

City of Kingsville, Texas

AGENDA CITY COMMISSION MONDAY, FEBRUARY 27, 2023 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.

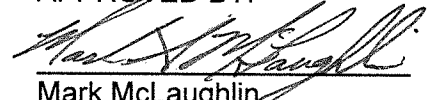
OPEN MEETING

INVOCATION / PLEDGE OF ALLEGIANCE – (Mayor Fugate)

MINUTES OF PREVIOUS MEETING(S)

Regular Meeting February 13, 2023

APPROVED BY:


Mark McLaughlin
City Manager

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

1. Public hearing for the submission of a Main Street Grant Application to the Texas Department of Agriculture as part of the Texas Community Development Block Grant Program. (Director of Planning & Development Services).

III. Reports from Commission & Staff.²

"At this time, the City Commission and Staff will report/update on all committee assignments which may include but is not limited to the following: Planning & Zoning Commission, Zoning Board of Adjustments, Historical Board, Housing Authority Board, Library Board, Health Board, Tourism, Chamber of Commerce, Coastal Bend Council of Governments, Conner Museum, Keep Kingsville Beautiful, and Texas Municipal League. Staff reports include the following: Building & Development, Code Enforcement, 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; Building Maintenance, Construction Updates; Park Services - grant(s) update, miscellaneous park projects, Emergency Management, Administration –Workshop Schedule, Interlocal Agreements, Public Information, Hotel Occupancy Report, Quiet Zone, SEP, Legislative Update, Proclamations, Health Plan

Update, Tax Increment Zone Presentation, Main Street Downtown, Chapter 59 project, Financial Advisor, Wastewater Treatment Plant, Water And Wastewater Rate Study Presentation. No formal action can be taken on these items at this time."

IV. Public Comment on Agenda Items.³

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

V.

Consent Agenda

Notice to the Public

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being discussed separately unless requested by a Commission Member in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon.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

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

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

None.

REGULAR AGENDA

CONSIDERATION OF MOTIONS, RESOLUTIONS, AND ORDINANCES:

VI. Items for consideration by Commissioners.⁴

1. Consider a resolution of the City Commission of Kingsville, Texas authorizing the submission of an application to the Texas Department of Agriculture for the Texas Community Development Block Grant Program, Main Street Grant Application; and authorizing the City Manager to act as the City's Executive Officer and Authorized Representative in all matters pertaining to the City's participation in the Texas Community Development Block Grant Program for improvements in the downtown area. (Director of Planning & Development Services).
2. Consider a resolution authorizing participation in 2023 State Homeland Security Grant Program-Regular Projects with the Office of the Governor, Public Safety Office, Homeland Security Grants Division for law enforcement equipment; authorizing the Chief of Police to act on the City's behalf with such program. (Police Chief).
3. Consider authorizing purchase of Rotary Broom for Street Department via BuyBoard as per staff recommendation. (Purchasing Manager).
4. Consider out of state travel for Mayor, City Manager, and Economic Development Director to attend the International Council of Shopping Centers (ICSC) Conference in Las Vegas, Nevada from May 20-24, 2023. (City Manager).
5. Consider a resolution authorizing the City Manager to execute a Consulting Services Agreement with Evergreen Solutions, LLC for a compensation and benefits study. (Purchasing Manager).

6. Discussion regarding potential ordinance requiring spay and neuter of animals. (Commissioner Torres).

7. Executive Session: Pursuant to Section 551.071, Texas Government Code, Consultation with Attorney Exception, the City Commission shall convene in executive session to seek legal advice from the City Attorney regarding a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with this chapter. (City Attorney).

8. Executive Session: Pursuant to Section 551.074, of the Texas Open Meetings Act, the City Commission shall convene in executive session to deliberate the evaluation & duties of the City Attorney. (Mayor Fugate).

9. Consider approval of compensation adjustment for City Attorney position. (Mayor Fugate).

VII. Adjournment.

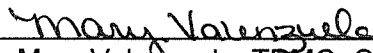
1. No person's comments shall exceed 5 minutes. Cannot be extended by Commission.
2. No person's comments shall exceed 5 minutes without permission of majority of Commission.
3. Comments are limited to 3 minutes per person. May be extended or permitted at other times in the meeting only with 5 affirmative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

NOTICE

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

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

February 23, 2023 at 4:45 P.M. and remained so posted continuously for at least 72 hours proceeding the schedule time of said meeting.


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

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

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

MINUTES OF PREVIOUS MEETING(S)

FEBRUARY 13, 2023

A REGULAR MEETING OF THE CITY OF KINGSVILLE CITY COMMISSION WAS HELD ON MONDAY, FEBRUARY 13, 2023, IN THE HELEN KLEBERG GROVES COMMUNITY ROOM, 400 WEST KING AVENUE, KINGSVILLE, TEXAS AT 5:00 P.M.

CITY COMMISSION PRESENT:

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

CITY COMMISSION ABSENT:

Edna Lopez, Commissioner

CITY STAFF PRESENT:

Mark McLaughlin, City Manager
Mary Valenzuela, City Secretary
Courtney Alvarez, City Attorney
Kyle Benson, IT Manager
Derek Williams, IT
Emilio Garcia, Health Director
Deborah Balli, Finance Director
Uchechukwu Echeozo, Director of Planning & Development Services
Charlie Sosa, Purchasing Manager
Bill Donnell, Public Works Director
Rudy Mora, Engineer
Janine Reyes, Tourism Director
Susan Ivy, Parks Director
Kobby Agyekum, Senior Planner/HPO
Joseph Ramirez, Engineers Assistant
Mike Mora, Capital Improvements Manager
Ricardo Torres, Chief of Police

I. Preliminary Proceedings.

OPEN MEETING

Mayor Fugate opened the meeting at 5:00 P.M. with four Commission members present. Commissioner Lopez was absent.

INVOCATION / PLEDGE OF ALLEGIANCE – (Mayor Fugate)

The invocation was delivered by Ms. Courtney Alvarez, City Attorney, followed by the Pledge of Allegiance and the Texas Pledge.

MINUTES OF PREVIOUS MEETING(S)

Regular Meeting - January 23, 2023

Motion made by Commissioner Hinojosa to approve the minutes of January 23, 2023, as presented, seconded by Commissioner Alvarez. The motion was passed and approved by the following vote: Hinojosa, Alvarez, Fugate voting “FOR”. Torres “ABSTAINED”.

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

1. None

III. Reports from Commission & Staff.²

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

Mr. Mark McLaughlin, City Manager reported that Chamberlain Park trees will be planted this week, Thursday, February 16, 2023. He further reported that the medic units are in for repairs so the Fire Department is working with only one medic unit until they hear something from the Garage Department on the other. He also reported that the Commission has been provided with the Fiscal Year 2022-2023 Quarterly Budget Report and Fiscal Year 2022-2023 First Quarter Investment Report.

Ms. Courtney Alvarez, City Attorney reported that at the request of the Commission, agenda items 18 and 19 will not be heard during tonight's meeting. These items will be moved to a future meeting. Ms. Alvarez further stated that the next regular meeting is scheduled for Monday, February 27, 2023. The deadline for staff to submit their agenda items for this meeting is Thursday, February 16, 2023. City offices will be closed on Monday, February 20, 2023, for President's Day. She also reported that the Kingsville Police Department has put out a notice for the upcoming Warrant Roundup. Individuals who have outstanding citations may voluntarily come in to pay from February 20th through March 3, 2023. Beginning March 4th through March 11, 2023, the Kingsville Police Department will be visiting those who have not taken care of their unpaid citations a visit with a warrant.

Commissioner Torres thanked everyone for their thoughts and prayers on the loss of her mother. She reported that she has been elected to sit as an Executive Member of the Council of Governments (COG) as well as Kleberg County Commissioner Chuck Schultz being named as the COG's Secretary.

At this time, Mayor Fugate read and presented a Proclamation for National Teen Dating Violence Awareness Month.

Mr. Charlie Cardenas, ICE Engineering gave a brief presentation on the City of Kingsville's Texas Water Development Board (TWDB) and General Land Office (GLO) Grant Updates. Mr. Cardenas stated that before there were 25 projects, but now there are 26 projects. He stated that the additional project was approved which will be for \$700,000.00 for Paulson Falls. Paulson Falls will be receiving two projects, one over by the lake and the other down Paulson Falls boulevard. This will elevate a lot of the issues and take the backside drainage to General Cavazos. There are also seven wastewater projects and fourteen stormwater projects. All these projects will total \$50 million. Stormwater projects are one in the Fairview area, 21st Street and Warren, Pasadena and Alexander, and the new Paulson Falls. There are also the GLO projects which consist of Wastewater and

Stormwater. Within the contract, there have been some milestones that have been completed. The current milestone that is occurring now is the environmental process which on the wastewater side should be completed by the end of March with the stormwater side completed in July. Although some of these projects are environmental, they will need to be in contact with the Texas Department of Transportation (TXDOT) for any TXDOT streets that will be affected. Mr. Cardenas stated that at this time they are in the middle of the design phase, but the environmental phase must be completed before continuing with the design phase for both wastewater and stormwater. He stated that there are some larger projects but also some smaller projects that will range from \$200,000 up to \$1 million. GLO wastewater phasing plan has seven projects. He further stated that some of these projects are the manhole rehab, which will be a very important project as they will seal the manholes and make sure there is no stormwater going into the wastewater system that will end up at the plant. The lift stations will also be receiving new pumps and sealing the cracks inside the wet wells so that there is no infiltration from stormwater. Mr. Cardenas further stated that another big project goes through the middle of town where there is a new lift station going in by Pasadena. This will go through Loop 428 towards Ailsie through Alexander. This force main will be under pressure and the line that is in the middle of 14th Street towards the 17th lift station will be slipped-lined; there will be no breaking of the street down 14th Street. This project will relieve a lot of the wastewater flowing to the south plant and flow it to the north plant. He further stated that other projects will be worked on such as replacing broken water lines. He stated that the emergency line located on the north side going towards the 3MGD Wastewater Plant, which is always going repairs, and this project will be replacing this line. Mr. Cardenas further discussed the handout showing the stormwater phasing plan which shows the start and end dates for these projects. There are 14 priority projects on the list with a timeframe between September 2023 through December 2024. Mr. Cardenas further discussed the Caesar ditch. He stated that the road has room for widening and placement of a turning lane as well as a bike lane. Mr. Cardenas stated that there will be public meetings in the future on this project.

Mayor Fugate asked how they are doing on time, as there may be some limitations. Mr. Cardenas responded that as for the GLO projects they are on track, with the contract ending at the end of 2024. He further stated that the GLO did state that they can give a one-time two-year extension. They don't recommend asking for a two-year extension until the end of 2024. He further stated that projects are unpredictable and therefore you never know if you will need an extension. He also stated that the environmental process for the GLO projects is going very well.

Commissioner Hinojosa asked if the schedule that is shown on the presentation can be moved back to give the city time so that the public will know what is transpiring. Mr. Cardenas responded that some projects may be able to be moved up on the scheduled timeframe. He further stated that while the construction begins on some of these projects, access to homes and businesses will not be affected. Mr. Cardenas further stated that upcoming events in the future will be public town hall meetings to take place to make the community aware of the upcoming projects.

IV. Public Comment on Agenda Items.³

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

No public comments were made.

V.

Consent Agenda **Notice to the Public**

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

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

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

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

1. Motion to approve final passage of an ordinance amending the Fiscal Year 2022-2023 Budget to appropriate funding for the sidewalk and ADA ramp improvements for Kleberg and 4th Street area. (City Engineer).

2. Motion to approve final passage of an ordinance amending the Fiscal Year 2022-2023 Budget to appropriate funding for surveying costs for Escondido Road Project. (City Engineer).

3. Motion to approve final passage of an ordinance amending the Fiscal Year 2022-2023 Budget to appropriate funding for LED lights at the Train Depot and Main Street. (Tourism Director).

4. Motion to approve final passage of an ordinance amending the Fiscal Year 2022-2023 Budget to appropriate funding for emergency wastewater 8-inch line repair. (Purchasing Manager).

5. Motion to approve final passage of an ordinance amending the Fiscal Year 2022-2023 Budget to appropriate funding for Chamberlain Park with proceeds from the sale of Kenedy Park. (Purchasing Manager).

6. Motion to approve final passage of an ordinance amending the Fiscal Year 2022-2023 Budget to appropriate funding for server software. (Finance Director).

7. Motion to approve final passage of an ordinance amending the Fiscal Year 2022-2023 Budget to appropriate funding for the city manager contract increase. (Finance Director).

8. Motion to approve the reappointment of Norma Sue Adrian to the Health Board for a 3-year term. (Health Director).

9. Motion to approve a resolution authorizing the Mayor to execute the Permission and Indemnity Agreement with the King Ranch, Inc. for the 18th Annual Ride on the Wild Side Charity Bike Event. (to be held on April 22, 2023). (City Attorney).

REGULAR AGENDA

CONSIDERATION OF MOTIONS, RESOLUTIONS, AND ORDINANCES:

VI. Items for consideration by Commissioners.⁴

10. Consider final passage of an ordinance amending the City of Kingsville Code of Ordinances Chapter III-Administration, providing for revision of Article 1-City Commission, Section 10-Agenda. (Commissioner Hinojosa).

Mayor Fugate commented that sixty days is a better timeframe than holding off until six months for items that are not approved.

Motion made by Commissioner Alvarez to approve the ordinance amending the City of Kingsville Code of Ordinances Chapter III-Administration, providing for revision of Article 1-City Commission, Section 10-Agenda, seconded by Commissioner Hinojosa. The motion was passed and approved by the following vote: Torres, Hinojosa, Alvarez, Fugate voting "FOR".

11. Consider awarding RFP #23-03 for a Classification, Compensation, and Benefits study as per staff recommendation, and authorizing staff to negotiate a contract for same. (Purchasing Manager).

Mr. Charlie Sosa, Purchasing Manager stated that this item authorizes the city to award and negotiate a contract with Evergreen Solutions LLC, to conduct a Classification and Compensation Study for the City of Kingsville. Notice was published for a Request for Proposal #23-03 in the newspaper on December 22, 2022, and January 5, 2023. Responses were accepted until 2:00 P.M. on January 31, 2023. The city received six responses, Gallagher Benefit Services, McGrath Human Resources Group, PayPoint HR LLC., Baker Tilly US, LLP, JER HR Group, and Evergreen Solutions LLC. The compensation review committee reviewed proposals and found the information received to be responsive. The review committee scored the firms based on understanding the task, related experience, references, cost of services, and time to complete tasks. Based on the criteria listed the review committee selected Evergreen Solutions LLC. The review committee consisted of Diana Gonzalez, the City of Kingsville's Human Resources Director. Funds are available through general fund amendment reserve line item 1030-86000. The total cost of services will be \$42,500.00. It is staff's recommendation to approve the award and authorize staff to negotiate a contract with Evergreen Solutions LLC, to perform a Classification and Compensation Benefit Study for the City of Kingsville.

Commissioner Hinojosa commented that he hopes that the study comes out close to what the City is already paying. He further stated that his concerns are both the employees and the taxpayers of the city. He also commented that he is aware that the City Manager takes care of the employees by giving them a 4% Cost of Living, but we also need to be concerned about the taxpayers.

Mayor Fugate commented that a working document is needed to see where the city stands in compensation.

Commissioner Hinojosa commented that it would need to be competitive so that the city won't lose its employees.

Motion made by Commissioner Alvarez to approve the award of RFP #23-03 for a Classification, Compensation, and Benefits study as per staff recommendation, and authorizing staff to negotiate a contract for same, seconded by Commissioner Hinojosa. The motion was passed and approved by the following vote: Hinojosa, Alvarez, Torres, Fugate voting "FOR".

12. Consider a resolution approving the Agreement for the Defense Economic Adjustment Assistance Grant between the City of Kingsville and the Office of the Governor, Texas Military Preparedness Commission; authorizing the City Manager to execute such agreement. (City Manager).

Mayor Fugate asked that if there weren't any objections from Commission and staff, he would like to move agenda item #12 before agenda item #10. No objections were made.

Mr. McLaughlin commented that representatives from NAS Kingsville were in attendance tonight to witness the approval of this resolution. He further stated that Ms. Alvarez has reviewed the attached agreement and agrees with the language, therefore, it is staff's recommendation to approve this resolution and its agreement.

Motion made by Commissioner Hinojosa to approve the resolution approving the Agreement for the Defense Economic Adjustment Assistance Grant between the City of Kingsville and the Office of the Governor, Texas Military Preparedness Commission; authorizing the City Manager to execute such agreement, seconded by Commissioner Torres. The motion was passed and approved by the following vote: Alvarez, Torres, Hinojosa, Fugate voting "FOR".

13. Consider a resolution supporting the Competitive Housing Tax Credit Application of Majestic Villas, Ltd. for an affordable senior citizen rental housing development in Kingsville, Texas. (City Manager).

Mr. McLaughlin stated that RealTex Development Corporation is applying for a Texas Department of Housing and Community Affairs grant and tax credits to develop a 49-unit senior citizen rental housing complex in Kingsville. RealTex has requested a letter of support from the city. The application is due in March with results on the award released in July 2023. The developers stated that the project location will be very competitive for their asking and should score high enough for an award. The proposed location for this development is on the south side of Carlos Truan, west of Wright Drive.

Commissioner Alvarez asked if these were homes or apartment complexes. Mr. McLaughlin responded that these are single-floor homes, something similar to a bungalow.

Commissioner Torres stated that this was not 2, but only 1. Mr. McLaughlin responded yes.

Motion made by Commissioner Alvarez to approve the resolution supporting the Competitive Housing Tax Credit Application of Majestic Villas, Ltd. for an affordable senior citizen rental housing development in Kingsville, Texas, seconded by Commissioner Hinojosa. The motion was passed and approved by the following vote: Torres, Hinojosa, Alvarez, Fugate voting "FOR".

14. Consider out-of-state travel for the Mayor and City Manager to Washington, D.C. from February 15-17, 2023, for military preparedness and economic development matters. (Mayor Fugate/ City Manager).

Motion made by Commissioner Hinojosa to approve the out-of-state travel for the Mayor and City Manager to Washington, D.C. from February 15-17, 2023, for military preparedness and economic development matters, seconded by Commissioner Alvarez. The motion was passed and approved by the following vote: Hinojosa, Alvarez, Torres, Fugate voting "FOR".

15. Consider out-of-state travel for the Mayor, City Commissioners, City Manager, and Economic Development Director to Mobile, Alabama from April 20-23, 2023 for christening of USS Kingsville vessel. (Mayor Fugate/ City Manager).

Mr. McLaughlin stated that there is a correction that has been made to the memo that includes a chart of the Commissions travel for this fiscal year. The chart will show that no Commissioner will be in the negatives once the upcoming travels occur.

Motion made by Commissioner Alvarez to approve this out of state travel for the Mayor, City Commissioners, City Manager, and Economic Development Director to Mobile, Alabama from April 20-23, 2023 for christening of USS Kingsville

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

16. Consider out of state travel for the City Commission to New York, New York from July 10-14, 2023, to attend the 40th Annual NALEO Conference. (Commissioner Alvarez).

Commissioner Alvarez stated that she and Commissioner Torres are members of the NALEO organization and are interested in attending their annual conference on July 11th through July 13, 2023, in New York City, with travel dates on July 10th and July 14th. This will be the first time they would be attending this conference and have heard from others that the conference is very interesting. Registration will open at the beginning of March, which is why she has requested the item to be on this agenda.

Motion made by Commissioner Torres to approve out-of-state travel for the City Commission to New York, New York from July 10-14, 2023, to attend the 40th Annual NALEO Conference, seconded by Commissioner Hinojosa. The motion was passed and approved by the following vote: Torres, Hinojosa, Alvarez, Fugate voting "FOR".

17. Executive Session: Pursuant to Section 551.071, Texas Government Code, Consultation with Attorney Exception, the City Commission shall convene in executive session to seek legal advice from the City Attorney regarding a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with this chapter. (City Attorney).

Ms. Alvarez commented that if it is the Commission's desire, this executive session can wait until a future meeting.

Commission decided to hold off on this agenda item, until a future meeting.

18. Executive Session: Pursuant to Section 551.074, of the Texas Open Meetings Act, the City Commission shall convene in executive session to deliberate the evaluation & duties of the City Attorney. (Mayor Fugate).

At the request of the City Commission, agenda items 18 and 19 will not be heard at this meeting. Both items will be heard at a future meeting.

19. Consider approval of compensation adjustment for City Attorney position. (Mayor Fugate).

No discussion or action was taken.

At this time, Mayor Fugate and Mr. McLaughlin allowed for Mr. Charlie Cardenas, ICE Engineering to do a brief presentation, which should have been done during Reports from Commission and Staff section of this agenda, on the City of Kingsville's Texas Water Development Board (TWDB) and General Land Office (GLO) Grant Updates. This presentation will be noted under the section of Reports from Commission and Staff.

VI. Adjournment.

There being no further business to come before the City Commission, the meeting was adjourned at 6:04 P.M.

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, TRMC, CMC, City Secretary

PUBLIC HEARING(S)

PUBLIC HEARING #1

City of Kingsville
Planning and Development Services Department

TO: Mayor and City Commissioners

CC: Mark McLaughlin, City Manager

FROM: Uche Echeozo, Director

DATE: December 20, 2022

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

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

Background: The Planning and Development Services Department of the City of Kingsville is currently embarking on projects geared towards downtown revitalization. The works are, ongoing but the funds are fast depleting. In order to adequately fund this exercise, and get it to completion, they wish to submit a further application for a Main Street Grant of \$500,000 which would be used to install ADA compliant sidewalks and lighting activity on Kleberg Avenue between 6th and 7th Street; demolition and clearance activity as well as road reconstruction including curb and gutter and related drainage. These projects are needed to effectively transform downtown Kingsville and make it a "destination place". There is a need for a 3.5% cash match translating to \$17,500 together with in-kind services from Engineering and Planning. A public hearing is part of the requirements needed to ensure members of the community are adequately briefed on the details of the plan.

Financial Impact: If the grant is awarded, a budget amendment would be needed for the \$17,500 Cash Match, which would come from the budget reserve line item.

Recommendation: Approve the request for a Public Hearing and to submit application.



Superintendent

CONTINUED FROM PAGE 1



Pictured are: TAMUK Leaders attend Valentine Lunch with KISD Superintendent from left to right: Dr. Lucy Villarreal, Dr. Linda Villarreal, Dr. Robert Vela President of TAMUK, and Henry Burgos. (Photo by Ted Figueroa)

Superintendent

CONTINUED FROM PAGE 1

asked the high school students to write her letters during their "Brahma time" and asked them to write about what they wanted for our district. The students asked for more tutoring options, class pets that can assist them with coping after traumatic events, and soccer goals for the soccer fields.

Commissioners

CONTINUED FROM PAGE 1

services with the U.S. Department of Commerce Economic Development Administration. Judge Madrid noted that phase one of the J.K. Northway is complete, they have broken ground on the Emergency Operations Center and the parking lot is under construction.

Approval was granted for computers and updates to J.P. Pct. 4 and J.P. Pct. 2 offices with funds coming from the JP Tech Fund. A memorandum of understanding between the Kleberg County Sheriff's Office and the Coastal Bend College Police Program to bring on interns to learn and develop professional skills at the Sheriff's Office.

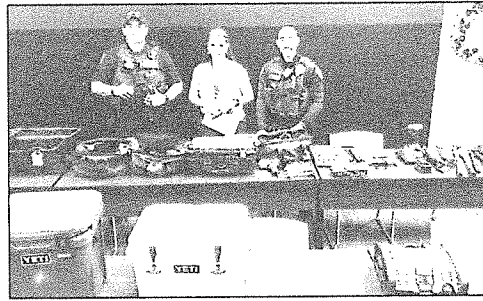
A resolution authorizing the Kleberg and Kenedy Counties District Attorney's Office to apply for, submit, and seek continuance of its (Victim's Assistance Grant No. 2899707), for the program year 2023 through 2024 was approved.

The Commissioners agreed to allow the library director to apply for the Ed Rachel Grant, in the amount of \$50,000, as well as to replace 40 Dell Inspiron computers. The Commissioners then approved a payment to Macareno Signs in the amount of \$19,850 for the work done at J.K. Northway.

The court created a line item for an IT position at Kleberg County Human Services, to be funded by TxDot and the university, with the base pay to be \$14 per hour.

The Director's Position at the Kleberg County Vaccine Clinic will have a salary increase to \$25.00 an hour. A resolution authorizing the Kleberg County Sheriff to apply for the 2022 Operation Stone Garden Grant for the period of 3-1-2023 to 02-28-2024 was approved. Approval was granted to the Kleberg County Clerk to hire a new employee to begin on Feb. 21, 2023.

Kingsville police recover stolen property from numerous thefts



Pictured above from left to right: Patrolman Robert Garcia, Senior Detective Cindi Flores, and Gang Officer Richard Beltran, with recovered stolen items. (Submitted photo)

By TED FIGUEROA
REPORTER

A man thought to be responsible for thefts of tools in motel parking lots over the past several months was arrested by Kingsville police. Jose De La Rosa, 32, was charged with theft of property valued at more than \$100 and less than \$750 and theft of property values at less than \$2,500, two or more previous convictions, according to Kingsville Police Chief Ricardo Torres.



Jose De La Rosa
(Submitted photo)

De La Rosa posted bond and has been released.

Torres said the crimes are still under investigation and further charges

may lead to the previous ones being enhanced. He asks citizens who may have had tools or other items stolen from their vehicles or who may have any tips regarding these thefts to call Sr. Det. Cindi Flores at the Kingsville Police Department Criminal Investigations Bureau. Torres praised officers and investigators for their "diligent work" in recovering several tools and work items that have been stolen from work trucks at local motels.

PUBLIC HEARING NOTICE

CITY OF KINGSVILLE (KLEBERG COUNTY)

TEXAS COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM

The City of Kingsville is giving notice of the City's intent to submit Texas Community Development Block Grant Program grant applications for a Main Street grant request of \$500,000 for the installation of ADA compliant sidewalks and lighting activity; road construction/renovation to include curb and gutter and related drainage; demolition and clearance activity. The public hearing will be held on Monday, February 27, 2023, at 5:00 PM. Para mas informacion en español, comuniquese con Herlinda Solis al 361-595-8055.

If you have any questions, do not hesitate to contact me.

Thank you

Yours Sincerely,

Uche Echeozo
Director of Planning
and Development Services

PUBLIC HEARING NOTICE

The Planning & Zoning Commission of the City of Kingsville will hold a Public Hearing Wednesday, March 1, 2023 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: Rick Deyoe Applicant; requesting the Re-zoning of KT & I CO, Block 17, Lot PT 6, Acres 8.71 also known as 1420 Senator Carlos Truan BLVD, Kingsville TX 78363. 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, March 13, 2023 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: Rick Deyoe Applicant; requesting the Re-zoning of KT & I CO, Block 17, Lot PT 6, Acres 8.71 also known as 1420 Senator Carlos Truan BLVD, Kingsville TX 78363. 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.



**ADVERTISE YOUR
BUSINESS IN THE
KINGSVILLE
RECORD!**

?? TRIVIA ??

HOW SMART ARE YOU?

- Think you know something about everything?
- What do you know about our area?

Play Kingsville Trivia brought to you by Harrel's Pharmacy!

Questions:

1. Each Valentine's Day, the city of Verona, Italy, receives about 1,000 Valentine's cards addressed to a famous fictional character. Name that character.
2. What was President John F. Kennedy's mother's first name?
3. In what state would you find the city "Lovecland," once a hub for fur trading and named after a railroad President?
4. First invented by a man named Milton in 1907, 70 million of what Valentine's Day favorites are now made every single day?
5. In which U.S. city would one find an airport named "Love Field"?
6. Name the comedy drama that aired from 1977 to 1987 on ABC featuring a Coyote and a Gopher.
7. Before "X" stood for a kiss, what did it represent at the end of a letter?
8. When did Sweethearts first get their shape?
9. In the Victorian era, mean spirited Valentine's Day cards were called "_____ Valentines."
10. About how many roses are sent for Valentine's Day each year? (Answers will be on next issue.)

HOW SMART ARE YOU?

- 9-10. Okay Einstein, quit bragging
- 7-8. Pick up your PhD at TAMUK
- 5-6. You are on your way to your B.S. degree
- 3-4. Do not skip any more school
- 2 or less—don't leave home without a chapcrone

For all your pharmacy needs, contact Harrel's. Lots of great items and downtown Kingsville's best eats!

Harrel's
Kingsville Pharmacy
204 East Kleberg • Kingsville, TX
(361) 592-3354

TRIVIA ANSWERS

February 9, 2023 issue

1. Brown
2. Prunes
3. Switzerland
4. Tandoori
5. Tea
6. Honey
7. China
8. Netherlands
9. Coca-Cola
10. Gin

REGULAR AGENDA

AGENDA ITEM #1

City of Kingsville
Planning and Development Services Department

TO: Mayor and City Commissioners

CC: Mark McLaughlin, City Manager

FROM: Uche Echeozo, Director

DATE: December 20, 2022

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

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

Background: The Planning and Development Services Department of the City of Kingsville is currently embarking on projects geared towards downtown revitalization. The works are, ongoing but the funds are fast depleting. In order to adequately fund this exercise, and get it to completion, they wish to submit a further application for a Main Street Grant of \$500,000 which would be used to install ADA compliant sidewalks and lighting activity on Kleberg Avenue between 6th and 7th Street; demolition and clearance activity as well as road reconstruction including curb and gutter and related drainage. These projects are needed to effectively transform downtown Kingsville and make it a "destination place". There is a need for a 3.5% cash match translating to \$17,500 together with in-kind services from Engineering and Planning. A public hearing is part of the requirements needed to ensure members of the community are adequately briefed on the details of the plan.

Financial Impact: If the grant is awarded, a budget amendment would be needed for the \$17,500 Cash Match, which would come from the budget reserve line item.

Recommendation: Approve the request for a Public Hearing and to submit application.



Superintendent

CONTINUED FROM PAGE 1



Pictured are: TAMUK Leaders attend Valentine Lunch with KISD Superintendent from left to right: Dr. Lucy Villarreal, Dr. Linda Villarreal, Dr. Robert Vela President of TAMUK, and Henry Burgos. (Photo by Ted Figueroa)

Superintendent

CONTINUED FROM PAGE 1

asked the high school students to write her letters during their "Brahma time" and asked them to write about what they wanted for our district. The students asked for more tutoring options, class pets that can assist them with coping after traumatic events, and soccer goals for the soccer fields.

Commissioners

CONTINUED FROM PAGE 1

services with the U.S. Department of Commerce Economic Development Administration. Judge Madrid noted that phase one of the J.K. Northway is complete, they have broken ground on the Emergency Operations Center and the parking lot is under construction.

Approval was granted for computers and updates to J.P. Pct. 4 and J.P. Pct. 2 offices with funds coming from the JP Tech Fund. A memorandum of understanding between the Kleberg County Sheriff's Office and the Coastal Bend College Police Program to bring on interns to learn and develop professional skills at the Sheriff's Office.

A resolution authorizing the Kleberg and Kenedy Counties District Attorney's Office to apply for, submit, and seek continuance of it's (Victim's Assistance Grant No. 2899707), for the program year 2023 through 2024 was approved.

The Commissioners agreed to allow the library director to apply for the Ed Rachel Grant, in the amount of \$50,000, as well as to replace 40 Dell Inspiron computers. The Commissioners then approved a payment to Macareno Signs in the amount of \$19,850 for the work done at J.K. Northway.

The court created a line item for an IT position at Kleberg County Human Services, to be funded by TxDOT and the university, with the base pay to be \$14 per hour.

The Director's Position at the Kleberg County Vaccine Clinic will have a salary increase to \$25.00 an hour. A resolution authorizing the Kleberg County Sheriff to apply for the 2022 Operation Stone Garden Grant for the period of 3-1-2023 to 02-28-2024 was approved. Approval was granted to the Kleberg County Clerk to hire a new employee to begin on Feb. 21, 2023.

?? TRIVIA ??

HOW SMART ARE YOU?

- Think you know something about everything?
- What do you know about our area?

Play Kingsville Trivia brought to you by Harrel's Pharmacy!

Questions:

1. Each Valentine's Day, the city of Verona, Italy, receives about 1,000 Valentine's cards addressed to a famous fictional character. Name that character.
 2. What was President John F. Kennedy's mother's first name?
 3. In what state would you find the city "Lowland," once a hub for fur trading and named after a railroad President?
 4. First invented by a man named Milton in 1907, 70 million of what Valentine's Day favorites are now made every single day?
 5. In which U.S. city would one find an airport named "Love Field"?
 6. Name the comedy/drama that aired from 1977 to 1987 on ABC featuring a Captain and a Gopher.
 7. Before "X" stood for a kiss, what did it represent at the end of a letter?
 8. When did Sweethearts first get their shape?
 9. In the Victorian era, moon splinted Valentine's Day cards were called "_____ Valentine's."
 10. About how many roses are sent for Valentine's Day each year?
- (Answers will be on next issue.)
- HOW SMART ARE YOU:**
- 9-10. Okay Einstein...quit bragging
 - 7-8. Pick up your PhD at TANUK
 - 5-6. You are on your way to your B.S. degree
 - 3-4. Do not skip any more school
 - 2 or less—don't leave home without a chaparral

For all your pharmacy needs, contact Harrel's. Lots of great items and downtown Kingsville's best east!

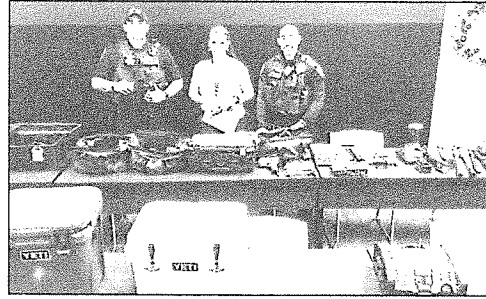
Harrel's
Kingsville Pharmacy
204 East Kleberg • Kingsville, Tx
(361) 592-3354

TRIVIA ANSWERS

February 9, 2023 issue

1. Brown
2. Prunes
3. Switzerland
4. Tandoori
5. Tea
6. Honey
7. China
8. Netherlands
9. Coca-Cola
10. Gin

Kingsville police recover stolen property from numerous thefts



Pictured above from left to right: Patrolman Robert Garcia, Senior Detective Cindi Flores, and Gang Officer Richard Beltran, with recovered stolen items. (Submitted photo)

By Ted Figueroa
REPORTER

A man thought to be responsible for thefts of tools in motel parking lots over the past several months was arrested by Kingsville police. Jose De La Rosa, 32, was charged with theft of property valued at more than \$100 and less than \$750 and theft of property values at less than \$2,500, two or more previous convictions, according to Kingsville Police Chief Ricardo Torres.



Jose De La Rosa
(Submitted photo)

De La Rosa posted bond and has been released. Torres said the crimes are still under investigation and further charges

may lead to the previous ones being enhanced. He asks citizens who may have had tools or other items stolen from their vehicles or who may have any tips regarding these thefts to call Sr. Det. Cindi Flores at the Kingsville Police Department Criminal Investigations Bureau. Torres praised officers and investigators for their "diligent work" in recovering several tools and work items that have been stolen from work trucks at local motels.

PUBLIC HEARING NOTICE

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

The City of Kingsville is giving notice of the City's intent to submit Texas Community Development Block Grant Program grant applications for a Main Street grant request of \$500,000 for the installation of ADA compliant sidewalks and lighting activity; road construction/renovation to include curb and gutter and related drainage; demolition and clearance activity. The public hearing will be held on Monday, February 27, 2023, at 5:00 PM. Para mas informacion en espanol, comuniquese con Herlinda Solis at 361-595-8055.

If you have any questions, do not hesitate to contact me.

Thank you

Yours Sincerely,

Uche Echeozo
Director of Planning
and Development Services

PUBLIC HEARING NOTICE

The Planning & Zoning Commission of the City of Kingsville will hold a Public Hearing Wednesday, March 1, 2023 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: Rick Deyoe Applicant; requesting the Re-zoning of KT & I CO, Block 17, Lot PT 6, Acres 8.71 also known as 1420 Senator Carlos Truan BLVD, Kingsville TX 78363. 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, March 13, 2023 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: Rick Deyoe Applicant; requesting the Re-zoning of KT & I CO, Block 17, Lot PT 6, Acres 8.71 also known as 1420 Senator Carlos Truan BLVD, Kingsville TX 78363. 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.



**ADVERTISE YOUR
BUSINESS IN THE
KINGSVILLE
RECORD!**

RESOLUTION # 2023_____

A RESOLUTION OF THE CITY COMMISSION OF KINGSVILLE, TEXAS, AUTHORIZING THE SUBMISSION OF AN APPLICATION TO THE TEXAS DEPARTMENT OF AGRICULTURE FOR THE TEXAS COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM, MAIN STREET GRANT APPLICATION; AND AUTHORIZING THE CITY MANAGER TO ACT AS THE CITY'S EXECUTIVE OFFICER AND AUTHORIZED REPRESENTATIVE IN ALL MATTERS PERTAINING TO THE CITY'S PARTICIPATION IN THE TEXAS COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FOR IMPROVEMENTS IN THE DOWNTOWN AREA.

WHEREAS, the City of Kingsville participates in the Texas Main Street program;

WHEREAS, the Texas Community Block Grant Program provides eligible Texas Main Street communities with matching grants for downtown revitalization to expand or enhance public infrastructure in historic Main Street districts to aid in eliminating handicapped barriers and deteriorated conditions in the downtown;

WHEREAS, the City Commission of the City of Kingsville desires to develop a viable community and improve its historic downtown area by making ADA improvements, lighting improvements, and road, curb, gutter, drainage, and sidewalk repairs in the designated Main Street area; and

WHEREAS, if awarded, the grant will be used to construct ADA improvements, lighting improvements, and road, curb, gutter, drainage, and sidewalk repairs in Kingsville's designated Main Street area primarily in the area of Kleberg Avenue between 6th and 7th Street;

WHEREAS, it is necessary and in the best interests of the City of Kingsville to submit an application for funding under the Texas Community Development Block Grant Program to make these improvements;

WHEREAS, the City intends to make an application for \$500,000 of funding and has set aside a three and one half percent (3.5%) cash match in the FY22-23 budget for this item, should it be awarded, as the City does not have funding to cover more than that for the project it may be able to contribute some in-kind services as well, which also enhance scoring of the application;

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

I.

THAT a Texas Community Development Block Grant Program application for the Texas Capital Fund is hereby authorized to be filed on behalf of the City of Kingsville.

II.

THAT if awarded, the grant money will be used to construct ADA improvements, lighting improvements, and road, curb, gutter, drainage, and sidewalk repairs in Kingsville's designated Main Street area, which the City could not otherwise fund.

III.

THAT the application be for \$500,000.00 of grant funds to provide funding for ADA improvements, lighting improvements, and road, curb, gutter, drainage, and sidewalk repairs in the designated Main Street area in downtown Kingsville.

IV.

THAT the City Commission directs and designates the City Manager as the City's Chief Executive Officer and Authorized Representative to act in all matters in connection with this application and the City's participation in the Texas Community Development Block Grant Program.

V.

THAT all funds will be used in accordance with all applicable federal, state, local and programmatic requirements including but not limited to procurement, environmental review, labor standards, acquisition of property, civil rights and administrative requirements.

VI.

THAT it further be stated that the City of Kingsville is committing \$17,500 from its FY22-23 budget as a cash match contribution toward the activities of this project.

VII.

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

PASSED AND APPROVED by a majority vote of the City Commission the 27th day of February, 2023.

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM

Courtney Alvarez, City Attorney

AGENDA ITEM #2

City of Kingsville Police Department

TO: Mayor and City Commissioners

CC: Mark McLaughlin, City Manager

FROM: Ricardo Torres, Chief of Police

DATE: January 15, 2023

SUBJECT: 2023 State Homeland Security Program—Regular Project (SHSP-R)

Summary:

The Kingsville Police Department is applying for equipment under the 2023 State Homeland Security Program (SHSP-R). The grant period is from 09/01/2023 to 08/31/2025.

Background:

The purpose of this announcement is to solicit applications for projects that support state and local efforts to prevent terrorism and targeted violence and prepare for the threats and hazards that pose the greatest risk to the security of Texas citizens. The Office of the Governor (OOG), Public Safety Office (PSO) provides funding to implement investments that build, sustain, and deliver the 32 core capabilities essential to achieving a secure and resilient state.

This funding supports state, tribal and local preparedness activities that address high-priority preparedness gaps across all core capabilities where a nexus to terrorism exists. All investments must be consistent with capability targets set during the Threat and Hazard Identification and Risk Assessment (THIRA) process, and gaps identified in the Stakeholder Preparedness Review (SPR).

The State Homeland Security Program (SHSP) is intended to support investments that improve the ability of jurisdictions to:

- **Prevent** a threatened or actual act of terrorism;
- **Protect** its citizens, residents, visitors, and assets against the greatest threats and hazards;
- **Mitigate** the loss of life and property by lessening the impact of future catastrophic events;
- **Respond** quickly to save lives, protect property and the environment, and meet basic human needs in the aftermath of a catastrophic incident; and/or
- **Recover** through a focus on the timely restoration, strengthening, accessibility and revitalization of infrastructure, housing, and a sustainable economy, as well as the health, social, cultural, historic, and environmental fabric of communities affected by a catastrophic incident.

Many activities which support the achievement of target capabilities related to terrorism preparedness may simultaneously support enhanced preparedness for other hazards unrelated to acts of terrorism.



City of Kingsville Police Department

However, **all SHSP projects must assist grantees in achieving target capabilities related to preventing, preparing for, protecting against, or responding to acts of terrorism.**

We have found that we need additional capabilities to use as force multipliers and enhance our abilities to locate domestic terrorists, transnational criminal organizations, organized drug trafficking organizations, as well as human traffickers, out in the field. In order to address those needs we are proposing the creation of a drone unit.

Periodically the individuals from these groups are being interdicted on our highways. Many times they lead police on pursuits and they end up going thru ranch fences and into the brush, making them hard to locate. These drones are small enough that officers on patrol can have them at the ready and deploy them to assist in locating absconders from these pursuits.

Situations have occurred where barricade subjects have had trash, debris, and clothing on the floor. We have utilized our ReconRobots and these tools cannot traverse those objects. The drones that we are looking at purchasing, have been tested by our officers and flown inside building where they are able to provide live feeds of the subject as well as audio of anything the suspect may be saying. Real time intelligence is garnered so that I along with our SWAT Commanders can formulate a plan to extract these barricaded subjects so that our officers and innocent civilians are not killed or hurt.

Financial Impact:

The grant for "State Homeland Security Program—Regular (SHSP-4)" is a reimbursement type. As per our local COG's policy they may sometimes only partially fund projects. We must agree to cover any cost not covered by the grant.



City of Kingsville Police Department

LOKI-MK2-UAVSDS-EU-BB	Loki MK2 EU Single Drone Set: 1 GCS, 1 LOKI MK2 EU, 3 LiPo Batteries, 1 Loki LiPo Charger with Hub and US Socket, 1 GCS US Charger, 1 USB-C to USB-C cable, 8 Propellers, 4 Ducts, 1 Upgrade Kit, 1 Refresh Kit, 1 ILB Flex Pack Black/Black, 1 ILB Flex Pack Divider, 1 6X6 Loki Flex Pouch Black/Black, 1 3X6 Loki Battery Pouch Black/Black	EACH	1	9,500.00
LOKI-MK2-UAVEX-EU-BB	Loki UAV Extension Set - Includes: 1 LOKI MK2 EU, 3 LiPo Batteries, 1 Loki LiPo Charger with Hub and US Socket, 8 Propellers, 1 6X6 Loki Flex Pouch Black/Black, 1 Loki 3X6 Battery Flex Pouch Black/Black	EACH	1	2,980.00
LOKI-UGVEX-EU-BB	Loki Ground UGV Extension Set, SIGYN, Contains: Ground Vehicle EU, Battery Set, Battery Charger, Tire Set, Spare Camera Glass Protection, 6X6 SIGYN Flex Pouch Black/Black	EACH	1	8,795.00
LOKI-UAV-PAS	Loki MkII Payload Attachment System: 1 Front Hook, 1 Main Connecting Plate, 2 Vertical Holders	EACH	2	250.00
AARD-CUSTPRO	Loki Speaker Payload	EACH	2	3,000.00
LOKI-REMOTEVIEWER	Loki MK2 Remote Viewer with Charger	EACH	2	720.00
NON TAXABLE FREIGHT	Non Taxable Freight	EACH	1	150.00

Work Description:

*

DELIVERY 120-150 DAYS ARO

Total \$29,365.00

Recommendation:

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





Sales Quote

1935 Puddingstone Dr
La Verne, CA 91750
TEL: 800-997-3773 FAX: 909-392-3823
FED TAX ID: 95-4451904
DUNS #: 861004349
SAM UEI: DGSKHRKYPDK9

Page: 1
Sales Quote Number: SQ21876
Sales Quote Date: 2/6/2023
Quote Valid To: 4/6/2023

Sell

To: Kingsville Police Department
Attn: Daniel Gonzalez
1700 E. King Avenue
Kingsville, TX 78363
USA

Ship

To: Kingsville Police Department
Attn: Daniel Gonzalez
1700 E. King Avenue
Kingsville, TX 78363
USA

Ship Via: Best Way
Terms: Net 30 Days

Customer ID: KINGSVILLEPDTX01
SalesPerson: Douq Epler
Contact: Attn: Daniel Gonzalez
Entered By: ATIAHORSTMAN

Item No.	Description	Unit	Qty	GSA	Unit Price	Total Price
LOKI-MK2-UAVSDS-EU-BB	Loki MK2 EU Single Drone Set: 1 GCS, 1 LOKI MK2 EU, 3 LiPo Batteries, 1 Loki LiPo Charger with Hub and US Socket, 1 GCS US Charger, 1 USB-C to USB-C cable, 8 Propellers, 4 Ducts, 1 Upgrade Kit, 1 Refresh Kit, 1 ILB Flex Pack Black/Black, 1 ILB Flex Pack Divider, 1 6X6 Loki Flex Pouch Black/Black, 1 3X6 Loki Battery Pouch Black/Black	EACH	1		9,500.00	9,500.00
LOKI-MK2-UAVEX-EU-BB	Loki UAV Extension Set - Includes: 1 LOKI MK2 EU, 3 LiPo Batteries, 1 Loki LiPo Charger with Hub and US Socket, 8 Propellers, 1 6X6 Loki Flex Pouch Black/Black, 1 Loki 3X6 Battery Flex Pouch Black/Black	EACH	1		2,980.00	2,980.00
LOKI-UGVEX-EU-BB	Loki Ground UGV Extension Set, SIGYN, Contains: Ground Vehicle EU, Battery Set, Battery Charger, Tire Set, Spare Camera Glass Protection, 6X6 SIGYN Flex Pouch Black/Black	EACH	1		8,795.00	8,795.00
LOKI-UAV-PAS	Loki MkII Payload Attachment System: 1 Front Hook, 1 Main Connecting Plate, 2 Vertical Holders	EACH	2		250.00	500.00
AARD-CUSTPRO	Loki Speaker Payload	EACH	2		3,000.00	6,000.00
LOKI-REMOTEVIEWER	Loki MK2 Remote Viewer with Charger	EACH	2		720.00	1,440.00
NON TAXABLE FREIGHT	Non Taxable Freight	EACH	1		150.00	150.00

Work Description:

*
DELIVERY 120-150 DAYS ARO
**

Please contact Audrey Horstman at 909.451.6101 or ahorstman@aardvarktactical.com when you are ready to place this order.
Thank you and have a great day!

No return will be accepted unless a Return Authorization is issued prior to the goods being returned. If the error which necessitates the return is a result of an AARDVARK error, no restocking fee will be charged. Merchandise may be returned within 30 days of purchase and buyer will be subject to a 20% restocking fee. All returns must be Freight Prepaid and in new sellable condition. Credit for the value of the returned merchandise (less restocking fees and shipping charges) will be made. Defective merchandise is not subject to any restocking fee. Customized orders are non-returnable.

Subtotal: 29,365.00
Invoice Discount: 0.00
Total Sales Tax: 0.00
Total: 29,365.00



Office of the Governor, Public Safety Office
Homeland Security Grants Division
Funding Announcement: ***2023 State Homeland Security Program – Regular Projects (SHSP-R)***

Purpose

The purpose of this announcement is to solicit applications for projects that support state and local efforts to prevent terrorism and targeted violence and prepare for the threats and hazards that pose the greatest risk to the security of Texas citizens. The Office of the Governor (OOG), Public Safety Office (PSO) provides funding to implement investments that build, sustain, and deliver the 32 core capabilities essential to achieving a secure and resilient state.

This funding supports state, tribal and local preparedness activities that address high-priority preparedness gaps across all core capabilities where a nexus to terrorism exists. All investments must be consistent with capability targets set during the Threat and Hazard Identification and Risk Assessment (THIRA) process, and gaps identified in the Stakeholder Preparedness Review (SPR).

The State Homeland Security Program (SHSP) is intended to support investments that improve the ability of jurisdictions to:

- **Prevent** a threatened or actual act of terrorism;
- **Protect** its citizens, residents, visitors, and assets against the greatest threats and hazards;
- **Mitigate** the loss of life and property by lessening the impact of future catastrophic events;
- **Respond** quickly to save lives, protect property and the environment, and meet basic human needs in the aftermath of a catastrophic incident; and/or
- **Recover** through a focus on the timely restoration, strengthening, accessibility and revitalization of infrastructure, housing, and a sustainable economy, as well as the health, social, cultural, historic, and environmental fabric of communities affected by a catastrophic incident.

Many activities which support the achievement of target capabilities related to terrorism preparedness may simultaneously support enhanced preparedness for other hazards unrelated to acts of terrorism. However, **all SHSP projects must assist grantees in achieving target capabilities related to preventing, preparing for, protecting against, or responding to acts of terrorism.**

Available Funding

Federal funds are authorized under Section 2002 of the Homeland Security Act of 2002, as amended (Pub. L. No. 107-296), (6 U.S.C. 603). State Homeland Security Program (SHSP) funds are made available through a Congressional appropriation to the United States Department of Homeland Security (DHS). 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

1. State agencies;
2. Regional councils of governments;
3. Units of local government;
4. Nonprofit organizations;
5. Universities or Colleges; and
6. Federally recognized Native American tribes.

Application Process

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

1. For eligible local and regional projects:
 - a. Applicants must contact their applicable regional council of governments (COG) regarding their application.
 - b. Each of Texas' 24 COGs holds its own application planning workshops, workgroups, and/or subcommittees and facilitates application prioritization for certain programs within its region. Failure to comply with regional requirements imposed by the COG may render an application ineligible.
2. State agencies, and other organizations proposing projects to increase preparedness statewide, may submit applications directly to PSO.

Key Dates

Action	Date
Funding Announcement Release	12/12/2022
Online System Opening Date	12/12/2022
Final Date to Submit and Certify an Application	2/09/2023 at 5:00pm CST
Earliest Project Start Date	09/01/2023

Project Period

Projects selected for funding must begin between September 1, 2023 and March 1, 2024, and expire on or before August 31, 2025. Additional guidelines are below:

1. Project periods should be structured so that projects that include grant-funded salaries and/or annual recurring costs do not overlap with the project periods of previous or future grant awards with the same costs.
2. Project periods should be structured so that projects that include grant-funded salaries and/or annual recurring costs are on a 12 or 24-month grant cycle/performance period.
3. Project periods for equipment only projects are generally awarded for a 6 to 12-month grant period.
4. PSO will consider proposed start or end dates falling outside of these guidelines on a case-by-case basis.

Funding Levels

Minimum: \$2,500

Maximum: None. However, PSO uses a risk-based formula to determine regional allocations. Local agencies should contact their regional COG for amounts historically available to the region and any maximum established by their COG. Additionally, PSO expects to make available approximately \$1.5 - \$2 million to state agencies in support of 10 – 15 projects under this solicitation and the SHSP-LETPA solicitation.

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

1. The Federal Emergency Management Agency (FEMA) has established National Priority Areas (NPA) for the Homeland Security Grant Program and requires the State to dedicate at least 30% of Texas' SHSP funds to projects under the NPAs. The NPAs and prescribed amounts for each NPA are noted below. PSO anticipates these priorities will remain in place for the 2023 SHSP grant cycle. Applicants are encouraged to submit projects under these National Priority Areas when the primary core capability addressed is consistent with a National Priority Area description below. Note: The National Priority Areas are subject to change without notice upon release of the federal Notice of Funding Opportunity (NOFO).

2. Grant projects must be submitted in support of one of the following approved activity areas:

- a. **Community Preparedness and Resilience (NPA - Required to fund at least 3%)**

Core Capabilities: Planning; Public Information and Warning; Community Resilience; Mass Care Services; Risk and Disaster Resilience Assessment; Long Term Vulnerability Reduction.

- i. Projects supporting training and equipping regional and local Citizen Corps Programs (CCP) including Community Emergency Response Teams (CERT).
- ii. Provide continuity training, such as FEMA's Organizations Preparing for Emergency Needs training to faith-based organizations, local businesses, and community-based organizations including homeless shelters, food pantries, nonprofit medical providers, and senior care facilities to bolster their resilience to all hazards.
- iii. Community Mapping: identify community resources and characteristics in order to identify gaps in resources, identify hazards and vulnerabilities, and inform action to promote resilience.

- b. **Emergency Operations Centers and Technology**

- i. Establishing and maintaining a unified and coordinated operational structure and process that integrates critical stakeholders across and among all levels of government and with critical private and nonprofit sectors to protect against potential threats, conduct law enforcement investigations, or engage in enforcement, protective, and response activities.
- ii. Implementing WebEOC and other situational awareness and decision support tools.
- iii. Enhancing emergency operations centers.
- iv. Conducting or participating in incident management training and/or exercises.

- c. **Information and Intelligence Sharing/Cooperation (NPA - Required to fund at least 3%)**

(Note: Applicants should submit Fusion Center projects under the Law Enforcement Terrorism Prevention Activities (LETPA) solicitation.)

Core Capability: Intelligence and Information Sharing

- i. Identifying, developing, providing, and sharing timely, accurate, and actionable information, data, or knowledge among government or private sector entities to include information sharing with all DHS components, fusion centers, and other entities designated by DHS.

- ii. Cooperation with DHS officials and other entities designated by DHS in intelligence, threat recognition and analysis.
 - iii. Joint training and planning with DHS officials and other entities designated by DHS.
 - iv. Enabling interdiction and disruption of terrorist activity through enhanced understanding and recognition of pre-operational activity and other crimes that may be precursors or indicators of terrorist activity.
 - v. Paying for personnel or contractors to serve as qualified intelligence analysts and/or to participate in information, investigative, and intelligence sharing activities specifically related to homeland security.
 - vi. Assessing threat information to inform continued prevention operations and ongoing response activities.
 - vii. Implementing and maintaining suspicious activity reporting initiatives.
 - viii. Implementing or sustaining public information and warning systems to relay information regarding terrorism threats.
- d. **Interoperable Emergency Communications**
- i. Building capabilities to meet P-25 standards.
 - ii. Sustaining existing capabilities (e.g. life cycle replacement of equipment).
 - iii. Projects must enhance current capabilities or address capability gaps identified by the Texas Department of Public Safety (DPS) or Texas Interoperable Communications Coalition (TxICC) in either the Texas Statewide Communications Interoperability Plan (SCIP) or DPS Report on Interoperable Communications to the Texas Legislature. **Note:** *Projects to increase voice communications interoperability for counties with the lowest interoperability levels are preferred over other types of communications projects.*
 - iv. If a project is funded (after an agency receives the grant award from the PSO), the planned expenditures must be submitted to and receive validation from the Statewide Interoperability Coordinator (SWIC) prior to purchase. **Note:** *Radios purchased must: a) follow the Statewide Radio ID Management Plan; b) be programmed following the Statewide Interoperability Channel Plan, and c) include encryption options capable of Advanced Encryption Standard (AES) encryption, IF encryption is being purchased.*
- e. **Planning**
- i. Developing state and regional risk and preparedness assessments, including those related to special events.
 - ii. Core capability development planning, to include typing and tracking of equipment and special response teams.
 - iii. Planning and execution of training and exercises focused on terrorism prevention, protection and response.
 - iv. Multi-jurisdictional operational planning to include plans for regional operational coordination of terrorism prevention, protection, and response capabilities.
 - v. Maintaining or updating Emergency Operations Plans, consistent with guidance in CPG 101.v2 and the whole community approach to security and emergency management.
 - vi. Planning and implementation of initiatives to enhance the Citizen Corps Program and other community resilience initiatives.

- vii. Planning for continuity of operations.
- f. **Protection of Soft Targets/Crowded Places (NPA - Required to fund at least 3%)**

Core Capabilities: Operational Coordination; Public Information and Warning; Intelligence and Information Sharing; Interdiction and Disruption; Screening, Search, and Detection; Access Control/Identity Verification; Physical Protective Measures; Risk Management for Protection Programs

 - i. Implementing target hardening and other measures associated with increased security to mitigate risks at places where people gather, such as schools, workplaces, entertainment venues, transportation nodes, and houses of worship.
 - ii. Assessing critical infrastructure vulnerabilities and interdependencies, particularly those involving multiple sites and/or sectors.
 - iii. Planning, training, exercises, equipment, and modeling enabling responsible jurisdictions to mitigate threats to and vulnerabilities of critical infrastructure facilities, assets, networks, and systems.
 - iv. Analyzing critical infrastructure threats and information sharing with private sector partners.
 - v. Enhancing public awareness, education and communications, and increasing reporting of suspicious activities related to critical infrastructure.

g. **Support of First Responder Capabilities**

Note: Because there is the potential for significant overlap between this activity area and the FEMA National Priorities, applicants should first check whether their proposed project is consistent with the description and core capabilities outlined for the National Priority Areas.

- i. Sustaining and enhancing capacity to detect and resolve threats involving chemical, biological, radiological, nuclear and explosive (CBRNE) devices or weapons of mass destruction (WMD).
- ii. Sustaining and enhancing tactical teams including HAZMAT response and decontamination, Urban Search and Rescue, and SWAT.
- iii. Sustaining equipment needs, including personal protective equipment, WMD pharmaceuticals, calibration and maintenance for WMD-related detection and identification systems, and closely related investments to update or sustain current equipment.
- iv. Sustaining and enhancing efforts to delay, divert, intercept, halt, apprehend, or secure threats or hazards (includes capabilities related to Border Security).
- v. Coordinating regional training exercises with federal, state and local law enforcement participation focused on responding to terrorism-related events and increasing participation with community and business organizations.
- vi. Identifying or locating terrorists through active and passive surveillance and search procedures including systematic examinations and assessments, bio-surveillance, sensor technologies, or physical investigation and intelligence.

Program-Specific Requirements

1. All capabilities being built or sustained must have a clear link to one or more Core Capabilities in the National Preparedness Goal.

2. Many capabilities which support terrorism preparedness simultaneously support preparedness for other hazards. Grantees must demonstrate this dual-use quality for any activities implemented under this program that are not explicitly focused on terrorism preparedness. Activities implemented under SHSP must support terrorism preparedness by building or sustaining capabilities that relate to the prevention of, protection from, mitigation of, response to, and/or recovery from terrorism.
3. Grantees are required to maintain adoption and implementation of the National Incident Management System (NIMS). The NIMS uses a systematic approach to integrate the best existing processes and methods into a unified national framework for incident management across all homeland security activities including prevention, protection, response, mitigation, and recovery. Grantees must use standardized resource management concepts for resource typing, credentialing, and an inventory to facilitate the effective identification, dispatch, deployment, tracking and recovery of resources.
4. Cities and counties must have a current emergency management plan or be a legally established member of an inter-jurisdictional emergency management program with a plan on file with the Texas Division of Emergency Management (TDEM). Plans must be maintained throughout the entire grant performance period. If you have questions concerning your Emergency Management Plan (preparedness) level, contact your Emergency Management Coordinator (EMC) or your regional Council of Governments (COG). For questions concerning plan deficiencies, contact TDEM at tdem.plans@tdem.texas.gov.
5. Grantees will be required to complete the 2023 Nationwide Cybersecurity Review (NCSR), enabling agencies to benchmark and measure progress of improving their cybersecurity posture. The Chief Information Officer (CIO), Chief Information Security Officer (CISO), or equivalent for each recipient agency should complete the NCSR. If there is no CIO or CISO, the most senior cybersecurity professional should complete the assessment. The NCSR is available at no cost to the user and takes approximately 2-3 hours to complete. For more information about the NCSR, visit: <https://www.cisecurity.org/ms-isac/services/ncsr/>.

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. This 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. In accordance with Texas Government Code, Section 420.034, any facility or entity that collects evidence for sexual assault or other sex offenses or investigates or prosecutes a sexual assault or other sex offense for which evidence has been collected, must participate in the statewide electronic tracking system developed and implemented by the Texas Department of Public Safety. Visit DPS's [Sexual Assault Evidence Tracking Program](#) website for more information or to set up an account to begin participating.
5. Eligible applicants must be registered in the federal System for Award Management (SAM) database and have an UEI (Unique Entity ID) number assigned to its agency (to get registered in the SAM database and request an UEI number, go to <https://sam.gov/>).

Failure to comply with program or 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. inherently religious activities such as prayer, worship, religious instruction, or proselytization;
2. lobbying;
3. any portion of the salary of, or any other compensation for, an elected or appointed government official;
4. vehicles or equipment for government agencies that are for general agency use and/or do not have a clear nexus to terrorism prevention, interdiction, and disruption (i.e. mobile data terminals, body cameras, in-car video systems, or radar units, etc. for officers assigned to routine patrol; general firefighting equipment or uniforms);
5. weapons, ammunition, tasers, weaponized vehicles or explosives (exceptions may be granted when explosives are used for bomb squad training);
6. weapons accessories to include but not limited to optics/sights, laser aiming devices, ammunition pouches, slings, rifle bags or other accessories designed for use with any firearms/weapon;
7. admission fees or tickets to any amusement park, recreational activity or sporting event;
8. promotional items or gifts;
9. food, meals, beverages, or other refreshments, except for eligible per diem associated with grant-related travel or where pre-approved for working events;
10. membership dues for individuals;
11. any expense or service that is readily available at no cost to the grant project;
12. any use of grant funds to replace (supplant) funds that have been budgeted for the same purpose through non-grant sources;

13. fundraising;
14. legal services for adult offenders;
15. amateur radios and equipment, FMS radios, GMRS radios, or other radio equipment that is not P25 compliant;
16. riot equipment including but not limited to shields, batons, less-lethal ammunition, and grenades designed or intended for dispersing crowds; and
17. any other prohibition imposed by federal, state, or local law.

Selection Process

Application Screening: PSO will screen all applications to ensure that they meet the requirements included in the funding announcement.

1. **Peer/Merit Review:** For eligible local and regional projects:
 - a. Each COG's homeland security advisory committee will prioritize all eligible applications using the region's risk-informed methodology.
 - b. PSO will accept priority listings that are approved by the COG's executive committee.
 - c. PSO will make all final funding decisions based on eligibility, FEMA National Priorities, COG priorities, reasonableness, availability of funding, and cost-effectiveness.
2. PSO staff members or a review group selected by the executive director will review applications for statewide discretionary projects.

Final Decisions – All Projects: The executive director will consider rankings along with other factors and make all final funding decisions. Other factors may include cost effectiveness, overall funds availability, PSO or state government priorities and strategies, legislative directives, need, geographic distribution, or other relevant factors.

PSO may not fund all applications or may only award part of the amount requested. In the event that funding requests exceed available funds, PSO may revise projects to address a more limited focus.

Contact Information

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

RESOLUTION NO. 2023-_____

A RESOLUTION AUTHORIZING PARTICIPATION IN 2023 STATE HOMELAND SECURITY GRANT PROGRAM – REGULAR PROJECTS WITH THE OFFICE OF THE GOVERNOR, PUBLIC SAFETY OFFICE, HOMELAND SECURITY GRANTS DIVISION FOR LAW ENFORCEMENT EQUIPMENT; 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 participate in an application to the Office of the Governor, Public Safety Office-Homeland Security Grants Division- 2023 State Homeland Security Program-Regular Projects for grant monies for drones and other equipment for law enforcement personnel; and

WHEREAS, the City agrees to provide the applicable matching funds for the said project, if any, as required by the Office of the Governor for the Homeland Security Grant Program grant application; and

WHEREAS, the City agrees that in the event of loss or misuse of the Office of the Governor grant 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 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, 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 Homeland Security Grant Program for drones and other equipment for law enforcement personnel to the Office of the Governor.

II.

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

PASSED AND APPROVED by a majority vote of the City Commission the 27th day of February, 2023.

Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM

Courtney Alvarez, City Attorney

AGENDA ITEM #3

City of Kingsville
Finance Department

TO: Mayor and City Commissioners

CC: Mark McLaughlin, City Manager

FROM: Charlie Sosa, Purchasing Manager

DATE: February 17, 2023

SUBJECT: Purchase of New Broce Rotary Broom RCT-350

Summary:

This item authorizes the purchase of New Broce Rotary Broom RCT-350 from Nueces Power Equipment through BuyBoard Purchasing Cooperative Contract #685-22 for the City of Kingsville Street Department.

Background:

The existing Rotary Broom is 20+ years old and has been sent in to repairs frequently. The Street Department Rotary Broom is used to for the construction of hot mix materials and seal coating for the city's street program. Frequent repair has caused the Street Department to use rental equipment thus increasing maintenance and operation expenses. The purchase of new Broce Rotary Broom will increase productivity and decrease operation expenses.

Financial Impact:

Funds are available through 115-5-3050-71200, of which \$74,791.00 are available this fiscal year. The purchase price is estimated to be \$73, 931.66, so there is adequate funding for this item.

Recommendation:

It is recommended the City Purchase the New Broce Rotary Broom RCT-350 from Nueces Power Equipment through BuyBoard Purchasing Cooperative Contract #685-22. 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.





City of Kingsville, TX

Budget Report

Account Summary

For Fiscal: 10/2022-09/2023 Period Ending: 02/28/2023

		Original	Current	Period	Fiscal	Encumbrances	Variance	Percent
		Total Budget	Total Budget	Activity	Activity		Favorable (Unfavorable)	Remaining
Fund: 115 - TAX NOTES SERIES 2021	Expense							
	115-5-3050-71200							
	Machinery/Equipment							
	Expense Total:	74,791.00	74,791.00	0.00	0.00	73,931.66	859.34	1.15 %
Fund: 115 - TAX NOTES SERIES 2021 Total:		74,791.00	74,791.00	0.00	0.00	73,931.66	859.34	1.15 %
Report Total:		74,791.00	74,791.00	0.00	0.00	73,931.66	859.34	1.15 %

Group Summary

Account Type	Original Total Budget	Current Total Budget	Period Activity	Fiscal Activity	Encumbrances	Variance	
						Favorable (Unfavorable)	Percent Remaining
Fund: 115 - TAX NOTES SERIES 2021	74,791.00	74,791.00	0.00	0.00	73,931.66	859.34	1.15 %
Expense	74,791.00	74,791.00	0.00	0.00	73,931.66	859.34	1.15 %
Fund: 115 - TAX NOTES SERIES 2021 Total:	74,791.00	74,791.00	0.00	0.00	73,931.66	859.34	1.15 %
Report Total:	74,791.00	74,791.00	0.00	0.00	73,931.66	859.34	1.15 %

Fund Summary

Fund	Original Total Budget	Current Total Budget	Period Activity	Fiscal Activity	Encumbrances	Variance	
						Favorable (Unfavorable)	Percent Remaining
115 - TAX NOTES SERIES 2021	74,791.00	74,791.00	0.00	0.00	73,931.66	859.34	1.15 %
Report Total:	74,791.00	74,791.00	0.00	0.00	73,931.66	859.34	1.15 %

NPE

NUECES POWER EQUIPMENT

CORPUS CHRISTI, TX
(361) 289-0066

EL PASO, TX
(915) 541-0066

LAREDO, TX
(956) 725-0066

VICTORIA, TX
(361) 576-0066

SAN BENITO, TX
(956) 361-0066

HOUSTON, TX
(713) 247-0066

SAN ANTONIO, TX
(210) 310-0066

QUOTE

DATE

February 16, 2023

CUSTOMER

NAME

CITY OF KINGSVILLE

ADDRESS

PO BOX 1458

CITY, STATE, ZIP

KINGSVILLE, TX 78363

C/O

CHARLIE SOSA

PHONE

(361) 455-7746

NPE

P.O. BOX 4789

CORPUS CHRISTI, TEXAS 78469-4789

QTY	NEW USED	MODEL	SERIAL NUMBER	STOCK NO.	DESCRIPTION	CASH PRICE
1	NEW	RCT350	413454	C17706	BROCE BROOM RCT-350	62,350.00
					WITH CUMMINS TIER 4F TURBO DIESEL ENGINE	-
					8' POLY BRUSH	-
					TURBO II PRECLEANER	310.00
					SUSPENSION SEAT	410.00
					150 GAL. WATER SYSTEM	1,595.00
					LIGHT GROUP WITH TURN SIGNALS	1,075.00
					STROBE LIGHT	345.00
					CAB WITH FRONT WIPER	6,160.00
					HEATER / DEFROSTER	810.00
					74378	4,040.00
					WINSHIELD WASHER (FRONT ONLY)	210.00
					WEST COAST MIRRORS	155.00
					BUYBOARD CONTRACT # 685-22 (JAN. 2023 EXPECTED DELIVERY)	

TRADE-IN EQUIPMENT

MAKE, MODEL, AND DESCRIPTION	HOURS	SERIAL NO.	ALLOWANCE		
			\$	Sub Total	77,460.00
			\$	BUYBOARD DISCOUNT 10%	-7746.00
			\$	Other Charges	
			\$	PDI	550.00
Gross Trade-In Allowance			\$ -	SHIPPING & DELIVERY	3,550.00
Less: Amount Owed To:			\$ -	Total Cash Price	73,814.00
Net Trade-In Allowance			\$ -	Trade-In Allowance	-

DISCLAIMER OF WARRANTIES

Any Warranties on the products sold hereby are those made by the Manufacturer. The Seller, Nueces Power Equipment, hereby expressly disclaims all warranties, either expressed or implied, including any implied Warranty of Merchantability or fitness for a particular purpose, and Nueces Power Equipment neither assumes nor authorizes any other person to assume to any liability connection with the sale of said product. All factory authorized warranty repairs are to be performed at NPE's service center. Travel time and/or hauling are at buyer's expense.

BALANCE DUE UPON DELIVERY

BUYER AGREES TO ALL TERMS AND CONDITIONS OF THE SALE SET FORTH ON THIS PAGE

BUYER'S SIGNATURE

CUSTOMER P.O. #

	Sub Total	77,460.00
	BUYBOARD DISCOUNT 10%	-7746.00
	Other Charges	
	PDI	550.00
	SHIPPING & DELIVERY	3,550.00
	Total Cash Price	73,814.00
	Trade-In Allowance	-
	Total Cash Price After Trade-In	73,814.00
	Sales Tax	EXEMPT
	State Fuel Surcharge	EXEMPT
	Heavy Inventory	117.66
	Cash on Delivery	
	Balance Due ➡	73,931.66

ROBERT ZOHRER

SELLER'S NAME

SELLER'S SIGNATURE

****This quote is valid for 30 days from the specified date. All units are subject to prior sale.****



Distributor Name: Nueces Power Equipment
 Sales Person:
 Phone Number: 361-289-0066

Date: 2/16/2023

Price list date: 2/7/2023

Customer name: City of Kingsville
 Customer Contact: Charlie Sosa
 Customer Email: csosa@cityofkingsville.com
 Customer PO#:
 PO Date

Model Discount: 10%
 Factor 90%

Machine Make	Model	Description	Sales Code	Factory List Price	Customer Price
Broce	RCT-350	8' Broom	685-22	\$ 62,350.00	\$ 56,115.00
Ref. No.	Description				\$ -
	turbo 2 precleaner			\$ 310.00	\$ 279.00
	suspension seat			\$ 410.00	\$ 369.00
	150 gallon water system			\$ 1,595.00	\$ 1,435.50
	light group with turn signals			\$ 1,075.00	\$ 967.50
	strobe light			\$ 345.00	\$ 310.50
	cab with front wiper			\$ 6,160.00	\$ 5,544.00
	heater with defroster			\$ 810.00	\$ 729.00
	hvac			\$ 4,040.00	\$ 3,636.00
	windshield washer (front only)			\$ 210.00	\$ 189.00
	west coast mirrors			\$ 155.00	\$ 139.50
Factory Options & Attachments					
Ref. No.	Description				\$ -
					\$ -
					\$ -
					\$ -
					\$ -
					\$ -
Non-Factory Options & Attachments					
Ref. No.	Description				\$ -
					\$ -
					\$ -
	Warranty				\$ -
	Factory Freight				\$ 3,200.00
	Local Delivery				\$ 350.00
	PDI & Training				\$ 550.00
	Steel Surcharge				\$ -
	Sub Total				\$ 73,814.00
Additional Discount/Trade in					0
Heavy Equipment Tax 0.00159					\$ 117.66
Validity	60 days				
Delivery	30-150 Days A.R.O.				
FOB	Customers Yard				
Total Sale Price					\$ 73,931.66

Validity 60 days
 Delivery 30-150 Days A.R.O.
 FOB Customers Yard



RETAIL PRICE LIST-PRICES EFFECTIVE DECEMBER 1, 2021

The following will be Standard Equipment on all Four Wheel Units:

- * Certified Roll-Over Protection Structure/Canopy & Retractable Seat Belt
 - * 8' Steel Core with 10" x 32" Poly Wafer Filler
 - * Full Gauge Package with Tach & Hour Meter
 - * Power Steering & Traffic Horn
 - * 4-Wheel Hydraulic Brakes
 - * Radial Tires
 - * Hydrostatic Transmission
 - * Dual Element Air Cleaner/Engine Air Pre-cleaner
 - * Reverse Alarm
 - * Brush Lock
 - * Joy Stick Control
 - * Enclosed Engine Cover
 - * Front and Rear Fenders
 - * 27 Gallon Fuel Tank and 27 Gallon Hydraulic Tank with Shutoff Valves
 - * Air Cleaner Stack Extension
 - * Safety Engine Shutdown System
-

BROCE REAR ENGINE SELF-PROPELLED BROOMS - (List Price)

	Standard Broom
RCT-350 4 Cyl. 2.8 L Cummins Turbo Diesel Tier 4 Final	\$ 62,350.00
RJT-350 4 Cyl. 4.5 John Deere Diesel Tier 4 Final	\$ 64,165.00
RPT-350 4Cyl. 2.8L Perkins Turbo Diesel Tier 4 Final	\$ 60,880.00

(List Price)	BRUSH OPTIONS AVAILABLE
\$ 410	Core Cover End Plate
\$ 255	8 Ft. Poly Tube Brush (96" Brush Surface)
\$ 340	8 Ft. Half Poly & Half Wire Brush
\$ 1,690	Electronic Variable Speed Brush Control
\$ 7,500	Brush Side Shift

Prices F.O.B. Dodge City, Kansas

We reserve the right to change specifications or price at any time without prior notice or obligation

Page 1 of 2

Celebrating 55 years as the leader in construction & road sweepers.

PO Box 1187
Norman, OK 73070-1187

Sales: (866) 579-2488
Office: (405) 579-2488

www.brocebroom.com

(List Price)

BASIC OPTIONS AVAILABLE

\$ 310	Turbo II Precleaner
\$ 195	Sy-Klone Precleaner
\$ 765	Tilt & Telescoping Steering Column
\$ 4,515	7 1/2 Ft. Front Scraper Blade Attachment
\$ 5,951	Curb & Gutter Brush Attachment * Factory installed only
\$ 850	Canopy Windshield
\$ 1,390	Canopy Windshield w/Wiper
\$ 1,595	150 Gal. Water Sprinkler System w/Low Profile Poly Tank
\$ 410	Suspension Seat
\$ 2,615	Tow Bar (2 5/16 Ball or Pintle) w/Hyd. Surge Brake & Tow Lights
\$ 1,460	Tow Bar (2 5/16 Ball or Pintle) w/Safety Chain & Tow Lights
\$ 445	Spare Tire w/Mount
\$ 450	Down Pressure Valve

(List Price)

LIGHTS & GAUGE OPTIONS

\$ 240	Hydraulic Temperature Gauge
\$ 1,075	Light Group - Class A Turn Signals & Headlamps
\$ 230	Work Lights, Side or Rear (2 Single Beam)
\$ 465	Amber Beacon
\$ 345	Strobe Light
\$ 365	Audible Engine Alarm w/Warning Light
\$ 265	Block Heater
\$ 1,060	Hand Controlled Hydrostat (Replaces Foot Control)
\$ 165	Hanging Rock Guard

(List Price)

\$ 6,160	Cab w/Front Wiper
\$ 810	Heavy Duty Heater & Defroster
\$ 4,040	Air Conditioning
\$ 475	Rear Wiper
\$ 210	Windshield Washer (Front Only)
\$ 435	Windshield Washer (Front & Rear)
\$ 155	West Coast Mirrors
\$ 810	CD/AM/FM Stereo
\$ 125	Vandalism Lock Package
\$ 225	Tool Box

The Original The Leader

The Broce Broom 350



The standard bearer for construction sweepers across the globe. The 350 has been perfected for road construction and maintenance through 60 years of experience driven innovation. With unparalleled reliability, efficiency and comfort the Broce Broom 350 has earned it's place as the industry leader.

Sales: (866) 579-2488
www.brocebroom.com

All 350's come with Standard Equipment Specs

- Certified Roll Over Structure and Canopy complies with ISO3471
- Main Frame - All Welded 6" Channel
- Heavy Structural Steel with Gussets at Stress Points
- 6" Rectangular Tubing - Front and Rear Bumpers
- Front Fenders are Standard Equipment on Some Configurations
- Weight (standard unit) - 5,500lbs.
- Overall Length - 14' 4"
- Overall Width for Transport - 8' 2"
- Overall Height - 8' 6"
- Inside Turning Radius - 13'
- Brakes - Equipped with Dual Master Cylinder, Four Wheel Hydraulic Self Adjusting on Rear and Disc on Front, and Mechanical Parking Brake
- Brush Core - 8' all Steel Welded Construction
- Brush Filler - 10" x 32" Wafers - Prostran
- Sweeping Width - 8'
- Brush Drive - Direct Drive Motor enclosed in Core, 192 RPM under load
- Core Cover - 140 degrees 14 Gauge Steel with Rock Deflector
- Swing Frame - Mounted on 10 Heavy Duty Sealed Ball Bearings
- Sweeping Angle - 45 degrees Left or Right
- Broom Controls - Single Lever Joystick Control Valve w/ Adjustable Down Pressure and Float Position
- Hydraulic Tank Capacity - 27 US Gallons w/100 Mesh Suction Strainer
- Operating Pressure - 3,000 PSI
- Pump Capacity - 26 GPM at 2400 RPM
- Filter - Two 10 Micron Replaceable Element (suction and return)
- Fuel Capacity - 27 US Gallons
- Front Axle - Heavy Duty Oscillating w/Disc Brakes
- Rear Axle - Dana Heavy Duty Truck Type w/Drum Brakes
- Wheels - 6 x 16 - 6 Bolt on 5 1/2 Centers
- Tires - LT225X75X 16 Load Range E
- Steering - Orbital Type Power Steering
- Padded Seat with Arm Rest and Seat Belts Complies with ISO 6683
- Cross-Link Electrical Wiring Complies with SAE J-1128
- Instruments and Controls - Water Temperature, Oil Pressure, Volt Meter, Tachometer, Hour Meter, Fuel Gauge, Reverse Alarm, Rear View Mirror, Controls for Broom Drive, Core Angling, Core Height, Electrical Core Lock, Engine Throttle, Brakes, Directional Control, Parking Break with Engaging Light, Traffic Horn
- Transmission - Hydrostatic Pump and Motor coupled to a 2-Speed Gearbox with Neutral Shift for Towing. Low Gear 13 MPH, High Gear 34 MPH
- Air Cleaner - Donaldson Dual Element Type with Precleaner

Engine Model Options:

- RCT-350 2.8 Turbocharged Cummins Diesel, 74 HP @2500-Tier 4 Final
- RJT-350 4.5 Turbo Charged John Deere Diesel, 74 HP @2500-Tier 4 Final
- RPT-350 2.8 Turbo Charged Perkins Diesel, 74 HP @2400-Tier 4 Final

In an effort to improve the product, Broce Mfg. reserves the right to change without prior notice or obligation any specifications and/or features.

Your 350 could come with Optional Equipment

- Enclosed Cab with Safety Glass and Wiper
- Pressurized Air Conditioning
- Block Heater & Defroster
- Down Pressure Limit Valve
- Broom Side-Shift
- Curb and Gutter Brush
- 7 1/2 Ft. Scraper Blade (as pictured)
- 150 Gallon Water Sprinkling System w/Poly Tank
- Light Group - Turn Signals, Warning Lights, Halogen Headlights and Taillights
- Amber Beacon or Strobe Light
- Work Lights - Side and Rear
- Turbo II Precleaner or Sy-Klone
- Extension Air Cleaner Stack
- Spare Tire with Mount (as pictured)
- Tow Hitch with Safety Chains - Surge Brake Available
- Heavy Duty Rear Axle
- Variable-Speed Brush
- 41 Gallon Fuel Tank
- Windshield Washer - Front and Rear
- Rear Windshield Wiper
- Canopy Windshield
- Hanging Rock Guard
- 96" Poly Tube Broom
- Hydrostatic Hand Control
- Safety Engine Shut Down System
- Hydraulic Temperature Gauge
- Audible Engine Alarm System
- Suspension Seat
- Tilt & Telescoping Steering
- AM/FM Stereo Package

Servicing Dealer

Broce Broom

Broce Manufacturing Co.

1818 West Lindsey, Norman, OK 73069

Call Toll Free - Sales: 866-579-2488

Parts & Service: 877-227-8811

Menu



Vendor Contract Information Summary

Vendor	Nueces Power Equipment
Contact	Carla Strasheim
Phone	361-289-0066
Email	carla@npetex.com
Vendor Website	www.nuecespower.com
TIN	74-1649707
Address Line 1	P.O. Box 4789
Vendor City	Corpus Christi
Vendor Zip	78469
Vendor State	TX
Vendor Country	USA
Delivery Days	10
Freight Terms	FOB Destination
Payment Terms	Net 30 days
Shipping Terms	Pre-paid and added to invoice
Ship Via	Common Carrier
Designated Dealer	No
EDGAR Received	Yes
Service-disabled Veteran Owned	No
Minority Owned	No
Women Owned	No
National	Yes
No Foreign Terrorist Orgs	Yes
No Israel Boycott	Yes
MWBE	No
ESCs	1, 2, 3, 4, 5, 6, 13, 15, 18, 19, 20
States	Texas
Contract Name	Rental Services of Construction Equipment, Vehicles, and Other Equipment
Contract No.	646-21
Effective	07/01/2021
Expiration	06/30/2024
Accepts RFQs	Yes
Quote Reference Number	646-21



May 2, 2022

Sent via email to: carla@npetex.com

Carla Strasheim
Nueces Power Equipment
P.O. Box 4789
Corpus Christi TX 78469

Re: Rental Services of Construction Equipment, Vehicles, and Other Equipment
BuyBoard Contract 646-21

The Local Government Purchasing Cooperative (BuyBoard) awarded your company a contract under Rental Services of Construction Equipment, Vehicles, and Other Equipment, Contract 646-21 effective 7/1/2021 through June 30, 2022, with two possible one-year renewals. At this time, the BuyBoard is renewing your contract through June 30, 2023.

All discounts, terms, and conditions of your contract will remain the same. If you agree to this renewal, there is nothing you need to do. However, if you do not agree to this renewal, you must notify me via email at lisa.maraden@tasb.org prior to the start of the renewal term.

Reminder: Once a BuyBoard contract is awarded, vendors must generate a minimum of \$15,000 annually or they may not be offered a contract renewal.

If you have questions or comments concerning this renewal, please contact me as soon as possible at lisa.maraden@tasb.org. We appreciate your interest in The Local Government Purchasing Cooperative.

Sincerely,

Lisa Maraden
Contract Administrator

1st renewal v.02.13.2020

AGENDA ITEM #4



City Manager's Office

TO: Mayor and City Commissioners

CC:

FROM: City Manager

DATE: February 23, 2023

SUBJECT: Out of State Travel Request to attend International Council of Shopping Centers Conference in Las Vegas, NV from May 20-24, 2023

Summary:

The International Council of Shopping Centers (ICSC) Conference in Las Vegas, NV is the largest national conference that brings together shopping and retail trade vendors to one location. The dates for the Conference are as follows, Sunday, May 21 at 1:00pm to Tuesday, May 23 at 11:45am. Travel from Corpus to Las Vegas and back could be done on a Sunday and a Tuesday with only a two-night hotel requirement.

Recommendation:

- Projected City Commission travel budgets need to be discussed prior to recommendation for travel.
- Staff recommend approval of out of state travel for those the City Commission recommends.

Training and Travel Funds Available								
Nave	Beginning Balance	Funds Used this FY	Remaining Balance	D.C. Travel	Mobile AL USS Kingsville	ICSC Las Vegas	New York City	Projected Balance
Mayor Fugate	\$7,000.00	\$1,111.20	\$5,888.80	\$1,000.00	\$1,500.00	\$2,500.00		\$888.80
Commissioner Hinojosa	\$7,000.00	\$1,860.16	\$5,139.84					\$5,139.84
Commissioner Alvarez	\$7,000.00	\$1,780.02	\$5,219.98		\$1,500.00		\$3,200.00	\$519.98
Commissioner Lopez	\$7,000.00	\$1,468.70	\$5,531.30		\$1,500.00			\$4,031.30
Commissioner Torres	\$7,000.00	\$195.00	\$6,805.00		\$1,500.00		\$3,200.00	\$2,105.00
								\$0.00
City Manager Mark McLaughlin	\$7,000.00	\$1,350.62	\$5,649.38	\$1,000.00	\$1,500.00	\$2,500.00		\$649.38

Travel Costs:

- Airfare estimated at \$550 round trip per person.
- Hotel estimated at \$230/night.
- Conference Fee \$975.





ICSC LAS VEGAS

May 21-23, 2023

Las Vegas Convention Center
Las Vegas, Nevada, United States



ICSC LAS VEGAS is our premier event and takes place annually in May. It is a two- to three-day gathering of dealmakers and industry experts, who are driving innovation and evolution in the Marketplaces Industry.

Schedule At-a-Glance

(Times are subject to change)

Sunday, May 21 • Wynn

1:00 – 4:30 pm • Professional Development Workshops

4:45 – 6:00 pm • Keynote Speaker
6:00 – 8:00 pm • Opening Reception
7:00 – 8:30 pm • ICSC Global Awards Ceremony

Monday, May 22 • LVCC

8:00 am – 5:00 pm • Exhibit Hall Open
10:00 am – 4:30 pm • Sessions

Tuesday, May 23 • LVCC

8:00 am – 3:00 pm • Exhibit Hall Open
10:00 – 11:45 am • Sessions

Registration Fees*

Register at the Standard Rate (ends at 11:59 pm EST on May 20, 2023)

Member • **\$975**
Non-Member • **\$1,800**
Retailer Member • **\$0**
Student Member • **\$50**

On-site Rate (starts at 12:00 am EST on May 21, 2023)

Member • **\$1,325**
Non-Member • **\$1,800**
Retailer Member • **\$0**
Student Member • **\$50**

* All cancellations are subject to a \$100 cancellation fee for members and non-members and \$25 for student members. Refunds will not be given for cancellations received after **May 5, 2023**. All requests for refunds must be received by ICSC in writing.

Hotel Reservations

- In partnership with onPeak, ICSC's official hotel provider, we are offering discounted rates at select hotels.
- Notice to all ICSC Members: Please be advised that ICSC will only contact you through onPeak, our official hotel provider. Any other email or phone solicitations offering hotel bookings are unauthorized and should be disregarded as spam notices.

Book Hotel

Exhibitor Information

Reserve your Booth Space today for ICSC 2023 LAS VEGAS. Become an ICSC member and take advantage of member pricing.

Questions? Contact: Logan Brodsky at lbrodsky@icsc.com, Kim Romano at kromano@icsc.com or Keith Colavito at kcolavito@icsc.com.

What's included:

- \$15.50 per sq. ft (member pricing)
- 8' back and side wall drape (except island and peninsula booths)
- Gray booth carpet
- Badges (based on booth size)
- Listing in digital directory

ICSC is committed to bringing our event attendees together safely and with the proper health precautions in place but cannot guarantee that event attendees, exhibitors, vendors or other participants will not become infected with COVID, and by voluntarily attending an ICSC event, you accept and assume the risk of possible exposure or contraction of the same. Read ICSC's Event Terms and Conditions for more information and our Event FAQs for more information.

Follow us for the latest event news and updates.



About this event series

The ICSC Premier event series are our must-attend annual global gatherings of the Marketplaces Industry's networked community of dealmakers, negotiators and money makers.

AGENDA ITEM #5

City of Kingsville
Purchasing Department

TO: Mayor and City Commissioners

CC: Mark McLaughlin, City Manager

FROM: Charlie Sosa, Purchasing Manager

DATE: February 22, 2023

SUBJECT: Classification, Compensation and Benefits Study (RFP #23-03)

Summary:

This item authorizes the City to approval a contract with Evergreen Solutions LLC, to conduct a Classification and Compensation Study for the City of Kingsville.

Background:

We published a Request for Proposal #23-03 in the newspaper on December 22, 2022, and January 5, 2023. Responses were accepted until 2:00 PM on January 31, 2023. The City received six (6) responses from Gallagher Benefit Services, McGrath Human Resources Group, PayPoint HR LLC., Baker Tilly US, LLP, JER HR Group and Evergreen Solutions LLC. The Compensation Review Committee reviewed proposals and found the information received to be responsive. Review Committee scored the firms based on understanding task, related experience, references, cost of services and time to complete tasks. Based on the criteria listed the Review Committee selected Evergreen Solutions LLC. The review committee consisted of Diana Gonzalez, City of Kingsville Human Resource Director. At a duly posted City Commission meeting on February 13, 2023, the City Commission awarded RFP#23-03 to Evergreen Solutions, LLC. A professional services agreement has been negotiated and needs to be approved by City Commission.

Financial Impact:

Funds are available through General Fund Amendment Reserve Line Item 001-5-1030-86000, total cost of services is anticipated to be \$34,500 and there is \$42,500.00 available in that line item.

Recommendation:

It is recommended that the City Commission approve a contract with Evergreen Solutions LLC to perform a Classification, Compensation Benefit Study for the City of Kingsville as per staff recommendation.



RESOLUTION #2023-_____

A RESOLUTION OF THE CITY OF KINGSVILLE, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE A CONSULTING SERVICES AGREEMENT WITH EVERGREEN SOLUTIONS, LLC FOR COMPENSATION AND BENEFITS STUDY; REPEALING ALL CONFLICTING RESOLUTIONS AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Kingsville ("City") decided a compensation and benefits study was needed and prepared a Request for Proposal (RFP #23-03) to identify qualified and responsive providers for such services in accordance with state law; and

WHEREAS, the City advertised RFP #23-03 in the local newspaper on December 22, 2022 and January 5, 2023 and on the City's website and six responses were received by the January 31, 2023 deadline; and

WHEREAS, the City Selection Review Committee (Human Resources Director) reviewed the RFP responses and recommended the RFP be awarded to Evergreen Solutions, LLC; and

WHEREAS, the proposals received for RFQP#23-03 by the due date were reviewed to determine the most qualified and responsive provider for each service giving consideration to ability to perform successfully under the terms and conditions of the request;

WHEREAS, the City Commission officially selected Evergreen Solutions, LLC as the consulting firm to perform the Compensation & Benefits Study, and staff has negotiated a contract for a fair and reasonable price with the firm and now brings the contract back before City Commission for approval.

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

I.

THAT the City Manager is authorized and directed as an act of the City of Kingsville, Texas to execute a Consulting Services Agreement with Evergreen Solutions, L.L.C. for compensation and benefits study in accordance with Exhibit A hereto attached and made a part thereof.

II.

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

III.

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

PASSED AND APPROVED by a majority vote of the City Commission on the
_____ 27th day of _____ February _____, 2023.

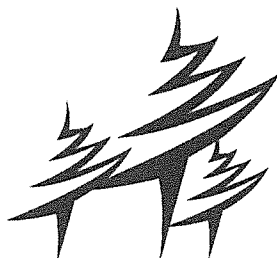
Sam R. Fugate, Mayor

ATTEST:

Mary Valenzuela, City Secretary

APPROVED AS TO FORM:

Courtney Alvarez, City Attorney



Consulting Services Agreement

By and Between

City of Kingsville, Texas

and

Evergreen Solutions, LLC

This Agreement (the "Agreement"), dated as of February 17, 2023, is made by and between Evergreen Solutions, LLC, a Florida corporation ("Evergreen"), and the City of Kingsville (the "Client").

WHEREAS, Evergreen Solutions and the Client desire to enter into an agreement whereby Evergreen will provide certain management consulting services for the Client on the terms and conditions hereinafter set forth; and

WHEREAS, Evergreen Solutions is willing to provide such management consulting services for the Client.

NOW, THEREFORE, the parties hereto agree as follows:

1. Engagement. Evergreen Solutions hereby agrees to provide such management consulting services for the Client as may be reasonably requested by the Client in connection with the Request for Proposals (RFP #23-03) and Proposal submitted by Evergreen Solutions on January 31, 2023.

2. Extent of Services. Evergreen Solutions agrees to perform such services to the best of its ability and in a diligent and conscientious manner and to devote appropriate time, energies and skill to those duties called for hereunder during the term of this Agreement and in connection with the performance of such duties to act in a manner consistent with the primary objective of completing the engagement.

Evergreen Solutions agrees to devote such time as is reasonably required to fulfill its duties hereunder. Throughout the duration of this agreement, Evergreen Solutions will serve as an independent contractor of the Client, as such; Evergreen Solutions will obey all laws relating to federal and state income taxes,



associated payroll and business taxes, licenses and fees, workers compensation insurance, and all other applicable state and federal laws and regulations.

In the successful completion of this engagement, Evergreen Solutions may utilize subcontractors, but Evergreen Solutions shall remain completely responsible to the Client for performance under this Agreement.

3. Term. The engagement of the Consultant hereunder by Client shall commence as of the date hereof and shall continue through July 15, 2023, unless earlier terminated, pursuant to Section 5 hereof.

4. Compensation.

(a) As compensation for the services contemplated herein and for performance rendered by Evergreen Solutions of its duties and obligations hereunder, the Client shall pay to Evergreen Solutions an aggregate fee equal to \$34,500 (the "Consulting Fee"), earned and payable according to the following invoice/payment schedule:

- 25% - upon completion of Tasks 1 – 2
- 25% - upon completion of Tasks 3 – 4
- 25% - upon completion of Tasks 5 – 6
- 25% - upon completion of Tasks 7 – 11

(b) The Client's sole obligation shall be to pay Evergreen Solutions the amounts described in Section 4(a) of this Agreement, and the Consultant is not and shall not be deemed an employee of the Client for any purpose.

5. Termination. This Agreement shall be terminated as follows:

(a) 30 days after written notice of termination is given by either party at any time after February 17, 2023, provided however, that if the Client shall terminate this Agreement pursuant to this Section 5(a) for any reason other than Consultant's material breach of this Agreement (having given prior notice of, and reasonable opportunity for Consultant to cure, any such breach), Client shall pay to consultant in one lump sum an amount equal to that portion of the aggregate Consulting Fee which has not been paid to Consultant as of the effective date of such termination.

(b) On such date as is mutually agreed by the parties in writing.

(c) Upon expiration of the Term as set forth in Section 3.

If Client elects to terminate for material breach then Client shall pay to consultant in one lump sum an amount equal only to that for which services have been rendered.

Upon termination of this Agreement pursuant to this Section 5, except as contemplated by Section 5(a) in the event Client terminates this Agreement in the absence of continuing material breach hereof by Consultant, Consultant shall be entitled to payment of only that portion of the Consulting Fee earned through the effective date of such termination and any portion of the Lump Sum Payment which has not been paid to Consultant as of the effective date of such termination.

6. Confidential Information. Evergreen Solutions shall not, at any time during or following expiration or termination of its engagement hereunder (regardless of the manner, reason, time or cause thereof) directly



or indirectly disclose or furnish to any person not entitled to receive the same for the immediate benefit of the Client any trade secrets or confidential information as determined by the Client in writing.

7. Covenants. Evergreen Solutions agrees to (a) faithfully and diligently do and perform the acts and duties required in connection with its engagement hereunder, and (b) not engage in any activity which is or likely is contrary to the welfare, interest or benefit of the business now or hereafter conducted by the Client.

8. Binding Effect. This Agreement will inure to the benefit of and shall be binding upon the parties hereto and their respective successors or assigns (whether resulting from any re organization, consolidation or merger of either of the parties or any assignment to a business to which all or substantially all of the assets of either party are sold).

9. Entire Agreement. This Agreement, including the aforementioned RFP and proposal, contains the entire agreement and understanding of the parties with respect to the subject matter hereof, supersedes all prior agreements and understandings with respect thereto and cannot be modified, amended, waived or terminated, in whole or in part, except in writing signed by the party to be charged.

10. Notices. All notices required to be given under the terms of this Agreement or which any of the parties desires to give hereunder shall be in writing and personally delivered or sent by registered or certified mail, return receipt requested, or sent by facsimile transmission, addressed as follows:

(a.) If to Evergreen Solutions addressed to:

Evergreen Solutions, LLC
Attention: Dr. Jeff Ling, President
2878 Remington Green Circle
Tallahassee, Florida 32308

(b.) If to the Client addressed to:

City of Kingsville
Attention: Mr. Charlie Sosa, Purchasing Manager
400 W. King Avenue
Kingsville, Texas 78363

Any party may designate a change of address at any time by giving written notice thereof to the other parties.

11. Miscellaneous. This Agreement:

(a) shall be binding upon and inure to the benefit of the parties hereto and their respective successors and permitted assigns;

(b) may not (except as provided in Section 9 hereof) be assigned by either party hereto without the prior written consent of the other party (any purported assignment hereof in violation of this provision being null and void);

(c) may be executed in any number of counterparts, and by any party on separate counterparts, each of which as so executed and delivered shall be deemed an original but all of which together shall constitute



one and the same instrument, and it shall not be necessary in making proof of this Agreement as to any party hereto to produce or account for more than one such counterpart executed and delivered by such party;

(d) may be amended, modified or supplemented only by a written instrument executed by all of the parties hereto; and

(e) embodies the entire agreement and understanding of the parties hereto in respect of the transactions contemplated hereby and supersedes all prior agreements and understandings among the parties with respect thereto.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement as of the date first above written.

Evergreen Solutions, LLC

Jeff Ling, President

City of Kingsville, Texas

Mark McLaughlin, City Manager



AGENDA ITEM #6

Mark McLaughlin

From: Emilio Garcia
Sent: Tuesday, February 21, 2023 1:53 PM
To: Mark McLaughlin
Cc: Emilio Garcia
Subject: Mandatory Sterilization Ordinance

Mr. McLaughlin,

I spoke to Jackie Torres, ACO for Corpus Christ Animal Care Services and asked if the City of Corpus Christi has a mandatory sterilization ordinance that requires all animal to be sterilized and she stated NO. In their Animal Ordinance, Sec 6-103. Impoundment (f). If an animal is impounded for running at large, it shall be subject to mandatory sterilization at the owner's expense within thirty (30) days of notification of the violation when the owner come's in to release their animal. This is the only mandatory sterilization they can enforce. She e-mailed me a copy of the ordinance.

Thank you,
Emilio H. Garcia
City of Kingsville, Health Director
3421 N. Farm to Market 1355
P.O. Box 1458
Kingsville, Texas 78364
Bus: (361) 592-3324
Fax: (361) 592-7621
Email: egarcia@cityofkingsville.com



Sec. 6-103. - Impoundment.

- (a) *Grounds for impoundment.* Animals may be impounded by the animal care services division in any of the following circumstances:
- (1) Any animal not kept under restraint as required by this chapter.
 - (2) Any dog or cat for which a valid city registration has not been issued.
 - (3) Any animal that constitutes a public nuisance.
 - (4) Any animal that has rabies or exhibits symptoms of rabies, or that a person could reasonably suspect as having rabies.
 - (5) Any animal that bites, scratches, or otherwise attacks another animal or person within the city.
 - (6) Any animal not kept by the owner or permit holder in conformity with this chapter, regulations promulgated by the animal care services manager, disposition made in accordance with article IV of this chapter, or state law.
 - (7) Any animal upon the written request of the animal's owner and to which the animal care services manager or the animal care services manager's designee agrees that the animal be humanely euthanized for the protection of the public's health, safety and welfare.
 - (8) Any dog that is the subject of a cause of action filed pursuant to V.T.C.A., Health and Safety Code ch. 822, as it may be amended, must be impounded until further order of a court of proper jurisdiction.
- (b) *Length of impoundment.* Except for dogs impounded as subjects or probable subjects of a proceeding pursuant to V.T.C.A., Health and Safety Code ch. 822, for observation of rabies under section 6-127, or other administrative procedures, impounded animals not claimed must be kept for not less than three (3) working days from date of impoundment. In calculating the length of this time period, the first working day after impoundment is considered day one.
- (c) *Notification of owner.* If, by registration or other means, the owner of an impounded animal can be identified, the animal care services division shall, as soon as practicable after impoundment, notify the owner in person or by telephone, if reasonably possible, advising that, if the impounded animal is not redeemed within five (5) working days, disposition will be made in accordance with this chapter.
- (d) *Redemption.* Impounded animals, excluding those impounded as prohibited animals, or an animal held for observation of rabies under section 6-127 or other administrative procedures, are subject to redemption, at the discretion of the animal care services manager. Impounded animals may be redeemed by anyone entitled to possession of the animals, at the discretion of the animal care services manager while the animals are in the city animal shelter after paying the appropriate fees as follows:

- (1) *Impoundment fees.* Impoundment fees are established in the fee schedule pursuant to section 6-15 of this chapter.

A waiver or partial waiver of an impoundment fee may be granted by the animal care services manager in cases involving exigent circumstances as determined by the animal care services manager.

- (2) *Boarding charge.* A boarding charge established in the fee schedule pursuant to section 6-15 of this chapter is not to exceed the reasonable cost of boarding, feeding and caring for the animal for the period of impoundment. Boarding charges apply to redemption of impounded animals and are not applicable to adoption of animals.

- (3) *Rabies vaccination charge.* All charges for rabies vaccination if required.

- (4) *Registration charge.* City registration charge, if applicable.

(e) *Redemption—Special circumstances.*

- (1) In case any animal that is impounded is sought to be redeemed and is suffering from any disease or ailment, it may not be released until the animal care services manager is satisfied that arrangements looking to its proper treatment are assured.
- (2) Animals impounded for rabies observation are subject to redemption if the animal has satisfied the required length of observation and is determined to be free from rabies as verified by the animal care services manager or designee.

~~(f) *Mandatory spay/neuter of dogs following impoundment.*~~

- (1) The owner or keeper shall keep the animal restrained at all times (except cats as described by section 6-102) and ensure that the animal is not at large. Dogs found to be at large shall be subject to mandatory sterilization at the owner's expense within thirty (30) days of notification of the violation.
- (2) Exemption made by animal care services manager. The animal care services manager is authorized to exempt an owner from the requirements of this section if the owner proves to the satisfaction of the animal care services manager that the animal:
 - a. Was a member of a national breed club, local breed club, local all-breed club, sporting or hunting club, or was regularly shown during the six-month period immediately preceding impoundment,
 - b. Was at large due to a natural disaster,
 - c. Was at large due to the criminal or negligent acts of a third party, or
 - d. Displays no characteristics indicating aggressiveness and has a potential market value as a breeding animal.

The denial of a requested exemption pursuant to this subsection (f)(2) by the animal care services manager may be appealed by the owner of the animal by giving signed, written notice of such appeal and the grounds therefor to the neighborhood services director within ten (10) calendar days after issuance of the denial. The determination by the neighborhood services director of said appeal shall be final.

- (3) *Certification of spay/neuter procedure.* The owner is required by this section to spay or neuter their animal shall submit certification signed by a licensed veterinarian that the procedure was performed no later than the fortieth day following the notification of violation to animal care services.
- (4) *Offenses.* A person commits an offense if the person is required by this section to spay or neuter their animal and fails to provide certification to animal care services of the procedure.
- (5) *Affirmative defense.* In a prosecution for a violation of subsection (f)(4), it is an affirmative defense that at the time of the animal's impoundment:
 - a. The owner of the dog was a member of a national breed club, local breed club, local all-breed club, sporting or hunting club, or was regularly shown during the six-month period immediately preceding impoundment.
 - b. The animal was at large due to a vis major.
 - c. The animal was at large at the time of its impoundment due to the criminal or negligent acts of a third party who was not residing at the dog owner's residence. At trial, evidence of a fire or the criminal or negligent acts of a third party may be presented in one (1) or more of the following manners:
 - 1. A certified copy of a police or fire report verifying the incident;
 - 2. The affidavit of police or fire personnel with direct knowledge of the incident; or
 - 3. The testimony of police or fire personnel with direct knowledge of the incident.
- (6) Nothing in this subsection may be construed so as to permit a spayed or neutered dog to run at large.
- (g) *Disposition of animals.*
 - (1) Immediately upon impoundment, the city is the designated caretaker of impounded animals. Except as provided in subsections (c) and (j) of this section, and certain livestock as provided for in this paragraph, impounded animals not redeemed by their owner within three (3) working days following impoundment become the property of the city and may be placed for adoption in a suitable home or with any nonprofit association organized for the protection and welfare of animals, sold under section 17-6 of the Code of Ordinances, or humanely euthanized. Prior to the disposition of any livestock excluding goats and sheep, notice must be posted for a ten-day period at the county courthouse, City Hall, and the city animal shelter

AGENDA ITEM #7

AGENDA ITEM #8

AGENDA ITEM #9