, and social or political impacts. The selected design speed should be consistent with the speeds that drivers are likely to travel on a given roadway. A roadway of higher functional classification may justify a higher design speed than a lesser classified facility in similar topography. A low design speed, however, should not be selected where the topography is such that drivers are likely to travel at high speeds.

Selection of design speed for a given functionally classified roadway is influenced primarily by the character of terrain, economic considerations, extent of roadside development (i.e., urban or rural), and highway type. For example, the design speed chosen would usually be less for rough terrain, or for an urban facility with frequent points of access, as opposed to a rural highway on level terrain. Choice should be influenced by the expectations of drivers, which are closely related to traffic volume conditions, potential traffic conflicts, and topographic features. Appropriate design speed values for the various highway classes are presented in subsequent sections.

**Operating Speed.** Operating speed is the speed at which drivers are observed operating their vehicles during free-flow conditions. The 85th percentile of the distribution of observed speeds is the most frequently used measure of the operating speed associated with a particular location or geometric feature. The following geometric design and traffic demand features may have direct impacts on operating speed: horizontal curve radius, grade, access density, median treatments, on-street parking, signal density, vehicular traffic volume, and pedestrian and bicycle activity.

**Posted Speed.** Posted speed refers to the maximum speed limit posted on a section of highway. TxDOT's *Procedure for Establishing Speed Zones Manual* states that the posted speed should be based primarily upon the 85th percentile speed when adequate speed samples can be secured. Speed zoning guidelines permit consideration of other factors such as roadside development, road and shoulder surface characteristics, public input, and pedestrian and bicycle activity.

**Intersection Sight Distance** The operator of a vehicle approaching an intersection should have an unobstructed view of the entire intersection and an adequate view of the intersecting highway to permit control of the vehicle to avoid a collision. When designing an intersection, the following factors should be taken into consideration: ♦ Adequate sight distance should be provided along both highway approaches and across corners. ♦ Gradients of intersecting highways should be as flat as practical on sections that are to be used for storage of stopped vehicles. ♦ Combination of vertical and horizontal curvature should allow adequate sight distance of the intersection. ♦ Traffic lanes and marked pedestrian crosswalks should be clearly visible at all times. ♦ Lane markings and signs should be clearly visible and understandable from a desired distance. ♦ Intersections should eliminate, relocate or modify conflict points to the extent allowable in order to improve safety. ♦ Intersections should be evaluated for the effects of barriers, rails, and retaining walls on sight distance.

For selecting intersection sight distance, refer to AASHTO's *A Policy on Geometric Design for Highways and Streets*. Sight distance criteria are provided for the following types of intersection controls: ♦ Intersections with no control ♦ Intersections with stop control on the minor road ♦ Intersections with yield control on the minor road ♦ Intersections with traffic signal control ♦ Intersections with all-way stop control ♦ Left turns from the major road.



High severity injuries and fatalities are a result of cross median crashes on high speed roadways. All median related incidents begin with median encroachment. Reducing median encroachment reduces cross median crashes and fixed object crashes in the median. Median encroachment countermeasures should be considered where appropriate. The following guidelines below are for reducing the frequency and severity of median related crashes on divided highways:

**Design Guidance to Reduce Consequences of Median Encroachments** ♦ Minimize potential for collision with fixed objects: Relocate or remove fixed objects in median ♦ Reduce consequences of collision with fixed objects:

Provide barrier to shield objects in median ♦ Reduce likelihood of cross-median collisions:

- Provide wider median
- Provide continuous median barrier
- ♦ Reduce likelihood of vehicle overturning:
  - Flatten median slopes
  - Provide U-shaped (rather than V-shaped) median cross section
- ▮ Provide barrier to shield steep slopes
- ▮ Improve design of geometric elements:
  - ▮ Provide wider median slopes
  - ▮ Minimize sharp curves with radii less than 3,000 ft
  - ▮ Minimize steep grades of 4% or more
- ▮ Improve design of mainline ramp terminals:
  - ▮ Increase separation between on-ramps and off-ramps
  - ▮ Minimize left-hand exits
- ▮ Improve design of merge and diverge areas by lengthening speed-change lanes
- ▮ Simplify design of weaving areas
- ▮ Increase decision sight-distance to on-ramps

**Countermeasures to Reduce Likelihood of Median Encroachments** ▮ Reduce driver inattention: Provide edgeline or shoulder rumble strips ▮ Decrease side friction demand: Improve/restore superelevation at horizontal curves ▮ Increase pavement friction: Provide high-friction pavement surfaces ▮ Reduce high driver workload:

- ▮ Improve visibility and provide better advance warning for on-ramps
- ▮ Improve visibility and provide better advance warning for curves and grades

▮ Improve delineation ▮ Encourage drivers to reduce speeds: Provide transverse pavement markings ▮ Minimize weather-related crashes:

- ▮ Provide weather-activated speed signs
- ▮ Provide static signs warning of weather conditions (eg., bridge freezes before road surface)
- ▮ Apply sand or other materials to improve road surface friction
- ▮ Apply chemical de-icing or anti-icing as a location-specific treatment

▮ Improve winter maintenance response times ▮ Raise the state of preparedness for winter maintenance

**Shoulder Widths** Wide, surfaced shoulders provide a suitable, all-weather area for stopped vehicles to be clear of the travel lanes. Shoulders are of considerable value on high-speed facilities such as freeways and rural highways. Shoulders, in addition to serving as emergency parking areas, lend lateral support to travel lane pavement structure, provide a maneuvering area, increase sight distance of horizontal curves, and give drivers a sense of safe, open roadway. Design values for shoulder widths for the various classes of highways are shown in the appropriate subsequent portions of this manual.

Shoulder widths on bridge structures are measured from the nominal face of rail to the edge of traveled way. For additional guidance in reference to current standard bridge railings in Texas, reference the *TxDOT Bridge Railing Manual*, Appendix-A and the applicable Bridge Railing Standard.

Shoulder widths should accommodate bicyclists where a designated bicycle lane or shared use path is not provided. When 4 ft or narrower shoulders are typical for a roadway, urban or rural, provide, a 5 ft minimum clear space (measured from edge of travel lane to toe of bridge rail) on bridges being replaced or rehabilitated. On divided highways, this guidance only applies to the outside shoulder. Exceptions to the 5 ft clear space are permitted for off-system facilities with less than 400 ADT.

**Sidewalks and Pedestrian Elements** Walking is an important transportation mode that needs to be incorporated in transportation projects. Planning for pedestrian facilities should occur early and continuously throughout project development. Sidewalks provide distinct separation of pedestrians and vehicles, serving to increase pedestrian safety as well as to enhance vehicular capacity. Sidewalks should be included on a project located in an urban setting where: ♦ Construction is within existing right-of-way, and the scope of work involves pavement widening; OR ♦ Full reconstruction or new construction that requires new right-of-way. In typical suburban development, there may initially be relatively few pedestrian trips because there are few closely located pedestrian destinations. However, as development occurs and pedestrian demand increases, it is always difficult and more costly to retro-fit pedestrian facilities if they were not considered in the initial design. Early consideration of pedestrian facility design during the project development process may also greatly simplify compliance with accessibility requirements established by the *Americans with Disabilities Act (ADA) Proposed Accessibility Guidelines for Pedestrian Facilities in the Public Right of Way (PROWAG)* and the *Texas Accessibility Standards (TAS)*. Meeting requirements of PROWAG will meet or exceed TAS requirements. Specific design requirements to accommodate the needs of persons with disabilities are established by the Proposed Accessibility Guidelines for Pedestrian Facilities in the Public Right-of-Way (PROWAG), the Texas Accessibility Standards (TAS), and related rulemaking. A request for a design variance for any deviations from TAS requirements must be submitted to the Texas Department of Licensing and Regulation (TDLR) for approval.

**Sidewalk Location.** For pedestrian comfort, especially adjacent to high speed traffic, it is desirable to provide a buffer space between the traveled way and the sidewalk as shown in Figure 2-8(A). For curb and gutter sections, a buffer space of 4 ft to 6 ft [1.2m to 1.8m] between the back of the curb and the sidewalk is desirable. Roadways in urban and suburban areas without curb and gutter require sidewalks, which should be placed between the ditch and the right of way line if practical. Note that pedestrian street crossings must be ADA compliant.

**Sidewalk Width.** Sidewalks should be wide enough to accommodate the volume and type of pedestrian traffic expected in the area. The minimum clear sidewalk width is 5 ft [1525 mm]. Where a sidewalk is placed immediately adjacent to the curb as shown in Figure 2-8(B), a sidewalk width of

6 ft [1830 mm] is recommended to allow additional space for street and highway hardware and allow for the proximity of moving traffic. Sidewalk widths of 8 ft [2440 mm] or more may be appropriate in commercial areas, along school routes, and other areas with concentrated pedestrian traffic.

*Roadway Design Manual Page 2-48 TxDOT 07/2020*

**Roadside Design** Of particular concern to the design engineer is the number of single-vehicle, run-off-the-road accidents which occur even on the safest facilities. About one-third of all highway fatalities are associated with crashes of this nature.

The configuration and condition of the roadside greatly affect the extent of damages and injuries for these crashes. Increased safety may be realized through application of the following principles, particularly on high-speed facilities: ♦ A “forgiving” roadside should be provided, free of unyielding obstacles including landscaping, drainage facilities that create obstacles, steep slopes, utility poles, etc.

For adequate safety, it is desirable to provide an unencumbered roadside recovery area that is as wide as practicable for the specific highway and traffic conditions.

♦ For existing highways, treatment of obstacles should be considered in the following order:

- Remove the obstacle.
- Redesign the obstacle so that it can be safely traversed.
- Relocate the obstacle to a point where it is less likely to be struck.
- Make the obstacle breakaway.
- Apply a cost-effective device to provide for redirection (longitudinal barrier) or severity reduction (impact attenuators). Barrier should only be used if the barrier is less of an obstacle than the obstacle it would protect, or if the cost of otherwise safely treating the obstacle is prohibitive.
- Delineate the obstacle.

♦ Use of higher than minimum design standards result in a driver environment which is fundamentally safer because it is more likely to compensate for driver errors. Frequently, a design, including sight distances greater than minimum, flattened slopes, etc., costs little more over the life of a project and increases safety and usefulness substantially.

♦ For improved safety performance, highway geometry and traffic control devices should merely confirm drivers' expectations.

Unexpected situations, such as left side ramps on freeways, sharp horizontal curvature introduced within a series of flat curves, etc., have demonstrated adverse effects on traffic operations. These principles have been incorporated as appropriate into the design guidelines included herein. These principles should be examined for their applicability at an individual site based on its particular circumstances, including the aspects of social impact, environmental impact, economy, and safety.

**Lateral Offset to Obstructions** It is generally desirable that there be uniform clearance between traffic and roadside features such as bridge railings, parapets, retaining walls, and roadside barriers. In an urban environment, right of way is often limited and is characterized by sidewalks, enclosed drainage, numerous fixed objects (e.g., signs, utility poles, luminaire supports, fire hydrants, sidewalk furniture, etc.), and traffic making frequent stops. Uniform alignment enhances highway safety by providing the driver with a certain level of expectation, thus reducing driver concern for and reaction to those objects.

The distance from the edge of the traveled way, beyond which a roadside object will not be perceived as an obstacle and result in a motorist's reducing speed or changing vehicle position on the roadway, is called the lateral offset.

This lateral offset to obstructions helps to: ♦ Avoid impacts on vehicle lane position and encroachments into opposing or adjacent lanes, ♦ Improve driveway and horizontal sight distances, ♦ Reduce the travel lane encroachments from occasional parked and disabled vehicles, ♦ Improve travel lane capacity, and ♦ Minimize contact from vehicle mounted intrusions (e.g., large mirrors, car doors, and the over-hang of turning trucks).

As a minimum, as long as the obstruction is located beyond the recommended paved shoulder of a roadway, it will have minimum impact on driver speed or lane position and meet the lateral offset requirement. Where a curb is present, the lateral offset is measured from the face of curb and shall be a minimum of 1.5 ft [0.5 m]. A minimum of 1 ft [0.3 m] lateral offset should be provided from the toe of barrier to the edge of traveled way.

## Clear Zone

A clear recovery area, or clear zone, should be provided along highways, as shown in Table 2-12. A clear zone is the unobstructed, traversable area provided beyond the edge of the through traveled way for the recovery of errant vehicles. The clear zone includes shoulders, bicycle lanes, and auxiliary lanes, except those auxiliary lanes that function like through lanes. Such a recovery area should be clear of unyielding objects where practical or shielded by crash cushions or barrier.

**Table 2-12:  
Clear Zones**

Location	Functional Classification	Design Speed (mph)	Avg. Daily Traffic	Clear Zone Width (ft) <sup>3,4,5</sup>	
				Minimum	Desirable
-	-	-	-		
Rural	Freeways	All	All	30 (16 for ramps)	
Rural	Arterial	All	0 - 750	16	30
			750 - 1500	30	--
			>1500	30	--
Rural	Collector	≥ 50	All	Use above rural arterial criteria.	
Rural	Collector	≤ 45	All	10	--
Rural	Local	All	All	10	--
Suburban	All	All	<8,000	10 <sup>6</sup>	10 <sup>6</sup>
Suburban	All	All	8,000 - 12,000	10 <sup>6</sup>	20 <sup>6</sup>
Suburban	All	All	12,000 - 16,000	10 <sup>6</sup>	25 <sup>6</sup>
Suburban	All	All	>16,000	20 <sup>6</sup>	30 <sup>6</sup>
Urban	Freeways	All	All	30 (16 for ramps)	
Urban	All (Curbed)	≥ 50	All	Use above suburban criteria insofar as available border width permits.	
Urban	All (Curbed)	≤ 45	All	4 from curb face	6
Urban	All (Uncurbed)	≥ 50	All	Use above suburban criteria.	
Urban	All (Uncurbed)	≤ 45	All	10	--